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January 26, 2021 – COMBINED AGENDA/REGULAR MEETING

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CALL TO ORDER

The mayor called the meeting to order at 8:00 PM in the Municipal Building, 1 Collyer Lane, Basking Ridge, NJ. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

ROLL CALL

Present: Baldassare, Jr., Bannan (via phone), Esposito (via phone), Grochala, Fields

Absent:

Also Present: Administrator Monaco, Attorney Belardo, Engineer Timko, and Municipal Clerk Pisano

AMEND AGENDA

Motion by Baldassare, second by Grochala, and unanimously agreed to remove Resolution #2021-0108 from the Consent agenda.

EXECUTIVE SESSION

None.

PUBLIC WORK SESSION

Memo dated 01/11/2021 from Dave Schley - Proposed Ordinance Amendment - Village Center Standards in the PUD-5 Zone

Township Planner Dave Schley reviewed his 01/11/2021 memo to the township committee outlining a request from S/K Allen Road Associates for amendments to various zoning requirements applicable to the Highlands Village Center in The Hills. His review included recommended changes to the Township's Ordinances and additional explanation for those requests he believed were either not needed or should be left to the Planning Board, including their review of the Township's Master Plan for such items as breweries, distilleries, and wineries. The Township Committee members agreed with the proposed ordinance amendments, thanked Mr. Schley for his work, and directed Clerk Pisano to place on an upcoming agenda for introduction.

DEP Model Stormwater Control Ordinance for Municipalities - Tom Timko

Township Engineer Tom Timko stated that the DEP is updating their municipal requirements for stormwater control and highlighted certain features. One significant change is that stormwater design standards will now be cumulative and may prove difficult and costly for individuals to adhere to. In addition, green infrastructure will now be required which again may prove costly. Timko will draft a revised Ordinance for introduction at the next township committee meeting.

REPORTS

None.

CORRESPONDENCE

Nothing Listed.

PUBLIC COMMENT

The mayor opened public comment.

Victoria Costa, 15 Hilltop Rd. - commented that township committee's priorities should focus on municipal issues.

The mayor closed public comment.

TOWNSHIP COMMITTEE BOARD / LIAISON REPORTS AND STAFF COMMENTS

Staff provided comments and committee members reported on their appointed boards and activities.

FIRE & RESCUE APPOINTMENT

None.

UNFINISHED BUSINESS

ORDINANCE #2458 -*Accepting a Wetlands Conservation Easement and a Detention Basin, Drainage & Access Easement on Property Located at Crown Court Drive; Block 8501, Lots 7 and 9 from Crown Court Associates LLC to the Township of Bernards*

The clerk read the ordinance by title and the mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Baldassare, second by Esposito, that Ordinance #2458 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bannan, Esposito, Grochala, Fields
Nay:
Abstain:
Motion carried

BE IT ORDAINED, by the Township Committee of the Township of Bernards, in the County of Somerset and State of New Jersey as follows:

1. Pursuant to the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et seq., Bernards Township hereby accepts from Crown Court Associates LLC, with a mailing address at 820 Morris Turnpike, Short Hills, New Jersey, 07078, a Wetlands Conservation Easement and a Detention Basin, Drainage & Access Easement on Block 8501, Lots 7 and 9, in Bernards Township.
2. The easement is on file with the office of the Township Clerk.
3. This Ordinance shall take effect upon its final passage and publication according to law.

ORDINANCE #2459 - *An Ordinance of the Township of Bernards to Set Calendar Year 2021 Appropriation Limits and to Establish a Cap Bank per N.J.S.A. 40A: 4-45.14 – Public Hearing*

The clerk read the ordinance by title and the mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Baldassare, second by Grochala, that Ordinance #2459 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bannan, Esposito, Grochala, Fields
Nay:
Abstain:
Motion carried

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its Calendar Year 2021 Budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Bernards in the County of Somerset finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Committee hereby determines that a 2.5 % increase in the budget for said year, amounting to \$698,582.40 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and may be necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Bernards, in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Bernards shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, may be increased up to 3.5 %, amounting to no more than \$978,015.36, and that the CY 2021 municipal budget for the Township of Bernards be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

NEW BUSINESS

Consent Agenda

The items listed within the consent agenda portion of the meeting have been referred to the Township Committee for reading and study, linked to the posted agenda on the website, are considered routine and will be enacted by one motion of the Township Committee with no separate discussion. If separate discussion is required, the item may be removed from the agenda by township committee action and placed on the regular agenda under new business.

Motion by Baldassare, second by Esposito, that the Amended Consent Agenda be approved.

Roll Call:

Aye: Baldassare, Bannan, Esposito, Grochala, Fields

Nay:

Abstain:

Motion carried.

****Begin Consent Agenda****

Resolution #2021-0099 - Approval of the Bill List Dated 01/26/2021

BE IT RESOLVED, that the bill list dated 01/26/2021 be audited, and if found correct, be paid.

127409	01/26/21	90227	SHIMSKY, MICHAEL	714.64	1561 Direct Deposit
127410	01/26/21	90327	MCKNIGHT, ALEX	3,773.35	1561 Direct Deposit
127411	01/26/21	90504	COWELL, TRICIA	53.97	1561 Direct Deposit
127412	01/26/21	90597	WALLACE, RYAN	62.50	1561 Direct Deposit
127413	01/26/21	90656	CASACUBERTA, JORGE L	26.50	1561 Direct Deposit
127414	01/26/21	90677	BEGRAFT, GERALYN	749.76	1561 Direct Deposit
127415	01/26/21	A0453	AMAZON.COM	817.59	1561 Direct Deposit
127416	01/26/21	B0203	DIFRANCESCO BATEMAN, PC	7,446.64	1561 Direct Deposit
127417	01/26/21	B0556	BRT TECHNOLOGIES, LLC	1,750.00	1561 Direct Deposit
127418	01/26/21	D0339	DEER CARCASS REMOVAL SVC, LLC	50.00	1561 Direct Deposit
127419	01/26/21	E0267	EAW SECURITY	15,137.70	1561 Direct Deposit
127420	01/26/21	F0384	FLEMINGTON CHEVROLET BUICK	59.95	1561 Direct Deposit
127421	01/26/21	M0830	MOTT MACDONALD LLC	5,203.90	1561 Direct Deposit
127422	01/26/21	P0706	PARTS AUTHORITY LLC	31.52	1561 Direct Deposit
127423	01/26/21	S0016	STORR TRACTOR COMPANY	308.36	1561 Direct Deposit
127424	01/26/21	S0443	STAPLES ADVANTAGE	46.02	1561 Direct Deposit
127425	01/26/21	T0378	THE GUARDIAN LIFE INS CO OF AM	179.82	1561 Direct Deposit
127426	01/26/21	U0079	US SPORTS INSTITUTE, INC.	20,865.00	1561 Direct Deposit
127427	01/26/21	V0020	VILLAGE OFFICE SUPPLY	199.39	1561 Direct Deposit
127428	01/26/21	W0339	W.B. MASON	35.55	1561 Direct Deposit
127429	01/26/21	A0126	AFLAC NEW YORK	230.50	1562
127430	01/26/21	A0168	ALLIED OIL COMPANY, LLC	7,176.52	1562
127431	01/26/21	A0250	AMBASSADOR MEDICAL SERVICES	250.00	1562
127432	01/26/21	A0338	AFLAC	396.52	1562
127433	01/26/21	A0398	STERLING TALENT SOLUTIONS	90.90	1562
127434	01/26/21	A0623	ACCOUNTING RESEARCH &	220.00	1562
127435	01/26/21	A0694	ALVAREX, MAX	250.00	1562
127436	01/26/21	A0701	AMERICAN ASPHALT & MILLING SVC	35,087.99	1562
127437	01/26/21	B0001	BAKER & TAYLOR, INC.	3,233.33	1562
127438	01/26/21	B0024	BEN SHAFFER RECREATION INC	252.95	1562
127439	01/26/21	B0026	BERNARDS TOWNSHIP CURRENT	4,462.19	1562
127440	01/26/21	B0028	BERNARDS TWP. SEWERAGE AUTH.	885.76	1562
127441	01/26/21	B0029	BERNARDS TWP BD OF EDUCATION	7,832,137.00	1562
127442	01/26/21	B0034	BERNARDS TOWNSHIP PAYROLL ACCT	533,992.42	1562
127443	01/26/21	B0241	BANISCH ASSOCIATES, INC.	1,834.65	1562
127444	01/26/21	B0690	BIBLIOTHECA LLC	1,877.11	1562
127445	01/26/21	B0829	BOCCINO, FELICE S	3,632.05	1562
127446	01/26/21	C0024	GANNETT NEW JERSEY NEWSPAPERS	18.06	1562
127447	01/26/21	C0482	OPTIMUM	8.33	1562
127448	01/26/21	C0482	OPTIMUM	44.95	1562
127449	01/26/21	C0597	CLIFFSIDE BODY CORPORATION	904.91	1562

127450	01/26/21	C0669	COLLEEN A MCCARTHY	7,643.00	1562
127451	01/26/21	C0887	CREATIVE WISDOM WELLNESS	150.00	1562
127452	01/26/21	C0915	CHEN, AIJUN OR HUYNH, PAUL	1,816.21	1562
127453	01/26/21	D0020	DELTA DENTAL OF NJ	12,177.79	1562
127454	01/26/21	E0224	EXCELLENT BUILDING SERVICES	9,744.00	1562
127455	01/26/21	F0324	FLAGSHIP DENTAL PLANS	287.71	1562
127456	01/26/21	F0330	FIDELITY SECURITY LIFE INS	266.97	1562
127457	01/26/21	F0377	FARKAS, JOEL	100.00	1562
127458	01/26/21	F0425	FORTUNA TITLE LLC	3,866.72	1562
127459	01/26/21	G0066	GRAINGER INC	392.15	1562
127460	01/26/21	G0098	JCP&L	17,408.45	1562
127461	01/26/21	G0202	GRASS ROOTS TURF PRODUCTS, INC	627.30	1562
127462	01/26/21	G0300	GOLD TYPE BUSINESS MACHINES	198.00	1562
127463	01/26/21	G0509	GREEN ROCK RECYCLING	1,400.00	1562
127464	01/26/21	H0178	HOSE SHOP, INC.	194.90	1562
127465	01/26/21	H0297	DIRECT ENERGY BUSINESS	3,660.34	1562
127466	01/26/21	I0137	INTERSTATE WASTE SERVICES NJ	1,586.00	1562
127467	01/26/21	J0025	MEEKER SHARKEY & HURLEY	600.00	1562
127468	01/26/21	K0177	KEARNS, VIRGINIA & WILLIAM	3,000.00	1562
127469	01/26/21	K0259	KONICA MINOLTA PREMIER FINANCE	108.92	1562
127470	01/26/21	K0331	KONICA PREMIER FINANCE	221.48	1562
127471	01/26/21	K0334	KONICA MINOLTA BUSINESS	13.10	1562
127472	01/26/21	L0485	LIPSCOMB, RHONDA	175.00	1562
127473	01/26/21	M0015	MCKESSON MEDICAL SURGICAL	212.70	1562
127474	01/26/21	M0016	MORRIS-UNION FEDERATION	250.00	1562
127475	01/26/21	M0292	MUNCO OF NJ	75.00	1562
127476	01/26/21	M0493	MCELROY, DEUTSCH, MULVANEY &	4,281.91	1562
127477	01/26/21	M0899	MR JOHN	65.00	1562
127478	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	79.70	1562
127479	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	61.06	1562
127480	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	390.83	1562
127481	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	40,250.56	1562
127482	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	319.00	1562
127483	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	22.96	1562
127484	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	179.40	1562
127485	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	124.44	1562
127486	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	15.56	1562
127487	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	457.43	1562
127488	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	22.96	1562
127489	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	205.83	1562
127490	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	15.56	1562
127491	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	168.84	1562
127492	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	22.96	1562
127493	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	38.86	1562
127494	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	38.86	1562
127495	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	302.03	1562
127496	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	792.80	1562
127497	01/26/21	N0006	NEW JERSEY AMERICAN WATER CO.	183.64	1562
127498	01/26/21	N0023	TREASURER, STATE OF NEW JERSEY	12,198.00	1562
127499	01/26/21	N0053	NJ UNEMPLOYMENT COMP. FUND	6,953.18	1562
127500	01/26/21	N0083	NJRPA	450.00	1562
127501	01/26/21	N0102	NJ MOTOR VEHICLE COMMISSION	150.00	1562
127502	01/26/21	N0126	NJ DEPT. OF COMMUNITY AFFAIRS	90.00	1562
127503	01/26/21	N0333	NJ PUBLIC SAFETY ACCRED COAL	300.00	1562
127504	01/26/21	O0135	OUTHOUSE LLC	400.00	1562
127505	01/26/21	P0437	POS PAPER.COM	164.85	1562
127506	01/26/21	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1562
127507	01/26/21	P0538	PROVIDENT LIFE & ACCIDENT	60.04	1562
127508	01/26/21	P0592	PERMITTECHNATION	50.00	1562
127509	01/26/21	P0602	PRAXAIR DISTRIBUTION, INC	318.91	1562
127510	01/26/21	P0709	PARK FINANCE II	225,937.99	1562
127511	01/26/21	R0010	REIDER ASSOCIATES, INC.	3,528.90	1562
127512	01/26/21	R0440	RAHWAY BUSINESS MACHINES, INC.	39.15	1562
127513	01/26/21	R0493	RIDGE BAGEL & CAFE	117.89	1562
127514	01/26/21	R0815	RUFFIN, RODNEY E	569.61	1562
127515	01/26/21	S0135	CJHRC-CENTRAL JERSEY HOUSING	84.00	1562
127516	01/26/21	S0185	SUBURBAN JOINT INSURANCE FUND	344,618.50	1562
127517	01/26/21	S0370	SOMERSET CTY FIRE SAFETY ASSOC	100.00	1562
127518	01/26/21	S0378	STAVOLA ASPHALT	74.37	1562
127519	01/26/21	S0526	SPATIAL DATA LOGIC	1,000.00	1562
127520	01/26/21	S0628	STATE OF NEW JERSEY-HB	192,217.31	1562
127521	01/26/21	S1057	SOMERSET VALLEY URGENT CARE	140.00	1562
127522	01/26/21	S1133	STARCREST KENNELS, LLC	1,606.73	1562
127523	01/26/21	S1165	SOOS RADON AND ELECTRIC INC	60.00	1562
127524	01/26/21	T0066	CENGAGE LEARNING CREDIT SVCS	332.18	1562
127525	01/26/21	T0286	TOWNSHIP OF RANDOLPH	1,100.00	1562
127526	01/26/21	V0037	VILLAGE SUPERMARKET, INC.	17.08	1562
127527	01/26/21	V0056	VERIZON WIRELESS	1,096.77	1562
127528	01/26/21	V0058	VERIZON	587.65	1562
127529	01/26/21	V0084	VERIZON	614.28	1562
127530	01/26/21	V0177	VERIZON	538.41	1562
127531	01/26/21	W0016	WARRENVILLE TRUE VALUE	949.50	1562
127532	01/26/21	W0287	WOYCE, KEVIN	100.00	1562
127533	01/26/21	W0347	EDWARD WACKS & ASSOCIATES, LLC	531.20	1562
127534	01/26/21	W0372	WEINER, EVAN	125.00	1562
127535	01/26/21	X0003	XEROX CORPORATION	225.06	1562
127536	01/26/21	X0005	XTel COMMUNICATION	480.32	1562
127537	01/26/21	Y0228	YAEGER, LAURA	85.00	1562
127538	01/26/21	Z0041	ZERO WASTE USA	435.49	1562
127539	01/26/21	Z0088	ZINN TITLE AGENCY LLC	5,513.30	1562

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
	----	----	-----	-----
Checks: 111	0		9,345,182.74	0.00
Direct Deposit: 20	0		57,512.16	0.00
	=====	=====	=====	=====
Total: 131	0		9,402,694.90	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
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TOWNSHIP COMMITTEE MINUTES

01/26/2021

Checks:	111	0	9,345,182.74	0.00
Direct Deposit:	20	0	57,512.16	0.00
Total:	131	0	9,402,694.90	0.00

Totals by Year-Fund	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	0-01	246,970.04	0.00	0.00	246,970.04
GOLF COURSE UTILITY	0-26	628.27	0.00	0.00	628.27
Year Total:		247,598.31	0.00	0.00	247,598.31
CURRENT FUND	1-01	8,860,060.32	0.00	0.00	8,860,060.32
DOG FUND	1-12	1,617.73	0.00	0.00	1,617.73
GOLF COURSE UTILITY	1-26	39.17	0.00	0.00	39.17
Year Total:		8,861,717.22	0.00	0.00	8,861,717.22
CAPITAL FUND	C-04	30,880.88	0.00	0.00	30,880.88
PUBLIC GRANTS	G-02	18,697.96	0.00	0.00	18,697.96
TRUST FUNDS	T-13	240,800.53	0.00	0.00	240,800.53
PROJECT		3,000.00	0.00	0.00	3,000.00
Total Of All Funds:		9,402,694.90	0.00	0.00	9,402,694.90

Resolution #2021-0100 – Authorization for Tax Refund

WHEREAS, an erroneous tax payment exists because the property owner paid on the wrong account; and

WHEREAS, the Tax Collector has suggested that a refund be issued and made payable to the Bernards Twp. Sewer Authority in care of the owner in order to clear the account.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do be hereby approve and authorize the following refund.

Block & Lot	Quarter & Year	Amount	Issue Refund To
9001/38.03/CONDO	1&2Q2021	\$885.76	Bernards Twp. Sewer Authority for Nitza Gallardo 1 Collyer Ln Basking Ridge NJ 07920

Resolution #2021-0101 - Award of Change Order #1 for the 2019 NJDOT Local Aid Project: North Maple Avenue Improvements to American Asphalt & Milling Services LLC, 96 Midland Avenue, Kearny, NJ 07032 Decrease of \$88,951.40 (13.54%)

WHEREAS, the Engineering Department requests the following change order be authorized by the Township Committee:

Vendor	CO	Original Award	Amount of Decrease	New Total
	Number 1	\$656,798.40 RA# 2020-0259	\$88,951.40 (13.54%)	\$567,847.00
TOTAL CO	CO #1		\$88,951.40 (13.54%)	\$567,847.00

WHEREAS, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to American Asphalt & Milling Services LLC; and

WHEREAS, the Chief Financial Officer is directed to credit Capital Ordinance #2446, line account C-04-55-446-A06.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey, that the Purchasing Agent is hereby authorized to issue a change order to American Asphalt & Milling Services LLC, 96 Midland Avenue, Kearny, NJ 07032.

Resolution #2021-0102 - Acceptance of Basking Ridge Fire Company #1 and First Aid Squad of the Basking Ridge Fire Company #1, 2020 Annual Report, Adoption of the By-Laws, and Acknowledgement of 2021 Membership Roster

WHEREAS, pursuant to §2-14 of the Revised General Ordinances of the Township of Bernards the volunteer Fire Department of the Township of Bernards shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company, Inc.; and

WHEREAS, pursuant to §2-16 of the Revised General Ordinances of the Township of Bernards the First Aid Department of the Township of Bernards shall consist of the First Aid Squad of the Basking Ridge Fire Company #1 and the Liberty Corner First Aid Squad, Inc.; and

WHEREAS, the Fire Department and First Aid Squad shall furnish annual reports, in writing to the Township Committee; and

WHEREAS, the Fire Department and First Aid shall be governed by the rules and regulations adopted by resolution of the Township Committee.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the following is acknowledged and accepted as submitted regarding the Basking Ridge Fire Company #1 and First Aid Squad of the Basking Ridge Fire Company #1:

1. 2020 annual report
2. By-Laws, updated 11/01/2020
3. 2021 Roster of members

Resolution #2021-0103 - *Extension of Resolution #2020-0261 of the Annual Electronic Commuter Parking Permit Expiring 02/28/2021 to a New Expiration Date of 08/31/2021*

WHEREAS, Resolution #2020-0261 granted a six-month extension of the 2019-2020 annual season which coincided with the first half of the 2020-2021 season setting an expiration date of 02/28/2021; and

WHEREAS, the COVID-19 pandemic continues to affect public health, employment and economic security; and

WHEREAS, the current demand for commuter parking continues to remain low.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Bernards, hereby extends Resolution #2020-0261 for an additional six (6) month period with a new expiration date of 8/31/2021; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the cost for a resident purchasing a new electronic permit during the extension period will be charged at a rate of 50% less than the rate stipulated set by Resolution 2020-0395, or \$80.00, with all 2020-2021 permits expiring on 08/31/2021.

Resolution #2021-0104 - *Approving the Person-to-Person Transfer of Liquor License #1802-33-004-007 3B, LLC (t/a The Vine) to Tropokos, LLC*

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number #1802-33-004-007 heretofore issued to 3B, LLC (t/a The Vine) for premises located at 95 Morristown Road, Basking Ridge, NJ 07920; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed, and the issuing authority reviewed, the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Bernards does hereby approve, effective 01/26/2021, the transfer of the aforesaid Plenary Retail Consumption License to Tropokos, LLC and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Tropokos, LLC, effective 01/26/2021.

[Resolution #2021-0105](#) - Authorizing and Approving Purchase of one (1) 2021 Jeep Renegade (BVJL74) Sport 4X4 from Educational Services Commission of NJ, ESC CO-OP #65MCESCCPS-ESCNJ 20/21-09 to Beyer of Morristown, 200 Ridgedale Avenue, Morristown, NJ 07960 In the Amount Not to Exceed \$25,211.10

WHEREAS, the Township of Bernards Construction Department wishes to purchase one (1) 2021 Jeep Renegade Sport 4X4; and


QTY	DESCRIPTION	UNIT TOTAL
1	2021 Jeep Renegade Sport 4X4, Bright White	\$21,383.10
	WITH ADDITIONAL OPTIONS	
	Vehicle Undercoating	\$495.00
	(4) Corner Amber LED Lights	\$775.00
	Continental Ultra Extended Warranty 6 year/85K miles \$0 Deductible	\$2133.00
	Back Up Alarm	\$250.00
	DELIVERY	\$175.00
	TOTAL	\$25,211.10

WHEREAS, it is the combined recommendation of the Construction Official, Administrator and Purchasing Agent to award this purchase to; Beyer of Morristown, 200 Ridgedale Avenue, Morristown, NJ 07960 in the amount of \$25,211.10; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriation to be charged is line account #1-01-22-195-252; and

WHEREAS, the Township is authorized to make purchases through cooperative and State contracts pursuant to N.J.S.A. 40A:11-10 and -12.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order for one (1) 2021 Jeep Renegade Sport 4X4 to Beyer of Morristown, 200 Ridgedale Avenue, Morristown, NJ 07960 in the amount not to exceed \$25,211.10.

CHIEF FINANCIAL OFFICER CERTIFICATION	
I, Sean McCarthy, Chief Financial Officer, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$25,211.10. Monies are available in the Construction Department line account #1-01-22-195-252.	
	
Date: January 15, 2021	Sean McCarthy, Chief Financial Officer

[Resolution #2021-0106](#) – Personnel Appointment Joseph Shreve – Laborer – Department of Public Works
WHEREAS, a full time Laborer position became available due to a retirement; and

WHEREAS, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Manager have deemed it necessary to fill this position; and

WHEREAS, Joseph Shreve has applied for and is qualified to fill said position; and

WHEREAS, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Manager recommend appointment of Joseph Shreve to full-time Laborer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Joseph Shreve be appointed full-time Laborer with a hire date of Monday, February 1, 2021 at an hourly rate of \$15.09 for a 40-hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

[Resolution #2021-0107](#) – Personnel Appointment Marc Chisholm – Equipment Operator – Public Works Department

WHEREAS, the full time Equipment Operator position became vacant due to a retirement; and

WHEREAS, the Superintendent of Public Works, Township Administrator and Chief Financial Officer and Human Resources Manager have deemed it necessary to fill this position; and

WHEREAS, Marc Chisholm has applied for and is qualified to fill said position; and

WHEREAS, the Superintendent of Public Works, Township Administrator and Chief Financial Officer and Human Resources Manager recommend appointment of Marc Chisholm to full-time Equipment Operator.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Marc Chisholm be appointed full-time Equipment Operator with a promotion date of Wednesday, January 27, 2021 at an hourly rate of \$35.90 for a 40-hour work week.

Resolution #2021-0109 – Personnel Appointment Stephen Sant’ Angelo – Truck Driver – Public Works Department

WHEREAS, the full time Truck Driver position became vacant due to a promotion; and

WHEREAS, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Manager have deemed it necessary to fill this position; and

WHEREAS, Stephen Sant’ Angelo has applied for and is qualified to fill said position; and

WHEREAS, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Manager recommend appointment of Stephen Sant’ Angelo to full time Truck Driver.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that Stephen Sant’ Angelo be appointed full-time Truck Driver with a promotion date of Wednesday, January 27, 2021 at an hourly rate of \$19.78 for a 40-hour work week.

Resolution #2021-0110 - Acceptance of the Construction Official's 2020 Annual Report

WHEREAS, pursuant to §12-1.4. of the Revised General Ordinances of the Township of Bernards, the Construction Official shall, with the advice of the subcode officials, prepare and submit to the Township Committee biannually a report recommending a fee schedule based on the operating expenses of the agency and any other expenses of the municipality fairly attributable to the enforcement of the State Uniform Construction Code Act; and

WHEREAS, the 2020 annual report has been submitted as required.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the following 2020 Annual Report of the Construction Official be accepted as submitted.

- Applications received and reviewed: 2210
- Permits issued: 1906
- Permit updates issued: 155
- Additions: 40
- Alterations: 1951
- New single-family unit permits: 6
- Single family demolition permits: 9
- Certificates of Occupancy issued: 26
- Certificates of Approval issued: 1174
- Inspections conducted: 5294
- Penalties Collected: \$ 14,150
- Revenue: \$977,571.00
- Expenditures: \$745,685.94

	2016	2017	2018	2019	2020
Applications	2605	2555	2389	2280	2210
Permit Issued	2302	2247	2136	2046	1906
Permit Updates	300	278	242	241	155

Additions	63	57	45	46	40
Alterations	2444	2387	2248	2166	1951
New Single Family permits	14	9	8	5	6
Single Family Demolitions	4	3	7	6	9
Certificates of Occupancy	81	71	62	64	26
Certificates of Approval	2000	2141	1480	2029	1174
Inspections	7208	7338	6872	6611	5294
Penalties revenue	5,400.00	11,800.00	8,600.00	11,300.00	14,150.00
Revenue	1,302,799.17	1,653,321.00	874,994.00	644,254.00	977,571.00
Expenditures	668,417.17	802,662.71	861,478.12	775,116.46	745,685.94

Highlights:

- Other than a brief period from April 8 to May 13 where non-essential construction was ordered to cease by Executive order, construction activity has been above average.
- Our office continued to provide services through the shut down by working remotely. Our staff worked staggered days with split teams in the Township performing inspections, permit review and issuing permits throughout the period.
- Construction Department staff fully returned to work on May 26 in order to keep up with the increased volume of activity.
- During the network disruption the software vendor worked along with our IT Department and hosted our permit software remotely allowing our department to continue to function seamlessly whether working from home or in the office.
- We have enhanced our web services.
- All our permit handouts on the township web site include fillable PDF's of the correct forms for the project the customer is planning.
- For the first time we are offering on-line inspection requests through the SDL Portal. Customers can request inspections 24/7 and choose from 3 dates. Our staff then schedules the inspection and the customer automatically receives notification of the scheduled day for their inspection. Limiting "phone tag" back and forth.
- We are also launching on-line permit applications through the SDL Portal, which will greatly enhance the customer experience as well as limit submittal of incomplete applications.
- Due to some regulatory changes to the code, I will be submitting some revisions to the construction code fee ordinance in the next few weeks.

Resolution #2021-0111 - *Authorizing a Down Payment Affordability Assistance Grant Pursuant to the Township Ordinance #2420 to Deborah J. Appleton, 3309 Balsam Way, Block 9001, Lot 33.02 in the Amount of Seven Thousand Six Hundred Forty-Three (\$7,643.00) Dollars*

WHEREAS, Deborah J. Appleton, single (the "Homeowner") is the contract purchasers of property designated as Lot 33.09 in Block 9001 (*formerly identified as Lot 33.09 in Block 178.03*) on the Tax Map of the Township of Bernards in the County of Somerset, State of New Jersey, commonly known as 3309 Balsam Way (the "Property"); and

WHEREAS, the Homeowner seeks monetary assistance in the form of a grant through the Bernards Township Housing Down Payment Affordability Assistance Program for the purpose of buying an Affordable Unit; and

WHEREAS, the Homeowner was awarded a down payment assistance grant by Resolution 2020-0369 on November 10, 2020 to purchase 4109 Hackleberry Square, but the sale never happened, and the money was not awarded; and

WHEREAS, the Township has an authorized down payment affordability assistance program pursuant to Ordinance #2420, Section 21.85.3d.; and

WHEREAS, the maximum amount of any Township grant shall not exceed \$8,000 and the Township shall not award more than four grants per calendar year; and

WHEREAS, based on the requirements of Ordinance #2420, the Homeowner has met the obligations for and is entitled to a Seven Thousand Six Hundred Forty-Three Dollars (\$7,643.00) grant (the "Grant").

NOW, THEREFORE, BE IT RESOLVED THAT the Township Committee of Bernards Township, County of Somerset, hereby authorizes the Grant provided the Homeowner occupy the Affordable Unit as a principle residence and own no other real property or dwelling.

CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced expenditure in the amount not to exceed \$7,643.00. Monies are available in the 2021 Affordable Housing Trust Fund line acct # T-13-56-055-COA.

Date: January 20, 2021



Sean McCarthy, Chief Financial Officer

****End Consent Agenda****

Appointments:

Appointment made by the Township Committee:

Diversity and Inclusion Committee – John Coelho as Chairperson, 1 yr. term expiring 12/31/2021

Motion by Baldassare, second by Harris, and unanimously agreed that John Coelho be appointed as Chairperson on the Diversity and Inclusion Committee, for a 1 yr. term expiring 12/31/2021.

Mayoral Appointment with Township Committee Consent:

Library Board of Trustees – Emily Johnston, RM, term expiring 12/31/2025

The mayor made the following appointment and asked for a motion to confirm. Motion by Baldassare, second by Esposito, and unanimously agreed that Emily Johnston be appointed as a regular member on the Library Board of Trustees, for a term expiring 12/31/2025.

Mayoral Appointment:

Environmental Commission - John Crane, filling the unexpired 3 yr. term of Emily Johnston, expiring 12/31/2022.

The mayor announced her appointment of John Crane to the Environmental Commission, filling the unexpired 3 yr. term of Emily Johnston, expiring 12/31/2022.

Approval of Minutes:

01/05/2021 Open Session Minutes

Motion by Baldassare, second by Bannan, and unanimously agreed that the 01/05/2021 Open Session minutes be approved for content and release.

01/12/2021 Open Session Minutes

Motion by Baldassare, second by Grochala, and unanimously agreed that the 01/12/2021 Open Session minutes be approved for content and release.

01/12/2021 Closed Session Minutes

Motion by Baldassare, second by Grochala, and agreed by Esposito and Fields that the 01/12/2021 Executive Meeting minutes be approved for content with Bannan abstaining.

PUBLIC COMMENT

The mayor opened public comment. No comments were heard, and the mayor closed public comment.

ADJOURNMENT

Motion by Baldassare, second by Grochala, and unanimously agreed that the meeting be adjourned at 8:45 PM.

Respectfully submitted,

Rhonda Pisano
Municipal Clerk

Janice M. Fields
Mayor

Approved: 02/09/2021