

**BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE**

**COMBINED AGENDA - REGULAR MEETING**

**May 23, 2023 – 8:00 PM Public Open Session**

The Municipal Building, 1 Collyer Lane, Basking Ridge, is open and is following the CDC’s current guidelines. The meeting will be live streamed and can be found by clicking on the “Watch a Meeting Live” icon on the home page, [www.bernards.org](http://www.bernards.org) and can also be viewed live on Optimum/Cablevision TV - Channel 15 and Verizon FiOS TV - Channel 35.

Estimated  
Times

8:00 PM

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**A G E N D A**

Video

- 1. CALL TO ORDER**
- 2. FLAG SALUTE**
- 3. MAYOR’S OPENING MEETING STATEMENT**
- 4. ROLL CALL**
- 5. EXECUTIVE SESSION (if required)**
- 6. PUBLIC WORK SESSION (if required)**
- 7. REPORTS**
- 8. CORRESPONDENCE**
- 9. PUBLIC COMMENT**
- 10. STAFF COMMENTS, TOWNSHIP COMMITTEE COMMENTS AND BOARD / LIAISON REPORTS**
- 11. FIRE & RESCUE APPOINTMENT**
  - A. Resolution #2023-0259 - Appointment to Membership in Township of Bernards Volunteer First Aid Squad of the Basking Ridge Fire Company #1 Julianne Molinari, Full Member
- 12. UNFINISHED BUSINESS**
  - A. Ordinance #2521 - An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Revised General Ordinances of the Township of Bernards, Chapter 21, “Land Development,” Regarding Protection of Stream Corridors / Riparian Zones – Planning Board Report - Public Hearing
- 13. NEW BUSINESS**
  - A. **Consent Agenda**

*The items listed within the consent agenda portion of the meeting have been referred to the Township Committee for reading and study, are posted on the 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.*

    - 1) Resolution #2023-0256 - Approval of the Bill List Dated 05/23/2023.
    - 2) Resolution #2023-0260 - Award of Purchase Orders for Identified Vendors; Integrated Aquatics Engineering Corp
    - 3) Resolution #2023-0261 - Acceptance of Grant and Insertion of Revenue Item Into the 2023 Budget \$2,000.00 from the Somerset County Cultural and Heritage Commission for the Purpose of Funding the 2023 County History Partnership Program
    - 4) Resolution #2023-0262 - Authorization for Tax Refund
    - 5) Resolution #2023-0263 - Approval of Special Event Permit for Bernards Township Memorial Day Parade and Memorial Service – 05/29/2023



Please call 24 hours in advance (908) 204-3001  
if accommodations are required, including assistive listening devices (ALD).

- 6) Resolution #2023-0264 - Release of Executive Session Minutes
- 7) Resolution #2023-0265 - Authorizing an Extension of Grace Period for the Third Quarter 2023 Taxes
- 8) Resolution #2023-0266 - Authorizing and Approving Purchase of One (1) Ventrac Boom Mower Attachment from Sourcewell Co-op #031121-TTC to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 In the Amount Not to Exceed \$18,507.17.
- 9) Resolution #2023-0267 - Authorizing and Approving Purchase of One (1) Utility Vehicle from Bergen County Co-Op #CK04 Bid #22-09 to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 In the Amount Not to Exceed \$37,656.00.
- 10) Resolution #2023-0268 - Authorizing and Approving Purchase of One (1) 72 Inch Zero Turn Mower from Bergen County Co-Op #CK04 Bid #22-09 to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 In the Amount Not to Exceed \$39,262.40.
- 11) Resolution #2023-0269 - Authorizing and Approving Purchase of Deicing Chemical Storage and Dispensing Equipment from ESCNJ Co-Op #20/21-55 to Reed Systems, Ltd., 17 Edward Pl, Ellenville, NY, 12428 In the Amount Not to Exceed \$21,570.40.
- 12) Resolution #2023-0270 - Authorizing and Approving Purchase of One (1) Hooklift, Salt Spreader, Chipper Body, Plow, Hydraulic Control System and Accessories for 2024 International HX620 Tandem Truck from ESCNJ Co-Op #20/21-55 to Cliffside Body Corporation, 130 Broad Avenue, Fairview New Jersey 07022 In the Amount Not to Exceed \$189,276.96.
- 13) Resolution #2023-0271 - Authorizing the Mailing of Estimated 3<sup>rd</sup> Quarter 2023 Tax Bills
- 14) Resolution #2023-0272 - Award of Change Order #2 for the Independent Agreement with Central Jersey Housing Resource Center (CJHRC) in the amount of \$24,212.31 for a new not to exceed amount of \$89,918.51
- 15) Resolution #2023-0273 - Awarding Professional Services Contract for the Resurfacing of the Main Pool & Water Play Area at Pleasant Valley Pool to Benjamin T. Hanbicki, President, and Peter C. Andersen, PE, License # 24GA28129400 of Integrated Aquatics Engineering Inc., In the Not to Exceed Amount of \$25,500.00
- 16) Resolution #2023-0274 - Approval of Street Closing Permit for a Block Party on Homeland Avenue, June 24, 2023 (Rain date July 1, 2023)

B. Ordinance #2525 - Accepting a Stream Buffer Conservation Easement on Property Located at 129 Haas Road; Block 8301, Lot 5, from Seweryn Soban and Joanna Elzbieta Soban, to the Township of Bernards – Introduction

C. Approval of Minutes:  
05/09/2023 Open Session Minutes

#### 14. EXECUTIVE SESSION (if required)

#### 15. ADJOURNMENT

Christine V. Kieffer, Municipal Clerk

(Note: Copies of Resolutions and other supporting documents listed on this agenda can be found on the pages below)



Please call 24 hours in advance (908) 204-3001  
if accommodations are required, including assistive listening devices (ALD).



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0259

Appointment to Membership in Township of Bernards Volunteer  
First Aid Squad of the Basking Ridge Fire Company #1  
Julianne Molinari, Full Member

**WHEREAS**, pursuant to §2-14.1 and §2-16 .1 of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1; and

**WHEREAS**, the Basking Ridge Fire Company #1 and First Aid Squad is recommending Julianne Molinari, residing at 18 Trinity Place, Warren, NJ, for appointment as a Full Member.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Full Member of the First Aid Squad of the Basking Ridge Fire Company #1 effective this date.

Agenda and Date Voted: 05/23/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk

### **EXPLANATORY STATEMENT**

Application has been made by the applicant to the above referenced organization who has vetted said person and recommends appointment. In addition, a police background check has been performed.

Christine V. Kieffer, Municipal Clerk

**BERNARDS TOWNSHIP  
DEPARTMENT OF ENGINEERING SERVICES  
PLANNING BOARD**

TO: Christine Kieffer, Township Clerk  
John P. Belardo, Esq., Township Attorney

CC: Kippy Piedici, Chairwoman  
Jonathan Drill, Esq., Board Attorney  
David Schley, Township Planner  
David Banisch, Board Planner  
Thomas Timko, Township Engineer

FROM: Cyndi Kiefer, Board Secretary

DATE: May 17, 2023

SUBJECT: Ordinance #2521 – An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Revised General Ordinances of the Township of Bernards, Chapter 21, "Land Development," regarding Protection of Stream Corridors/Riparian Zones.

The Planning Board reviewed proposed Ordinance #2521 at its public meeting held on May 16, 2023, and found that the ordinance is *not inconsistent* with the master plan.

Unrelated to their finding that the proposed ordinance is *not inconsistent* with the master plan, the Planning Board has two recommendations intended to provide additional clarity in the ordinance.

In paragraph 21-14.4.d of the ordinance, the Planning Board recommends adding the following text shown in ***bold***:

*d. Determining the Riparian Zone. Generally speaking, a riparian zone is the land and vegetation within and adjacent to both sides of a regulated watercourse. It may extend 50 feet, 150 feet, or 300 feet from the top of bank of the watercourse, depending on the environmental sensitivity of the watercourse and its surrounding area. With a few exceptions, **as set forth in N.J.A.C. 7:13-2.2 and 2.3, and subject to individual analysis of the specific property in question,** every watercourse having a drainage area of 50 acres or greater possesses a riparian zone. Also, any naturally occurring watercourse having a discernible channel possesses a riparian zone, no matter how small the drainage area.*

In paragraph 21-14.4.f of the ordinance, the Planning Board recommends adding the following text shown in ***bold***:

f. *Development Within a Riparian Zone. No development, disturbance of land or vegetation, use or activity is permitted within a riparian zone unless the applicant has obtained from the New Jersey Department of Environmental Protection an individual permit or a general permit, or has complied with the requirements of a permit-by-rule or a general permit-by-certification, as set forth in N.J.A.C. 7:13. **An activity that is not a regulated activity pursuant to N.J.A.C. 7:13-2.4 is not subject to the requirements of this subsection.***

A motion was made by Ms. Mastrangelo and seconded by Ms. Manduke, finding that Ordinance #2521 is *not inconsistent* with the Township's master plan and recommending that the two (2) changes outlined above be made to the ordinance.

Roll Call:

|          |  |
|----------|--|
| Aye:     | Cuozzo, Damurjian, Ladyzinski, Manduke, Mastrangelo, Piedici |
| Nay:     | NONE   |
| Abstain: | NONE   |

Motion carried.

v3 dsjd



# Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

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## ORDINANCE #2521

An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey,  
Amending, Revising and Supplementing the  
Revised General Ordinances of the Township of Bernards,  
Chapter 21, “Land Development,” Regarding  
Protection of Stream Corridors / Riparian Zones

**BE IT ORDAINED** by the Township Committee of the Township of Bernards, County of Somerset and State of New Jersey, that Chapter 21, “Land Development,” of the Revised General Ordinances of the Township of Bernards shall be amended, revised and supplemented as follows:

**Part I.** Article IV, “Zoning,” Section 21-14, “Critical Area Regulations,” is amended by deleting in its entirety § 21-14.4, “Stream Buffer Conservation,” and replacing this Subsection with the following new § 21-14.4, “Riparian Zone Protection” (new text is double underlined):

### § 21-14.4. Riparian Zone Protection.

- a. Purpose and Intent. Vegetation adjacent to surface waters is essential for maintaining bank stability and water quality. The indiscriminate disturbance of such vegetation destabilizes the channels and banks of surface waters, which leads to increased erosion and sedimentation that exacerbates the intensity and frequency of flooding. The loss of vegetation adjacent to surface waters also reduces filtration of stormwater runoff and subjects surface waters to increased sun exposure, which causes water temperatures to rise and dissolved oxygen content to fall. Such impacts adversely affect the health and habitat of fish and wildlife that depend upon clean surface waters and therefore disrupt the ecological balance that is necessary for life. Humans are ultimately affected by this imbalance, since clean water is essential for all life. The purpose of this Subsection is to preserve the quality of surface waters, and to protect the wildlife and vegetation that exist within and depend upon such areas for sustenance and habitat, and specifically to:
  1. Reduce the amount of nutrients, sediment, organic matter, pesticides and other harmful substances that reach watercourses, wetlands and subsurface and surface water bodies by using scientifically proven processes, including filtration, deposition, absorption, adsorption, plant uptake, biodegradation and denitrification and by improving infiltration, encouraging sheet flow and stabilizing concentrated flows.
  2. Improve and maintain the safety, reliability and adequacy of the water supply for domestic, agricultural, commercial, industrial and recreational uses while sustaining diverse populations of aquatic flora and fauna.

3. Regulate the land use, siting and engineering of all development to be consistent with the intent and objectives of this section and accepted conservation practices, and to work within the carrying capacity of existing natural resources.
  4. Assist in the implementation of pertinent state laws concerning erosion and sediment control practices.
  5. Conserve the natural features important to land and water resources (e.g., headwater areas, groundwater recharge zones, floodways, floodplains, springs, streams, wetlands, woodlands, prime wildlife habitats) and other features constituting high recreational value or containing amenities that exist on developed and undeveloped land.
  6. Work with floodplain, steep slope and other ordinances that regulate environmentally sensitive areas to minimize hazards to life, property and stream features.
  7. Conserve natural, scenic and recreation areas within and adjacent to stream areas for the community's benefit.
- b. This Subsection hereby adopts by reference the provisions relating to riparian zones as set forth in the Flood Hazard Area Control Act Rules (N.J.A.C. 7:13), as they exist at the time of adoption of this Subsection and as they may change from time to time.
  - c. Definitions. The terms used in this Subsection shall have meanings as defined in § 21-3 and, if not defined in § 21-3, as defined in the Flood Hazard Area Control Act Rules (N.J.A.C. 7:13), the Stormwater Management Rules (N.J.A.C. 7:8), the Water Quality Management Planning Rules (N.J.A.C. 7:15) and the Surface Water Quality Standards (N.J.A.C. 7:9B), as they exist at the time of adoption of this Subsection and as they may change from time to time.
  - d. Determining the Riparian Zone. Generally speaking, a riparian zone is the land and vegetation within and adjacent to both sides of a regulated watercourse. It may extend 50 feet, 150 feet, or 300 feet from the top of bank of the watercourse, depending on the environmental sensitivity of the watercourse and its surrounding area. With a few exceptions, *as set forth in N.J.A.C. 7:13-2.2 and 2.3, and subject to individual analysis of the specific property in question*, every watercourse having a drainage area of 50 acres or greater possesses a riparian zone. Also, any naturally occurring watercourse having a discernible channel possesses a riparian zone, no matter how small the drainage area.

The width of a riparian zone shall be as indicated below, and as set forth in N.J.A.C. 7:13:

1. The width of the riparian zone along any regulated water designated as a Category One water, and all upstream tributaries situated within the same HUC-14 watershed, is 300 feet;
2. Except for the regulated waters listed at § 21-14.4.d.1 above, the width of the riparian

zone along the following regulated waters is 150 feet:

- (a) Any trout production water and all upstream waters (including tributaries);
  - (b) Any trout maintenance water and all upstream waters (including tributaries) located within one mile of a trout maintenance water (measured along the length of the regulated water); and
  - (c) Any segment of a water flowing through an area that contains a threatened or endangered species, and/or present or documented habitat for those species, which is critically dependent on the regulated water for survival, and all upstream waters (including tributaries) located within one mile of such habitat (measured along the length of the regulated water). A list of critically dependent species is available from the New Jersey Department of Environmental Protection at the website set forth at N.J.A.C. 7:13-1.3; and
3. For all other regulated waters not identified in § 21-14.4.d.1 or 2 above, the width of the riparian zone is 50 feet.
- e. Responsibility for Riparian Zone Determination. The applicant or his or her designated representative shall be responsible for the initial width determination of a riparian zone and for identifying the riparian zone on any plan submitted to the Township in conjunction with an application for a construction permit or development plan approval or whenever the width determination is deemed necessary by the Zoning Enforcement Officer in order to determine compliance with this Subsection. The initial determination shall be subject to approval by the Township Engineer and, when required pursuant to N.J.A.C. 7:13, subject to verification by the New Jersey Department of Environmental Protection.
  - f. Development Within a Riparian Zone. No development, disturbance of land or vegetation, use or activity is permitted within a riparian zone unless the applicant has obtained from the New Jersey Department of Environmental Protection an individual permit or a general permit, or has complied with the requirements of a permit-by-rule or a general permit-by-certification, as set forth in N.J.A.C. 7:13. ***An activity that is not a regulated activity pursuant to N.J.A.C. 7:13-2.4 is not subject to the requirement of this subsection.***
  - g. Establishing a Riparian Zone Conservation Easement. When an applicant submits any of the following applications, the applicant shall establish a Riparian Zone Conservation Easement containing the riparian zone on the subject property.
    1. An application to the Construction Code Office for a construction permit for work within a riparian zone, excluding an application involving only a fence.
    2. An application to the Planning Board or Board of Adjustment for approval of a development plan, excluding an application involving only a fence.



The Riparian Zone Conservation Easement shall be in a form acceptable to the Township and shall be recorded in the Office of the Somerset County Clerk prior to the Township issuing any permit and prior to the applicant commencing any use relating to the application. In the event the subject property contains a Stream Buffer Conservation Easement established under a prior version of this Subsection, the Stream Buffer Conservation Easement shall be extinguished in favor of the Riparian Zone Conservation Easement.

**Part II.** Article VII, “Development Application Review Procedures,” Section 21-52, “Submission of Applications for Final Approval of Minor Subdivisions,” § 21-52.3, “Details Required for Final Approval of Minor Subdivisions,” is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

**§ 21-52.3. Details Required for Final Approval of Minor Subdivisions**  
[Ord. #585, § 706C; Ord. #1429, 5-29-2001, amended]

- a. The submission shall include the following (A checklist is attached as Appendix A, Article III, at the end of this chapter.):
  37. ~~Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Subsection 21-14.4b.~~ Delineation of riparian zones in accordance with Subsection 21-14.4.

**Part III.** Article VII, “Development Application Review Procedures,” Section 21-54, “Submission of Preliminary Plats and Preliminary Plans,” § 21-54.4, “Details Required for Preliminary Development Plans,” is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

- a. The submission shall include the following (A checklist is attached as Appendix B, Article III, at the end of this chapter.) The Board reserves the right to require additional information before granting preliminary approval when unique circumstances affect the tract and/or when the application for development poses special problems for the tract and surrounding area. However, the need for such additional information shall not affect the determination of the completeness of the submission of the application for development.
  47. ~~Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Subsection 21-14.4b.~~ [Ord. #1504, 11-8-2001, added] Delineation of riparian zones in accordance with Subsection 21-14.4.

**Part IV.** Figure 204, “Yard Requirements For Lots Containing Stream Buffer Conservation Areas,” is deleted in its entirety.

**Part V.** Figure 205, “Stream Buffer Conservation Area Cross Sections,” is deleted in its entirety.

**Part VI.** Appendix A, Article III, “Checklist, Application for Final Approval of a Minor Subdivision,” item number 37, is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

~~37. Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Section 21-14.4b. [Ord. #1504, 11-8-2001, added] Delineation of riparian zones in accordance with Subsection 21-14.4.~~

**Part VII.** Appendix B, Article III, “Checklist, Application for Preliminary Approval of a Major Subdivision or Site Plan,” item number 50, is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

~~50. Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Section 21-14.4b. [Ord. #1504, 11-8-2001, added] Delineation of riparian zones in accordance with Subsection 21-14.4.~~

**Part VIII.** Appendix D, Article III, “Checklist, Application for Approval of a Variance Pursuant to NJSA 40:55D-70(c),” item number 12, is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

~~12. Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Section 21.14.4b. [Ord. #1504, 11-8-2001, added] Delineation of riparian zones in accordance with Subsection 21-14.4.~~

**Part IX.** Appendix E, Article III, “Checklist, Application for Approval of a Variance Pursuant to NJSA 40:55D-70(d) Where Site Plan Approval is Not Required,” item number 13, is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

~~13. Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Section 21.14.4b. [Ord. #1504, 11-8-2001, added] Delineation of riparian zones in accordance with Subsection 21-14.4.~~

**Part X.** Appendix F, Article III, “Checklist, Application for Approval of a Variance Pursuant to NJSA 40:55D-70(d) Where Site Plan Application is Bifurcated to a Later Hearing,” item number 31, is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

~~31. Delineations of existing and proposed stream buffer conservation areas and stream buffer management plans, if required pursuant to Section 21.14.4b. [Ord. #1504, 11-8-2001, added] Delineation of riparian zones in accordance with Subsection 21-14.4.~~

**Part XI.** Table 401-A, “MAXIMUM PERMITTED LOT YIELD AND MINIMUM IMPROVABLE LOT AREA STANDARDS, RESIDENTIAL DEVELOPMENT, R-1 THROUGH R-7 ZONES,” is amended as follows (new text is double underlined; deleted text is ~~stricken~~):

**TABLE 401-A**  
**MAXIMUM PERMITTED LOT YIELD AND**  
**MINIMUM IMPROVABLE LOT AREA STANDARDS,**  
**RESIDENTIAL DEVELOPMENT, R-1 THROUGH R-7 ZONES**  
**(Ord. #1929, 2-27-2007, § 1, amended)**

Definition. As used in this section (Table 401A), the following term shall have the meaning as set forth below:

CONSTRAINED AREAS – Shall mean those portions of a lot, tract, or parcel of land which are encumbered by, used for, or otherwise dedicated to the following: Areas of existing road and transmission rights-of-way and proposed new roads within the tract (excluding easements or rights-of-way required for widening of existing roads abutting the tract boundaries); areas of all existing easements and restrictive covenants; natural resource limitation areas, including floodplains, wetlands, NJDEP-required wetlands transition areas, ~~areas deemed by NJDEP to be unavailable for development due to the presence of Special Water Resource Protection Areas for C-1 waters, streams, required stream buffer conservation areas riparian zones,~~ and land under water; areas of natural slopes ranging from 15% to 19.9%; areas of natural slopes ranging from 20% to 25%, and areas of natural slopes greater than 25%, excluding all man-made slopes greater than 15%.

**Part A – Maximum Permitted Lot Yield.**

Applicability. The calculations required in Part A shall be submitted as part of any minor or major subdivision application. Part A shall not apply to requests for construction permits on existing individual lots if no subdivision is required. Applicants requesting construction permits on existing lots shall proceed to Part B.

Instructions. The applicant for a minor or major subdivision shall complete the following table to determine the net tract area, which is the total tract area, minus constrained areas. The net tract area shall be divided by the minimum lot area for the zone to determine the maximum number of lots that may be potentially created on the tract.

1. On the following table, enter appropriate acreage in Column A, multiply Column A by the factor in Column B and place the result in Column C. Where cells are shaded, no information shall be entered.
2. Do not double-count acreage in Lines 2 through 7. When there is an overlap, enter the affected acreage on the line with the first named characteristic and do not include any portion of that acreage on any other line.
3. Following this computation, the applicant shall submit a plan showing the proposed subdivision layout and identifying on each lot a minimum improvable lot area in accordance with Part B. The information required in Parts A and B shall be provided on plans submitted for subdivision approval, and constrained areas shall be labeled on the plan accordingly.

| <b>Part A<br/>Maximum Permitted Lot Yield<br/>Residential Development</b> |  |                 |                 |                 |
|---|--|-----------------|-----------------|-----------------|
|   |  | <b>Column A</b> | <b>Column B</b> | <b>Column C</b> |
| 1.  | Gross Tract Area   |                 | 1.00            |                 |
| 2.  | Area of existing road and transmission rights-of-way and proposed new roads within the tract (excluding easements or rights-of-way required for widening of existing roads abutting the tract boundaries)  |                 | 1.00            |                 |
| 3.  | Area of all existing easements and restrictive covenants   |                 | 1.00            |                 |
| 4.  | Area of natural resource limitation areas including flood plains, wetlands, NJDEP-required wetlands transition areas, <del>areas deemed by NJDEP to be unavailable for development due to the presence of Special Water Resource Protection Areas for C-1 waters, streams, required stream buffer conservation areas, riparian zones,</del> and land under water |                 | 1.00            |                 |
| 5.  | Area of natural slopes ranging from 15% to 19.9% <sup>1</sup>  |                 | .60             |                 |
| 6.  | Area of natural slopes ranging from 20% to 25% <sup>1</sup>  |                 | .80             |                 |
| 7.  | Area of natural slopes greater than 25% <sup>1</sup>   |                 | 1.00            |                 |
| 8.  | Sum of Lines 2 through 7, Column C   |                 |                 |                 |
| 9.  | Net Tract Area (Line 1 less Line 8)  |                 |                 |                 |
| 10.   | Minimum Lot Area (see Table 401.)  |                 |                 |                 |
| 11.   | Maximum number of lots permitted (Line 9 divided by the minimum lot area in line 10 – round down to nearest whole number)  |                 |                 |                 |

NOTES:

<sup>1</sup> Excluding all man-made slopes greater than 15%.

**Part B – Minimum Improvable Lot Area.**

Applicability. The minimum improvable lot areas required in Part B shall be provided on each lot in any minor or major subdivision application and on each individual existing lot where a new dwelling is proposed.

Instructions. The minimum improvable lot area shall be located entirely within the building envelope for the principal building for the applicable zone as provided in Table 501. The minimum improvable lot area shall be a contiguous area of each lot that is free of all constrained areas defined by ordinance, except that the minimum improvable lot area may contain natural slopes ranging from 15% to 19.9%, to a maximum of 40% of the total area of those slopes on the lot, and the minimum improvable lot area may contain natural slopes ranging from 20% to 25%, to a maximum of 20% of the total area of those natural slopes on the lot.

| <b>Part B</b>   |                                 |  |
|---|---------------------------------|--|
| <b>Minimum Improvable Lot Area</b>  |                                 |  |
| <b>Residential Development</b>  |                                 |  |
| <b>The minimum improvable lot area in each lot shall not be less than the minimum areas identified below.</b> |                                 |  |
| <b>Zone</b>   | <b>Minimum Lot Size (acres)</b> | <b>Minimum Improvable Lot Area (square feet)</b> |
| R-1   | 3                               | 25,000   |
| R-2   | 2                               | 22,000   |
| R-3   | 2                               | 22,000   |
| R-4   | 1                               | 10,000   |
| R-5   | 1                               | 10,000   |
| R-6   | ¾                               | 7,500  |
| R-7   | ½                               | 5,000  |

**Part XII.** Appendix L, Article IX, “Stream Buffer Conservation Easement Form” is deleted in its entirety and replaced with the following new Appendix L, Article IX, “Riparian Zone Conservation Easement Form”:

[easement form to be inserted here]

The Township Clerk is directed to give notice at least ten days prior to hearing on the adoption of this ordinance to the Somerset County Planning Board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the ordinance as finally adopted with the Somerset County Planning Board as required by N.J.S. 40:55D-16. The Clerk shall also forthwith transmit a copy of this ordinance after final passage to the Township Tax Assessor as required by N.J.S. 40:49-2.1.

**EXPLANATORY STATEMENT**

Land development along streams and other surface waters in the Township is presently regulated under both municipal and State controls. The Township’s Stream Buffer Conservation Ordinance, which was established in 2001, requires “stream buffer conservation areas” along streams pursuant to §21-14.4. Since 2007, the New Jersey Department of Environmental Protection (NJDEP) has required “riparian zones” along streams pursuant to the Flood Hazard Area Control Act Rules (N.J.A.C. 7:13). Both sets of overlapping regulations serve the same purpose, which is to limit the destruction of vegetation and other disturbances along surface waters to maintain streambank stability and protect water quality.

When originally adopted in 2001, the Township’s Stream Buffer Conservation Ordinance required a minimum buffer width of 75’, which at the time significantly exceeded the 25’ and 50’ buffer widths required by the NJDEP. In 2007, the NJDEP adopted its current regulatory scheme requiring riparian zone widths of 300’, 150’ and 50’, which in many cases now exceed the minimum 75’ stream buffer width required by the Township.

The Township’s Stream Buffer Conservation Ordinance and the NJDEP’s riparian zone regulations are individually complex, and when applied together can be unnecessarily confusing and overly burdensome to homeowners. The purpose of this ordinance is to replace the older Township regulations with the current NJDEP regulations, resulting in a unified, less complicated approach to controlling development along streams and other surface waters.

Another purpose of this ordinance is to update the definition of “constrained areas” found in Table 401-A, to specify that all riparian zones shall be considered constrained areas when calculating compliance with maximum

permitted lot yield and minimum improvable lot area requirements for subdivisions and new dwellings in residential zones.

David Schley, PP, AICP, Township Planner

**TOWNSHIP OF BERNARDS  
PUBLIC NOTICE**

Ordinance #2521 was introduced and passed on first reading by the Township Committee of the Township of Bernards in the County of Somerset on 03/07/2023 and then ordered to be published according to law. It will be further considered for final passage and adoption at a public hearing held at a meeting of the Township Committee at the Municipal Building, 1 Collyer Lane, Basking Ridge, NJ in said township on 04/25/2023, at 8 P.M., when and where, or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance. A complete text of this ordinance is available in the Office of the Municipal Clerk, 1 Collyer Lane, Basking Ridge, NJ, from 8:30 A.M. to 4:30 P.M., Monday through Friday. Copies are also available via e-mail from [ckieffer@bernards.org](mailto:ckieffer@bernards.org).

By Order of the Township Committee  
Christine V. Kieffer, Municipal Clerk

NOTE: At the 04/11/2023 meeting, the Township Committee adjourned the public hearing to 05/23/2023 at the request of the Planning Board.



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0256

Approval of the Bill List Dated 05/23/2023

**BE IT RESOLVED**, that the bill list dated 05/23/2023 be audited, and if found correct, be paid.

May 23, 2023  
10:09 AM

TOWNSHIP OF BERNARDS  
Check Register By Check Date

Page No: 1

| Check #                          | Check Date | Vendor                               | Amount Paid  | Reconciled/Void | Ref Num |
|----------------------------------|------------|--------------------------------------|--------------|-----------------|---------|
| CASH - CHECKING CURRENT CHECKING |            |                                      |              |                 |         |
| 136156                           | 05/23/23   | 90220 BETTLER, DENNIS                | 280.00       | 1703 Direct     | Deposit |
| 136157                           | 05/23/23   | 90267 AMERMAN, GLEN                  | 31.96        | 1703 Direct     | Deposit |
| 136158                           | 05/23/23   | 90279 NEIL, DAWN                     | 260.00       | 1703 Direct     | Deposit |
| 136159                           | 05/23/23   | 90310 FALLON, BRIAN                  | 127.42       | 1703 Direct     | Deposit |
| 136160                           | 05/23/23   | 90342 BAHLMAN, RICH                  | 40.00        | 1703 Direct     | Deposit |
| 136161                           | 05/23/23   | 90505 DECIBUS, FRANCIS J.            | 162.98       | 1703 Direct     | Deposit |
| 136162                           | 05/23/23   | 90520 SWEENEY, MICHAEL               | 35.14        | 1703 Direct     | Deposit |
| 136163                           | 05/23/23   | 90529 SEVERINO, ANTHONY              | 2,210.50     | 1703 Direct     | Deposit |
| 136164                           | 05/23/23   | 90544 SANTORO, MICHELLE              | 35.99        | 1703 Direct     | Deposit |
| 136165                           | 05/23/23   | 90563 CARTOCCIO, KAITLIN             | 480.08       | 1703 Direct     | Deposit |
| 136166                           | 05/23/23   | 90639 ABOOSAMARA, DOMINICK           | 70.48        | 1703 Direct     | Deposit |
| 136167                           | 05/23/23   | 90667 LOPEZ, DUSTIN                  | 1,033.13     | 1703 Direct     | Deposit |
| 136168                           | 05/23/23   | 90703 KULIK, KENDALL                 | 141.99       | 1703 Direct     | Deposit |
| 136169                           | 05/23/23   | A0044 APPROVED FIRE PROTECTION CO.   | 1,968.04     | 1703 Direct     | Deposit |
| 136170                           | 05/23/23   | A0150 ATLANTIC SALT, INC.            | 38,201.99    | 1703 Direct     | Deposit |
| 136171                           | 05/23/23   | A0168 ALLIED OIL COMPANY, LLC        | 14,121.56    | 1703 Direct     | Deposit |
| 136172                           | 05/23/23   | A0398 STERLING TALENT SOLUTIONS      | 90.90        | 1703 Direct     | Deposit |
| 136173                           | 05/23/23   | A0425 ATLANTIC TACTICAL              | 134.48       | 1703 Direct     | Deposit |
| 136174                           | 05/23/23   | A0453 AMAZON.COM                     | 3,847.16     | 1703 Direct     | Deposit |
| 136175                           | 05/23/23   | B0203 DIFRANCESCO BATEMAN, PC        | 580.00       | 1703 Direct     | Deposit |
| 136176                           | 05/23/23   | B0581 BUY WISE AUTO PARTS            | 2,381.65     | 1703 Direct     | Deposit |
| 136177                           | 05/23/23   | C0832 CLEAR POINT DESIGNS            | 121.00       | 1703 Direct     | Deposit |
| 136178                           | 05/23/23   | D0020 DELTA DENTAL OF NJ             | 12,445.19    | 1703 Direct     | Deposit |
| 136179                           | 05/23/23   | D0033 DEMCO, INC                     | 432.99       | 1703 Direct     | Deposit |
| 136180                           | 05/23/23   | E0002 EDMUNDS GOVTECH                | 116.82       | 1703 Direct     | Deposit |
| 136181                           | 05/23/23   | E0224 EXCELLENT BUILDING SERVICES    | 2,745.00     | 1703 Direct     | Deposit |
| 136182                           | 05/23/23   | E0327 ELITE VEHICLE SOLUTIONS        | 1,716.40     | 1703 Direct     | Deposit |
| 136183                           | 05/23/23   | G0066 GRAINGER INC                   | 3,264.79     | 1703 Direct     | Deposit |
| 136184                           | 05/23/23   | G0133 GARDEN STATE LABORATORIES, INC | 550.00       | 1703 Direct     | Deposit |
| 136185                           | 05/23/23   | G0305 GREAT AMERICAN SIGN COMPANY    | 925.00       | 1703 Direct     | Deposit |
| 136186                           | 05/23/23   | G0694 GREENMAN-PEDERSEN, INC.        | 17,950.40    | 1703 Direct     | Deposit |
| 136187                           | 05/23/23   | H0029 HUMPHREYS PEST CONTROL, INC.   | 873.80       | 1703 Direct     | Deposit |
| 136188                           | 05/23/23   | M0142 MORRIS COUNTY SUM. SWIM LEAGUE | 550.00       | 1703 Direct     | Deposit |
| 136189                           | 05/23/23   | P0534 PLUG 'N PAY TECHNOLOGIES, INC. | 20.55        | 1703 Direct     | Deposit |
| 136190                           | 05/23/23   | P0706 PARTS AUTHORITY LLC            | 152.33       | 1703 Direct     | Deposit |
| 136191                           | 05/23/23   | R0050 ROTO-ROOTER                    | 1,360.00     | 1703 Direct     | Deposit |
| 136192                           | 05/23/23   | R0824 REPUBLIC SERVICES OF NJ LLC    | 1,290.00     | 1703 Direct     | Deposit |
| 136193                           | 05/23/23   | S0016 STORR TRACTOR COMPANY          | 533.63       | 1703 Direct     | Deposit |
| 136194                           | 05/23/23   | S0069 SAL'S AUTO BODY INC.           | 1,005.80     | 1703 Direct     | Deposit |
| 136195                           | 05/23/23   | S0741 SUBURBAN CONSULTING ENGINEERS  | 1,426.50     | 1703 Direct     | Deposit |
| 136196                           | 05/23/23   | T0055 T & M ASSOCIATES               | 4,900.00     | 1703 Direct     | Deposit |
| 136197                           | 05/23/23   | T0066 CENGAGE LEARNING CREDIT SVCS   | 115.46       | 1703 Direct     | Deposit |
| 136198                           | 05/23/23   | T0192 TURN OUT UNIFORMS INC          | 2,812.37     | 1703 Direct     | Deposit |
| 136199                           | 05/23/23   | T0514 TOP QUALITY SERVICES LLC       | 300.00       | 1703 Direct     | Deposit |
| 136200                           | 05/23/23   | U0056 U.S. MUNICIPAL SUPPLY, INC.    | 10,506.37    | 1703 Direct     | Deposit |
| 136201                           | 05/23/23   | V0020 VILLAGE OFFICE SUPPLY          | 584.68       | 1703 Direct     | Deposit |
| 136202                           | 05/23/23   | W0275 WINNING TEAMS BY NISSEL LLC    | 3,102.48     | 1703 Direct     | Deposit |
| 136203                           | 05/23/23   | W0410 WARSHAUER ELECTRIC SUPPLY CO.  | 3,696.91     | 1703 Direct     | Deposit |
| 136204                           | 05/23/23   | A0123 AMERICAN PUBLIC HEALTH ASSN    | 205.00       | 1704            |         |
| 136205                           | 05/23/23   | A0126 AFLAC NEW YORK                 | 137.94       | 1704            |         |
| 136206                           | 05/23/23   | A0147 VA NEW JERSEY HEALTH CARE      | 10,000.00    | 1704            |         |
| 136207                           | 05/23/23   | A0174 ALL SPORTS STADIUM, LLC        | 332.50       | 1704            |         |
| 136208                           | 05/23/23   | A0338 AFLAC                          | 1,169.33     | 1704            |         |
| 136209                           | 05/23/23   | A0614 ADAMS MFG. CORP.               | 3,424.86     | 1704            |         |
| 136210                           | 05/23/23   | A0717 AAA FACILITY SOLUTIONS LLC     | 500.00       | 1704            |         |
| 136211                           | 05/23/23   | B0001 BAKER & TAYLOR, INC.           | 1,712.52     | 1704            |         |
| 136212                           | 05/23/23   | B0017 BRIDGEWATER RESOURCES, INC.    | 2,009.76     | 1704            |         |
| 136213                           | 05/23/23   | B0026 BERNARDS TOWNSHIP CURRENT      | 75,948.24    | 1704            |         |
| 136214                           | 05/23/23   | B0029 BERNARDS TWP BD OF EDUCATION   | 8,035,822.00 | 1704            |         |
| 136215                           | 05/23/23   | B0034 BERNARDS TOWNSHIP PAYROLL ACCT | 523,613.93   | 1704            |         |
| 136216                           | 05/23/23   | B0044 BASKING RIDGE ANIMAL HOSPITAL  | 316.10       | 1704            |         |
| 136217                           | 05/23/23   | B0076 BERNARDS TOWNSHIP TRUST FUND   | 386,460.00   | 1704            |         |
| 136218                           | 05/23/23   | B0646 BROADCAST MUSIC, INC           | 421.00       | 1704            |         |
| 136219                           | 05/23/23   | C0024 GANNETT NEW JERSEY NEWSPAPERS  | 20.28        | 1704            |         |
| 136220                           | 05/23/23   | C0083 CDW GOVERNMENT, INC.           | 2,987.27     | 1704            |         |
| 136221                           | 05/23/23   | C0482 OPTIMUM                        | 44.95        | 1704            |         |
| 136222                           | 05/23/23   | C0783 CARUSO, JENNIFER               | 240.00       | 1704            |         |
| 136223                           | 05/23/23   | C0811 COASTAL METAL RECYCLING CORP   | 704.00       | 1704            |         |
| 136224                           | 05/23/23   | C0930 CLINTON WELL&PUMP SERVICES LLC | 500.00       | 1704            |         |
| 136225                           | 05/23/23   | C0956 COLLINS, COLLEEN               | 480.00       | 1704            |         |
| 136226                           | 05/23/23   | D0309 DAILY RECORD - SUBSCRIPTIONS   | 629.21       | 1704            |         |
| 136227                           | 05/23/23   | D0322 DELL MARKETING, L.P.           | 9,396.72     | 1704            |         |
| 136228                           | 05/23/23   | D0740 DOVER BRAKE & CLUTCH           | 574.43       | 1704            |         |
| 136229                           | 05/23/23   | D0858 DESAI, DIPEN OR NAIK, SWETA    | 195.00       | 1704            |         |
| 136230                           | 05/23/23   | F0001 FEDEX                          | 28.93        | 1704            |         |
| 136231                           | 05/23/23   | F0023 FIRE & SAFETY SERVICES, LTD.   | 10,202.26    | 1704            |         |
| 136232                           | 05/23/23   | F0047 FULLERTON FORD                 | 2,072.13     | 1704            |         |
| 136233                           | 05/23/23   | F0148 FAIRFIELD MAINTENANCE INC      | 2,050.00     | 1704            |         |
| 136234                           | 05/23/23   | F0158 FLEMINGTON DEPARTMENT STORE    | 2,647.37     | 1704            |         |

|        |          |       |                                   |           |               |      |
|--------|----------|-------|-----------------------------------|-----------|---------------|------|
| 136235 | 05/23/23 | F0205 | 4 IMPRINT                         | 738.26    |               | 1704 |
| 136236 | 05/23/23 | F0438 | FINELLI CONSULTING ENGINEERS      | 5,452.50  |               | 1704 |
| 136237 | 05/23/23 | G0098 | JCP&L                             | 25,398.54 |               | 1704 |
| 136238 | 05/23/23 | G0106 | GFOA OF NJ                        | 90.00     |               | 1704 |
| 136239 | 05/23/23 | G0555 | GUSSIN, KENDRA OR CHRISTOPHER     | 480.00    |               | 1704 |
| 136240 | 05/23/23 | H0178 | HOSE SHOP, INC.                   | 138.48    |               | 1704 |
| 136241 | 05/23/23 | H0246 | HOME DEPOT CREDIT SERVICES        | 669.61    |               | 1704 |
| 136242 | 05/23/23 | I0165 | INTERNATIONAL ASSN OF ARSON       | 148.00    |               | 1704 |
| 136243 | 05/23/23 | J0116 | JAY-HILL REPAIRS                  | 508.84    |               | 1704 |
| 136244 | 05/23/23 | J0200 | J ROUSEK TOY CO INC.              | 372.45    |               | 1704 |
| 136245 | 05/23/23 | J0268 | JUST RIDING ALONG INC.            | 243.93    |               | 1704 |
| 136246 | 05/23/23 | K0259 | KONICA MINOLTA PREMIER FINANCE    | 123.54    |               | 1704 |
| 136247 | 05/23/23 | K0331 | KONICA MINOLTA PREMIER FINANCE    | 148.97    |               | 1704 |
| 136248 | 05/23/23 | K0331 | KONICA MINOLTA PREMIER FINANCE    | 192.89    |               | 1704 |
| 136249 | 05/23/23 | K0331 | KONICA MINOLTA PREMIER FINANCE    | 133.42    |               | 1704 |
| 136250 | 05/23/23 | K0348 | KAVOURAS, THOMAS & MARIA          | 1,800.00  |               | 1704 |
| 136251 | 05/23/23 | L0372 | LIFESAVERS, INC                   | 146.00    |               | 1704 |
| 136252 | 05/23/23 | L0416 | LI, QINGWEI OR MOU, XINGMIN       | 480.00    |               | 1704 |
| 136253 | 05/23/23 | L0509 | LUCAS, DAVID                      | 8,042.33  |               | 1704 |
| 136254 | 05/23/23 | M0342 | MORTON'S MARKETING RESOURCES      | 1,695.30  |               | 1704 |
| 136255 | 05/23/23 | M0518 | KONICA MINOLTA BUSINESS SOL.      | 52.00     |               | 1704 |
| 136256 | 05/23/23 | N0006 | NEW JERSEY AMERICAN WATER CO.     | 0.00      | 05/23/23 VOID | 0    |
| 136257 | 05/23/23 | N0006 | NEW JERSEY AMERICAN WATER CO.     | 52,517.91 |               | 1704 |
| 136258 | 05/23/23 | N0064 | NEW JERSEY LIBRARY ASSOCIATION    | 340.00    |               | 1704 |
| 136259 | 05/23/23 | N0121 | NACCHO                            | 725.00    |               | 1704 |
| 136260 | 05/23/23 | N0296 | NJASRO                            | 450.00    |               | 1704 |
| 136261 | 05/23/23 | N0340 | NJALA REGISTRATION                | 240.00    |               | 1704 |
| 136262 | 05/23/23 | N0415 | NATIONAL FUEL OIL INC             | 11,071.22 |               | 1704 |
| 136263 | 05/23/23 | N0470 | NATIONWIDE                        | 148.19    |               | 1704 |
| 136264 | 05/23/23 | O0100 | OVERDRIVE, INC.                   | 130.00    |               | 1704 |
| 136265 | 05/23/23 | O0116 | OBERLY, BARRY                     | 1,500.00  |               | 1704 |
| 136266 | 05/23/23 | O0162 | ORIENTAL CULTURE ENTERPRISES      | 366.85    |               | 1704 |
| 136267 | 05/23/23 | P0005 | PITNEY BOWES, INC.                | 799.14    |               | 1704 |
| 136268 | 05/23/23 | P0014 | PUBLIC SERVICE ELEC. & GAS CO     | 2,624.27  |               | 1704 |
| 136269 | 05/23/23 | P0538 | PROVIDENT LIFE & ACCIDENT         | 60.04     |               | 1704 |
| 136270 | 05/23/23 | Q0032 | QUINN, THOMAS J.                  | 1,237.50  |               | 1704 |
| 136271 | 05/23/23 | R0833 | RIDGE PAINTING COMPANY LLC        | 12,600.00 |               | 1704 |
| 136272 | 05/23/23 | R0840 | RANCOURT, JR OR PERRIN, KARINE    | 185.00    |               | 1704 |
| 136273 | 05/23/23 | S0056 | RWJHN - MOBILE HEALTH SERVICE     | 256.00    |               | 1704 |
| 136274 | 05/23/23 | S0072 | SOMERSET COUNTY GOVERNING OFF.    | 40.00     |               | 1704 |
| 136275 | 05/23/23 | S0081 | SOCIETY FOR PUBLIC HEALTH ED      | 390.00    |               | 1704 |
| 136276 | 05/23/23 | S0101 | STICKEL, KOENIG, SULLIVAN&DRILL   | 1,281.25  |               | 1704 |
| 136277 | 05/23/23 | S0276 | SHUSTER, JONATHAN & MARIA         | 75.00     |               | 1704 |
| 136278 | 05/23/23 | S0691 | SUPERIOR DISTRIBUTORS             | 628.71    |               | 1704 |
| 136279 | 05/23/23 | S0764 | STERICYCLE                        | 35.70     |               | 1704 |
| 136280 | 05/23/23 | S0875 | SUNLIGHT GENERAL CAPITAL          | 275.58    |               | 1704 |
| 136281 | 05/23/23 | S0913 | SHEDLOCK CAR CARE                 | 125.00    |               | 1704 |
| 136282 | 05/23/23 | S1059 | SUMMIT PUBLIC LIBRARY             | 19.95     |               | 1704 |
| 136283 | 05/23/23 | S1191 | SAVO, SCHALK, CORSINI, GILLESPIE, | 4,683.00  |               | 1704 |
| 136284 | 05/23/23 | S1207 | SCHULZ, MICHAEL F                 | 600.00    |               | 1704 |
| 136285 | 05/23/23 | S1208 | SALTER, DAVID OR KELLY            | 50.00     |               | 1704 |
| 136286 | 05/23/23 | T0024 | TRUIS OF NJ INC                   | 914.96    |               | 1704 |
| 136287 | 05/23/23 | T0090 | TREASURER, STATE OF NEW JERSEY    | 50.00     |               | 1704 |
| 136288 | 05/23/23 | T0109 | TREASURER, STATE OF NEW JERSEY    | 182.00    |               | 1704 |
| 136289 | 05/23/23 | T0109 | TREASURER, STATE OF NEW JERSEY    | 258.00    |               | 1704 |
| 136290 | 05/23/23 | T0372 | TLO, LLC                          | 175.00    |               | 1704 |
| 136291 | 05/23/23 | T0419 | TIMESBOOK INC                     | 394.53    |               | 1704 |
| 136292 | 05/23/23 | T0443 | THOMSON REUTERS-WEST              | 700.00    |               | 1704 |
| 136293 | 05/23/23 | T0482 | TRIPATHI, SURYAPRAKASH OR         | 480.00    |               | 1704 |
| 136294 | 05/23/23 | T0517 | TEACHERS PAY TEACHERS             | 860.93    |               | 1704 |
| 136295 | 05/23/23 | V0056 | VERIZON WIRELESS                  | 1,834.21  |               | 1704 |
| 136296 | 05/23/23 | V0058 | VERIZON                           | 173.94    |               | 1704 |
| 136297 | 05/23/23 | V0058 | VERIZON                           | 39.95     |               | 1704 |
| 136298 | 05/23/23 | V0058 | VERIZON                           | 39.95     |               | 1704 |
| 136299 | 05/23/23 | V0058 | VERIZON                           | 85.22     |               | 1704 |
| 136300 | 05/23/23 | V0058 | VERIZON                           | 109.64    |               | 1704 |
| 136301 | 05/23/23 | V0058 | VERIZON                           | 42.32     |               | 1704 |
| 136302 | 05/23/23 | V0058 | VERIZON                           | 37.47     |               | 1704 |
| 136303 | 05/23/23 | V0073 | VAIL INDUSTRIAL SUPPLIES          | 61.80     |               | 1704 |
| 136304 | 05/23/23 | V0084 | VERIZON                           | 188.99    |               | 1704 |
| 136305 | 05/23/23 | V0084 | VERIZON                           | 189.99    |               | 1704 |
| 136306 | 05/23/23 | V0084 | VERIZON                           | 289.99    |               | 1704 |
| 136307 | 05/23/23 | V0084 | VERIZON                           | 94.00     |               | 1704 |
| 136308 | 05/23/23 | V0084 | VERIZON                           | 79.00     |               | 1704 |
| 136309 | 05/23/23 | V0084 | VERIZON                           | 20.81     |               | 1704 |
| 136310 | 05/23/23 | V0199 | VOIANCE LANGUAGE SERVICES LLC     | 9.66      |               | 1704 |
| 136311 | 05/23/23 | W0016 | WARRENVILLE TRUE VALUE            | 439.90    |               | 1704 |
| 136312 | 05/23/23 | W0074 | WELSH'S MOTOR SALES, INC.         | 230.44    |               | 1704 |
| 136313 | 05/23/23 | X0003 | XEROX CORPORATION                 | 255.71    |               | 1704 |
| 136314 | 05/23/23 | X0005 | XTEL COMMUNICATION                | 498.84    |               | 1704 |
| 136315 | 05/23/23 | Z0093 | ZHANG, XIAOLEI OR ZHU, XIAOBO     | 960.00    |               | 1704 |

| Report Totals   | Paid  | Void  | Amount Paid  | Amount Void |
|-----------------|-------|-------|--------------|-------------|
|                 | ----  | ----  | -----        | -----       |
| Checks:         | 111   | 1     | 9,225,053.35 | 0.00        |
| Direct Deposit: | 48    | 0     | 139,733.92   | 0.00        |
|                 | ===== | ===== | =====        | =====       |
| Total:          | 159   | 1     | 9,364,787.27 | 0.00        |



| Totals by Year-Fund |                     |              |               |           |              |
|---------------------|---------------------|--------------|---------------|-----------|--------------|
| Fund Description    | Fund                | Budget Total | Revenue Total | G/L Total | Total        |
| CURRENT FUND        | 2-01                | 7,413.31     | 0.00          | 0.00      | 7,413.31     |
| CURRENT FUND        | 3-01                | 9,235,447.34 | 0.00          | 0.00      | 9,235,447.34 |
| DOG FUND            | 3-12                | 494.47       | 0.00          | 0.00      | 494.47       |
| GOLF COURSE UTILITY | 3-26                | 39,283.17    | 0.00          | 0.00      | 39,283.17    |
|                     | Year Total:         | 9,275,224.98 | 0.00          | 0.00      | 9,275,224.98 |
| CAPITAL FUND        | C-04                | 24,362.53    | 0.00          | 0.00      | 24,362.53    |
| PUBLIC GRANTS       | G-02                | 16,385.57    | 0.00          | 0.00      | 16,385.57    |
| TRUST FUNDS         | T-13                | 29,474.38    | 0.00          | 0.00      | 29,474.38    |
| PROJECT             |                     | 11,926.50    | 0.00          | 0.00      | 11,926.50    |
|                     | Total Of All Funds: | 9,364,787.27 | 0.00          | 0.00      | 9,364,787.27 |

Agenda and Date Voted: 05/23/2023

**CERTIFICATION**  
**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.**

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0260

Award of Purchase Orders for Identified Vendors; Integrated Aquatics Engineering Corp

**WHEREAS**, the Township Committee of Bernards has adopted Ordinance #1854 “Known as Pay to Play” and P. L. 2004, Chapter 19; and

**WHEREAS**, pursuant to the ordinance window contracts determined to exceed \$17,500.00 and within the bid threshold of \$44,000.00 requires governing body approval; and

**WHEREAS**, the purchasing agent has determined that the value of the expenditures with the vendor(s) listed below will exceed \$17,500.00 in purchases; and

| Vendor                                | Not to Exceed |
|---------------------------------------|---------------|
| Integrated Aquatics Engineering Corp. | \$ 44,000     |

**WHEREAS**, in anticipation of the listed expenditure, a Business Entity Disclosure Certification has been secured in compliance with N.J.S.A.19:44A 20-4 et seq., and that the principals of the said companies, have not made any reportable contributions to a political or candidate committee in the Township of Bernards in the previous one year, and that the contract will prohibit the principals of said companies from making ANY contributions through the term of the contract pursuant to Bernards Township Ordinance #1854 adopted on February 28, 2006, that would prohibit any business entity or professional that procures goods, services or contracts from the Township without the formal bid process from making “any” contribution whatsoever in the prior calendar year.

**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 purchase orders to the vendors listed above to maintain continuity and facilitate the ordering process through December 31, 2023.

Agenda and Date Voted: 05/23/2023

### EXPLANATORY STATEMENT

Pursuant to the adoption of the Bernards Township Pay to Play ordinance #1854 and P. L. 2004, Chapter 19, adoption will permit the purchases from noted vendor(s) relative to the day-to-day operation of the township departments.

Date: May 9, 2023

Francis J. Decibus, QPA, RPPO Purchasing Agent

### PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO, Purchasing Agent

Date: May 9, 2023

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0261

Acceptance of Grant and Insertion of Revenue Item Into the 2023 Budget  
\$2,000.00 from the Somerset County Cultural and Heritage Commission  
for the Purpose of Funding the 2023 County History Partnership Program

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount; and

**WHEREAS**, the Township has received an award of \$2,000.00 from the Somerset County Cultural and Heritage Commission for the purpose of funding the 2023 County History Partnership Program and wishes to amend its 2023 budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Bernards hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written

Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

2023 Somerset County Cultural and Heritage Commission – County History Partnership Program

**BE IT FURTHER RESOLVED** that a like sum of \$2,000.00 total be and the same is hereby appropriated under the caption of:

General Appropriations:

(A) Operations - Excluded from “CAPS”

Public and Private Appropriations Offset by Revenues:

2023 Somerset County Cultural and Heritage Commission – County History Partnership Program

Agenda and Date Voted: 05/23/2023

### EXPLANATORY STATEMENT:

This resolution authorizes the acceptance of the Somerset County Cultural and Heritage Commission – County History Partnership Program Grant and amends the 2023 budget to appropriate the grant monies not anticipated at the time of budget adoption.

Date: 05/23/2023

Sean McCarthy, CFO

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0262 Authorization for Tax Refund

**WHEREAS**, the following tax overpayments exist due to receipt of property tax money and the property becoming Veteran Exempt; and

**WHEREAS**, with the written consent of the payor, the overpayments must be returned to the homeowner to clear the accounts; and

**WHEREAS**, the tax collector is recommending refunds be issued.

| Block & Lot | Quarter & Year | Amount     | Issue Refund To   |
|-------------|----------------|------------|---|
| 2905/1      | 1Q23 & 2Q23    | \$7,912.28 | David Lucas<br>24 Woodstone Rd<br>Basking Ridge, NJ 07920 |
| 2905/1      | 4Q22           | \$130.05   | David Lucas<br>24 Woodstone Rd<br>Basking Ridge, NJ 07920 |
|             | Total Refund:  | \$8,042.33 |   |

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize these refunds.

Agenda and Date Voted: 05/23/2023

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk

### INTERPRETIVE STATEMENT:

*This property was granted a Veteran Exemption on property taxes. As such, the above payments received are due back to the Veteran property owner. I recommend refunds be issued to clear this account.*

*Kevin Sant'Angelo, Tax Collector*



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

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## **Resolution #2023-0263**

Approval of Special Event Permit for  
Bernards Township Memorial Day Parade and Memorial Service – 05/29/2023

**WHEREAS**, Michael Barth, of the Liberty Corner Fire Company, acting in the capacity of the Bernards Township Memorial Day Parade Coordinator has submitted a special event application for the Memorial Day Parade to be held on 05/29/2023 from 8:30 AM to 11:00 AM, with the parade beginning at 9:30 AM in downtown Liberty Corner; and

**WHEREAS**, the Municipal Clerk, Police Chief, and Recreation Director have reviewed the application and find it complete; and

**WHEREAS**, Somerset County has authorized the temporary closure of Church Street.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the special event permit be issued, including a temporary street closure of Church Street, from Somerville Road to Lyons/Valley Roads and other streets named in the application on file with the municipal clerk, to accommodate the parade.

Agenda and Date Voted: 05/23/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## **Resolution #2023-0264** Release of Executive Session Minutes

**WHEREAS**, the topics discussed in the minutes below no longer need to be kept private.

**NOW THEREFORE BE IT RESVOLED**, by the Township Committee of the Township of Bernards that the following minutes, previously approved for content, now be approved for release.

| <i>DATE</i> | <i>TOPIC</i>  |
|-------------|---|
| 06/28/2022  | Personnel - Performance Evaluation - Township Administrator     |
| 11/29/2022  | Personnel 2023 Board Appointments and Professional Appointments |
| 12/13/2022  | Personnel 2023 Board Appointments                               |

Agenda Date and Vote: 05/23/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## **Resolution #2023-0265**

Authorizing an Extension of Grace Period  
for the Third Quarter 2023 Taxes

**WHEREAS**, the State of New Jersey has not released all information needed for striking a rate timely; and

**WHEREAS**, this information is needed to produce the Final 2023/Preliminary 2024 tax bills; and

**WHEREAS**, as a result, the County of Somerset could not release the tax rate; and

**WHEREAS**, the Tax Collector must allow 25 calendar days for payment from the date of mailing pursuant to NJSA 54:4-66.3.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the Tax Collector be authorized to extend the grace period for the third quarter 2023 up to and including the 25<sup>th</sup> day after the actual bills are mailed; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that any payments received after the grace period for the third quarter 2023 will be charged interest from the original due date of August 1, 2023, as set by the guidelines set by NJSA 54:4-67 and Resolution # 2023-0017 passed by the Bernards Township Committee on January 3, 2023.

### **INTERPRETIVE STATEMENT:**

Extension of the grace period may be needed to allow the mandated 25 days prior to payment due date if the tax rate is not received timely. If payment for the third quarter 2023 is not received by 25 days after the delivery of the tax bills to the post office, interest will be charged back to the August 1 due date.

Kevin Sant'Angelo, Tax Collector

Agenda and Date Voted: 05/23/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2023-0266

Authorizing and Approving Purchase of One (1) Ventrac Boom Mower Attachment from Sourcewell Co-op #031121-TTC to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 In the Amount Not to Exceed \$18,507.17.

**WHEREAS**, the Township of Bernards Department of Public Works wishes to purchase One (1) Ventrac Boom Mower Attachment;

| QTY | DESCRIPTION                       | UNIT TOTAL         |
|-----|-----------------------------------|--------------------|
| 1   | Ventrac Model MA900 Boom Mower    | \$16,592.40        |
| 1   | Mid-Weight Bar Kit                | \$290.40           |
| 1   | Service Kit, 4 Pos Spool w/Detent | \$67.76            |
| 8   | Additional Weights                | \$844.80           |
|     | Setup Charges (2%)                | \$355.91           |
|     | Freight (2%)                      | \$355.91           |
|     | <b>TOTAL</b>                      | <b>\$18,507.17</b> |

and

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Storr Tractor Company, 3191 Route 22, Branchburg NJ, 08876 in the amount of \$18,507.17; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged is line accounts #C-04-55-470-H02 (\$7,731.80) and #C-04-55-499-L01 (\$10,775.37); 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) Ventrac Boom Mower Attachment from Sourcewell Co-Op #031121-TTC to Storr Tractor Company, 3191 Route 22, Branchburg, NJ 08876 in the Amount Not to Exceed \$18,507.17.

Agenda and Date Voted: 05/23/2023

### EXPLANATORY STATEMENT

It is my recommendation, based upon review of the Sourcewell Co-op #031121-TTC to issue a purchase order to Storr Tractor Company for one (1) Ventrac Boom Mower Attachment in the net total delivered price of \$18,507.17. This attachment is compatible with the Ventrac Tractor #624 in the Grounds Division fleet and will be used to maintain vegetation adjacent to various walking paths and sidewalks throughout Township parks & open space properties.

Date: 05/15/2023

Ryan Wallace,  
Director of Public Works



**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, CFO of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$18,507.17. Monies are available in line accounts #C-04-55-470-H02 (\$7,731.80) and #C-04-55-499-L01 (\$10,775.37).




Sean McCarthy, CFO

Date: May 17, 2023

**PURCHASING CERTIFICATION:**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA  
Purchasing Agent

Date: May 19, 2023

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023**

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**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0267

Authorizing and Approving Purchase of One (1) Utility Vehicle from Bergen County Co-Op #CK04 Bid #22-09 to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876  
In the Amount Not to Exceed \$37,656.00.

**WHEREAS**, the Township of Bernards Department of Public Works wishes to purchase One (1) Utility Vehicle;

| QTY | DESCRIPTION  | UNIT TOTAL         |
|-----|--|--------------------|
| 1   | Toro Workman HDX – 4WD Diesel (Kubota) Model 07387 | \$37,656.00        |
|     | Bergen County Co-Op Bid #22-09                     |                    |
|     | <b>TOTAL</b>                                       | <b>\$37,656.00</b> |

and

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 in the amount of \$37,656.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged is line accounts #C-04-55-524-H03 (\$37,656.00); 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) Utility Vehicle from Bergen County Co-Op #CK04 Bid #22-09 to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 in the Amount Not to Exceed \$37,656.00.

Agenda and Date Voted: 05/23/2023

### EXPLANATORY STATEMENT

It is my recommendation, based upon review of the Bergen County Co-Op #CK-04 Bid # 22-09 to issue a purchase order to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 in the Amount Not to Exceed \$37,656.00. This recommendation is made in accordance with the Grounds Division capital replacement plan for 2023 and will replace one (1) 2006 Toro Workman 4300-D Utility Vehicle #1613. The existing utility vehicle will be auctioned upon delivery of the new equipment.


Date: 05/15/2023

Ryan Wallace,  
Director of Public Works

### CHIEF FINANCIAL OFFICER CERTIFICATION

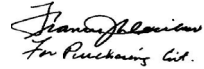
I, Sean McCarthy, CFO of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$37,656.00. Monies are available in line account #C-04-55-524-H03 (\$37,656.00).

Date: May 17, 2023

  
Sean McCarthy, CFO

**PURCHASING CERTIFICATION:**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA  
Purchasing Agent

Date: May 19, 2023

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.**

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**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0268

Authorizing and Approving Purchase of One (1) 72 Inch Zero Turn Mower from Bergen County Co-Op #CK04 Bid #22-09 to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876  
In the Amount Not to Exceed \$39,262.40.

**WHEREAS**, the Township of Bernards Department of Public Works wishes to purchase One (1) 72 Inch Zero Turn Mower;

| QTY | DESCRIPTION   | UNIT TOTAL         |
|-----|---|--------------------|
| 1   | Toro Groundsmaster 7210 (No Deck / T4) Model #30695 | \$33,287.20        |
| 1   | 72 Inch Side Discharge Deck Model #30481            | \$4,415.20         |
| 1   | Air Ride Suspension Seat                            | \$1,382.40         |
| 1   | 12V Power Port/Electrical Accessory Kit             | \$177.60           |
|     | Bergen County Co-Op Bid #22-09                      |                    |
|     | <b>TOTAL</b>  | <b>\$39,262.40</b> |

and

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 in the amount of \$39,262.40; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged is line accounts #C-04-55-524-H02 (\$39,262.40); 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) 72 Inch Zero Turn Mower from Bergen County Co-Op #CK04 Bid #22-09 to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 in the Amount Not to Exceed \$39,262.40.

Agenda and Date Voted: 05/23/2023

### EXPLANATORY STATEMENT

It is my recommendation, based upon review of the Bergen County Co-Op #CK-04 Bid # 22-09 to issue a purchase order to Storr Tractor Company, 3191 US Highway 22 East, Branchburg, NJ, 08876 in the Amount Not to Exceed \$39,262.40. This recommendation is made in accordance with the Grounds Division capital replacment plan for 2023 and will replace one (1) 2006 Toro Z Master Mower #1611. The existing mower will be auctioned upon delivery of the new equipment.

Date: 05/15/2023

Ryan Wallace,  
Director of Public Works

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, CFO of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$39,262.40. Monies are available in line account #C-04-55-524-H02 (\$39,262.40).



Date: May 17, 2023

Sean McCarthy, CFO

**PURCHASING CERTIFICATION:**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA  
Purchasing Agent

Date: May 19, 2023

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.**

\_\_\_\_\_  
**Christine Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0269

Authorizing and Approving Purchase of Deicing Chemical Storage and Dispensing Equipment from ESCNJ Co-Op #20/21-55 to Reed Systems, Ltd., 17 Edward Pl, Ellenville, NY, 12428  
In the Amount Not to Exceed \$21,570.40.

**WHEREAS**, the Township of Bernards Department of Public Works wishes to purchase Deicing Chemical Storage and Dispensing Equipment;

| QTY | DESCRIPTION   | UNIT TOTAL         |
|-----|---|--------------------|
| 1   | 5,000 Gallon Sloped Bottom Storage Tank Part #5000S   | \$8,182.80         |
| 1   | 2 HP Dispensing Pump Part # BDS-3   | \$6,897.60         |
|     | Labor required to install complete and functional Deicing Chemical Storage and Dispensing Equipment | \$6,490.00         |
|     | ESCNJ Quote Confirmation # AC-305 dated 9/21/2022   |                    |
|     | <b>TOTAL</b>  | <b>\$21,570.40</b> |

and

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Reed Systems, Ltd., 17 Edward Pl, Ellenville, NY, 12428, in the amount of \$21,570.40; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged is line accounts #C-04-55-524-C05 (\$21,570.40); 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 Deicing Chemical Storage and Dispensing Equipment from ESCNJ Co-Op #20/21-55 to Reed Systems, Ltd., 17 Edward Pl, Ellenville, NY, 12428 in the Amount Not to Exceed \$21,570.40.

Agenda and Date Voted: 05/23/2023

### EXPLANATORY STATEMENT

It is my recommendation, based upon review of the ESCNJ Co-Op #20/21-55 to issue a purchase order to Reed Systems, Ltd., 17 Edward Pl, Ellenville, NY, 12428 in the Amount Not to Exceed \$21,570.40. This recommendation is made in accordance with the Streets & Roads Capital Plan for 2023. This purchase will provide for installation of a 5,000 gallon storage tank and dispensing pump at the DPW facility for liquid deicing chemical for use in winter operations. These chemicals will be applied to salt onboard snow plow/salt spreader trucks to enhance the effectiveness of salt during winter operations. Such an application will provide numerous advantages including lowering the working temperature of salt, improve residual on the roadways and increase the amount on snow and ice melted per ton of salt, which should reduce salt usage and increase level of service for motorists. This equipment is necessary to stock chemicals at the DPW facility and load the trucks during snow & ice events.

Date: 05/15/2023

Ryan Wallace,  
Director of Public Works

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, CFO of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$21,570.40. Monies are available in line account #C-04-55-524-C05 (\$21,570.40).

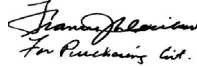


Date: May 17, 2023

Sean McCarthy, CFO

**PURCHASING CERTIFICATION:**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA  
Purchasing Agent

Date: May 19, 2023

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.**

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**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0270

Authorizing and Approving Purchase of One (1) Hooklift, Salt Spreader, Chipper Body, Plow, Hydraulic Control System and Accessories for 2024 International HX620 Tandem Truck from ESCNJ Co-Op #20/21-55 to Cliffside Body Corporation, 130 Broad Avenue, Fairview New Jersey 07022  
In the Amount Not to Exceed \$189,276.96.

**WHEREAS**, the Township of Bernards Department of Public Works wishes to purchase One (1) Hooklift, Salt Spreader, Chipper Body, Plow, Hydraulic Control System and Accessories for 2024 International HX620 Tandem Truck;

| QTY | DESCRIPTION   | UNIT TOTAL          |
|-----|---|---------------------|
| 1   | Palfinger Hooklift Model T40S; 40,000lb Capacity, 14'-18' Bodies, Adjustable Hook Heights 54"-61 ¾"                                       |                     |
|     | CIRUS Central Hydraulic System for Hooklift, plow, spreader, pre-wet  |                     |
|     | 11' Monroe Plow with QCP Loop and Snow Wheels   |                     |
|     | Monroe 16 Foot Stainless Steel Dual Auger V-Box Spreader including Monroe Hydraulics Operated Pre-wet System, mounted on a hooklift frame |                     |
|     | Hooklift Chipper Body – 17 feet long with storage locker  |                     |
|     | Additional accessories, parts and labor required to build a complete functional hooklift truck with chip body, plow & sander.             | \$189,276.96        |
|     | Quote #GB041223A  |                     |
|     |   |                     |
|     | <b>TOTAL</b>  | <b>\$189,276.96</b> |

and

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Cliffside Body Corporation, 130 Broad Avenue, Fairview New Jersey 07022 in the amount of \$189,276.96; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged is line accounts #C-04-55-495-B01 (\$14,816.12), #C-04-55-519-B03 (\$99,460.84) and #C-04-55-524-L01 (\$75,000.00); 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) Hooklift, Salt Spreader, Chipper Body, Plow, Hydraulic Control System and Accessories for 2024 International HX620 Tandem Truck from ESCNJ Co-op #20/21-55 to Cliffside Body Corporation, 130 Broad Avenue, Fairview New Jersey 07022 in the Amount Not to Exceed \$189,276.96.

Agenda and Date Voted: 05/23/2023

**EXPLANATORY STATEMENT**

It is my recommendation, based upon review of the ESCNJ Co-op #20/21-55 to issue a purchase order to Cliffside Body Corporation, 130 Broad Avenue, Fairview New Jersey 07022 in the Amount Not to Exceed \$189,276.96. This recommendation is made in accordance with the fleet vehicle replacement plan for 2023. This resolution works in conjunction with the resolution of the Chassis and Cab. Together they will replace one (1) 2005 Sterling Tandem Dump Truck #19.

Date: 05/15/2023

Ryan Wallace,  
Director of Public Works

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, CFO of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$189,276.96. Monies are available in line account #C-04-55-495-B01 (\$14,816.12), #C-04-55-519-B03 (\$99,460.84) and #C-04-55-524-L01 (\$75,000.00).




Date: May 17, 2023

Sean McCarthy, CFO

**PURCHASING CERTIFICATION:**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA  
Purchasing Agent

Date: May 19, 2023

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 5/23/2023.**

\_\_\_\_\_  
**Christine Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023- 0271

Authorizing the Mailing of Estimated 3<sup>rd</sup> Quarter 2023 Tax Bills

**WHEREAS**, the State of New Jersey has not yet certified the State budget for the year 2023 and the Tax Collector will be unable to mail the Township's 2023 tax bills in a timely manner; and

**WHEREAS**, the Bernards Township Tax Collector, in consultation with the Bernards Township Chief Financial Officer, has computed an estimated tax levy in accordance with NJSA 54:4-66.3, and they have both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

**WHEREAS**, in accordance with Chapter 72, P.L. 1994, the Township Committee shall not need the approval from the Director of the Division of Local Government Services since the estimated tax levy will not exceed 105% maximum allowed. Approval will enable the Township to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments, and save the unnecessary cost of interest expenses on borrowing.

**NOW, THEREFORE, BE IT RESOLVED** by the township committee of the township of Bernards, on this 23<sup>rd</sup> day of May, 2023, as follows:

1. The Bernards Township Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Township for the third installment of 2023 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by L 1994, c. 72 (NJSA 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy including Municipal, Library, School, County, and County Open Space for 2023 is hereby set at \$146,119,969.01.
3. In accordance with the law, the third installment of 2023 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.
4. The Tax Collector may rescind this resolution in the event the State budget is adopted and the County of Somerset releases a tax rate for the Township of Bernards.

Agenda and Date Voted: 05/23/2023

### Explanatory Statement

Due to the delay of the State budget adoption, the Township cannot print and release tax bills, and may experience cash flow difficulties. This resolution authorizes the collector to prepare and deliver estimated third quarter 2023 bills based on an estimated levy in the event of further delays. This levy amount is only estimated and cannot be finalized until the Somerset County Tax Board strikes the rate. The Tax Collector may rescind this resolution in the event the rate is struck by the County and the state aid figures are released in a timely basis.

Sean McCarthy, CFO  
Kevin Sant'Angelo, Tax Collector

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2023-0272

Award of Change Order #2 for the Independent Agreement with  
Central Jersey Housing Resource Center (CJHRC) in the amount of \$24,212.31  
for a new not to exceed amount of \$89,918.51

**WHEREAS**, Bernards Township requires specialized services for the administration of their low and moderate rental and purchase units located in Bernards Township; and

**WHEREAS**, Bernards Township adopted Resolution #2022-0201 on April 12, 2022, in the amount of \$60,706.20 approving an independent agreement with CJHRC, 92 East Main Street, Suite 407, Somerville, NJ 08876 to provide such services as an Administrative Agent; and

**WHEREAS**, Change Order #1 in the amount of \$5,000.00 was needed for the additional costs incurred during the contract period for the 62 new rental units under construction on Mountainview Boulevard, as outlined in an email from CJHRC dated July 11, 2022; and

**WHEREAS**, Change Order #2 is needed for additional miscellaneous costs incurred during the contract period as outlined in an email from CJHRC dated May 9, 2023; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the 2023 budget or the line item, account # 3-01-20-155-204.

**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 CJHRC, 92 East Main Street, Suite 407, Somerville, NJ in the amount of \$24,212.31 for a new total award of \$89,918.51.

Date Voted and Agenda: 05/23/2023

### EXPLANATORY STATEMENT

This change order is for the additional miscellaneous costs incurred throughout the contract period May 1, 2022, to April 30, 2023.

Susan Long, Municipal Housing Liaison  
Date: May 10, 2023

### CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced change order in the 2022 budget, account # 3-01-20-155-204 in the amount of \$24,212.31 for a new not to exceed amount of \$89,918.51.

Sean McCarthy, Chief Financial Officer

Date: May 17, 2023

**PURCHASING CERTIFICATION**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA  
Purchasing Agent

Date: May 10, 2023

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

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**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

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## **Resolution #2023-0273**

Awarding Professional Services Contract for the Resurfacing of the Main Pool & Water Play Area at Pleasant Valley Pool to Benjamin T. Hanbicki, President, and Peter C. Andersen, PE, License # 24GA28129400 of Integrated Aquatics Engineering Inc.,  
In the Not to Exceed Amount of \$25,500.00

**WHEREAS**, the Township of Bernards requires services for Professional Engineering Services; and

**WHEREAS**, Benjamin T. Hanbicki, President, and Peter C. Andersen, PE, License # 24GA28129400 of the firm Integrated Aquatics Engineering, Inc, 700 W. State Street, Doylestown, PA, 18901, have submitted a proposal dated April 2023 outlining design, bid and construction administration services to the Township; and

**WHEREAS**, section N.J.S.A. 40A:11-5 of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) exempts such professional services from competitive bidding; and

**WHEREAS**, this contract is awarded without public advertisement as defined in N.J.S.A. 19:44A-20-7 and pursuant to the provisions of N.J.S.A. 19:44A-20-4; and

**WHEREAS**, the Chief Financial Officer has certified funds are available in account name Pool Improvements line account C-04-55-417-K01 line item appropriation or ordinance.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that a professional service contract be awarded to Integrated Aquatics Engineering Inc. of the firm 700 W. State Street, Doylestown, PA, 18901, as follows:

1. The contract will encompass services as outlined in the submitted proposal dated April 2023.
2. The contract term is from May 23, 2023 through December 31, 2023 for professional engineering services in a not to exceed an amount of \$25,500.00.
3. Billings must be rendered by the contractor within 30 days of service delivery.
4. **Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.**
5. **No payments in excess of the “not to exceed” contract amounts will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.**
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to this resolution as Exhibit A.
7. This contract shall, for all purposes, be deemed a NJ Contract and any provisions of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
8. The contractor shall report directly to Jennifer Gander, Director of Parks & Recreation, who will be the chief contact for the Township of Bernards on this project.

**NOW THEREFORE BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**NOW THEREFORE BE IT FINALLY RESOLVED**, by the Township Committee of the Township of Bernards that a copy of the resolution be placed on file and available for public inspection in the office of the Bernards Township Purchasing Agent.

I agree to the terms as stated in the Resolution and by signing this document I am committed to follow all terms of this award.

\_\_\_\_\_  
Benjamin T. Hanbicki, President

\_\_\_\_\_  
Peter C. Andersen, PE, License # 24GA28129400

Agenda and Date Voted: 05/23/2023

**Explanatory Statement**

It is recommended that the contract for professional services for the Resurfacing of the Main Pool and Water Play Area at Pleasant Valley Pool be awarded to Integrated Aquatics Engineering Inc., based upon their detailed scope of work through the design phase, bid phase and construction phase, and their familiarity with Pleasant Valley Pool from their work on the last two resurfacings of the Main Pool in 1999 and 2010.

Date: May 17, 2023

Jennifer Gander  
Director, Parks & Recreation

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$ 25,500.00. Monies are available in Pool Improvements line account C-04-55-417-K01.

Date: May 17, 2023



Sean McCarthy, Chief Financial Officer

**PURCHASING CERTIFICATION**

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Date: May 19, 2023



Francis J. Decibus, QPA, Purchasing Agent

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

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## **Resolution #2023-0274**

Approval of Street Closing Permit for a Block Party on  
Homeland Avenue, June 24, 2023 (Rain date July 1, 2023)

**WHEREAS**, Jamila Hesse Sylvester of 60 East Oak Street, Basking Ridge, New Jersey, hereinafter “the applicant,” has requested permission to close Homeland Avenue on June 24, 2023 (rain date July 1, 2023) from 3:00 PM to 8:00 PM for the purpose of holding a block party; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

**WHEREAS**, the Municipal Clerk and Police Chief have reviewed the application and found it complete.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the street closing permit for a Block Party be approved.

Agenda and Date Voted: 05/23/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 05/23/2023.

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**



# Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

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## **ORDINANCE #2525**

Accepting a Stream Buffer Conservation Easement on  
Property Located at 129 Haas Road; Block 8301, Lot 5, from  
Seweryn Soban and Joanna Elzbieta Soban, to the Township of Bernards

**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 Seweryn Soban and Joanna Elzbieta Soban, with a mailing address at 129 Haas Road, Basking Ridge, NJ, 07920, a Stream Buffer Conservation Easement on Block 8301, Lot 5, 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.

### **EXPLANATORY STATEMENT**

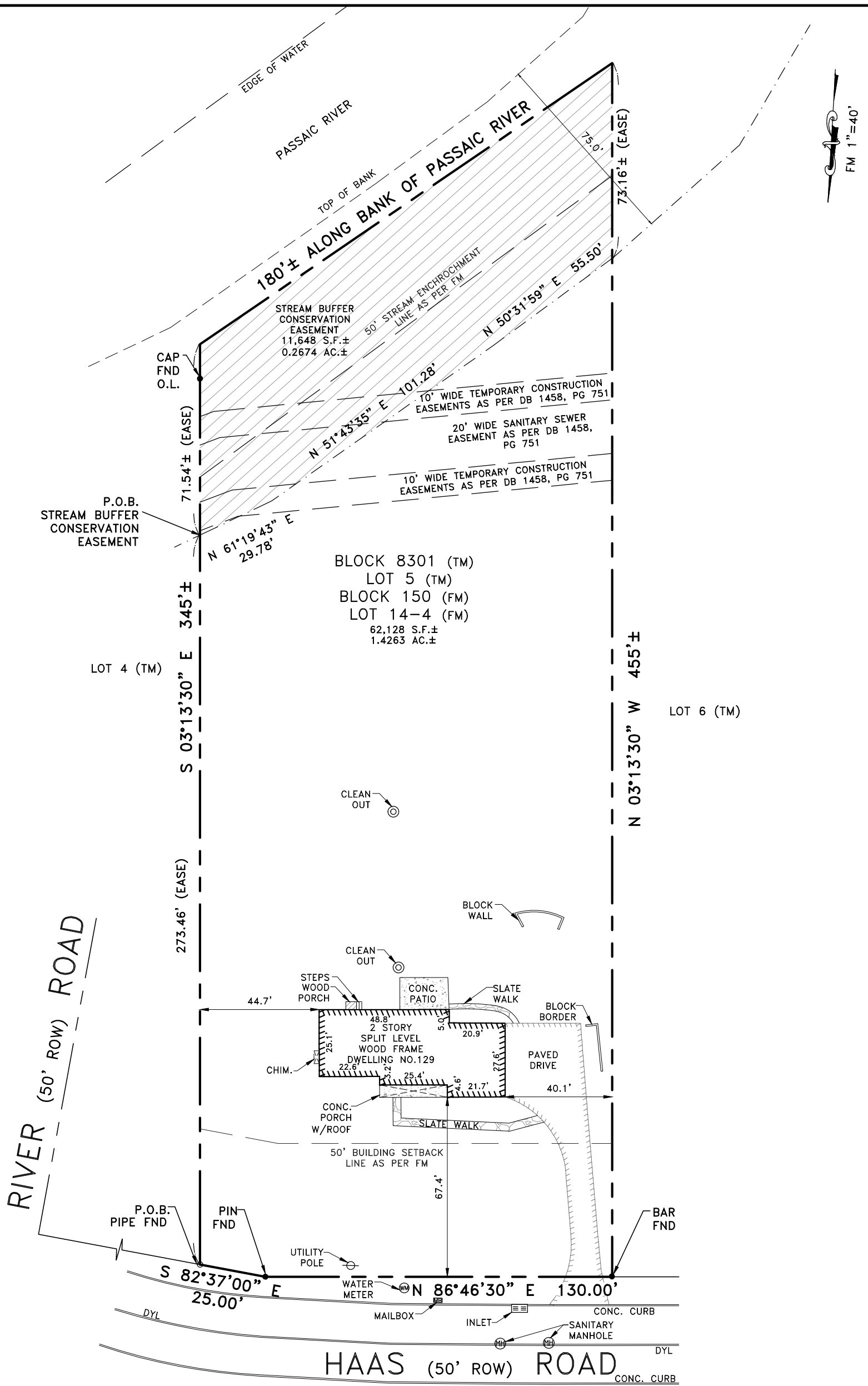
This easement is provided in conjunction with the property owners' request for a permit to construct improvements to their dwelling. The purpose of the easement is to protect the stream buffer conservation area located on the property. The property owners have submitted fees to reimburse the Township for costs incurred in the processing of the easement.

Date: May 4, 2023

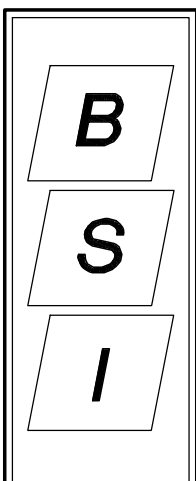
David Schley, PP, AICP, Township Planner



REFERENCES: DEED BOOK 1026 PAGE 189; MAP ENTITLED "FINAL MAP OF SECTION ONE, PINE HILLS" FILED 07-27-1960 AS MAP NO. 697; TOWNSHIP OF BERNARDS TAX MAPS.



"A written Waiver and Direction Not to Set Corner Markers has been obtained from the ultimate user pursuant to P.L. 2003,c.14 (N.J.S.A.45:8-36:3) and N.J.A.C.13:40-5.1(d)."



Brunswick Surveying Incorporated  
 Licensed Professional Land Surveyors  
 61 Stelton Road Piscataway, New Jersey 08854  
 Phone(732) 752-0100 Fax(732) 752-0101

**STREAM BUFFER CONSERVATION EASEMENT SKETCH**

129 HAAS ROAD  
 TOWNSHIP OF BERNARDS  
 SOMERSET COUNTY, NEW JERSEY  
 BLOCK 8301 LOT 5

Certificate of Authorization No. 24GA27940000

Drawn by JAS Job No. 35022 Date 02/10/2023  
 Checked by RMH Sheet No. \_\_\_\_\_ Scale 1"=40'

■ **ROBERT M. HORVATH**  
 New Jersey Professional Land Surveyor No. 27476  
 **JAY A. STUHL, JR.**  
 New Jersey Professional Land Surveyor No. 36762  
 **JONATHAN A. STUHL**  
 New Jersey Professional Land Surveyor No. 43314