

HARDING TOWNSHIP COMMITTEE
MONDAY, APRIL 15, 2019
REGULAR MEETING AGENDA at 7:30 PM
Kirby Hall, Blue Mill Road, New Vernon, New Jersey

CALL MEETING TO ORDER – Mayor Yates

PLEDGE OF ALLEGIANCE – Mayor Yates

ADEQUATE NOTICE of this meeting of the Harding Township Committee was given as follows: Notice was sent to the *DAILY RECORD* and the *OBSERVER TRIBUNE* on January 7 2019, and published in the *OBSERVER TRIBUNE* on January 10, 2019; Notice was posted on the Bulletin Board in the Township Municipal Building on Blue Mill Road in Harding, NJ on January 7, 2019, and Notice was posted on the website and filed with the Municipal Clerk on January 7, 2019.

ROLL CALL – Municipal Clerk

Ms. DiTosto, Mr. Jones, Mr. Modi, Mr. Platt, Mr. Yates

RESOLUTION TC 19-100 -- RESOLUTION TO ADOPT TOWNSHIP COMMITTEE MEETING MINUTES

BE IT RESOLVED, by the Township Committee of the Township of Harding that the minutes from the following meetings are approved as prepared and shall be filed as a permanent record in the Municipal Clerk's office: **March 18, 2019**; and

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Harding that the minutes from the following Executive Session meeting(s) are approved as prepared and shall be filed as a permanent record in the Municipal Clerk's office: **March 18, 2019**.

ANNOUNCEMENTS/PRESENTATIONS/REPORTS/CORRESPONDENCE – Mayor Yates

DISCUSSION ITEMS

- 1. Open Space Trust Ordinance – Mayor Yates**
 - 2. Redevelopment Steering Committee – Mayor Yates**
 - 3. Memorial Day Parade – Mayor Yates**
-

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

Mayor Yates asks Committee Member Modi to proceed with Resolution TC 19-101 listed on the Non-Consent agenda.

Resolution TC 19-101 – Resolution to Amend 2019 Budget

WHEREAS, the local municipal budget of the year 2019 was introduced and approved on the 18th of March 2019; and

WHEREAS, the public hearing on said budget has been scheduled for the 15th of April 2019; and

WHEREAS, it is desired to amend said approved budget.

BE IT RESOLVED, by the governing body of the Township of Harding that the following amendments to the approved budget of 2019 be made:

3. Miscellaneous Revenues	From:	To:
Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services – Public and Private Revenues Offset with Appropriations		
Distracted Driving Crackdown	\$0	\$5,500
Total Miscellaneous Revenues	\$1,272,639	\$1,278,139
Total General Revenues	\$9,239,772	\$9,245,272

8. General Appropriations	From:	To:
A. Operations – Excluded from “CAPS”		
Distracted Driving Crackdown	\$0	\$5,500
Public & Private Progs. Offset by Revs.	\$33,675	\$39,175
Total General Appropriations	\$9,239,772	\$9,245,272

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the 2019 local municipal budget so amended.

NON-CONSENT AGENDA VOTE:

Mayor Yates asks Committee Member Modi to proceed with Resolution TC 19-101 listed on the Non-Consent agenda.

Committee Member Modi: I would like to make a motion to approve the resolution placed on this evening’s Non-Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

Mayor Yates asks Committee Member Modi to proceed with Resolution TC 19-102 listed on the Non-Consent agenda.

Resolution TC 19-102 -- 2019 Budget to be Read by Title Only at the Public Hearing

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building, the local public library, and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these conditions will be met.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the budget shall be read by title only.

NON-CONSENT AGENDA VOTE:

Mayor Yates asks **Committee Member Modi** to proceed with Resolution TC 19-102 listed on the Non-Consent agenda.

Committee Member Modi: I would like to make a motion to approve the resolution placed on this evening's Non-Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

Mayor Yates asks **Committee Member Modi** to proceed with Resolution TC 19-103 listed on the Non-Consent agenda.

Resolution TC 19-103 – Adoption of 2019 Budget -- Municipal Budget Notice – Fiscal Year 2019

WHEREAS, the Township Committee introduced and approved the 2019 municipal budget on March 18, 2019; and

WHEREAS, the approved budget was advertised as required by law on March 21, 2019 (Daily Record) and March 21, 2019 (Observer Tribune) with notice of the public hearing scheduled for April 15, 2019.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2019:

		ANTICIPATED	
SUMMARY OF REVENUES - CURRENT FUND		2019	2018
1	SURPLUS	2,100,000.00	2,041,512.00
2	TOTAL MISCELLANEOUS REVENUES	1,278,139.00	1,382,771.00
3	RECEIPT FROM DELINQUENT TAXES	90,000.00	90,000.00
4	LOCAL TAX FOR MUNICIPAL PURPOSE	5,777,133.00	5,675,195.47
	TOTAL GENERAL REVENUES	9,245,272.00	9,189,478.47
SUMMARY OF APPROPRIATIONS - CURRENT FUND		2019	2018
1	OPERATING BUDGET		
	SALARIES & WAGES	3,264,600.00	3,123,100.00
	OTHER EXPENSES	3,777,555.00	3,577,373.00
2	OPERATIONS – EXCLUDED FROM “CAPS”	297,175.00	450,507.47
3	DEFERRED CHARGES & OTHER APPROPRIATIONS	0.00	0.00
4	CAPITAL IMPROVEMENT FUNDS	616,000.00	750,000.00
5	DEBT SERVICE	377,539.00	380,172.00
6	RESERVE FOR UNCOLLECTED TAXES	912,403.00	908,326.00
	TOTAL GENERAL APPROPRIATIONS	9,245,272.00	9,189,478.47
		ANTICIPATED	
SUMMARY OF REVENUES - SEWER UTILITY FUND		2019	2018
1	SURPLUS	30,000.00	30,000.00
2	TOTAL MISCELLANEOUS REVENUES	200,000.00	200,000.00
	TOTAL GENERAL REVENUES	230,000.00	230,000.00
SUMMARY OF APPROPRIATIONS - SEWER UTILITY FUND		2019	2018
1	OPERATING BUDGET		
	SALARIES & WAGES	25,000.00	25,000.00
	OTHER EXPENSES	188,000.00	188,000.00
2	DEFERRED CHARGES & OTHER APPROPRIATIONS	2,000.00	2,000.00
	CAPITAL IMPROVEMENT FUNDS	15,000.00	15,000.00
	TOTAL GENERAL APPROPRIATIONS	230,000.00	230,000.00
BALANCE OF OUTSTANDING DEBT			
TOTAL PRINCIPAL TO BE PAID IN 2019			390,000
TOTAL INTEREST TO BE PAID IN 2019			178,675
REMAINING PRINCIPAL AND INTEREST TO BE PAID AFTER 2018			4,535,000
		2019	2018
TOTAL NUMBER OF PERSONS BUDGETED		39	37

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Harding, County of Morris, State of New Jersey that the budget set forth for 2019 is hereby adopted.

NON-CONSENT AGENDA VOTE:

Mayor Yates asks Committee Member Modi to proceed with Resolution TC 19-103 listed on the Non-Consent agenda.

Committee Member Modi: I would like to make a motion to approve the resolution placed on this evening's Non-Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

NON-CONSENT – (REQUIRING SEPARATE ACTION)

MEETING OPEN TO THE PUBLIC FOR PUBLIC COMMENT

NOTICE OF PUBLIC COMMENT TIME LIMIT

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/are not topics scheduled for Public Hearing tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to a reasonable length of time.

ORDINANCES FOR SECOND READING

ORDINANCE #07-2019 – AN ORDINANCE OF THE TOWNSHIP OF HARDING NAMING BARRETT FIELD ACCESS ROAD “BARRETT FIELD TRAIL”

Mayor Yates asks Township Committee Member Jones to introduce Ordinance TC #07-2019.

Township Committee Member Jones introduces Ordinance TC #07-2019 by title as follows:

**HARDING TOWNSHIP
 ORDINANCE #07-2019**

**AN ORDINANCE OF THE TOWNSHIP OF HARDING NAMING BARRETT FIELD ACCESS ROAD
 “BARRETT FIELD TRAIL”**

Which Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on March 18, 2019.

Mayor Yates asks the Municipal Clerk to give a summary of the legal notice.

The Municipal Clerk States: A legal notice was sent for publication on March 18, 2019 to the Observer Tribune indicating that Ordinance #07-2019 was introduced and passed on first reading at the March 18, 2019 meeting and indicated that the second reading and public hearing were to be held on April 15, 2019 at 7:30 p.m. on or at any time thereafter for consideration of final adoption. Copies of this Ordinance were made available to the general public, posted on the Township website, and posted in accordance with the law.

Mayor Yates: The meeting is now open for public hearing on the Ordinance and any member of the public may be heard.

Mayor Yates: Seeing no one else wishing to be heard, I will now close the public hearing.

Township Committee Member Jones: I offer Ordinance #07-2019 and move its adoption.

BE IT RESOLVED, that this Ordinance was read by title on second reading, after the public hearing at this meeting, be adopted and finally passed.

Township Committee member _____ seconds the motion.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

ORDINANCES FOR SECOND READING

ORDINANCE #08-2019 – CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND APPROPRIATING THEREFOR THE SUM OF \$616,000

Mayor Yates asks Township Committee Member Modi to introduce Ordinance TC #08-2019.

Township Committee Member Modi introduces Ordinance TC #08-2019 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #08-2019
CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF
MORRIS, NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC
IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND
APPROPRIATING THEREFOR THE SUM OF \$616,000**

Which Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on March 18, 2019.

Mayor Yates asks the Municipal Clerk to give a summary of the legal notice.

The Municipal Clerk States: A legal notice was sent for publication on March 18, 2019 to the Observer Tribune indicating that Ordinance #08-2019 was introduced and passed on first reading at the March 18, 2019 meeting and indicated that the second reading and public hearing were to be held on April 15, 2019 at 7:30 p.m. on or at any time thereafter for consideration of final adoption. Copies of this Ordinance were made available to the general public, posted on the Township website, and posted in accordance with the law.

Mayor Yates: The meeting is now open for public hearing on the Ordinance and any member of the public may be heard.

Mayor Yates: Seeing no one else wishing to be heard, I will now close the public hearing.

Township Committee Member Modi: I offer Ordinance #08-2019 and move its adoption.

BE IT RESOLVED, that this Ordinance was read by title on second reading, after the public hearing at this meeting, be adopted and finally passed.

Township Committee member _____ seconds the motion.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

ORDINANCES FOR SECOND READING

ORDINANCE #09-2019 –SEWER CAPITAL ORDINANCE -- CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND APPROPRIATING THEREFOR THE SUM OF \$31,500 FROM THE SEWER CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

Mayor Yates asks Township Committee Member Modi to introduce Ordinance TC #09-2019.

Township Committee Member Modi introduces Ordinance TC #09-2019 by title as follows:

**HARDING TOWNSHIP
SEWER CAPITAL ORDINANCE #09-2019**

CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND APPROPRIATING THEREFOR THE SUM OF \$31,500 FROM THE SEWER CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

Which Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on March 18, 2019.

Mayor Yates asks the Municipal Clerk to give a summary of the legal notice.

The Municipal Clerk States: A legal notice was sent for publication on March 18, 2019 to the Observer Tribune indicating that Ordinance #09-2019 was introduced and passed on first reading at the March 18, 2019 meeting and indicated that the second reading and public hearing were to be held on April 15, 2019 at 7:30 p.m. on or at any time thereafter for consideration of final adoption. Copies of this Ordinance were made available to the general public, posted on the Township website, and posted in accordance with the law.

Mayor Yates: The meeting is now open for public hearing on the Ordinance and any member of the public may be heard.

Mayor Yates: Seeing no one else wishing to be heard, I will now close the public hearing.

Township Committee Member Modi: I offer Ordinance #09-2019 and move its adoption.

BE IT RESOLVED, that this Ordinance was read by title on second reading, after the public hearing at this meeting, be adopted and finally passed.

Township Committee member _____ seconds the motion.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

ORDINANCES FOR SECOND READING

ORDINANCE #10-2019 –“AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)”

Mayor Yates asks Township Committee Member Modi to introduce Ordinance TC #10-2019.

Township Committee Member Modi introduces Ordinance TC #10-2019 by title as follows:

**HARDING TOWNSHIP
 ORDINANCE #10-2019**

“AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)”

Which Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on March 18, 2019.

Mayor Yates asks the Municipal Clerk to give a summary of the legal notice.

The Municipal Clerk States: A legal notice was sent for publication on March 18, 2019 to the Observer Tribune indicating that Ordinance #10-2019 was introduced and passed on first reading at the March 18, 2019 meeting and indicated that the second reading and public hearing were to be held on April 15,, 2019 at 7:30 p.m. on or at any time thereafter for consideration of final adoption. Copies of this Ordinance were made available to the general public, posted on the Township website, and posted in accordance with the law.

Mayor Yates: The meeting is now open for public hearing on the Ordinance and any member of the public may be heard.

Mayor Yates: Seeing no one else wishing to be heard, I will now close the public hearing.

Township Committee Member Modi: I offer Ordinance #10-2019 and move its adoption.

BE IT RESOLVED, that this Ordinance was read by title on second reading, after the public hearing at this meeting, be adopted and finally passed.

Township Committee member _____ seconds the motion.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

ADD-ON RESOLUTIONS

RESOLUTIONS REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION AND VOTE

CONSENT AGENDA

The following items are considered to be routine by the Harding Township Committee and will be enacted by one motion. There will be no separate discussion of these items unless a Township Committee Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

RESOLUTIONS TC 19-104 THROUGH RESOLUTION TC 19-114 HAVE BEEN PLACED ON THE CONSENT AGENDA

CONSENT AGENDA VOTE:

Mayor Yates asks Committee Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions TC 19-104 through TC 19-114.

Committee Member _____: I would like to make a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

APPOINTMENTS:

Resolution TC 19-104 – Resolution to Appoint Members to the Board of Adjustment

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Board of Adjustment commencing March 22, 2019, be made:

Aric Rosenbaum Regular Member	4 year unexpired term expiring December 31, 2020
Thomas Addonizio Alternate #1	2 year unexpired term expiring December 31, 2019
Elizabeth Sovolos Alternate #2	2 year unexpired term expiring December 31, 2020

Resolution TC 19-105 – Resolution Creating Redevelopment Steering Committee; Appoint Members to Redevelopment Steering Committee

WHEREAS, on November 19, 2018, the Township Committee of the Township of Harding (“**Committee**”) directed the Planning Board of the Township of Harding (“**Planning Board**”), by way of TC Resolution 18-196, to conduct an investigation to determine whether certain properties within the Township of Harding (“**Township**”) are in need of redevelopment according to the statutory criteria set forth in the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.* (the “**Redevelopment Law**”); and

WHEREAS, the properties identified for investigation were Lot 2 in Block 27 and Lot 1 in Block 34 as shown on the official tax maps of the Township (the “**Study Area**”), located on Mount Kemble Avenue (Route 202) and totally 29.44 acres; and

WHEREAS, the Planning Board retained the planning firm of Heyer, Gruel & Associates (“**Heyer**”) to perform the investigation of the Study Area; and

WHEREAS, following its investigation, Heyer prepared a report entitled “*Area in Need of Redevelopment Investigation Report, 685 Mt. Kemble Avenue (“Glen Alpin”), 679 Mt. Kemble Avenue (“Hurstmont”)*”, dated February 1, 2019, wherein Heyer concludes that the Study Area meets the statutory criteria of the Redevelopment Law as an area in need of redevelopment (the “**Report**”); and

WHEREAS, on February 19, 2019, following a public hearing, the Planning Board voted to recommend to the Committee the designation of the Study Area as an area in need of redevelopment; and

WHEREAS, on February 25, 2019, through TC Resolution 19-073, the Township Committee designated the Study Area as an area in need of redevelopment (hereinafter, the Study Area shall be referred to as the “**Redevelopment Area**”); and

WHEREAS, the Township Committee has determined that it is in the best interests of the Township to establish a Redevelopment Steering Committee, to be comprised of elected officials, Planning Board members, and citizens, to provide guidance to the Committee and facilitate the preparation of a Redevelopment Plan for the Redevelopment Area by Heyer.

BE IT RESOLVED, that there is hereby created a steering advisory committee of the Township known as the “Redevelopment Steering Committee”. The Redevelopment Steering Committee shall consist of one chairperson, and 13 additional members. The Redevelopment Steering Committee members shall be appointed by the Committee.

BE IT FURTHER RESOLVED that the Committee hereby appoints the following individuals to the Redevelopment Steering Committee:

Chair: Christopher Yates

Committee Members: Mr. George Boyan, Mrs. Gwen Claytor, Mr. Richard Clew, Mr. Tom dePoortere, Mr. Robert Falzarano, Mr. Tim Jones, Mrs. Karen Hefner, Mr. Robert Goldsmith, Ms. Susan Gruel, Mr. Daniel Lacz, Mrs. Julia Somers, Ms. Tracey Walters, and Mr. Lawrence Weppler

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Resolution TC 19-106 – Resolution Creating Redevelopment Adhoc Committee; Appoint Members to Redevelopment Adhoc Committee

WHEREAS, on November 19, 2018, the Township Committee of the Township of Harding (“**Committee**”) directed the Planning Board of the Township of Harding (“**Planning Board**”), by way of TC Resolution 18-196, to conduct an investigation to determine whether certain properties within the Township of Harding (“**Township**”) are in need of redevelopment according to the statutory criteria set forth in the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.* (the “**Redevelopment Law**”); and

WHEREAS, the properties identified for investigation were Lot 2 in Block 27 and Lot 1 in Block 34 as shown on the official tax maps of the Township (the “**Study Area**”), located on Mount Kemble Avenue (Route 202) and totally 29.44 acres; and

WHEREAS, the Planning Board retained the planning firm of Heyer, Gruel & Associates (“**Heyer**”) to perform the investigation of the Study Area; and

WHEREAS, following its investigation, Heyer prepared a report entitled “*Area in Need of Redevelopment Investigation Report, 685 Mt. Kemble Avenue (“Glen Alpin”), 679 Mt. Kemble Avenue (“Hurstmont”)*”, dated February 1, 2019, wherein Heyer concludes that the Study Area meets the statutory criteria of the Redevelopment Law as an area in need of redevelopment (the “**Report**”); and

WHEREAS, on February 19, 2019, following a public hearing, the Planning Board voted to recommend to the Township Committee the designation of the Study Area as an area in need of redevelopment; and

WHEREAS, on February 25, 2019, through TC Resolution 19-073, the Township Committee designated the Study Area as an area in need of redevelopment (hereinafter, the Study Area shall be referred to as the “**Redevelopment Area**”); and

WHEREAS, the Township Committee has determined that it is in the best interests of the Township to establish a Redevelopment Adhoc Committee, to be comprised of elected officials, administration, and professionals to negotiate with the redeveloper.

BE IT RESOLVED, that there is hereby created a Redevelopment Adhoc Committee of the Township known as the “Redevelopment Adhoc Committee”. The Redevelopment Adhoc Committee shall consist of one

chairperson, and 4 additional members. The Redevelopment Adhoc Committee members shall be appointed by the Township Committee.

BE IT FURTHER RESOLVED that the Township Committee hereby appoints the following individuals to the Redevelopment Adhoc Committee:

Chair: Christopher Yates

Committee Members: Mr. Robert Falzarano, Mr. Tim Jones, Mr. Robert Goldsmith, Ms. Susan Gruel

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

CONTRACTS:

Resolution TC 19-107 – Resolution to Increase Heyer Gruel 2019 Master Plan Re-examination Plan, Open Space Plan, and Redevelopment Plan

WHEREAS, the Township of Harding previously contracted Heyer, Gruel & Associates for the services of a Professional Planner, Conflict of Interest on January 7, 2019 via resolution TC 19-004 for an amount not to exceed \$22,500.00 through account #25-999-1110-017-2-00037; and

WHEREAS, there are additional Planning Services required; and

WHEREAS, funds are available through account #01-2019-1180-0180-2-00039 for the purpose of preparing a Master Plan Re-examination Report in the amount of \$17,000.00, and a Certificate of Availability has been filed by the Chief Financial Officer with the Municipal Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.; and

WHEREAS, funds are available through account #01-2019-1180-0180-2-00039 for the purpose of preparing an Open Space Plan in the amount of \$30,000.00, and a Certificate of Availability has been filed by the Chief Financial Officer with the Municipal Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.; and

WHEREAS, funds are available through account #01-2019-11100-0100-2-00105 for the purpose of preparing a Glen Alpin / Hurstmont Redevelopment Study in the amount of \$12,000.00, and a Certificate of Availability has been filed by the Chief Financial Officer with the Municipal Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.; and

WHEREAS, funds are available through account #01-2019-11100-0100-2-00105 for the purpose of preparing a Glen Alpin / Hurstmont Redevelopment Plan in the amount of \$20,000.00, and a Certificate of Availability has been filed by the Chief Financial Officer with the Municipal Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.; and

WHEREAS, funds are available through account #01-2019-1180-0180-2-00037 for the purpose of serving as Planning Board Planner in the amount of \$3,000.00, and a Certificate of Availability has been filed by the Chief Financial Officer with the Municipal Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.; and

WHEREAS, funds are available through account #01-2019-1185-0185-2-00037 for the purpose of serving as Board of Adjustment Planner in the amount of \$2,500.00, and a Certificate of Availability has been filed by the

P 04-12-2019

Chief Financial Officer with the Municipal Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that an amendment to the existing contract with Heyer, Gruel & Associates to increase the 2019 contract amount by \$59,000.00 for a total not to exceed amount of \$81,500.00 is hereby approved; and

BE IT FURTHER RESOLVED, the Mayor and Municipal Clerk are hereby authorized to execute an appropriate Amendment to the Contract on behalf of the Township to reflect the increased contract amount authorized by this resolution; and

BE IT FUTHER RESOLVED, a copy of this resolution shall be distributed to the Chief Financial Officer and the Purchasing Agent.

Resolution TC 19-108 – Resolution to Increase Engineering for DPW Administration Building

WHEREAS, Paul Fox of Apgar Associates serves as the Township Engineer; and

WHEREAS, in the course of preparation and construction of the addition to the DPW Administration Building, it is necessary to increase the authorization for the services of Apgar Associates, under their professional services contract to perform various tasks; and

WHEREAS, the Chief Financial Officer for the Township of Harding has certified that monies are available in the amount of \$4,000.00 from account number #04-2018-201808-4024-4-04042, for the following tasks:

ADDITION TO THE DPW ADMINISTRATION BUILDING	DOLLAR
Revised Site Plan For New Building System Design (Slab on Grade)	\$ 1,800.00
Inspection of Septic System / Preparation of Certification Report	450.00
Coordination & Review of Soil Testing Required for New Building Design	850.00
Coordination / Observation of Building Pad Preparation	900.00
Grand Total	\$ 4,000.00

BE IT RESOLVED, the Township Committee of the Township of Harding, does hereby authorize the Harding Township Purchasing Agent to issue a Purchase Order in the amount not to exceed **\$4,000.00** for work outlined within this resolution.

Resolution TC 19-109 – Resolution to Increase Engineering for DPW Salt Shed Building

WHEREAS, Paul Fox of Apgar Associates serves as the Township Engineer; and

WHEREAS, in the course of preparation and construction of the addition to the DPW Salt Shed Building, it is necessary to increase the authorization for the services of Apgar Associates, under their professional services contract to perform various tasks; and

WHEREAS, the Chief Financial Officer for the Township of Harding has certified that monies are available in the amount of \$6,500.00 from account number #04-2014-201404-9946-4-00000, for the following tasks:

ADDITION TO THE ENGINEERING FOR SALT SHED BUILDING	DOLLAR
Surveying & Base Map Preparation for Alternate Building Location	\$ 1,700.00
New Site Plan Preparation for Alternate Building Location	2,800.00
Coordination & Review of Soil Testing Required for New Building Design	900.00
Coordination / Observation of Building Pad Preparation	1,100.00
Grand Total	\$ 6,500.00

BE IT RESOLVED, the Township Committee of the Township of Harding, does hereby authorize the Harding Township Purchasing Agent to issue a Purchase Order in the amount not to exceed **\$6,500.00** for work outlined within this resolution.

Resolution TC 19-110 – High Valley Contract – Lawn Care

WHEREAS, the Director of Public Works solicited and received quotations for lawn services for the Township of Harding on March 27, 2017; and

WHEREAS, High Valley Farm & Contracting was the lowest responsible, responsive respondent; and

WHEREAS, Township Committee authorized the award of a contract by approving TC 17-099; and

WHEREAS, it has been determined that it is in the best interest of the Township to exercise its’ option to renew the contract for the year 2019, for an amount not to exceed \$38,780.00 annually payable through the use of the following accounts:

The Farm @ Harding – Lawn Care	26-9999-2600-2600-2-00299	\$ 7,300.00
Open Space – Misc.	05-5000-00000-0000-2-0000	\$ 1,200.00
Current Fund – Maintenance of Parks	01-2019-1375-0375-2-00000	\$20,000.00
Current Fund - Buildings & Grounds	01-2019-1310-0310-2-00038	\$ 9,980.00

; and

WHEREAS, funds are available for this purpose and a Certificate of Availability has been filed by the Chief Financial Officer with the Township Clerk in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris and State of New Jersey, as follows:

1. The quote submitted by High Valley Farm & Contracting in the total amount of \$38,780.00 for Park Lawn Care and Landscaping Services for all municipal properties for the Township of Harding in accordance with the prescribed specifications is hereby accepted.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute and deliver a contract for the amount of \$38,780.00 for Park Lawn Care and Landscaping Services for all municipal properties between High Valley Farm & Contracting and the Township of Harding.
3. Upon adoption of this resolution, it shall be distributed to the Chief Financial Officer, the Qualified Purchasing Agent, and the Director of Public Works.

FINANCE:

Resolution TC 19-111 – 2019 U Drive, U Text, U Pay, Distracted Driving Proclamation 2019

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

WHEREAS, in 2016 alone distracted driving-related crashes resulted in 3,450 deaths and 391,000 injuries on our nation's roads; and

WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in 53-percent of all motor vehicle crashes in 2016; and

WHEREAS, the State of New Jersey will participate in the nationwide *Distracted Driving 2019 Crackdown* from April 1 - 21, 2019 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the national slogan for the campaign is UDrive. UText. UPay; and

WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways;

BE IT RESOLVED, be is resolved that the Township Committee declares it's support for the *Distracted Driving 2019 Crackdown* both locally and nationally from April 1 - 21, 2019 and pledges to increase awareness of the dangers of distracted driving.

Resolution TC 19-112– Bill List

WHEREAS, vouchers for payment have been submitted to the Township Committee by various municipal departments.

BE IT RESOLVED, by the Township Committee of the Township of Harding that all vouchers approved by the Finance Chairman be paid subject to the certification of the availability of funds by the Chief Financial Officer.

Resolution TC 19-113– Resolution Amending the Fee for Certification of Tax Status of the Township of Harding for 2019

WHEREAS, the Township Committee of the Township of Harding, County of Morris, State of New Jersey is desirous of setting the Township Fees by resolution; and

WHEREAS, the fee for Certification of Tax Status has been reviewed and increased in accordance with the published October 2018 Consumer Price Index "f", as provided for under Chapter 171.

BE IT RESOLVED, the fee of \$10.00 for tax certification became effective on March 1, 2019 the date approved by the Township Committee of the Township of Harding, County of Morris, State of New Jersey.

PROFESSIONALS:

Resolution TC 19-114 – Resolution Appointing CP Professional Services -- Special Projects Engineer – Conflict Engineer

WHEREAS, on April 9, 2019, the Township of Harding received a proposal for Professional Engineering Services for Engineering Services, Conflict Engineer to be appointed by the Township Committee; and

WHEREAS, the proposal was solicited through a non-fair and open process in accordance with N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, after receiving the proposal, and after review, the Township Committee desires to award a Professional Service Agreement to CP Professional Services as Special Projects Engineer, in accordance with the terms and conditions of a contract that has been reviewed and approved by the Township Administrator; and

WHEREAS, the Township’s Chief Financial Officer has certified that there are sufficient funds available for the award of this contract; and

WHEREAS, this contract is being awarded as a non-fair and open contract in accordance with the requirements of N.J.S.A. 19:44A:20.4 et seq.

BE IT RESOLVED, by the Township Committee of the Township of Harding, Morris County, State of New Jersey that it does hereby appoint CP Professional Services as Special Projects Engineer and the Mayor and Municipal Clerk are hereby authorized and directed to execute a professional service contract for said purpose not to exceed \$5,000.00 payable through account 01-2019-1165-0165-2-00036; and

BE IT FURTHER RESOLVED that the required “Notice of Contract Awards” shall be published in the legal newspaper as required by law within ten (10) days of its passage.

ORDINANCES FOR FIRST READING

ORDINANCE #12-2019 – “AN ORDINANCE OF THE TOWNSHIP OF HARDING AMENDING CHAPTER 7 OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY §7-37.1 ENTITLED “OPEN SPACE TRUST COMMITTEE”

Mayor Yates asks **Township Committee Member Jones** to introduce Ordinance TC #12-2019.

Township Committee Member Jones introduces Ordinance TC #12-2019 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #12-2019**

“AN ORDINANCE OF THE TOWNSHIP OF HARDING AMENDING CHAPTER 7 OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY §7-37.1 ENTITLED “OPEN SPACE TRUST COMMITTEE”

Township Committee Member Jones explains the purpose of the Ordinance and moves for introduction on first reading.

Township Committee Member Jones reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on April 15, 2019.

BE IT RESOLVED, that at the Township Committee meeting to be held on May 13, 2019 at 7:30 p.m. prevailing time, at the Kirby Municipal Building, the Township Committee will further consider this ordinance for a second reading, public hearing, and final passage; and

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby requested to publish the proper notice thereof, including this ordinance, post the ordinance, and make copies available to members of the general public.

Township Committee Member Jones: I offer Ordinance #12-2019 and move its introduction.

Township Committee member _____ seconds the motion.

Mayor Yates asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>				
Mr. Jones	<input type="checkbox"/>				
Mr. Modi	<input type="checkbox"/>				
Mr. Platt	<input type="checkbox"/>				
Mr. Yates	<input type="checkbox"/>				

ADJOURNMENT – Mr. Yates