

HARDING TOWNSHIP COMMITTEE
MONDAY, JUNE 24, 2019
EXECUTIVE SESSION at 6:00 PM
REGULAR MEETING at 7:30 PM
Kirby Hall, Blue Mill Road, New Vernon, New Jersey
AGENDA

CALL MEETING TO ORDER – Mayor Yates

ADEQUATE NOTICE of this meeting of the Harding Township Committee was given as follows: notice was sent to the Observer Tribune on May 17, 2019 and published in the Observer Tribune on May 23, 2019;

ROLL CALL – Municipal Clerk

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

RESOLUTION TC 19-132– Executive Session

RESOLUTION TO RECESS INTO EXECUTIVE SESSION

BE IT RESOLVED, by the Harding Township Committee that it shall adjourn into executive session to discuss the following subject matter(s) without the presence of the public in accordance with the provisions of R.S. 10:4-12b; and

BE IT FURTHER RESOLVED, the matter(s) discussed will be made known to the public at such time as appropriate action is taken on said matter(s), and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Township of Harding provided such disclosures will not violate Federal, State or local statutes and does not fall within the attorney-client privilege. The Township Committee will return to public session after this executive session.

Contracts:

- 1. Ravenswood Easement – Mark Roselli / Paul Fox**
- 2. Property Purchase – Tim Jones**
- 3. DOT Property – Bob Falzarano**
- 4. Greener By Design – Bob Falzarano**
- 5. Farm @ Harding – Bob Falzarano**

Vote on Resolution:

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

RECONVENE INTO PUBLIC SESSION – Mayor Yates

ROLL CALL – Municipal Clerk

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

RESOLUTION TC 19-133 -- 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: May 13, 2019.

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: May 13, 2019.

ANNOUNCEMENTS/PRESENTATIONS/REPORTS/CORRESPONDENCE – Mayor Yates

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

NON CONSENT RESOLUTIONS

Resolution TC 19-134 -- Historic Preservation Commission – Historic House of the Year

WHEREAS, the Historic Preservation Commission of Harding Township would like to present a residential home that adds aesthetic value and interest to the community; and

WHEREAS, the Historic Preservation Commission is proud of the homes that contribute to the historical character of the Township; and

WHEREAS Historic Districts recognize the architectural importance of commercial and residential buildings all across the nation that preserve the character and identity of the township; and

WHEREAS, the Historic House of the Year will be a chance for the Historic Preservation Commission to highlight a property that enhances the historical character in Harding Township; and

WHEREAS, the home that the Historic Preservation Commission wishes to highlight should be viewed from the road, enhance the streetscape, display proper use of materials and have an architectural style that complements the rural character of Harding Township; and

WHEREAS, Harmony Hill Farm located at 156 Lee's Hill Road is a classic American Foursquare built around 1903 as an equestrian center; and

WHEREAS, it is a traditional two-story, square-footprint home with a hip roof, hip dormers and a porch that spans a considerable length of the front facing facade; and

WHEREAS, the present owners, John and Adrienne DeSimone have added historically appropriate windows, moldings, simulated shake siding and a simulated slate roof with copper accents; and

WHEREAS, Harmony Hill Farm located at 156 Lee's Hill Road is noted as a contributing property in the Logansville District in the Harding Township's Historic District Inventory.

BE IT RESOLVED, by the Mayor and the Township Committee of Harding Township in the County of Morris and State of New Jersey that the property known as Harmony Hill Farm located at 156 Lee's Hill Road is hereby chosen as Historic House of the Year for 2019.

NON-CONSENT AGENDA VOTE:

Mayor Yates asks Committee Member Modi to proceed with Resolution TC 19-xxx 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"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DISCUSSION ITEMS

1. Dickson's Mill Bridge – Chris Vitz, Morris County Engineer
 2. Chase Bank – Chris Yates
 3. 2020 DOT Project – Paul Fox
-

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.

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

NON CONSENT RESOLUTIONS

TC Resolution 19-135 – RESOLUTION ACCEPTING THE REPORT OF THE PLANNING BOARD CONCERNING THE HURSTMONT REDEVELOPMENT PLAN

WHEREAS, on November 19, 2018, the Township Committee of Harding Township adopted Resolution #18-196, directing the Planning Board to undertake a preliminary investigation to determine whether the properties identified as Block 27, Lot 2, located at 679 Mt. Kemble Avenue (the “Hurstmont Parcel”) and Block 34, Lot 1 (the “Glen Alpin Parcel”) (collectively referred to as the “Redevelopment Study Area”) qualify as a “non-condemnation” area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1*, et seq. (the “Redevelopment Law”); and

WHEREAS, on February 19, 2019, the Planning Board conducted a duly-noticed public hearing, pursuant to *N.J.S.A. 40A:12A-6*, during which the Planning Board considered the preliminary investigation report of Heyer, Gruel & Associates (“HGA”), dated February 1, 2019 (the “Preliminary Investigation Report”), and heard the testimony of Susan S. Gruel, P.P. and McKinley Mertz, P.P. of HGA concerning the Preliminary Investigation Report; and

WHEREAS, after the Planning Board hearing and consideration of the Preliminary Investigation Report, the Planning Board determined that the Redevelopment Study Area meets the criteria for designation as an area in need of redevelopment under the Redevelopment Law and recommended that the Harding Township Committee designate the Redevelopment Study Area as an area in need of redevelopment, pursuant to the Redevelopment Law; and

WHEREAS, the Harding Township Committee accepted the recommendation of the Planning Board and, on February 25, 2019, via Resolution #TC-073, designated the Redevelopment Study Area as a “non-condemnation” redevelopment area; and

WHEREAS, on May 13, 2019, on behalf of Harding Township, HGA prepared a redevelopment plan for the Redevelopment Study Area, dated May 13, 2019 (the “Hurstmont Redevelopment Plan”), and referred such plan to the Planning Board for review and comment, pursuant to *N.J.S.A. 40A:12A-7*; and

WHEREAS, the Planning Board considered the Hurstmont Redevelopment Plan at its meeting of May 20, 2019 and submitted a report of its review of the Hurstmont Redevelopment Plan dated June 3, 2019 (the “Report”) to the Harding Township Committee; and

WHEREAS, On June 24, 2019 the Harding Township Committee reviewed the Report and the recommendations made therein; and

WHEREAS, the Harding Township Committee has considered the five specific recommendations of the Report which generally related to 1) traffic, 2) public safety, 3) a Revolutionary War encampment site, 4) retention of a historic preservation professional, and 5) landscape design (the “Recommendations”) all of which the Harding Township Committee recognizes as valid concerns; and

WHEREAS, the Harding Township Committee has determined that the Recommendations constitute details that should be addressed in the Redevelopment Agreement to be negotiated between the Township and the Redeveloper; and

WHEREAS, the Township Committee has determined that there is no need to revise the Hurstmont Redevelopment Plan to address the Recommendations.

BE IT RESOLVED, by the Township Committee of the Township of Harding that:

1. The Report is accepted by the Township Committee; and
2. That this Resolution shall be entered into the minutes of the June 24, 2019 Township Committee meeting in response to the Recommendations pursuant to NJSA 40A:12A-7.

NON-CONSENT AGENDA VOTE:

Mayor Yates asks Committee Member _____ to proceed with Resolution TC 19-135 listed on the Non-Consent agenda.

Committee Member _____: 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"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES FOR SECOND READING

ORDINANCE #13-2019 – “ORDINANCE ADOPTING THE REDEVELOPMENT PLAN”

Mayor Yates asks Township Committee Member Jones to proceed with Ordinance TC #13-2019.

Township Committee Member Jones introduces Ordinance TC #13-2019 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #13-2019
“ORDINANCE ADOPTING THE REDEVELOPMENT PLAN”**

Which Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on May 13, 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 May 13, 2019 to the Observer Tribune indicating that Ordinance #13-2019 was introduced and passed on first reading at the May 13, 2019 meeting and indicated that the second reading and public hearing were to be held on June 24, 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 #13-2019 and moves 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"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

NON CONSENT RESOLUTIONS

TC Resolution 19-136 – RESOLUTION DESIGNATING HURSTMONT ESTATE ACQUISITION, LLC AS THE REDEVELOPER FOR THE GLEN ALPIN/HURSTMONT REDEVELOPMENT AREA

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*, as amended and supplemented (“LRHL”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, in accordance with the LRHL, the Township Committee of the Township of Harding (the “Township Committee”) designated properties located at Tempe Wick Road and Mount Kemble Avenue and designated on the Township’s Tax Map as Block 27, Lot 2 and Block 34, Lot 1 as an area in need of redevelopment (the “Redevelopment Area”); and

WHEREAS, the Township Committee adopted the Hurstmont Redevelopment Plan, by Ordinance dated June 24, 2019, for the Redevelopment Area (“Redevelopment Plan”) which sets forth, inter alia, the plan for the redevelopment of the Redevelopment Area; and

WHEREAS, a report of Qualifications dated June 14, 2019 (the “Report”) for the redevelopment of the Redevelopment Area was submitted by Hurstmont Estate Acquisition, LLC (the “Redeveloper”); and

WHEREAS, Redeveloper is an affiliate of Endeavor Property Group; and

WHEREAS, the Report has been reviewed by NW Financial Group, LLC (“NW Financial”), a financial consultant to special counsel for redevelopment, Greenbaum, Rowe, Smith & Davis LLP; and

WHEREAS, NW Financial has made additional requests of the Redeveloper for the financial and operational capabilities of Hurstmont Estate Acquisition, LLC and Endeavor Property Group; and

WHEREAS, the Redeveloper has indicated that it will provide additional information in response to the requests of NW Financial; and

WHEREAS, the Township Committee recognizes that there are certain inconsistencies between the development proposal in the Report and the Redevelopment Plan concerning characterization of the development as a “Continuing Care Retirement Community”; and

WHEREAS, the Report included provisions in the development proposal to satisfy the affordable housing requirements set forth in the Conditional Declaratory Partial Judgment of Compliance of the Superior Court of New Jersey entered March 28, 2019; and

WHEREAS, the Township Committee believes that the inconsistencies between the Report and the Redevelopment Plan may be resolved in the process of negotiating the Redevelopment Agreement; and

WHEREAS, the Township Committee expects that NW Financial will develop a detailed financial analysis of the Redeveloper and the final redevelopment proposal; and

WHEREAS, the Township Committee desires that the Redevelopment Area be redeveloped by the Redeveloper; and

WHEREAS, the Township Committee is authorized to exercise all powers under the LRHL, pursuant to N.J.S.A. 40A:12A-8, including but not limited to the ability to negotiate with developers to undertake redevelopment projects; and

WHEREAS, the Township Committee and the Redeveloper shall have a period of three (3) months until September 24, 2019 to agree on a specific development proposal and enter into a Redevelopment Agreement.

BE IT RESOLVED by the Township Committee of the Township of Harding that Hurstmont Estate Acquisitions, LLC is hereby designated as the redeveloper for the Redevelopment Area and the Mayor is hereby authorized to negotiate a Redevelopment Agreement with the Redeveloper to be approved by vote of the Township Committee; and

BE IT FURTHER RESOLVED, that this Resolution shall be effective for a period of three (3) months through September 24, 2019, after which time it shall be of no further force and affect unless the Redeveloper shall have entered into a Redevelopment Agreement with the Township of Harding; and

BE IT FURTHER RESOLVED, that the Township Committee may withdraw this designation in the event that the Redeveloper fails to timely provide additional information requested by NW Financial, or if NW Financial is unable to issue an opinion that the proposal of Redeveloper is financially viable.

NON-CONSENT AGENDA VOTE:

Mayor Yates asks Committee Member _____ to proceed with Resolution TC 19-136 listed on the Non-Consent agenda.

Committee Member _____: 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"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<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 19-137 THROUGH RESOLUTION TC 19-150 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 19-137 through TC 19-150.

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"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPOINTMENTS:

TC Resolution 19-137 – Resolution Promoting Patrolman David Achenbach to the Rank of Sergeant

WHEREAS, the testing process for the rank of Sergeant within the Harding Township Police Department was conducted in 2019; and

WHEREAS, the testing process included written and oral examinations conducted by the New Jersey State Chiefs of Police Association; and

WHEREAS, the Township Administrator and Chief of Police conducted interviews with the candidates; and

WHEREAS, Patrolman Achenbach met or exceeded the requirements for the position of Sergeant; and

WHEREAS, Patrolman Achenbach graduated from the Somerset County Police Academy in 1997; and

WHEREAS, Patrolman Achenbach was hired by the Township of Harding as a Police Officer on July 16, 1997; and

WHEREAS, Patrolman Achenbach has served as a patrolman for many years; and

WHEREAS, Patrolman Achenbach is a graduate of the FBI-LEEDA Supervisor Leadership Institute; and

WHEREAS, David Achenbach received a bachelor's degree from Rowan University; and

WHEREAS, in accordance with the Harding Township Police Promotional Policy & Procedures, Chief Erik Heller recommends that Patrolman David Achenbach be promoted to the rank of Sergeant; and

WHEREAS, pursuant to the Code of the Township of Harding Chapter 7-31, Police Department, and in accordance with N.J.S.A. 40A:14-118 et seq., all members of the Harding Township Police Department shall be appointed by the Township Committee.

BE IT RESOLVED, by the Township Committee of the Township of Harding that they hereby approve the promotion of Patrolman David Achenbach to the rank of Sergeant in the Harding Township Police Department; and

BE IT FURTHER RESOLVED, that effective June 25, 2019 Patrolman David Achenbach is hereby promoted to the rank of Sergeant at an annual salary of \$125,158 to be pro-rated for the remainder of 2019; and

BE IT FURTHER RESOLVED, that the Harding Township Committee hereby congratulate and extend their best wishes to Sergeant David Achenbach.

TC Resolution 19-138 – Resolution Promoting Patrolman David Selecky to the Rank of Sergeant

WHEREAS, the testing process for Sergeant within the Harding Township Police Department was conducted in 2019; and

WHEREAS, the testing process included written and oral examinations conducted by the New Jersey State Chiefs of Police Association; and

WHEREAS, the Township Administrator and Chief of Police conducted interviews with the candidates; and

WHEREAS, Patrolman Selecky met or exceeded the requirements for the position of Sergeant; and

WHEREAS, Patrolman Selecky graduated from the Union County Police Academy in 2008; and

WHEREAS, Patrolman Selecky was hired by the Township of Harding as a Police Officer on January 1, 2009; and

WHEREAS, Patrolman Selecky has served as a patrolman for many years; and

WHEREAS, Patrolman Selecky is a certified Field Training Officer and a graduate of the FBI-LEEDA Supervisor Leadership Institute; and

WHEREAS, David Selecky received an associate degree from Union County College; and

WHEREAS, in accordance with the Harding Township Police Promotional Policy & Procedures, Chief Erik Heller recommends that Patrolman David Selecky be promoted to the rank of Sergeant; and

WHEREAS, pursuant to the Code of the Township of Harding Chapter 7-31, Police Department, and in accordance with N.J.S.A. 40A:14-118 et seq., all members of the Harding Township Police Department shall be appointed by the Township Committee.

BE IT RESOLVED, by the Township Committee of the Township of Harding that they hereby approve the promotion of Patrolman David Selecky to the rank of Sergeant in the Harding Township Police Department; and

BE IT FURTHER RESOLVED, that effective June 25, 2019 Patrolman David Selecky is hereby promoted to the rank of Sergeant at an annual salary of \$125,158 to be pro-rated for the remainder of 2019; and

BE IT FURTHER RESOLVED, that the Harding Township Committee hereby congratulate and extend their best wishes to Sergeant David Selecky.

TC Resolution 19-139 – Resolution to Appoint Michael Resciniti as a Full-Time Police Officer with the Harding Township Police Department

WHEREAS, due to the resignation of a full-time Police Officer, there exists a vacancy in the position of Police Officer in the Harding Township Police Department; and

WHEREAS, Chief Erik Heller has conducted a detailed evaluation process and background check; and

WHEREAS, the Township Committee, Township Administrator, Robert Falzarano, and Chief Erik Heller, have determined the need for appointing a replacement Police Officer; and

WHEREAS, Michael Resciniti has a bachelor's degree with a Criminal Justice Major, graduated from the Bergen County Police Academy for Basic Police Officers on December 15, 2016 and has been working as a Police Officer in Clifton, NJ; and

WHEREAS, Chief Erik Heller recommends that Michael Resciniti be appointed as a full-time Police Officer, commencing with a one-year probationary period with the Harding Township Police Department that is effective on June 25, 2019.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the recommendation of Chief Erik Heller and the Township Administrator, Robert Falzarano be approved and hereby appoint Michael Resciniti as a full-time Police Officer of the Harding Township Police Department at the annual salary of \$ 58,215 to be prorated for the remainder of 2019.

CONTRACTS:

TC Resolution 19-140 – Resolution to Authorize an Understanding between the American Red Cross and The Township of Harding

WHEREAS, the Harding Township Emergency Management Operations Manual designates the American Red Cross as a support agency for the Shelter, Reception, and Care Annex.

BE IT RESOLVED, the Township Committee of the Township of Harding in the County of Morris and State of New Jersey authorizes the Red Cross to provide Emergency Assistance to the Township of Harding; and

BE IT FURTHER RESOLVED, the Mayor is authorized to execute the agreement.

TC Resolution 19-141 – Resolution to Extend Quiktek's LLC Contract as Designated IT

WHEREAS, pursuant to the terms of the bid specifications and contract executed by the Contractor (hereinafter the "Contract"), the Township has the option to extend the initial term of the Contract for an additional one (1) year term, for the same fees paid for services rendered by Quikteks (Contractor) as in the initial Contract, that being Network Support Services; and

WHEREAS, the Township Administrator has requested and recommended that the Contract be extended for one year, under the same terms, conditions, and price of the original Contract, in accordance with N.J.S.A 40A:11-15; and

WHEREAS, the Township Committee finds that the services are being performed in an effective and efficient manner; and

WHEREAS, funds are available for this purpose 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.

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

1. The Township's Contract with Quikteks, LLC., 373 E. Route 46, Fairfield, NJ 07004 for Network Support Services shall be extended in accordance with the original agreement, such that the term of the contract shall be optioned for an additional year.
2. The total contract amount is not to exceed \$22,500 for network support services for the remaining term.

BE IT FURTHER RESOLVED, that the Township Committee hereby approves the contract option and the Mayor and Township Clerk are hereby authorized to execute on behalf of the Township; and

BE IT FURTHER RESOLVED, that copies of this Resolution be provided to the Township Purchasing Agent and the Township Finance Department.

TC Resolution 19-142 – Resolution to go out to Bid for Solid Waste Services

WHEREAS, the Township Committee of the Township of Harding desires to secure bids for the Collection and Disposal of Solid Waste Type 10 and Type 13 Collection and Disposal of Solid Waste and Recyclable Material.

BE IT RESOLVED, that the Municipal Clerk is hereby authorized to advertise the Notice to Bidders in the June 27, 2019 Observer Tribune and Star Ledger for the purpose of soliciting bidders for the Collection and Disposal of Solid Waste Type 10 and Type 13 Collection and Disposal of Solid Waste and Recyclable Materials.

TC Resolution 19-143 – Resolution to Authorize Engineering Services for the Millbrook Paving Project

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

WHEREAS, it is the desire of the Township Committee to Resurface Millbrook Road through the use of a 2018 NJDOT grant; and

WHEREAS, funds are available from account #02-2019-2740-0740-2-04043 in the amount of \$6,700.00 for this purpose pending approval of TC 19-129 "Special Item of Revenue and Appropriation – Millbrook Road" by the Director of Division of Local Government Services and a Certificate of Availability has been filed by the Chief Financial Officer pending approval of TC 19-129 "Special Item of Revenue and Appropriation – Millbrook Road" by the Director of Division of Local Government Services 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

WHEREAS, the Chief Financial Officer for the Township of Harding has certified that monies are available in the amount of \$5,700.00 from account number # 04-2016-201602-4002-4-04030, for the following tasks:

MILLBROOK ROAD PAVING PROJECT		COST \$
Engineering Services – Millbrook Road Resurfacing and Grant Administration		12,400.00
GRAND TOTAL		\$12,400.00

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 \$12,400.00 for work outlined within this resolution; and

BE IT FURTHER RESOLVED, that all Township employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

FINANCE:

Resolution TC 19-144 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.

TC Resolution 19-145 – Resolution Approving Liquor License Renewals for Licensees

WHEREAS, the applicant for Alcoholic Beverage Control License set forth below has been duly investigated; and

WHEREAS, the Harding Township Committee is satisfied that all the rules and regulations of the Alcoholic Beverage Law, Title 33, Chapter 1 of the Revised Statutes of New Jersey, 1937, as amended and supplemented, including P.L. 1970, Ch. 77, have been duly complied with.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey, that the Harding Township Committee hereby agrees to issue to the following applicants, the following permanent license under the aforesaid State Statutes for the following annual fee, said license to commence *July 1, 2019*, and to expire at midnight on *June 30, 2020* upon clearance of the fee to the Harding Township Treasurer's Account.

Club Licenses:

APPLICANT:

New Vernon Volunteer
Fire Department

ADDRESS:

22 Village Road
New Vernon, NJ

FEE:

\$63.00

Club License
No. 1413-31-004-001

Mt. Kemble Lake Country Club Club License No. 1413-31-003-001	3 Trails End Morristown, NJ	\$63.00
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Plenary Retail Consumption Licenses:

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
Dharma Bhaki 09, LLC T/A The Country Store Plenary Retail Consumption License No. 1413-44-002-005	1098 Mount Kemble Avenue Morristown, NJ	\$2,500.00

K.A. Lee Enterprises, LLC T/A Market Taverne Plenary Retail Consumption License No. 1413-33-001-010	995 Mt. Kemble Avenue Morristown, NJ	\$2,500.00
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BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to issue the aforesaid license in the form approved by the Department of Alcoholic Beverage of the State of New Jersey to the aforesaid applicants.

Resolution TC 19-146 – Resolution to Increase Fees for Redevelopment Attorney for the Township of Harding

WHEREAS, at the March 18, 2019 Township Committee meeting, the Township of Harding awarded a contract for a redevelopment attorney from the firm Greenbaum Rowe Smith & Davis LLP for redevelopment purposes for the Township, in the amount not to exceed \$5,000.00; and

WHEREAS, at the May 13, 2019 Township Committee meeting, the Township Committee authorized an additional \$5,000.00 for the services of Greenbaum Rowe Smith & Davis LLP, under their professional services contract; and

WHEREAS, it is necessary to increase the authorization for the services of Greenbaum Rowe Smith & Davis LLP, under their professional services contract to perform redevelopment tasks; and

WHEREAS, the Chief Financial Officer for the Township of Harding has certified that additional monies are available in the amount of \$30,000.00 from account number #25-9999-1110-0170-2-00037; and

WHEREAS, the total amount shall not exceed \$40,000.00.

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 contract is hereby awarded for a one year period:

Redevelopment Attorney	Greenbaum Rowe Smith & Davis LLP 75 Livingston Avenue, Suite 301 Roseland, NJ 07068	1/1/2019 to 12/31/2019 Not to Exceed \$40,000.00 25-9999-1110-0170-2-00037
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MISCELLANEOUS:

Resolution TC 19-147 – Authorizing Sale of Surplus Property through GOVDEALS online Auction Website

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, and State of New Jersey that each year the Township has surplus property, including motor vehicles acquired for the use of Township officers and departments, and road machinery, equipment, tools, or supplies, which is not needed for public use, or is obsolete or unfit for the use for which it was acquired; and

WHEREAS, the State of New Jersey permits the sale of surplus property no longer needed for public use through online auction services, pursuant to the Local Unit Electronic Technology Pilot Program and Study Act, P.L. 2001, c.30; and

WHEREAS, GovDeals, an internet auction entity specializing in government surplus items, will list the items for auction on its website, www.govdeals.com for 14 days at a cost of 7½% of the final (closing) sales price. Successful bidders will receive a Buyer's Certificate by email from GovDeals. Payment in full shall be due not later than 5 business days from the time and date of the Buyer's Certificate. Payment shall be accepted in the form of U.S. Currency, Certified Cashier's Check, Money Order or Company Check (with Bank letter guaranteeing funds) and shall be remitted to the Township of Harding. Buyers will arrange all handling, loading and transportation of purchases within 10 business days from the time and date of the Buyer's Certificate. Purchases will be released only upon receipt of payment as specified.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, and State of New Jersey, the Municipal Clerk be and hereby is authorized to advertise in accordance with N.J.S.A. 40A:11-36 and auction the following surplus property online:

1. 1994, Ford, F350 Mason Dump Truck
2. 2001, Jeep, Cherokee Sport
3. 2011, Ford, Crown Victoria Police Vehicle
4. 2009, Ford, Crown Victoria Police Vehicle
5. Kohler, 30RZ82 Generator
6. Police – Miscellaneous Items – see attached

TC Resolution #19-148 – Resolution to Authorize the Purchase of Exterior Shutters for the Harding Township Municipal Building

WHEREAS, the Township Committee approved the 2019 Capital Spending Plan; and

WHEREAS, the Township Committee approved the 2019 Capital Spending Plan to include funding for exterior shutters on the Harding Township Municipal Building; and

WHEREAS, three quotes have been received; and

WHEREAS, the quote submitted by Timberlane in the amount of \$25,923.08 is in accordance with the product specifications requested; and

WHEREAS, the Chief Financial Officer for the Township of Harding has certified that monies are available in the amount of \$25,923.08 from account number #04-2019-201908-4024-4-04058.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that the exterior shutter purchase and installation on the front of the Harding Township Municipal Building on Blue Mill Road is hereby approved; and

BE IT FURTHER RESOLVED, that all Township employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

PERSONNEL:

TC Resolution #19-149 – Resolution to Appoint Christopher Williams as a Laborer / Driver / Equipment Operator in the Department of Public Works

WHEREAS, there exists a vacancy in the position of Laborer/ Driver / Equipment Operator in the Department of Public Works; and

WHEREAS, Harding Township Department of Public Works Superintendent Tracy Toribio has interviewed numerous candidates and determined Christopher Williams is the most qualified for the position; and

WHEREAS, Mr. Toribio recommends Mr. Williams be hired to the Department of Public Works at an annual salary of \$44,000.00.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that effective on June 27, 2019, Christopher Williams is hereby appointed as Laborer/ Driver/ Equipment Operator in the Department of Public Works at an annual salary of \$44,000.00, prorated for the balance of 2019, with employment subject to terms and conditions set forth in the Employment Agreement and the Township of Harding Policies Procedures Manual.

TC Resolution #19-150 – Resolution to Accept the Resignation of M.H. from the Harding Township Police Department

BE IT RESOLVED, by the Township Committee of the Township of Harding accepts the resignation of M. H. effective May 23, 2019.

ORDINANCES FOR FIRST READING -- NONE

RESOLUTION TC 19-151– Executive Session

RESOLUTION TO ADJOURN INTO EXECUTIVE SESSION

BE IT RESOLVED, by the Harding Township Committee that it shall adjourn into executive session to discuss the following subject matter(s) without the presence of the public in accordance with the provisions of R.S. 10:4-12b; and

BE IT FURTHER RESOLVED, the matter(s) discussed will be made known to the public at such time as appropriate action is taken on said matter(s), and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Township of Harding provided such disclosures will not violate Federal, State or local statutes and does not fall within the attorney-client privilege. The Township Committee will return to public session after this executive session.

Attorney Client Privilege:

1. Personnel Matter – Mark Roselli

Vote on Resolution:

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

ADJOURNMENT – Mr. Yates