

**HARDING TOWNSHIP COMMITTEE  
FRIDAY, JUNE 14, 2019  
REGULAR MEETING AT 8:30 AM  
EXECUTIVE SESSION AT 8:35 AM  
Kirby Hall, Blue Mill Road, New Vernon, New Jersey  
AGENDA**

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**CALL MEETING TO ORDER – Mayor Yates**

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**ADEQUATE NOTICE** of this Meeting and Executive Session meeting of the Harding Township Committee was sent to the Observer Tribune on May 17, 2019 and published in the Observer Tribune on May 23, 2019.

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**ROLL CALL – Municipal Clerk**

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

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**PLEDGE OF ALLEGIANCE – Mayor Yates**

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**MEETING OPEN 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. 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.

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**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 19-128 THROUGH RESOLUTION TC 19-130 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 19-128 and TC 19-130.

Committee Member \_\_\_\_\_: I would like to make a motion to approve the resolutions placed on this morning'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"/>

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## CONTRACTS:

### **Resolution TC-19-128 – Resolution Approving an Amendment to the Contract for Sale of Real Estate Between the Township of Harding and Cerebral Palsy of North Jersey (CPNJ)**

**WHEREAS**, on December 18, 2017, the Township of Harding Township Committee authorized the Mayor to execute a Contract For Sale of Real Estate for the real property more commonly known as Block 46.01, Lot 7 on the tax map of the Township of Harding, in the County of Morris, and State of New Jersey and consisting of approximately 5.222 acres (hereinafter the “Contract”) for the sale of the subject property to Cerebral Palsy of North Jersey (hereinafter “CPNJ”); and

**WHEREAS**, the Contract included an Exhibit A which depicted certain elevations that the Township required be implemented by CPNJ in the construction of the home to be owned and operated by CPNJ on the subject property; and

**WHEREAS**, on June 6, 2019, CPNJ submitted a request to change the project’s elevation; and

**WHEREAS**, the elevation change will allow for the front door to be moved from the side of the building to the front of the building; and

**WHEREAS**, the design change will allow for residents to enter the home at the front; and

**WHEREAS**, the design change, as a life safety matter, allows for emergency responders to have a clear view from the road of the front entrance to the home; and

**WHEREAS**, the design change will also include cultured stone and two (2) additional dormers that will enhance the overall building appearance; and

**WHEREAS**, paragraph 21 of the Contract requires that any modifications to the contract be in writing and signed by the respective parties; and

**WHEREAS**, the Township Committee desires to amend the contract to allow for the revised elevations.

**BE IT RESOLVED**, that the Township Committee of the Township of Harding, in the County of Morris, State of New Jersey that the Mayor is hereby to authorized to execute an amendment to the Contract For Sale of Real Estate by and between the Township of Harding and Cerebral Palsy of North Jersey to include the modification referenced herein above; and

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

**FINANCE:**

**Resolution TC-19-129 – Local Budget & Fiscal Affairs Law – Special Items of Revenue and Appropriation – Resolution to Accept Special Revenue for Millbrook Road Resurfacing Project**

**WHEREAS**, N.J.S.A. 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 items 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 any item of appropriation for equal amount.

**BE IT RESOLVED**, that the Township Committee of the Township of Harding in the County of Morris hereby requests the Director of Local Government Services to approve the insertion of an additional unanticipated item of revenue in the budget of the year 2019 in the sum of \$205,000.00, which item, resurfacing of Millbrook Road has been awarded from the State of New Jersey Department of Transportation; and

**BE IT FURTHER RESOLVED** that the like sum of \$205,000.00 is hereby appropriated under the caption of “Resurfacing of Millbrook Road”; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from a New Jersey Department of Transportation grant in the amount of \$205,000.00.

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**TC Resolution 19-130 – Resolution to Authorize Purchasing Certifications for Repaving of the Millbrook Road Project**

**WHEREAS**, the Harding Township Committee Resolutions TC-19-121, TC-19-122, TC19-123, and TC19-24 approved on May 13, 2019, authorized various purchases for the Repaving of Millbrook Road; and

**WHEREAS**, funds are available from account #02-2019-2740-0740-2-04043 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; and

**WHEREAS**, funds shall be encumbered from the following accounts and purchased pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c) through the Morris County Cooperative Purchasing Program:

02-2019-2740-0740-2-04043	Tilcon New York (Asphalt Paving)	\$ 154,979.75
02-2019-2740-0740-2-04043	Campbell Foundry Co. (Drainage Basins)	\$ 7,480.00
02-2019-2740-0740-2-04043	General Foundries, Inc. (Bicycle-Safe Grates)	\$ 7,480.00
02-2019-2740-0740-2-04043	Denville Line (Roadway Striping)	\$ 2,626.00

**BE IT RESOLVED**, that the Township Purchasing Agent is hereby directed to prepare requisitions subject to approval by the Harding Township Committee as stated above.

**RESOLUTION TC 19-131– 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 not return to public session after this executive session.

**Contracts:**

- 1. Redevelopment and Designating a Redeveloper – Robert Goldsmith**
- 2. Property Disposition – Bob Falzarano**
- 3. Glen Alpin – Dev Modi**

**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"/>

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**ADJOURNMENT – Mr. Yates**