

HARDING TOWNSHIP COMMITTEE
MONDAY, JANUARY 18, 2021
IN-PERSON / GOTOMEETING
EXECUTIVE SESSION at 6:30 PM
REGULAR MEETING AGENDA at 7:30 PM
Kirby Hall, Blue Mill Road, New Vernon, New Jersey
Please join my meeting from your computer, tablet or smartphone.
<https://global.gotomeeting.com/join/687133765>
You can also dial in using your phone.
(For supported devices, tap a one-touch number below to join instantly.)
United States: +1 (571) 317-3122
- One-touch: tel:+15713173122,,687133765#
Access Code: 687-133-765

CALL MEETING TO ORDER – Mayor Jones

ADEQUATE NOTICE of this January 18, 2021 meeting of the Harding Township Committee was sent to the Observer Tribune on January 4, 2021 and published in the Observer Tribune on January 7, 2021.

ROLL CALL – Municipal Clerk

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

RESOLUTION TO RECESS INTO EXECUTIVE SESSION

Resolution TC 21-060– 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.

Personnel:

1. Police Lieutenant – Chief Heller

Contracts:

1. Joint Court – Platt / Jones
2. Property Acquisitions – M. Roselli

Vote on Resolution:

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

RECONVENE INTO PUBLIC SESSION – Mayor Jones

ROLL CALL – Municipal Clerk

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

PLEDGE OF ALLEGIANCE – Mayor Jones

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 4, 2021, and published in the *OBSERVER TRIBUNE* on January 7, 2021; Notice was posted on the Bulletin Board in the Township Municipal Building on Blue Mill Road in Harding, NJ on January 7, 2021, and Notice was filed with the Municipal Clerk on January 7, 2021.

RESOLUTION TC 21-061 -- RESOLUTION TO ACCEPT 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: **December 14, 2020 and January 4, 2021; 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: **December 14, 2020 and January 4, 2021.**

Mayor Jones asks for a motion to accept the Township Committee meeting minutes.

Seconded by Township Committee Member _____.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

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

ANNOUNCEMENTS/PRESENTATIONS/REPORTS/CORRESPONDENCE – Mayor Jones

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION) - NONE

DISCUSSION ITEMS

- 1. Stormwater Management Ordinance – P. Fox**
 - 2. Harding Township’s Centennial – R. Chipperson**
-

MEETING OPEN TO THE PUBLIC

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 -- NONE

ADD-ON RESOLUTIONS: NONE

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 21-062 THROUGH RESOLUTION TC 21-068 HAVE BEEN PLACED ON THE CONSENT AGENDA

H 1-15-2021

CONSENT AGENDA VOTE:

Mayor Jones asks Committee Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions TC 21-062 through TC 21-068.

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 Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

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

APPOINTMENTS: NONE

CONTRACTS:

TC Resolution 21-062 – Resolution Authorizing Settlement of Tax Appeals

WHEREAS, appeals of the real property tax assessments of the following properties have been filed in the Tax Court of New Jersey:

PROPERTY OWNER	BLOCK	LOT	ADDRESS
Hennessy Sunset Farm LP	5	3	577 Van Buren Rd
The Ridge at Sand Spring LLC	25.02	10.10	47 Ravenswood Lane
O'Connor, Brendan & Braunstein, Alexandra	46	5	97 Baileys Mill Rd

; and

WHEREAS, the Township's Tax Assessor and Township Special Tax Attorney have reviewed the appeals and recommended a settlement reducing the assessment on the property for the years under appeal; and

WHEREAS, the property owner and the Township of Harding have further agreed that the refund resulting from the settlement shall be made within sixty (60) days of the date of entry of Judgment by the Tax Court of New Jersey; and

WHEREAS, the property owner has agreed to waive pre-judgment interest due on any refunds payable as a result of the proposed settlement provided that the refund is made within sixty (60) days of the date of entry of Judgment by the Tax Court; and

WHEREAS, the settlement of this matter, as set forth herein, is in the best interest of the Township of Harding and is recommended by the Township Special Tax Attorney and Assessor and should, therefore, be settled pursuant to the terms set forth herein.

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 settlement of the following tax appeals filed at the Tax Court of New Jersey is hereby authorized as follows:

PROPERTY OWNER	YEAR	ORIGINAL ASSESSMENT	PROPOSED SETTLEMENT
Hennessy Sunset Farm, LP	2018	\$4,400,000	\$4,000,000
Hennessy Sunset Farm, LP	2019	\$4,400,000	\$3,600,000
The Ridge at Sand Spring, LLC	2019	\$1,615,000	\$1,000,000
The Ridge at Sand Spring, LLC	2020	\$1,157,500	\$1,157,500
O'Connor, Brendan & Braunstein, Alexandra	2018	\$2,096,800	\$1,600,000
O'Connor, Brendan & Braunstein, Alexandra	2019	\$2,096,800	\$1,659,100
O'Connor, Brendan & Braunstein, Alexandra	2020	\$1,659,100	\$1,659,100

2. Upon receipt of the Tax Court Judgment, the Township Tax Collector is hereby authorized to refund the amount due and to be paid within sixty days of the issuance of the Judgment by the Tax Court of New Jersey.

3. The Tax Assessor is hereby authorized to allocate the new total assessment between land and improvements in a manner he deems appropriate, and to make all other adjustments or corrections to the Township's tax records which may be necessary or desirable to effectuate this settlement.

4. This settlement is based upon the specific facts relating to this property, and is made without prejudice to the Township's interest in any other pending or future tax assessment appeals.

TC Resolution 21-063 – Resolution to Award a Maintenance Contract to DeBlock Environmental

WHEREAS, Emergency Response back-up services are required for the Harding Township Sewage Collection System; and

WHEREAS, DeBlock Environmental Services, LLC submitted a contract proposal dated January 6, 2020; and

WHEREAS, the Harding Township Purchasing Agent has reviewed the contract proposal; and

WHEREAS, the Harding Township Committee authorized the award of contract by approving Resolution TC 20-064; 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 2021, for an amount not to exceed as follows:

Year 2021	Licensed Operator	Special Project Hourly Rate (Est. 40 hrs.)	Emergency Response Hourly Rate (Est. 12 hrs.)	Total
DeBlock Environmental Services, LLC	Lump Sum \$1,320	\$115/hr. \$4,600	\$95/hr. \$1,140	\$ 7,060

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that the contract for 2021 submitted by DeBlock Environmental Services, LLC is hereby approved.

FINANCE:

Resolution TC 21-064 – 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.

MISCELLANEOUS:

Resolution TC 21-065 – Resolution to Appoint Mr. Devanshu Modi to the Glen Alpin Disposal/Diversion Sub-Committee for 2021

WHEREAS, Mr. Modi was previously on the Glen Alpin Disposal/Diversion Sub-Committee while a member of the Harding Township Committee; and

WHEREAS, the Harding Township Committee would like to appoint Mr. Devanshu Modi to the Glen Alpin Disposal/Diversion Sub-Committee for 2021.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey, that Mr. Devanshu Modi is hereby appointed to the Glen Alpin Disposal/Diversion Sub-Committee for 2021.

Resolution TC 21-066 - Resolution to Accept the Resignation of Christopher M. Yates as the Office of Emergency Management Coordinator

BE IT RESOLVED, that Christopher M. Yates has resigned as the Office of Emergency Management Coordinator effective January 18, 2021.

Resolution TC 21-067 – Resolution to Appoint Timothy D. Jones as the Office of Emergency Management Coordinator

BE IT RESOLVED, effective January 18, 2021, by the Township Committee of the Township of Harding that Timothy D. Jones is hereby appointed as Emergency Management Coordinator to fill the unexpired term ending on December 31, 2021.

Resolution TC 21-068 – Resolution Authorizing the Purchase of Electricity Supply Services for Public Use on an online Auction Website

WHEREAS, Harding Township has determined to move forward with the EMEX Reverse Auction in order to procure Electricity for the Local Unit; and

WHEREAS, the Local Government Electronic Procurement Act (P.L. 2018, c. 156) (the “Act”) authorizes the purchase of Electricity supply service for public use through the use of an online auction service; and

WHEREAS, Harding Township will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act.

BE IT RESOLVED, that the Mayor and the Municipal Clerk are authorized to execute on behalf of Harding Township any Electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction.

ORDINANCES FOR FIRST READING

ORDINANCE #01-2021– AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER 225 PART 4 (STORMWATER MANAGEMENT) OF THE CODE OF THE TOWNSHIP OF HARDING TO MEET NJDEP STANDARDS FOR STORMWATER MANAGEMENT

Mayor Jones asks Township Committee Member _____ to introduce Ordinance TC #01-2021.

Township Committee Member Jones introduces Ordinance TC #01-2021 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #01 - 2021**

AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER 225 PART 4 (STORMWATER MANAGEMENT) OF THE CODE OF THE TOWNSHIP OF HARDING TO MEET NJDEP STANDARDS FOR STORMWATER MANAGEMENT

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

Township Committee Member _____ reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on January 18, 2021.

BE IT RESOLVED, that at the Township Committee meeting to be held on February 8, 2021 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 : I offer Ordinance #01-2021 and move its introduction.

Township Committee member_____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

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

ADJOURNMENT – Mr. Jones