HARDING TOWNSHIP COMMITTEE MONDAY, FEBRUARY 8, 2021 IN-PERSON / GOTOMEETING EXECUTIVE SESSION at 6:00 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. <u>https://global.gotomeeting.com/join/449123965</u> You can also dial in using your phone. (For supported devices, tap a one-touch number below to join instantly.) United States: +1 (312) 757-3121 - One-touch: tel:+13127573121,,449123965# Access Code: 449-123-965

CALL MEETING TO ORDER – Mayor Jones

ADEQUATE NOTICE of this February 8, 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 21-069– 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. Joint Court Platt / Jones
- 2. Property Acquisitions M. Roselli
- 3. Tunis Ellicks Architectural Contract T. Jones

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson Ms. DiTosto Mr. Platt Mr. Yates Mr. Jones					

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 21-070 -- 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: January 18, 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: **January 18, 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 Ms. DiTosto Mr. Platt Mr. Yates Mr. Jones					

ANNOUNCEMENTS/PRESENTATIONS/REPORTS/CORRESPONDENCE – Mayor Jones

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

Resolution TC 21-071 – Resolution to Promote Michael Gromek to the Position of Lieutenant with the Harding Township Police Department

WHEREAS, Sergeant Gromek graduated from the Union County Police Academy in December 2003; and

WHEREAS, Sergeant Gromek was hired by the Township of Harding as a Probationary Police Officer on February 15, 2004; and

WHEREAS, Sergeant Gromek has served as an Administrative Sergeant, Internal Affairs Supervisor, Evidence Custodian, Deputy OEM Coordinator, and Department Officer-In-Charge in the absence of the Chief for the past two years; and

WHEREAS, Sergeant Gromek was promoted to the rank of Sergeant in March 2018 with the Harding Township Police Department; and

WHEREAS, Sergeant Gromek is a Certified Field Training Officer, Defensive Tactics Instructor, Certified Drug Recognition Expert, graduate of FBI-LEEDA Supervisor, Command, and Executive Institutes, graduate of FBI-LEEDA Media and Public Relations; and

WHEREAS, Sergeant Gromek received a Bachelor of Arts Degree from Kean University and a Master of Arts Degree from Seton Hall University; and

WHEREAS, in accordance with the Harding Township Police Promotional Policy & Procedures, Chief Erik Heller recommends that Sergeant Michael Gromek be promoted to the rank of Lieutenant; 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 Michael Gromek to the rank of Lieutenant in the Harding Township Police Department; and

BE IT FURTHER RESOLVED, the Mayor is authorized to execute the Lieutenant's employment agreement; and

BE IT FURTHER RESOLVED, that the Harding Township Committee hereby congratulate and extend their best wishes to Lieutenant Michael Gromek.

NON-CONSENT AGENDA VOTE:

Mayor Jones asks Committee Member _____ to proceed with Resolution TC 21-071 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 Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR	AGAINST	ABSTAIN	ABSENT
		APPROVAL	APPROVAL		
Ms. Chipperson					
Ms. DiTosto					
Mr. Platt					
Mr. Yates					
Mr. Jones					

DISCUSSION ITEMS:

- 1. Hesna Pfeiffer Award Steve Balog
- 2. 2021 Budget A. Fiore
- 3. Historic House of the Year T. dePoorteer or G. Claytor

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

Resolution TC 21-072 – Historic House of the Year

WHEREAS, the Historic Preservation Commission of Harding Township would like to present a historic 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 their communities; and

WHEREAS, the Historic House Award will be an opportunity 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 scale, rhythm, massing and materials and have an architectural style that compliments the rural character of Harding Township; and

WHEREAS, 210 Lee's Hill Road is an historic structure dating back to around 1780; and

WHEREAS, it is a traditional two-story, farmhouse with modest architectural details, simple masses, porches and supporting outbuildings: and

WHEREAS, the present owners, Doug and Meghan Falduto have done a fantastic job of maintaining the modest integrity of the house, garage and small barn on the property with the use period correct details, use of properly scales materials and windows and modest additions that supplement the original scale, massing and architectural details of the farmhouse; and

WHEREAS, the sensitivity to the design decisions allows this home to remain a meaningful contribution to streetscape in the Logansville Historic District; and

WHEREAS, 210 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 the Township of Harding, County of Morris, State of New Jersey that the property at 210 Lee's Hill Road is hereby chosen to receive the Historic House Award.

NON-CONSENT AGENDA VOTE:

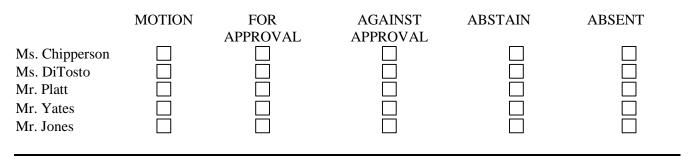
Mayor Jones asks Committee Member _____ to proceed with Resolution TC 21-072 listed on the Non-Consent agenda.

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 Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:



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

Mayor Jones asks Township Committee Member Chipperson to read Ordinance TC #01-2021.

Township Committee Member Chipperson reads Ordinance TC #01-2021 by title as follows

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

Which said Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on January 18, 2021.

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

The Municipal Clerk States: A legal notice was sent for publication on January 18, 2021 to the Observer Tribune indicating that Ordinance #01-2021 was introduced and passed on first reading at the January 18, 2021meeting and indicated that the second reading and public hearing were to be held on February 8, 2021 at 7:30 pm 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. Pursuant to Municipal Land Use Law (N.J.S.A. 40:55D-15B) copies were sent to the surrounding towns and to the Morris County Planning Board.

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

Mayor Jones: closes the public hearing.

Township Committee Member Chipperson: I offer Ordinance #01-2021 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 Jones asks the Municipal Clerk for a Roll Call:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson Ms. DiTosto Mr. Platt Mr. Yates Mr. Jones					

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 21-073 THROUGH RESOLUTION TC 21-076 HAVE BEEN PLACED ON THE CONSENT AGENDA

CONSENT AGENDA VOTE:

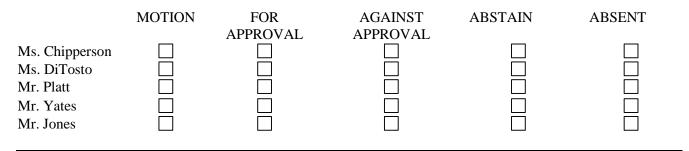
Mayor Jones asks Committee Member ______ to proceed with the Resolutions listed on the Consent agenda. Resolutions TC 21-073 through TC 21-076.

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:



APPOINTMENTS: NONE

CONTRACTS: NONE

FINANCE:

Resolution TC 21-073 – 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 21-074 Amending the Fees of the Township of Harding for 2021 in Accordance with §171-1 and §171-4 of the Code of the Township of Harding

WHEREAS, the Township Committee of the Township of Harding, County of Morris, State of New Jersey sets the fees of the Township by resolution; and

WHEREAS, the fees (Appendix A attached) have been reviewed and increased in accordance with §§171-1 and 171-4 of the Code of the Township of Harding.

BE IT RESOLVED, by the Township Committee of the Township of Harding that it does hereby approve of the amended fees for the Township for 2021 as reflected on Appendix A attached hereto shall become effective on March 1, 2021; and

BE IT FURTHER RESOLVED, that said fees shall become effective as of March 1, 2021.

MISCELLANEOUS:

Resolution TC 21-075 – Resolution Authorizing the Township of Harding to Submit a Letter of Intent to the Morris County Historic Preservation Trust For Restoration Repairs to the Tunis Ellicks House

WHEREAS, on June 6, 2019, HMRA Architects submitted a proposal for a conditions assessment, primarily of the exterior of the Tunis Ellicks building with the exception of the brick fireplace at the interior; and

WHEREAS, on November 9, 2020, the Township Committee discussed the proposal with the Harding Township Historical Society's President; and

WHEREAS, the Township received notice from the Morris County Historic Preservation Trust that grant applications for Historic Restorations must be submitted by March 26, 2021; and

WHEREAS, the Township must submit a Declaration of Intent by February 26, 2021.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that the Township Administrator is authorized to submit the Declaration of Intent to the Morris County Office of Planning & Preservation, P.O. Box 900, Morristown, NJ 07963-0900; 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:

Resolution TC 21-076 – Resolution to Appoint a Part-Time Finance/Tax Clerk

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that effective February 16, 2021, David de Oliveira, is hereby appointed as a part-time Finance/Tax Clerk; and

BE IT FURTHER RESOLVED, the three month probationary hourly rate will be \$17.00 not to exceed 29 hours per week.

ORDINANCES FOR FIRST READING

ORDINANCE #02-2021– ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY FURTHER AMENDING THE GLEN ALPIN/HURSTMONT REDEVELOPMENT PLAN

Mayor Jones asks Township Committee Member Yates to introduce Ordinance #02-2021.

Township Committee Member Yates introduces Ordinance #02-2021 by title as follows:

HARDING TOWNSHIP

ORDINANCE #02 – 2021 ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY FURTHER AMENDING THE GLEN ALPIN/HURSTMONT REDEVELOPMENT PLAN

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

Township Committee Member Yates reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on February 8, 2021.

BE IT RESOLVED, that at the Township Committee meeting to be held on March 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 Yates: I offer Ordinance #02-2021 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 Ms. DiTosto Mr. Platt Mr. Yates Mr. Jones					

ORDINANCES FOR FIRST READING

ORDINANCE #03-2021– ORDINANCE #03-2021 – "AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 225 PART 3 (ZONING) OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY 225-5 ENTITLED "DEFINITION" IN ARTICLE II AND CHAPTER 225-145 ENTITLED "USE REGULATIONS" IN ARTICLE XXX B-2 BUSINESS ZONE TO AMEND THE PERMITTED USES"

Mayor Jones asks Township Committee Member Yates to introduce Ordinance #03-2021.

Township Committee Member Yates introduces Ordinance #03-2021 by title as follows:

HARDING TOWNSHIP

ORDINANCE #03 – 2021 "AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 225 PART 3 (ZONING) OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY 225-5 ENTITLED "DEFINITION" IN ARTICLE II AND CHAPTER 225-145 ENTITLED "USE REGULATIONS" IN ARTICLE XXX B-2 BUSINESS ZONE TO AMEND THE PERMITTED USES"

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

Township Committee Member Yates reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on February 8, 2021.

BE IT RESOLVED, that at the Township Committee meeting to be held on March 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 Yates: I offer Ordinance #03-2021 and move its introduction.

Township Committee Member_____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

Ms. Chipperson Image: Chipperson		ABSENT	ABSTAIN	AGAINST APPROVAL	FOR APPROVAL	MOTION	
Mr. Yates Image: Constraint of the second	Ms. DiTosto Mr. Platt Mr. Yates						Ms. DiTosto Mr. Platt Mr. Yates

ORDINANCES FOR FIRST READING

ORDINANCE #04-2021– "AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 225 PART 3 (ZONING) OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY 225-116 ENTITLED "GENERAL REGULATIONS" IN ARTICLE XXII GENERAL ZONING PROVISIONS TO MODIFY SETBACK REQUIREMENTS FOR SMALL PLAY STRUCTURES"

Mayor Jones asks Township Committee Member Yates to introduce Ordinance #04-2021.

Township Committee Member Yates introduces Ordinance TC 04-2021 by title as follows:

HARDING TOWNSHIP ORDINANCE #04 – 2021

"AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 225 PART 3 (ZONING) OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY 225-116 ENTITLED "GENERAL REGULATIONS" IN ARTICLE XXII GENERAL ZONING PROVISIONS TO MODIFY SETBACK REQUIREMENTS FOR SMALL PLAY STRUCTURES"

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

Township Committee Member Yates reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on February 8, 2021.

BE IT RESOLVED, that at the Township Committee meeting to be held on March 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 Yates: I offer Ordinance #04-2021 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 Ms. DiTosto Mr. Platt Mr. Yates Mr. Jones					

ORDINANCES FOR FIRST READING

ORDINANCE #05-2021– "AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 225 PART 3 (ZONING) OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY 225-116 ENTITLED "GENERAL REGULATIONS" IN ARTICLE XXII GENERAL ZONING PROVISIONS TO PERMIT CONSTRUCTION OF A REPLACEMENT PRIMARY DWELLING WHILE OCCUPYING AN EXISTING PRIMARY DWELLING"

Mayor Jones asks Township Committee Member Yates to introduce Ordinance #05-2021.

Township Committee Member Yates introduces Ordinance #05-2021 by title as follows:

HARDING TOWNSHIP ORDINANCE #05–2021

"AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 225 PART 3 (ZONING) OF THE CODE OF THE TOWNSHIP OF HARDING, SPECIFICALLY 225-116 ENTITLED "GENERAL REGULATIONS" IN ARTICLE XXII GENERAL ZONING PROVISIONS TO PERMIT CONSTRUCTION OF A REPLACEMENT PRIMARY DWELLING WHILE OCCUPYING AN EXISTING PRIMARY DWELLING" **Township Committee Member Yates** explains the purpose of the Ordinance and moves for introduction on first reading.

Township Committee Member Yates reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on February 8, 2021.

BE IT RESOLVED, that at the Township Committee meeting to be held on March 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 Yates: I offer Ordinance #05-2021 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 Ms. DiTosto Mr. Platt Mr. Yates Mr. Jones					

ADJOURNMENT - Mr. Jones