



HARDING TOWNSHIP COMMITTEE
MAY 15, 2023
IN-PERSON
EXECUTIVE SESSION at 6:00 PM
REGULAR MEETING AGENDA at 7:00 PM
Kirby Hall, Blue Mill Road, New Vernon, New Jersey

MEETING MINUTES

CALL MEETING TO ORDER

Mayor Jones called the meeting to order at 6:00 pm.

ADEQUATE NOTICE of this May 15, 2023, meeting of the Harding Township Committee was sent to the Observer Tribune on January 6, 2023, and published in the Observer Tribune on January 12, 2023.

Mayor Jones announced that adequate notice of the May 15, 2023, meeting was called in accordance with the Open Public Meetings Act.

ROLL CALL – Municipal Clerk

Ms. Chipperson, Dr. Lacz, Mr. Platt, Mr. Yates, Mr. Jones

Mayor Jones asked the Municipal Clerk to call the roll. Mrs. Sharp called the roll as follows:

Mrs. Sharp called the roll as follows:

Present:

Ms. Chipperson, Dr. Lacz, Mr. Platt (arrived at 6:12 pm), Mr. Yates, Mr. Jones

Absent:

None

Also Present:

Mr. Falzarano, Township Administrator; Mr. Edwards, Township Counsel, Mr. DeNave, Assistant Township Administrator; Mr. Goldsmith, Special Counsel; and Mr. Fox, Township Engineer

RESOLUTION TO RECESS INTO EXECUTIVE SESSION

Mayor Jones asked for a motion to recess into Executive Session. A motion was made by Township Committee Member Yates and seconded by Township Committee Member Chipperson.

Resolution TC 23-102– 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. Hurstmont Site Plan/Financial Agreement/Redevelopment Agreement – R. Goldsmith
2. Affordable Housing – M. Edwards

Litigation:

1. Verizon – M. Edwards

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>
Mr. Yates	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Let the record show that Mr. Platt arrived at 6:12 pm.

RECONVENE INTO PUBLIC SESSION – Mayor

Mayor Jones asked for a motion to reconvene into public session. Upon a motion made by Township Committee Member Yates, seconded by Township Committee Member Chipperson, and with a roll call vote of all ayes, none opposed the public meeting was reconvened at 7:05 pm.

ROLL CALL – Municipal Clerk

Ms. Chipperson, Dr. Lacz, Mr. Platt, Mr. Yates, Mr. Jones

Mayor Jones asked Mrs. Sharp for a roll call.

Mrs. Sharp called the roll as follows:

Present: Ms. Chipperson, Dr. Lacz, Mr. Platt, Mr. Yates, Mr. Jones
Absent: None
Also Present: Mr. Falzarano, Township Administrator; Mr. Edwards, Township Counsel, Mr. DeNave, Assistant Township Administrator
Public: 7

PLEDGE OF ALLEGIANCE

Mayor Jones led members of the Township Committee and Members of the Public in the Pledge of Allegiance.

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 6, 2023, and published in the *OBSERVER TRIBUNE* on January 12, 2023; Notice was posted on the Bulletin Board in the Township Municipal Building on Blue Mill Road in Harding, NJ on January 6, 2023, and Notice was filed with the Municipal Clerk on January 6, 2023.

Mayor Jones announced that adequate notice of the May 15, 2023 meeting was called in accordance with the Open Public Meetings Act.

RESOLUTION TC 23-103 -- RESOLUTION TO ACCEPT TOWNSHIP COMMITTEE MEETING MINUTES

Mayor Jones asked Township Committee Member Lacz to proceed with Resolution TC 23-103.

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: **April 17, 2023; 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: **April 17, 2023.**

Township Committee Member Lacz made a motion to accept the Township Committee meeting minutes, seconded by Township Committee Member Yates.

Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ANNOUNCEMENTS/PRESENTATIONS/REPORTS/CORRESPONDENCE –

Mayor Jones reported on the following announcements:

1. April 27, 2023 was bring your child or children to work. Harding Township had seven (7) children from the ages of 3 to 11. The Municipal Clerk conducted a mock Township Committee Meeting where the Deputy Mayor quit after one question. They toured the Construction Department, built homes, pools, etc., out of Lego's and the Construction Official reviewed their structures and provided certificates. The Police Department provided tours of the Police Station, and showed them the cars, and of course the siren. The day ended with Pizza and a grab bag. It was a fun day for all.
2. The Harding Township Police Department will hold a Cycling Safety Program on Wednesday, June 28, 2023, at 6 pm at the Municipal Building in the courtroom.
3. The Primary Election will be held on June 6, 2023. The Municipal Building Polls will open at 6 am and close at 8 pm. Harding Township will receive two machines per polling district instead of the one machine per district provided at the last general election.
4. The Memorial Day Parade is on. The Township Committee will be marching.

Deputy Mayor Chipperson reported that the Centennial event will be held at Margetts Field on October 14, 2023. There will be an afternoon start time, fireworks, hot dogs, hamburgers, bands, ice cream, Town organized booths, etc.

DISCUSSION ITEMS: NONE

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.

Mayor Jones opened the meeting to the public at 7:12 pm.

Township Committee Member Platt commented that there will be a fundraiser for the Kemmerer Library in the fall which will be an evening with Tom Keane. Further details to come.

With no further comments, Mayor Jones closed the public meeting at 7:14 pm.

ORDINANCES FOR SECOND READING:

Mayor Jones asked Township Committee Member Yates to read Ordinance TC #03-2023.

Township Committee Member Yates read Ordinance TC #03-2023 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #03-2023
“AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)”**

Which said Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on April 17, 2023.

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

The Municipal Clerk Stated a legal notice was sent for publication on April 17, 2023 to the Observer Tribune indicating that Ordinance #03-2023 was introduced and passed on first reading at the April 17, 2023 meeting and indicated that the second reading and public hearing were to be held on May 15, 2023 at 7:00 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.

Mayor Jones opened the meeting to the public at 7:15 pm for a public hearing on the Ordinance and mentioned any member of the public may be heard.

With no comments from the public, Mayor Jones closed the public hearing at 7:15 pm.

Township Committee Member Yates offered Ordinance #03-2023 and moved its adoption.

Township Committee Member Platt seconded the motion.

Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION):

Mayor Jones asked **Township Committee Member Chipperson** to proceed with Resolution TC 23-104 listed on the Non-Consent agenda.

Township Committee Member Chippers read the following:

Resolution TC 23-104 – Amendment of Budget – Fiscal Year 2023

WHEREAS , the local municipal budget for the year 2023 was approved on the 17th day of April, 2023; and

WHEREAS, the public hearing on said budget will be held as advertised on the 15th day of May, 2023; and

WHEREAS, it is desired to amend said approved budget.

BE IT RESOLVED, by the Governing Body of the Township of Harding, in the County of Morris, State of New Jersey, that the following amendments to the approved budget of 2023 be made:

General Revenues

(1) Surplus Anticipated

From:	To:
\$2,550,000.00	\$2,342,617.11

General Revenues

(3) Miscellaneous Revenues – Section B: State Aid Without Offsetting Appropriations

Garden State Trust

From:	To:
\$0.00	\$10,606.00

(10) Miscellaneous Revenues – Section G; Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services

American Rescue Plan

From:	To:
\$0.00	\$196,776.89

Total General Revenues
\$10,265,660.31

\$10,265,660.31

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith with the Director of Local Government Services for approval.

NON-CONSENT AGENDA VOTE:

Mayor Jones opened the meeting to members of the public at 7:15 pm.

Mr. Balog commented on where the money came from. Mr. Fiore responded that every three years, all Municipalities have their budgets reviewed by the State. As a result of the review, the State found the following two (2) amendments required to adopt Harding Township's 2023 budget:

1. \$10,606.00 held in reserve from the Garden State Trust Fund must be anticipated as revenue. The Garden State Trust is a form of State Aid received annually by the Township.
2. \$196,776.89 received from the American Rescue Plan as a "Loss of Revenue" must be anticipated as revenue as opposed to recorded as "Miscellaneous Revenue not Anticipated."

Mr. Fiore explained to offset these adjustments, surplus anticipated will be decreased by the sum of the required additional anticipated revenue. As the amended anticipated revenues do not have offsetting appropriations, these amendments and reduction in anticipated surplus will result in no change to the amount to be raised by taxation as stated in the introduced budget. Mr. Fiore commented that the total budget did not change. Mr. Fiore explained that Mr. Shah, CFO, informed the Township that the State approved Harding Township's budget today, May 15, 2023.

With no further comments, Mayor Jones closed the public hearing at 7:21 pm.

Mayor Jones asked Township Committee Member Chipperson to proceed with Resolution TC 23-104 listed on the Non-Consent agenda.

Township Committee Member Chipperson made 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 Yates.

Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION):

Resolution TC 23-105– Public Hearing & Adoption of Budget – Municipal Budget Notice Fiscal Year 2023

Mayor Jones asked **Township Committee Member Yates** to proceed with Resolution TC 23-105 listed on the Non-Consent agenda.

Township Committee Member Yates read the following:

Public Hearing & Adoption of Budget -- Municipal Budget Notice – Fiscal Year 2023

WHEREAS, the Township Committee introduced and approved the 2023 Municipal Budget on April 17, 2023; and

WHEREAS, the approved introduction of the budget was advertised as required by law on April 17, 2023 in the April 20, 2023 edition of the Observer Tribune with notice of the public hearing to be held on May 15, 2023.

BE IT RESOLVED, that, as amended, the following statements of revenues and appropriations shall constitute the municipal budget for the year 2023:

Summary of Revenues	Anticipated		
	2023		2022
1. Surplus	2,342,617.11		2,750,000.00
2. Total Miscellaneous Revenues	1,702,130.20		1,598,615.14
3. Receipts from Delinquent Taxes	90,000.00		90,000.00
4. a) Local Tax for Municipal Purposes	6,130,913.00		6,023,815.00
b) Addition to Local School District Tax			
c) Minimum Library Tax			
Tot Amt to be Rsd by Taxes for Sup of Muni Bnd	6,130,913.00		6,023,815.00
Total General Revenues	10,265,660.31		10,462,430.14

Summary of Appropriations		2023 Budget		Final 2022 Budget
1. Operating Expenses:	Salaries & Wages	3,826,545.00		3,757,600.00
	Other Expenses	3,559,908.31		3,688,530.14
2. Deferred Charges & Other Appropriations		1,073,207.00		943,100.00
3. Capital Improvements		450,000.00		773,600.00
4. Debt Service (Include for School Purposes)		416,000.00		379,600.00
5. Reserve for Uncollected Taxes		940,000.00		920,000.00
Total General Appropriations		10,265,660.31		10,462,430.14
Total Number of Employees		52		50

2023 Dedicated		Sewer Utility	Utility Budget	
Summary of Revenues		Anticipated		
		2023		2022
1. Surplus		56,900.00		56,000.00
2. Miscellaneous Revenues		200,000.00		200,000.00
3. Deficit (General Budget)				
Total Revenues		256,900.00		256,000.00
Summary of Appropriations		2023 Budget		Final 2022 Budget
1. Operating Expenses: Salaries & Wages		32,900.00		32,000.00
Other Expenses		202,000.00		202,000.00
2. Capital Improvements		20,000.00		20,000.00
3. Debt Service				
4. Deferred Charges & Other Appropriations		2,000.00		2,000.00
5. Surplus (General Budget)				
Total Appropriations		256,900.00		256,000.00
Total Number of Employees				

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that the budget set forth for 2023 is hereby adopted.

NON-CONSENT AGENDA VOTE:

Mayor Jones opened the meeting at 7:23 pm to members of the public for a public hearing on Resolution TC 23-105 and any member of the public may be heard.

Mayor Jones commented that the Township spent \$34,000 less on the Municipal side than in 2022. Township Committee Member Yates commented that this maintains the Township's spot as the lowest tax rate in Morris County.

With no further comments, Mayor Jones closed the public hearing at 7:24 pm.

Township Committee Member Yates made 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 Chipperson.

Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES FOR SECOND READING:

Mayor Jones asked Township Committee Member Yates to read Ordinance TC #04-2023.

Township Committee Member Yates read Ordinance TC #04-2023 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #04-2023
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 THEREFORE THE SUM OF \$578,600**

Which said Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on April 17, 2023.

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

Mrs. Sharp, Municipal Clerk, stated that a legal notice was sent for publication on April 17, 2023 to the Observer Tribune indicating that Ordinance #04-2023 was introduced and passed on first reading at the April 17, 2023 meeting and indicated that the second reading and public hearing were to be held on May 15, 2023 at 7:00 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.

Mayor Jones opened the public hearing at 7:26 pm on the Ordinance and stated any member of the public may be heard.

With no comments, Mayor Jones closed the public hearing at 7:26 pm.

Township Committee Member Yates offered Ordinance #04-2023 and moved its adoption.

Township Committee Member Lacz seconded the motion.

Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES FOR SECOND READING:

Mayor Jones asked Township Committee Member Chipperson to read Ordinance TC #05-2023.

Township Committee Member Chipperson read Ordinance TC #05-2023 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #05-2023
“ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF
NEW JERSEY, REVISING CHAPTER 171, SECTION 16, HARDING TOWNSHIP
VARIANCE FEES”**

Which said Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on April 17, 2023.

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

Mrs. Sharp, Municipal Clerk, stated a legal notice was sent for publication on April 17, 2023 to the Observer Tribune indicating that Ordinance #05-2023 was introduced and passed on first reading at the April 17, 2023 meeting and indicated that the second reading and public hearing were to be held on May 15, 2023 at 7:00 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.

Mayor Jones opened the meeting to the public for a hearing on the Ordinance and any member of the public may be heard at 7:28 pm.

Mr. Balog commented on what are the changes. Mr. DeNave explained that the escrow fees were amended to a more realistic fee. An analysis was conducted which showed that the escrow fees were low in comparison to what the professionals charge. Instead of the Board Secretary sending several letters asking for more money to be added to the escrow, the fees are requested up front. Whatever monies are not utilized, will be returned to the applicant.

With no further comment, Mayor Jones closed the public hearing at 7:31 pm.

Township Committee Member Chipperson offered Ordinance #05-2023 and moved its adoption.

Township Committee Member Lacz seconded seconds the motion.

Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADD-ON RESOLUTIONS:

RESOLUTIONS REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION AND VOTE

Township Committee Member Platt asked for Resolution TC 23-111 be removed from the Consent Agenda for further discussion. With the consensus of the Township Committee, Resolution TC 23-111 was removed from the Consent Agenda for further discussion.

Township Committee Member Platt asked what electronic capability the State is offering and what are the Police doing for radar stops with the patrol cars idling. Chief Gromek responded that the offerings are not there. Chief Gromek explained with drug Narcon, the patrol cars cannot be shut off as the temperature has to be kept at a certain temperature. The Narcon is kept with the defibrillator. A discussion ensued regarding V-6 engines and V-8 engines.

Township Committee Member Yates commented that the Police should have cars that suit them. The Township does not currently have the function to fix electric vehicles. The Township will have to revamp our DPW to fix hybrid vehicles. The Township should not purchase vehicle that we currently cannot maintain. Mayor Jones commented that the offerings from the State are not there. Township Committee Member Platt commented that when the State does offer this, the Township should look into it.

With no further discussion, Mayor Jones asked Township Committee Member Platt to proceed with Resolution TC 23-111.

Township Committee Member Platt made a motion to approved Resolution TC 23-111, seconded by Township Committee Member Chipperson.

Resolution TC 23-111 – Resolution to Authorize the Purchase of Police Vehicles

WHEREAS, there is a need to purchase vehicles for the Township of Harding, in the County of Morris, State of New Jersey; and

WHEREAS, pursuant to N.J.A.C. 5:30 -5.5(b), the Township Chief Financial Officer has provided a certification of funds for Account #04-2023-202205-4007-4- 04062 in the amount of \$81,951.28; and

WHEREAS, public bids are not required when the purchase is made under a state contract or co-op in accordance with N.J.S.A. 40A11-12; and

WHEREAS, Gentilini Motors, 2703 Fire Road, Egg Harbor Township NJ 08234 is an approved vendor under NJ State Contract T-2776; and

WHEREAS, this purchase will be a total of two police vehicles totaling \$81,951.28.

BE IT RESOLVED, by the Harding Township Committee of the Township of Harding in the County of Morris that the Municipal Clerk and the Township Administrator are hereby authorized and directed to approve and forward the required purchase order for the following vehicle:

Vendor	State Contract/ Cooperative #	Department	Quantity	Item	Price
Gentilini Motors	NJ State Contract T-2776	Police	2	SUV	\$81,951.28
TOTAL:					\$81,951.28

Mayor Jones asked the Municipal Clerk to call the roll. Mrs. Sharp called the roll as follows:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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 23-106 THROUGH RESOLUTION TC 23-116 (Minus TC 23-111) HAVE BEEN PLACED ON THE CONSENT AGENDA

CONSENT AGENDA VOTE:

Mayor Jones asked Township Committee Member Lacz to proceed with the Resolutions listed on the Consent agenda. Resolutions TC 23-106 through TC 23-116, minus TC 23-111.

Township Committee Member Laca made a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Township Committee minus TC 23-111 which was pulled for further discussion.

Seconded by Township Committee Member Platt.

Mayor Jones asked the Municipal Clerk for a Roll Call:

Mrs. Sharp called the roll as follows:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPOINTMENTS:

Resolution TC 23-106 – Resolution to Appoint Municipal Court Judge for Harding Township Shared Municipal Court

WHEREAS, the Township of Harding and Township of Long Hill have entered into a shared services agreement for a shared municipal court; and

WHEREAS, in accordance with paragraph 2 of the Shared Services Agreement for Shared Municipal Court, Long Hill Township has agreed to furnish its municipal court facilities and personnel, and Harding Township agreed that Long Hill Township's Municipal Court Judge, James Bride, shall serve as the Municipal Court Judge for Harding Township in the Shared Municipal Court; and

WHEREAS, the term of the Municipal Court Judge James Bride will end on May 5, 2023; and

WHEREAS, the Township Committee wishes to re-appoint James Bride as the Municipal Court Judge for Harding Township in the shared Municipal Court. To commence May 6, 2023, and end on May 5, 2026, and until a successor is appointed and qualified.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that in accordance with the terms and conditions of the Shared Services Agreement for Shared Municipal Court between Long Hill Township and Harding Township and pursuant to NJSA 2B:12-4, that it does hereby authorize the appointment of James Bride, as Municipal Court Judge for the Township of Harding for the Shared Municipal Court.

Resolution 23-107 – Resolution Appointing Keena-Lyn Simmons as Part-time Finance/Tax Assistant

WHEREAS, there exists a part-time vacancy in the position of Finance/Tax Assistant in the Finance office; and

WHEREAS, the Assistant Administrator Vincent DeNave has determined that Keena-Lyn Simmons is qualified for the position; and

WHEREAS, Mr. Falzarano, Township Administrator recommends Ms. Simmons be hired as part-time Finance/Tax Assistant for the Finance's Office at a rate of \$25.27, not to exceed a 28-hour work week. After thirty (30) days, the position of Human Resources Assistant will be added to Ms. Simmons' responsibilities at a total rate of \$30.00 per hour, not to exceed a 28-hour work week.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris, State of New Jersey that effective May 16, 2023, Keena-Lyn Simmons is hereby appointed as Finance/Tax Assistant for the Finance office at an hourly rate of \$25.27 not to exceed a 28-hour work week, with employment subject to terms and conditions set forth in the letter of employment and the Township of Harding Policies and Procedures Manual.

CONTRACTS:

Resolution TC 23-108 – Resolution Authorizing and Approving a Shared Services Agreement for Public Health Services Between the Township of Harding and the County of Morris, Department of Law & Public Safety, Division of Public Health

WHEREAS, the Board of Health has negotiated a shared services agreement with the County of Morris, Department of Law & Public Safety, effective January 1, 2024 through December 31, 2028, a copy of which is on file in the office of the Township Clerk, for the provision of certain health related services, including for the provision of a properly licensed Registered Environmental Health Specialist together with such other properly trained and experienced personnel as may be required, necessary or prudent, to carry out and discharge within the territorial jurisdiction of the Township, the public health services and activities in accordance with N.J.A.C. 8:52-1.1 et seq., Public Health Practice Standards of Performance for Local Boards of Health in New Jersey; and

WHEREAS, the Board of Health made a recommendation to the Township Committee at their April 13, 2023 meeting, approving and authorizing entering into the aforementioned shared services agreement for public health services, and specifically between the Township of Harding and the County of Morris; and

WHEREAS, the Township of Harding desires to contract with the County of Morris for the provision of said services set forth in the agreement Health Services for the period of January 1, 2024 to December 31, 2028; and

WHEREAS, the County of Morris has agreed to provide services to the Township of Harding at a rate of \$79,394.85 for 2024; \$80,982.75 for 2025; \$82,602.40 for 2026; 84,254.45 for 2027; and \$85,939.54 for 2028; and

WHEREAS, such agreements are authorized pursuant to the Uniform Shared Services Consolidation Act, N.J.S.A. 40A:65-1 et. seq.; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose in account number 01-2024-2330-0331-2- 00000 pending the adoption of the 2024, 2025, 2026, 2027, and 2028 municipal budgets; and

WHEREAS, this agreement is in the best interest of the Township of Harding.

BE IT RESOLVED, by the Township Committee of the Township of Harding, in the County of Morris and State of New Jersey that the Shared Services Agreement mentioned above is hereby authorized and accepted and the proper officials of the Township of Harding are authorized to execute said agreement; and

BE IT FURTHER RESOLVED, that the agreement shall take effect upon the execution of agreement by the parties in accordance with N.J.S.A. 40A:65-5(c), et seq; and

BE IT FURTHER RESOLVED, that a copy of this resolution and agreement shall be forwarded to the Director of the Division of Local Government Services as per NJSA 40A:65-4 (3)b.

Resolution TC 23-109 – Resolution to Authorize and Approve a Service Contract Between Animal Control Solutions LLC and the Township of Harding

WHEREAS, the Township of Harding has a need to award a contract for Animal Control Services commencing on January 1, 2024, and ending on December 31, 2026; and

WHEREAS, the Township is permitted to acquire such services through a “non-fair and open” process (as defined by N.J.S.A. 19:44A-20.4), meaning that the award is made by the Township Committee in its judgment of which provider will best serve the interests of the citizens of Harding, and not by a “fair and open” process (as defined by N.J.S.A. 19:44A-20.4) such as awarding to the lowest bidder; and

WHEREAS, the cost of this contract is not anticipated to exceed \$17,500.00, as certified in writing by the Township Purchasing Agent; and

WHEREAS, Animal Control Solutions, 2 Marshall Drive, Flemington, New Jersey 08822 has submitted a proposal to the Board of Health at their April 13, 2023 regular meeting; and

WHEREAS, the Board of Health accepted the proposal for a two year period, plus one, one-year extension at the following costs subject to the terms and conditions as set in the contract and Appendix A; and

WHEREAS, the annual contract amount is not to exceed \$10,800.00 in 2024, \$11,232.00 in 2025, and \$11,688.00 in 2026; and

WHEREAS, Animal Control Solutions, LLC has completed and submitted the required Business Entity Disclosure Certification; 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 and State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to enter into a contract with Animal Control Solutions, LLC, pursuant to the filed proposal; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that notice of this contract will be published as required by law within ten days of the passage of this Resolution.

FINANCE:

Resolution TC 23-110 – 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 23-112 - Resolution to Amend the Fees of the Township of Harding for 2023 in Accordance with §171-15 - §171-32 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 2023 as reflected on Appendix A attached hereto shall become effective on May 16, 2023; and

BE IT FURTHER RESOLVED, that said fees shall become effective as of May 16, 2023.

MISCELLANEOUS:

Resolution TC 23-113 – Resolution to Authorize Harding Township Police Half Marathon

WHEREAS, in October of 2022, the Harding Township PBA Local 340 conducted a half marathon within the Township of Harding; and

WHEREAS, at the Township Committee meeting held on April 17, 2023, the Harding Township Police Department presented holding the 2023 edition of the half marathon on October 21, 2023; and

WHEREAS, the Harding Township Committee wishes to approve of the Harding Township PBA Local 340's planned half marathon, subject to the certificate of insurance naming Harding Township as the beneficiary.

BE IT RESOLVED, by the Township Committee of the Township of Harding (the "Committee"):

1. The Committee hereby approves of the Harding Township PBA Local 340 half marathon scheduled for October 21, 2023, subject upon the condition that the Township is provided with a proof of insurance at least one (1) month prior to the event's scheduled date. Attached hereto as **Exhibit A** is the proposed race map. Attached as **Exhibit B** is the Incident Operation Plan.
-

Resolution TC 23-114 – Resolution to Authorize Payment to the New Jersey State Parole Board for Training Costs

WHEREAS, Harding Township appointed Officer Joseph Cinnante in June of 2022 to be an officer with the Harding Township Police Department; and

WHEREAS, Officer Cinnante was originally hired and trained, beginning in August of 2020, by the New Jersey State Parole Board; and

WHEREAS, pursuant to N.J.S.A. 52:17B-77.6, when a law enforcement agency hires a new officer within two (2) years of that officer's hiring by another law enforcement agency, the hiring law enforcement agency is responsible for one half of the costs associated with "examination, hiring, and training," the officer as defined by that statute with prior law enforcement agency; and

WHEREAS, the New Jersey State Parole Board has requested to be reimbursed for one half of the costs associated with the "examination, hiring, and training" for Officer; and

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

Purpose: The purpose of this ordinance is to authorize the reimbursement for the "examination, hiring, and training" to the New Jersey Parole Board regarding Officer Joseph Cinnante.

SECTION 1. Pursuant to N.J.S.A. 52:17B-77.6, the Township Committee hereby authorizes the payment in the amount of \$11,652.28, as outlined in the invoice dated May 26, 2022, and revised March 3, 2023, from the New Jersey State Parole Board (attached hereto as “**Exhibit A**”).

SECTION 2. This ordinance may be renumbered for the purposes of codification.

SECTION 3. This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Resolution TC 23-115 – Resolution Finding the Proposed Redevelopment Plans for the Hurstmont Estate Property, 679 Mt. Kemble Avenue (Block 27, Lot 2) to be Consistent with the Redevelopment Plan and the Redevelopment Agreement

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

WHEREAS, the Township Committee of the Township of Harding (the “**Township**”) in its capacity as the municipal governing body (the “**Governing Body**”) is responsible for implementing redevelopment plans and carrying out redevelopment projects pursuant to the Redevelopment Law; and

WHEREAS, on November 19, 2018, the Governing Body adopted Resolution TC 18-196 directing the Planning Board of the Township of Harding (the “**Planning Board**”) to undertake a preliminary investigation to determine, in part, whether the real property located at 679 Mt. Kemble Avenue and designated as Block 27, Lot 2 on the official tax maps of the Township, also known as the Hurstmont Estate (the “**Property**”), qualified as a “non-condemnation” area in need of redevelopment pursuant to the Redevelopment Law; and

WHEREAS, on February 25, 2019, following the preliminary investigation conducted by the Planning Board, including the public hearing, the Governing Body adopted Resolution TC 73-2019 designating the Property as a non-condemnation area in need of redevelopment in accordance with the Redevelopment Law; and

WHEREAS, on June 24, 2019, the Governing Body adopted Ordinance #12-2019 approving a redevelopment plan for the Property entitled the “*Glen Alpin/Hurstmont Redevelopment Plan*,” dated May 13, 2019 (the “**Initial Redevelopment Plan**”); and

WHEREAS, on September 30, 2019, the Governing Body adopted Ordinance #16-2019 to amend the Initial Redevelopment Plan (“**Amended Redevelopment Plan**”); and

WHEREAS, on September 30, 2019, the Governing Body determined that it was in the best interest of the Township to designate Redeveloper as the redeveloper of the Property and adopted Resolution TC 20-094 approving a redevelopment agreement and authorizing the Mayor to execute on behalf of the Township; and

WHEREAS, on May 11, 2020, the Township and the Redeveloper entered into a Redevelopment Agreement setting forth the rights and obligations of the Parties with respect to the development, financing, and construction of the Property (the “**Redevelopment Agreement**”); and

WHEREAS, the Redevelopment Agreement provided for the redevelopment of the Property in two separate phases, consisting of a total of 250 units, inclusive of market rate and affordable units, with (i) no more than 85 units designated as “Assisted Living Residences and/or units within a Dementia Care Home, no more than 125 apartment style Independent Living Units, on the northerly portion of the Property and , all as defined in the Redevelopment Plan, (the “**AL/IL Project Phase**”) and (ii) the southerly portion of the Property would be redeveloped with no more than 40 Townhouse, all as defined in the Amended Initial Redevelopment Plan the “**Townhouse Project Phase**, collectively with the AL/IL Project Phase the “**Project**”);

WHEREAS, pursuant to Section 5.2(b) of the Redevelopment Agreement, the Township and the Redeveloper entered into a Financial Agreement setting forth the rights and obligations of the Parties with respect to the taxation of the AL/IL Project Phase (the “**AL/IL Financial Agreement**”) pursuant to the Long Term Tax Exemption Law, *N.J.S.A. 40A:20-1, et seq.*; and

WHEREAS, pursuant to Section 5.2(c) of the Redevelopment Agreement, the Township and the Redeveloper entered into a Financial Agreement setting forth the rights and obligations of the Parties with respect to the taxation of the Townhouse Project Phase (the “**TH Financial Agreement**”) pursuant to the Five Year Exemption and Abatement Law, *N.J.S.A. 40A:21-1, et seq.*; and

WHEREAS, on February 14, 2023, the Governing Body adopted Ordinance #01-2023, to amend the Amended Redevelopment Plan with a redevelopment plan, dated January 13, 2023, entitled “*Glen Alpin/Hurstmont Redevelopment Plan,*” (as may be further amended and supplemented, the “**Redevelopment Plan**”) to, among other things, plan for and promote the redevelopment of the Property as envisioned by the Parties; and

WHEREAS, the Redevelopment Plan provides that prior to the submission of a formal application to the Planning Board for site plan and subdivision approval (including any subsequent and future plan amendments) (the “**Land Use Approvals**”), the Redeveloper shall submit detailed plans of the proposed redevelopment (the “**Proposed Development Plan**”) project to the Governing Body (or upon Governing Body approval, its professionals) for its review; and

WHEREAS, the Governing Body, acting as the Redevelopment Entity, shall review the Proposed Development Plan to determine whether the project is consistent with the Redevelopment Plan and the Redevelopment Agreement, and, if consistent, shall issue a report to the Planning Board providing the consistency evaluation and any recommendations and comments relating to its review; and

WHEREAS, Section 4.7 of the Redevelopment Agreement requires Redeveloper obtain confirmation from the Governing Body that the Proposed Development Plan is consistent with the Redevelopment Plan; and

WHEREAS, the Redeveloper submitted to the Township the following materials in connection with a request for consistency determination pursuant to the Redevelopment Plan and the Redevelopment Agreement (collectively, the “**Consistency Review Application**”): Preliminary and Final Major Site Plans prepared by Gladstone Design, Inc., dated May 5, 2023; Architectural Plans for the Cottage Models and Carriage Models prepared by Luce Architects, dated May 5, 2023; Architectural Plans for the Multi-family Independent Living, and Assisted Living, Memory Care Building, prepared by Meyer Architect + Interior, dated May 5, 2023; Landscape and Lighting Plans prepared by Bosenberg Landscape Architecture, dated May 5, 2023; Traffic Report, prepared by Dolan & Dean, dated May 5, 2023; Stormwater Management Report, prepared by Gladstone Design, Inc., dated May 5, 2023; Environmental Impact Statement, prepared by EcolSciences, dated May 5, 2023; Executive Summary of the Traffic Report, prepared by Dolan & Dean, dated May 5, 2023; Executive Summary of the Stormwater Management Report, prepared by Gladstone Design, Inc., dated May 5, 2023; and Executive Summary of the Environmental Impact Statement, prepared by EcolSciences, dated May 5, 2023; and

WHEREAS, on May 11, 2023, the Township Planner, M. McKinley Mertz, PP, AICP, LEED Green Associate, of Heyer, Gruel & Associates, issued a report detailing her review for consistency of the Consistency Review Application with the Redevelopment Plan and Redevelopment Agreement (the “**Township Professional’s Review Report**”); and

WHEREAS, the Township and Redeveloper have negotiated amendments to the Redevelopment Agreement (the “**Amended Redevelopment Agreement**”), the AL/IL Financial Agreement (the “**Amended AL/IL Financial Agreement**”), and the TH Financial Agreement (the “**Amended TH Financial Agreement**”) to incorporate, in-part, the Redevelopment Plan; and

WHEREAS, the Governing Body’s review and approval of the Proposed Development Plan is conditioned upon, and subject to, the Redeveloper executing the Amended Redevelopment Agreement, the Amended AL/IL Financial Agreement, and the Amended TH Financial Agreement prior to the conclusion of Redeveloper’s hearing before the Planning Board for the Land Use Approvals; and

WHEREAS, the Governing Body, having reviewed the Township Professional’s Review Report and the Consistency Review Application, finds that the Proposed Development Plan, subject to the conditions listed herein and within the Township Professional’s Review Report, is consistent with the Redevelopment Plan and Redevelopment Agreement.

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

1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.
2. The Township Committee hereby finds and determines that the Proposed Development Plan, as submitted by Redeveloper in the Consistency Review Application, is consistent with the Redevelopment Plan and Redevelopment Agreement, and hereby authorizes, subject to the conditions listed herein and within the Township Professional’s Review Report, the Redeveloper to file an application with the Planning Board for the Land Use Approvals.

3. The Township Professional's Review Report, a copy of which is attached hereto as Exhibit A, is hereby incorporated herein by reference.

4. A copy of this Resolution shall be provided to the secretary of the Planning Board.

Resolution TC 23-116 – Resolution Approving an Amendment to the Redevelopment Agreement, Dated May 11, 202, with Hurstmont Estate Acquisition LLC for the Hurstmont Property Pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.)

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

WHEREAS, the Township Committee of the Township of Harding (the "**Township**") in its capacity as the municipal governing body (the "**Governing Body**") is responsible for implementing redevelopment plans and carrying out redevelopment projects pursuant to the Redevelopment Law; and

WHEREAS, on November 19, 2018, the Governing Body adopted Resolution TC 18-196 directing the Planning Board of the Township of Harding (hereinafter the "**Planning Board**") to undertake a preliminary investigation to determine, in part, whether the real property located at 679 Mt. Kemble Avenue and designated as Block 27, Lot 2 on the official tax maps of the Township, also known as the Hurstmont Estate (the "**Property**"), qualified as a "non-condemnation" area in need of redevelopment pursuant to the Redevelopment Law; and

WHEREAS, on February 25, 2019, following the preliminary investigation conducted by the Planning Board, including the public hearing, the Governing Body adopted Resolution TC 73-2019 designating the Property as a non-condemnation area in need of redevelopment in accordance with the Redevelopment Law; and

WHEREAS, on June 24, 2019, the Governing Body adopted Ordinance #12-2019 approving a redevelopment plan for the Property entitled the "*Glen Alpin/Hurstmont Redevelopment Plan*," dated May 13, 2019 (the "**Initial Redevelopment Plan**"); and

WHEREAS, on September 30, 2019, the Governing Body adopted Ordinance #16-2019 to amend the Initial Redevelopment Plan ("**Amended Redevelopment Plan**"); and

WHEREAS, on September 30, 2019, the Governing Body determined that it was in the best interest of the Township to designate Redeveloper as the redeveloper of the Property and adopted Resolution TC 20-094 approving a redevelopment agreement and authorizing the Mayor to execute on behalf of the Township; and

WHEREAS, on May 11, 2020, the Township and the Redeveloper entered into a Redevelopment Agreement setting forth the rights and obligations of the Parties with respect to the development, financing, and construction of the Property (the "**Redevelopment Agreement**"); and

WHEREAS, pursuant to the Redevelopment Agreement, the Redeveloper agreed to redevelop the Property in two separate phases, consisting of the following: (i) the northerly portion of the Property would be redeveloped with no more than 125 Apartment Style Independent Living Units and no more than 85 units designated as Assisted Living Residences and/or units located within the

Dementia Care Home, all as defined in the Redevelopment Plan, (the "**AL/IL Project Phase**") and (ii) the southernly portion of the Property would be redeveloped with no more than 40 Townhouses, all as defined in the Amended Initial Redevelopment Plan (the "**Townhome Project Phase**". The Townhome Project Phase with the AL/IL Project Phase is collectively referred to as the "**Project**"); and

WHEREAS, the AL/IL Project Phase will include 40 Affordable Housing Units to be located within the Independent Living Units, Assisted Living Units and Dementia Care Home; and

WHEREAS, on February 14, 2023, the Governing Body adopted Ordinance #01-2023, to amend the Amended Redevelopment Plan with a redevelopment plan, dated January 13, 2023, entitled "*Glen Alpin/Hurstmont Redevelopment Plan*," (as may be further amended and supplemented, the "**Redevelopment Plan**") to, among other things, plan for and promote the redevelopment of the Property as envisioned by the Parties; and

WHEREAS, the Parties desire to enter into an Amended Redevelopment Agreement to set forth the rights and obligations of the Parties with respect to the redevelopment of the Property.

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

1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.
2. The Amended Redevelopment Agreement is hereby approved, and the Mayor is hereby authorized to sign the Amended Redevelopment Agreement and take such other actions as are necessary to implement the Amended Redevelopment Agreement.

ORDINANCES FOR FIRST READING

Mayor Jones asked Township Committee Member Chipperson to re-introduce Ordinance #06-2023.

Township Committee Member Chipperson re-introduced Ordinance #06-2023 by title as follows:

HARDING TOWNSHIP

ORDINANCE #06-2023

**“ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF
NEW JERSEY, REVISING CONSTRUCTION FEES, CHAPTER 171, SECTION 4
THROUGH CHAPTER 171, SECTION 6”**

Township Committee Member Yates asked why the Ordinance was being reintroduced.

Mrs. Sharp explained that Mr. Fornaciari received comments from the Construction Board and reviewed the ordinance to ensure their comments were included. Two items were not included and Mr. Edwards, Township Attorney recommended reintroducing the ordinance.

Mr. Falzarano, Township Administrator, explained that this ordinance adds a requirement for record clearance certificates, so the new homeowner does not inherit zoning, health, and construction violations that are found. This ordinance also puts in a DCA requirement which makes it consistent with the DCA regulations. Mr. Falzarano mentioned this ordinance separates commercial from residential, which right now the current ordinance does not. The ordinance adds a realistic fee for large commercial buildings that is not currently in our ordinance. An example would be the Hurstmont facility. The Township has not had something this large in Harding and that is why the fee schedule never addressed this. The Township is looking at this now. These are some of the quick oversight of what has changed in this ordinance.

purpose of the reintroduction of the Ordinance and moved for introduction on first reading.

Township Committee Member Chipperson reads:

WHEREAS, the above ordinance was re-introduced and read by title at this Township Committee meeting held on May 15, 2023.

BE IT RESOLVED, that at the Township Committee meeting to be held on June 12, 2023, at 7:00 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 Chipperson offered Ordinance #06-2023 and moved its introduction, seconded by Township Committee Member Lacz.

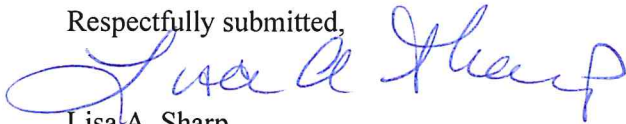
Mayor Jones asked the Municipal Clerk for a Roll Call: Mrs. Sharp called the roll as follows:

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADJOURNMENT – Mr. Jones

With no further comments, Mayor Jones asked for a motion to adjourn the meeting. Upon a motion made by Township Committee Member Lacz, seconded by Township Committee Member Chipperson and with a roll call vote of all ayes, none opposed, the meeting was adjourned at 7:51 pm.

Respectfully submitted,

 Lisa A. Sharp
 Municipal Clerk



TOWNSHIP OF HARDING
Morris County, New Jersey
Blue Mill Road, Box 666
New Vernon, New Jersey 07976
973-267-8000

May 11, 2023

At a minimum, local municipalities will have their annual budget reviewed by the State every three years. In 2023, Harding Township is under State review of their annual budget.

As a result of the review, the State found the following two amendments required to adopt Harding Township's 2023 budget:

1. \$10,606.00 held in reserve from the Garden State Trust Fund must be anticipated as revenue. The Garden State Trust is a form of state aid received annually by the Township.
2. \$196,776.89 received from the American Rescue Plan as a "Loss of Revenue" must be anticipated as revenue as opposed to recorded as "Miscellaneous Revenue Not Anticipated:

To offset these adjustments, surplus anticipated will be decreased by the sum of the required additional anticipated revenue. As the amended anticipated revenues do not have offsetting appropriations, these amendments and reduction in anticipated surplus will result in no change to the amount to be raised by taxation as stated in the introduced budget.

2022 year end surplus balance prior to the American Rescue plan adjustment was \$3,836,377.47. After the adjustment, 2022 year end surplus balance will be \$3,639,600.58. Garden State Trust adjustment has no impact on surplus.

These amendments will be authorized by resolution at the May 15, 2023 Township Committee meeting. As confirmed during the State review process, the 2023 budget does not need to be reintroduced or readvertised.

Andrew Fiore
Assistant Finance Officer / QPA
Township of Harding
afiore@hardingnj.org
(973) 267-8000 Ext. 725