

**TOWNSHIP COMMITTEE
REGULAR SESSION AGENDA
February 12, 2014, 2014
Executive CLOSED Session 6:30 PM, OPEN Session 7:30 PM**

STATEMENT OF ADEQUATE NOTICE

“In compliance with the Open Public Meetings Law of New Jersey, adequate notice of this meeting was electronically sent to the Courier News and posted in the January 9, 2014 edition. Electronic notice was also sent to the Echoes Sentinel and posted in the January 16, 2014 edition, and posted on the bulletin board in the Municipal Building on January 7, 2014 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.”

EXECUTIVE SESSION

MOVED by: _____ by the Township Committee of Long Hill Township, that Resolution #14-074 is hereby approved for Executive Session. **Seconded by:**

ROLL CALL VOTE:

**RESOLUTION 14-074
EXECUTIVE SESSION**

BE IT RESOLVED, pursuant to the Open Public Meetings Act, that the Township Committee of Long Hill Township meet in closed session to discuss the following matters:

Attorney Client:

- Planning Board - 9 vs. 7

Personnel:

- CFO candidate update
- Millington Fire Dept.

Contract Negotiations:

- PBA

Property Acquisition:

- Kurz Property update
- Eberle property
- Central School

BE IT FURTHER RESOLVED that minutes of this executive session meeting will be released to the public in a timely fashion pursuant to the Open Public Records Act and other applicable laws and regulations.

OPEN PUBLIC MEETING:

PLEDGE OF ALLEGIANCE

ROLL CALL: Clerk will call the Roll

Committee Appointments:

- Don Farnell, LLA, PP, ASLA to the Open Space Advisory Committee
- Laura Wood –Recreation Representative to the Open Space Advisory Committee

COMMITTEE LIAISON REPORTS:

DISCUSSION / ACTION ITEMS:

- Sandwich Board Ordinance – Comm. Meringolo
- Budget Update – Mr. Henry

CONSENT AGENDA RESOLUTIONS:

The following items are considered to be routine by the Township Committee and will be acted upon in one motion. There will be no separate discussion of these items unless a Committee member so requests. In this event, the item will be removed from the Consent Agenda and considered in the normal sequence of the Agenda.

MOVED by: _____ by the Township Committee of Long Hill Township, that Resolution #14-059, 14-075 through #14-080 are hereby approved.

SECOND by: _____. **ROLL CALL VOTE:**

**RESOLUTION 14-059
AWARD OF A NON-FAIR AND OPEN CONTRACT FOR ENGINEERING SERVICES –
FERRIERO ENGINEERING, INC.**

WHEREAS, the Township of Long Hill requires professional engineering services which shall include but not limited to design of projects, reviewing plans, planning capital projects, attendance at meetings and providing advice as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Paul Ferriero of Ferriero Engineering, Inc. was first appointed Township Engineer on March 9, 2009;

WHEREAS, the Township Administrator serving as the Purchasing Agent has determined and certified in writing that the value of the amount of the contract will exceed (\$17,500) seventeen thousand five hundred dollars; and

WHEREAS, the anticipated term of this contract is (1) one year; and

WHEREAS, the Engineering Firm of Ferriero Engineering, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that the Engineering Firm of Ferriero Engineering, Inc. has not made any reportable contributions to a political or candidate committee in the Township of Long Hill in the previous one year, and that the contract will prohibit the Engineering Firm of Ferriero Engineering, Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, in addition, this contract is for professional services and may be awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township Chief Financial Officer in accordance with N.J.A.C. 5:34-5.1 has certified in writing to the Township Committee the availability of adequate funds to pay the maximum amount of the contract;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey as follows:

1. A professional services contract with Ferriero Engineering, Inc. 180 Main Street, Chester, New Jersey, 07930 is hereby authorized
2. The Mayor and Clerk are authorized to sign a professional service contract with Ferriero Engineering, Inc., in accordance with the following terms and conditions:
 - A. Term: A period of not to exceed 12 months
 - B. Rate: \$125 per hour – Principal [as per proposal dated January 1, 2013].
 - C. Services: The firm shall provide professional engineering services
3. The Township Clerk in accordance with the provisions of N.J.S.A. 40A:11-5(1)(a)(i), is directed to publish a notice once in the Echoes Sentinel stating the nature, duration, service and amount of this contract.
4. The Township Clerk shall make copies of this resolution available for public inspection at the Municipal Building, 915 Valley Road, Gillette, New Jersey during regular business hours.
5. This contract shall be charged to 4-01-20-165-165-277. The certification of available funds by the Township Chief Financial Officer shall be attached to the original resolution and shall be maintained in the files of the Township Clerk.
6. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this Resolution

**RESOLUTION 14-075
APPROVING PAYMENT OF BILLS**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve the payment of the bills as presented by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the bills list be appended to the official minutes.

**RESOLUTION 14-076
APPROVAL TO SUBMIT A FLAP (FEDERAL LAND ACCESS PROGRAM) GRANT
APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE FHWA (FEDERAL
HIGHWAY ADMINISTRATION)- EFLHD (EASTERN FEDERAL LANDS HIGHWAY
DIVISION) FOR WHITE BRIDGE ROAD IMPROVEMENTS TO ALLOW MORE
ACCESS TO THE FEDERALLY OWNED GREAT SWAMP NATIONAL WILDLIFE
REFUGE**

NOW THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, hereby formally approves the grant application for the White Bridges Road – Great Swamp Access Improvements Project recommended by the Township Engineer;

BE IT FURTHER RESOLVED that the Township Engineer is hereby authorized to submit an electronic grant application to the Eastern Federal Lands Planning Division on behalf of the Township of Long Hill.

BE IT FURTHER RESOLVED, that the Mayor, Township Committee and Clerk are hereby authorized to sign the grant agreement on behalf of Long Hill Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approved the execution of the grant agreement.

**RESOLUTION 14-077
AWARDING PROFESSIONAL ENGINEERING SERVICES
DEWBERRY ENGINEERING, INC.**

WHEREAS, the Township of Long Hill requires professional engineering consulting services for the Skyline Wastewater Pump Station vibration solution; and

WHEREAS, the Township Administrator solicited and received a proposal from Dewberry Engineering, Inc., 629 Parsippany Road, Suite 301, Parsippany, New Jersey dated December 16, 2013; and

WHEREAS, the Township Administrator recommends to the Township Committee to award the contract in the estimated amount (\$16,960.00) Sixteen Thousand Nine Hundred and Sixty Dollars; and

WHEREAS, a contract for professional services may be awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Township Chief Financial Officer in accordance with N.J.A.C. 5:34-5.1 has certified in writing to the Township Committee the availability of adequate funds to pay the maximum amount of the contract;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey as follows:

1. A professional services contract with Dewberry Engineering, Inc., 629 Parsippany Road, Suite 301, Parsippany, New Jersey is hereby authorized to perform professional services listed in the proposal dated December 16, 2013.
2. The Mayor and Clerk are authorized to sign a professional service contract with Dewberry Engineering, Inc., in accordance with the following terms and conditions:
 - A. Term: A period of not to exceed the length of the time to complete the services within the proposal
 - B. Rate: Not to exceed \$16,960.00
 - C. Services: The firm shall provide professional engineering services as per the proposal dated December 16, 2013.
3. The Township Clerk shall make copies of this resolution available for public inspection at the Municipal Building, 915 Valley Road, Gillette, New Jersey during regular business hours.
4. This contract shall be charged to C-04-55-247-000-A. The certification of available funds by the Township Chief Financial Officer shall be attached to the original resolution and shall be maintained in the files of the Township Clerk.

**RESOLUTION 14-078
AWARDING CONTRACT FOR OLD TOWN HALL/MILLINGTON SCHOOLHOUSE
INTERIOR REHABILITATION**

WHEREAS, bids were received for Interior Rehabilitation of the Millington School House/Old Town Hall project on January 9, 2014; and

WHEREAS, a total of 10 bids were received; and

WHEREAS, the apparent low bidder, Javier Construction Corporation did not name its subcontractors as required by N.J.S.A. 40A:11-16, which means that its bid had to be rejected because this is a mandatory requirement under the Local Public Contracts Law at N.J.S.A. 40A:11-23.2; and

WHEREAS, *Javier Construction Corporation* has subsequently withdrawn its defective bid; and

WHEREAS, the next low bidder was MBT Contracting Corp., located at 63 Beaver Brook Road, Suite 104C, Lincoln Park, New Jersey for a total bid of \$432,500.00; and

WHEREAS, the Township’s architect; Clarke Caton Hintz has recommended awarding the contract to MBT Contracting Corp.; and

WHEREAS, a certification of availability of adequate funds has been filed by the Chief Financial Officer, in accordance with the requirements of N.J.S.C. 5:30-14.5;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. The contract for Interior Rehabilitation of the Millington School House/Old Town Hall is hereby awarded to MBT Contracting Corp., in accordance with its bid dated January 9, 2014, for a lump sum total of \$ 432,500.00.
2. The Mayor and Clerk are hereby authorized to execute a contract with MBT Contracting Corp. upon receipt from Clarke Caton Hintz of all other documentation required pursuant to the bid specifications and the Local Public Contracts Law.
3. This contract shall be charged to budget line item 4-01-55-001-001-247.
 . The certification of available funds by the Township Chief Financial Officer shall be attached to the original of this resolution and shall be maintained in the files of the Township Clerk.

**RESOLUTION #14-079
APPOINTING TOWNSHIP PLANNER**

WHEREAS, the Township of Long Hill has a need to acquire services of a professional planner via a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A - 20.5; and

WHEREAS, a contract for professional services may be awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(I); and

WHEREAS, the contractor has completed and submitted a Business Entity Disclosure Certification which certifies that the business entity has not made any reportable contributions to a political or candidate committee in the Township in the previous one year that would render it ineligible under the terms of N.J.S.A. 19:44A - 20.5 or subsection 2-23.1 of the Township Code; and

WHEREAS, the Township Chief Financial Officer in accordance with N.J.A.C. 5:34-5.1 has certified in writing to the Township Committee the availability of adequate funds to pay the maximum amount of this contract;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. The Mayor and Clerk are authorized to sign a professional services agreement with Shamrock Enterprises, Ltd., for Kevin O'Brien, P.P., to provide professional planning services to the Township, subject to the following terms and conditions:

- A. Term: February 13, 2014 to March 26, 2014
- B. Compensation: Same hourly rate as 2013
- C. Miscellaneous: The contractor shall provide professional planning services as requested by the Township Administrator

2. The Township Clerk in accordance with the provisions of N.J.S.A. 40A:11-5(1)(a)(l), is directed to publish a notice once in the Echoes-Sentinel stating the nature, duration, service and amount of this contract.

3. The Township Clerk shall make copies of this resolution available for public inspection at the Township Hall, 915 Valley Road, Gillette, New Jersey, during regular business hours.

4. This contract shall be charged to budget line item 4-01-20-155-155-201 . The certification of available funds by the Township Chief Financial Officer shall be attached to the original of this resolution and shall be maintained in the files of the Township Clerk.

**RESOLUTION 14-080
APPROVAL AND RELEASE OF REGULAR SESSION MINUTES**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve and release the Township Committee Minutes of the January 15, 2014 and January 29, 2014 Township Committee meetings.

BE IT FURTHER RESOLVED that the Township Committee hereby approves the January 15, 2014 and January 29, 2014 Executive Session Meeting Minutes as redacted by the Township Attorney.

OLD BUSINESS:

NEW BUSINESS:

Announcements/Correspondence:

MEETING OPEN TO THE PUBLIC:

Remarks and Statements Pertaining to Any Matter

ADJOURNMENT

DRAFT