

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON JANUARY 24, 2024

The meeting was called to order by Deputy Mayor Kaminski at approximately 7:00 P.M. with the opening statement that the meeting had been duly advertised and met all the requirements of the Sunshine Law. Also present were: Councilman Kula, Councilman Miller, Councilman Verrilli, Manager Carrine Piccolo-Kaufer, Clerk Jane Bakalarczyk, Township Attorney Fred Semrau and Township Attorney Robert Rossmeissl of Dorsey & Semrau. Mayor Cicerale was present via Zoom.

SALUTE THE FLAG

SWEARING IN CEREMONY – FIRE DEPARTMENT – OATH OF OFFICE FOR 2024 OFFICERS

SERVICE AWARDS PRESENTATION

CONSENT AGENDA: ALL MATTERS LISTED BELOW ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.

Monthly Reports:

1. Municipal Clerk Report – December 2023
2. Tax Collector Report – December 2023
3. Construction Certificate Activity Report – December 2023
4. Construction Permit Activity Report – Hardyston – December 2023
5. Construction Permit Activity Report – Hamburg – December 2023
6. Construction Permit Activity Report – Franklin – December 2023
7. Construction Permit Activity Report – Newton – December 2023
8. Construction Permit Activity Report – Sussex – December 2023
9. Construction Permit Activity Report – Wantage – December 2023
10. Municipal Court Report – December 2023
11. Police Department Report – December 2023
12. Land Use Report – December 2023
13. Department of Public Works Report - December 2023
14. Sussex County Health Department Report – November 2023
15. Sussex County Health Department Report – December 2023

Agreements/Applications/Licenses:

1. Raffle – K of C Council #12649 St. John Vianney
2. Bingo – K of C Council #12649 St. John Vianney
3. Raffles – Wallkill Valley Rotary Club
4. Trailer Court License Renewal – Stanley Tabaka, Jr.
5. Trailer Court License Renewal – Russell & Eileen Post
6. WTH Technology, Inc. – Think GIS Client Support Agreement – Police Dept.
7. R & R Radar, Inc. – Traffic Radar Maintenance Agreement - Police Department
8. Porter Lee Corp. – Crime Fighter BEAST Evidence Software – Police Dept.
9. BIS Digital – Liberty Digital Interview Recording System – Police Dept.

A motion was made by Kula to approve the consent agenda as presented, seconded by Miller. All in favor. Motion carried.

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MANAGERS REPORT:

Township Manager reported and gave the Council updates on the following:

- Grant Writer –RFP
- 2024 Budget
- Landfill
- IT – RFP
- DPW Storm Operations

ORDINANCES

1ST READING:

2024-01

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
HARDYSTON, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING
THE SALE OF A PORTION OF BLOCK 63, LOT 1.01 CONSISTING OF .657 ACRES
FROM THE TOWNSHIP OF HARDYSTON TO THE STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION**

WHEREAS, the Township of Hardyston is the owner of property known as 3490 NJ 94, Block 63, Lot 1.01 on the Tax Map of the Township of Hardyston; and

WHEREAS, the Mayor and Township Council do hereby determine that said property is no longer needed for public use and should be sold in accordance with the appropriate statutes of the State of New Jersey, specifically, N.J.S.A. §40A:12-13(b)(1); and

WHEREAS, the Township has been approached by the State of New Jersey Department of Transportation to purchase a portion of said property for its Route 23 and Route 94 Rockfall Mitigation Project; and

WHEREAS, the Mayor and Township Council desire to sell a portion of said property as depicted on the attached description to the State of New Jersey Department of Transportation for the total sum of \$5,000; and

WHEREAS, the Township makes no representations as to the title or any other aspects of the property being sold, including utility, sewer or rights of property owners' associations.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Township Council of the Township of Hardyston, in the County of Sussex and State of New Jersey as follows:

SECTION 1. The Township of Hardyston hereby authorizes the sale of a portion of the property known as 3490 NJ 94, Block 63, Lot 1.01, as depicted on the attached description, to the State of New Jersey Department of Transportation for its Route 23 and Route 94 Rockfall Mitigation Project for the total sum of \$5,000.

SECTION 2. The acceptance of a deed by the State of New Jersey Department of Transportation from the Township shall extinguish any claims the State of New Jersey Department of Transportation may against the Township in connection with the quality of the title conveyed or the rights and claims of others to the property that a title search may reveal or any environmental conditions.

SECTION 3. The Mayor, Township Manager, Township Clerk and Township Attorney, and all other proper officers and employees of the Township are hereby

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authorized and directed to take any and all steps necessary to effectuate the purposes of this Ordinance.

SECTION 4. This Ordinance may be renumbered for purposes of codification.

SECTION 5. All ordinances of the Township of Hardyston that are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

A motion was made by Kula to approve Ordinance 2024-01 on first reading, seconded by Miller. All in favor. Motion carried.

2024-02

**AN ORDINANCE OF THE TOWNSHIP OF HARDYSTON, COUNTY OF
SUSSEX AND STATE OF NEW JERSEY TO AMEND CHAPTER 88-4,
ENTITLED "FEES PAYABLE TO POLICE DEPARTMENT"**

WHEREAS, the Township recognizes the need to amend the various fees payable to the Police Department as set forth in Section 88-4.

BE IT ORDAINED, by the Township of Hardyston, in the County of Sussex, and State of New Jersey, as follows:

SECTION 1.

Chapter 88-4 is hereby amended and supplemented as follows:

§ 88-4. Fees payable to Police Department.

A. Pistol permit: \$25 or as established by the NJ State Police.

B. Firearms I.D.: \$50 or as established by the NJ State Police.

C. Police reports: See § 88-8, Miscellaneous fees.

D. Uniform police employment application/test fee: \$60.

E. Charges for police services (§ 41-14).

(1) Escrow accounts.

(a) Any person or entity requesting the services of an off-duty law enforcement officer in the Hardyston Police Department shall estimate the number of hours such law enforcement services are required, which estimate shall be approved, in writing, by the Chief of Police, and shall establish an escrow account with the Treasurer of the Township of Hardyston by depositing an amount sufficient to cover the rates of compensation and administrative fees set forth in § 88-4E(2) for the total estimated hours of service.

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(b) Prior to assigning any off-duty law enforcement officers, the Chief of Police or his designee shall verify that the balance in the escrow account of the person or entity requesting services is sufficient to cover the compensation and fees for the number of hours specified in the request for services. The Chief of Police shall not assign a request for services from any person or entity unless all fees and compensation required in the manner described above have been deposited with the Township Treasurer. No officer shall provide any such service for more hours than are specified in the request for services.

(c) In the event the funds in such escrow account should become depleted, services of off-duty law enforcement officers shall cease and requests for further of future services shall not be performed or assigned until additional funds have been deposited in the escrow account in the manner prescribed above.

(d) The person or entity requesting such services shall be responsible for ensuring that sufficient funds remain in the escrow account in order to avoid any interruption of services.

(e) The person or entity requesting such services shall be responsible to notify the Township of Hardyston Police Department Dispatch Center in the event of a cancellation of such police officer services. Notification shall be made to the Dispatch Center no later than 2 hours prior to the scheduled start time. In the event there is either no cancellation notification provided to the Dispatch Center or the notification is untimely provided, the person or entity requesting such services shall remain responsible to the Township for the payment for the scheduled officer(s) of four hours of overtime pay. Such payment shall not include the Township of Hardyston, NJ administrative fee and vehicle fee set forth under Subsection E(2)(b) and (c).

(2) Rates of compensation; administrative fee; payment for services.

(a) Rates of compensation for contracting the services of a Township police officer or special officer assigned to a quasi-public duty shall be the overtime rate normally received by the Captain of the Hardyston Township Police Department as well as all statutory payroll expenses incurred by the Township of Hardyston. The minimum charge shall be for four (4) hours of pay, and all work shall be billed at a minimum of four (4) hours and in two (2) hour increments thereafter. However, should the officer who is providing such services be paid at a rate lower than the overtime rate normally received by the Captain of the Hardyston Township Police Department, the customer requesting such services shall be refunded the escrow balance remaining at the end of the project.

(b) In addition to the rates set forth under Subsection E(2)(a) above, an additional fee of 10% of the rate of compensation is hereby established to cover administrative costs, overhead and out-of-pocket expenses of the Township of Hardyston.

(c) Payment for a patrol vehicle will be \$75 per eight-hour shift or any part thereof and \$10 for each hour thereafter.

F. Registration of alarm system: \$25 (§ 53-4C).

SECTION 2. This Ordinance may be renumbered for codification purposes.

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SECTION 3. All Ordinances of the Township of Hardyston which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5. This Ordinance shall take effect immediately following adoption and publication as required by law.

A motion was made by Miller to approve Ordinance 2024-02 on first reading, seconded by Kula. All in favor. Motion carried.

ORDINANCES

2nd READING: None

OLD BUSINESS: None

NEW BUSINESS:

- A. Presentation – Fire Department Radio Upgrade Project

Members of the Hardyston Township Volunteer Fire Department Bob Cook, Joe Ionta, Ed Zinck and Rob Washer gave a presentation regarding their radio/siren upgrade project.

- B. Tax Collector Resolutions

1. Resolution #11-24 – Tax Lien Redemption – Block 67.03, Lot 1.06 – 11 Cliffside Ct

RESOLUTION #11-24

WHEREAS, at the Municipal Tax Sale held on October 11, 2023, a lien was sold on Block 67.03 Lot 1.06, also known as 11 Cliffside Ct. for 2022 delinquent water/sewer charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #2023-011, was sold to Bala Partners LLC, for a 0% redemption fee and \$900.00 premium,

WHEREAS, Corelogic, on behalf of the owner, has effected redemption for Certificate #2023-011 in the amount of \$1,436.03.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Hardyston that the Treasurer be authorized to issue a check in the amount of \$1,436.03 payable to Bala Partners LLC, for the redemption of Tax Sale Certificate #2023-011.

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$900.00 (Premium) to the aforementioned lien holder.

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A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor. Motion carried.

2. Resolution #12-24 – Tax Lien Redemption – Block 16, Lot 1.09, C3307 – 3 Wild Turkey Way

RESOLUTION #12-24

WHEREAS, at the Municipal Tax Sale held on October 11, 2023, a lien was sold on Block 16 Lot 1.09, C3307 also known as 3 Wild Turkey Way Unit 3307 for 2022 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate #2023-003, was sold to Christiana T C/F CE1/Firsttrust, for a 0% redemption fee and \$18,700.00 premium,

WHEREAS, Nicholas Nicosia, Esq., on behalf of the owner, has effected redemption for Certificate #2023-003 in the amount of \$16,196.68.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Hardyston that the Treasurer be authorized to issue a check in the amount of \$16,196.68 payable to Christiana T C/F CE1/Firsttrust, for the redemption of Tax Sale Certificate #2023-003.

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$18,700.00 (Premium) to the aforementioned lien holder.

A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor. Motion carried.

- C. Resolution #13-24 – Governor’s Council on Alcoholism and Drug Abuse FY 2025 Municipal Alliance Grant

RESOLUTION #13-24

**Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle FY2025**

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township Council of the Township of Hardyston, County of Sussex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Sussex;

NOW, THEREFORE, BE IT RESOLVED by the Township of Hardyston, County of Sussex, State of New Jersey hereby recognizes the following:

1. The Township Council does hereby authorize submission of a strategic plan for the Wallkill Valley Municipal Alliance grant for fiscal year 2025 in the amount of:

GCADA GRANT FUND	\$ 5,358.00
Cash Match	\$ 1,339.50
In-Kind	\$ 4,018.50

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2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor. Motion carried.

- D. Resolution #14-24 – Commodity Resale Agreement (Gasoline & Diesel Fuel)
Sussex County Regional Cooperative

RESOLUTION #14-24

RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING AGREEMENT

BE IT RESOLVED by the Township Council of the Township of Hardyston that the execution of the following agreement is hereby authorized:

1. Commodity Resale Agreement (Gasoline & Diesel Fuel) – Sussex County Regional Cooperative

A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor. Motion carried.

- E. Resolution #15-24 – Shared Service Agreement – Municipal Court – Franklin Borough

RESOLUTION #15-24

RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING AGREEMENT

BE IT RESOLVED by the Township Council of the Township of Hardyston that the execution of the following agreement is hereby authorized:

1. Shared Service Agreement – Municipal Court – Franklin Borough

A motion was made by Miller to approve the resolution as presented, seconded by Verrilli. All in favor. Motion carried.

- F. Resolution #16-24 – Shared Service Agreements – Secretarial/Billing & Administration Services and Maintenance & Service – HTMUA

RESOLUTION #16-24

**RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING
SHARED SERVICE AGREEMENT**

BE IT RESOLVED by the Township Council of the Township of Hardyston that the execution of the following agreement is hereby authorized:

1. Secretarial/Billing & Administration Services – HTMUA
2. Maintenance & Service – HTMUA

A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor. Motion carried.

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- G. Resolution #17-24 - Certified Recycling Professional – Sussex County Municipal Utilities Authority (SCMUA)

RESOLUTION #17-24

**RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING
SHARED SERVICE AGREEMENT**

BE IT RESOLVED by the Township Council of the Township of Hardyston that the execution of the following agreement is hereby authorized:

1. Certified Recycling Professional – Sussex County Municipal Utilities Authority (SCMUA)

A motion was made by Miller to approve the resolution as presented, seconded by Verrilli. All in favor. Motion carried.

- H. Resolution #18-24 – Professional Services – Charles Schaffer Associates, LLC - Architectural Services for Fire Department Restrooms

RESOLUTION #18-24

**A RESOLUTION OF THE TOWNSHIP OF HARDYSTON, COUNTY OF SUSSEX AND
STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A PROFESSIONAL
SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO CHARLES
SCHAFFER ASSOCIATES LLC TO PERFORM ARCHITECTURAL SERVICES IN
CONNECTION WITH THE RENOVATION OF TWO (2) RESTROOMS AT THE
HARDYSTON TOWNSHIP VOLUNTEER FIRE DEPARTMENT CO #1 FIREHOUSE**

WHEREAS, the Township of Hardyston seeks to renovate two (2) restrooms at the Hardyston Township Volunteer Fire Department Co. #1 Firehouse ('Project'); and

WHEREAS, Architectural Services are required to create plans for the Project; and

WHEREAS, the Township has received a Proposal, submitted by Charles Schaffer, of Charles Schaffer Associates LLC ('Proposal'), to provide Architectural Services in connection with the Project; and

WHEREAS, pursuant to the Proposal, the cost of the work contemplated therein is not expected to exceed \$5,000.00; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the contract for this Project may be awarded without public bidding as an exception to the bidding requirements of the Local Public Contracts Law, as provided in N.J.S.A. 40A:11-5(1)(a)(i) as a professional service because architectural services are rendered by persons authorized by law to practice their recognized profession, whose practice is registered by law and because such services are of a qualitative nature which will not reasonably permit the drawing of specifications or the receipt of competitive bid; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. §40A:11-1 et seq.) requires that the resolution authorizing the award of a contract for professional service without competitive bidding, and the contract itself, be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Hardyston, County of Sussex and State of New Jersey as follows:

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1. The Township of Hardyston hereby authorizes the Mayor and Township Clerk to execute an agreement with Charles Schaffer, of Charles Schaffer Associates LLC, with an office located at 288 Newton-Sparta Road, Newton, N.J. 07860, to assist the Township by providing architectural services in connection with the Township's plan to renovate two (2) restrooms at the Hardyston Township Volunteer Fire Department Co. #1 Firehouse, in an amount not to exceed \$5,000.00.
2. This contract is awarded without competitive bidding under the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i)) because said services are performed by a person licensed under law to practice a recognized profession.
3. The total fee authorized for this contract shall not exceed \$5,000.00 without the prior written approval of the Township Council.
4. The Political Contribution Disclosure Form and Business Disclosure Entity Certification shall be placed on file with this resolution.
5. Notice of this action shall be published once in the Township's official newspaper as required by law.
6. A copy of this resolution shall be provided to the Township Treasurer, and to Charles Schaffer, of Charles Schaffer Associates LLC, with an office located at 288 Newton-Sparta Road, Newton, N.J. 07860, for their information and guidance.

A motion was made by Miller to approve the resolution as presented, seconded by Kula. All in favor. Motion carried.

- I. Resolution #19-24 - 2024 Junkyard and Auto Auction Renewal – Central Auto Liquidators, Inc.

RESOLUTION #19-24

A RESOLUTION OF THE TOWNSHIP OF HARDYSTON, COUNTY OF SUSSEX AND STATE OF NEW JERSEY, RENEWING THE LICENSE OF CENTRAL AUTO LIQUIDATORS TO KEEP, OPERATE AND MAINTAIN A JUNKYARD AND DENYING THE APPLICATION OF CENTRAL AUTO LIQUIDATORS FOR RENEWAL OF ITS MOTOR VEHICLE AUCTION LICENSE PURSUANT TO SECTION 107-5(G) OF THE TOWNSHIP CODE

WHEREAS, Central Auto Liquidators is the owner of certain real property located in the Township of Hardyston, designated as Block 77, Lot 10 on the Official Tax Map of the Township ('Subject Property'); and

WHEREAS, in connection with the Subject Property, Central Auto Liquidators has applied to the Township for the renewal of 1) its license to keep, operate, and maintain a junkyard, and 2) its license to conduct Motor Vehicle Auctions ('Renewal Applications'); and

WHEREAS, on January 24, 2024, the Township Council reviewed a memorandum submitted by the Township Engineer, Michael Vreeland, dated January 2, 2024, concerning the Renewal Applications; and

WHEREAS, no objections were submitted to the Township Council by any resident or taxpayer of the Township in connection with the Renewal Applications; and

WHEREAS, pursuant to Section 107-5(G) of the Township Municipal Code, a license applicant may seek renewal of its Motor Vehicle Auction License if it has

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conducted an auction in accordance with the Township Code within thirty-six (36) months prior to the date of the renewal application; and

WHEREAS, no Motor Vehicle Auctions have been conducted by Central Auto Liquidators within thirty-six (36) months prior to the date of the renewal application; and

WHEREAS, accordingly, the Township Council cannot renew the Motor Vehicle Auction License of Central Auto Liquidators; and

WHEREAS, the Township Council does wish to renew the license of Central Auto Liquidators to keep, operate, and maintain a junkyard.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Hardyston, County of Sussex and State of New Jersey as follows:

1. The application of Central Auto Liquidators for renewal of its license to keep, operate, and maintain a junkyard for 2024 is granted pursuant to Section 107-5 of the Municipal Code of the Township of Hardyston.
2. The application of Central Auto Liquidators for renewal of its Motor Vehicle Auction license for 2024 is denied pursuant to Section 107-5(G) of the Municipal Code of the Township of Hardyston.
3. All relevant Township Officials and Professionals are authorized to take whatever actions may be necessary to effectuate this Resolution.
4. This Resolution shall take effect immediately.

A motion was made by Verrilli to approve the resolution as presented, seconded by Kula. All in favor. Motion carried.

- J. Resolution #20-24 – Resolution awarding a contract for the purchase of a GM Tahoe, Command Vehicle With Rear Command Cabinet and LED Lighting Package (10-75-Suv-Com-Tah) From 10-75 Emergency Vehicles through the Houston Galveston Area Council Purchasing Cooperative Contract #AM10-23

RESOLUTION #20-24

A RESOLUTION OF THE TOWNSHIP OF HARDYSTON, COUNTY OF SUSSEX AND STATE OF NEW JERSEY, AUTHORIZING AWARD OF CONTRACT FOR PURCHASE OF (1) ONE GM TAHOE COMMAND VEHICLE WITH REAR COMMAND CABINET AND LED LIGHTING PACKAGE TO 10-75 EMERGENCY VEHICLES USING THE HGACBuy NATIONAL COOPERATIVE PURCHASING PROGRAM COOPERATIVE CONTRACT #AM10-23

WHEREAS, the Hardyston Township Fire Department ('Fire Department') requires one (1) new command vehicle ('Command Vehicle'); and

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of Hardyston, the Township twice issued a Request for Proposals and received sealed competitive bids for the purchase of a Command Vehicle for the Fire Department; and

WHEREAS, none of the bids received by the Township met the specifications of the Township's Requests for Proposals; and

WHEREAS, pursuant to N.J.S.A. 52:34-6.2(b)(3), the Township is authorized to purchase goods, or to contract for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the HGACBuy Cooperative Purchasing Program is a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process, pursuant to N.J.S.A. 52:34-6.2(b)(3); and

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WHEREAS, 10-75 Emergency Vehicles ('10-75') has submitted a proposal dated December 1, 2023 for one (1) Command Vehicle, which meets the requirements of the Township, at a total price of \$84,160.00, a copy of which proposal is attached hereto as Exhibit "A"; and

WHEREAS, said proposal has been duly reviewed and analyzed by the Hardyston Township Attorney and Township Administration; and

WHEREAS, the Township has determined that the use of the cooperative purchasing agreement with 10-75 under the HGACBuy Cooperative Purchasing Program for this procurement "shall result in costs savings after all factors, including charges for service, material, and delivery, have been considered," as required by N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, sufficient funds have been appropriated and are available for this procurement; and

WHEREAS, any contract entered into pursuant to this resolution shall remain subject to review and approval as to legal form by the Township Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Hardyston, in the County of Sussex and State of New Jersey as follows:

1. All relevant Township Officials and Professionals are directed to take whatever steps are necessary to effectuate the purchase of one (1) Command Vehicle as referred to above from 10-75 Emergency Vehicles using the HGACBuy Cooperative Purchasing Program; and
2. Any contracts issued pursuant to this Resolution are considered fair and open contracts in accordance with the Local Public Contracts Law, as well as being exempt from public bidding by the Township.
3. This Resolution shall take effect immediately.

A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor. Motion carried.

K. Soil Removal/Quarry License Renewals:

1. North Church Gravel, Inc. – Soil Removal (2024)

A motion was made by Miller to approve the license for 2024 per the recommendations of the Township Engineer as stated in his letter dated December 21, 2023, seconded by Kula. All in favor. Motion carried.

L. Correspondence

1. Vernon Township
2. Ogdensburg Borough
3. Jefferson Township
4. State of NJ
5. Ames Rubber Corporation
6. JCP&L

A motion was made by Kula to approve the correspondence as presented, seconded by Verrilli. All in favor. Motion carried.

COUNCIL COMMENTS: Councilman Miller suggested placing a wreath, funded by the Economic Development Commission, on the Veterans Memorial at the municipal building every Memorial Day. Council agreed.

BILLS TO BE PAID: A motion was made by Kula to approve the bill list as presented, seconded by Miller. All in favor. Motion carried.

PUBLIC PORTION: A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. Vincenzo Lasorsa from Central Auto Liquidators inquired

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as to why his auto auction license renewal was being denied. Township Attorney stated that it was denied because no motor vehicle auctions have been conducted within the past 36 months as required by township ordinance. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

ADJOURNMENT: A motion was made by Kula to adjourn at approximately 8:45 p.m., seconded by Verrilli. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC
Municipal Clerk