

Regular The Regular Meeting of the Harmony Township Committee was called to order by the Mayor. The Mayor made the following announcement: “Adequate notice of this meeting was given in accordance with the Open Public Meetings Act by providing a notice of the meeting to the The Express-Times and Star Ledger posting a copy thereof on the Township bulletin board and filing a copy thereof in the office of the Municipal Clerk.” The Pledge of Allegiance to the American Flag was led by the Mayor.

Roll Call Tipton, Cornely Absent: Yamrock

Consent Motion by Cornely, seconded by Tipton and carried by
Agenda all in favor to approve the consent agenda including the following:

Reports: Attorney, Engineer, Zoning
Minutes November 2, 2021

Resolutions:

**HARMONY TOWNSHIP
WARREN COUNTY, NEW JERSEY
R:21-46**

A RESOLUTION AUTHORIZING HARMONY TOWNSHIP’S ANNUAL APPLICATION RENEWAL TO THE STATE AGRICULTURE DEVELOPMENT COMMITTEE’S MUNICIPAL PLANNING INCENTIVE GRANT PROGRAM

WHEREAS, the Committee of the Township of Harmony has developed a comprehensive Farmland Preservation Plan for the Township, which identifies land meeting the criteria for farmland preservation in accordance with the requirements of the State and County’s farmland preservation programs; and

WHEREAS, the pressures from development continue to pose the threat of imminent change of land use from productive agriculture to nonagricultural uses; and

WHEREAS, the State Agricultural Development Committee (SADC) has funding available to assist the Township in acquiring farmland preservation easements, in partnership with the County of Warren via the Municipal Planning Incentive Grant program (Muni-PIG); and

WHEREAS, farmland preservation encourages the survivability of agricultural production, the rural character of the Township and the Township’s agrarian history; and

WHEREAS, the Township Committee has determined that it is in the best interests of the Township of Harmony to maintain a robust farmland preservation program, to continue to access funds from the SADC's Muni-PIG program, and any other programs that offer funding for farmland preservation, and to acquire as many farmland preservation easements from eligible farms, in partnership with the SADC and the County of Warren, as possible; and

WHEREAS, Harmony Township's Farmland Preservation Committee recommends that the Township continue to participate in the SADC's Muni-PIG program; and

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Harmony, County of Warren, State of New Jersey that it hereby authorizes ongoing participation in the SADC's Municipal Planning Incentive Grant program, as follows:

- 1) The Township approves of the Muni-PIG renewal letter and authorizes the Farmland Preservation Committee and its consultant to submit the renewal application to SADC in advance of the deadline and to continue to work with farmland owners in the Township to develop applications to the program.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Harmony that it hereby authorizes the Municipal Clerk, the Farmland Preservation Committee and The Land Conservancy of New Jersey to sign documents and take all action necessary and appropriate to effectuate the intent and purpose of this resolution.

I, Kelley Smith, Municipal Clerk of the Township of Harmony, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Harmony Township Committee at a meeting held on December 7, 2021.

Kelley Smith, RMC
Municipal Clerk

**Harmony Township
Warren County, NJ
R:21-47**

FORM 1B

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 Harmony, County of Warren, 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 Warren;

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

1. The Town Council does hereby authorize submission of a strategic plan for the Harmony Municipal Alliance grant for fiscal year 2023 in the amount of:
DEDR \$1,375.00
Cash Match \$343.75
In-Kind \$1,031.25
2. The Town Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
(Name), Mayor/Head of Governing Body

CERTIFICATION

I, Kelley Smith, Municipal Clerk of the Town of Harmony, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Town Council on this 7th day of December 2021.

(Name), Municipal Clerk

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

R21-48

WHEREAS, Harmony Township (hereinafter "Local Unit") has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the "Fund"; and

WHEREAS, the Local Unit has complied with relevant law with regard to the appointment of a Risk management Consultant; and

WHEREAS, the "Fund" has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of "Local Unit", in the County of Warren and State of New Jersey, as follows:

1. Harmony Township (Local Unit) hereby appoints Mike Smith (Ahart, Frinzi & Smith) its Risk Management Consultant.
2. The Mayor (*authorized representative of the public entity*) and Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2022 in the form attached hereto.

Name of Entity: _____

Attest:

Name

Name and title

Certification

I, Kelley Smith, Clerk of the Harmony Township, County of Warren, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the governing body on November 2, 2021

Clerk

Witness my hand and seal of the
Township of Harmony
This 2nd day of November 2021

**2022 FUND YEAR
STATEWIDE INSURANCE FUND**

RISK MANAGEMENT CONSULTANT'S AGREEMENT

THIS AGREEMENT entered into this 2nd day of November 2021, among the Statewide Insurance Fund ("FUND"), a joint insurance fund of the State of New Jersey, ("MEMBER") and ("RISK MANAGEMENT CONSULTANT") through a fair and open process, pursuant to N.J.S.A.19:44A-20.4.

WHEREAS, the CONSULTANT has offered to the MEMBER professional risk management consulting services as required by the Bylaws of the FUND; and

WHEREAS, the CONSULTANT has advised the FUND that he/she is familiar with the terms, conditions and operations of the FUND; and

WHEREAS, the MEMBER desires these professional services from the CONSULTANT; and

WHEREAS, the MEMBER has complied with relevant law in regard to the appointment of a Risk Management Consultant; and

WHEREAS, the Bylaws of the FUND require that members engage a CONSULTANT and that the CONSULTANT comply with certain requirements set forth therein.

NOW, THEREFORE, the parties in consideration of the mutual promises and covenants set forth herein, agree as follows: For and in consideration of the amount stated hereinafter, the CONSULTANT shall:

- (a) assist in evaluating the MEMBER'S exposures and advise on matters relating to the Member's operation and coverage.
- (b) explain to the MEMBER, or its representatives, the various coverages available from the FUND.
- (c) explain to the MEMBER, or its representatives, the terms of the member's commitment and obligations to the FUND.
- (d) explain to the MEMBER, or its representatives the operation of the FUND.
- (e) prepare applications, statements of values, etc., on behalf of the MEMBER, if required by the FUND.
- (f) review the MEMBER'S assessment and assist in the preparation of the MEMBER'S insurance budget.

- (g) review losses and engineering reports and provide assistance to the MEMBER'S safety committee, if required.
 - (h) assist in the claim settlement process, if required, by MEMBER or FUND.
 - (i) attend the majority of meetings of the Fund Commissioners or Executive Committee, if requested, and perform such other services as required by the MEMBER or the FUND.
 - (j) comply with the obligations imposed upon Risk Managers in the FUND's Bylaws.
 - (k) act in good faith and fair dealing to the FUND.
 - (l) perform other duties for the FUND as may be required from time to time by the FUND.
1. In exchange for the above services, the CONSULTANT shall be compensated in the following manner:
- (a)The CONSULTANT shall be paid by the FUND, on behalf of the MEMBER, a fee as compensation for services rendered. Said fee, an apportionment of the MEMBER's assessment: 6% of workers' compensation (excluding any fees, PLIGA, and loss ratio apportionment); 7.5% of non WC assessment (excluding any fees, PLIGA, and loss ratio apportionment);
 - (b)The CONSULTANT shall be entitled to compensation for services provided during any calendar year only if the CONSULTANT has been appointed and holds the position of Risk Management Consultant, as of January 31 of the said calendar year for counties and municipalities holding general elections and July 30 for municipalities holding regular elections.
 - (c)For any insurance coverages authorized by the MEMBER to be placed outside the FUND, the CONSULTANT shall receive as compensation the normal brokerage commissions paid by the insurance company. The premiums for said policies shall not be added to the FUND's assessment in computing the fee set forth in 2(a).
 - (d)If the MEMBER shall require of the CONSULTANT extra services other than those outlined above, the CONSULTANT shall be paid by the MEMBER a fee at a rate to be negotiated by the parties.

The term of this Agreement shall be from **January 1, 2022 to January 1, 2023**. However, this Agreement may be terminated by either party at any time by mailing to the other thirty (30) days written notice, certified mail return receipt.

1. The CONSULTANT shall comply with all laws applicable to producers who provide insurance products to public entities and shall comply with all applicable statutes and regulations relating to joint insurance funds.

2. The CONSULTANT agrees to comply with all affirmative action laws applicable in accordance with Exhibit A and to submit all necessary documentation establishing compliance within seven (7) days of this Agreement.

ATTEST:

Member Representative

ATTEST:

Risk Management Consultant

Corporate Officer

ATTEST:

Statewide Insurance Fund

Chairperson

**EXHIBIT A
STATEWIDE INSURANCE FUND**

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY NOTICE

(N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.)

GOODS, PROFESSIONAL SERVICES AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful professional service entity's requirement to comply with the requirements of **N.J.S.A. 10:5-31 et seq.** and **N.J.A.C. 17:27 et seq.**

The successful professional service entity shall submit to the Statewide Insurance Fund, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

(a) A photocopy of a valid letter that the vendor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

(b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-1.1 et seq.;

OR

(c) A photocopy of a completed Employee Information Report (Form AA302) provided by the Division of Contract Compliance and completed by the vendor in accordance with N.J.A.C. 17:27-1.1 et seq.

The successful professional service entity may obtain the Employee Information Report (AA302) from the Statewide Insurance Fund during normal business hours.

The undersigned professional service entity certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq. and agrees to furnish the required forms of evidence.

The undersigned professional service entity further understands that his/her submission shall be rejected as non-responsive if said

professional service entity fails to comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.

COMPANY: _____
Risk Management Consultant

SIGNATURE: _____

PRINT NAME: _____

TITLE: _____ DATE: _____

**STATEWIDE INSURANCE FUND
RESOLUTION APPOINTING FUND COMMISSIONER
R21-49**

WHEREAS, Harmony Township (hereinafter "Local Unit") is a member of the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and WHEREAS, the Fund's Bylaws require participating members to appoint a Fund Commissioner;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Harmony (Local Unit) that Kelley Smith (*entity's elected official or employee*) is hereby appointed as the Fund Commissioner for the Local Unit for the **Fund Year 2022**; and

BE IT FURTHER RESOLVED that Kathleen Reinalda (second elected official or employee) is hereby appointed as the Alternate Fund Commissioner for the Local Unit for the **Fund Year 2022**; and

BE IT FURTHER RESOLVED that the Local Unit's Fund Commissioner is authorized and directed to execute all such documents as required by the Fund.

Name of Entity: Township of Harmony

ATTEST:

Clerk

By: _____

Print Name: Brian R. Tipton

Title: Mayor

This Resolution agreed to the 2nd day of November, 2021, by a vote of:

3 Affirmative _____ Abstain _____ Negative _____
 Absent

**R:21-50
RESOLUTION OF THE TOWNSHIP OF HARMONY,
COUNTY OF WARREN, STATE OF NEW JERSEY
TO CORRECT THE TAX ACCOUNT FOR BLOCK 1 LOT 4.**

WHEREAS, it has been brought to the Township's attention that several payments made by the taxpayer of Block 1, Lot 4 from 2015 - 2017 were not properly posted to the taxpayer's account; and

WHEREAS, the taxpayer has provided the current Tax Collector with receipts of payments that were made to the former Tax Collector; and

WHEREAS, the current Tax Collector has determined that \$1,917.94 was not properly posted to the taxpayer's account; and

WHEREAS, the current Tax Collector has determined that as of December 31, 2017, the taxpayer should have zero balance on her account; and

NOW THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Harmony hereby authorizes the Township Tax Office to apply the payment of 1,917.94 to Block 1, Lot 4.

BE IT FURTHER RESOLVED, that the Harmony Township Tax Office shall cancel any and all interest resulting from the failure to timely post these payments.

DATED: December 7, 2021

Attest:

Approved:

Kelley Smith, Clerk

Brian Tipton, Mayor

I, Kelley Smith, Clerk of the Township of Harmony, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a Resolution adopted by the Harmony Township Committee at a meeting held on December 7, 2021.

Kelley Smith, Clerk

Correspondence:

1. State of New Jersey DOT; regarding denying the Roxburg Hill Road Resurfacing Project Application
2. Jersey Central Power & Light; Notice of Public Hearing for BPU Docket No. ER21060872
3. Jersey Central Power & Light; Notice of Public Hearing for BPU Docket No. EO20080545

New

Business:

1. Motion by Cornely, seconded by Tipton and unanimously carried by all in favor to authorize the Mayor and Clerk to execute a new agreement between Harmony Township and The Land Conservancy of Hew Jersey for their services commencing March 1, 2022 through February 28, 2023 in the amount of \$11,000.00
2. Motion by Tipton, seconded by Cornely and unanimously carried by all in favor to approve the request by Everstream Solutions LLC for municipal consent from Harmony Township for Everstream's use of the public rights-of-way that are controlled by the Township
3. Consideration of renewing Shared Services Agreement for Animal Control Services has been carried to December 29, 2021.
4. Motion by Cornely, seconded by Tipton and unanimously carried by all in favor to approve the Master Plan Re-Examination proposal by Van Cleef Engineering as recommended by the Harmony Township Land Use Board not to exceed the amount of \$15,000.00. It was noted that the Township will pursue Highlands Council grant funding for this project also.
5. Motion by Cornely, seconded by Tipton and unanimously carried by all in favor to adopt R21-52; Resolution Adopting The Warren County Multi-Jurisdictional Hazard Mitigation Plan

Old

Business:

1. Reminder: End of Year Meeting is December 29, 2021 at 5p.m. via Zoom Only

Vouchers

Motion by Cornely, seconded by Tipton and unanimously carried by all in favor to approve the vouchers submitted by the finance office.
Roll Call: Ayes: Tipton, Cornely Nays: none

Public

Comments:

Linda VanSeters asked about the Reeder/Harmony Sand & Gravel Solar Project. Mayor Tipton updated what was discussed at Land Use Board Meeting.

Theresa Chapman asked about SGS Developer. Mayor Tipton indicated this was a potential tenant for recycling materials in the old Hydropress facility but has since decided not to pursue this location.

Adjourn

Motion by Cornely, seconded by Tipton to adjourn the meeting at this time. The motion was carried unanimously by all in favor.

Kelley Smith, Municipal Clerk