



Vernon Township
21 Church Street
Vernon, NJ 07462-0340
Tel: 973.764.4055 • Fax: 973.764.4799
www.vernontwp.com

January 8, 2018 Vernon Township Council Meeting Resolutions

Resolution #18-71: A Resolution of the Township of Vernon, County of Sussex County, State of New Jersey, Authorizing a Referendum to Allow Expenditures from the Open Space Trust Fund for Recreation and Conservation Purposes

Resolution #18-72: Authorizing Change Order #1 of Contract for Guide Rails for Maple Grange Road with J. Fletcher Creamer & Son

Resolution #18-73: Authorizing Change Order #1 of Contract for Milling & Paving Barry Drive North–Phase I with Tilcon New York Inc.

Resolution #18-74: Authorizing Change Order #1 of Contract for Milling & Paving Maple Grange Road with Tilcon New York Inc.

RESOLUTION #18-71

A RESOLUTION OF THE TOWNSHIP OF VERNON, COUNTY OF SUSSEX COUNTY, STATE OF NEW JERSEY, AUTHORIZING A REFERENDUM TO ALLOW EXPENDITURES FROM THE OPEN SPACE TRUST FUND FOR RECREATION AND CONSERVATION PURPOSES

WHEREAS, Vernon Township created an Open Space Trust Fund by Ordinance #00-16, which authorized a municipal tax to fund an Open Space Trust Fund for a period of five (5) years; and

WHEREAS, Ordinance #00-16 limited expenditures from the Open Space Trust Fund to be dedicated to farmland preservation and to preserving open space; and

WHEREAS, the current Open Space Trust Fund has a balance of \$966,599.31 as of December 31, 2017; and

WHEREAS, there is no current municipal tax to fund the Open Space Trust Fund; and

WHEREAS, there have been no recent purchases of land or easements using funds from the Open Space Trust Fund; and

WHEREAS, the governing body of the Township of Vernon has proposed modifying the limitations on expenditures from the Open Space Trust Fund; and

WHEREAS, since the Open Space Trust Fund was created by voter referendum and the limitation on the Open Space Trust Fund were linked to that referendum, it is appropriate to seek voter approval to change the restrictions on expenditures from the Open Space Trust Fund; and

WHEREAS, the Vernon Township Council desires to ascertain the sentiment of the voters of Vernon Township concerning the modification of eligible projects under the Open Space Trust Funds; and

NOW, THEREFORE, IT BE RESOLVED, by the Township Council of Vernon Township as follows:

1. Pursuant to N.J.S.A. 40:12-15.7 (d), the Township Council of Vernon Township hereby requests the Sussex County Clerk to print on the official ballot to be used in the General Election to be held on November 6, 2018 the following **NON-BINDING** public question:

“Should the current use of Vernon Township’s Open Space Trust Fund (farmland preservation and preserving open spaces), which has a balance of approximately \$966,599.31, be modified to allow funds in the Open Space Trust to be used for the following additional purposes:

- a) Development of lands acquired for recreation and conservation purposes; and
- b) Maintenance of lands acquired for recreation and conservation purposes? YES [] NO []”

2. The Sussex County Clerk is further requested to print on said ballot the following interpretive statement of the public question presented above:

If passed by the voters, this referendum will provide the Township Council of Vernon Township with guidance as to the public sentiment concerning modification of the current purposes of the Open Space Trust Fund (farmland preservation and preserving open spaces) to also allow the fund to be used for: development of lands acquired for recreation and conservation purposes; and maintenance of lands acquired for recreation and conservation purposes. The current authorized uses of the fund shall continue. If passed by the voters, the Township Council shall consider a future referendum ordinance to add the additional uses. A Yes vote will not reinstitute the Open Space Tax Levy.

3. Pursuant to N.J.S.A. 40:12-15.7 (d), the Township Council of Vernon Township hereby requests the Sussex County Clerk to print on the official ballot to be used in the General Election to be held on November 6, 2018 the following **NON-BINDING** public question:

Shall the current use of Vernon Township’s Open Space Trust Fund (acquisition of farmland preservation easements and preserving open spaces), which has a balance of \$ 963,487.38, be modified to include the authorization that the fund may also be used for stewardship projects as well as development and maintenance of permanently easement- preserved open space and passive recreational township-owned properties?” Yes [] No []

4. The Sussex County Clerk is further requested to print on said ballot the following interpretive statement of the public question presented above:

If passed by the voters, this referendum will provide the Township Council of Vernon Township with guidance as to the public sentiment concerning the current purposes and uses for the Open Space Trust Fund such as farmland preservation, maintenance of permanently easement preserved property and passive recreation. If passed by the voters, the Township Council shall consider a future referendum ordinance regarding possible additional uses. A Yes vote will not reinstitute the Open Space Tax Levy.

5. A certified copy of this Resolution shall be immediately forwarded to the Sussex County Clerk.

RESOLUTION #18-72

**AUTHORIZING CHANGE ORDER #1 OF CONTRACT FOR GUIDE RAILS FOR
MAPLE GRANGE ROAD WITH J. FLETCHER CREAMER & SON**

WHEREAS, on September 25, 2017, by way of adoption of Resolution #17-181, the Council of the Township of Vernon awarded a contract to J. Fletcher Creamer & Son, Inc. for Guide Rails for Maple Grange Road which contract provided for an expenditure of \$43,198.70; and

WHEREAS, in a memo dated December 5, 2017, the Township Engineer states that the contract requires a Change Order #1 by the addition of four supplemental items in total amount of \$2,996.00 and reduction of three items in amount of \$6,173.00 resulting in an adjusted total contract amount of \$40,021.70; and

WHEREAS, the Township Engineer, in concurrence with the Mayor, recommends approving Change Order No. 1 which will decrease the total contract amount by \$3,177.00 to an adjusted total contract amount of \$40,021.70.

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon that it hereby approves the Township Engineer's recommendations and authorizes the Mayor to execute said Change Order No. 1 for said project decreasing the total contract amount with J. Fletcher Creamer & Son, Inc. to \$40,021.70; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to J. Fletcher Creamer & Son, Inc. and the Township Engineer.

RESOLUTION #18-73

**AUTHORIZING CHANGE ORDER #1 OF CONTRACT FOR MILLING & PAVING
BARRY DRIVE NORTH –PHASE I WITH TILCON NEW YORK INC.**

WHEREAS, on September 25, 2017, by way of adoption of Resolution #17-180, the Council of the Township of Vernon awarded a contract to Tilcon New York, Inc. for Milling & Paving Barry Drive North - Phase I which contract provided for an expenditure of \$169,899.20; and

WHEREAS, in a memo dated December 11, 2017, the Township Engineer states that the contract requires a Change Order #1 by the reduction of three items in total amount of \$13,954.65 resulting in an adjusted total contract amount of \$155,944.55; and

WHEREAS, the Township Engineer, in concurrence with the Mayor, recommends approving Change Order No. 1 which will decrease the total contract amount by \$13,954.65 to an adjusted total contract amount of \$155,944.55.

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon that it hereby approves the Township Engineer's recommendations and authorizes the Mayor to execute said Change Order No. 1 for said project decreasing the total contract amount with Tilcon New York, Inc. to \$155,944.55; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to Tilcon New York, Inc. and the Township Engineer.

RESOLUTION #18-74

**AUTHORIZING CHANGE ORDER #1 OF CONTRACT FOR MILLING & PAVING
MAPLE GRANGE ROAD WITH TILCON NEW YORK INC.**

WHEREAS, on September 25, 2017, by way of adoption of Resolution #17-181, the Council of the Township of Vernon awarded a contract to Tilcon New York, Inc. for Milling & Paving Maple Grange Road which contract provided for an expenditure of \$260,677.80; and

WHEREAS, in a memo dated December 11, 2017, the Township Engineer states that the contract requires a Change Order #1 by the subtraction of four items in total amount of \$35,565.60 resulting in an adjusted total contract amount of \$225,112.20; and

WHEREAS, the Township Engineer, in concurrence with the Mayor, recommends approving Change Order No. 1 which will decrease the total contract amount by \$35,565.60 to an adjusted total contract amount of \$225,112.20.

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon that it hereby approves the Township Engineer's recommendations and authorizes the Mayor to execute said Change Order No. 1 for said project decreasing the total contract amount with Tilcon New York, Inc. to \$225,112.20; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to Tilcon New York, Inc. and the Township Engineer.