

FEBRUARY 11, 2021

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held via Zoom meeting, on Thursday, February 11, 2021, at 6:30 o'clock in the evening, prevailing time.

STATEMENT BY PRESIDING OFFICER:

Adequate notice of this meeting has been provided in accordance with the Open Public Meetings Act by posting written notices and agenda of the meeting on the bulletin board in the Municipal Building, 1000 Route 10, Township of Hanover and by hand delivering, mailing or faxing such notice and agenda to the following newspapers:

**HANOVER EAGLE
MORRIS COUNTY'S DAILY RECORD
THE STAR LEDGER**

and by filing same with the Township Clerk.

(Signed) John L. Ferramosca, Mayor

ZOOM ROLL CALL: Mayor Ferramosca and Members Cahill, Francioli Gallagher, and Mihalko

ABSENT:

PLEDGE OF ALLEGIANCE TO THE FLAG & OPENING PRAYER

APPROVAL OF MINUTES:

The Minutes of the Regular Meeting Minutes of January 28, 2021 have been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Gallagher moved that the Minutes be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Cahill and was unanimously passed.

COMMUNICATIONS:

Letter of Retirement from Police Officer James Grawehr Effective June 1, 2021.

Member Cahill moved to accept the letter of retirement and approved and was seconded by Member Gallagher and unanimously passed.

INTRODUCTION OF 2021 CURRENT FUND BUDGET: \$27,850,236.17
PUBLIC HEARING AND ADOPTION: March 11, 2021 at 7:00 P.M.

Public Hearing and consideration of the Budget will take place on March 11, 2021 at 7:00pm. The Notice of Introduction of the Budget and Synopsis of the Budget will be published in the Daily Record in accordance with the Law. This Budget is not a self-review by the Chief Finance Officer the Budget must be submitted to the Department of Community Affairs Division of Local Government Services, so while we will publish that we hope to adopt on March 11th, unless we get the approval from the DCA we might have to carry that public hearing and adoption to the next regular meeting in April.

Member Ferramosca made the motion to introduce to the 2021 Current Fund Budget and seconded by Member Gallagher and unanimously passed.

PUBLIC HEARING AND ADOPTION OF ORDINANCES

ORDINANCE NO. 1-2021

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER DELETING ARTICLE XIXA ENTITLED “*TRANSFER OF DEVELOPMENT CREDITS*”, UNDER CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED, *LAND USE AND DEVELOPMENT*

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 1-2021 appeared in full in the January 20, 2021 issue of the Daily Record in accordance with the law. This Ordinance is a Land Use and Development Legislation Ordinance, and this Ordinance was sent to the Planning Board for referral and review as required by the Municipal Land Use Law and we do have letters from the Planning Board recommending that this ordinance be adopted this evening by the Governing Body. We will also note for the record that this Ordinance was filed with the Morris County Planning and Development as again required by the State.

Referral of Ordinance 1-2021

Dear Mr. Giorgio,

At its February 9, 2021 meeting, the Planning Board reviewed and discussed Ordinance 1-2021, which had been referred to the Board by the Township Committee as required by the Municipal Land Use Law at N.J.S.A. 40:55D-26. If adopted, Ordinance 1-2021 would repeal Article XIXA, *Transfer of Development Credits*, consisting of Sections 166-138.6 through 166-138.12, in Chapter 166, *Land Use and Development*, of the Township Code.

Concerning the consistency of Ordinance 1-2021 with the master plan, the Planning Board has determined that the master plan, and specifically the land use and housing elements of the plan, contain no stated policy concerning the transfer of development credits. The Board notes, however, that in its Report on The Reexamination of the Master Plan and Development Regulations, adopted in October 2019, the Board recommended that Article XIXA be deleted, for the same reasons as stated in the preamble to the Ordinance.

Thank you for the opportunity to comment upon Ordinance 1-2021.

Very truly yours,
Peter DeNigris, Chairman,
Township of Hanover Planning Board

Motion to open public hearing made by Member Cahill and seconded by Member Gallagher and unanimously passed.

Motion to close public hearing made by Member Francioli and seconded by Member Mihalko and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled, “**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER DELETING ARTICLE XIXA ENTITLED “*TRANSFER OF DEVELOPMENT CREDITS*”, UNDER CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED, *LAND USE AND DEVELOPMENT*,” be passed on final reading and that a Notice of the final passage of the Ordinance be published in the Daily Record.**

Member Gallagher has made the motion for adoption and seconded by Member Cahill voted unanimously to pass.

So Adopted.

ORDINANCE NO. 2-2021

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING SECTION 141-7. ENTITLED “BASIS FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD” UNDER ARTICLE III ENTITLED GENERAL PROVISIONS OF CHAPTER 141 OF THE CODE OF THE TOWNSHIP ENTITLED FLOODPLAIN MANAGEMENT

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 2-2021 appeared in full in the January 20, 2021 issue of the Daily Record in accordance with the law. This Ordinance is a Land Use and Development Legislation Ordinance and this Ordinance was sent to the Planning Board for referral and review as required by the Municipal Land Use Law and we do have letters from the Planning Board recommending that this ordinance be adopted this evening by the Governing Body. We will also note for the record that this Ordinance was filed with the Morris County Planning and Development as again required by the State.

Re: Referral of Ordinance 2-2021
Dear Mr. Giorgio,

At its February 9, 2021 meeting, the Planning Board reviewed and discussed Ordinance 2-2021, which had been referred to the Board by the Township Committee as required by the Municipal Land Use Law at N.J.S.A. 40:55D-26. If adopted, Ordinance 2-2021 would amend Section 7 of Chapter 141 of the Township Code, entitled *Floodplain Management*, by changing the basis for establishing areas of special flood hazard to reflect updated Flood Insurance Rate Maps.

The Planning Board has determined that Ordinance 2-2021 is substantially consistent with the master plan. Although the neither the land use element nor the housing plan element take a position on which maps should be the basis for establishing flood hazard areas, both the land use and housing elements of the plan recognize the presence of flood hazard areas and the importance of preventing flooding and related damages. The housing element, in its environmental constraints mapping, also uses the updated mapping that are referenced in Ordinance 2-2021.

Thank you for the opportunity to comment upon Ordinance 2-2021.

Very truly yours,
Peter DeNigris, Chairman,
Township of Hanover Planning Board

Motion to open public hearing made by Member Cahill and seconded by Member Gallagher and unanimously passed.

Motion to close public hearing made by Member Francioli and seconded by Member Mihalko and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled, “**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING SECTION 141-7. ENTITLED “BASIS FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD” UNDER ARTICLE III ENTITLED GENERAL PROVISIONS OF CHAPTER 141 OF THE CODE OF THE TOWNSHIP ENTITLED FLOODPLAIN MANAGEMENT,” be passed on final reading and that a Notice of the final passage of the Ordinance be published in the Daily Record.**

FEBRUARY 11, 2021

Member Gallagher has made the motion for adoption and seconded by Member Cahill voted unanimously to pass.

So Adopted.

ORDINANCE NO. 3-2021

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION IN ORDER TO REVISE THE STORMWATER MANAGEMENT REQUIREMENTS FOR MAJOR DEVELOPMENT IN ORDER TO COMPLY WITH STATE REGULATIONS AND TO PROMOTE THE OBJECTIVES OF STORMWATER MANAGEMENT

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 3-2021 appeared in full in the January 20, 2021 issue of the Daily Record in accordance with the law. This Ordinance is a Land Use and Development Legislation Ordinance and this Ordinance was sent to the Planning Board for referral and review as required by the Municipal Land Use Law and we do have letters from the Planning Board recommending that this ordinance be adopted this evening by the Governing Body. We will also note for the record that this Ordinance was filed with the Morris County Planning and Development as again required by the State.

Re: Referral of Ordinance 3-2021
Dear Mr. Giorgio,

At its February 9, 2021 meeting, the Planning Board reviewed and discussed Ordinance 3-2021, which had been referred to the Board by the Township Committee as required by the Municipal Land Use Law at N.J.S.A. 40:55D-26. If adopted, Ordinance 3-2021 would amend the stormwater management regulations in Chapter 166, *Land Use and Development*, of the Township Code.

The Planning Board has determined that Ordinance 3-2021 is substantially consistent with the master plan. Although the neither the land use element nor the housing plan element cite specific policy standards for stormwater management, the land use element acknowledges issues with stormwater management and the need for those issues to be addressed. The Board notes that it expects to update the stormwater management plan element of the master plan during the upcoming year, and that currently there are some inconsistencies between the stormwater management plan element and Ordinance 3-2021, which the future plan amendment will resolve. The overall intent, however, of the stormwater management plan and Ordinance 3-2021 is the same, i.e., to minimize the negative impacts from stormwater runoff.

Finally, the Board notes that in its Report on the Reexamination of the Master Plan and Development Regulations, adopted in October 2019, the Board identified a need to update the Township's stormwater management regulations, and so recommended.

Thank you for the opportunity to comment upon Ordinance 3-2021.

Very truly yours,
Peter DeNigris, Chairman,
Township of Hanover Planning Board

Motion to open public hearing made by Member Cahill and seconded by Member Gallagher and unanimously passed.

Member Gallagher has made the motion for adoption and seconded by Member Cahill voted unanimously to pass.

Now on Adoption, Be it resolved, that an Ordinance entitled, "**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION IN ORDER TO REVISE THE STORMWATER MANAGEMENT REQUIREMENTS FOR MAJOR DEVELOPMENT IN ORDER TO COMPLY WITH STATE REGULATIONS AND TO PROMOTE THE OBJECTIVES OF STORMWATER MANAGEMENT,**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the Daily Record.

Member Cahill has made the motion for adoption and seconded by Member Gallagher voted unanimously to pass.

So Adopted.

ORDINANCE NO. 4-2021

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION WITH THE ESTABLISHMENT OF A NEW ARTICLE XXIXD3 ENTITLED "RM-7 RESIDENCE DISTRICT," AMENDING THE TOWNSHIP'S ZONE MAP TO INCLUDE THE NEW DISTRICT, AND AMENDING VARIOUS RELATED REGULATIONS

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 4-2021 appeared in full in the February 1, 2021 issue of the Daily Record in accordance with the law. This Ordinance is a Land Use and Development Legislation Ordinance and this Ordinance was sent to the Planning Board for referral and review as required by the Municipal Land Use Law and we do have letters from the Planning Board recommending that this ordinance be adopted this evening by the Governing Body. We will also note for the record that this Ordinance was filed with the Morris County Planning and Development as again required by the State.

Re: Referral of Ordinance 4-2021

Dear Mr. Giorgio,

At its February 9, 2021 meeting, the Planning Board reviewed and discussed Ordinance 4-2021, which had been referred to the Board by the Township Committee as required by the Municipal Land Use Law at N.J.S.A. 40:55D-26. If adopted, Ordinance 4-2021 would establish a new RM-7 Residence district and related regulations and would amend the Township's zone map to include the new district. Ordinance 4-2021 is intended to address the off-site affordable housing component of the redevelopment plan adopted by Ordinance 31-2020 for the Pine Plaza redevelopment area.

The Planning Board has determined that Ordinance 4-2021 is substantially consistent with the land use and housing elements of the master plan, which were adopted after public hearing on this date. The amended land use and housing elements were based upon revised settlement agreements that were intended to resolve the Township's affordable housing obligations.

Thank you for the opportunity to comment upon Ordinance 4-2021.

Very truly yours,
Peter DeNigris, Chairman,
Township of Hanover Planning Board

Motion to open public hearing made by Member Cahill and seconded by Member Gallagher and unanimously passed.

Terri Baird, 180 Parsippany Road, Whippany: I would like to make a comment regarding the RM-7 Residence District, I take exception under the other requirements under letter C exemption from the tree removal and replacement requirements, in all of the other ordinances I have never seen this exemption and my fear is that this will become a standard operation for any large developers coming in and I would like you to be mindful of that especially in the future. I realize that this portion of land has some constraints however I hate to see some place really being built up that really don't have any trees or little trees if they do any landscaping. So I do take exception to that and to be mindful that in the future that this could be a slippery slope because I think everybody will want this exemption, so that is my little piece for tonight thank you very much.

Motion to close public hearing made by Member Cahill and seconded by Member Ferramosca and unanimously passed.

Mr. Semrau: It was a good question that was raised and there are a certain set of circumstances here we have a very high percentage of affordable housing units that are part of this agreement which led to this zone and so going forward this is going to be reviewed by the Court and hopefully the entire plan will be approved by the Court. But as Joe Burgis who is the Special Planner for the Township's end, he is a Special Master throughout the State that for a for profit development he has never seen an affordable percentage to this extent and when we negotiated this deal not only did we get the senior 60 affordable units that the Township needed we also have an additional 60 senior affordable units that are going to be built at the cost of the developer on a future site so that is 120 senior units and that is an extraordinary high percentage because the law looks for 15% or 20% on rentals and we are going to be over 30%, so yes it's not something that the committee at any point in time wants to do now or in the future but it had a set of circumstances and some of these developments you read about throughout the state there are waivers of sewerage connection fees and water fees and those types of concessions, but I think when we looked at this and as the ordinance came together and the agreement this had a very unique set of circumstances and that is why it was presented that way. I do not know if Blais has anything else to add but do I think it will be a precedent? No, because this is a proceeding to get affordable housing a set aside that I don't think we will ever see again as far as that amount of set aside that has been negotiated here by the Committee.

Blais Brancheau: I would like to add to what Fred was saying this site in particular apart from the normally high subsidy post by the developer 125 total affordable units about 40% of the property that comprises the zone that is exempt is 2 utility pieces within which you can not plant trees, so even if the applicant so even if the applicant was not exempt he would not be able to plant trees on the property because of the utility easements so for both reasons that exemption made sense here and I agree with Terri's sentiment that we do not want to be making this a general exemption for multifamily developers but there will be trees where they can fit them.

Now on Adoption, Be it resolved, that an Ordinance entitled, "**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION WITH THE ESTABLISHMENT OF A NEW ARTICLE XXIXD3 ENTITLED "RM-7 RESIDENCE DISTRICT," AMENDING THE TOWNSHIP'S ZONE MAP TO INCLUDE THE NEW DISTRICT, AND AMENDING VARIOUS RELATED REGULATIONS,"** be passed on final reading and that a Notice of the final passage of the Ordinance be published in the Daily Record.

Member Gallagher has made the motion for adoption and seconded by Member Ferramosca, Members voted to adopt Members Mihalko and Francioli recused from voting.

So Adopted.

ORDINANCE NO. 5-2021

AMENDING AND SUPPLEMENTING SECTION 125-4. ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2021 BEE MEADOW SWIMMING POOL SEASON AND NEW 2021 FEES RELATED TO VARIOUS RECREATION AND PARK ADMINISTRATION DEPARTMENT PROGRAMS AND ACTIVITIES

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 5-2021 appeared in full in the February 3, 2021 issue of the Daily Record in accordance with the law.

Motion to open public hearing made by Member Mihalko and seconded by Member Francioli and unanimously passed.

Motion to close public hearing made by Member Mihalko and seconded by Member Ferramosca and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled, "**AMENDING AND SUPPLEMENTING SECTION 125-4. ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2021 BEE MEADOW SWIMMING POOL SEASON AND NEW 2021 FEES RELATED TO VARIOUS RECREATION AND PARK ADMINISTRATION DEPARTMENT PROGRAMS AND ACTIVITIES INTRODUCTION OF ORDINANCES**," be passed on final reading and that a Notice of the final passage of the Ordinance be published in the Daily Record.

Member Mihalko has made the motion for adoption and seconded by Member Francioli voted unanimously to pass.

Mr. Mihalko: I would like to point out that the rates are staying the same for the pool and pool registration opens up on March 1st.

So Adopted.

INTRODUCTION OF ORDINANCES

ORDINANCE NO. 6-2021

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A TWO AND ONE HALF (2 1/2%) PERCENT INCREASE IN THE APPROPRIATION LIMIT OF THE TOWNSHIP'S CALENDAR YEAR 2021 CURRENT FUND BUDGET AND FURTHER ESTABLISHING A CAP BANK, ALL IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq. provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a, provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation, and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey finds it advisable and necessary to increase its Calendar Year 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the governing body hereby determines that a 2 1/2% increase in the budget for said year, amounting to \$518,351.25 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

1. That a majority of the full authorized membership of this governing body affirmatively concurring, that, in the Calendar Year 2021 budget year, the final appropriations of the Township of Hanover shall, in accordance with this ordinance, and N.J.S.A. 40A: 4-45.14, be increased by the 3.5%, amounting to \$725,691.75, and that the Calendar Year 2021 municipal budget for the Township of Hanover be approved and adopted in accordance with this ordinance.

2. That any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two (2) succeeding years.

3. That a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction.

4. That a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

WHEREAS, on November 2, 1999, by a vote of almost two to one in favor, the voters of Hanover Township approved a binding referendum question concerning the creation of an Open Space Trust Fund for the Township; and

WHEREAS, the binding referendum asked the voters whether the Township should adopt an ordinance establishing an "Open Space and Parkland and Facilities Preservation Trust Fund" and if so, should the Trust Fund be funded through the collection of local property taxes in the amount of two cents (\$.02) for each one hundred (\$100.00) dollars of assessed valuation; and

WHEREAS, the creation of the Open Space Trust Fund would complement any other available funding sources to be used exclusively for the purchase of property or easements within the Township, for the preservation of resource open space and/or the maintenance and improvement of the Township's existing parkland and related facilities for outdoor recreation purposes; and

WHEREAS, the Township Committee, on December 9, 1999, adopted Ordinance No. 32-99 which established an Open Space and Parkland and Facilities Preservation Trust Fund and the Open Space and Parkland and Facilities Preservation Advisory Committee (OSAC); and

WHEREAS, the ordinance also established for the year 2000 and subsequent years, a two cent (\$.02) per hundred (\$100.00) dollar valuation tax which would be specifically dedicated for the acquisition of property for open space and recreational purposes and the maintenance and improvement to the Township's parkland and related facilities; and

WHEREAS, the two cents (\$.02) dedicated tax is shown as a separate line item on each property owners tax bill and not as part of the municipal tax rate in that the tax was established as a dedicated tax for the purposes described above; and

WHEREAS, since its inception in the year 2000, the two cent (\$.02) dedicated tax rate was reduced by the governing body from two cents (\$.02) to one (\$.01) cent in 2009, 2010 and 2011; and

WHEREAS, subsequently, in 2012, 2013, 2014, 2015 and 2016, the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one-half cent (\$.005); and

WHEREAS, in 2017, the governing body reduced the dedicated open space tax rate to one (\$.01) cent; and

WHEREAS, in 2018, 2019 and 2020, the governing body reduced the dedicated open space tax rate to one and one-half (\$.015) cents; and

WHEREAS, in calendar years 2021, the Township Committee proposes to reduce the two (\$.02) cent dedicated open space tax rate and maintain it at one (\$.01) per hundred dollars of assessed valuation in 2021 only; and

WHEREAS, although the dedicated open space tax is not computed as part of the municipal tax rate which supports municipal operations and services, the reduction in the open space tax rate will help to minimize the impact of the property taxpayers' total 2021 tax bill.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

Section 1. That the Open Space Trust Fund dedicated tax rate, as established by Ordinance No. 32-99, and codified under Chapter 50 of the Code of the Township entitled Open Space, Parkland and Facilities Preservation Trust Fund Advisory Committee, shall be reduced from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one cent (\$.01) per hundred (\$100.00) dollars of assessed valuation for calendar year 2021.

Section 2. That the Township's Chief Municipal Finance Officer is hereby authorized and directed to collect the one cent (\$.01) per hundred dollars of assessed valuation for calendar year 2021 only. The funds derived from this dedicated tax shall continue to be maintained in a separate account and shall only be utilized for the purposes described in Ordinance No. 32-99 which established the Open Space and Parkland and Facilities Preservation Trust Fund.

Section 3. That certified copies of this ordinance shall be transmitted to the Division of Local Government Services, the Township's Chief Municipal Finance Officer and members of the Township's Open Space Advisory Committee.

Section 4. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 5. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 6. This ordinance shall take effect in accordance with the law.

The Ordinance and Notice of Introduction will be published in full in the Daily Record on February 17, 2021 in accordance with the law. Public Hearing is scheduled for March 11, 2021 at 7:00pm via zoom webinar meeting.

Motion on introduction made by Member Cahill and seconded by Member Gallagher and unanimously approved.

So Introduced

ORDINANCE NO. 7-2021

**AN ORDINANCE OF TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER
REDUCING THE TWO CENT (\$.02) PER HUNDRED (\$100.00) DOLLARS OF
ASSESSED VALUATION DEDICATED OPEN SPACE TRUST FUND TAX RATE TO
ONE CENT (\$.01) PER HUNDRED (\$100.00) DOLLARS OF ASSESSED VALUATION
DURING CALENDAR YEAR 2021 ONLY AND FURTHER AUTHORIZING THE
TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO COLLECT THE ONE
CENT (\$.01) DEDICATED TAX**

WHEREAS, on November 2, 1999, by a vote of almost two to one in favor, the voters of Hanover Township approved a binding referendum question concerning the creation of an Open Space Trust Fund for the Township; and

WHEREAS, the binding referendum asked the voters whether the Township should adopt an ordinance establishing an "Open Space and Parkland and Facilities Preservation Trust Fund" and if so, should the Trust Fund be funded through the collection of local property taxes in the amount of two cents (\$.02) for each one hundred (\$100.00) dollars of assessed valuation; and

WHEREAS, the creation of the Open Space Trust Fund would complement any other available funding sources to be used exclusively for the purchase of property or easements within the Township, for the preservation of resource open space and/or the maintenance and improvement of the Township's existing parkland and related facilities for outdoor recreation purposes; and

WHEREAS, the Township Committee, on December 9, 1999, adopted Ordinance No. 32-99 which established an Open Space and Parkland and Facilities Preservation Trust Fund and the Open Space and Parkland and Facilities Preservation Advisory Committee (OSAC); and

WHEREAS, the ordinance also established for the year 2000 and subsequent years, a two cent (\$.02) per hundred (\$100.00) dollar valuation tax which would be specifically dedicated for the acquisition of property for open space and recreational purposes and the maintenance and improvement to the Township's parkland and related facilities; and

WHEREAS, the two cents (\$.02) dedicated tax is shown as a separate line item on each property owners tax bill and not as part of the municipal tax rate in that the tax was established as a dedicated tax for the purposes described above; and

WHEREAS, since its inception in the year 2000, the two cent (\$.02) dedicated tax rate was reduced by the governing body from two cents (\$.02) to one (\$.01) cent in 2009, 2010 and 2011; and

WHEREAS, subsequently, in 2012, 2013, 2014, 2015 and 2016, the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one-half cent (\$.005); and

WHEREAS, in 2017, the governing body reduced the dedicated open space tax rate to one (\$.01) cent; and

WHEREAS, in 2018, 2019 and 2020, the governing body reduced the dedicated open space tax rate to one and one-half (\$.015) cents; and

WHEREAS, in calendar years 2021, the Township Committee proposes to reduce the two (\$.02) cent dedicated open space tax rate and maintain it at one (\$.01) per hundred dollars of assessed valuation in 2021 only; and

WHEREAS, although the dedicated open space tax is not computed as part of the municipal tax rate which supports municipal operations and services, the reduction in the open space tax rate will help to minimize the impact of the property taxpayers' total 2021 tax bill.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

Section 1. That the Open Space Trust Fund dedicated tax rate, as established by Ordinance No. 32-99, and codified under Chapter 50 of the Code of the Township entitled Open Space, Parkland and Facilities Preservation Trust Fund Advisory Committee, shall be reduced from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one cent (\$.01) per hundred (\$100.00) dollars of assessed valuation for calendar year 2021.

Section 2. That the Township’s Chief Municipal Finance Officer is hereby authorized and directed to collect the one cent (\$.01) per hundred dollars of assessed valuation for calendar year 2021 only. The funds derived from this dedicated tax shall continue to be maintained in a separate account and shall only be utilized for the purposes described in Ordinance No. 32-99 which established the Open Space and Parkland and Facilities Preservation Trust Fund.

Section 3. That certified copies of this ordinance shall be transmitted to the Division of Local Government Services, the Township’s Chief Municipal Finance Officer and members of the Township’s Open Space Advisory Committee.

Section 4. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 5. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 6. This ordinance shall take effect in accordance with the law.

The Ordinance and Notice of Introduction will be published in full in the Daily Record on February 17, 2021 in accordance with the law. Public Hearing is scheduled for March 11, 2021 at 7:00pm via zoom webinar meeting.

Motion on introduction made by Member Cahill and seconded by Member Gallagher and unanimously approved.

So Introduced

RESOLUTIONS:

RESOLUTION NO. 30-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING ROBERT G. MIELE, III AS A NEW PROBATIONARY PATROLMAN FOR A ONE (1) YEAR PERIOD COMMENCING MONDAY, MARCH 1, 2021 THROUGH TUESDAY, MARCH 1, 2022 AT A BASE SALARY OF \$59,855.00 AT STEP 1 OF THE SALARY GUIDE SET FORTH IN ORDINANCE NO. 18-2019 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING SATISFACTORY MEDICAL AND PSYCHOLOGICAL EXAMINATIONS, A NEGATIVE DRUG TEST AND COMPREHENSIVE BACKGROUND INVESTIGATION)

WHEREAS, the authorized strength of the Hanover Township Police Department consists of thirty-two (32) superior officers and patrolmen; and

WHEREAS, with the resignation of Matthew J. Garrison effective October 20, 2020, a need exists to replace the vacant patrolman position; and

WHEREAS, in accordance with the Township's job search process, an Interview Committee consisting of Chief Mark Roddy, Captain White and Lieutenant Look interviewed the candidate mentioned below who appeared best qualified and matched the Township's job description for patrolman; and

WHEREAS, as a result of the interview, the Interview Committee recommends that **Robert G. Miele, III** is qualified and meets the Township's hiring standards and criteria in performing the duties and responsibilities of a patrolman; and

WHEREAS, except as otherwise provided by State Statute, Section 53-11.1 of Chapter 53 of the Code of the Township entitled Police Department describes the minimum educational background a candidate must have in order to be considered for the rank of patrolman; and

WHEREAS, based on the recommendation of the Interview Committee, **Robert G. Miele, III** shall serve as a probationary patrolman for a one (1) year period commencing Monday, March 1, 2021 and ending on Tuesday, March 1, 2022:

Robert G. Miele, III
[REDACTED]

[REDACTED]; and

WHEREAS, as a conditional offer of employment, **Mr. Miele** must receive satisfactory medical and psychological examinations, a negative drug test, and a negative background investigation; and

WHEREAS, it is the intention of the Township Committee to accept the recommendation of the Interview Committee and appoint **Mr. Miele** as a probationary patrolman.

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

1. That **Mr. Robert G. Miele, III** residing at [REDACTED] is hereby appointed to serve as a probationary patrolman effective Monday, March 1, 2021. **Mr. Miele** will serve in a probationary capacity for a one (1) year period which shall end on Tuesday, March 1, 2022.
2. In accordance with Salary Ordinance No. 18-19 and the current 2018-2021 Collective Bargaining Agreement between the Township and the Hanover Township Patrolmen's Benevolent Association, PBA Local #128, **Probationary Patrolman Robert G. Miele, III** shall receive a base salary of \$59,855.00 at Step 1 of the Patrolmen's Step Classification Guide.
3. As a conditional offer of employment, **Mr. Miele** must receive satisfactory medical and psychological examinations, a negative drug test, and a negative background investigation. In the event **Mr. Miele** fails any of the examinations set forth above, the conditional offer of employment may be withdrawn immediately.
4. During the probationary period, **Probationary Patrolman Miele**, as a newly appointed patrolman, does not retain any type of permanent status within the Police Department and may be dismissed at the discretion of the Township Committee only after proper preliminary notice has been given an opportunity for a hearing afforded the patrolman. This condition of employment is in conformance with Section 53-9.D.1 set forth under Section 53-9. Entitled "Qualifications for Appointment." Pursuant to Chapter 53 of the Code of the Township entitled Police Department.

5. That certified copies of this resolution shall be transmitted to the Captain of Police, the Township's Chief Municipal Finance Officer and **Probationary Patrolman Miele** for reference and information purposes.

RESOLUTION NO. 31-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING ANTHONY S. D'ANGELO AS A NEW PROBATIONARY PATROLMAN FOR A ONE (1) YEAR PERIOD COMMENCING MONDAY, MARCH 1, 2021 THROUGH TUESDAY, MARCH 1, 2022 AT A BASE SALARY OF \$59,855.00 AT STEP 1 OF THE SALARY GUIDE SET FORTH IN ORDINANCE NO. 18-2019 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING SATISFACTORY MEDICAL AND PSYCHOLOGICAL EXAMINATIONS, A NEGATIVE DRUG TEST AND COMPREHENSIVE BACKGROUND INVESTIGATION)

WHEREAS, the authorized strength of the Hanover Township Police Department consists of thirty-two (32) superior officers and patrolmen; and

WHEREAS, with the retirement of Earl Seely effective February 28, 2021, a need exists to replace the vacant patrolman position; and

WHEREAS, in accordance with the Township's job search process, an Interview Committee consisting of Chief Mark Roddy, Captain White and Lieutenant Look interviewed the candidate mentioned below who appeared best qualified and matched the Township's job description for patrolman; and

WHEREAS, as a result of the interview, the Interview Committee recommends that **Anthony S. D'Angelo** is qualified and meets the Township's hiring standards and criteria in performing the duties and responsibilities of a patrolman; and

WHEREAS, except as otherwise provided by State Statute, Section 53-11.1 of Chapter 53 of the Code of the Township entitled Police Department describes the minimum educational background a candidate must have in order to be considered for the rank of patrolman; and

WHEREAS, based on the recommendation of the Interview Committee, **Anthony S. D'Angelo** shall serve as a probationary patrolman for a one (1) year period commencing Monday, March 1, 2021 and ending on Tuesday, March 1, 2022:

Anthony S. D'Angelo
[REDACTED]

[REDACTED]; and

WHEREAS, as a conditional offer of employment, **Mr. D'Angelo** must receive satisfactory medical and psychological examinations, a negative drug test, and a negative background investigation; and

WHEREAS, it is the intention of the Township Committee to accept the recommendation of the Interview Committee and appoint **Mr. D'Angelo** as a probationary patrolman.

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

1. That **Mr. Anthony S. D'Angelo** residing at [REDACTED] is hereby appointed to serve as a probationary patrolman effective Monday, March 1, 2021. **Mr. D'Angelo** will serve in a probationary capacity for a one (1) year period which shall end on Tuesday, March 1, 2022.

2. In accordance with Salary Ordinance No. 18-19 and the current 2018-2021 Collective Bargaining Agreement between the Township and the Hanover Township Patrolmen's Benevolent Association, PBA Local #128, **Probationary Patrolman Anthony S. D'Angelo** shall receive a base salary of \$59,855.00 at Step 1 of the Patrolmen's Step Classification Guide.
3. As a conditional offer of employment, **Mr. D'Angelo** must receive satisfactory medical and psychological examinations, a negative drug test, and a negative background investigation. In the event **Mr. D'Angelo** fails any of the examinations set forth above, the conditional offer of employment may be withdrawn immediately.
4. During the probationary period, **Probationary Patrolman D'Angelo**, as a newly appointed patrolman, does not retain any type of permanent status within the Police Department and may be dismissed at the discretion of the Township Committee only after proper preliminary notice has been given an opportunity for a hearing afforded the patrolman. This condition of employment is in conformance with Section 53-9.D.1 set forth under Section 53-9. Entitled "Qualifications for Appointment." Pursuant to Chapter 53 of the Code of the Township entitled Police Department.
5. That certified copies of this resolution shall be transmitted to the Captain of Police, the Township's Chief Municipal Finance Officer and **Probationary Patrolman D'Angelo** for reference and information purposes.

RESOLUTION NO. 32-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING A ONE-TIME, \$8,600.00 REIMBURSEABLE GRANT STIPEND TO BE PAID TO SHELBY SNOW, ON A QUARTERLY BASIS, AS THE INCLUSIVE HEALTHY COMMUNITIES GRANT PROGRAM COORDINATOR

WHEREAS, in December, 2020, the Township was awarded a \$100,000.00 Inclusive Healthy Communities Grant through the New Jersey Department of Human Services; and

WHEREAS, the purpose of the grant is to develop a mobility plan to improve and provide transportation alternatives in the Township for those individuals with Intellectual and related developmental disabilities; and

WHEREAS, the two year grant will require the coordination of various components of the project in cooperation with the Township's Dial-A-Ride program and other partners such as the ARC/Morris County Chapter and Employment Horizon, to name a few; and

WHEREAS, Shelby Snow, a member of the Township's Department of Administration shall serve as the Project Coordinator; and

WHEREAS, the grant provides an \$8,600.00 one-time, reimbursable stipend through the grant for the services to be rendered by Ms. Snow; and

WHEREAS, the stipend will be paid to Ms. Snow in four (4) equal payments during calendar year 2021 and two (2) equal payments during calendar year 2022; and

WHEREAS, funds for the payment of the one-time stipend, to be reimbursed through the grant, will be paid from the Administrative & Executive Salary Account.

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

1. Ms. Shelby Snow, a member of the Township's Department of Administration is hereby designated as the Project Coordinator for the Inclusive Healthy Communities Grant awarded by the New Jersey Department of Human Services.
2. As Project Coordinator, Ms. Snow shall be entitled to receive a \$1,075.00 quarterly stipend during calendar year 2021 and a stipend of \$2,150.00 for the first two quarters in 2022. The total amount of the one-time stipend, to be reimbursed through the grant, shall not exceed \$8,600.00.
3. The Chief Municipal Finance Officer is authorized and directed to pay the Stipend through the 2021 Temporary and Final Current Fund Budget, Administrative & Executive Account 0001. Payment of the stipend in 2022 shall be contingent upon the availability of funds in the 2022 Current Fund Temporary and Final Budgets.
4. A certified copy of this resolution shall be transmitted to the Chief Municipal Finance Officer and Ms. Snow for reference and information purposes.

RESOLUTION NO. 33-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING MEMBERS TO THE STONEY BROOK COMMUNITY FARM AND GARDEN ADVISORY COMMITTEE FOR A TERM OF OFFICE EXPIRING ON DECEMBER 31, 2022

WHEREAS, Ordinance No. 1-2016, codified as Chapter 63 of the Code of the Township, established the Stoney Brook Community Farm and Garden Advisory Committee; and

WHEREAS, Section 63-1.B.and C. provides that the Township Committee shall appoint up to nine (9) regular members to the Committee for a two (2) year term of office; and

WHEREAS, it is the intention of the Township Committee to appoint the individuals listed below to serve as members of the Stoney Brook Community Farm and Garden Advisory Committee for a term of office expiring on December 31, 2022.

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

1. In accordance with Section 63-1.B. and C., the following individuals are appointed to the Stoney Brook Community Farm and Garden Advisory Committee:

Valerie Bolcar-Novarro, 53 North Jefferson Road, Whippany
Ronald F.. Francioli, 9 Slope Drive, Cedar Knolls
Robert Hinck, 9 Spruce Street, Cedar Knolls
Joan LaLuna, 5 Larch Road, Cedar Knolls
Theresa Swala, 57 Oak Boulevard, Cedar Knolls
Aaron Wasserman, 61 Highland Avenue, Whippany
Ann Kraynak, Sunrise Drive, Whippany as Secretary
2. The appointments shall commence upon the passage of this resolution and expire on December 31, 2022 or until such time as the appointees successors are appointed and qualified.
3. That certified copies of this resolution shall be transmitted to Ann Kraynak as Secretary to the Advisory Committee and Denise Brennan, Superintendent of the Recreation and Park Administration Department.

RESOLUTION NO. 34-2021

A RESOLUTION DESIGNATING REVISED TIMES FOR THE REGULAR, CONFERENCE AND LEGAL MEETING DATES OF THE TOWNSHIP COMMITTEE DURING CALENDAR YEAR 2021

WHEREAS, the Open Public Meetings, Act, N.J.S.A. 10:4-6 et seq. (“OPMA”), provides that within seven (7) days following the annual organization meeting of the Governing Body, or if there be no such organization meeting, then, by no later than January 10th, every public body shall establish by resolution a schedule of regular meetings of the Governing Body to be held during the succeeding year; and

WHEREAS, the January 7, 2021 resolution of the Township Committee designating the 2021 regular, conference and legal meeting dates of the governing body was published in the January 13, 2021 edition of the Daily Record and in the January 14, 2021 issue of the Hanover Eagle; and

WHEREAS, during its open public conference work session on Thursday, January 28, 2021, the governing body decided to revise the times it shall meet for the open public conference, closed, executive legal session and regular, open public meeting; and

WHEREAS, the revised meeting times are set forth below commencing with the open public conference and closed, executive legal meeting starting on February 25, 2021.

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

1. The schedule of legal, conference and regular meetings of the Township Committee of the Township of Hanover is hereby established, as set forth in the schedule annexed hereto and the same is hereby adopted.
2. In accordance with the OPMA and the Emergency Remote Meeting Protocol for Local Public Bodies, N.J.A.C. 5:39-1.1 et seq. (“Remote Protocol”) and in consideration of the ongoing Governor-declared COVID-19 State of Emergency and the Township’s duty to protect the health, safety and welfare of its citizens, the Township hereby schedules the meetings for January, 2021 through June, 2021 to be held remotely via Zoom webinar. In the event the Governor lifts the Public Health Emergency and State of Emergency by June, 2021, the Township may revert to in-person meetings beginning in July, 2021 through December, 2021 in the Main Meeting Room of the Municipal Building Complex located at 1000 Route 10 in Whippany, New Jersey, with conference, and closed, executive legal meetings taking place in Conference Room “A.” If that is the case, additional notice will be provided in accordance with the OPMA.
3. The Township Clerk is hereby authorized and directed to prominently post the schedule in at least one public place reserved for such announcements.
4. The schedule shall be mailed, emailed, telephoned, or hand delivered by the Township Clerk to the following newspapers:

**MORRIS COUNTY'S DAILY RECORD
HANOVER EAGLE**

5. The schedule shall be placed on file with the Township Clerk.
6. The schedule shall be posted on the Township website and on the main access door of the Municipal Building Complex, and for remote meetings, the schedule shall include instructions for accessing the remote meeting, the

means for making public comment, and where relevant documents are available.

7. Special meetings may be held as and when necessary, with notice to be given as provided for in the Act on any meeting involving urgent matters may be held as provided for in Section 4b of the Act.

8. In the event that the annexed schedule is hereafter revised, the revised schedule shall be posted, mailed and filed by the Township Clerk in the manner herein above described.

9. Any person who requests a copy of the within schedule or any revisions thereto, shall be provided with the same upon the payment of the following fees, and upon the payment of said sums, said persons, shall be mailed copies of the schedule. The sum of \$100.00 is hereby designated as the fee for said service which shall terminate at midnight of December 31 of each year unless request for renewals are received.

10. The Township Clerk shall post a copy of this resolution on the Township's official bulletin board and on the Township's web site and publish it in full in the January 13, 2021 issues of the Daily Record and Hanover Eagle respectively.

11. For remote meetings held via Zoom webinar, members of the public may participate by joining on a phone, computer or tablet. The agenda to the extent known, along with the Zoom information, will be available on the Township's website at www.hanovertownship.com or may be requested from the Township Clerk at JGiorgio@hanovertownship.com or (973) 428-2467. Members of the public will be muted during the meeting, but may speak during the designated public comment portion by pressing 9 (telephone) or the reactions icon on the Zoom app, and waiting to be recognized by the host, who will unmute individuals to speak and mute them afterward. Please note that while muted, the public will still be able to hear the Township Committee conduct business. Written public comments for remote meetings may be submitted to the Township Clerk by email at JGiorgio@hanovertownship.com or by mail to Township Clerk, 1000 Route 10, Whippany, NJ 07981. Written public comments must include the individual's name, full address and contact information, and identify the meeting they are intended for. Written public comments must be received by the Clerk no later than four hours prior to the meeting start time and will be read into the record during the public comment portion. There is a five-minute time limit on all public comments.

SCHEDULE OF TOWNSHIP COMMITTEE CALENDAR

YEAR 2021 MEETING DATES

<u>DATE</u>	<u>MEETING</u>	<u>LOCATION</u>	<u>TIME</u>
1/07/21	Reorganization	Zoom Webinar	7:00 P.M.
<u>DATE</u>	<u>MEETING</u>	<u>LOCATION</u>	<u>TIME</u>
1/14/21	Conference and Legal	Zoom Webinar	5:00 P.M.
1/14/21	Regular	Zoom Webinar	6:30P.M.
1/28/21	Conference and Legal	Zoom Webinar	5:00 P.M.
2/06/21	2021 Budget Work Session	Zoom Webinar	8:30 A.M.
2/09/21	Joint Meeting with Whippanong Library Board of Trustees - Tentative	Whippanong Library	7:00 P.M.
2/11/21	Conference and Legal	Zoom Webinar	5:00 P.M.
2/11/21	Regular	Zoom Webinar	6:30 P.M.
2/25/21	Conference and Legal	Zoom Webinar	6:00 P.M.

<u>DATE</u>	<u>MEETING</u>	<u>LOCATION</u>	<u>TIME</u>
3/11/21	Conference and Legal	Zoom Webinar	6:00 P.M.
3/11/20	Regular	Zoom Webinar	7:00 P.M.
3/25/21	Conference and Legal	Zoom Webinar	6:00 P.M.
4/08/21	Conference and Legal	Zoom Webinar	6:00 P.M.
4/08/21	Regular	Zoom Webinar	7:00 P.M.
4/22/21	Conference and Legal	Zoom Webinar	6:00 P.M.
5/13/21	Conference and Legal	Zoom Webinar	6:00 P.M.
5/13/21	Regular	Zoom Webinar	7:00 P.M.
5/27/21	Conference and Legal	Zoom Webinar	6:00 P.M.
6/10/21	Conference and Legal	Zoom Webinar	6:00 P.M.
6/10/21	Regular	Zoom Webinar	7:00 P.M.
6/24/21	Conference and Legal	Zoom Webinar	6:00 P.M.

In the event the Public Health Emergency and State of Emergency are lifted by the Governor, the Township Committee may convene in-person meetings starting in July as set forth below. If not, the Zoom Webinars will continue on the dates and times so established.

<u>DATE</u>	<u>MEETING</u>	<u>LOCATION</u>	<u>TIME</u>
7/08/21	Conference and Legal	Conference Room	6:00 P.M.
7/08/21	Regular	Main Meeting Room	7:00 P.M.
7/22/21	Conference and Legal	Conference Room	6:00 P.M.
8/12/21	Conference and Legal	Conference Room	6:00 P.M.
8/12/21	Regular	Main Meeting Room	7:00 P.M.
8/26/21	Conference and Legal	Conference Room	6:00 P.M.
9/9/21	Conference and Legal	Conference Room	6:00 P.M.
9/9/21	Regular	Main Meeting Room	7:00 P.M.
9/23/21	Conference and Legal	Conference Room	6:00 P.M.
10/14/21	Conference and Legal	Conference Room	6:00 P.M.
10/14/21	Regular	Main Meeting Room	7:00 P.M.
10/28/21	Conference and Legal	Conference Room	6:00 P.M.
11/11/21	Conference and Legal	Conference Room	6:00 P.M.
11/11/21	Regular	Main Meeting Room	7:00 P.M.

Monday

11/22/21	Conference and Legal	Conference Room	6:00 P.M.
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Thursday

12/09/21	Conference and Legal	Conference Room	6:00 P.M.
12/09/21	Regular	Main Meeting Room	7:00 P.M.

Thursday

12/23/21	Conference and Legal	Conference Room	6:00 P.M.
12/23/21	Regular	Main Meeting Room	7: 00 P.M.

Special meetings may be held if and when necessary, with notice to be given as provided for in the OPMA and if applicable, the Remote Protocol, and any meeting involving urgent matters may be held as provided for in Section 4b of the OPMA.

Legal and conference work sessions of the Township Committee are informal in nature at which time no formal action is taken. The public is invited to attend such meetings subject to those areas of consideration from which the public may be excluded pursuant to those sections of the OPMA related to executive or closed sessions.

RESOLUTION NO. 35-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, ENDORSING THE AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN ADOPTED BY THE TOWNSHIP PLANNING BOARD ON FEBRUARY 9, 2021

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015)(Mount Laurel IV), the Township of Hanover (“Hanover” or the “Township”) filed a Declaratory Judgment Complaint on July 2, 2015 in Superior Court, Law Division seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan (“HEFSP”), to be amended as necessary, satisfies its “fair share” of the regional need for low and moderate income housing pursuant to the “Mount Laurel doctrine,” and

WHEREAS, the Township simultaneously sought, and ultimately secured, a protective order providing Hanover immunity from all Mount Laurel lawsuits while it pursued approval of its HEFSP, which is still in full force and effect; and

WHEREAS, the Court also appointed Elizabeth McManus, PP, AICP, LEED AP, as the Special Court Master (hereinafter the “Court Master”), as is customary in Mount Laurel matters adjudicated in the courts; and

WHEREAS, with assistance from the Court Master, the Township and Fair Share Housing Center (“FSHC”) engaged in good faith negotiations, which resulted in the entering into of a Settlement Agreement between the Township and FSHC dated February 5, 2019 (“FSHC Settlement Agreement”); and

WHEREAS, a Fairness Hearing was held on May 10, 2019, during which the FSHC Settlement Agreement was approved, and said approval was memorialized by an Order entered by the Court on May 14, 2019; and

WHEREAS, as per the terms of the FSHC Settlement Agreement and the Court’s May 14, 2019 Order, the Township’s Affordable Housing Planner prepared a HEFSP, which was reviewed and modified by the Township’s Affordable Housing Counsel; and

WHEREAS, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board held a public hearing on the HEFSP on October 22, 2019, and adopted the HEFSP on that same day; and

WHEREAS, the Mayor and Township Committee endorsed the Housing Element and Fair Share Plan by resolution on November 14, 2019; and

WHEREAS, the Township and FHSC subsequently entered into an amended settlement agreement (“Amended Settlement Agreement”) between the Township and FSHC on June 2, 2020, which supersedes the previous agreement last executed on March 7, 2019; and

WHEREAS, as per the terms of the Amended Settlement Agreement, the Township’s Affordable Housing Planner prepared an updated HEFSP dated September 1, 2020, which was adopted by the Planning Board on September 15, 2020; and

WHEREAS, pursuant to ongoing settlement negotiations with JMF Acquisitions, LLC, Hanover Towne Center, LLC, Cedar Knolls 1, LLC (“JMF”), the Township’s Affordable Housing Planner prepared a second updated HEFSP dated November 4, 2020, which was adopted by the Planning Board on November 17, 2020; and

WHEREAS, the Township entered into an amended settlement agreement with JMF on January 19, 2021, last executed on January 27, 2021, necessitating a third updated HEFSP; and

WHEREAS, the Township’s Affordable Housing Planner prepared a third updated HEFSP dated January 26, 2021, which has been reviewed by the Township Attorney, and which is attached hereto with Appendices as Exhibit A; and

WHEREAS, on February 9, 2021, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board held a public hearing on the updated HEFSP dated January 26, 2021, and adopted said HEFSP that same day; and

WHEREAS, a true copy of the Resolution of the Planning Board adopting the updated HEFSP is attached hereto as Exhibit B; and

WHEREAS, the Mayor and Township Committee wish to endorse the updated HEFSP and seek approval of the HEFSP from the Court.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Hanover, County of Morris, State of New Jersey, as follows:

1. The Housing Element and Fair Share Plan (HEFSP) attached hereto as Exhibit A, as adopted by the Planning Board on February 9, 2021, which Resolution is attached hereto as Exhibit B, is hereby endorsed.
2. The Township professionals are hereby authorized and directed to file with the Court the HEFSP, the resolutions of the Planning Board and Mayor and Township Committee adopting and endorsing, respectively, the HEFSP, and any additional documents the professionals deem necessary or desirable.
3. The Township professionals are hereby authorized and directed to seek Court approval of the HEFSP at a Final Compliance Hearing.
4. The Township reserves the right to further amend the HEFSP, should that be necessary.

RESOLUTION NO. 36-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT FOR SALE OF REAL ESTATE WITH HANOVER TOWNE CENTER, LLC RELATED TO PUBLIC PROPERTY OWNED BY THE TOWNSHIP AT THE END OF MOUNT PLEASANT AVENUE IN THE WHIPPANY SECTION OF THE TOWNSHIP

WHEREAS, the Township of Hanover is the owner of a portion of Mount Pleasant Avenue in the Whippany Section of the Township; and

WHEREAS, the Township Committee determined that the land described above is no longer needed for public use; and

WHEREAS, by resolution dated May 14, 2020, the Township Committee authorized the public sale of a portion of Mount Pleasant Avenue to the highest bidder; and

WHEREAS, the Township established a minimum asking price of \$90,000.00 which required a 10% down payment of \$9,000.00; and

WHEREAS, the public sale took place on Tuesday, June 9, 2020 at which time only one (1) bidder by the name of Giuseppi Forgione representing Hanover Towne Center, LLC submitted a bid at the Township's minimum asking price of \$90,000.00; and

WHEREAS, as the successful bidder, Mr. Forgione has paid the \$9,000.00 down payment and is now prepared to pay the balance of the purchase price at closing; and

WHEREAS, the Township Attorney has prepared an agreement for sale of real estate which the parties have agreed to execute.

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

1. The Mayor and Township Clerk are hereby authorized and directed to execute the attached "Agreement for Sale of Real Estate" to Hanover Towne Center, LLC as it relates to the sale of a portion of Mount Pleasant Avenue.

2. That a certified copy of this resolution along with the executed agreement shall be transmitted to Hanover Towne Center, LLC, the Township Attorney and the Township's Tax Assessor for reference and information purposes.

RESOLUTION NO. 37-2021

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE CHIEF OF POLICE TO ISSUE A PURCHASE ORDER TO MALL CHEVROLET FOR THE PURCHASE OF ONE (1) 2021 CHEVROLET TAHOE SSV 4 WHEEL DRIVE VEHICLE IN AN AMOUNT NOT TO EXCEED \$40,660.57 PURSUANT TO CONTRACT NO. 65MCESCCPS-ESCNJ 20/21-09 ISSUED BY THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION COOPERATIVE PRICING SYSTEM

WHEREAS, the Township of Hanover is a member of the Middlesex Regional Educational Services Commission Cooperative Pricing System (65MCESCCPS); and

WHEREAS, the Cooperative Pricing System is administered by the Middlesex Regional Educational Services Commission, as the Lead Agency; and

WHEREAS, the Lead Agency prepares bid specifications, advertises for bids, receives and evaluates bids and awards contract pursuant to the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Lead Agency has awarded a contract to **Mall Chevrolet**, the lowest responsive and responsible bidder for the following vehicle:

Contract No. 65MCESCCPS-ESCNJ 20/21-09 – 2021 Chevrolet Tahoe SSV 4 Wheel Drive Vehicle; and

WHEREAS, the Township of Hanover, as the Contracting Unit, is desirous of utilizing Contract No. 65MCESCCPS-ESCNJ 20/21-09 for the purpose of purchasing a replacement police vehicle.

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

1. In accordance with the award of a contract by the Middlesex Regional Educational Services Commission, acting as the Lead Agency on behalf of the Middlesex Regional Educational Cooperative Pricing System (65MCESCCPS), the governing body hereby authorizes the Chief of Police to issue a Purchase Order for the acquisition and purchase of the following police vehicle from **Mall Chevrolet** located at 75 Haddonfield Road in Cherry Hill, New Jersey 08002 as follows:
 - A. One (1) 2021 Chevrolet Tahoe SSV 4 Wheel Drive Vehicle (Tahoe 5WE Admin) under Contract No. ESCNJ 20/21-09, in an amount not to exceed \$40,660.57.
2. That a certified copy of this resolution shall be transmitted to the Chief of Police and the Township's Chief Municipal Finance Officer for reference and action purposes.

RESOLUTION NO. 38-2021

A RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BY AND BETWEEN GAMAR, LLC AND THE TOWNSHIP AS IT RELATES TO THE CONSTRUCTION OF A FIVE LOT SUBDIVISION ON PROPERTY LOCATED AT 299 WHIPPANY ROAD IN THE WHIPPANY SECTION OF THE TOWNSHIP AND DESIGNATED AS LOT 28 IN BLOCK 4701, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER WHICH EXECUTION OF THE

AGREEMENT IS SUBJECT TO THE RECEIPT OF VARIOUS FEES, AND ANY OTHER INSTRUMENTS AS DESCRIBED IN THE DEVELOPER'S AGREEMENT

WHEREAS, by resolution adopted on March 21, 2019, the Zoning Board of Adjustment granted preliminary and final major subdivision approval with variances to **GAMAR, LLC**, as Applicant/Property Owner, to construct a five lot subdivision for single family dwellings on property located at 299 Whippany Road in the Whippany Section of the Township and designated at Lot 28 in Block 4701 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, under State law, Township Ordinances, and Planning Board rules, regulations and requirements, the granting of final approval to said site plan is contingent upon the Developer having completed all such improvements within and without Block 4701, Lot 28, in accordance with the requirements of said preliminary and final approvals or furnishing performance guarantees in lieu thereof to be approved by the Township and conditioned upon satisfactory completion by the Developer of all such improvements as provided in N.J.S.A. 40:55D-53 and the execution of this Agreement; and

WHEREAS, the Developer desires to improve said Site in accordance with all applicable requirements, including those set forth in this agreement.

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

1. The Mayor and Township Clerk are hereby authorized and directed to execute a Developer's Agreement by and between the Township of Hanover and, **GAMAR LLC**, to construct five (5) single-family residential dwellings on property located at 299 Whippany Road in the Whippany Section of the Township and designated as Lot 28 in Block 4701 as set forth on the Tax Map of the Township of Hanover. However, the Mayor and Township Clerk shall not execute the Developer's Agreement until the following instruments and guarantees are first submitted to the Township, and only after the Township Engineer has reviewed and accepted all of the pertinent documents and plans required for approval before construction activities commence, including but not limited to any other State or County approvals that may be required. In addition, where an approval of a site plan or a variance is subject to certain stated conditions, or where the approval was made subject to the approval of other governmental units, N.J.A.C. 5:23-2.15(a)(5) requires that the applicant for a building permit must furnish a "statement that all required State, County and local prior approvals have been given."

2. The Developer will deposit security with the Township Clerk to guarantee completion of all public improvements. Such security shall require the posting of a performance bond or Irrevocable Standby Letter of Credit in the amount of \$198,100.00 and the sum of \$22,011.00 in cash or certified check. The total performance guarantee is \$220,111.00.

3. In accordance with paragraph 7(b) of the Developer's Agreement, and the Township Engineer's Schedule "A", the Developer shall deposit with the Township Clerk at or before the signing of the Developer's Agreement the sum of \$11,521.00 to cover the cost of Township engineering review, inspection and supervision of all the improvements as required to be installed by the Developer. However, in accordance with N.J.S.A. 40:55D-53.h. the Developer, has the option to pay the \$11,521.00 in four (4) installments. The first installment would be \$2,880.00. When the balance on deposit drops to 10% of the required amount, the Developer shall make an additional installment deposit.

4. The Developer shall also be required to pay to the Township the sum of \$20,000.00 to cover the cost of the Hanover Sewerage Authority's engineering review, inspection and supervision of the sanitary sewer facilities and improvements required for this project subject to the provisions of N.J.S.A. 40:14A-40.; and

5. This development is subject to payment of a Mandatory Development Fee for Affordable Housing pursuant to Section 166-48.1 of Chapter 166 of the Code of the Township entitled Land Use and Development Legislation. The development shall be subject to a fee of 2% of the equalized assessed value of each of the five (5)

residential properties as determined by the Tax Assessor in accordance with the procedures set forth in Section 166-48.1.

6. Pursuant to paragraph 24 of the Developer's Agreement, **GAMAR, LLC** shall deposit with the Township a one-time fee in the amount of \$10,092.00 to cover the Township's Annual Maintenance Cost of the Proposed Underground Detention System.

7. Submission of a Certificate of Insurance to the Township Clerk naming the Township of Hanover and the Hanover Sewage Authority as "an additional insured", all in accordance with paragraph 15 of the Developer's Agreement.

8. In accordance with paragraph 7e. of the Developer's Agreement, the Developer upon satisfactory completion of the improvements, shall provide the Township Engineer with a Two (2) Year Maintenance Guarantee which represents 15% of the cost of the installation of all bonded improvements and the installation of the following private site improvements: storm water management basins, in-flow and water quality structures within the basin and the out-flow pipes and structures of the storm water management systems which cost shall be determined by the Township Engineer. Prior to the release of the Two (2) Year Maintenance Guarantee, the Township Engineer shall conduct a final inspection. If, the Township Engineer determines that all of the improvements have been satisfactorily constructed, this resolution authorizes the Township Engineer to release the Two (2) Year Maintenance Guarantee.

9. Furthermore, the Developer shall comply with all the requirements and conditions more specifically outlined in full in the attached Developer's Agreement and Schedule "A".

10. The Developer's Agreement shall not be signed by the Mayor and Township Clerk until the Township Engineer has received all of the guarantees and any other fees as required at the time of signing, and the conveyance of any applicable deeds of dedication, conservation easements or any other pertinent documents, drawings and plans needed for approval prior to the commencement of any construction activities.

11. That certified copies of this resolution shall be transmitted to the Township Engineer, the Construction Official, the Township's Chief Municipal Finance Officer, the HSA Executive Director and **GAMAR, LLC** for reference and action purposes.

RESOLUTION NO. 39-2021

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER CONCERNING 10 GLORIA AVENUE

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2020, a lien was sold on Block 8603, Lot 3, also known as 10 Gloria Avenue, Whippany, New Jersey 07981, for 2019 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2020-11, was sold to Park Finance II, LLC for an 0% redemption fee and a \$68,000.00 premium paid; and

WHEREAS, John Bisson, the owner, has affected redemption of Certificate 2020-11 in the amount of \$11,769.64.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$11,769.64, payable to Park Finance II, LLC, P.O. Box 109, Cedar Knolls, New Jersey 07927, for the redemption of Tax Sale Certificate 2020-11.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$68,000.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 40-2021

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER CONCERNING 17 REYNOLDS AVENUE

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 4, 2017, a lien was sold on Block 8702, Lot 45 also known as 17 Reynolds Avenue, Whippany, New Jersey 07981, for 2016 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2017-18, was sold to M&P Retirement Plan for an 0% redemption fee and a \$30,500.00 premium paid; and

WHEREAS, Kevin Bauman, the owner, has affected redemption of Certificate 2017-18 in the amount of \$66,790.65.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$66,790.65, payable to M&P Retirement Plan, P.O. Box 2051, Morristown, New Jersey 07962-2051, for the redemption of Tax Sale Certificate 2017-18.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$30,500.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 41-2021

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

BE IT RESOLVED, by the Township Committee, of the Township of Hanover, County of Morris and State of New Jersey, that the following tax overpayments, as certified by Silvio Esposito, Collector of Taxes, be and are hereby refunded:

BLOCK	LOT	QUAL. #	NAME	AMOUNT
2104	9		McKirdy & Riskin PA Cargille Knolls 136 South Street Morristown, NJ 07960 Location: 2 East Frederick Pl. Reserve for tax appeal	\$26,115.348
3002	17		Corelogic PO Box 9202 Coppell, TX 75019 Attn: Refund Dept RE: Winters/59 N Jefferson Rd	\$4992.33
4301	7		Glen-David Schwarzchild LLC HCR Manorcare 1050 N Kings Highway – Suite 102 Cherry Hill, NJ 08034 Location: 18 Eden Lane Reserve for tax appeal	\$18,890.00

Motion to approve the resolutions 29, 30, 31, 32, 33, 34, 35, 037, 38, 39 and 40-2021 as a consent agenda made by Member Gallagher and seconded by Member Cahill and unanimously approved.

Motion to approve Resolution 35-2021 made by Member Cahill and seconded by Member Gallagher Member Francioli and Member Mihalko recused on resolution 36-2021.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of **\$8,351,869.72** for the payment of all bills as of this Regular Township Committee Meeting. A copy of the “Bills Payment List – by Vendor” is hereby approved and made a part of this resolution as if set forth in full. Moved by Mayor Ferramosca and seconded by Member Francioli and unanimously passed.

A copy of the Bill Payment List – by Vendor has been incorporated in the Supplemental Minute Book – Payment of Bills which is on file in the Township Clerk’s office.

RAFFLES:

- RL-3300 – Morristown High School Project Grad – Tricky Tray**
- RL-3301 - Morristown High School Project Grad – 50/50 off premise**
- RL-3302 – Whippany Park High School – Tricky Tray**
- RL-3303 - Whippany Park High School – 50/50 off premise**

Motion for approval made by Member Gallagher and seconded by Member Mihalko and unanimously passed.

OPEN TO THE PUBLIC

Motion made by Member Gallagher to Open to the Public and seconded by Member Cahill and unanimously passed.

Terri Baird, 180 Parsippany Road: I would like to make a comment in reference to the earlier meeting where you got a report for the demographer for the school district, one question I have is did the Town pay for half of that report or was it all paid for by the school district?

Mayor: The cost of the demographer study was split, the Township working in partnership with the school district both felt that this was crucial part of understanding the impact of affordable housing as we spoke about unfunded mandates that come to us we needed actions to support our school system.

Ms. Baird: Yes, and I totally agree with that, the unfortunate thing is that the report that you got today as a presentation was very brief and really did not have the meat and potatoes that is behind that report. Did you receive another kind of presentation in reference to this report? Or was this only one you are getting?

Mayor: Tonight’s presentation was the highlights so the Business Administrator received a full copy of the report, the School Administrator Mr. Breen both offered if we wanted as a Township Committee to call in the demographer to present it to us, so I do believed that we will have both opportunities.

Ms. Baird: I highly recommend that you maybe get in touch with the demographer because I did sit through the demographer’s presentation as well as I read the report more than several times and now that the affordable housing numbers are a little bit different than they were and some of the information that he got in order to do the report was rather stale or old and not really current information for which he based his report and 335 kids is a whole school full of children and I think the way the buildings are being used today is certainly much different than it was when Mr. Cahill and I were in school back in the day and we had trailers and stuff like that, and at the time we had four elementary schools and now we only have three. So, I would be mindful of that because I feel that there was an extreme amount of information that was left out that I think was very important and that you really need to be aware of. Thank you for letting me share that with you.

Bob Flynn, JCPL: Thank you for allowing me to speak briefly with you. So good evening, I wanted to just kind of provide an update I sent an email yesterday to the Mayor and Tom about some work that we are going to be doing next week, I think most

of you are familiar with the Township and South Jefferson Road and Cedar Knolls Road are familiar that we had contractor crews out there for the last week or so who has been doing the transfer of the primary lines, the transformers, and the rest of the equipment onto the new poles that have been set for some time and I know it has been a big concern about that leaning pole over the intersection there, so that is going to be taken care of that is the final pole that we are going to be doing the transfer for that next week. So, I have been informed by the foreman that we will need to take a brief outage that will affect about 100 customers to do the final transfer just because of the nature of the work. It is a little too dangerous to do it energized. So, we will contact them in the beginning of next week to at least give them 24-48 hour notice to these customers that there will be a brief period that they will be out of power while we make the final switch but we will be moving all of our equipment and I believe communications and Tel-Co will be moving theirs and finally put that leaning pole to rest so I wanted to just update everybody and when I get a final confirmation on the date and the time frame of the outage I will do a notification out to the Mayor and Tom as well just to make sure that all parties are informed and we are able to answer questions as well as our commercial customers who will be impacted we will give them the heads up from there designated throughout JCPL so it is a significant enough update to bring up to the council so I just wanted to thank you again for having me and allowing me to speak briefly and I can answer any question if there are any but if not I will just turn my time back to you.

Mayor: Bob we thank you for being a good business partner and if you can prepare something that we can also have sent to Krista DiGiorgio so that we can get it posted on the Township website and we like to use that website to give out information like this so if you can support us with that we would appreciate it. We also appreciate the fact that you will be notifying our residents and corporate neighbors.

Mr. Flynn: Will do Mayor, and yes thank you again I did see the My Town link on the home page so thank you for posting that as well.

Motion made by Member Francioli to close this portion of the meeting and seconded by Member Gallagher and unanimously passed.

REPORT OF THE TOWNSHIP ATTORNEY:

STATUS OF THE TOWNSHIP’S AFFORDABLE HOUSING OBLIGATION

Mr. Semrau: Just a brief update as mentioned the steps tonight to adopt the ordinance with respect to the Park Avenue location is really the last steps now in the process and we are ready to go before Judge Gauss in March to seek our third round plan certification which would also mean that the Township will have the right to make it’s own zoning decisions and say yes or no to what it choices going forward and everything else is in order and Mayor it’s been extraordinary because we changed paths sometimes and as a result to the market or just some concerns as to where some of the locations were back to Parsippany Road we are at this point and we really followed the direction of the Township Committee to see if we could expedite this so nothing else changes and I have to really say thank you to Blais Brancheau who as fast as we asked him to work on this does not mean he is going to compromise his quality of work and he got this ordinance done and Robin Welsh and Joe Burgis who are the Planners who also helped with the Affordable Housing Plan and Joe Giorgio because of all of these notices and requirements the Township has gone beyond what it was supposed to do to make sure that we were transparent in the process and I thank everybody for going in that direction and of course the support of the Committee particularly Deputy Mayor Gallagher and Mayor Ferramosca to make sure the final steps were taken. So, I really hope by the end of March, I will be able to report that this entire process is in order and we have that approval. Mayor also with respect to the Planning Board they also moved forward and was able to quickly get a review of our Affordable Housing Plan there was a question at the meeting and you pointed out to me about whether Park Avenue site will collect local hotel occupancy tax and the answer to that is yes absolutely yes for those units that qualify there should be about 30 extended stay units there and it is specifically written in the agreement and it’s something the committee insisted upon and that is a fee that could bring in as much in addition to any other revenue that it generates at that site between \$30,000 and \$50,000 a year based on some of our calculations and so it’s specifically written in the agreement and if the Township as we know has that ordinance

in place for the benefit of collecting that ratable in revenue so just wanted to make sure that was addressed as well.

OTHER BUSINESS:

Member Gallagher: There is one important item I would like to share about one of our employees, Robin Dente our Assistant Business Administrator has an article featured in NJ League of Municipalities Magazine this month. So, I would like to congratulate Robin she always does such a great job and very proud that she represents Hanover Township and writes a great article in this magazine, so thank you Robin.

Mayor: Robin is a terrific writer and it is good to see her work on the front cover of that magazine.

Great things continue to happen in Hanover and tonight I have the pleasure to report on two really good pieces of news. Let's begin with the US Marine Corp., the US Marine Corp has a special award that it gives out called Semper Fidelis Award each year the Marine Corp issues one of these special awards per State so the State of New Jersey award for the Student Athlete of the Year and we are proud to announce that this year's Semper Fidelis Award was awarded to one of Hanover's young men Patrick Herbert, Patrick the Township Committee congratulates and celebrates with you and your family on the achievement of this award and we wish you much congratulations, well done.

Some Morris County News to share with you. Two members of Hanover's Governing Body have recently been appointed to influential boards in Morris County, it is a significant achievement, Deputy Mayor Gallagher he was appointed to the Open Space Advisory Committee, Deputy Mayor Gallagher is uniquely qualified to do this, he spends a significant amount of time traveling about throughout Morris and other counties and has a deep appreciation for open space and we look forward to his contributions.

Secondly, Mayor Francioli was appointed to Morris County Transportation Board, he brings his experiences in not just transportation with cars and trucks and things but transportation within the airport transportation as well, so we look forward to his contributions. We congratulate them as a Township Committee and we look forward to the service that they will provide to Hanover Township and Morris County.

The Township Committee wishes you all well and to continue to be safe and stay well, we will get through this COVID, we will work together to get through it, please consult the Township's website for additional information it is rich.

ADJOURNMENT

Motion made to close at 7:18 p.m. was by Member Gallagher and seconded by Member Mihalko and unanimously passed.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

Joseph A. Giorgio, Township Clerk