

DECEMBER 20, 2012

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, December 20, 2012, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

PRESENT: Mayor Francioli, Members Schleifer, Ferramosca, Brueno and Coppola

ABSENT: None

PLEDGE OF ALLEGIANCE TO THE FLAG

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) Ronald F. Francioli, Mayor

MOMENT OF SILENCE:

A moment of silence was observed in remembrance of the children and teachers who lost their lives in Newtown, Connecticut.

Mayor Francioli announced that Governor Christie declared that a moment of silence be observed at 9:30 AM tomorrow morning throughout the State of New Jersey.

In addition, the Mayor reported on what he referred to as a "wonderful event" sponsored by Bayer's Women's HealthCare Division. The employees undertook a Christmas bicycle project, donating and assembling 19 bicycles for 19 needy Township children identified by Superintendent Scott Pepper.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public. No comments forthcoming, Member Ferramosca moved the public hearing be declared closed. The motion was seconded by Member Coppola and was unanimously passed.

PUBLIC HEARING ON THE SUBMISSION OF AN APPLICATION TO THE MORRIS COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT IN APPLYING FOR A \$35,000.00 GRANT THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TOWARD THE PURCHASE OF A REPLACEMENT DIAL-A-RIDE VEHICLE:

Mayor Francioli opened the meeting to the public. No public Appearing, Member Ferramosca moved the public hearing be declared closed. The motion was seconded by Member Coppola and was unanimously passed.

Member Ferramosca made a motion authorizing submission of the Grant Application. The motion was seconded by Member Coppola and was unanimously passed.

PUBLIC HEARING ON THE NEED TO ABATE VIOLATIONS OF THE TOWNSHIP'S PROPERTY MAINTENANCE CODE, CHAPTER 218, FOR PROPERTY LOCATED AT 45 LOCUST DRIVE IN CEDAR KNOLLS AND THE APPOINTMENT OF THE TOWNSHIP'S BUILDING INSPECTOR/PROPERTY MAINTENANCE OFFICER TO SERVE AS THE CUSTODIAN OF THE PROPERTY:

Mayor Francioli opened the meeting to the public.

The Mayor asked the Construction Official whether abatement will include indoor violations which may be something that requires a legal opinion he said since this format addresses external violations. The Construction Official stated that he will be filing a report and recommendations for approval.

Judy Iradi of Malapardis Road thanked the governing body on behalf of the neighbors for taking action on this unfortunate matter. She said that she never thought of the risk if the gas and other utilities are not shut off. With regards to the electric, she said she knows that the heating was ripped out for the copper piping. In addition, she requested that the plywood used to board up the windows be placed on the inside of the windows.

Mayor Francioli requested that a letter be sent to the IRS, which holds a lien on the property, requesting them to move the process along.

No further comments forthcoming, Member Ferramosca moved the public hearing be declared closed. The motion was seconded by Member Brueno and was unanimously passed.

RESOLUTION: NO: 213-2012

Member Ferramosca offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER ACCEPTING AND ADOPTING THE DECEMBER 5, 2012 FINDINGS AND RECOMMENDATIONS REPORT OF THE BUILDING INSPECTOR /PROPERTY MAINTENANCE OFFICER CONCERNING THE CONDITION OF PROPERTY LOCATED AT 45 LOCUST DRIVE IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP, AND FURTHER AUTHORIZING THE EXPENDITURE OF MUNICIPAL FUNDS FOR THE PURPOSE OF IMPLEMENTING THE FINDINGS AND RECOMMENDATIONS IN REMEDIATING OR CORRECTING THE DEFECTS ON THE PROPERTIES AND APPOINTING THE BUILDING INSPECTOR TO SERVE AS THE CUSTODIAN OF THE PROPERTIES ALL IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE IV, ENTITLED “MUNICIPAL INTERVENTION” AS SET FORTH IN CHAPTER 218 OF THE CODE OF THE TOWNSHIP ENTITLED PROPERTY MAINTENANCE

WHEREAS, pursuant to Article IV, entitled “Municipal Intervention” under Chapter 218 of the Code of the Township of Hanover entitled Property Maintenance, the Construction Official/Property Maintenance Officer, in accordance with §218-73., has filed a report dated December 5, 2012 with the governing body of the Township, setting forth the condition of property located at 45 Locust Drive in Cedar Knolls and also designated as Lot 3 in Block 103, as shown on the Tax Map of the Township of Hanover; and

WHEREAS, pursuant to §218-74. of the Code of the Township of Hanover, on this date, December 20, 2012, the Township Committee conducted a hearing and provided five (5) days written notice to the property owner as well as advising the property owner of an opportunity to present such evidence and testimony, and other information or documentation in support of the property owner’s positions; and

WHEREAS, subsequent to the December 20, 2012 hearing, and in accordance with the Hanover Township Property Maintenance Code, Section 218-74., the Building Inspector/Property Maintenance Officer submitted to the Township Committee copies of

Notices of Violation sent to the property owner dated May 22 and June 6, 2012 describing his Findings and Determinations; and

WHEREAS, based on the Notices of Violation, it is the determination that action in the public interest is warranted for the Township to abate the nuisance, and/or correct the defects relevant to the premises known as 45 Locust Drive in Cedar Knolls; and

WHEREAS, the Township Committee agrees with the Findings and Recommendations submitted by Sean Donlon, the Township's Building Inspector/Property Maintenance Officer to the extent that the governing body agrees with the Findings and Recommendations and actions relevant to the remediation or correction of such defects of the one (1) residential property.

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 the Findings and Recommendations presented by Sean Donlon, the Township's Building Inspector /Property Maintenance Officer in his memoranda dated December 5, 2012 concerning 45 Locust Drive in the Cedar Knolls Section of the Township are hereby adopted for the reasons expressed in this Resolution as well as the deliberations of the governing body made on the record of the public hearing conducted on December 20, 2012.

2. That the Township Committee intends to authorize the expenditure of municipal funds not to exceed \$3,000.00 for the purpose of implementing the Findings and Recommendations, and plan of remediation of the residential structure set forth in paragraph 1 above, all in accordance with Section 218-74. of the Code of the Township of Hanover entitled "Hearing; Resolution to Abate; Expenditure of Municipal Funds."

3. That the Township Committee hereby adopts the plan of remediation including costs presented in the Findings and Recommendations of the Hanover Construction Official pursuant to Section 218-74. so that these conditions may be abated or remediated.

4. That pursuant to Section 218-75. of the Code of the Township entitled "Appointment of Custodian of Building.", Sean Donlon shall serve as the Custodian of the premise located at 45 Locust Drive in Cedar Knolls and also known as Lot 3 in Block 103 as set forth on the Tax Map of the Township of Hanover. The Custodian is authorized to take charge of the premises and abate the nuisances, correct the defects or perform maintenance of the premises to maintain same in a proper condition. All costs and expenses of the Custodian shall be charged against the premises. The Custodian is also directed to coordinate the abatement of the defects and the performance of all maintenance at the properties described herein with the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department.

5. That a certified copy of this resolution shall be transmitted to the Building Inspector/Property Maintenance Officer, Superintendent of the Public Works Department, Chief Municipal Finance Officer, Chief of Police and the Township Attorney for reference and action purposes.

The motion was seconded by Member Brueno, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

ORDINANCE: NO. 27-2012

**(LUO Amendment
Regulations for the I-B3
Zone District & Amending
Various Other Provisions)**

Member Ferramosca offered the following resolution and moved its 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 BY AMENDING THE REGULATIONS FOR THE I-B3 ZONE DISTRICT, AND BY AMENDING VARIOUS OTHER PROVISIONS IN CHAPTER 166 TO BE CONSISTENT WITH THE FOREGOING AMENDMENT", be read by title on second reading and a hearing held thereon.

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

Following the reading of said ordinance by title, the Clerk presented the Proof of Publication of said ordinance as published in the November 29, 2012 issue of the Morris County Daily Record. Said Proof of Publication was ordered filed as received.

In addition, the Township Clerk stated that the ordinance was submitted to the Planning Board for review and recommendation in accordance with Municipal Land Use law. The ordinance was also filed with the County Department of Planning & Development

and submitted to contiguous municipalities.

The following letter dated December 11, 2012, from the Planning Board Chair was read into the record:

“At its December 11, 2012 meeting, the Planning Board reviewed and discussed Ordinance 27-12 which had been referred by the Township Committee as required by the Municipal Land Use law at N.J.S.A. 40:55D-26a, which reads,

“Prior to the adoption of a development regulation, revision, or amendment thereto, the Planning Board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning these inconsistencies and any other matters as the board deems appropriate.”

Ordinance 27-12 would amend the Land Use Ordinance to: 1) permit convenience stores and motor vehicle service stations in the existing I-B3 zone district as part of a larger retail development subject to certain standards in the ordinance; 2) change the minimum lot or tract area requirements in the I-B3 zone from a gross area requirement to a “net developable area” requirement, 3) add a minimum floor area requirement for retail sales, conference centers and related uses. In comparing Ordinance 27-12 with the master plan, the Planning Board has determined that Ordinance 27-12 is substantially consistent with the master plan. The Board has this evening adopted an amendment to the land use plan element that recommends both the existing and proposed I-B3 zone policies.

The board recommends adoption of the ordinance as introduced.

Thank you for the opportunity to comment on Ordinance 27-12.

Very truly yours,
(signed)
Robert Nardone, Vice Chairman
Township of Hanover Planning Board”

Mayor Francioli opened the meeting to the public for discussion of the proposed Ordinance. No comments forthcoming, Member Ferramosca moved the public hearing be declared closed. The motion was seconded by Member Schleifer and was unanimously passed.

The Township Clerk stated that two “WHEREAS” clauses were omitted from the preamble to the Ordinance at the time the Ordinance was published due to a computer

problem. The clauses are not considered substantive in nature. Therefore, a motion by the Township Committee adopting the Ordinance with the inclusion of the following two "WHEREAS", clauses will be sufficient:

"WHEREAS", the I-B3 Zone district was created in order to allow development for industrial, office and large scale land uses for various properties along Hanover Avenue, Horse Hill Road; and

WHEREAS, the Township Committee, on the recommendation of the Planning Board, has determined that it would be appropriate to amend Chapter 166 of the code of the Township entitled Land Use and Development Legislation, in order to permit convenience stores and motor vehicle service stations as part of a larger retail development in the I-B3 Zone district, and to make modifications to the standards for retail development in the district.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey that Chapter 166 of the Code of the Township of Hanover entitled Land Use and Development Legislation, is hereby amended and supplemented as follows:"

Member Brueno made a motion to adopt Ordinance No. 27-12 with the inclusion of the above mentioned two "WHEREAS" clauses. The motion was seconded by Member Ferramosca and was passed by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

Member Brueno offered the following resolution and moved its adoption with the inclusion of the above mentioned "Whereas" clauses:

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 BY AMENDING THE REGULATIONS FOR THE I-B3 ZONE DISTRICT, AND BY AMENDING VARIOUS OTHER PROVISIONS IN CHAPTER 166 TO BE CONSISTENT WITH THE FOREGOING AMENDMENT" be passed on final reading and that a Notice of the final passage of said Ordinance be published in the December 27, 2012 issue of the Morris County Daily Record.

The motion was seconded by Member Ferramosca, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: NO. 214-2012

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE
EMPLOYMENT OF A PART-TIME PROCTOR ON AN AS NEEDED BASIS IN
SUPERVISING ACTIVITIES AT THE MULTI-PURPOSE COMMUNITY CENTER AT
THE RATE OF \$10.00 PER HOUR IN ACCORDANCE WITH SECTION 10., ITEM 11
OF SALARY ORDINANCE NO. 14-2012**

WHEREAS, in order to supervise activities at the Township's Multi-Purpose Community Center, the Board of Recreation Commissioners, in a memorandum dated December 18, 2012 to the Business Administrator has recommended to the Township Committee the employment of the individual named below to serve as a part-time proctor on an as needed basis; and

WHEREAS, it is the intention of the Township Committee to accept the recommendation of the Board of Recreation Commissioners and authorize the employment of the person described below to serve in the capacity of a part-time proctor; and

WHEREAS, the memorandum of the Superintendent of Recreation and Park Administration dated December 18, 2012 memorializing the recommendation of the Board of Recreation Commissioners at its November 28, 2012 meeting is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, in accordance with Item 11. under Section 10. Of Salary Ordinance No. 14-12 shall be compensated at the rate of \$10.00 per hour.

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. Pursuant to the recommendations of the Board of Recreation Commissioners, the governing body hereby appoints **Gerald Schofield** residing at 155 Woodward Lane in Basking Ridge, New Jersey 07920 to serve as a part-time proctor, on an as needed

basis, in supervising activities to be held at the Township's Multi-Purpose Community Center:

The appointment set forth above shall take effect immediately.

2. In accordance with Township policy, the part-time proctor shall not be entitled to any medical and dental benefits coverage or the accrual of sick and vacation days or holiday pay.

3. The part-time proctor must receive a negative criminal history background check in order to commence employment with the Township.

4. That certified copies of this resolution shall be transmitted to the Superintendent of the Recreation and Park Administration Department and the Township's Chief Municipal Finance Officer for reference and information purposes.

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer, Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: NO. 215-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING RICHARD SALIERNO, JR. TO SERVE AS AN INTERIM PART-TIME DEPUTY COURT ADMINISTRATOR ASSIGNED TO THE VIOLATIONS BUREAU AND MUNICIPAL COURT AND ESTABLISHING HIS COMPENSATION AT \$23.00 PER HOUR UNDER JOB GROUP IV OF SALARY GUIDE "C" AS SET FORTH IN SALARY ORDINANCE NO. 14-12 EFFECTIVE WEDNESDAY, JANUARY 2, 2013

WHEREAS, with the resignation of part-time Deputy Court Administrator Ellen Poli as of November 21, 2012, a need exists to fill the part-time position until such time that a search is conducted to fill the vacancy on a permanent basis; and

WHEREAS, Richard Salierno, Jr. was a runner-up candidate for the position of Deputy Court Administrator recently vacated by Ms. Poli; and

WHEREAS, Mr. Salierno has extensive experience serving as a full-time Certified Court Administrator having retired several years ago; and

WHEREAS, Mr. Salierno currently works as a part-time Deputy Court Administrator in another municipality and would be able to work for the Township at least two (2) days per week; and

WHEREAS, it is the recommendation of the Business Administrator and Assistant Business Administrator that **Richard Salierno, Jr.** be hired by the Township to serve as a part-time Deputy Court Administrator on an interim basis until such time that a replacement is selected to fill the part-time Deputy Court Administrator position vacated by Ms. Poli; and

WHEREAS, the Business Administrator recommends that **Mr. Salierno** be compensated at the rate of \$23.00 per hour under Job Group IV of Salary Guide "C" as set forth in Salary Ordinance No. 14-2012.

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 **Richard Salierno, Jr.** residing at 10 Thor Solberg Road in Whitehouse Station, New Jersey 08889 be appointed to serve as an interim part-time Deputy Court Administrator assigned to the Hanover Township/East Hanover Township shared Violations Bureau and Municipal Court effective Wednesday, January 2, 2013.
2. **Mr. Salierno** shall work two (2) six hour days and not more than twenty (20) hours per week depending on his availability. **Mr. Salierno** shall not be entitled to any health and dental benefits, paid sick and vacation leave, holiday pay or any other benefit entitled to a full-time employee.
3. **Mr. Salierno** shall be compensated at the rate of \$23.00 per hour under Job Group IV of Salary Guide "C" as set forth in Salary Ordinance No. 14-12.
4. That certified copies of this resolution shall be transmitted to **Mr. Salierno**, the Township's Certified Municipal Court Administrator and the Township's Chief Municipal Finance Officer for reference and information purposes.

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: NO. 216-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING GARY L. FALKMAN AS A LABORER I/SANITATION COLLECTOR I IN THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING JANUARY 1, 2013 AND ENDING JULY 1, 2013 AND ESTABLISHING HIS COMPENSATION AT \$18.75 PER HOUR OR IF ANNUALIZED \$39,000.00 UNDER JOB GROUP III IN ACCORDANCE WITH SALARY RANGE GUIDE "D-1" (IBT) OF SALARY ORDINANCE NO. 12-2012 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

WHEREAS, with the retirement of Douglas Sawka effective October 1, 2012, a need exists to fill the a vacant Laborer/Sanitation Collector position in the Road Division of the Department of Public Works, Buildings and Grounds and Park Maintenance in order to bring staffing up to its current authorized strength; and

WHEREAS, the position of Laborer I/Sanitation Collector I is classified as a Job Group III under Salary Guide "D-1" (IBT Salary Range) of Salary Ordinance No. 12-12; and

WHEREAS, a total of sixteen (16) applications were received by the Township for the above referenced position; and

WHEREAS, in accordance with the Township's job application process, three (3) applicants were initially interviewed by the Assistant Business Administrator and the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department; and

WHEREAS, on December 12, 2012, the Business Administrator and Superintendent conducted follow-up interviews with the three (3) candidates; and

WHEREAS, the applicants were rated on their prior employment experience and their overall skills and abilities; and

WHEREAS, as a result of the second round of interviews, the Business Administrator and the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department believe that **Gary L. Falkman** residing at 151 Reynolds Avenue in Whippany, New Jersey 07981 possesses the necessary work experience and job qualification matching the Township's job description for Laborer I/Sanitation Collector I and should be employed to fill the current vacancy; and

WHEREAS, **Mr. Falkman** shall commence employment on January 1, 2013 and serve in a probationary capacity for a six (6) month probationary period ending on July 1 2013.

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 **Gary L. Falkman** residing at 151 Reynolds Avenue in the Whippany Section of the Township is hereby employed to serve in the position of full-time **Laborer I/Sanitation Collection I** for a six (6) month probationary period commencing on Tuesday, January 1, 2013 and ending on Monday, July 1, 2013. In accordance with Salary Range Guide "D-1" (IBT Salary Guide) of Salary Ordinance No. 12-2012, **Mr. Falkman** shall be compensated at \$18.75 per hour or if annualized, \$39,000.00 under Job Group III.
2. Pursuant to the Job Description for Laborer I/Sanitation Collection I, **Mr. Falkman** shall be required to obtain a valid Commercial Driver License with a Class "A" or "B" endorsement on or before July 1, 2013. If **Mr. Falkman** does not obtain the Commercial Driver License by that date, he shall be terminated from employment with the Township. Upon obtaining a Commercial Driver License, **Mr. Falkman** shall provide the Superintendent with a copy of the license. **Mr. Falkman** will then be eligible to advance to the position of Laborer II/Sanitation Collector II/Truck Driver I under Job Group IV, at \$20.19 per hour or, if annualized, at a salary of \$42,000.00 pursuant to Salary Range "D-1" (Salary Guide IBT).
3. This offer of employment is conditional and subject to **Mr. Falkman** receiving a satisfactory medical examination, a negative drug test and a negative criminal history record check, all in accordance with the Township's Personnel Policies and Procedures and Section 61-29.N.(1) through (4). Entitled "Alcohol and Drug Testing Policy for Civilian Employees" under Chapter 61 of the Code of the Township.
4. **Mr. Falkman** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 61-18. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies. In the event that **Mr. Falkman**

receives an unsatisfactory evaluation during the probationary period, or fails to obtain the CDL, **Mr. Falkman** shall be terminated at the conclusion of the probationary period or sooner, whichever is applicable.

5. The provisions of this resolution are subject to any applicable collective negotiations agreement that may be duly negotiated between the Township and IBT Local 97 and/or its successors, if any.
6. That certified copies of this resolution shall be transmitted to **Mr. Falkman**, the Township's Chief Municipal Finance Officer and the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department for reference and information purposes.

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: NO. 217-2012

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING 2012
BUDGETARY APPROPRIATION TRANSFERS IN ACCORDANCE WITH N.J.S.A.
40A:4-58**

WHEREAS, N.J.S.A. 40A:4-58 sets forth the manner in which appropriation transfers may be made; and

WHEREAS, there appears to be insufficient funds in the following accounts (excepting the appropriation for contingent expenses or deferred charges) to meet the demands thereon for the balance of the 2012 current year.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris, that this resolution be adopted (by not less than two-thirds of all the members thereof affirmatively concurring) in accordance with the provision of N.J.S.A. 40A:4-58, part of the surplus in the accounts mentioned below be and the same are hereby transferred to the accounts (excepting the appropriation for Contingent Expenses or Deferred Charges) mentioned as being insufficient, to meet the current demands of the 2012 operating budget.

BE IT FURTHER RESOLVED, that the Treasurer is hereby authorized

and directed to make the following transfers:

FROM:			TO:		
ACCOUNT			ACCOUNT		
<u>NO</u>	<u>LINE ITEM</u>	<u>AMOUNT</u>	<u>NO</u>	<u>LINE ITEM</u>	<u>AMOUNT</u>
122-0011	Eng. Ser. SW	\$37,000.00	122-0072	Pur Police Equip OE	\$11,000.00
122-0004	Pur Tax Liens OE	10,000.00	122-0012	Bldg & Grnds OE	3,000.00
122-0008	Mgmt Study OE	10,000.00	122-0010	Mun. Ct OE	2,500.00
122-0001	Administration SW	2,500.00	122-0026	Traffic Signals OE	7,000.00
			122-0010	Mun Ct. SW	4,500.00
			122-0019	Police Dept SW	20,000.00
			122-0022	Ele SubCode Off SW	500.00
			122-0024	Plumb SubCode SW	1,000.00
			122-0025	Emerg Mgmt SW	3,500.00
			122-0034	Munic. Prosec. SW	500.00
			122-0036	Recreation SW	5,000.00
			122-0064	Dial-A-Ride SW	500.00
			122-0082	Comm. Ctr SW	500.00

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: NO. 218-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING A \$3,475.00 STIPEND TO THOMAS QUIRK, THE TOWNSHIP'S DIRECTOR OF THE OFFICE OF EMERGENCY MANAGEMENT FOR ADDITIONAL HOURS OF SERVICE DURING AND AFTER HURRICANE SANDY

WHEREAS, Thomas Quirk has served as the Township's Director of the Office of Emergency Management since his appointment on January 1, 2008; and

WHEREAS, Salary Ordinance No. 14-12 provides that **Mr. Quirk** shall be compensated in the amount of \$5,665.00 per annum in performing those duties and responsibilities related to natural and manmade disasters; and

WHEREAS, on October 29, 2012, Hurricane Sandy pounded the Northeast Region of the United States, and in particular the State of New Jersey; and

WHEREAS, predictions about the devastation that would be caused by Sandy, also dubbed “Super Storm Sandy” came to fruition; and

WHEREAS, in preparation for, during and after the Hurricane, **Mr. Quirk** spent 139 hours of time at the Municipal Building and in the field, without much sleep; and

WHEREAS, because of the extraordinary conditions caused by the storm, resulting in the significant amount of man hours and effort spent by **Mr. Quirk** during the past month, the Township Committee believes that **Mr. Quirk** deserves additional compensation in recognition of his hard work and dedication to the community; and

WHEREAS, it is the decision of the Township Committee to compensate **Mr. Quirk** at the rate of \$25.00 per hour for 139 hours of service resulting in a stipend of \$3,475.00.

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 governing body hereby authorizes and directs the Township’s Chief Municipal Finance Officer to issue a one-time stipend check in the amount of \$3,475.00 representing 139 hours of service at the rate of \$25.00 per hour to **Office of Emergency Director Thomas Quirk** in recognition of the extraordinary effort and time spent by **Mr. Quirk** before, during and after Hurricane Sandy.
2. That funds for the payment of the \$3,475.00 stipend shall be charged to the Salary and Wages Account, Account No. 0025 entitled “Emergency Management Services”.
3. That certified copies of this resolution shall be transmitted to **Mr. Quirk** and the Township’s Chief Municipal Finance Officer.

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer, Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: **NO. 219-2012**

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER ENDORSING THE APPLICATION OF KEY PROPERTIES IN APPLYING FOR A NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY (EDA) STATE

**INCENTIVE GRANT SUBJECT TO THE APPROVAL OF THE EDA CONCERNING
THE REDEVELOPMENT OF THE FORMER BERLEX LABORATORIES PROPERTY
LOCATED ON HANOVER AVENUE AT THE INTERSECTION OF RIDGEDALE
AVENUE IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND
DESIGNATED AS LOT 12.01 IN BLOCK 1702 ON THE TAX MAP OF THE
TOWNSHIP OF HANOVER**

WHEREAS, the New Jersey Economic Stimulus Act of 2009, P.L. 2009, c.90, Sections 3 through 18 (the Act) created and established the Economic Redevelopment and Growth (ERG) Grant Program for the purpose of encouraging redevelopment projects through the provision of State and municipal grants derived from certain incremental tax revenues realized at the project site to reimburse developers for certain project financing gap costs; and

WHEREAS, the Act further provides that State ERG Grants can be provided from certain eligible State tax revenues in qualifying economic redevelopment and growth grant incentive areas that do not qualify as such areas solely by virtue of being a transit village, provided that the State ERG Grant for each project does not exceed 75% of the annual incremental revenues derived from the designated State taxes and the combined amount of reimbursements under ERG Grants with the State and municipality does not exceed 20% of the total cost of the project, exclusive of publicly-owned infrastructure; and

WHEREAS, **Key Properties** seeks to develop the former Berlex Laboratories property located on Hanover Avenue at the intersection of Ridgedale Avenue in the Cedar Knolls Section of the Township and also known as Lot 12.01 in Block 1702 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, the property is located in a qualifying economic redevelopment and growth grant incentive area as defined in the Act and which is not a transit village; and

WHEREAS, **Key Properties** has submitted an application to the New Jersey Economic Authority (EDA) for a State ERG Grant pursuant to the terms of the Act; and

WHEREAS, the Township of Hanover has determined that it is in the best interest of the municipality to endorse and approve the State ERG Grant Application to facilitate the development of the project.

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 governing body endorses and approves the application of **Key Properties** for a State ERG Grant Application to the New Jersey Economic Development Authority related to the development of the former Berlex Laboratories property located on Hanover Avenue at the intersection of Ridgedale Avenue in the Cedar Knolls Section of the

Township and also designated as Lot 12.01 in Block 1702 as set forth on the Tax Map of the Township of Hanover.

2. The application is subject to the review and approval of the EDA.
3. The Mayor and Township Clerk are authorized to execute any documents appropriate and necessary to implement the State ERG Grant on behalf of **Key Properties**.
4. **Key Properties** shall be responsible in complying with the reporting requirements set forth in N.J.S.A. 52:27D-489(f) and any other reporting requirements that may be required by law or agreement.
5. That certified copies of this resolution shall be transmitted to the Executive Vice President of the EDA, **Key Properties**, the Township's Tax Assessor, CMFO and the Township Engineer for reference and information purposes.

The motion was seconded by Member Schleifer, was passed and the resolution adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,
Ferramosca, Brueno and Coppola

NOES: None

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of \$992,557.44 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 Member Schleifer and seconded by Member Coppola.

A copy of the Bills 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.

OTHER BUSINESS:

The Mayor and members of the Township Committee wished everyone a "Merry Christmas and a Happy New Year" and invited all to attend the Re-Organization Meeting to be held at 12 Noon on January 1, 2013. Refreshments to be served at the Community Center following the meeting.

On a positive note, the Mayor announced that Novartis will be acquiring the Dendreon facility which was planning to close its doors.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public. No comments forthcoming, Member Ferramosca moved the public hearing be declared closed. The motion was seconded by Member Brueno and was unanimously passed.

No further business appearing, Member Coppola moved the meeting be adjourned. The motion was seconded by Member Schleifer and was unanimously passed.

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

Joseph A. Giorgio
Township Clerk