

MARCH 22, 2012

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, March 22, 2012, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

PRESENT: Members Schleifer, Ferramosca and Brueno

ABSENT: Mayor Francioli and Member Coppola

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) John L. Ferramosca, Deputy Mayor

OPEN TO THE PUBLIC:

Deputy Mayor Ferramosca opened the meeting to the public.

Lucy Tscherne of 45 Deerfield Road brought to the Committee's attention Assembly Bill No. 2168 and Senate Bill No. 1566 which establishes the "New Jersey Foreclosure Relief Corporation" which will be dedicated to the purpose of purchasing foreclosed properties from institutional lenders and dedicating them for occupancy as affordable housing for 30 years. Ms. Tscherne felt that the Corporation's mission would have a negative impact on residential neighborhoods.

Member Ferramosca thanked Ms. Tscherne for bringing this matter to the attention of the governing body and advised her that the issue was discussed earlier

this evening at the Township Committee's conference meeting. As a result, the Township's Planner was directed to prepare a statement indicating what the Township's perspective is. He indicated that the letter will be made available to the public.

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

APPROVAL OF MINUTES:

Deputy Mayor Ferramosca stated that the Minutes of the Regular Meeting of February 9, 2012 and the Minutes of the Bid Committee Meetings of February 14 & 22, 2012 had been presented to the members of the Committee prior to this meeting by the Clerk.

Member Schleifer moved that the Minutes of the Regular Meeting of February 9, 2012 and the Minutes of the Bid Committee Meetings of February 14 & 22, 2012 be accepted and approved as presented by the Clerk. The motion was seconded by Member Brueno and was unanimously passed.

ORDINANCE:

NO. 8-2012

**(Authorizing a One (1%) Percent
Increase In Appropriation Limit
Of the 2012 Current Fund Budget &
Establishing a Cap Bank)**

Member Brueno offered the following resolution and moved its adoption:

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP OF HANOVER AUTHORIZING A ONE (1%) PERCENT INCREASE IN THE APPROPRIATION LIMIT OF THE TOWNSHIP'S CALENDAR YEAR 2012 CURRENT FUND BUDGET AND FURTHER ESTABLISHING A CAP BANK, ALL IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14", 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: Deputy Mayor Ferramosca, Members Schleifer
and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

Following the reading of said Ordinance by title, the Clerk presented the Proof of Publication of said Ordinance, as published in the March 15, 2012 issue of the Morris County Daily Record. Said Proof of Publication was ordered filed as received.

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

Member Schleifer 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 AUTHORIZING A ONE (1%) PERCENT INCREASE IN THE APPROPRIATION LIMIT OF THE TOWNSHIP'S CALENDAR YEAR 2012 CURRENT FUND BUDGET AND FURTHER ESTABLISHING A CAP BANK, ALL IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14", be passed on final reading and that a Notice of the final passage of said Ordinance be published in the March 29th, 2012 issue of the Morris County Daily Record.

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

AYES: Deputy Mayor Ferramosca, Members Schleifer
and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

RESOLUTION: NO. 58-2012

Member Brueno offered the following resolution and moved its adoption:

A RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BY AND BETWEEN ST. JOHN THE BAPTIST UKRAINIAN CATHOLIC CHURCH AND THE TOWNSHIP CONCERNING THE PHASE II CONSTRUCTION OF A NEW CHURCH SANCTUARY AND RELATED SITE IMPROVEMENTS LOCATED AT 60 NORTH JEFFERSON ROAD, IN WHIPPANY AND DESIGNATED AS LOT 14.01, IN BLOCK 9202, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER WHICH EXECUTION OF THE AGREEMENT IS SUBJECT TO THE RECEIPT OF THE CASH AND SURETY PERFORMANCE BONDS, AND ANY

OTHER INSTRUMENTS AS DESCRIBED IN THE DEVELOPER'S AGREEMENT

WHEREAS, on November 25, 2003, the Planning Board granted preliminary site plan and variance approval to **St. John the Baptist Ukrainian Catholic Church (hereinafter referred to as St. John's)**, as the applicant and developer, for the purpose of constructing a new 6,890 square foot church, a separate bell tower, a 2,700 square foot rectory, 24,520 square foot cultural center and related improvements on a 7.4 acre vacant tract of land on property located at 60 North Jefferson Road in the Whippany Section of the Township and also designated as Lot 14.01 in Block 9202 as designated on the Tax Map of the Township of Hanover; and

WHEREAS, the Planning Board granted final site plan and tree removal permit approval on December 16, 2003; and

WHEREAS, under the Phase I portion of the project, **St. John's** constructed its cultural center building, currently used for worship services, the rectory, parking area, driveway, storm water detention and related improvements all in accordance with a May 16, 2005 Developer's Agreement; and

WHEREAS, on May 25, 2010, and adopted by resolution on June 15, 2010, **St. John's** received amended preliminary and site plan approval to reduce the size of the previously approved church sanctuary, a reduction of the bell tower's horizontal dimensions and height and dividing the project into four (4) phases; namely, Phase II, the Church Sanctuary; Phase III, the Construction of the Bell Tower; and Construction of a Patio as Phase IV; and

WHEREAS, in accordance with 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 Lot 14.01 in Block 9202, in accordance with the requirements of said preliminary and final site plan approval, 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 R.S. 40:55D-53 and the execution of 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 the Developer's Agreement by and between the Township of Hanover and **St. John the Baptist Ukrainian Catholic Church**, the Developer, regarding the Phase II construction of a new church sanctuary to be located at 60 North Jefferson Road in the Whippany Section of the Township, and also designated as Lot 14.01 in Block 9202, 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:"

A. The Developer shall be responsible in submitting a total performance guarantee of \$59,451.00 which includes submission to the Township Clerk of a certified check or cash in the amount of \$5,945.00 representing the cash performance guarantee as required pursuant to the Township's Ordinance and paragraph 5(a) of the Developer's Agreement. And, submission to the Township Clerk of an Irrevocable Standby Letter of Credit or Surety Performance Bond in the amount of \$53,506.00 as a performance guarantee for completion of the improvements provided for in Schedule "A" attached to the Developer's Agreement, and all in accordance with paragraph 5(a) of said Agreement.

B. In accordance with paragraph 5(b) of the Developer's Agreement, and the Township Engineer's Schedule "A", the Developer shall pay to the Township the sum of \$2,973.00 to compensate the Township for all Township engineering review, inspection and supervision of all the improvements as required to be installed by the Developer.

C. The Developer shall also be required to pay to the Township of Hanover the sum of \$2,500.00 to cover the cost of the Hanover Sewerage Authority's engineering review, inspection and supervision of all the sanitary sewer facilities and improvements and observation of environmental conditions required for this project, and as more specifically set forth in the Township Engineer's Schedule "A".

D. Submission of a Certificate of Insurance to the Township Clerk naming the Township of Hanover as "an additional insured", all in accordance with Paragraph 13 of the Developer's Agreement.

E. 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".

F. The Developer's Agreement shall not be signed by the Mayor and Township Clerk until the Township Engineer has received all of the cash and surety performance bonds, 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.

2. That a certified copy of this resolution shall be transmitted to the Township Engineer, the Construction Official, HSA Executive Director, the Township's Chief Municipal Finance Officer and **St. John the Baptist Ukrainian Catholic Church** for reference and action purposes.

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

AYES: Deputy Mayor Ferramosca, Members Schleifer
and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

RESOLUTION: NO. 59-2012

Member Brueno offered the following resolution and moved its adoption:

A RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BY AND BETWEEN MBI DEVELOPMENT COMPANY, INC. AND THE TOWNSHIP CONCERNING THE CONSTRUCTION OF SEVENTY-EIGHT (78) MULTI-FAMILY AFFORDABLE DWELLING UNITS IN SIX BUILDINGS AND RELATED SITE IMPROVEMENTS LOCATED ON PROPERTY FRONTING ON RIDGEDALE AVENUE AND HORSE HILL ROAD IN CEDAR KNOLLS, AND DESIGNATED AS LOT 12.02, IN BLOCK 1702 AND A PORTION OF LOT 4 IN BLOCK 1603, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER WHICH EXECUTION OF THE AGREEMENT IS SUBJECT TO THE RECEIPT OF THE CASH AND SURETY PERFORMANCE BONDS, AND ANY OTHER INSTRUMENTS AS DESCRIBED IN THE DEVELOPER'S AGREEMENT

WHEREAS, by resolution dated June 28, 2011 and as adopted on July 12, 2011, the Planning Board granted preliminary major site plan approval to **MBI Development Company, Inc. (hereinafter referred to as MBI)**, as the applicant and developer, for the construction of affordable housing on property located on Ridgedale Avenue and Horse Hill Road; and

WHEREAS, by resolution dated January 24, 2012 and adopted on February 14, 2012, the Planning Board granted amended preliminary and final site plan approval to **MBI** for the purpose of constructing seventy-eight (78) multi-family affordable dwelling units in six buildings, together with a 1,954 square foot community building with an adjacent tot lot measuring approximately 1,500 square feet, 132 surface parking spaces and associated improvements including utilities, storm water management facilities, a free standing sign, lighting, landscaping and sanitation/recyclable enclosures on property having frontage on Ridgedale Avenue and Horse Hill Road and designated as Lot 12.02 in Block 1702, and a portion of Lot 4 in Block 1603 in the Cedar Knolls Section of the Township which Block and Lots are set forth on the Tax Map of the

Township of Hanover; and

WHEREAS, the affordable housing project will be located in the AH-1 Affordable Housing Overlay Zone District as set forth in Chapter 166 of the Code of the Township and entitled the Land Use and Development Legislation; and

WHEREAS, in accordance with 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 Lot 12.02 in Block 1702 and a portion of Lot 4 in Block 1603, all in accordance with the requirements of said amended preliminary and final site plan approval, 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 R.S. 40:55D-53 and the execution of 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 the Developer's Agreement by and between the Township of Hanover and **MBI Development Company, Inc.**, the Developer, regarding the construction of seventy-eight (78) multi-family affordable dwelling units in six buildings including all related site improvements on property fronting on Ridgedale Avenue and Horse Hill Road in the Cedar Knolls Section of the Township, and also designated as Lot 12.02 in Block 1702 and a portion of Lot 4 in Block 1603, 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:"

A. The Developer shall be responsible in submitting a total performance guarantee of \$1,543,345.00 which includes submission to the Township Clerk of a certified check or cash in the amount of \$154,334.00 representing the cash performance guarantee as required pursuant to the Township's Ordinance and paragraph 5(a) of the Developer's Agreement. And, submission to the Township Clerk of an Irrevocable Standby Letter of Credit or Surety Performance Bond in the amount of \$1,389,011.00 as a performance guarantee for completion of the improvements provided for in Schedule "A" attached to the Developer's Agreement, and all in accordance with paragraph 5(a) of said Agreement.

B. In accordance with paragraph 5(b) of the Developer's Agreement, and the Township Engineer's Schedule "A", the Developer shall pay to the Township the sum of \$77,167.00 to compensate the Township for all Township engineering review, inspection and supervision of all the improvements as required to be installed by the Developer.

C. The Developer shall also be required to pay to the Township of Hanover the sum of \$25,000.00 to cover the cost of the Hanover Sewerage Authority's engineering review, inspection and supervision of all the sanitary sewer facilities and improvements and observation of environmental conditions required for this project, and as more specifically set forth in the Township Engineer's Schedule "A".

D. Submission of a Certificate of Insurance to the Township Clerk naming the Township of Hanover as "an additional insured", all in accordance with Paragraph 13 of the Developer's Agreement.

E. 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".

F. The Developer's Agreement shall not be signed by the Mayor and Township Clerk until the Township Engineer has received all of the cash and surety performance bonds, 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.

2. **MBI Development Company, Inc.** shall have the right to assign its rights and obligations under this Developer's Agreement to its affiliate, Hanover Affordable Housing, LLC (HAH). By accepting such an assignment, HAH will be bound by all applicable terms and conditions of the Developer's Agreement and shall be entitled to exercise all the rights of Developer under the Agreement.

3. That a certified copy of this resolution shall be transmitted to the Township Engineer, the Construction Official, HSA Executive Director, the Township's Chief Municipal Finance Officer and **MBI Development Company, Inc.** for reference and action purposes.

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

AYES: Deputy Mayor Ferramosca, Members Schleifer
and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

RESOLUTION: NO. 60-2012

Member Brueno offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER, MORRIS COUNTY, NEW JERSEY AUTHORIZING THE EXECUTION OF DOCUMENTS IN CONNECTION WITH THE AFFORDABLE HOUSING AGREEMENT WITH MBI DEVELOPMENT COMPANY, INC.

WHEREAS, MBI Development Company, Inc. intends to develop the premises known as Block 1702, Lot 12.02 in the Township of Hanover with 78 affordable rental housing Units; and

WHEREAS, the Township and MBI Development Company, Inc. entered into an Agreement known as an HTF Agreement dated October 14, 2010 whereby the Township agreed to make a loan to MBI Development Company, Inc. for an affordable housing project from the Township's Affordable Housing Trust Fund of \$18,000 per Affordable Housing Unit and an additional \$450,000 for six units of the project available to families earning no more than thirty percent (30%) of the area median income; and

WHEREAS, as part of the development, the Township of Hanover will be contributing the sum of \$1,854,000 from its Affordable Housing Trust Fund and as part of its overall Affordable Housing Plan at no cost to the taxpayers of the Township of Hanover; and

WHEREAS, as part of this affordable housing project, the developer has established an entity known as "Hanover Affordable Housing, LLC", with its principal office c/o Ingerman Affordable Housing, LLC, 725 Cuthbert Boulevard, Cherry Hill, NJ 08002; and

WHEREAS, in order to insure that the funding for this project will serve the specific purpose of providing affordable housing to Hanover Township, it is in the interest of the Township to memorialize such understanding with certain documentation; and

WHEREAS, in order to memorialize and effectuate this transaction, and in order to modify prior agreements, it is recommended that the term of the original Agreement between the parties as to compliance and repayment be extended from thirty (30) to forty-five (45) years in order to qualify the project for the appropriate tax credit funding from the New Jersey Housing and Mortgage Financing Agency; and

WHEREAS, the Township will need to approve an Assignment Agreement memorializing the transfer to this entity recognizing the assignment of MBI Development Company, Inc. to Hanover Affordable Housing, LLC, authorizing the approval of a

Housing Trust Mortgage Note in the amount of \$1,854,000 between the Township of Hanover and Hanover Affordable Housing, LLC.

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 Mayor and Township Clerk are hereby authorized to execute the following documents in connection with this affordable housing project on behalf of the Township:
 - A. Assignment and Amendment of the HTF Agreement between MBI Development Company, Inc. to Hanover Affordable Housing, LLC;
 - B. Assignment and Amendment to the Agreement for Payment in Lieu of Taxes between Hanover Township and MBI Development Company, Inc. and Hanover Affordable Housing, LLC;
 - C. Mortgage between Hanover Affordable Housing, LLC and the Township of Hanover;
 - D. Housing Trust Mortgage Note between Hanover Affordable Housing, LLC and the Township of Hanover.

2. That the Mayor and Township Clerk are hereby authorized to execute any and all documents in connection with the HTF Agreement including but not limited to the Subordination Agreement which will subordinate the HTF loan and the lien of the HTF mortgage in order to facilitate the project's construction loan and the lien for the construction mortgage.

3. That certified copies of this resolution shall be transmitted to MBI Development Company, Inc., the Township Attorney, Township Engineer, Township Planner and 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: Deputy Mayor Ferramosca, Members Schleifer and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

RESOLUTION: NO. 61-2012

Member Brueno offered the following resolution and moved its adoption:

**A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONIES TO
OUTSIDE LIENHOLDER**

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2011, a lien was sold on Block 3002, Lot 17, also known as 59 North Jefferson Road, Whippany, NJ 07981, for 2010 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2011-12, was sold to Virgo Municipal Finance Fund, LP for a 0% redemption fee and a \$5,100.00 premium paid; and,

WHEREAS, Charles & Melissa Winters, owners have effected redemption of Certificate 2011-12 in the amount of \$6,977.66.

NOW, THEREFORE, BE IT RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$6,977.66, payable to Virgo Municipal Finance Fund, LP, P.O. Box 1227, Hoboken, New Jersey 07030 for the redemption of Tax Sale Certificate 2011-12.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$5,100.00 (Premium) to the aforementioned lien holder.

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

AYES: Deputy Mayor Ferramosca, Members Schleifer
and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

RESOLUTION: **NO. 62-2012**

Member Brueno offered the following resolution and moved its adoption

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING DENISE M. BRENNAN AS THE TOWNSHIP'S REPLACEMENT SUPERINTENDENT OF THE RECREATION AND PARK ADMINISTRATION DEPARTMENT FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING APRIL 16, 2012 AND ENDING OCTOBER 16, 2012 AND ESTABLISHING HER COMPENSATION AT \$82,804.00 PER ANNUM UNDER JOB GROUP X IN ACCORDANCE WITH SALARY GUIDE "C" OF SALARY ORDINANCE NO. 31-11 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, SPINAL EVALUATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

WHEREAS, with the resignation of Matthew Mercurio as the Township's Recreation and Park Administration Superintendent effective December 29, 2011, a need exists to fill Mr. Mercurio's vacant position; and

WHEREAS, the position of Superintendent of the Recreation and Park Administration Department is classified under Job Group X under Schedules "B" and "C" of Salary Ordinance No. 31-11; and

WHEREAS, in accordance with the Township's job application process, a total of four (4) applicants were initially interviewed by the Personnel Committee of the Board of Recreation Commissioners on March 1 and 6, 2012; and

WHEREAS, the applicants were rated on their prior employment experience and expertise, and their overall skills and abilities to perform the duties and responsibilities of Superintendent of the Recreation and Park Administration Department; and

WHEREAS, subsequently, the Mayor, Director of Recreation and Park Administration and the Business Administrator (hereinafter referred to as the "Interview Committee") conducted a second interview with the two (2) finalists on March 15, 2012; and

WHEREAS, as a result of the second round of interviews with the two (2) candidates, the Interview Committee believe that **Denise M. Brennan** residing at 178 Morris Avenue in Mountain Lakes possesses the necessary work experience, job qualifications and expertise matching the Township's job description for the Superintendent of the Recreation and Park Administration Department's position and should be appointed to fill the vacancy; and

WHEREAS, **Ms. Brennan** shall serve as the full-time Superintendent for a six (6) month probationary period commencing Monday, April 16, 2012 and ending on Tuesday, October 16, 2012; and

WHEREAS, in accordance with Schedule "C" of Salary Ordinance No. 31-2011, **Ms. Brennan** shall be compensated at \$82,804.00 per annum under Job Group X. Pursuant to Township policy, Ms. Brennan shall not be entitled to receive any other remuneration such as overtime or compensatory time, other than annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Business Administrator; and

WHEREAS, **Ms. Brennan** 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; and

WHEREAS, 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, **Ms. Brennan** shall be subject to receiving a satisfactory medical examination, a satisfactory spinal evaluation, a negative drug test and a negative criminal history record check conducted by the New Jersey Division of State Police.

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 **Denise M. Brennan** residing at 178 Morris Avenue in Mountain Lakes, New Jersey 07046 is hereby appointed as the full-time replacement Superintendent of the Recreation and Park Administration Department for a six (6) month probationary period commencing Monday, April 16, 2012 and ending Tuesday, October 16, 2012.

2. In accordance with Schedule "C" of Salary Ordinance No. 31-2011, **Ms. Brennan** shall be compensated at \$82,804.00 per annum under Job Group X. Pursuant to Township policy, **Ms. Brennan** shall not be entitled to receive any other remuneration such as overtime or compensatory time, other than annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Business Administrator.

3. **Ms. Brennan** 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. In the event that **Ms. Brennan** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. Brennan** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.

4. The accrual of sick and vacation days shall be calculated in accordance with Section 61-10.C.(1) and 61-11.A.(3). of Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies.

5. This offer of employment is conditional and subject to **Ms. Brennan** receiving a satisfactory medical examination, a satisfactory spinal evaluation, 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.

6. That a certified copy of this resolution shall be transmitted to the Acting Superintendent, the Chief Municipal Finance Officer and **Ms. Brennan** 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: Deputy Mayor Ferramosca, Members Schleifer and Brueno

NOES: None

ABSENT: Mayor Francioli and Member Coppola

OTHER BUSINESS:

The following announcements were made by the members:

1. The Cultural Arts Committee will be sponsoring "Clarinets a la Mode" at 3 PM on Sunday, April 15th at the Community Center.
2. The Substance Awareness Council is sponsoring another "Fun Night" on Friday evening for the 3rd, 4th and 5th graders.
3. The Whippanong Library is holding its "Tricky Tray" fundraiser at 6:30 PM at the Community Center on March 28th.
4. The Environmental Commission's Green Team has scheduled another "Community Shred Day" FOR April 21st at Employment Horizons; and
5. The Economic Development Advisory Committee will be holding another "Broker/Developer Round Table " on May 4th.

OPEN TO THE PUBLIC:

Jim Neidhardt of 3414 Appleton Way requested a status report concerning Shop Rite's application before the Planning Board.

Acting Mayor Ferramosca stated that the ninth meeting was held last Tuesday before the Planning Board. He explained that the Stop & Shop Corporation has been objecting to approval of the application. But, he said, he feels that this will be coming to an end soon.

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

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

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

Joseph A. Giorgio,
Township Clerk