

MAY 24, 2012

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, May 24, 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

PRESENTATIONS RECOGNIZING WORLD WAR II VETERANS:

U.S. ARMY VETERANS CHESTER KOCHAN & JOSEPH COCCIA

Member Coppola stated that the Township Committee is honored this evening to recognize World War II veterans Chester "Chet" Kochan and Joseph Coccia. The Township Committee extended a warm welcome to the veterans and their family members who responded with a standing ovation.

Member Coppola advised those present that U.S. Army veteran Chet Kochan is from Cedar Knolls and recently received the French Legion of Honor medal which is the highest award given by the French Republic to citizens either in France or to foreign citizens who have, by their work or by their deeds, served the French interest.

Member Coppola then introduced Army veteran Joseph Coccia, who also resides in Cedar Knolls and who is the last surviving veteran in Hanover Township who was

stationed at Hickam Field on December 7, 1941 "The Day of Infamy" when Japan attacked Pearl Harbor which action resulted in the United States of America declaring war on Japan.

Member Coppola expressed his feelings to both veterans as follows:

"Words alone can't express the gratitude we as a Township as well as a grateful nation have because of your unselfish dedication and commitment to your country. And, we would be remiss if we were not to acknowledge your families for they too met the challenges during a significant part of their lives as well as the history of this great Nation."

At this time, antique bronze eagle statuettes were presented to both veterans in honor and recognition of their service to their country in defending our freedom.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public.

Mrs. Shu, a resident of 10 Cedar Road since 1989, addressed the Township Committee at this time. She reported that Cedar Road is in bad condition and is in need of repaving. She noted that only "band aid" patching has been made over the years.

Member Schleifer expressed his apologies to Mrs. Shu and stated that he, DPW Superintendent Brian Foran and Assistant Township Engineer Dave Leo will inspect the roadway next week and take appropriate action.

Member Ferramosca then addressed Mrs. Anderson who was present and who resides in the Academy Estates section of the Township. Mrs. Anderson on a previous occasion requested assistance from the Township Committee. Residents of Academy Estates are unable to make a left hand turn to exit Academy Estates due to the constant flow of traffic.

Member Ferramosca advised Mrs. Anderson that he attended a joint meeting consisting of representatives of surrounding municipalities, the Commissioner of Transportation and County officials at which time he brought to their attention the issue facing the residents of Academy Estates. As a result, the County Engineer received authorization to address the problem by utilizing a camera system which will assist in the management and timing of traffic signals located at the Morris County Library and Whippany Road.

Mrs. Anderson requested that County Engineer Steve Hammond be asked to discuss the problem with her and her neighbors prior to any action being taken. Assistant Township Engineer David Leo was directed to contract Mr. Hammond regarding the request.

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

APPROVAL OF MINUTES:

Mayor Francioli stated that the Minutes of the Regular Meeting of March 22, 2012 had been presented to the members of the Committee prior to this meeting by the Clerk.

Member Coppola moved that the Minutes of the Regular Meeting of March 22, 2012, be accepted and approved as presented by the Clerk. The motion was seconded by Member Brueno and was unanimously passed.

PUBLIC HEARINGS ON TRANSFER OF ALCOHOLIC BEVERAGE LICENSES.

NO. 1412-36-030-003 – SFMB, Inc., Trading As Hyatt Summerfield Suites – Hanover, 1 Ridgedale Avenue to Fan Pier land Company, Trading As Hyatt House – Whippany, At The Same Location

NO. 1412-036-031-003 – SFMB, Inc., Trading As Hyatt Summerfield Suites – Morristown, 194 park Avenue To Fan Pier land Company trading As Hyatt House – Morristown, At The Same Location

The Clerk presented the Proof of Publication as published in the April 26th and April 3rd, 2012 issue of the Hanover Eagle.

The meeting was opened to the public for comments on both alcoholic Beverage License transfers mentioned above. No comments forthcoming, Member Coppola moved the public hearing be declared closed. The motion was seconded by Member Ferramosca and was unanimously passed.

RESOLUTION: NO. 99-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION APPROVING A PERSON TO PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-36-030-003 ISSUED AS A HOTEL/MOTEL EXCEPTION AND PRESENTLY HELD BY SFMB, INC., TRADING AS HYATT SUMMERFIELD SUITES – HANOVER, FOR PREMISES LOCATED AT 1 RIDGEDALE AVENUE, WHIPPANY, TO FAN PIER LAND COMPANY, TRADING AS HYATT HOUSE – WHIPPANY, AT THE SAME LOCATION

WHEREAS, Fan Pier Land Company, trading as Hyatt House – Whippany, has applied to the Township Committee of the Township of Hanover, in the County of Morris

and State of New Jersey, for a person to person transfer of Plenary Retail Consumption License No. 1412-36-030-003 issued as a hotel/motel exception and presently held by SFMB, Inc., trading as Hyatt Summerfield Suites – Hanover, for premises located at 1 Ridgedale Avenue, Whippany, New Jersey; and

WHEREAS, the applicant has deposited along with the application, a person to person transfer fee of \$171.30 and publisher’s affidavits are on file with the Township Clerk which set forth that the proper notices of the application have been published in accordance with regulations prescribed under N.J.A.C. 13:2-2.5 and 13.2-2.0; and

WHEREAS, a Tax Clearance Certificate for the transfer of said license has been issued by the New Jersey Division of Taxation; and

WHEREAS, no objections have been filed with the Township Clerk and whereupon a hearing has been held by the Township Committee on May 24, 2012, on the application of Fan Pier Land Company, which application is deemed to be in order.

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 application of Fan Pier Land Company, trading as Hyatt House – Whippany, for a person to person transfer of Plenary Retail Consumption License Number 1412-36-030-0003 from SFMB, Inc., trading as Hyatt Summerfield Suites – Hanover, is hereby approved.
2. The special condition prohibiting entertainment depicting sexual activity and nudity as imposed by the governing body on all licenses in the Township shall apply to transfer of this license to Fan Pier land Company.
3. That a certified copy of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control, Fan Pier Land Company and the Hanover Township Police Department for their reference and information.

The motion was seconded by Member Coppola, 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. 100-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION APPROVING A PERSON TO PERSON TRANSFER OF

PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-36-031-003 ISSUED AS A HOTEL/MOTEL EXCEPTION AND PRESENTLY HELD BY SFMB, INC., TRADING AS HYATT SUMMERFIELD SUITES – MORRISTOWN, FOR PREMISES LOCATED AT 194 PARK AVENUE, MORRISTOWN, (TOWNSHIP OF HANOVER) TO FAN PIER LAND COMPANY, TRADING AS HYATT HOUSE – MORRISTOWN, AT THE SAME LOCATION

WHEREAS, Fan Pier Land Company, trading as Hyatt House – Morristown, has applied to the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, for a person to person transfer of Plenary Retail Consumption License No. 1412-36-031-003 issued as a hotel/motel exception and presently held by SFMB, Inc., trading as Hyatt Summerfield Suites – Morristown, for premises located at 194 Park Avenue, Morristown (Township of Hanover) New Jersey; and

WHEREAS, the applicant has deposited along with the application, a person to person transfer fee of \$171.30 and publisher's affidavits are on file with the Township Clerk which set forth that the proper notices of the applications have been published in accordance with regulations prescribed under N.J.A.C. 13:2-2.5 and 13.2-2.0; and

WHEREAS, a Tax Clearance Certificate for the Transfer of said license has been issued by the New Jersey Division of Taxation; and

WHEREAS, no objections have been filed with the Township Clerk and whereupon a hearing has been held by the Township Committee on May 24, 2012, on the application of Fan Pier Land Company, which application is deemed to be in order.

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 application of Fan Pier Land Company, trading as Hyatt House – Morristown, for a person to person transfer of Plenary Retail Consumption License No. 1412-36-031-003 from SFMB, Inc., trading as Hyatt Summerfield Suites – Morristown, is hereby approved.
2. The special condition prohibiting entertainment depicting sexual activity and nudity as imposed by the governing body on all licenses in the Township shall apply to the transfer of this license to Fan Pier Land Company.
3. That a certified copy of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control, Fan Pier Land Company and the Hanover Township Police Department for their reference and information.

The motion was seconded by Member Coppola, 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. 10-2012**

(Regulating Signs in Public Right-Of-Way & Amend Chapter 248 Entitled Streets & Sidewalks by Establishing New Article VI – Signs)

(Tabled and Carried from May 10, 2012 Regular Meeting)

Member Ferramosca made a motion that Ordinance No. 10-12, which ordinance was tabled from the May 10, 2012 meeting, be defeated. The motion was seconded by Member Coppola and the ordinance was defeated by the following roll call vote:

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

NOES: None

ORDINANCE: **NO. 12-2012**

(Salaries – DPW, Bldgs & Grounds & Park Maintenance IBT Local No. 97 (2010, 2011 & 2012))

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 ESTABLISHING THE SALARIES OF THE FULL-TIME BLUE COLLAR EMPLOYEES OF THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT REPRESENTED BY TEAMSTERS LOCAL 97 OF NEW JERSEY, I.B.T. FOR CALENDAR YEARS 2012, 2011 AND 2010”, be introduced and read by title on first reading.

The motion was seconded by Member Francioli, 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, 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 ESTABLISHING THE SALARIES OF THE FULL-TIME BLUE COLLAR EMPLOYEES OF THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT

REPRESENTED BY TEAMSTERS LOCAL 97 OF NEW JERSEY, I.B.T. FOR CALENDAR YEARS 2012, 2011 AND 2010”, be passed on first reading.

BE IT FURTHER RESOLVED, that said Ordinance shall be further considered for final passage at the meeting of the Township Committee of the Township of Hanover on the 14th day of June, 2012 at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, in said Township of Hanover, at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED, that the Clerk be authorized and directed to advertise said Ordinance in full with the Notice of Introduction thereof, in the Morris County Daily Record, according to Law.

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

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

NOES: None

(Regulate Signs in the Public Right-of-Way & Amending Chapter 248 Entitled Streets & Sidewalks by Establishing New Article VI “Signs:)

ORDINANCE: NO. 13-2012

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 IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, TO REGULATE SIGNS IN THE PUBLIC RIGHT-OF-WAY AND AMENDING CHAPTER 248 OF THE CODE OF THE TOWNSHIP ENTITLED STREETS AND SIDEWALKS, BY ESTABLISHING A NEW ARTICLE VI, ‘SIGNS’”, be introduced and read by title on first reading.

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

Following the reading of said Ordinance by title Member Ferramoca 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 IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, TO REGULATE SIGNS IN THE PUBLIC RIGHT-OF-WAY AND AMENDING CHAPTER 248 OF THE CODE OF THE TOWNSHIP ENTITLED STREETS AND SIDEWALKS, BY ESTABLISHING A NEW ARTICLE VI, 'SIGNS'", be passed on first reading.

BE IT FURTHER RESOLVED, that said Ordinance shall be further considered for final passage at the meeting of the Township Committee of the Township of Hanover on the 14th day of June, 2012, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, in said Township of Hanover, at which time and place all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED, that the Clerk be authorized and directed to advertise said Ordinance in full with the Notice of Introduction thereof, in the Morris County Daily Record, according to law.

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

RESOLUTION: NO.101-2012

Member Francioli offered the following resolution and moved tis adoption:

A RESOLUTION APPROVING THE APPOINTMENT OF FULL-TIME, SEASONAL PERSONNEL FOR THE BEE MEADOW POOL IN ACCORDANCE WITH SECTION 10., ITEMS 2, 3, 4, 5, 15 AND 16 OF SALARY ORDINANCE NO. 31-2011

WHEREAS, the Board of Recreation Commissioners recommends the employment of the various individuals listed below to work as full-time, seasonal employees assigned to the Recreation and Park Administration Department under the following categories:

Bee Meadow Pool

WHEREAS, it is the recommendation of the Board of Recreation Commissioners that the Township Committee approve the individuals listed below under paragraph one(1), who shall be compensated at the rates set forth in accordance with the salary ranges established in Section 10., Items 2, 3, 4, 5, 15 and 16 of Salary Ordinance No. 31-2011.

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 10, Items 2, 3, 4, 5, 15 and 16 of Salary Ordinance No. 31-2011, the rates of compensation for the following seasonal employees mentioned below shall be as follows:

PARKS & RECREATION - SUMMER
Bee Meadow Pool:

<u>Pool Manager:</u>	<u>Start Date</u>
Edward Cashen..... \$7,250.00/Season	05/25/12

Assistant Pool Manager/Certified Pool Operator:

Amanda Rillo..... \$6,000.00/Season 05/25/12

<u>Lifeguard - Full Time:</u>	<u>Start Date</u>
Elizabeth Hillman..... 9.25/hr.	05/25/12
Alanna VanSteyn..... 9.00/hr.	" " "
Laura Bloemeke..... 8.25/hr.	" " "
Andrew Vogt..... 8.50/hr.	" " "
Victoria D'Altrui..... 8.00/hr.	" " "

<u>Lifeguard - Full Time:</u>	<u>Start Date</u>
Adam Rinaldi..... 8.50/hr	05/25/12
Emily Amaducci..... 8.00/hr.	" " "
Albert Wagner..... 8.00/hr.	" " "
Catherine Mills..... 9.25/hr.	" " "
Jessica Grasso..... 8.50/hr.	" " "

<u>Lifeguard - Part Time:</u>		<u>Start Date</u>
Patrick Rynearson.....	\$ 7.75/hr.	05/25/12
Rebecca Hoffler.....	7.75/hr.	" "
Alex Yandoli.....	7.75/hr.	" " "
Laura Blessing.....	7.75/hr.	" " "
Richard Hoffler.....	7.75/hr.	" " "
Amanda Clarke.....	7.75/hr.	" " "
Katie Gorman.....	7.75/hr.	" " "
William Kinzer.....	7.75/hr.	" " "
Jesse Ashton.....	7.75/hr	" " "
Lindsay Cashen.....	7.50/hr.	" " "
Matthew Korzen.....	7.50/hr.	" " "
Christen Mills.....	7.50/hr.	" " "
Brian Stock.....	7.50/hr.	" " "
Drew DeRosa.....	7.50/hr.	" " "
Karl Melchior.....	7.50/hr.	" " "

<u>Full Time Office:</u>		<u>Start Date</u>
Debbie Castelluccio.....	\$10.00/hr.	05/25/12

Swim Team Coaches:

Emily Amaducci.....	\$ 1,100/Season	05/25/12
Victoria D'Altrui.....	1,100/Season	“ “ “
Nicole Coxson.....	1,100/Season	“ “ “

Badge Checker:

Sharon Ferraiuolo.....	\$. 9.00/hr.	05/25/12
Antonietta Mellen.....	9.00/hr.	“ “ “

2. Except for disciplinary removal, all appointments (with the exception of the all year round Teen Coordinators) as seasonal employees shall terminate on or before September 3, 2012.

3. That a certified copy of this resolution be transmitted to the Superintendent of the Recreation and Park Administration Department and the Township's Chief Municipal Finance Officer for their reference and action.

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.102-2012**

Member Francioli offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE ELEVATING GREGORY SIERPOWSKI, FROM THE ALTERNATE 1 POSITION ON THE LANDMARK COMMISSION TO A REGULAR MEMBER POSITION IN FILLING THE UNEXPIRED FOUR (4) YEAR TERM OF OFFICE OF ROBERT AUGELLI WHICH TERM OF OFFICE SHALL EXPIRE ON DECEMBER 31, 2012

WHEREAS, Robert Augelli served with honor and distinction as a member of the Township’s Landmark Commission since his appointment on June 24, 1982; and

WHEREAS, on March 10, 2012, Robert was called to heaven; and

WHEREAS, Section 31-5. Entitled “Terms; Remuneration.” And Section 31-6. Entitled “Vacancies.” Of Chapter 31 of the Code of the Township entitled Landmark Commission. Provides that if a vacancy shall occur on the Commission other than by the Expiration of a member’s term, it shall be filled by appointment for the unexpired term only; and

WHEREAS, Robert Augelli was reappointed to a four (4) year term on office to the Landmark Commission on January 1, 2009 with an expiration date of December 31, 2012; and

WHEREAS, Gregory Sierpowski was appointed to a two (2) year term of office as the Alternate 1 member of the Landmark Commission on January 1, 2012 with a term of expiration on December 31, 2013; and

WHEREAS, in accordance with a longstanding and established policy of the Township Committee to advance alternate members, it is the recommendation of Committeeman George F. Coppola, Liaison to the Landmark Commission, that Gregory Sierpowski be appointed to fill the unexpired regular term of office of Robert Augelli which term of office shall expire on December 31, 2012 or until Mr. Sierpowski's successor shall be appointed and qualified; and

WHEREAS, the Township Committee concurs with the recommendation of Committeeman Coppola to elevate Mr. Sierpowski to a regular member position on the Landmark Commission.

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 Committeeman Coppola's recommendation and the Township Committee's longstanding and established policy of elevating alternate members when a vacancy of a regular member position occurs on a Board or Commission, Alternate 1 Landmark Commission Member Gregory Sierpowski residing at 62 Countrywood Drive in the Cedar Knolls Section of the Township is hereby appointed to fill the vacant unexpired term of office of Robert Augelli which term shall expire on December 31, 2012.

2. This appointment shall take effect immediately upon the approval of this resolution and shall expire on December 31, 2012 or until such time as Mr. Sierpowski's successor shall be appointed and qualified.

3. That a certified copy of this resolution shall be transmitted to the Chairman of the Landmark Commission, the Secretary to the Landmark Commission and Mr. Sierpowski for reference and information purposes.

INTRODUCED AND SPONSORED BY COMMITTEEMAN GEORGE F. COPPOLA

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. 103-2012

Member Francioli offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING BLAIS BRANCHEAU, P.P., THE TOWNSHIP'S PROFESSIONAL PLANNER AS A NON-VOTING, EX-OFFICIO MEMBER OF THE TOWNSHIP'S ECONOMIC DEVELOPMENT ADVISORY COMMITTEE ALL IN ACCORDANCE WITH SECTION 21-2.C. OF CHAPTER 21 OF THE CODE OF THE TOWNSHIP ENTITLED ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

WHEREAS, on September 24, 2009, the Township Committee adopted Ordinance No. 12-09 which established an Economic Development Advisory Committee (hereinafter referred to as "EDAC") and set forth the mission and purpose of EDAC; and

WHEREAS, in addition to providing for the appointment of regular and alternate members to EDAC, Chapter 21 of the Code of the Township entitled Economic Development Advisory Committee also provides for the appointment of three (3) non-voting ex-officio members consisting of the Township's Business Administrator or his designee, the Township's Tax Assessor and the Township Committee Liaison to EDAC; and

WHEREAS, promoting economic growth and development in terms of new development and the retention of existing businesses has a direct correlation to planning, land use zoning and the preparation of a community's Master Plan; and

WHEREAS, communication and coordination between EDAC and the Township's Professional Planner is essential in reviewing and discussing pertinent issues that are common in shaping a plan for economic development; and

WHEREAS, in preparing a "vision" for the Township's future, the Mayor recommends that Blais Brancheau, the Township's Professional Planner be designated as an ex-officio member to EDAC; and

WHEREAS, Section 21-2.C. of Chapter 21 of the code of the Township provides that the Township's Business Administrator or his designee shall serve as a non-voting, ex-officio member to EDAC; and

WHEREAS, the Business Administrator concurs with the recommendation of the Mayor that Blais Brancheau should serve as the Business Administrator's designee to EDAC.

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 recommendation of the Mayor, and pursuant to Section 21-2.C. entitled "Appointment of Members; Qualifications; Terms of Office; Vacancies." Of Chapter 21 of the Code of the Township entitled Economic Development Advisory Committee, Blais Brancheau, the Township's Professional Planner is hereby designated and appointed as a

non-voting, ex-officio member to the Economic Development Advisory Committee in lieu of the Business Administrator.

2. This resolution shall take effect immediately upon approval of the governing body.
3. That a certified copy of this resolution shall be transmitted to the Chairman of EDAC, the EDAC Internal Coordinator and Blais Brancheau for reference and information purposes.

INTRODUCED AND SPONSORED BY MAYOR RONALD F. FRANCIOLI

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. 104-2012

Member Francioli offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING AN AGREEMENT BY AND BETWEEN THE TOWNSHIP OF HANOVER AND TEAMSTERS I.B.T. LOCAL NO. 97 FOR THE PERIOD BEGINNING OCTOBER 23, 2009 THROUGH DECEMBER 31, 2012 AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE THE AGREEMENT

WHEREAS, on September 24, 2009, Teamsters Local No. 97 of New Jersey, I.B.T. filed a representation petition for card check certification seeking to represent all full-time employees of the Department of Public Works, Building and Grounds and Park Maintenance (except managers, supervisor and part-time employees) employed by the Township of Hanover; and

WHEREAS, the petition was accompanied by authorization cards from a majority of the petitioned-for unit employees; and

WHEREAS, on October 23, 2009, the Director of Representation of the New Jersey Public Employment Relations Commission (PERC) issued a Certification stating that Teamsters Local No. 97 of New Jersey, I.B.T. (hereinafter referred to as I.B.T. Local No. 97) shall be the exclusive representative of all the full-time employees of the Township's Department of Public works, Building and Grounds and Park Maintenance (hereinafter referred to as the Department of Public Works) excluding managers, supervisors and part-time employees; and

WHEREAS, the Township recognized I.B.T. Local No. 97 as the exclusive representative, as certified by PERC, for the purpose of collective negotiations with

respect to the terms and conditions of employment of all the full-time blue collar employees employed by the Township; and

WHEREAS, between January 18, 2010 through March 5, 2012, the Township met with representatives of I.B.T. Local No. 97 on at least five (5) occasions to negotiate the terms and conditions of employment for the full-time blue collar employees of the Department of Public works; and

WHEREAS, the Township and I.B.T. Local No. 97 have negotiated in good faith and have concluded an agreement of the terms and conditions of employment of the full-time blue collar employees represented by the Union for the period beginning October 23, 2009 through December 31, 2012; and

WHEREAS, the Township Committee desires to approve the Agreement with the Adoption of this resolution.

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 approves the attached Collective Bargaining Agreement by and between the Township and Teamsters Local No. 97of New Jersey, I.B.T.Local 97 for the period beginning October 23, 2009 through December 31, 2012 which Agreement sets forth the economic benefits and non-economic terms and conditions of employment for the full-time blue collar employees of the Township's Department of Public Works, Building and Grounds and Park Maintenance excluding managers, supervisors and part-time employees.

2.The Mayor And township Clerk are hereby authorized and directed to execute the Agreement on behalf of the Township.

3.That a certified copy of this resolution along with the signed Agreement shall be transmitted to the President of I.B.T. Local No. 97, the Township's Labor Attorney, the Superintendent of the Public Works Department and the Township's Chief Municipal Finance Officer for reference and information purposes.

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. 105-2012**

Member Francioli offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE RELEASING THE TOTAL CASH PERFORMANCE GUARANTEE IN THE AMOUNT OF \$53,982.00 PLUS A PORTION

OF THE INTEREST PURSUANT TO P.L. 1985, C.315 TO ADCO T/A SCHOLES ELECTRIC AND COMMUNICATIONS ON BEHALF OF THE DEVELOPER, JP MORGAN CHASE BANK, N.A. FOR THE INSTALLATION OF A STANDBY GENERATOR ENCLOSURE AND RELATED IMPROVEMENTS ON PROPERTY LOCATED AT 115 SOUTH JEFFERSON ROAD IN THE WHIPPANY SECTION OF THE TOWNSHIP AND ALSO KNOWN AS LOT 12 IN BLOCK 3601 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, JP Morgan Chase Bank, N.A., as Applicant/Developer/Lessee, received preliminary and final site plan approval from the Planning Board on September 28, 2010 for the installation of a standby generator enclosure and related improvements on property located at 115 South Jefferson Road in the Whippany Section of the Township, and also known as Lot 12 in Block 3601 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, ADCO T/A Scholes Electric & Communications submitted a total performance guarantee on behalf of JP Morgan Chase Bank, N.A. in the form of a \$53,982.00 cash bond; and

WHEREAS, in accordance with the February 18, 2011 Developer's Agreement, JP Morgan Chase Bank, N.A. has satisfactorily completed the site improvements at 115 South Jefferson Road; and

WHEREAS, in a letter dated May 14, 2012 to the Mayor and Township Committee, the Township Engineer has advised the governing body that he and the Construction Official concur that the Developer has satisfactorily completed all of the required site improvements; and

WHEREAS, in the same letter, the Township Engineer recommends the release of the total cash performance guarantee in the amount of \$53,982.00 plus a portion of the interest in accordance with law to Adco T/A Scholes Electric & Communications.

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 total cash performance guarantee in the amount of \$53,982.00 posted by Adco T/A Scholes Electric & Communications on behalf of JP Morgan Chase Bank, N.A. and deposited by the Township in a TD Bank Account, Account No. 7760745117 be released to Adco along with a portion of the interest, all in accordance with P.L. 1985, c.315.
2. The sum of \$2,699.00 was posted by the Adco representing Township Engineering review, inspection and supervision for all the improvements. This money is deposited in an Engineering Inspection Escrow Account, Trust Line Item No. 252-7023-499. The Finance Department is authorized to release any remaining balance to Adco after the final inspections are conducted by the Engineering Department.

3. That a certified copy of this resolution shall be transmitted along with the check to Acco T/A Scholes Electric & Communications, and copies of the resolution to JP Morgan Chase Bank, N.A. the Township's Chief Municipal Finance Officer and Township Engineer for reference and information purposes.

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. 106-2012

Member Francioli offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO OLD DOMINIOM BRUSH COMPANY, INC., THE ONLY RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$33,491.00 FOR THE PURCHASE OF ONE (1) NEW 2012 OLD DOMINION BRUSH, MODEL SCL800TM 25 CUBIC YARD, TRAILER MOUNTED, SELF-CONTAINED BELT DRIVEN VACUUM LEAF COLLECTOR AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department has requested the replacement of a 1991 vacuum leaf collector which has outlived its useful purpose; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for the receipt of competitive bids on May 4, 2012 for the purchase of one (1) new 2012 Old Dominion Brush, Model SCL800TM, or approved equal, 25 cubic yard, trailer mounted, self-contained belt driven vacuum leaf collector (hereinafter referred to as the "vacuum leaf collector"); and

WHEREAS, on May 22, 2012, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of one (1) sealed competitive bid out of two (2) prospective bidders; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined the only bid document for the purchase of a replacement vacuum leaf collector and has determined that the only competitive bid submitted by Old Dominion Brush Company, Inc. for the furnishing of a new 2012 ODB, Model SCL800TM vacuum leaf collector as described above, is in total conformance with the Township's Specifications and Supplementary Specifications and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated May 24, 2012 to the Township Committee, the township engineer recommended that the governing body award a contract for the purchase of anew 2012 ODB Model SCL800TM vacuum leaf collector described herein to Old Dominion Brush Company, Inc. which bidder submitted the lowest competitive bid for the leaf collector in the amount of \$33,491.00; and

WHEREAS, in view of the incentive provision set forth in the Township's specification, the total contract amount shall not exceed \$33,491.00; and

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. A contract is hereby awarded to:

**Old Dominion Brush Company, Inc.
5118 Glen Alden Drive
Richmond, Virginia 23231**

for the furnishing and delivery of one (1) new 2012 ODB, Model SCL800TM, 25 cubic yard, trailer mounted, self-contained belt driven vacuum leaf collector for the Public Works, Buildings and Grounds and Park Maintenance Department, all in accordance with the specifications and Supplementary Specifications which were utilized by the Township in connection with the bidding process as set forth in the advertisement for bids, said contract being awarded on the basis that it shall not exceed \$33,491.00.

2. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the 2012 Current Fund Budget, Purchase of Road Equipment, Line Item No. 122-0047-705 for the purchase of one (1) 2012 vacuum leaf collector set forth in this resolution.

3. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with Old Dominion Brush Company, Inc. in an amount not to exceed \$33,491.00.

4. A certified copy of this resolution shall be transmitted to the Township Engineer, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department, the Chief Municipal Finance Officer and Old Dominion Brush Company, Inc. for reference and information purposes.

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. 107-2012

Member Francioli offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING LOUIE J. MICHETTI 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 JUNE 4, 2012 AND ENDING DECEMBER 4, 2012 AND ESTABLISHING HIS COMPENSATION AT \$39,000.00 PER ANNUM UNDER JOB GROUP III IN ACCORDANCE WITH SALARY RANGE GUIDE "D" OF SALARY ORDINANCE NO. 31-2011 (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 retirement of John Argue effective January 31, 2012, a need exists to fill the vacant Laborer I/Sanitation Collector I 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" of Salary Ordinance No. 31-11; and

WHEREAS, a total of four (4) applications were received by the Township for the above referenced position; and

WHEREAS, in accordance with the Township's job application process, all four (4) applicants were interviewed by the Business Administrator and/or the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department and the Assistant Business Administrator; and

WHEREAS, as a result of the interviews, it is the recommendation of Brian Foran, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department that Louis M. Michetti residing at 14 Old Farm Road in Cedar Knolls, New Jersey 07927 be employed as the replacement Laborer I/Sanitation Collector I position in the Road Division; and

WHEREAS, Mr. Michetti shall commence employment on June 4, 2012 and serve in a probationary capacity for a six (6) month probationary period ending on December 4, 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 Louie M. Michetti residing at 14 Old Farm Road in the Cedar Knolls 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 Monday, June 4, 2012 and ending on Tuesday, December 4, 2012. In accordance with Salary Range Guide "D" of Salary Ordinance No. 31-2011, Mr. Michetti shall be compensated at \$39,000.00

per annum under Job Group III.

2. Pursuant to the Job Description for Laborer I/Sanitation Collection I, Mr. Michetti shall be required to obtain a valid Commercial Driver License with a Class "A" or "B" endorsement on or before December 1, 2012. If Mr. Michetti 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. Michetti shall provide the Superintendent with a copy of the license. Mr. Michetti will then be eligible to advance to the position of Laborer II/Sanitation Collector II/Truck Driver I under Job Group IV, at a salary of \$42,000.00 pursuant to Salary Guide "D".
3. This offer of employment is conditional and subject to Mr. Michetti 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.
4. Mr. Michetti 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. Michetti receives an unsatisfactory evaluation during the probationary period, Mr. Michetti 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. Michetti, 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 Ferramosca, was passed and the resolution adopted by the following roll call vote:

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

NOES: None

OTHER BUSINESS:

At this time, Member Coppola read the Veterans Alliance Memorial Day itinerary which begins with breakfast at the Community Center prior to the parade and ceremonies.

Member Brueno reminded everyone that the fishing contest, sponsored by Recreation, will be held this Sunday. He thanked the Fire Companies and DPW personnel for their efforts. In addition, he advised that the Bee Meadow Pool will open on schedule since the repairs have been completed. And, he asked for volunteers to assist at Whippany Park High School and Hanover Park Regional High School in the One Day-One School clean-up event which will be held on June 9th.

Mayor Francioli expressed appreciation to Ace Gallagher who initiated the program several years ago and pointed out that the Township has saved thousands of dollars as a result of Mr. Gallagher's efforts.

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 Schleifer and was unanimously passed.

No further business appearing, Member Coppola 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

