

JUNE 28, 2012

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, June 28, 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: RECOGNITION OF ACCOMPLISHMENTS OF HANOVER
TOWNSHIP GIRL SCOUTS:**

GOLD AWARD – TROOP #1799 - Lauren O'Connor

**SILVER AWARD – TROOP #77 - Gina Mellen, Nicole Linfante
Katharine Dodge, Lianna Scheule**

**SILVER AWARD – TROOP #2178 - Brittany Branco, Jessica Bui
Kate Cantrell, Maggie Esposito
Jessica Glinkin, Christine Jones,
Jennifer Kim, Susan Kim,
Sarah Mastrisciano, Michelle Pan**

Certificates and congratulatory letters were presented to the above mentioned Girl Scouts in recognition of earning their “Gold” and/or “Silver” awards. Their projects included the following:

Troop #1799 – Gold Award recipient Lauren O’Connor organized “A Day of Remembrance – The 10 Year Anniversary of 9/11/01 to commemorate the 10th anniversary of the terrorist attacks on September 11, 2001. A London Plane tree was planted at Central Park and was dedicated to those who lost their lives on 9/11 as well as the first responders. A plaque was placed beside the tree which reads: “In remembrance of those who lost their lives on September 11, 2001 and in honor of those who responded. Dedicated September 11, 2011”

Troop #77 – Silver Award recipients created special holiday crafts for our senior residents who belong to the Township’s Meals -on-Wheels Dial-A –Ride program.

Troop #2178 – Silver Award recipients made 153 hand-tied fleece blankets and donated them to a non-profit organization called Project Linus whose mission is to provide love, a sense of security, warmth and comfort to children who are seriously ill, traumatized or otherwise in need through the gifts of new, handmade blankets.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public.

Ed Klein of Green Forest Technologies provided an update on surrounding towns that allow used clothing recycling bins and donate the money to support a community emergency response team or a local PBA or an SRO program. He once again requested that the Township consider allowing these bins in Hanover Township.

At the conclusion of his comments, Mayor Francioli advised Mr. Klein that his request would be taken into consideration but pointed out that the Township prohibits the bins as prior experience has shown that the bins are never properly taken care of.

Bill Eames of 6 Cove Lane Road then advised the governing body that the NJ Residential Foreclosure Transformation Act is before the governor for approval. He pointed out that the State would be empowered to borrow money to acquire foreclosed properties throughout the State. He felt the authority this would give the State is of great concern and would have severe implications in Newark.

The Mayor stated that some communities may invite this type of action but he said he felt the decisions should be left to the communities since they know best.

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

unanimously passed.

(Regulate Signs in the Public Right-Of-Way & Amending Chapter 248 Entitled Streets & Sidewalks by Establishing New Article VI, "Signs")

ORDINANCE: NO. 13-2012

(Tabled from June 14, 2012 Regular Meeting)

Member Ferramosca moved that action on the final passage of Ordinance No. 13-12 be carried to the July 26, 2012 regular meeting. The motion was seconded by Member Schleifer and was adopted by the following roll call vote:

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

NOES: None

(Amending & Supplementing Ordinance 31-11 & C.61 of the Code Entitled Salaries & Compensation; Personnel Policies – Establishes Regs. & Rates of Comp. for Officers & Employees)

ORDINANCE: NO. 14-2012

Member Coppola offered the following resolution and moved its adoption:

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING ORDINANCE NO. 31-2011 AND CHAPTER 61 OF THE CODE OF THE TOWNSHIP ENTITLED SALARIES AND COMPENSATION; PERSONNEL POLICIES WHICH CHAPTER ESTABLISHES REGULATIONS AND RATES OF COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF HANOVER", 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

NONE: None

Following the reading of said Ordinance by title, Member Coppola offered the following resolution and moved its adoption:

“BE IT RESOLVED, that an Ordinance entitled, “AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING ORDINANCE NO. 31-2011 AND CHAPTER 61 OF THE CODE OF THE TOWNSHIP ENTITLED SALARIES AND COMPENSATION; PERSONNEL POLICIES WHICH CHAPTER ESTABLISHES REGULATIONS AND RATES OF COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF HANOVER”, 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 26th day of July, 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

NONE: None

ORDINANCE: NO. 15-2012

(Bee Meadow Pool Resident & Non-Resident Membership Fees for August 1 Thru September 3, 2012 – Reduced)

Member Brueno 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 ORDINANCE NO. 3-12 AND SECTION 125-4. ENTITLED ‘RECREATION DEPARTMENT FEES’ UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT REDUCED POOL MEMBERSHIP FEES FOR THE YEAR 2012 BEE MEADOW SWIMMING POOL SEASON”, be passed on first reading.

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

NONE: None

Following the reading of said Ordinance by title, Member Brueno, 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 ORDINANCE NO. 3-12 AND SECTION 125-4. ENTITLED ‘RECREATION DEPARTMENT FEES’ UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT REDUCED POOL MEMBERSHIP FEES FOR THE YEAR 2012 BEE MEADOW SWIMMING POOL SEASON”, 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 26th day of July, 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 Coppola, was passed and the resolution adopted by the following roll call vote:

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

NONE: None

ORDINANCE: **NO. 16-2012**

**(Land Use Ordinance Amendment –
Floor Area Ratio & Improvement
Coverage Regulations in the I-5.
I-B & I-P2 Zone Districts)**

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 REVISING THE FLOOR AREA RATIO AND IMPROVEMENT COVERAGE REGULATIONS IN THE I-5, I-B AND I-P2 ZONE DISTRICTS", 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

NONE: None

Following the reading of said Ordinance by title, 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 REVISING THE FLOOR AREA RATIO AND IMPROVEMENT COVERAGE REGULATIONS IN THE I-5, I-B AND I-P2 ZONE DISTRICTS ", 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 26th day of July, 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

NONE: None

RESOLUTION: NO. 119-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE APPOINTMENT OF FULL-TIME, SEASONAL PERSONNEL FOR THE BEE MEADOW SWIMMING POOL AND SUMMER PLAYGROUND PROGRAM AND PROCTORS IN ACCORDANCE WITH SECTION 10., ITEMS 5, 6, 7, 8, 9, 11 AND 17 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 Swimming Pool
Summer Playground Program
Proctor**

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 5, 6, 7, 8, 9, 11 and 17 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 5, 6, 7, 8, 9, 11 and 17 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:

Pool Activities Coordinator:

Matthew Gottilla..... \$2,500.00/Season 06/29/12

Lifeguard - Part Time:

		<u>Start Date</u>
Elizabeth D'Altrui.....	7.50/hr.	06/29/12
Matthew Grasso.....	7.50/hr.	" " "
Raymond VanSteyn.....	7.50/hr.	" " "
Sara N. Vukas.....	7.50/hr.	" " "

Summer Plus Staff:

Jennifer Kelly.....	\$22.00/hr.	06/29/12
Mary Pamela Gregory.....(2 Days)	\$ 750/Season	" " "

Joe Lacitgnola.....	15.00/hr.	“ “ “
Robert Lenox.....	15.00/hr.	“ “ “
Sean Romano.....	15.00/hr.	“ “ “
Diane Smith.....	17.00/hr.	“ “ “
Anthony Sorrentino.....	1,840/Season	“ “ “
Jessica Tar.....(2 Days)...	600.Season	“ “ “
Jessica Yurescko.....	17.00/hr.	“ “ “

Senior Counselors:

Kaitlyn Brueno.....	\$1,075/Season	06/29/12
Raleigh Bulmer.....	1,075/Season	“ “ “
Melissa Connolly.....	1,075/Season	“ “ “
Joseph DeCandia.....	1,075/Season	“ “ “
Caitlin Farrell.....	1,200/Season	“ “ “
Ryan Grasso.....	1,075/Season	“ “ “
Thomas Kirby.....	1,200/Season	“ “ “
Lauren Kruse.....	1,075/Season	“ “ “
Christina Meteyka.....	1,200/Season	“ “ “
Amanda Munzial.....	1,075/Season	“ “ “
Mike Vitello.....	1,075/Season	“ “ “
Kristen Wagner.....	1,075/Season	“ “ “
John Walsh.....	1,075/Season	“ “ “
Caitlin Brennan.....	1,050/Season	“ “ “
Griffin Connolly.....	1,050/Season	“ “ “
Elexa Bocchino.....	1,050/Season	“ “ “
Justin Bocchino.....	1,050/Season	“ “ “
Michael DeCandia.....	1,050/Season	“ “ “
Ashley Donohue.....	1,050/Season	“ “ “
Jennifer Hare.....	1,050/Season	“ “ “
Jamie Kruse.....	1,050/Season	“ “ “
Jessica Mellen.....	1,050/Season	“ “ “
Jessica Munzial.....	1,050/Season	“ “ “
Gregory Struble.....	1,050/Season	“ “ “
Benjamin Remaly.....	1,050/Season	“ “ “
Ken McPeek.....	15.50/hr.	“ “ “
Jennifer Rollin.....	14.25/hr.	“ “ “

Firworks Custodian:

Bogdan Malautchuck.....	\$31.50/hr.	“ “ “
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Proctors:

John Rockocewicz.....	\$10.00/hr.
Dominic Vigilante.....	10.00/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 Coppola, was passed and the resolution adopted by the following roll call vote:

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

NONE: None

ABSTAINED: Member Brueno

RESOLUTION: NO. 120-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE EMPLOYMENT OF PART-TIME PROCTORS 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. 31-2011

WHEREAS, in order to supervise activities at the Township's Multi-Purpose Community Center, the Board of Recreation Commissioners, in a memorandum dated June 21, 2012 to the Business Administrator has recommended to the Township Committee the employment of the individuals named below to serve as part-time proctors 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 persons described below to serve in the capacity of part-time proctors; and

WHEREAS, the memorandum of the Superintendent of Recreation and Park Administration dated June 21, 2012 memorializing the recommendations of the Board of Recreation Commissioners during its June 20, 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. 31-11 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 the persons named below to serve as part-time proctors, on an as needed basis, in supervising activities to be held at the Township's Multi-Purpose Community Center:

- A. Joseph Ferraris, 26 Parker Avenue, Cedar Knolls, N.J. 07927;
- B. Daniel Kretchmer, 11 Hilltop Circle, Whippany, N.J. 07981;
- C. John Moroz, 41 Malapardis Road, Whippany, N.J. 07981;
- D. Fred Petersen, 20 Delmar Avenue, Morris Plains, N.J. 07950; and
- E. Gerald Schofield, 155 Woodward Lane, Basking Ridge, N.J. 07920.

The appointments set forth above shall take effect immediately.

2. In accordance with Township policy, the part-time proctors 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 proctors 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 Coppola, was passed and the resolution adopted by the following roll call vote:

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

NONE: None

RESOLUTION: NO. 121-2012

Member Schleifer offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE
PROBATIONARY EMPLOYMENT OF GRZEGORZ MICHALSKI AS A PART-TIME**

CUSTODIAN EFFECTIVE MONDAY, JULY 2, 2012 AND ESTABLISHING HIS COMPENSATION AT \$16.42 PER HOUR UNDER GROUP I OF SALARY RANGE GUIDE "D" AS SET FORTH IN SALARY ORDINANCE NO. 31-2011 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY INFORMATION CHECK)

WHEREAS, with the retirement of part-time Custodian Ernest Watkins on June 1, 2012, a need exists to fill the vacant position in order to provide custodial services to the Whippanong Library and at the Township's Multi-Purpose Community Center; and

WHEREAS, the position of Part-Time Custodian is classified under Schedules "B" and "D" in Salary Ordinance No. 31-2011; and

WHEREAS, a total of two (2) applications were received by the Business Administrator; and

WHEREAS, on May 23 and June 4 and 5, 2012, initial and follow-up interviews were conducted with both applicants; and

WHEREAS, as a result of the interviews, the Business Administrator believes that **Grzegorz Michalski** possesses the necessary skills and experience in meeting the needs of the Township as a part-time custodian.

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 Business Administrator, the governing body hereby appoints **Grzegorz Michalski** residing at 3010 Appleton Way in Whippany, New Jersey 07981 to serve as a part-time custodian for a six (6) month probationary period commencing Monday, July 2, 2012 and ending Wednesday, January 2, 2013.
2. In accordance with Schedule "D" of Salary Ordinance No. 31-2011, **Mr. Michalski** shall be compensated at \$16.42 per hour under Job Group I. Pursuant to Township policy, **Mr. Michalski** 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 Supervisor of Buildings and Grounds. **Mr. Michalski** shall not be eligible to receive the 2012 Cost of Living Adjustment until he has completed the six (6) month probationary period and receive a satisfactory job performance evaluation in order

to qualify for the 2% cost of living adjustment retroactive to July 2, 2012, the first date of employment.

3. **Mr. Michalski** 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. Michalski** receives an unsatisfactory evaluation during his probationary period, **Mr. Michalski** may be terminated at the conclusion of the probationary period or sooner, whichever is applicable.
4. In accordance with the work schedule needs of the Buildings and Grounds Division, **Mr. Michalski** shall work a thirty (30) hour work week as determined by the Supervisor of Buildings and Grounds.
5. Pursuant to Township policy, **Mr. Michalski** shall not be eligible to receive any eligible prior service credit or receive or accrue any paid vacations, sick leave and health and dental benefits of any kind whatsoever.
6. In accordance with standard Township practice, **Mr. Michalski's** appointment is conditional subject to receiving a satisfactory post-offer medical examination, a negative new-hire drug screening and a negative criminal history records check.
7. That a certified copy of this resolution shall be transmitted to the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department, the Supervisor of the Buildings and Grounds Division, Chief Municipal Finance Officer and **Mr. Michalski** for reference and information purposes.

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

NONE: None

RESOLUTION: **NO. 122-2012**

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE VIDEO TAPING OF TOWNSHIP COMMITTEE MEETINGS FOR A SIX (6) MONTH PERIOD COMMENCING JULY 1, 2012 THROUGH DECEMBER 31, 2012 BY ROBERT KOPACZ, D/B/A ROSENETTV BASED ON A FEE OF \$350.00 PER TAPING WHICH COST SHALL NOT EXCEED \$4,200.00 AND FURTHER AUTHORIZING THE BUSINESS ADMINISTRATOR/TOWNSHIP CLERK TO ISSUE A PURCHASE ORDER BETWEEN ROBERT KOPACZ AND THE TOWNSHIP

WHEREAS, the Township Committee of the Township of Hanover believes that open government and transparency are key elements in communicating to the residents of the Township and the public in general, the actions and decisions made by the governing body; and

WHEREAS, technological advances in the communications industry provide governmental entities with the necessary state-of-the-art tools to transmit information in verbal and visual formats to their constituents, using such mediums as cable TV and the Internet, and most recently via YouTube; and

WHEREAS, it is the philosophy of the governing body that residents of the community should actively participate in the decision making process by attending Township Committee meetings and the meetings of other boards and commissions in order to assist the Township's government in formulating policy; and

WHEREAS, the Township Committee further believes that by video taping and televising meetings of the governing body via cable TV and YouTube, this action will energize members of the community to attend and participate at meetings of the governing body; and

WHEREAS, an informed community is the cornerstone to good government, and in this regard, the Township Committee wishes to retain the services of **Robert Kopacz, d/b/a RosenetTV**, as videographer, in recording and converting into suitable formats for television and the Internet, the regular public meetings of the Township Committee during a six (6) month period commencing July 1, 2012 through December 31, 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. In accordance with the Township Committee's philosophy of open government and transparency, and the need to inform its constituents of actions and decisions that affect the welfare of the community, the governing body hereby authorizes the video taping of all regular public meetings of the Township Committee during a six (6) month period commencing July 1, 2012 through December 31, 2012.
2. The governing body hereby retains the services of **Mr. Kopacz, d/b/a/**

RosenetTV for the purpose of videotaping all regular public meetings of the Township Committee during the second six (6) months of calendar year 2012 which meetings are held at 8:30 p.m. in the Main Meeting Room of the Municipal Building on the second and fourth Thursdays of each month except in July, August, November and December when only one (1) meeting may be convened.

3. **Mr. Kopacz** shall be paid a fee of \$350.00 to tape each Township Committee meeting which fee includes the taping of meetings, the conversion of the tape into suitable formats for broadcasting on Cablevision's Access Channel 21 and for streaming on demand over the Internet via YouTube and the Township's web site. This fee also includes providing the Township with two (2) standard definition DVDs for the Township and the Whippanong Library.
4. That the Business Administrator/Township Clerk is authorized and directed to issue a Purchase Order in an amount not to exceed \$4,200.00 for the taping of Township Committee meetings at the rate of \$350.00 per meeting for the period beginning July 1, 2012 through December 31, 2012. Subject to the approval of the Township Committee, a supplemental Purchase Order covering the taping of meetings during the second half of calendar year 2012 shall be issued based on the same rate of \$350.00 per meeting.
5. That a certified copy of this resolution shall be transmitted to **Mr. Kopacz** and the Township's Chief Municipal Finance Officer for reference and information purposes.

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

NONE: None

RESOLUTION: NO. 123-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE RELEASING A CASH MAINTENANCE BOND TO HIGHLAND DEVELOPMENT ASSOCIATES, LLC IN THE AMOUNT OF \$2,500.00 CONCERNING THE CREATION OF A TWO (2) LOT RESIDENTIAL SUBDIVISION ON PROPERTY FRONTING ON BEHRENS DRIVE AND HIGHLAND AVENUE ON PROPERTY LOCATED AT 9 AND 11 BEHRENS

DRIVE AND 38 AND 40 HIGHLAND AVENUE IN THE WHIPPANY SECTION OF THE TOWNSHIP AND ALSO KNOWN AS LOTS 40.01, 40.02, 40.3, 42.01, 42.02 AND 42.03, 42.04 IN BLOCK 7601 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, Highland Development Associates, LLC, as Applicant/Developer, received preliminary and final major subdivision approval from the Planning Board on September 23, 2008 in the creation of two (2) new lots for the construction of single family homes with frontage on Behrens Drive and Highland Avenue on property located at 9 and 11 Behrens Drive and 38 and 40 Highland Avenue in the Whippany Section of the Township, and also known as Lots 40.01, 40.02, 40.03, 42.01, 42.02, 42.03 and 42.04 in Block 7601 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, the Developer was required to install certain improvements for the subdivision project in accordance with the approval of plans and the subsequent Developer's Agreement dated March 26, 2009; and

WHEREAS, by resolution dated December 21, 2009, the Township Committee approved Bond Reduction No. 1 whereby the total cash performance bond was reduced from \$16,033.00 to \$5,618.85 with \$10,414.15 released to the Developer; and

WHEREAS, subsequently, by resolution dated May 13, 2010, the governing body released \$3,118.85 of the remaining cash bond and withheld \$2,500.00 representing a two (2) year Public Improvement Maintenance Bond; and

WHEREAS, in a letter dated June 27, 2012 to the Mayor and Township Committee, the Assistant Township Engineer advised the governing body that as a result of a final inspection of the development, the Developer has satisfactorily completed all of the required site improvements and therefore, the \$2,500.00 cash maintenance bond may be released to **Highland Development Associates, 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 cash maintenance bond in the amount of \$2,500.00 posted by **Highland Development Associates, LLC** and deposited by the Township in a TD Bank Escrow Account, Account No. 72001505810011718 be released to **Highland**.
2. The Finance Department is also authorized and directed to release any remaining balance held in the Trust Escrow Account, Account No. 252-7007-499 which was established for engineering inspections.

3. That a certified copy of this resolution shall be transmitted along with the check to **Highland Development Associates**, and copies of the resolution to the Developer, the Township's Chief Municipal Finance Officer and Township Engineer for reference and information purposes.

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

NONE: None

RESOLUTION: NO. 124-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT AND GENERAL RELEASE BY AND BETWEEN PATROLMAN ERICK MAGLEY, HANOVER TOWNSHIP PBA LOCAL 128 AND THE TOWNSHIP OF HANOVER AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO SIGN THE SETTLEMENT AGREEMENT AND GENERAL RELEASE

WHEREAS, on May 9, 2012, Hanover Township PBA Local 128 filed a grievance with the Chief of Police on behalf of Patrolman Erick Magley concerning the procedure to be followed when a patrolman calls in sick for the next shift and a replacement is needed to cover the shift; and

WHEREAS, the parties to the grievance have reached a full and final agreement to resolve all outstanding issues concerning Patrolman Magley's grievance; and

WHEREAS, in order to set forth the terms and conditions of the settlement, the Township's labor and personnel attorney has prepared a Settlement Agreement and General Release to be signed by Patrolman Magley, the President of PBA Local 128 and the Mayor and Township Clerk on behalf of the Township Committee.

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 hereby approves the Settlement Agreement and General Release prepared by the Township's labor and personnel attorney which

Settlement Agreement and General Release sets forth the terms and conditions in settling Patrolman Magley's May 9, 2012 overtime grievance. The Settlement Agreement and General Release is attached hereto and made a part of this resolution as if set forth in full.

2. Following signature by Patrolman Magley and the President of PBA Local 128, the Mayor and Township Clerk are hereby authorized and directed to execute the Settlement Agreement and General Release on behalf of the Township of Hanover.
3. That a certified copy of this resolution along with the fully signed Settlement Agreement and General Release shall be transmitted to the Chief of Police, the Township's Labor and Personnel Attorney, the Township's Chief Municipal Finance Officer, Patrolman Magley and PBA President Yanovak.

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

NONE: None

RESOLUTION: NO. 125-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER ENDORSING AND SUPPORTING THE WHIPPANY RAILWAY MUSEUM'S SUBMISSION OF A YEAR 2012 TRANSPORTATION ENHANCEMENT PROGRAM GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE HISTORIC PRESERVATION AND REHABILITATION OF THE MORRISTOWN & ERIE RAILWAY'S WHIPPANY WATER TANK

WHEREAS, the Whippany Railway Museum located in the Whippany Section of Hanover Township in the County of Morris is applying to the New Jersey Department of Transportation for a Year 2012 Transportation Enhancement Program Grant Application to completely rehabilitate and restore the Morristown & Erie Railway's Whippany Water Tank (hereinafter referred to as the "Water Tank") for the purpose of preserving this historic transportation structure, and in making it fully operational and functional; and

WHEREAS, the Water Tank is one of a few remaining railroad water tanks in America still standing at its original location along the tracks of the Morristown & Erie

Railway at the Route 10 and Whippany Road jug-handle in the Whippany Section of Hanover Township; and

WHEREAS, the Water Tank is on the New Jersey and National Registers of historic places; and

WHEREAS, although the Water Tank is not currently listed on the Morris County Trust for Historic Preservation's "Ten Most Threatened Historic Sites", it is nonetheless in danger of further deterioration unless steps are taken to restore and preserve this historic facility; and

WHEREAS, the restoration, rehabilitation and subsequent maintenance of the Water Tank underscores a public and private joint collaborative venture between the Township, the Morristown & Erie Railway (M&E Railway) and the Whippany Railway Museum (Museum) to preserve and protect an endangered historic transportation structure; and

WHEREAS, the Township and the Whippany Railway Museum are currently working on the restoration of historic Steam Locomotive 4309 by getting the Locomotive literally "back on track", in making short local trips for Museum visitors; and

WHEREAS, rehabilitating and reactivating both the Water Tank and Steam Locomotive 4309 will create historical and cultural opportunities by educating the public concerning the heritage and history of railroading, promoting tourism and providing a functional example of how a water tank was essential to the needs of New Jersey's rail transportation system; and

WHEREAS, the Township Committee, the governing body of the Township of Hanover unanimously endorses and supports the submission of a Year 2012 Transportation Enhancement Program Grant Application for the restoration, rehabilitation and preservation of the historic Morristown & Erie Railway's Whippany Water Tank.

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 unanimously endorses and supports the submission of a Year 2012 Transportation Enhancement Program Grant Application to the New Jersey Department of Transportation for the restoration, rehabilitation and preservation of the historic Morristown & Erie Railway's Whippany Water Tank by the Whippany Railway Museum.

2. That certified copies of this resolution shall be transmitted to the New Jersey Department of Transportation and the Whippany Railway Museum for reference and information purposes.

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

NONE: None

RESOLUTION: NO. 126-2012

Member Schleifer offered the following resolution and moved its adoption:

**A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION
AND CLUB LICENSES FOR THE PERIOD COMMENCING JULY 1, 2012 THROUGH
JUNE 30, 2013**

WHEREAS, the following establishments have applied for the 2012-2013 renewal of Plenary Retail Consumption and Club Licenses, and have deposited the required fees:

<u>NAME & ADDRESS</u>	<u>LICENSE TYPE & NO.</u>	<u>FEE</u>
Route Ten, Inc. t/a Bogey's 960 Route 10 Whippany, NJ 07981	PLENARY RETAIL CONSUMPTION 1412-33-021-002	\$1,713.00
Fan Pier Land Company T/A Hyatt House Whippany 1 Ridgedale Avenue Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-36-030-004 (Issued as Hotel/Motel Exception)	\$1,713.00
Fan Pier Land Company T/A Hyatt House Morristown 194 Park Avenue Morristown, N.J. 07960	PLENARY RETAIL CONSUMPTION 1412-36-031-004 (Issued as Hotel/Motel Exception)	\$1,713.00
St. John the Baptist Ukrainian Catholic Church 60C North Jefferson Road Whippany, N.J. 07981	CLUB 1412-31-032-001	\$150.00
Merritt Hospitality, LLC t/a Hanover Marriott Hotel 1401 Route 10 East	PLENARY RETAIL CONSUMPTION 1412-36-033-001 (Issued as Hotel/Motel Exception)	\$1,713.00

Whippany, N.J. 07981

WHEREAS, reports of all municipal agents and officials having been filed and found satisfactory; and

WHEREAS, Tax Clearance Certificates for renewal have been received from the New Jersey Division of Taxation for each of the above named licensees; and

WHEREAS, in accordance with N.J.A.C. 13:2-23.6, it is the intent of the Township Committee to impose a special condition on all licenses as set forth below:

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

1. Four (4) of the twenty-one (21) Plenary Retail Consumption, and one (1) Club license described above are hereby renewed for the period commencing July 1, 2012 through June 30, 2013.

2. Each of the renewal applications and licenses shall include the following special condition which is imposed by the governing body as the licensing authority:

"Nothing is permitted on the licensed premises which, in any way, depicts sexual activity or shows the genitals, private parts of persons or female breasts. This includes not only live entertainment of this type, but movies and other audio or video material and printed matter depicting it."

3. That a certified copy of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department.

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

NONE: None

RESOLUTION: NO. 127-2012

Member Schleifer offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE
TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO RETURN A
2012 IN LIEU OF TAX DONATION IN THE AMOUNT OF \$500.00 TO
THE ROSE HOUSE**

WHEREAS, The Rose House, a non-profit corporation for the benefit of people with disabilities operates a group home in Hanover Township for the developmentally disabled; and

WHEREAS, it is the policy of **The Rose House** to provide the municipality in which the group home is located with the equivalent of tax revenue it would normally pay if **The Rose House** were not a private not for profit tax exempt organization; and

WHEREAS, in accordance with this policy, **The Rose House** submitted a check to the Township of Hanover dated June 22, 2012 in the amount of \$500.00 as an in lieu of taxes donation to the Township; and

WHEREAS, because of the important humanitarian role and community service that **The Rose House** plays in the Township and the County, it is the desire of the Township Committee to return the full amount of the in lieu of taxes donation to the Morris Unit.

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 governing body has determined to return the \$500.00 donation of **The Rose House**, which donation served as an in lieu of taxes contribution to the Township.

2. That the Township's Chief Municipal Finance Officer is hereby authorized to issue a check in the amount of \$500.00 to **The Rose House**, as reimbursement in full for its in lieu of taxes donation which was deposited with the Township on June 22, 2012.

3. That a certified copy of this Resolution along with the reimbursement check shall be transmitted to the Township's Chief Municipal Finance Officer and the Executive Director of **The Rose House** 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

NONE: None

RESOLUTION: NO. 128-2012

Member Schleifer offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPOINTING MICHAEL E. CRITCHLEY TO SERVE AS A CLASS IV REGULAR MEMBER OF THE PLANNING BOARD IN FILLING THE UNEXPIRED FOUR (4) YEAR TERM OF OFFICE OF MARIA FLORIO WHICH TERM OF OFFICE SHALL EXPIRE ON DECEMBER 31, 2013

WHEREAS, by letter dated November 30, 2011 addressed to the Business Administrator, Maria Florio, a Class IV regular member of the Planning Board advised the Township that she would be resigning from the position effective December 31, 2011; and

WHEREAS, the unexpired four (4) year term of office of the Class IV regular member position shall expire on December 31, 2013; and

WHEREAS, the Township Committee has reviewed the resumes of various residents willing to serve on a board, commission or committee and after careful consideration of the background, experience and interests of each candidate, the governing body determined that **Michael E. Critchley** should be appointed to fill the Class IV Planning Board seat vacated by Maria Florio; and

WHEREAS, **Mr. Critchley** shall fill the remaining four (4) year term of office which term of office shall expire on December 31, 2013 or until **Mr. Critchley's** successor shall be appointed and qualified.

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 N.J.S.A. 40:55D-23., **Michael E. Critchley** residing at 28 Berkshire Street in the Whippany Section of the Township is hereby appointed to fill the Class IV regular member position vacated by Maria Florio, which position is classified as a four (4) year term of office.

2. **Mr. Critchley's** unexpired four (4) year term of office shall expire on December 31, 2013 or until such time as **Mr. Critchley's** successor is appointed and qualified.

3. The appointment of **Mr. Critchley** as a Class IV regular member of the Planning Board shall take effect immediately upon the approval of this resolution.

4. That a certified copy of this resolution shall be transmitted to the Secretary of the Planning Board and **Mr. Critchley** for reference and information purposes.

INTRODUCED AND SPONSORED BY COMMITTEEMAN AND PLANNING DIRECTOR JOHN L. FERRAMOSCA

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

NONE: None

RAFFLE APPLICATIONS:

The following applications for raffle licenses were presented to the Committee for their consideration:

1. Our Lady of Mercy Church – HNS, 90 Whippany Road, Whippany, New Jersey, a Calendar Raffle to be held on October 1 thru 31, 2012; November 1 thru 30, 2012; and December 1 thru 31, 2012 at the OLM Parish Center, 90 Whippany Road, Whippany, New Jersey. Said application was assigned No. RL-2558. Identification of the application is No. 193-3-5428.
2. Whippany Fire Company, 440 Route 10 West, Whippany, New Jersey a 50/50 to be held on July 9, 16,23, 30, 2012 at Bee Meadow Brickyard, Reynolds Avenue, Whippany, New Jersey. Said application was assigned No. RL-2559. Identification of the application is No. 193-9-29946.
3. Two Kids Foundation, P. O. Box 103, Whippany, New Jersey, an on- premise 50/50 to be held on 8/5/12 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2560. Identification of the application is No. 193-4-3-6540.
4. Creutzfeldt – Jakob Disease Foundation, 3632 West Market St., #105N, Akron, Ohio, an on premise 50/50 to be held on 10/13/12 at the Ukrainian American CTR, 60 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RK-2561. Identification of the application is 735-4-39641.
5. Creutzfeldt-Jakob Disease Foundation, 3632 West Market Street, #105N, Akron, Ohio, an off-premise raffle to be held on 10/13/12, at the Ukrainian American Center, 60 No. Jefferson Rd., Whippany, New Jersey. Said

application was assigned No. RL-2562. Identification of the application is No. 735-4-39641.

6. Creutzfeldt-Jacob Disease Foundation, 3632 West Market Street, #105N, Akron, Ohio, raffle to be held on 10/13/12 at the Ukrainian American Center, 60 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2563. Identification of the application is No. 735-4-39641.
7. Foundation for Diabetes Research, 513 West Mt. Pleasant Ave., Suite 220, Livingston, New Jersey, an off-premise raffle to be held on 10/16/12 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2564. Identification of the application is No. 262-4-3419.
8. Foundation for Diabetes Research, 513 West Mt. Pleasant Ave., Suite 220, Livingston, New Jersey, an on premise raffle to be held on 10/16/12 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2565. Identification of the application is No. 262-4-34919.

Member Ferramosca moved that approval be granted to be above-mentioned applications and the licenses be issued. He further moved authorizing and directing the proper officials to sign forms LGCCC5A and LGCCC6B/4. Thereby indicating this Committee's approval to the granting of said licenses. The motion was seconded by Member Coppola and was unanimously passed. Member Coppola abstained on taking action to approve RL-2560 and Member Schleifer abstained on taking action to approve RL-2559.

OTHER BUSINESS:

Member Brueno reminded everyone that the July 4th Fireworks Shoot will take place on Monday, July 2nd at Whippany Park High School, and the summer concerts will take place each Monday in July. He commended Recreation Superintendent Brennan for obtaining private funding to cover the cost of the four concerts.

Member Coppola advised that the ceremony dedicating a Marine Corps Recruitment facility in honor of Marine Corps Lance Corporal Christopher Cosgrove who lost his life in Afganistan was held at Picatinny Arsenal on the 17th. Attendees included among many the Arsenal's Brigadier General, Mayor Francioli and Congressman Rodney Frelinghuysen. He also advised that the Landmark Commission is planning to dedicate a tree in remembrance of Robert Augelli, former Chairman of the Commission, who recently passed on. The dedication ceremony will take place at the Burying Yard in the Fall. Also mentioned was an anti-bullying session which he attended this evening at the Police & Firefighters Academy, and the fact that 200 people attended the recent Neighborhood Watch Program which focused on how we can prevent burglaries and protect our homes sponsored by the Police Department.

Member Coppola also mentioned that a lengthy meeting to discuss the feasibility of combining both Fire Districts took place recently at the Cedar Knolls Fire House. Additional meetings to follow.

Member Schleifer, referring to the 2011 Audit Report he had before him, extended congratulations to CMFO Silvio Esposito.

At this point, Member Ferramosca reported that the Red Bulls received final approval to construct three professional practice fields, and Mayor Francioli thanked Chief Gallagher for a most successful Operation Safe Homes program offered to residents.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public.

Mr. Eames requested an update on the completion of the Whippany Road Bridge project. He was advised by the Mayor that the target date is September.

Mrs. Eames asked whether those who wish to solicit door to door must obtain a permit. She was advised that the organization must notify the Police Department as a courtesy and identify their vehicles and the roads they plan to canvass. Plus they must carry ID. The Chief suggested residents call the police desk should they have questions.

No further 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 Ferramosca 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