

JULY 26, 2012

Regular meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, July 26, 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 WHIPPANY PARK HIGH SCHOOL SOFTBALL TEAM IN
WINNING THE 2012 NEW JERSEY GROUP I STATE CHAMPIONSHIP**

The Township Committee recognized and presented T-shirts and a trophy to the Whippany Park High School Softball Team in recognition of winning the 2012 New Jersey Group I State Championship. The "Wildcats" were also victorious in winning the NJAC Liberty Division Championship and the North II Group I State Sectional Championship, finishing the season with a record of 29-1. The team members include:

Ashley Belott, Sara Boyadjis, Lindsay Cashen, Brianna Cetrulo, Alexa Cozzarelli, Brittany Funicelli, Megan Gallagher, Alison Gleichmann, Kimberly Kleiven, Samantha

Mellea, Hannah Mucerino, Jamie Rehus, Nicole Romanowsky, Jennifer Sanislo, Courtney Simon, Taylor Trifiolis, Laura Tecza

Coaches: Todd Callaghan, Nicole Yannotta & Sara Holleran

RECOGNITION OF LAUREN O’CONNOR’S ACCOMPLISHMENTS AS A MEMBER OF THE WHIPPANY PARK HIGH SCHOOL SPRING TRACK TEAM

Whippany Park High School graduate Lauren O’Connor was honored by the Township Committee for her accomplishments as a member of the Spring Track & Field Team. Lauren’s Championship titles include 5th in the State in Javelin at the Meet of Champions, NJ Group I State Champion in Javelin, 3X State Sectional Championship and 2X NJAC (Northwest Jersey Athletic Conference) Champion.

Coach: Brad Callahan

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.

COMMUNICATIONS:

The following communications were read and action taken as indicated:

1. Township Audit Report on Examination of Financial Statements for Year 2011.
2. Fire District No. 2 Audit Report for Year 2011.
3. Letter of Resignation – DPW Employee Douglas Sawka.

“I have had a very good career at the Township of Hanover Public Works Department for many years. Over the time with the town I have learned many trades and been given very rewarding experiences. With regret I will have to step down due to my recent illness which I am taking care of with professional help. This will enable me to give complete attention to heal myself. Please accept this letter to Hanover Township as my official 60 day notice for retirement from the Department of Public Works as of today July 18, 2012.”

Member Brueno made a motion accepting the resignation of DPW employee Douglas Sawka. The motion was seconded by Member Coppola and was unanimously passed.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Police Department	S.W.Gallagher	Month Ending 6/30/12
Treasurer's Report	S.Esposito	Month Ending 6/30/12
Parks Department	B.Foran	Month Ending 6/30/12
DPW	B.Foran	Month Ending 6/30/12
Building Dept.	S.Donlon	Month Ending 6/30/12
Property Maintenance	E.DeSimoni	Month Ending 6/30/12

ENGINEER'S REPORTS:

Gerardo Maceira, Township Engineer, presented the following reports:

1. Advising that GEN II Contracting Co., Inc., has completed the Roof Replacement – Bee Meadow Pool Maintenance Building and recommending payment in the amount of \$1,215.17 to be paid from SPEF Capital/Ordinance No. 9-2012, Line Item No. 220-5652-499.
2. Advising that Stanziale Construction, LLC, has completed the Reconstruction of Eastman's Road and recommending payment in the amount of \$16,022.25 to be paid from 2011 Road Construction and Reconstruction/Eastman's Road, Line Item No. 121-0048-657.
3. Advising that Stanziale Construction, LLC, has completed the resurfacing of entire length of Saddle Road and recommending payment in the amount of \$128,939.21 to be paid from 2011 Road Construction and Reconstruction/Saddle Road, Line Item No. 121-0048-148.
4. Advising that Barcia Brothers Fence Company, Inc. has completed the Cantilever Gate and Slide Gate Operator for the Public Works Facility and recommending payment in the amount of \$24,500.00 to be paid from the Capital Fund, Ordinance No. 19-11(Security Gate, Line Item No. 410-5675-499.
5. Advising that RBA Group, Inc. has completed the Professional Service Agreement/Whippany Road Traffic Study and recommending payment in the amount of \$4,930.00 to be paid from Administrative & Executive Consulting Service (2012 Budget) Line Item 122-0001-052.

6. Advising that Omland Engineering Associates Inc. has completed the Professional Service Agreement/Bee Meadow Park Culvert Replacement and recommending payment in the amount of \$2,273.75 to be paid from Ordinance No. 17-07/Bee Meadow Culvert, Line Item 410-5678-499.

APPROVAL OF MINUTES:

Mayor Francioli stated that the Minutes of the Regular Meetings of May 24 and June 14, 2012 and the Minutes of the Executive Session & Conference Work Session Meetings of July 14, August 11 (Special & Legal), September 8 & 22, October 13 & 27, November 10 & 21 and December 8 & 19, 2011, had been presented to the members of the committee prior to this meeting by the Clerk.

Member Ferramosca moved that the Minutes of the Regular Meetings of May 24 and June 14, 2012 and the Minutes of the Executive Session & Conference Work Session Meetings of July 14, August 11 (Special & Legal), September 8 & 22, October 13 & 27, November 10 & 21 and December 8 & 19, 2011, be accepted and approved as presented by the Clerk. The motion was seconded by Member Coppola and was unanimously passed.

ORDINANCE:

NO. 13-2012

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

(Tabled From June 28, 2012 Meeting)

Member Ferramosca moved the defeat of Ordinance NO. 13-12. The Township attorney plans to conduct additional research concerning signage in the public rights-of-way as well as political signs on private property. The motion to defeat was seconded by Member Francioli and was passed by the following roll call vote:

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

NOES: None

ORDINANCE:

NO. 14-2012

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

Member Schleifer 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 ESTABLISHED REGULATIONS AND RATES OF COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF HANOVER", be read by title on second reading and a hearing held thereon.

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, the Clerk presented the Proof of Publication of said Ordinance as published in the July 5, 2012 issue of the Morris County Daily Record. Said Proof of Publication was ordered filed as received.

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

Member Schleifer offered the following resolution and moved its adoption:

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE 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 final reading and that a Notice of the final passage of said Ordinance be published in the August 2nd, 2012 issue of the Morris County Daily Record.

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. 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 read by title on second reading and a hearing held thereon.

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

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

NOES: None

Following the reading of said Ordinance by title, the Clerk presented the Proof of Publication of said Ordinance, as published in the July 5, 2012, issue of the Morris County Daily Record. Said Proof of Publication was ordered filed as received.

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

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 final reading and that a Notice of the final passage of said Ordinance be published in the August 2nd, 2012 issue of the Morris County Daily Record.

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

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

NOES: None

**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 read by title on second reading and a hearing held thereon.

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, the Clerk presented the Proof of Publication of said Ordinance, as published in the July 5, 2012, issue of the Morris County Daily Record. Said Proof of Publication was ordered filed as received.

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

The following letter dated July 10, 2012 from the Planning Board Chair, Robert Nardone, was then read into the record:

“At its July 10, 2012 meeting, the Planning Board reviewed and discussed Ordinance 16-12 which had been referred by the Township Committee as required by the Municipal Land Use Law at N.J.S.A. 40:55D-26a, which reads,

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

Ordinance 16-2012 proposes to increase the maximum permitted floor area ratio from 20% to 25% of the lot area, and to increase the maximum permitted coverage by improvements from 60% to 65% of the lot area in the I-5, I-B and I-P2 zones.

In comparing Ordinance 16-12 with the master plan, the Planning Board had determined that Ordinance 16-12 is inconsistent with the land use element of the master plan, for the following reasons:

- The land use element recommends a floor area ratio of 20% and an improvement coverage of 60% for both the I-5 and I-P2 zones.
- The land use element recommends elimination of the I-B zone entirely, and to replace it with a new O-S (office-services) zone along Route 10 West of Route 287, and with a revised B (retail sales and services) zone along Route 10 East of Troy Hills Road.

Notwithstanding these inconsistencies, the Board recommends the adoption of Ordinance 16-12 as introduced, for the following reasons:

1. The Board has reexamined the basis for floor area ratio and coverage limitations in these districts and has found that a greater floor area and coverage could be

achieved on the larger properties in these zones, without violating any other provision of the Land Use Ordinance.

2. For the reason stated above, the Board has determined that the current floor area ratio and coverage limitations in these districts unduly limit economic development activity on larger parcels in these districts, and that a modest increase in the permitted floor area and coverage limits in these zones would have no significant detriment on the suburban character of the industrial zones or the Township as a whole.
3. The Board notes that the standards in the land use element are based upon the minimum to smaller size lots in the zones, not the larger lots, and that the standards in the plan are consistent with the development capacity for smaller lots. The proposed ordinance amendment will not significantly change the development capacity on smaller lots, since the various ordinance requirements for setbacks, parking, landscaping and other factors will effectively limit floor area and coverage to amounts that are similar to that stated in the plan. Therefore, the inconsistency of Ordinance 16-12 will practically apply only to the larger properties in the zones.
4. Finally, the Board notes that in the B and O-S zones, which the land use element recommends to replace the I-B zone, the recommended floor area ratio and coverage limitations are more consistent with Ordinance 16-12. The land use plan recommends a 25% floor area ratio and 65% improvement coverage limitation for all uses in the O-S zone except hotels and motels. For the B zone, the land use plan recommends a floor area ratio of 25% and improvement coverage of 80% for lots with an area of 40,000 square feet.

Thank you for the opportunity to comment on Ordinance 16-12.

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

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

RESOLUTION: **NO. 129-2012**

Member Ferramosca offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE SETTING FORTH THE REASONS WHY IT SHOULD ADOPT LAND USE ORDINANCE NO. 16-12 NOTWITHSTANDING THE PLANNING BOARD'S OPINION AND RECOMMENDATION THAT ORDINANCE NO. 16-12 IS INCONSISTENT WITH THE LAND USE ELEMENT OF THE MASTER PLAN

WHEREAS, the Township Committee of the Township of Hanover has introduced Ordinance No. 16-2012 entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, TO AMEND CHAPTER 166, LAND USE AND DEVELOPMENT, OF THE CODE OF THE TOWNSHIP OF HANOVER BY REVISING THE FLOOR AREA RATIO AND IMPROVEMENT COVERAGE REGULATIONS IN THE I-5, I-B AND I-P2 ZONE DISTRICTS;" and

WHEREAS, pursuant to N.J.S.A. 40:55D-26a, the ordinance was forwarded to the Planning Board for a report and recommendation; and

WHEREAS, the Planning Board, pursuant to its letter to the Township Committee dated July 10, 2012, stated that Ordinance 16-2012 is inconsistent with the Master Plan, but in-spite of such inconsistency, the Board recommended adoption of the ordinance as introduced; and

WHEREAS, N.J.S.A. 40:55D-62a provides in pertinent part:

"...the governing body may adopt a zoning ordinance or amendment or revision thereto which in whole or part is inconsistent with or not designed to effectuate the land use plan element and the housing plan element, but only by affirmative vote of a majority of the full authorized membership of the governing body, with the reasons of the governing body for so acting set forth in a resolution and recorded in its minutes when adopting such a zoning ordinance;"

and

WHEREAS, the Township Committee desires to state for the record its reasons for adopting Ordinance 16-2012 in spite of its inconsistency with the Land Use Element of the Master Plan, as follows:

1. The current floor area and coverage limitations for the I-5, I-B and I-P2 zone districts are the most restrictive of any industrial zones in the Township.
2. A greater floor area and coverage could be achieved on various larger properties in these zones, without violating any other provisions of the Land Use Ordinance.

3. It is the opinion of the Planning Board, which is shared by this Township Committee, that the current floor area ratio and coverage limitations in these districts unduly limit development activity in these districts.
4. A modest increase in the permitted floor area and coverage limits in these zones would have no significant detriment on the character of the industrial zones or of the character of the Township as a whole.

and

WHEREAS, the Township Committee also believes that Ordinance 16-2012 furthers the purposes of the Municipal Land Use Law by:

1. promoting the public health, safety and general welfare, both by providing for appropriate development;
2. providing adequate light, air and open space;
3. providing sufficient space in appropriate locations for commercial and industrial uses according to their environmental requirements in order to meet the needs of all New Jersey citizens; and

WHEREAS, the Township Committee directs that the minutes of this meeting include the above reasons for proceeding with the adoption of this ordinance;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, that Ordinance 16-2012, entitled

“AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, TO AMEND CHAPTER 166, LAND USE AND DEVELOPMENT, OF THE CODE OF THE TOWNSHIP OF HANOVER BY REVISING THE FLOOR AREA RATIO AND IMPROVEMENT COVERAGE REGULATIONS IN THE I-5, I-B AND I-P2 ZONE DISTRICTS” be passed on final reading and that a notice of the final passage be published in the August 2, 2012 issue of the Morris County Daily Record.

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

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

NOES: None

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 final reading and that a Notice of the final passage of said Ordinance be published in the August 2nd, 2012 issue of the Morris County Daily Record.

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

**(LUO – Revising Definitions of
Floor Area & Floor Area Ratio –
Chapter 166)**
ORDINANCE: NO. 17-2012

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 AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY REVISING THE DEFINITIONS OF FLOOR AREA AND FLOOR AREA RATIO be introduced and read by title on first reading.

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

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

NOES: None

Following the reading of said Ordinance by title, 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 DEFINITIONS OF FLOOR AREA AND FLOOR AREA RATIO, 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 23rd day of August, 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 Schleifer, 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. 18-2012 (LUO Changing Zone Classification
Of Block 9207 Lot 15 on Tax Map,
Aka 62-66 N. Jefferson Rd., From
R-40 to New RM-5 Zone District)**

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 CHANGING THE ZONE CLASSIFICATION OF BLOCK 9201, LOT 15 ON THE TAX MAP, ALSO KNOWN AS 62-66 NORTH JEFFERSON ROAD, FROM THE R-40 ZONE DISTRICT TO A NEW RM-5 ZONE DISTRICT, AND BY ADOPTING STANDARDS FOR DEVELOPMENT IN THE NEW RM-5 DISTRICT, be introduced and read by title on first reading.

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

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

NOES: None

Following the reading of said Ordinance by title, 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 CHANGING THE ZONE CLASSIFICATION OF BLOCK 9201, LOT 15 ON THE TAX MAP, ALSO KNOWN AS 62-66 NORTH JEFFERSON ROAD, FROM THE R-40 ZONE DISTRICT TO A NEW RM-5 ZONE DISTRICT, AND BY ADOPTING STANDARDS FOR DEVELOPMENT IN THE NEW RM-5 DISTRICT 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 23rd day of August, 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 Schleifer, 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. 19-2012 (LUO Revising Regulations for the Preservation, Removal & Planting of Trees)

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 REGULATIONS FOR THE PRESERVATION, REMOVAL AND PLANTING OF TREES", 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 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 REGULATIONS FOR THE PRESERVATION, REMOVAL AND PLANTING OF TREES" 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 23rd day of August, 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

**(Purchase of a Replacement Traffic
Signal Controller & Appurtenances
For Troy Hills & Highland Aves.
Intersection & appropriating \$16,000
from CIF & All Prior Years)**
ORDINANCE: NO. 20-2012

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 AUTHORIZING THE PURCHASE OF A REPLACEMENT TRAFFIC SIGNAL CONTROLLER CABINET AND ALL RELATED CONTROLLER EQUIPMENT TO BE INSTALLED AT THE INTERSECTION OF TROY HILLS ROAD AND HIGHLAND AVENUE AND FURTHER AUTHORIZING THE APPROPRIATION OF \$16,000.00 FOR SAID IMPROVEMENT FROM THE CAPITAL IMPROVEMENT FUND OF 2012 AND ALL PRIOR YEARS", be introduced and read by title on first reading.

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

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

NOES: None

Following the reading of said Ordinance by title, 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 AUTHORIZING THE PURCHASE OF A REPLACEMENT TRAFFIC SIGNAL CONTROLLER CABINET AND ALL RELATED CONTROLLER EQUIPMENT TO BE INSTALLED AT THE INTERSECTION OF TROY HILLS ROAD AND HIGHLAND AVENUE AND FURTHER AUTHORIZING THE APPROPRIATION OF \$16,000.00 FOR SAID IMPROVEMENT FROM THE CAPITAL IMPROVEMENT FUND OF 2012 AND ALL PRIOR YEARS, 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 23rd day of August, 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 Schleifer, was passed and the resolution adopted by the following roll call vote:

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

NOES: None

RESOLUTION: NO. 130-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE ADOPTION OF NEW SALARIES AND RATES OF PAY FOR ALL FULL-TIME AND PERMANENT PART-TIME NON UNION CIVILIAN TOWNSHIP EMPLOYEES PURSUANT TO ORDINANCE NO. 14-2012

BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, in accordance with Salary Ordinance No. 14-2012, adopted July 26, 2012, that the rates of compensation for officers and employees, effective January 1, 2012, shall be as follows:

ADMINISTRATION:

Name:		Schedule	Group	Step	Rate	
Joseph	Giorgio	Range	NA	NA	\$ 136,259	Per annum
Robin	Dente	A	IX	5	\$ 80,022	Per annum
Catherine	Iacouzzi	A	VIII	5	\$ 73,958	Per annum
Annette	Luger	A	VII	5	\$ 68,274	Per annum
Rita	Rewick	A	VII	5	\$ 68,274	Per annum
Kimberly	Bongiorno	A	VI	5	\$ 64,584	Per annum
Peter	Bozza	A	VII	5	\$ 37.52	Per hour
Margaret	Kurdyla	Part Time PT	-	4	\$ 18.64	Per hour
Michael	Murphy	Part Time Civilian DARE/SSRS			\$ 32.79	Per hour
Elvira	DeSimoni	Part Time Ass't Prop Maint/Zoning Officer			\$ 26.06	Per hour
Anita	Ahlmeyer	Part Time PT	-	2	\$ 16.02	Per hour
Ann	Kraynak	Part Time PT	-	1	\$ 14.71	Per hour
Kelli	Schanz	Part Time PT-C	-	-	\$ 22.89	Per hour

FINANCE

Name:		Schedule	Group	Step	Rate	
Silvio	Esposito	A	XIV	3	\$ 103,760	Per annum
Patricia	Shea	A	VII	5	\$ 68,274	Per annum
Samantha	Steeg	A	V	5	\$ 32.97	Per hour
Elia	Rudy	A	III	5	\$ 28.03	Per hour
James	Kreitz	Tax Assessor			\$ 43,697	Per annum

ENGINEERING:

Name:		Schedule	Group	Step	Rate	
Gerardo	Maceira	A	XIV	5	\$	116,905 Per annum
David	Leo	A	XII	5	\$	100,578 Per annum
William	Eannucci	A	IX	5	\$	43.97 Per hour
Christopher	Danielsen	A	IX	5	\$	43.97 Per hour
Susan	Brady	A	V	5	\$	32.97 Per hour
Susan	Brady	Building Facilities Coordinator			\$	2,500 Per annum
Lorraine	Konopka	Part Time	Arborist/Forester		\$	33.04 Per hour

CONSTRUCTION CODE:

Name:		Schedule	Group	Step	Rate	
Sean	Donlon	C	XII	-	\$	85,313 Per annum
Sean	Donlon	Chair, Site Plan Exem. Comm.			\$	2,500 Per annum
Patrick	Calabrese	C	IX	-	\$	62,424 Per annum
Anthony	Giampetro	PT	-	-	\$	31.21 Per annum
Andrew	Macera	PT	-	-	\$	31.21 Per annum
Karen	Soltis	C	IV	-	\$	29.55 Per hour
Edward	Bucceri	Plumbing Sub-Code Official			\$	20,798 Per annum
Salvatore	Simonetti	As needed			\$	30.00 Per hour
William	Donnerstag	Fire Sub-Code Official			\$	11,788 Per annum
Kevin	Doherty	Elevator Sub-Code Official			\$	28,933 Per annum
Lisa	Markey	-	-	-	\$	8.32 Per hour
Camille	Hopler	As needed			\$	17.91 Per hour
Robert	Laudadio	As needed			\$	30.00 Per hour
Joseph	Cappuccino	As needed			\$	30.00 Per hour

POLICE:

Name:		Schedule	Group	Step	Rate	
Stephen	Gallagher	Chief	NA	2	\$	128,614 Per annum
Janice	Blinder	A	IV	5	\$	30.44 Per hour
Janet	Firetto	A	III	5	\$	28.03 Per hour
Dena	Dahl	C	III	-	\$	19.44 Per hour
John	Collora	A-1	VI	5	\$	31.91 Per hour
Clayton	Oddy	A-1	VI	5	\$	31.91 Per hour
Bryan	Janton	A-1	VI	5	\$	31.91 Per hour
Brian	Kapral	A-1	VI	5	\$	31.91 Per hour

PER DIEM POLICE DISPATCHERS:

Name:		Schedule	Group	Step		Rate	
John	DeZao	As needed			\$	19.55	per hour

**POLICE
MATRONS:**

Name:		Schedule	Group	Step		Rate	
Marylou	Desimone	As needed			\$	18.70	per hour
Patricia	DeTrollo	As needed			\$	18.70	per hour
Rae Ann	Wallace	As needed			\$	18.70	per hour

**SCHOOL
CROSSING
GUARDS:**

Name:			Schedule	Group	Step		Rate	
Stephen	Bolcar		CG		Head	\$	16.02	per hour
Donna	Carbone		CG		3	\$	15.21	per hour
Deborah	Castelluccio		CG		3	\$	15.21	per hour
Debra	Daiuto		CG		3	\$	15.21	per hour
Patricia	DeTrollo		CG		3	\$	15.21	Per hour
Ann	Grill		CG		3	\$	15.21	per hour
Michael	Loia		CG		3	\$	15.21	per hour
John	Mele		CG		3	\$	15.21	per hour
Mary	Nemec		CG		3	\$	15.21	per hour
Diane	Smith		CG		3	\$	15.21	per hour
Ann Marie	Hanrahan	Sub	CG		3	\$	15.21	per hour
Barbara	Taylor	Sub	CG		3	\$	15.21	per hour
George	Taylor	Sub	CG		3	\$	15.21	per hour
Dominic	Vigilante	Sub	CG		2	\$	14.57	per hour
Sharon	Ferraiuolo		CG		1	\$	13.93	Per hour
Joseph	Makowski		CG		1	\$	13.93	Per hour

**PUBLIC
WORKS:**

**Managerial &
Supervisory**

Name:			Schedule	Group	Step		Rate	
Brian	Foran		A	XII	5	\$	100,578	per annum
Allen	Apgar		A-1	IX	5	\$	39.55	per hour
Marko	Bura		A	IV	5	\$	55,404	per annum

Mark Spatola A-1 VII 5 \$ 33.73 per hour

PARKS & PLAYGROUNDS:

Name: Schedule Group Step Rate

William
 Brittle A-1 IX 5 \$ 82,257 Per hour
 Robert Peters Part Time A-1 I 2 \$ 17.93 per hour
 Michael Loia Part Time A-1 I 1 \$ 16.75 per hour

BUILDINGS & GROUNDS:

Name: Schedule Group Step Rate

Luis Moniz Part Time A-1 I 1 \$ 16.75 per hour
 Open

COMMUNITY CENTER:

Michael Loia Part Time PT - - \$ 15.58 Per hour
 John Rochacewicz Part Time PT - - \$ 10.00 Per hour
 Dominic Vigilante Part Time PT - - \$ 10.00 Per hour

RECREATION:

Name: Schedule Group Step Rate

Mary Olivia Colton A IV 5 \$ 30.44 per hour
 Elbjorg Berkenkamp Part Time PT - 4 \$ 18.64 per hour

DIAL-A-RIDE:

Name: Schedule Group Step Rate

Mary Nemecc Part Time A-1 I C \$ 15.58 per hour
 Frank Rotella Part Time A-1 I B \$ 14.39 Per hour
 Laurretta Canaris Part Time A-1 I A \$ 13.22 per hour
 Ann Marie Hanrahan Part Time A-1 I A \$ 13.22 per hour
 Jennie Ivens Part Time A-1 I A \$ 13.22 per hour
 Lieselotte Kretz Part Time A-1 I A \$ 13.22 per hour
 Walter Kretz Part Time A-1 I A \$ 13.22 per hour
 Dolores LaMarca Part Time A-1 I A \$ 13.22 per hour
 Frederick Schlosshauer Part Time A-1 I A \$ 13.22 per hour

MUNICIPAL COURT:

Name: Schedule Group Step Rate

Andrea Contaldi C IV - \$ 25.72 per hour
 Denise Buoye Part Time A IV 3 \$ 27.09 per hour

Lauren	Dalgauer	Part Time	A	IV	5	\$	30.45	per hour	
Brian	O'Toole		Municipal Judge				\$	32,358	per annum
Ellen	Poli	Part Time	C	IV	-	\$	22.70	Per hour	

OTHER:

						<u>Rate</u>		
Ronald	Francioli		Township Committee			\$	6,000	per annum
George	Coppola		Township Committee			\$	6,000	per annum
John	Ferramosca		Township Committee			\$	6,000	per annum
Robert	Brueno		Township Committee			\$	6,000	per annum
Kenneth	Schleifer		Township Committee			\$	6,000	per annum
Patrick	Sages		Public Defender			\$	5,543	Per annum
Thomas	Quirk		Director-OEM			\$	5,665	per annum

Peter	King	Municipal Prosecutor				\$	21,515	per annum
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George	Van Orden	Health Officer Shared Services				\$	5,000	per annum
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Proctor

Mary	Nemec		<u>Section 10, Item 11.</u>			\$	10.00	Per hour
			Salary Ordinance 31-11					

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as that a certified copy of this resolution be transmitted to the Chief Municipal Finance Officer for record and action purposes.

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

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

NOES: None

RESOLUTION: NO. 131-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RELEASING THE TOWNSHIP COMMITTEE'S JULY 14, 2011 THROUGH DECEMBER 19, 2011 EXECUTIVE SESSION AND CONFERENCE WORK SESSION MINUTES

WHEREAS, the Township of Hanover's Department of Administration has determined that Executive Session Minutes should be reviewed for release to the public on a quarterly basis; and

WHEREAS, the Department of Administration has reviewed the Executive Session and Conference Work Session Minutes for the period beginning July 14, 2011 through December 19, 2011 and has determined that the attached minutes where noted from Executive Session Agendas should be released to the public.

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 Executive Session Minutes marked and attached to prior Executive Session Agendas and designated with an "**R**" for release shall be on file in the Business Administrator/Township Clerk's office and shall be released to the public.

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

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

NOES: None

RESOLUTION: NO. 132-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE EXTENDING THE GRACE PERIOD FOR PAYMENT OF THE THIRD QUARTER TAXES FOR 2012 FROM AUGUST 1, 2012 TO AUGUST 24, 2012

WHEREAS, the date of mailing the Township of Hanover's Tax Bills has been delayed due to circumstances beyond the control of the Township of Hanover; and

WHEREAS, in accordance with the spirit and intent of N.J.S.A. 54:4-64, taxpayers should be given adequate notice of taxes due, before invoking any payment of interest for delinquency, under the provisions of N.J.S.A. 54:4-67.

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 Township's taxes due August 1, 2012 will not be considered delinquent and delinquent interest shall not be charged against a taxpayer if

the payment of such taxes is received by the Township on or before August 24, 2012; effectively setting a zero percent interest rate during this period.

2. If the tax payment, due August 1, 2012, is not paid on or before August 24, 2012, interest, as established by a resolution of the Township Committee dated January 1, 2012, shall be charged from August 1, 2012.

3. That a certified copy of this resolution shall be transmitted to the Township's Tax Collector for his reference and action.

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

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

NOES: None

RESOLUTION: NO. 133-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO REED SYSTEMS, LTD, THE ONLY RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$27,510.00 FOR THE PURCHASE OF ONE (1) HEAVY PRE-WETTING SYSTEM INCLUDING OPTIONS 1, 2, AND 3 TO BE INSTALLED ON AN EXISTING DPW DUMP TRUCK WITH TAILGATE SPREADER AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, to help accelerate the melting of ice and snow on roadways, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department has recommended to the Township Committee the purchase of a heavy pre-wetting system to be installed on a Township dump truck for utilization during ice and snow storms; 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 June 26, 2012 for the purchase and installation of either one (1) or two (2) heavy pre-wetting systems; and

WHEREAS, on July 17, 2012, pursuant to public advertising, the Township's Bid Reception Committee received and opened only one (1) sealed competitive bid out of a total of three (3) 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 and installation of up to two (2) heavy pre-wetting systems to be installed on

existing dump trucks with tailgate spreaders, is in total conformance with the Township's Equipment 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 July 17, 2012 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the purchase of one (1) heavy pre-wetting system to be installed on an existing dump truck with a tailgate spreader as described herein to **Reed Systems, LTD** which bidder submitted the lowest competitive bid for the pre-wetting system in the amount of \$13,950.00 plus Options 1, 2, and 3 as described below; and

WHEREAS, because of budgetary constraints, the 2012 Current Fund Budget only provides an appropriation that will permit the purchase of one (1) heavy pre-wetting system plus the three (3) options; and

WHEREAS, the total contract amount for the purchase of the one (1) heavy pre-wetting system plus the three (3) options shall not exceed \$27,510.00.

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

1. A contract is hereby awarded to:

**Reed Systems, LTD
P.O. Box 209
Ellenville, New York 12428**

for the furnishing and installation of the following:

- | | |
|---|--------------------|
| A. One (1) heavy pre-wetting system to be installed on a Hanover Township existing dump truck with tailgate spreader..... | \$13,950.00 |
| B. Option 1. – One (1) 5,000 gallon polyethylene tank and fixtures..... | \$ 8,390.00 |
| C. Option 2. – One (1) 25' fill hose with couplings and Delivery costs..... | \$ 250.00 and |
| D. Option 3. – One (1) two horsepower bronze self-Priming centrifugal pump..... | <u>\$ 4,920.00</u> |
| TOTAL..... | \$27,510.00 |

to be delivered to the Public Works, Buildings and Grounds and Park Maintenance Department, all in accordance with the April, 2012 Equipment 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 \$27,510.00.

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. 122-0047-147 for the purchase of one (1) heavy pre-wetting system 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 **Reed Systems, LTD** in an amount not to exceed \$27,510.00.

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 **Reed Systems, LTD** for reference and information purposes

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

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

NOES: None

RESOLUTION: NO. 134-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO STANZIALE CONSTRUCTION, LLC FOR THE RESURFACING OF THE ENTIRE LENGTH OF SADDLE ROAD IN CEDAR KNOLLS AND DECREASING THE TOTAL DOLLAR AMOUNT OF THE CONTRACT FROM \$136,595.00 TO \$128,939.21 OR A \$7,655.79 REDUCTION WHICH REPRESENTS A 5.60% DECREASE OF THE TOTAL CONTRACT DOLLAR AMOUNT

WHEREAS, the Township of Hanover entered into a contract with **Stanziale Construction, LLC** for the resurfacing of the entire length of Saddle Road in the Cedar Knolls Section of Hanover Township; and

WHEREAS, the amount of the competitively bid contract was a unit price bid totaling \$136,595.00; and

WHEREAS, the Township Engineer has submitted Change Order No. 1 (Final), dated July 26, 2012, which describes extra work for catch basins and concrete sidewalk and traffic stripes and supplemental items involving bicycle safety grates, traffic stripes and fuel and asphalt price adjustments; and

WHEREAS, the Change Order also describes reductions for traffic control services and various quantity reductions for drainage, curbing and concrete aprons and other related resurfacing work; and

WHEREAS, the Township's Change Order No. 1 (Final) signed by the Township Engineer and Assistant Township Engineer is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, the Township Engineer has now determined that the reduced quantities for items needed in the resurfacing of the entire length of Saddle Road shall decrease the total contract amount from \$136,595.00 to \$128,939.21 or a 5.60% decrease in the total dollar amount of the adjusted contract.

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 approves the recommendation of the Township Engineer that Change Order No. 1(Final), in the amount of \$7,655.79 be accepted, and

2. That the final total adjusted contract amount with **Stanziale Construction, LLC** be fixed at \$128,939.21.

3. The Business Administrator/Township Clerk is hereby authorized to execute the final Change Order, Change Order No. 1.

4. A certified copy of this resolution be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **Stanziale Construction, LLC**.

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

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

NOES: None

RESOLUTION: **NO. 135-2012**

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO STANZIALE CONSTRUCTION, LLC FOR THE RECONSTRUCTION OF A PORTION OF EASTMANS ROAD IN WHIPPANY AND DECREASING THE TOTAL DOLLAR AMOUNT OF THE CONTRACT FROM \$289,750.00 TO \$288,968.78 OR A \$781.22 REDUCTION WHICH REPRESENTS A 0.27% DECREASE OF THE TOTAL CONTRACT DOLLAR AMOUNT

WHEREAS, the Township of Hanover entered into a contract with **Stanziale Construction, LLC** for the reconstruction of a portion of Eastmans Road in the Whippany Section of Hanover Township; and

WHEREAS, the amount of the competitively bid contract was a unit price bid totaling \$289,750.00; and

WHEREAS, the Township Engineer has submitted Change Order No. 1 (Final), dated July 26, 2012, which describes extra work for hot mix asphalt, granite block curb and concrete apron work and supplemental items involving concrete sidewalk, the reconstruction of one (1) inlet and fuel and asphalt price adjustments; and

WHEREAS, the Change Order also describes reductions for traffic control services and various quantity reductions for asphalt and other related resurfacing work; and

WHEREAS, the Township's Change Order No. 1 (Final) signed by the Township Engineer and Assistant Township Engineer is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, the Township Engineer has now determined that the reduced quantities for items needed in the reconstruction of a portion of Eastmans Road shall decrease the total contract amount from \$289,750.00 to \$288,968.79 or a 0.27% decrease in the total dollar amount of the adjusted contract.

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 approves the recommendation of the Township Engineer that Change Order No. 1(Final), in the amount of \$781.22 be accepted, and
2. That the final total adjusted contract amount with **Stanziale Construction, LLC** be fixed at \$288,968.79.
3. The Business Administrator/Township Clerk is hereby authorized to execute the final Change Order, Change Order No. 1.
4. A certified copy of this resolution be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **Stanziale Construction, LLC**.

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

AYES: Mayor Francioli, Members Schleifer,

Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: NO. 136-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO GEN II CONTRACTING COMPANY, INC. CONCERNING THE ROOF REPLACEMENT TO THE BEE MEADOW SWIMMING POOL MAINTENANCE BUILDING BY INCREASING THE TOTAL DOLLAR AMOUNT OF THE CONTRACT FROM \$56,200.00 TO \$60,750.38 OR A \$4,558.30 INCREASE WHICH REPRESENTS AN 8.11% INCREASE OF THE TOTAL CONTRACT DOLLAR AMOUNT

WHEREAS, the Township of Hanover awarded a contract through the competitive process to **Gen II Contracting Company, Inc.**, by resolution dated April 12, 2012 for the replacement of the maintenance building roof at the Bee Meadow Swimming Pool; and

WHEREAS, the amount of the competitively bid contract was \$56,200.00;
and

WHEREAS, the Township Engineer has submitted Change Order No. 1 (Final) which describes the need for supplemental work; and

WHEREAS, Change Order No. 1 (Final) describes the supplemental work in the total amount of \$4,558.30 for eight (8) roof drains, and the replacement of deteriorated roof deck planks which planks were unforeseeable at the time the project was bid, thereby resulting in an increase over the original contract amount; and

WHEREAS, Change Order No. 1 (Final) describing the additional work and signed by the Township Engineer and Assistant Township Engineer is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, Change Order No. 1 (Final) represents a \$4,558.30 increase or an 8.11% increase in the total dollar amount of the contract; and

WHEREAS, the Township Engineer has now determined that the supplemental work set forth in Change Order No. 1 (Final) shall increase the total contract amount from \$56,200.00 to \$60,758.30.

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

1. The governing body approves the recommendation of the Township Engineer that Change Order No. 1 (Final), in the amount of \$4,558.30 be accepted, and that the final total adjusted contract amount of the contract with **Gen II Contracting Company, Inc.** be fixed at \$60,758.30.

2. The Business Administrator/Township Clerk is hereby authorized to execute Change Order No. 1 (Final).

3. A certified copy of this resolution be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **Gen II Contracting Company, Inc.**

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

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

NOES: None

RESOLUTION: NO. 137-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE SUBMISSION OF A YEAR 2013 MUNICIPAL ALLIANCE GRANT FROM THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE THROUGH THE COUNTY OF MORRIS AND FURTHER AUTHORIZING THE BUSINESS ADMINISTRATOR TO SUBMIT THE GRANT APPLICATION

WHEREAS, the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the governing body further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Morris.

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

1. The Township Committee does hereby authorize submission of an application for the Hanover Township Substance Awareness Committee Municipal Alliance grant for a year 2013 Municipal Alliance allocation as follows:

A. Alliance DEDR Total.....	\$11,172.00
B. Cash Match.....	\$ 2,793.00
C. In-Kind Match.....	<u>\$ 8,379.00</u>
Total Alliance Budget.....	\$22,344.00

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

3. That a certified copy of this resolution along with the Grant Application shall be submitted to the Governor's Council on Alcoholism and Drug Abuse, the co-chairs of the Township's Substance Awareness Council and the Chief Municipal Finance Officer for reference and action purposes.

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

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

NOES: None

RESOLUTION: NO. 138-2012

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION CERTIFYING TO THE LOCAL FINANCE BOARD OF THE
STATE OF NEW JERSEY THAT ALL MEMBERS OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF HANOVER HAVE REVIEWED, AS A MINIMUM, THE
SECTIONS OF THE 2011 ANNUAL AUDIT ENTITLED GENERAL COMMENTS
AND RECOMMENDATIONS**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

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

NOES: None

RESOLUTION: **NO. 139-2012**

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE REFUNDING POOL
MEMBERSHIP FEES TO VARIOUS MEMBERS**

WHEREAS, the following named persons have heretofore deposited funds with the Township of Hanover for membership in the Bee Meadow Pool:

Martin Gould 22 Oak Boulevard Cedar Knolls, NJ 07927.....	\$215.00
Annette Mowen 11 Oak Glenn Place Whippany, NJ 07981.....	\$320.00
Natalie Nicotra 21 Windemere Court Whippany, NJ 07981.....	\$320.00
Kim Trinh (Prorated Resident Family as of 8/1/12) 10 David Drive Whippany, NJ 07981.....	\$198.00

WHEREAS, because their schedules have been arranged beyond their control, the applicants find it necessary to withdraw their membership.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that a refund be granted to the following named individuals:

Martin Gould	\$215.00
Processing Fee.....	10.00
REFUND	\$205.00
Annette Mowen	\$320.00
Processing Fee.....	10.00
REFUND	\$310.00
Natalie Nicotra	\$320.00
Processing Fee.....	10.00
REFUND	\$310.00
Kim Trinh...Prorated Res Fam as of 8/1/12	\$198.00
Processing Fee.....	10.00

REFUND..... \$122.00

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be transmitted to the Chief Municipal Finance Officer and Superintendent of the Recreation and Park Administration Department for action purposes.

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

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

NOES: None

RESOLUTION: NO. 140-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

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

BLOCK	LOT	QUAL. #	NAME	AMOUNT
1204	45		Paul Boyadjis 20 Grtistmill Rd Cedar Knolls NJ 07927	\$2688.16
7502	16		Cardtronics USA Inc Attn: Accounts Payable 3250 Briarpark Dr Suite 400 Houston Tx 77042 RE: Christian Peter	\$5927.20
802	15		Bernard Rochat Eileen Rochat 88 No Belair Ave Cedar Knolls NJ 07927	\$1647.05
402	2		Adam Diglio Theresa Diglio 8 Locust Dr	

		Morris Plains NJ 07950	\$1616.34
1306	6	Pradep Nair Rajashree Nair 24 Grand Ave Cedar Knolls NJ 07927	\$1990.09
4402	36	Rels 5700 Smetana Dr Suite 400 Minnetonka MN 55343 RE: Bulmer File # 1139142	\$1683.72
7702	33	Jason Serritella Jamie Serritella 104 Reynolds Ave Whippany NJ 07981	\$1783.71
9303	18	Frank Sano Vivian Dagostino 10 Nye Ave Whippany NJ 07981	\$2086.64

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

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

NOES: None

RESOLUTION: NO. 141-2012

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION AUTHORIZING RENEWAL OF A PLENARY RETAIL DISTRIBUTION LICENSE FOR THE PERIOD COMMENCING JULY 1, 2012 THROUGH JUNE 30, 2013

WHEREAS, the following establishment has applied for the 2012-2013 renewal of Plenary Retail Distribution License, and has deposited the required fee:

<u>NAME & ADDRESS</u>	<u>LICENSE TYPE & NO.</u>	<u>FEE</u>
Village Super Market of NJ, LP c/o William Sumas	PLENARY RETAIL DISTRIBUTION 1412-44-009-007	\$1,152.00

733 Mountain Avenue (Pocket)
Springfield, NJ 07081-3223

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

WHEREAS, Tax Clearance Certificate for renewal has been received from the New Jersey Division of Taxation of the above named licensee; 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. The Plenary Retail Distribution License described above is hereby renewed for the period commencing July 1, 2012 through June 30, 2013. The renewal application and license 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."

2. 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 Schleifer, was passed and the resolution adopted by the following roll call vote:

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

NOES: None

RAFFLE APPLICATIONS:

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

1. Columbian Foundation Inc., 47 Pondview Road, Morris Plains, New Jersey, an off-premise 50/50 to be held on 10/20/12 at the Birchwood Manor, 111 No. Jefferson

Rd., Whippany, New Jersey. Said application was assigned No. RL-2566. Identification of the application is No. 526-4-32853.

2. Community Hope, Inc., 199 Pomeroy Road, Parsippany, New Jersey, an on-premise 50/50 to be held on 10/25/12 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2567. Identification of the application is No. 375-04-32317.

3. Community Hope, Inc. 199 Pomeroy Road, Parsippany, New Jersey, an off-premise raffle to be held on 10/25/12 at the Birchwood Manor, 111 No. Jefferson Road, Whippany, New Jersey. Said application was assigned No. RL-2568. Identification of the application is No. 375-04-32317.

4. Community Hope Inc., 199 Pomeroy Road, Parsippany, New Jersey, an on-premise raffle to be held on 10/25/12 at the Birchwood Manor, 111 No. Jefferson Road, Whippany, New Jersey. Said application was assigned No. RL-2569. Identification of the application is No. 375-04-32317.

5. Villa Walsh Academy Home School Assoc., 455 Western Avenue, Morristown, New Jersey, an on-premise 50/50 to be held on 11/09/12 at the Hanover Marriott Hotel, 1401 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2570. Identification of the application is No. 375-04-32317.

6. Villa Walsh Academy Home School Assoc., 455 Western Avenue, Morristown, New Jersey, an off-premise raffle to be held on 11/09/12 at the Hanover Marriott Hotel, 1401 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2571. Identification of the application is No. 324-5-16284.

7. Villa Walsh Academy Home School Assoc., 455 Weston Avenue, Morristown, New Jersey, a Tricky Tray, to be held on 11/09/12 at the Hanover Marriot Hotel, 1401 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2572. Identification of the application is No. 324-5-16284.

8. Junior Matrons of Morristown, Inc., P O Box 2261, Morristown, New Jersey, an off-premise raffle to be held on 11/10/12 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2573. Identification of the application is No. 324-4-12676.

Member Coppola moved that approval be granted to the 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 Schleifer and was unanimously passed.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of \$5,397,267.59 for the payment of all bills as of this Regular Township Committee Meeting. A copy of the "Bills Payment List – by Vendor" is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Schleifer and seconded by Member Coppola. A copy of the Bills Payment List – by Vendor has been incorporated in the Supplemental Minute Book – Payment of Bills which is on file in the Township Clerk's Office.

OTHER BUSINESS:

Member Coppola recognized the efforts of the Police Department in cooperation with surrounding municipalities and the Sheriff's Department in the apprehension of those responsible for break-ins and home invasions in the immediate area.

Mayor Francioli explained that an individual gained entry into a local residence by using the garage door opener which was kept in the owner's car which car was unlocked and parked on the driveway. He urged residents to keep their doors and cars locked.

Member Schleifer announced the delivery of the new garbage truck and the fact that the men have been given hands-on training. Trash containers have been distributed and collection using the new truck will begin on August 8th. It was noted that additional containers may be purchased by residents.

Member Schleifer brought to everyone's attention the fact that this vehicle, which will be manned by only one employee, will not only eliminate the cost of Saturday overtime and eliminate back injuries, but it will enable current employees to be redeployed to other projects.

Thanks and appreciation were extended to Finance Office employees who participated in the annual mailing of tax bills and to the ladies in the General Office who prepared for mailing 1,400 letters to residents notifying them of the August 8th trash collection date.

Member Ferramosca announced that the Green Team is seeking new members, that EDAC remains active and is working closely with the governing body, and he announced that Wegman's has signed a lease to open a supermarket on the Mack-Cali Parcel located on Route 10 West.

Member Brueno invited all to attend the last summer concert which was rescheduled to take place on August 6th due to inclement weather.

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 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