

MAY 23, 2013

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, May 23, 2013, 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

PROCLAMATION:

RECOGNIZING THE CEDAR KNOLLS FIRE DEPARTMENT FIRST AID SQUAD ON RECEIVING THE 2013 DISTINGUISHED COMMUNITY SERVICE AWARD PRESENTED BY THE ASSOCIATION FOR RETARDED CITIZENS/MORRIS COUNTY CHAPTER, NEW JERSEY IN RECOGNITION OF THE EMERGENCY MEDICAL CARE PROVIDED TO ITS RESIDENTS

RESOLUTION: NO. 112-2013

Mayor Francioli offered the following resolution and moved its adoption:

A PROCLAMATION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RECOGNIZING THE CAREER AND VOLUNTEER MEN AND WOMEN OF

THE CEDAR KNOLLS FIRE DEPARTMENT FIRST AID SQUAD FOR THEIR PROFESSIONALISM AND DEDICATION AND IN HONOR OF RECEIVING THE PRESTIGIOUS 2013 DISTINGUISHED COMMUNITY SERVICE AWARD CONFERRED BY THE ASSOCIATION FOR RETARDED CITIZENS/MORRIS COUNTY CHAPTER, NEW JERSEY

WHEREAS, the Cedar Knolls Fire Department was organized on September 11, 1919 and subsequently in 1941, the Fire Department inaugurated a first aid squad for the Hanover Township community; and

WHEREAS, since its formation, the Cedar Knolls Fire Department First Aid Squad has excelled in providing outstanding emergency medical services to the residents and businesses of Hanover Township; and

WHEREAS, in this regard, municipalities such as Hanover Township rely on the career employees and volunteer members of the community who dedicate themselves in providing primary care and treatment as the first responders to the scene of a critically ill or injured person; and

WHEREAS, in 2012 alone, the Cedar Knolls Fire Department First Aid Squad responded to well over 1,000 calls for medical assistance; and

WHEREAS, the members of the First Aid Squad are well trained to handle a wide variety of medical problems facing divergent age groups including individuals with special needs; and

WHEREAS, the Association for Retarded Citizens/Morris County Chapter, New Jersey operates five (5) facilities in Hanover Township in providing specialized care for developmentally disabled persons; and

WHEREAS, on numerous occasions, the Cedar Knolls Fire Department First Aid Squad is called upon to provide medical assistance to those individuals residing in a group home environment; and

WHEREAS, on those occasions when individuals in a group home setting require first aid assistance, the first responders calm fears, give assurance that they are on the scene to help, and provide compassionate and prompt treatment to persons in need of aid; and

WHEREAS, in recognition of the essential emergency medical services provided by the Cedar Knolls Fire Department First Aid Squad to the residents and staff of group home facilities located in Hanover Township, the Association for Retarded Citizens/Morris County Chapter, New Jersey has chosen the First Aid Squad to receive The ARC's 2013 Distinguished Community Service Award; and

WHEREAS, upon the receipt of this prestigious award, it is the intention of the Township to acknowledge and praise the outstanding services provided by the men and women of the Cedar Knolls Fire Department First Aid Squad.

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 recognition of receiving the 2013 Distinguished Community Service Award presented by The Association For Retarded Citizens/Morris County Chapter, New Jersey, the governing body honors and thanks the career and volunteer members of the Cedar Knolls Fire Department First Aid Squad, in providing the highest standards of emergency medical care to the residents of our community including the group home facilities operated by The ARC in Hanover Township.
2. That this Proclamation shall be recorded in the official minutes of the Township Committee and transmitted to the District No. 3 Hanover Township Board of Fire Commissioners.

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

OPEN TO THE PUBLIC:

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

COMMUNICATIONS:

The following communications were read and action taken as indicated:

1. Elaine Vitellaro – Retirement/Resignation as Certified Municipal Court Administrator. The following letter dated May 13, 2013 was read into the record:

“Please be advised that I am retiring/resigning from my position of Certified Municipal Court Administrator with the Township of Hanover/East Hanover Township Shared Court after 17years as of today May 13, 2013.

I am retiring/resigning my position due to the physical and emotional stress this has caused to myself and my family.

Sincerely,
(signed)
Elaine Vitellaro”

Member Ferramosca moved acceptance of the resignation. The motion was seconded by Member Schleifer and was unanimously passed.

2. Arlene Yannotta – Retirement as Member of The Board of Recreation Commissioners. The following letter dated May 16, 2013 was read into the record:

“Please accept my resignation from the Hanover Township Board of Recreation Commissioners effective May 31, 2013.

It has been my pleasure to serve the residents of Hanover Township. I wish the Township Committee and all those who serve the Township the best in their future endeavors.

Sincerely,
(signed)
Arlene Yannotta”

Member Ferramosca moved acceptance of the resignation. The motion was seconded by Member Brueno and was unanimously passed.

**(Amending & Supplementing Section
53-35. Entitled “Responsibilities”
Under C. 53 Entitled Police Department
Clarifying Chain of Command in the
Issuance of Orders)**

ORDINANCE: NO. 16-2013

Member Coppola 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 SECTION 53-35. ENTITLED “RESPONSIBILITIES.’ UNDER CHAPTER 53 OF THE CODE OF THE TOWNSHIP ENTITLED POLICE”

DEPARTMENT WITH THE INCLUSION OF A NEW PROVISION CLARIFYING THE CHAIN OF COMMAND IN THE ISSUANCE OF ORDERS", 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 May 16, 2013 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 Coppola and was unanimously passed.

Member Coppola 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 SECTION 53-35. ENTITLED 'RESPONSIBILITIES.' UNDER CHAPTER 53 OF THE CODE OF THE TOWNSHIP ENTITLED POLICE DEPARTMENT WITH THE INCLUSION OF A NEW PROVISION CLARIFYING THE CHAIN OF COMMAND IN THE ISSUANCE OF ORDERS", be passed on final reading and that a Notice of the final passage of said Ordinance be published in the May 30th, 2013 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

RESOLUTION: NO. 113-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RECOGNIZING THE BRAVERY AND HEROISM OF ALL VETERANS, LIVING AND DECEASED WHO HAVE MADE THE ULTIMATE SACRIFICE IN SERVING THEIR NATION WITH PRIDE AND DIGNITY AND FURTHER DESIGNATING MAY 1 THROUGH MAY 31, 2013 AS THE PERIOD DURING WHICH VETERAN OF FOREIGN WARS BUDDY POPPIES WILL BE DISTRIBUTED IN HANOVER TOWNSHIP

WHEREAS, the annual distribution of "**Buddy Poppies**" by the Veterans of Foreign Wars of the United States has been officially recognized and endorsed by governmental leaders since 1922; and

WHEREAS, V.F.W. **Buddy Poppies** are assembled by disabled veterans, and the proceeds of this worthy fund-raising campaign are used exclusively for the benefit of disabled and needy veterans, and the widows and orphans of deceased veterans; and

WHEREAS, the basic purpose of the annual distribution of **Buddy Poppies** by the Flight Officer Robert C. Gulick Post #5351 of the Veterans of Foreign Wars, is eloquently reflected in the desire to "Honor the Dead by Helping the Living".

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, in commemoration and honor of the heroic sacrifices made by those men and women both living and deceased, in defense of our freedom, hereby proclaim the month of **May 1, 2012 to May 31, 2013** as "**Veteran Poppy Distribution Month**" in the Township of Hanover.

2. That the governing body urges the citizens of this community to support the merits of this worthy cause by contributing generously in its behalf and by receiving a "**Buddy Poppy**" during the month of **May**, which month has been set aside for the distribution of these symbols of appreciation for the sacrifices of our honored dead.

3. That the governing body urges all Hanover Township residents to wear a Poppy as a symbol of our gratitude to the men and women of this Country who risked their lives in defense of the freedoms which we continue to enjoy as American citizens.

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

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

NOES: None

RESOLUTION: NO. 114-2013

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
HANOVER RECOGNIZING THE BRAVERY AND HEROISM OF ALL VETERANS,
LIVING AND DECEASED WHO HAVE MADE THE ULTIMATE SACRIFICE IN
SERVING THEIR NATION WITH PRIDE AND DIGNITY AND FURTHER DESIGNATING
MAY 1 THROUGH MAY 31, 2013 AS THE MONTH DURING WHICH AMERICAN
LEGION AUXILIARY POPPIES WILL BE DISTRIBUTED IN HANOVER TOWNSHIP**

WHEREAS, the **Poppy**, as a memorial flower for the American war dead, is a tradition which began in the years following the First World War; and

WHEREAS, Veterans returning to their homes in this country after World War I remembered the wild **poppies** which lined the devastated battlefields of France and Flanders Field; and

WHEREAS, the soldiers of all nations came to look upon this flower as a living symbol of their dead comrades' sacrifice; and

WHEREAS, today that little symbolic flower continues to pay tribute to those millions who have answered the call to arms and made the supreme sacrifice; and

WHEREAS, the **Poppy** is more than a symbol, it is a source of hope and inspiration for many in our nation, as disabled veterans receive financial assistance for making poppies by hand as part of their therapy; and

WHEREAS, the **Poppy Month** program is designated exclusively for assistance to veterans and their families in time of need; and

WHEREAS, the **American Legion Auxiliary** adopted the **Poppy** as its memorial flower which pays tribute to the war dead and aids the living veterans and their families; and

WHEREAS, the **American Legion Auxiliary** has pledged to remind America annually of this debt through distribution of the red crepe paper poppy.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the

Township of Hanover in the County of Morris and State of New Jersey as follows:

1. The governing body hereby proclaims **May 1 to May 31, 2013** as **Poppy Day(s)** and urges all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the **Memorial Poppy** on these days.

2. That all our citizens are urged to participate in this worthy community endeavor which exclusively benefits our disabled and disadvantaged veterans and those widows and children of deceased Veterans.

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

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

NOES: None

RESOLUTION: NO. 115-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION APPROVING THE APPOINTMENT OF PROCTORS AND FULL-TIME, SEASONAL PERSONNEL FOR THE BEE MEADOW POOL IN ACCORDANCE WITH SECTION 11., ITEMS 2, 3, 4, 5, 6, 7, 11, 13, 14, 15 AND 16 OF SALARY ORDINANCE NO. 15-2013

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

Bee Meadow Pool

WHEREAS, it is the recommendation of the Board of Recreation Commissioners that the Township Committee approve the individuals listed below under paragraph one (1), who shall be compensated at the rates set forth in accordance with the salary ranges established in Section 11., Items 2, 3, 4, 5, 6, 7, 11, 13, 14, 15 and 16 of Salary Ordinance No. 15-2013.

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

1. In accordance with Section 11, Items 2, 3, 4, 5, 6,,7, 11, 13, 14, 15 and 16 of Salary Ordinance No. 15-2013, the rates of compensation for the following seasonal employees mentioned below shall be as follows:

PROCTORS: (To begin following the approval of the mandatory background check.)

Daniel Kretchmer.....	\$ 10.20/hr.
John Moroz.....	10.20/hr.
John Rockoewicz.....	10.20/hr.
Dominic Vigilante.....	10.20/hr.
Dawari Princewill.....	10.00/hr.

PARKS & RECREATION - SUMMER

Bee Meadow Pool:

Pool Activities Coordinator:

Matthew Gottilla.....	\$2,550. Season
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Start Date

06/28/13

Pool Manager:

Edward Cashen.....	\$6,885.00/Season
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Start Date

05/24/13

Assistant Pool Manager/Certified Pool Operator:

Amanda Rillo.....	\$6,120.00/Season
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05/24/13

Lifeguard - Full Time:

Elizabeth Hillman.....	\$ 9.75/hr.
Alanna VanSteyn.....	9.50/hr.
Andrew Vogt.....	9.00/hr.
Victoria D'Altrui.....	8.50/hr.
Adam Rinaldi.....	9.00/hr.
Emily Amaducci.....	8.50/hr.
Catherine Mills.....	9.75/hr.
William Kinzer.....	8.25/hr.

Start Date

05/24/13

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Lifeguard - Part Time:

Alex Yandoli.....	8.00/hr.
Rebecca Hoffler.....	8.00/hr.
Laura Blessing.....	8.00/hr.
Elizabeth D'Altrui.....	7.75/hr.
Matthew Grasso.....	7.75/hr.
Amanda Clarke.....	8.00/hr.
Kathleen Gorman.....	8.00/hr.
Lindsay Cashen.....	8.00/hr.
Matthew Korzen.....	7.75/hr.
Christen Mills.....	7.75/hr.
Brian Stock.....	7.75/hr.
Karl Melchior.....	7.75/hr.
Sara Vukas.....	7.75/hr.
Kat Zangari.....	7.50/hr.

05/24/13

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Evan Plaza.....	7.50/hr.	“ “ “
Eileen Shemon.....	7.50/hr.	“ “ “

Full Time Office:

Debbie Castelluccio.....	\$10.20/hr.	05/24/13
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Swim Team Coaches:

Emily Amaducci.....	\$ 1,122/Season	05/24/13
Victoria D’Altrui.....	1,122/Season	“ “ “
Kathleen Gorman.....	1,000/Season	“ “ “

Summer Plus Staff:

Jennifer Kelly.....	\$22.44/hr.	06/03/13
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Badge Checker:

Sharon Ferraiuolo.....	\$. 9.18/hr.	05/24/13
Antonietta Mellen.....	9.18/hr.	“ “ “

Directors/Assist. Directors:

Mary Pamela Gregory.....	\$1,400/Season.	07/01/13
Robert Lenox.....	15.30/hr.	06/01/13
Carly Minerowicz.....	14.50/hr.	07/01/13
Diane Smith.....	17.34/hr.	07/01/13
Jessica Yurescko.....	17.34/hr.	06/03/13
Kaitlyn Brueno.....	14.50/hr.	06/03/13
Jenna Maus-Colucci.....	15.00/hr.	06/01/13
Gary Colucci.....	1,200/Season	07/01/13
Danielle Mucerino.....	1,200/Season	07/01/13

Full Time Office:

Debbie Casteluuccio.....	\$10.20/hr.	05/24/13
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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 2, 2013

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

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

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

NOES: None

RESOLUTION: NO. 116-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RESCINDING ITS PRIOR AUTHORIZATION FOR THE PLANNING BOARD TO CONDUCT AN INVESTIGATION PURSUANT TO N.J.S.A. 40A:12A-6 TO DETERMINE IF THE CONDITIONS ON LOT 9 IN BLOCK 4001 MEET THE CRITERIA IN N.J.S.A. 40A:12A-5 FOR DESIGNATION AS AN AREA IN NEED OF REDEVELOPMENT

WHEREAS, at the request of the Jewish Community Housing Corporation (hereinafter referred to as “JCHC”), the Township Committee by resolution adopted on April 25, 2013 authorized a study by the Hanover Township Planning Board to determine if the conditions on Lot 9 in Block 4001 on the Township’s Tax Map satisfied the statutory criteria in N.J.S.A. 40A:12A-5 to support a finding that said property qualified as an “area in need of redevelopment;” and

WHEREAS, the request was made by the JCHC in order to assist its efforts to obtain low income housing tax credits through the New Jersey Housing and Mortgage Finance Agency, as described in the April 25, 2013 resolution; and

WHEREAS, the tax credit application also required that the applicant have preliminary site plan approval prior to the filing deadline for the tax credit application, which for this year was on June 21, 2013; and

WHEREAS, the Township Committee retained a consultant to perform the study to investigate whether Lot 9 in Block 4001 met the statutory criteria for an area in need of redevelopment, which investigation was summarized in a report to the Township’s Planning Board; and

WHEREAS, at its May 14, 2013 work-session meeting, the Planning Board raised questions concerning the findings in the report, which questions have not been resolved; and

WHEREAS, subsequent to the adoption of the Township Committee’s April 25, 2013 resolution, JCHC filed an application for preliminary site plan approval with the Township’s Planning Board, but said application was withdrawn by JCHC prior to the public hearing, which had been scheduled for May 21, 2013; and

WHEREAS, both the unresolved questions concerning the redevelopment area investigation and the withdrawal of the site plan application by JCHC make it impossible for JCHC to meet the June filing deadline for tax credit applications; and

WHEREAS, given the foregoing circumstances and the uncertainty regarding future development of the property, the Township Committee feels that the process would best be served by rescinding its prior authorization for a study to investigate whether Lot 9 in Block 4001 meets the criteria for an area in need of redevelopment.

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 prior authorization to conduct an investigation concerning redevelopment for Lot 9 in Block 4001 is hereby rescinded.
2. The Hanover Township Planning Board and all staff and professional consultants are hereby directed to stop any studies, research, analysis and other work related to the redevelopment area designation of Lot 9 in Block 4001.
3. The Township Committee reserves its rights under the law to authorize the same or another redevelopment area study at such time and under such conditions that it deems appropriate.
4. That certified copies of this resolution shall be transmitted to the Executive Director of the Jewish Community Housing Corporation, the Township Attorney, the Secretary to the Planning Board and the Township's Professional Planner.

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

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

NOES: None

RESOLUTION: NO.117-2013

Member Cappola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
HANOVER REJECTING THE LOWEST BIDDER DM FERNANDES
CONTRACTS, LLC AND AWARDING THE CONTRACT TO THE SECOND
LOWEST RESPONSIBLE AND RESPONSIVE BIDDER STANZIALE**

**CONSTRUCTION LLC FOR THE RESURFACING OF THE ENTIRE LENGTH
OF WARREN STREET**

WHEREAS, the Township of Hanover intends to resurface the entire length of Warren Street in the Whippany Section of the Township; and

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Hanover ("Township"), the Township received bid proposals on April 2, 2013 for the "Resurfacing of Warren Street"; and

WHEREAS, the Mayor and Township Committee find and declare that nine (9) bid proposals were received, opened and read on April 2, 2013; and

WHEREAS, the apparent lowest responsible and responsive bidder for the streets set forth above was DM Fernandes Contracts, LLC in the amount of \$122,929.50; and

WHEREAS, on April 11, 2013, the Township Committee approved a resolution awarding the "Resurfacing of Warren Street" to the apparent lowest responsible and responsive bidder, DM Fernandes Contracts, LLC; and

WHEREAS, following the award of the bid, a review of all the bid documents was conducted by the Township; and

WHEREAS, the Mayor and Township Committee find and declare that the low bid submitted by DM Fernandes Contracts, LLC in the amount of \$122,929.50 is non-compliant as it provides fraudulent information regarding ownership of the company; and

WHEREAS, the Mayor and Township Committee find and declare that for the foregoing reason, the bid from DM Fernandes Contracts, LLC shall be rejected as non-responsive and non-compliant; and

WHEREAS, the next low bid was received from Stanziale Construction LLC in the amount of \$131,517.50;

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents submitted by Stanziale Construction LLC for the entire length of Warren Street; and

WHEREAS, as a result of his review, and a legal review by the Township Attorney, the Township Engineer has determined that Stanziale Construction LLC is in total conformance with the Township's March, 2013 Specification and Supplementary Specification and that the bid proposal does not include any exceptions, deviations or deficiencies; therefore, Stanziale Construction LLC is deemed the second lowest responsible and responsive bidder; and

WHEREAS, the Mayor and Township Committee have determined that an award of the contract to the second lowest bidder is in the best interests of the Township; and

WHEREAS, the Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the 2013 Current Fund Budget – Road Construction and Reconstruction Account for the resurfacing project set forth herein.

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 low bid received on April 2, 2013 from DM Fernandes Contracts LLC for “Resurfacing of Warren Street” is hereby rejected for the reasons expressed above herein.

2. That the contract for “Resurfacing of Warren Street” is hereby awarded to the second lowest responsible and responsive bidder, Stanziale Construction, LLC located at P.O. Box 2597 in Bloomfield, New Jersey 07003.

3. That the Mayor and Township Clerk are hereby authorized and directed to execute a contract for the aforesaid “Resurfacing of Warren Street” with Stanziale Construction, LLC, upon submission of all required documentation, including an executed Power of Attorney dated as of the issuance of the bid bond and Consent of Surety authorizing the attorney-in-fact to bind the Surety, by the said successful bidder.

4. Upon commencement of the work, Stanziale Construction, LLC shall be responsible in providing sufficient personnel and to continue in completing the project in an expeditious fashion all in accordance with requirements of the Township's Specification and Supplementary Specification. In addition, Stanziale Construction, LLC shall be required to submit a satisfactory work or project schedule to the Township Engineer.

5. Certified copies of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and Stanziale Construction, LLC for reference and action purposes.

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

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

NOES: None

RESOLUTION: **NO. 118-2013**

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF HANOVER REJECTING THE LOWEST BIDDER DM
FERNANDES CONTRACTS, LLC AND AWARDING THE CONTRACT
TO THE SECOND LOWEST RESPONSIBLE AND RESPONSIVE
BIDDER STANZIALE CONSTRUCTION LLC FOR THE RESURFACING
OF JUNIPER DRIVE, GRISTMILL ROAD AND CRANBERRY COURT**

WHEREAS, the Township of Hanover intends to resurface the entire lengths of Juniper Drive, Gristmill Road and Cranberry Court in the Cedar Knolls Section of the Township; and

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Hanover ("Township"), the Township received bid proposals on April 16, 2013 for the "Resurfacing of Juniper Drive, Gristmill Road and Cranberry Court"; and

WHEREAS, the Mayor and Township Committee find and declare that eleven (11) bid proposals were received, opened and read on April 16, 2013; and

WHEREAS, the apparent lowest responsible and responsive bidder for the streets set forth above was DM Fernandes Contracts, LLC in the amount of \$230,346.40; and

WHEREAS, on April 25, 2013, the Township Committee approved a resolution awarding the "Resurfacing of Juniper Drive, Gristmill Road and Cranberry Court" to the apparent lowest responsible and responsive bidder, DM Fernandes Contracts, LLC; and

WHEREAS, following the award of the bid, a review of all the bid documents was conducted by the Township; and

WHEREAS, the Mayor and Township Committee find and declare that the low bid submitted by DM Fernandes Contracts, LLC in the amount of \$230,346.40 is non-compliant as it provides fraudulent information regarding ownership of the company; and

WHEREAS, the Mayor and Township Committee find and declare that for the foregoing reason, the bid from DM Fernandes Contracts, LLC shall be rejected as non-responsive and non-compliant; and

WHEREAS, the next low bid was received from Stanziale Construction LLC in the amount of \$241,951.00;

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents submitted

by Stanziale Construction LLC for the entire lengths of Juniper Drive, Gristmill Road and Cranberry Court; and

WHEREAS, as a result of his review, and a legal review by the Township Attorney, the Township Engineer has determined that Stanziale Construction LLC is in total conformance with the Township's March, 2013 Specification and Supplementary Specification and that the bid proposal does not include any exceptions, deviations or deficiencies; therefore, Stanziale Construction LLC is deemed the second lowest responsible and responsive bidder; and

WHEREAS, the Mayor and Township Committee have determined that an award of the contract to the second lowest bidder is in the best interests of the Township; and

WHEREAS, the Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the 2013 Current Fund Budget – Road Construction and Reconstruction Account for the resurfacing project set forth herein.

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 low bid received on April 16, 2013 from DM Fernandes Contracts LLC for "Resurfacing of Juniper Drive, Gristmill Road and Cranberry Court" is hereby rejected for the reasons expressed above herein.

2. That the contract for "Resurfacing of Juniper Drive, Gristmill Road and Cranberry Court" is hereby awarded to the second lowest responsible and responsive bidder, Stanziale Construction, LLC located at P.O. Box 2597 in Bloomfield, New Jersey 07003.

3. That the Mayor and Township Clerk are hereby authorized and directed to execute a contract for the aforesaid "Resurfacing of Juniper Drive, Gristmill Road and Cranberry Court" with Stanziale Construction, LLC, upon submission of all required documentation, including an executed Power of Attorney dated as of the issuance of the bid bond and Consent of Surety authorizing the attorney-in-fact to bind the Surety, by the said successful bidder.

4. Upon commencement of the work, Stanziale Construction, LLC shall be responsible in providing sufficient personnel and to continue in completing the project in an expeditious fashion all in accordance with requirements of the Township's Specification and Supplementary Specification. In addition, Stanziale Construction, LLC shall be required to submit a satisfactory work or project schedule to the Township Engineer.

5. Certified copies of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and Stanziale Construction, LLC for reference and action purposes.

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

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

NOES: None

RESOLUTION: NO. 119-2013

Member Coppola offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF HANOVER REJECTING THE LOWEST BIDDER DM
FERNANDES CONTRACTS, LLC AND AWARDING THE CONTRACT
TO THE SECOND LOWEST RESPONSIBLE AND RESPONSIVE
BIDDER STANZIALE CONSTRUCTION LLC FOR THE RESURFACING
OF BRANFORD ROAD, FISCHER PLACE, SHERRY LANE AND LOUIS
STREET**

WHEREAS, the Township of Hanover intends to resurface the entire lengths of Branford Road, Fischer Place, Sherry Lane and Louis Street in the Whippany Section of the Township; and

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Hanover ("Township"), the Township received bid proposals on April 30, 2013 for the "Resurfacing of Branford Road, Fischer Place, Sherry Lane and Louis Street"; and

WHEREAS, the Mayor and Township Committee find and declare that five (5) bid proposals were received, opened and read on April 30, 2013; and

WHEREAS, the Mayor and Township Committee find and declare that the low bid submitted by DM Fernandes Contracts, LLC in the amount of \$189,353.65 is non-compliant as it provides fraudulent information regarding ownership of the company; and

WHEREAS, the Mayor and Township Committee find and declare that for the foregoing reason, the bid from DM Fernandes Contracts, LLC shall be rejected as non-responsive and non-compliant; and

WHEREAS, the next low bid was received from Stanziale Construction LLC in the amount of \$202,079.50;

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents submitted by Stanziale Construction LLC for the entire lengths of Branford Road, Fischer Place, Sherry Lane and Louis Street; and

WHEREAS, as a result of his review, and a legal review by the Township Attorney, the Township Engineer has determined that Stanziale Construction LLC is in total conformance with the Township's April, 2013 Specification and Supplementary Specification and that the bid proposal does not include any exceptions, deviations or deficiencies; therefore, Stanziale Construction LLC is deemed the second lowest responsible and responsive bidder; and

WHEREAS, the Mayor and Township Committee have determined that an award of the contract to the second lowest bidder is in the best interests of the Township; and

WHEREAS, the Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the 2013 Current Fund Budget – Road Construction and Reconstruction Account for the resurfacing project set forth herein.

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 low bid received on April 30, 2013 from DM Fernandes Contracts LLC for "Resurfacing of Branford Road, Fischer Place, Sherry Lane and Louis Street" is hereby rejected for the reasons expressed above herein.

2. That the contract for "Resurfacing of Branford Road, Fischer Place, Sherry Lane and Louis Street" is hereby awarded to the second lowest responsible and responsive bidder, Stanziale Construction, LLC located at P.O. Box 2597 in Bloomfield, New Jersey 07003.

3. That the Mayor and Township Clerk are hereby authorized and directed to execute a contract for the aforesaid "Resurfacing of Branford Road, Fischer Place, Sherry Lane and Louis Street" with Stanziale Construction, LLC, upon submission of all required documentation, including an executed Power of Attorney dated as of the issuance of the bid bond and Consent of Surety authorizing the attorney-in-fact to bind the Surety, by the said successful bidder.

4. Upon commencement of the work, Stanziale Construction, LLC shall be responsible in providing sufficient personnel and to continue in completing the project in an expeditious fashion all in accordance with requirements of the Township's Specification and Supplementary Specification. In addition, Stanziale Construction, LLC shall be required to submit a satisfactory work or project schedule to the Township Engineer.

5. Certified copies of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and Stanziale Construction, LLC for reference and action purposes.

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

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

NOES: None

RESOLUTION: NO. 120-2013

Member Coppola offered the following resolution and moved its adoption

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH JOSEPH BURGIS, PP, AICP AND THE FIRM OF BURGIS ASSOCIATES, INC. FOR THE PURPOSE OF PREPARING A GENERALIZED CAPACITY ANALYSIS AND SOCIO-ECONOMIC IMPACT STUDY TO DETERMINE THE POTENTIAL FOR MULTI-FAMILY RESIDENTIAL DEVELOPMENT ON CERTAIN PROPERTIES IN THE TOWNSHIP, ALL IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AND PAY-TO-PLAY LAWS AT N.J.S.A. 40A:11-5.(1)(a)(i) AND N.J.S.A. 19:44A-20.5 AND 19:44A-20.26 ET SEQ. AND FURTHER AUTHORIZING THE BUSINESS ADMINISTRATOR/TOWNSHIP CLERK TO ISSUE A PURCHASE ORDER FOR THE PERFORMANCE OF THE WORK

WHEREAS, certain developers have approached the Township Committee with concept plans to construct mixed use developments on two (2) significant tracts of vacant land in the Township which concept plans would include the construction of multi-family residential housing; and

WHEREAS, the governing body believes that before it entertains any development proposals, the Township should perform an analysis to determine the appropriate number of multi-family dwellings that might possibly complement the Township's established single family residential character without straining the delivery of Township services or negatively affecting the fiscal and socio-economic character of the community at large; and

WHEREAS, pursuant to the provisions of the Local Public Contracts Law at N.J.S.A. 40A:11-5.(1)(a)(i) and the Pay-to-Play regulations at N.J.S.A. 19:44A-20.5 and 19:44A-20.26, the Township Committee intends to retain the services of **Joseph H. Burgis, P.P., A.I.C.P.**, a professional planner licensed by the State of New Jersey and the Firm of **Burgis Associates, Inc.** as a non-fair and open contract for the purpose of

preparing a generalized capacity analysis and socio-economic impact study to determine whether or not the construction of multi-family dwelling units on certain properties in the Township would blend into the established single family residential character of Hanover Township; and

WHEREAS, the Business Administrator/Township Clerk requested that **Joseph H. Burgis** submit a proposal to the Township describing the scope of services to be performed with respect to a capacity analysis and socio-economic impact analysis described above; and

WHEREAS, in a letter dated April 18, 2013, **Mr. Burgis** submitted a letter proposal and quotation outlining the framework for the study and the cost; and

WHEREAS, 67 Whippany Constructor, LLC (c/o Vision Equities) and River Park Business Center LLC have agreed to underwrite the total cost of the socio-economic impact study to be prepared by **Joseph H. Burgis** and **Burgis Associates, Inc.** on behalf of the Township; and

WHEREAS, the total cost to perform the study shall not exceed \$20,000.00; and

WHEREAS, on May 2 and 9, 2013, 67 Whippany Constructor, LLC and River Park Business Center LLC each deposited the sum of \$10,000.00 with the Township which amounts have been placed in a technical review escrow account by the Township's Chief Municipal Finance Officer; and

WHEREAS, in keeping with the requirements of the Non-Fair and Open Process of the Pay-to-Play Legislation at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq., the Township's Business Administrator in his capacity as the Qualified Purchasing Agent, has prepared a "Value Determination and Certification", (a copy of which is attached hereto and made a part of this resolution), that the estimated contract for the performance of professional planning consultant services has an estimated value in excess of \$17,500.00; and

WHEREAS, **Joseph Burgis, PP, AICP**, as the principal of **Burgis Associates, Inc.** has completed and submitted a Business Entity Disclosure Certification which certifies that **Burgis Associates, Inc.** has not made any reportable contributions to a political candidate or candidate committee in the Township of Hanover in the previous one (1) year and that the contract with the Township will prohibit **Burgis Associates, Inc.** from making any reportable contributions during the term of the professional services agreement; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.26, **Burgis Associates, Inc.** has also filed a Chapter 271 Political Contribution Disclosure Form and a Stockholder Disclosure Certification; and

WHEREAS, it is the intention of the Township Committee to retain the services of **Joseph Burgis, PP, AICP** and the firm of **Burgis Associates, Inc.** for the purpose of preparing a generalized capacity analysis and socio-economic impact analysis to determine whether or not the construction of multi-family dwelling units on certain properties in the Township would blend into the established single family residential character of Hanover Township, all in accordance with the April 18, 2013 proposal and quotation submitted by **Joseph Burgis**; and

WHEREAS, Joseph Burgis, PP, AICP and the firm of **Burgis Associates, Inc.** shall be compensated on an hourly rate basis, in accordance with the Firm's schedule of hourly rates as set forth on page 2 of the April 18, 2013 proposal and quotation. However, the total cost to perform the scope of services shall not exceed \$20,000.00; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-5.(1)(a)(i) et seq. requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids, and the contract itself must be available for public inspection.

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 **Joseph Burgis, PP, AICP** and the firm of **Burgis Associates, Inc.** located at 25 Westwood Avenue in Westwood, New Jersey 07675 are hereby retained for the purpose of providing the Township Committee with professional planning consultant services in the preparation of a generalized capacity analysis and socio-economic impact analysis to determine whether or not the construction of multi-family dwelling units on certain properties in the Township would blend into the established single family residential character of Hanover Township. The scope of services shall be performed in accordance with the April 18, 2013 letter proposal and quotation submitted by **Joseph Burgis** which letter proposal and quotation is attached hereto and made a part of this resolution as if set forth in full.
2. The total cost to perform the generalized capacity analysis and socio-economic impact analysis shall not exceed \$20,000.00. The consultant and firm shall be compensated based on the Firm's 2013 hourly rate schedule which is set forth in the April 18, 2013 letter proposal and quotation.
3. The Business Administrator/Township Clerk is hereby authorized and directed to issue a Purchase Order to **Joseph H. Burgis, PP, AICP** as principal and the firm of **Burgis Associates, Inc.** in order to perform the scope of work described herein.

4. This appointment is awarded without competitive bid as a "Professional Service" under the provision of the Local Public contracts Law at N.J.S.A. 40A:11-5.(1)(a)(i) because the services to be performed are by a person authorized by law to practice a recognized profession as a professional planner licensed by the State of New Jersey and such services are not subject to competitive bid.
5. That a brief notice of this award shall be published in the Daily Record as required by law within ten (10) days of its passage.

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

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

NOES: None

RESOLUTION: NO. 121-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO OLD DOMINION BRUSH COMPANY, INC., THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$38,621.00 FOR THE PURCHASE OF ONE (1) NEW 2013 OLD DOMINION BRUSH, MODEL SCL800TM 25 CUBIC YARD, TRAILER MOUNTED, SELF-CONTAINED BELT DRIVEN VACUUM LEAF COLLECTOR AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department has requested the replacement of a 1992 vacuum leaf collector which has outlived its useful purpose; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for the receipt of competitive bids on April 17, 2013 for the purchase of one (1) new 2013 Old Dominion Brush, Model SCL800TM, or approved equal, 25 cubic yard, trailer mounted, self-contained belt driven vacuum leaf collector (hereinafter referred to as the "vacuum leaf collector"); and

WHEREAS, on May 14, 2013, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of two (2) sealed competitive bids out of two (2) prospective bidders; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for the purchase of a replacement vacuum leaf collector and has determined that the lowest competitive bid submitted by **Old Dominion Brush Company, Inc.** for the furnishing of a new 2013 ODB, Model SCL800TM vacuum leaf collector as described above, is in total conformance with the Township's Specifications and Supplementary Specifications and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated May 21, 2013 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the purchase of a new 2013 ODB Model SCL800TM vacuum leaf collector described herein to **Old Dominion Brush Company, Inc.** which bidder submitted the lowest competitive bid for the leaf collector in the amount of \$38,621.00.

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:

Old Dominion Brush Company, Inc.

5118 Glen Alden Drive
Richmond, Virginia 23231

for the furnishing and delivery of one (1) new 2013 ODB, Model SCL800TM, 25 cubic yard, trailer mounted, self-contained belt driven vacuum leaf collector for the Public Works, Buildings and Grounds and Park Maintenance Department, all in accordance with the Specifications and Supplementary Specifications which were utilized by the Township in connection with the bidding process as set forth in the advertisement for bids, said contract being awarded on the basis that it shall not exceed \$38,621.00.

2. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the 2013 Current Fund Budget, Reserve for Recycling - Grant, Line Item No. 190-0120-271 for the purchase of one (1) 2013 vacuum leaf collector set forth in this resolution.

3. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **Old Dominion Brush Company, Inc.** in an amount not to exceed \$38,621.00.

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

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

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

NOES: None

RESOLUTION: NO. 122-2013

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 \$27,900.00 FOR THE PURCHASE OF TWO (2) HEAVY PRE-WETTING SYSTEMS TO BE INSTALLED ON EXISTING DPW DUMP TRUCKS WITH TAILGATE SPREADERS 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 two (2) heavy pre-wetting systems to be installed on two (2) Township dump trucks 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 April 29, 2013 for the purchase and installation of two (2) heavy pre-wetting systems; and

WHEREAS, on May 14, 2013, pursuant to public advertising, the Township's Bid Reception Committee received and opened only one (1) sealed competitive bid out of a total of four (4) 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 two (2) heavy pre-wetting systems to be installed on two (2) 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 May 20, 2013 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the purchase of two (2) heavy pre-wetting systems to be installed on two (2) existing dump trucks with tailgate spreaders as described herein to **Reed Systems, LTD** which bidder

submitted the lowest competitive bid for the pre-wetting systems in the amount of \$13,950.00 each as described below; and

WHEREAS, the total contract amount for the purchase of the two (2) heavy pre-wetting systems shall not exceed \$27,900.00.

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:

Two (2) heavy pre-wetting systems to be installed
on two (2) Hanover Township existing dump trucks
with tailgate spreaders.....\$13,950.00 each

to be delivered to the Public Works, Buildings and Grounds and Park Maintenance Department, all in accordance with the April, 2013 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 \$27,900.00 for two (2) pre-wetting systems.

2. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the 2013 Current Fund Budget, Purchase of Road Equipment, Line Item No. 123-0047-147 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 \$27,900.00.

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 Ferramosca, was passed and the resolution adopted by the following roll call vote:

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

NOES: None

RESOLUTION: NO. 123-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO CHRISTOPHER MEYER AND THE FIRM OF CD MEYER INC. IN AN AMOUNT NOT TO EXCEED \$11,950.00 FOR THE PURPOSE OF REDESIGNING THE TOWNSHIP'S WEB SITE AND PROVIDING DESIGN DEVELOPMENT AND HOSTING SERVICES DURING A TWELVE (12) MONTH PERIOD COMMENCING JUNE 1, 2013 AND ENDING MAY 31, 2014, ALL IN ACCORDANCE WITH PROVISIONS OF THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 11-6.1

WHEREAS, while the Township's web site provides important information to its residents and the public in general, a need exists to redesign and convert it into a format that is easy to navigate for users and provide other features related to site content, special features overall maintenance; and

WHEREAS, the Township's Department of Administration prepared a Request For Proposal/Request For Quotation (RFP/RFQ) describing the minimum requirements for redesigning the Township's web site; and

WHEREAS, in accordance with the Local Public Contracts Law at N.J.S.A. 11-6.1, the Township solicited written proposals and quotations from three (3) vendors who have demonstrated experience and expertise in redesigning, developing and hosting web sites for both private and public sector organizations; and

WHEREAS, based on the Township's RFP/RFQ, the Township received three (3) proposals and quotations from the following vendors:

1. Netalytical.....\$25,000.00;
2. CivicPlus..... 24,161.00; and
3. **CD Meyer Inc..... 11,950.00; and**

WHEREAS, the Department of Administration carefully reviewed the response from each vendor as to the scope of services to be provided to the Township including cost; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:11-6.1, the Department of Administration has determined that the proposal and quotation submitted by **CD Meyer Inc.** is most advantageous to the Township in terms of the services to be rendered including costs for a twelve (12) month period; and

WHEREAS, it is the recommendation of the Business Administrator/ Township Clerk, in his role as the Township's Qualified Purchasing Agent that the governing body authorize the award of a contract to **CD Meyer Inc.** in the form of a Purchase Order in an amount not to exceed \$11,950.00 for the purpose of providing web site design, development and hosting services as described in full in **CD Meyer's** proposal and quotation received on April 16, 2013 which proposal and quotation is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, **CD Meyer Inc.** will perform the web site redesign project services during the period commencing June 1, 2013 and ending May 31, 2014.

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

1. The governing body hereby approves and authorizes retaining the services of **Christopher Meyer** and **CD Meyer Inc.** located at 91 Clinton Road, Suite 2C in Fairfield, New Jersey 07004 for the purpose of redesigning the Township's current web site which services shall include hosting, training and other related technical support services which are described in full in the **CD Meyer Inc.** proposal received on April 16, 2013 which proposal is attached hereto and made a part of this resolution as if set forth in full.
2. The Business Administrator/Township Clerk is hereby authorized and directed to issue a Purchase Order in an amount not to exceed \$11,950.00 which Purchase Order shall act as a contract between the Township and **CD Meyer Inc.** in performing the web site redesign, development and hosting for the period beginning June 1, 2013 and ending on May 31, 2014.
3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the Township's 2013 Current Fund Budget, Administrative and Executive, Line Item No. 123-0001-354 for the web site redesign project described herein.
4. That certified copies of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer, the Township's IT Specialist and **CD Meyer Inc.** for reference and information purposes.

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

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

NOES: None

RESOLUTION: NO. 124-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE RELEASING THE TOTAL CASH PERFORMANCE GUARANTEE IN THE AMOUNT OF \$11,244.00 PLUS A PORTION OF THE INTEREST PURSUANT TO P.L. 1985, c.315 TO CONTI COMMUNICATIONS, INC. ON BEHALF OF THE DEVELOPER/LESSEE, NEW CINGULAR WIRELESS PCS, LLC CONCERNING THE INSTALLATION OF A CELL SITE CONSISTING OF TWELVE (12) PANEL ANTENNAS INCLUDING RELATED EQUIPMENT ON THE BAIRD PLACE WATER TANK LOCATED AT 10 BAIRD PLACE IN THE WHIPPANY SECTION OF THE TOWNSHIP AND ALSO KNOWN AS LOT 6 IN BLOCK 7702 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, the Southeast Morris County Municipal Utilities Authority (SMCMUA) with offices located at 19 Saddle Road in the Cedar Knolls Section is the owner of property located at 10 Baird Place in the Whippany Section of the Township on which a 140' water tank is located; and

WHEREAS, **New Cingular Wireless PCS, LLC** is a federally licensed communications carrier and the contract lessee of the 10 Baird Place property owned by the SMCMUA; and

WHEREAS, on September 18, 2008, the Board of Adjustment granted site plan and variance approval to **New Cingular Wireless PCS, LLC** as the applicant and developer to install a cell site consisting of the placement of twelve (12) panel antennas at 150' on the 140' water tank including telecommunications equipment, cabinets and a federally mandated GPS antenna at the base of the tank on the ground next to the water tank as well as the installation of a fence and landscaping on the Baird Place property designated as Lot 6 in Block 7702 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, **Conti Communications, Inc.** submitted a total performance guarantee on behalf of **New Cingular Wireless PCS, LLC** in the form of an \$11,244.00 cash bond; and

WHEREAS, in accordance with the November 11, 2010 Developer's Agreement, **New Cingular Wireless PCS, LLC** has satisfactorily completed the site improvements at 10 Baird Place; and

WHEREAS, in a letter dated May 21, 2013 to the Mayor and Township

Committee, the Township Engineer has advised the governing body that the Developer has satisfactorily completed all of the required site improvements; and

WHEREAS, in the same letter, the Township Engineer recommends the release of the total cash performance guarantee in the amount of \$11,244.00 plus a portion of the interest in accordance with P.L. 1985, c. 315 to **Conti Communications, Inc.** as well as the balance of the remaining Engineering inspection fees.

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

1. That the total cash performance guarantee in the amount of \$11,244.00 posted by **Conti Communications, Inc.** on behalf of **New Cingular Wireless PCS, LLC** and deposited by the Township in a TD Bank Account, Account No. 7760845114 be released to **Conti** along with a portion of the interest, all in accordance with P.L. 1985, c.315.
2. The sum of \$500.00 was also posted by **Conti** representing Township Engineering review, inspection and supervision of all the improvements. This money is deposited in an Engineering Inspection Escrow Account, Trust Line Item No. 252-7021-499. The Finance Department is authorized to release the remaining balance to **Conti** as a satisfactory final inspection was conducted by the Engineering Department.
3. That a certified copy of this resolution shall be transmitted along with the check to **Conti Communications, Inc.**, (located at 5 Johnson Drive, Suite 4 in Raritan, New Jersey 08869-1662) and copies of the resolution to **New Cingular Wireless PCS, LLC**, the Township's Chief Municipal Finance Officer and Township Engineer for reference and information purposes.

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

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

NOES: None

RESOLUTION: **NO. 125-2013**

Member Coppola offered the following resolution and moved its adoption:

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

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 402, Lot 11, also known as 7 Cherry Street, Morris Plains, New Jersey 07950, for 2011 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2012-3, was sold to Glenn Carter for a 0% redemption fee and a \$200.00 premium paid; and,

WHEREAS, Paul and Lorera Sulse, the owners have affected redemption of Certificate 2012-3 in the amount of \$1,482.46.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$1,482.46, payable to Glenn Carter, 34 Briarcliff Road, Mountain Lakes, New Jersey 07046 for the redemption of Tax Sale Certificate 2012-3.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$200.00 (Premium) to the aforementioned lien holder.

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

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

NOES: None

RESOLUTION: NO. 126-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE PROBATIONARY EMPLOYMENT OF MICHAEL WALLACE AS THE TOWNSHIP'S PART-TIME ELECTRICAL SUB CODE OFFICIAL/ELECTRICAL INSPECTOR/ASSISTANT ZONING OFFICER/PROPERTY MAINTENANCE INSPECTOR IN THE BUILDING DEPARTMENT EFFECTIVE JUNE 3, 2013, AND ESTABLISHING HIS COMPENSATION AT \$38.00 PER HOUR UNDER JOB GROUP IX, SALARY GUIDE "C" OF SALARY ORDINANCE NO. 15-13 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY INFORMATION RECORD CHECK)

WHEREAS, Anthony Giampietro was appointed by resolution of the Township Committee on February 10, 2011 to serve as the Township's part-time Electrical Sub-

Code Official/Electrical Inspector/Assistant Zoning Officer/Property Maintenance Inspector effective March 1, 2011; and

WHEREAS, Mr. Giampietro advised the Township that he was resigning from his position with the Township effective April 5, 2013; and

WHEREAS, through the job application process, the Building Department received a total of four (4) applications for the position of part-time Electrical Sub Code Official/Electrical Inspector/Assistant Zoning Officer/Property Maintenance Officer; and

WHEREAS, in accordance with the Township's job application process, the four (4) applicants were initially interviewed by the Construction Official and the Assistant Business Administrator on April 30 and May 7, 2013; and

WHEREAS, the applicants were rated on their employment experience and expertise and their overall skills and abilities to perform the duties and tasks of the positions set forth above; and

WHEREAS, subsequently, the Business Administrator and Construction Official conducted a second interview with the finalist on May 20, 2013; and

WHEREAS, as a result of the second interview with the final candidate, the Business Administrator and Construction Official believe that **Michael J. Wallace** residing at 5 Gails Court in Highland Lakes, New Jersey 07422 possesses the necessary experience, skills and expertise to assume the job duties and responsibilities of part-time Electrical Sub Code Official/Electrical Inspector/Assistant Zoning Officer/Property Maintenance Inspector; and

WHEREAS, depending on the needs of the Building Department, the Construction Official estimates that **Mr. Wallace** will be required to work twenty-four (24) hours a week up to a maximum of twenty-eight (28) hours in any week; and

WHEREAS, in accordance with Township policy as it pertains to part-time employees, **Michael Wallace** shall not be eligible to receive any prior service credit or receive or accrue any paid vacations, holiday pay, sick leave, or health and dental benefits coverage of any kind whatsoever in his part-time position as Electrical Sub Code Official/Electrical Inspector/Assistant Zoning Officer/Property Maintenance Officer.

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 **Michael J. Wallace** residing at 5 Gails Court in Highland Lakes, New Jersey 07422 is hereby appointed to serve as the Township's part-time Electrical Sub Code Official/Electrical Inspector/Assistant Zoning Officer/Property Maintenance

Officer, commencing Monday, June 3, 2013. **Mr. Wallace** shall work twenty-four (24) hours a week in any week and up to a maximum of twenty-eight (28) hours in any week depending on the Department's workload.

2. In accordance with Salary Guide "C" of Salary Ordinance No. 15-13, **Mr. Wallace** shall be compensated at the rate of \$38.00 per hour under Job Group IX as set forth in Schedule "B".

3. Pursuant to the requirements of the Township's 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, **Mr. Wallace** shall serve a six (6) month probationary period commencing June 3, 2013 and ending December 3, 2013. At least twenty (20) working days prior to the expiration of the six (6) month probationary period, the Construction Official shall prepare a written job evaluation of **Mr. Wallace's** performance. In the event that **Mr. Wallace** receives an unsatisfactory job performance evaluation at any time during his probationary period, **Mr. Wallace** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.

4. This offer of employment is conditional and subject to **Mr. Wallace** receiving a satisfactory medical examination, negative drug test and negative criminal history record information check, all in accordance with the Township's hiring practices as set forth in the Township's Personnel Policies and Procedures Manual and Section 61-29.N.(1) through (4) entitled "Alcohol and Drug Testing Policy for Civilian Employees".

5. Pursuant to Township policy, **Mr. Wallace** shall not be eligible to receive any prior service credit or receive or accrue any paid vacations, holiday pay, sick leave and health and dental benefits of any kind whatsoever.

6. That a certified copy of this resolution shall be transmitted to the Construction Official, Chief Municipal Finance Officer and **Mr. Wallace** for reference and information purposes.

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

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

NOES: None

RESOLUTION: **NO. 127-2013**

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE EMPLOYMENT OF DAVID C. MANNHERZ AND DAVID PECK AS PART-TIME ASSISTANT BUILDING INSPECTORS/ASSISTANT ZONING OFFICERS/ASSISTANT PROPERTY MAINTENANCE OFFICERS ON A TEMPORARY AS NEEDED BASIS AT THE RATE OF \$30.00 PER HOUR UNDER SALARY GUIDE "C", JOB GROUP IX OF SALARY ORDINANCE 15-13

WHEREAS, the Township is experiencing significant residential and commercial development, and with the construction season in full swing, the Construction Official has requested that the Township Committee authorize the employment of two (2) part-time assistant building inspectors on a temporary, as needed basis whenever the Construction Official deems such assistance is needed; and

WHEREAS, the Construction Official recommends that the following individuals who are licensed by the State of New Jersey to serve as building inspectors be authorized to perform building inspection services on an as needed basis:

**David C. Mannherz
David Peck**

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

1. The governing body hereby authorizes the Construction Official to retain the services of the individuals named below as temporary, part-time Assistant Building Inspectors/Assistant Zoning Officers/Assistant Property Maintenance Officers in order to assist the Building Department with residential and commercial building inspections:

David C. Mannherz
4 Moraine Road
Morris Plains, New Jersey 07950

and

David Peck
3 Highlands Lane
Hardwick, New Jersey 07825

2. **Messrs. Mannherz and Peck** shall be compensated at the rate of \$30.00 per hour under Job Group IX, Salary Guide "C" of Salary Ordinance No. 15-13. Neither **Mr. Mannherz** or **Peck** shall work more than twenty (20) hours in any week.

3. The authorization given to the Construction Official to retain the services of **Messrs. Mannherz** and **Peck** as temporary, part-time building inspectors on an as needed basis shall expire on December 31, 2013.
4. As temporary, part-time employees of the Township authorized to work on an as needed basis, **Messrs. Mannherz** and **Peck** shall not be eligible to receive any prior service credit or receive or accrue any paid vacations, holiday pay, sick leave or health and dental benefits coverage of any kind whatsoever during their temporary employment with the Township.
5. That certified copies of this resolution shall be transmitted to the Construction Official, the Township's Chief Municipal Finance Officer and **Mr. Mannherz** and **Peck** for reference and information purposes.

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

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

NOES: None

RESOLUTION: NO. 128-2013

Member Coppola offered the following resolution and moved its adoption:

A RESOLUTION APPROVING THE APPOINTMENT OF JULIE GUACCI AND SHELBY SNOW TO SERVE AS FULL-TIME, TEMPORARY, SEASONAL PERSONNEL TO BE EMPLOYED AS CLERICAL ASSISTANTS IN THE DEPARTMENTS OF ADMINISTRATION AND BUILDING AT \$14.00 AN HOUR EACH UNDER JOB GROUP CLASSIFICATION I, SALARY GUIDE "C" AS SET FORTH UNDER ORDINANCE NO. 15-13

WHEREAS, the Business Administrator/Township Clerk recommends the employment of the individuals listed below to work as full-time, seasonal employees to be assigned to the Departments of Administration and Building; and

WHEREAS, it is the recommendation of the Business Administrator/Township Clerk that the Township Committee approve the individuals listed below who shall be compensated at the rate of \$14.00 per hour each as set forth under Salary Guide "C", Job Group Classification I of Salary Ordinance No. 15-13.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the

Township of Hanover, in the County of Morris and State of New Jersey as follows:

1. The governing body hereby appoints the individuals listed below to serve as full-time, temporary, seasonal clerical assistants assigned to the Departments of Administration and Building commencing June 3, 2013 and ending August 30, 2013:

Julie Guacci
18 Forest Way
Morris Plains, New Jersey 07950

and

Shelby Snow
17 Warren Court
Sparta, New Jersey 07871

2. Both **Ms. Guacci** and **Snow** shall be compensated at the rate of \$14.00 each as set forth under Salary Guide "C", Job Group Classification I as listed under Schedule "B" of Salary Ordinance No. 15-13. These appointments are subject to and conditioned upon the availability of sufficient funds in the 2013 Current Fund Budget - Salary and Wages for the Departments of Administration and Building.

3. Irrespective of the departmental assignments, the Business Administrator/Township Clerk reserves the right to assign either or both **Ms. Guacci** or **Ms. Snow** to any other Department based on the work load needs of other departments.

4. Except for disciplinary removal, all appointments as seasonal employees shall terminate on or before August 30, 2013.

5. That a certified copy of this resolution be transmitted to the Construction Official, and the Township's Chief Municipal Finance Officer for reference and information purposes.

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

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

NOES: None

RAFFLE APPLICATIONS:

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

1. Hackettstown Community Hospital Foundation, 651 Willow Grove Street, Hackettstown, New Jersey an off-premise 50/50 to be held on November 2, 2013, at the Hanover Marriott, 1401 Route 10 East, Whippany, New Jersey. Said application was assigned No.RL-2658. Identification of the application is No. 181-4-31694.
2. Dance Competition Parents Association, Inc. 622 Route 10 West, #25, Whippany, New Jersey, an on-premise 50/50 to be held on 6/8/13, at 65 Whippany Road, Whippany, New Jersey. Said application was assigned No. RL-2659. Identification of the application is No. 193-5-40043.

Member Schleifer 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 Coppola and was unanimously passed.

OTHER BUSINESS:

Member Ferramosca announced that redevelopment of the Hanover Avenue Corridor is underway with the Shop Rite groundbreaking taking place this week.

Member Brueno advised that Bee Meadow Pool will open tomorrow to begin the 2013 season. And, Member Coppola advised that a meeting to discuss school security at polling places was recently held. Suggested alternate locations will be forwarded to the County Board of Elections for approval. He noted that a police officer will be present at each polling location during the remaining 2013 election days.

Mayor Francioli extended congratulations to Bayer HealthCare in celebration of its 150th anniversary. The Mayor advised that an airship was brought from Germany and tethered at Hanover Township's Stoney Brook field this week as part of the celebration. The promotional tour has taken the 135 foot airship all over Europe

In addition, Mayor Francioli extended congratulations to past Mayor Sal Iannaccone who received a "Good Friends Award" from the ARC.

Also mentioned by the Mayor was the fact that the traffic light on Whippany Road at the Bayer driveway is being reinstalled as required by the County of Morris. To set the record straight, he noted that no taxpayer dollars have been used in this regard. Funding is the responsibility of Bayer and Vision Equities.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public.

Joe Mihalko of 12 Anna Terrace, advised the governing body that the question he brought up several weeks ago regarding residents being charged for emergency ambulance calls has been resolved to his satisfaction. He thanked Fire Commissioner Tom Quirk for taking the time to provide an explanation.

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