

**JUNE 13, 2013**

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, June 13, 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,  
Brueno and Coppola

ABSENT: Member Ferramosca

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**PLEDGE OF ALLEGIANCE TOTHE 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

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**PRESENTATIONS:**

**RECOGNITION OF SERVICE AS A MEMBER OF THE  
BOARD OF RECREATION COMMISSIONERS – ARLENE YANNOTTA**

The Township Committee presented a mantel clock to Arlene Yannotta upon her retirement in recognition of having served as a Commissioner for the past 29+ years.

**TWO-WAY POLICE RADIOS FOR SECURITY PURPOSES TO HANOVER  
TOWNSHIP SCHOOL DISTRICT SUPERINTENDENT SCOTT PEPPER AND  
HANOVER PARK REGIONAL HIGH SCHOOL DISTRICT SUPERINTENDENT  
CAROL GROSSI**

Mayor Francioli, on behalf of the Township Committee, presented retired two-way police radios to School District Superintendent Scott Pepper and Whippany Park High School Principal John Manning of the Hanover Park Regional High School District.

Whippany Park Resource Officer Mike Murphy and several Board of Education members were also in attendance.

Mayor Francioli explained that the 10 donated police radios will be used in the schools for emergencies. A call can be put out directly to nearby patrol cars which would cut down on response time.

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**OPEN TO THE PUBLIC:**

Mayor Francioli opened the meeting to the public.

Several residents addressed the governing body and urged the members of the Township Committee to vote no this evening on introduction of Ordinance Nos. 17-13 and 18-13. Ordinance No. 17-13 will change the zone classification of property located at 62-66 North Jefferson Road from the R-40 zone district to a new R-10A zone district; and Ordinance No. 18-13 will change the zone classification for Lots 4 and 5 in Block 2902, located at the intersection of Jefferson Road and Route 10, from the R-25 zone to the B-P zone by adding convenience stores and motor vehicle service stations.

The following residents commented:

1. Joe Mihalko of 12 Anna Terrance – opposed to Ordinance No. 17 which he described as a compromise in favor of developer Joseph Forgione.
2. Former Mayor Len Fariello – opposed to both Ordinances Nos. 17 and 18. He felt Ordinance No. 17 would be of no benefit to the Township and that Ordinance No. 18 would allow a Quick Chek to be added to an already dangerous and failed intersection.
3. Carol Fomchenko of 38 Malapardis Road – opposed to Ordinance No. 18 which she described as being created to adapt to a developer's needs.
4. Father Roman, Pastor of St. John's Ukrainian Church – opposed to portions of the proposed concept plan submitted in connection with Ordinance No. 17 and requesting that the zone reclassification of Ordinance No. 18 be extended to the church property also located at the Jefferson Road / Route 10 intersection.
5. Resident Michael Mihalko – opposed to Ordinance No. 17. He questioned what the benefits were to the town to allow 16 condo units to be constructed at the Jefferson Road Location.
6. Joe Shatynski of 40 Windemere – opposed to Ordinance No. 17 and the density it allows. He also advised that he has no confidence in the Planning Board. After attending a recent Board meeting he said he finds their actions

shocking and disrespectful.

7. Diane Murray of 2 Hilltop Circle – opposed to Ordinance No. 17 which she feels would add to the school population and increase class sizes.
8. Ed Moscariello of 27 Malapardis Road – opposed to Ordinance No. 17 and the density it allows. He noted that after approving the Windemere cluster the Planning Board vowed it would never again approve anything with that density. He also opposed Ordinance No. 18 due to several safety issues, one of which would be youngsters playing sports at Veterans Field crossing Route 10 to get to the Quick Chek.
9. Resident Andie Mihalko – opposed to Ordinance No. 17. She pointed out that there are other developers who would be interested in developing the site without the need of a zone change.

Mayor Francioli defended the actions of the Planning Board and noted that resident concerns will be addressed by the Planning Board following the submission of formal applications by the developers of both sites.

Ms. Uibelhoer of 15 Crestview Terrace then addressed the Township Committee to request relief from the requirements and/or a reduction of fees as required by the Tree Ordinance.

Mayor Francioli stated that the request would be submitted and reviewed by the Township's Planner and the Township Engineer.

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

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**APPROVAL OF MINUTES:**

Mayor Francioli stated that the Minutes of the Regular Meetings of March 28, April 11 and April 25, 2013, and the Minutes of the Bid Committee Meetings of April 2, 16 and 30, 2013, had been presented to the members of the Committee prior to this meeting by the Clerk.

Member Coppola moved that the Minutes of the Regular Meetings of March 28, April 11 and April 25, 2013, and the Minutes of the Bid Committee Meetings of April 2, 16 and 30, 2013, be accepted and approved as presented by the Clerk. The motion was seconded by Member Brueno and was unanimously passed.

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**COMMUNICATIONS:**

The following communications were read and action taken as indicated:

1. Janice Blinder – Notice of Resignation/Retirement as Secretary to the Chief of Police.

The following letter dated May, 20, 2013, was read into the record:

“ Well, I did it: I “filed” my paperwork and will be officially retired on Thursday, August 1, 2013.

I expect to leave my tasks in good order, and am prepared to train my replacement, should someone be hired before my last day of work.

Chief, I hope you know how much I’ve enjoyed working with you, as well as with other members of the Police Department. It’s made me proud, these past 15 years, to be a part of such a dedicated, professional, and sometimes entertaining group of employees.

(signed )  
Janice Blinder”

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

2. Hanover Township Board of Education, Vanessa Wolsky, Secretary, as follows:

(a) Requesting the sum of \$1,784,635.00 to meet current obligations.

Member Brueno moved that the sum of \$1,784,635.00 be transmitted to the Board’s Secretary. The motion was seconded by Member Coppola and was unanimously passed.

3. Fire Commissioners Fire District No. 2 (Whippany) – Audit Report for Year ended December 31, 2012.

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**DEPARTMENTAL REPORTS:**

The following reports were presented and ordered filed as received:

Police Department	S.W.Gallagher	Month Ending 5/31/13
Building Department	S.Donlon	Month Ending 5/31/13
Property Maintenance	E.DeSimoni	Month Ending 5/31/13
DPW	B.Foran	Month Ending 5/31/13
Parks Department	B.Foran	Month Ending 5/31/13
Treasurer’s Report	S.Esposito	Month Ending 5/31/13

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## **ENGINEER'S REPORTS:**

Gerardo Maceira, Township Engineer, presented the following reports:

1. Advising that Ramtown Floors by Design, Inc. has completed the Community Center – Floor Replacement and recommending payment in the amount of \$36,165.00 to be paid from Ordinance No. 13-08/Capital Projects, Line Item No. 410-5683-499.
2. Advising that Stanziale Construction, LLC, has completed a portion of the Resurfacing of Bee Meadow Parkway from Reynolds Avenue to Fenwick Road, and recommending payment in the amount of \$47,419.26 to be paid from 2012 Road Construction and Reconstruction/Bee Meadow Parkway, Line item No. 122-0048-103.
3. Advising that Stanziale Construction, LLC, has completed a portion of the Resurfacing of a portion of Cross Road and Old Farm Road, and recommending payment in the amount of \$60,683.56 to be paid from 2012 Road Construction and Reconstruction/Old Farm/Cross, Line Item No. 122-0048-856.
4. Advising that Andy Matt, Inc. has completed a portion of the Malapardis Park Improvements and recommending payment in the amount of \$28,654.51 to be paid from Open Space Trust, Line Item No. 254-3509-499.

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**ORDINANCE:**

**NO. 17-2013**

**(Land Use and Development Amendment  
Zone Classification Change of Block 9202,  
Lot 15-62-66 North Jefferson from R-40  
to R-10A Zone Dist.)**

Member Schleifer offered the following resolution and moved its adoption:

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY CHANGING THE ZONE CLASSIFICATION OF BLOCK 9202, LOT 15 ON THE TAX MAP, AND ALSO KNOWN AS 62-66 NORTH JEFFERSON ROAD, FROM THE R-40 ZONE DISTRICT TO A NEW R-10A ZONE DISTRICT, AND BY ADOPTING STANDARDS FOR DEVELOPMENT IN THE NEW R-10A DISTRICT 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,

Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY CHANGING THE ZONE CLASSIFICATION OF BLOCK 9202, LOT 15 ON THE TAX MAP, AND ALSO KNOWN AS 62-66 NORTH JEFFERSON ROAD, FROM THE R-40 ZONE DISTRICT TO A NEW R-10A ZONE DISTRICT, AND BY ADOPTING STANDARDS FOR DEVELOPMENT IN THE NEW R-10A 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 12<sup>th</sup> day of September, 2013, 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,  
Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

Member Coppola stated that he has concerns with the amount of buffering and over-development.

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**(Land Use and Development Amendment  
Zone Classification Change of Lots 4 & 5  
In Block 2902 from R-25 to B-P Zone by  
Adding Convenience Stores & Motor**

**ORDINANCE: NO. 18-2013**

**Vehicles Service Stations as a Conditional Use)**

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 CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY CHANGING THE CLASSIFICATION OF LOTS 4 AND 5 IN BLOCK 2902 FROM THE R-25 ZONE TO THE B-P ZONE, BY ADDING CONVENIENCE STORES AND MOTOR VEHICLE SERVICE STATIONS AS A CONDITIONAL USE IN THE B-P ZONE, BY AMENDING THE B-P ZONE REGULATIONS, BY AMENDING THE SIGN REGULATIONS FOR GASOLINE SERVICE STATIONS, AND BY AMENDING THE ACCESS REGULATIONS FOR NONRESIDENTIAL USES", 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,  
and Brueno

NOES: Member Coppola

ABSENT: Member Ferramosca

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

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY CHANGING THE CLASSIFICATION OF LOTS 4 AND 5 IN BLOCK 2902 FROM THE R-25 ZONE TO THE B-P ZONE, BY ADDING CONVENIENCE STORES AND MOTOR VEHICLE SERVICE STATIONS AS A CONDITIONAL USE IN THE B-P ZONE, BY AMENDING THE B-P ZONE REGULATIONS, BY AMENDING THE SIGN REGULATIONS FOR GASOLINE SERVICE STATIONS, AND BY AMENDING THE ACCESS REGULATIONS FOR NONRESIDENTIAL USES", 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 11<sup>th</sup> day of July, 2013, 8:30 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,  
and Brueno

NOES: Member Coppola

ABSENT: Member Ferramosca

Member Coppola explained that he is opposed to having another Quick Chek/gas station in town since the Township already has a Quick Chek and a 7-Eleven. And, he pointed out that several gasoline service stations have closed down recently.

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At this time, a resident requested that the public hearings and final passage of both Ordinance Nos. 17-13 and 18-13 be postponed from the July 11, 2013 regular meeting to the first meeting in September which is September 12<sup>th</sup> when everyone returns from vacation.

Member Brueno moved that the public hearings and final passage of Ordinance Nos. 17-13 and 18-13 be carried to the September 12, 2013 regular meeting. The motion was seconded by Member Coppola and was unanimously passed.

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**ORDINANCE:      NO. 19-2013      (Land Use & Development Legislation by  
Revising Regulations for Above Ground  
Storage or Processing Tanks)**

Member Schleifer offered the following resolution and moved its adoption:

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY REVISING THE REGULATIONS FOR ABOVE-GROUND STORAGE OR PROCESSING TANKS", be introduced and read by title on first reading.

The motion was seconded by Member Coppola, was passed and the resolution



adopted by the following roll call vote:

AYES: Mayor Francioli, Members Schleifer,  
Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY REVISING THE REGULATIONS FOR ABOVE-GROUND STORAGE OR PROCESSING TANKS", 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 11<sup>th</sup> day of July, 2013, 8:30 o'clock in the evening, prevailing time, at the Municipal Building in said Township of Hanover, at which time and place all persons interested shall be given an opportunity to be heard concerning said Ordinance.

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

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

AYES: Mayor Francioli, Members Schleifer,  
Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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**RESOLUTION:      NO. 129-2013**

Member Schleifer offered the following resolution and moved its adoption:

**A RESOLUTION AUTHORIZING THE RECLASSIFICATION OF GARY L. FALKMAN**

**FROM JOB GROUP III TO JOB GROUP IV IN THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT AS A RESULT OF RECEIVING A COMMERCIAL DRIVER LICENSE ALL IN ACCORDANCE WITH HIS RESOLUTION OF APPOINTMENT DATED DECEMBER 20, 2012**

**WHEREAS, Gary L. Falkman** was hired by the Township as a replacement full-time Laborer I/Sanitation Collector I by resolution dated December 20, 2012; and

**WHEREAS,** as a condition of employment, **Mr. Falkman** was required to obtain a valid Commercial Driver License with a Class "A" or "B" endorsement on or before July 1, 2013; and

**WHEREAS,** the resolution provided that if **Mr. Falkman** obtained a Commercial Driver License by the July 1, 2012 deadline, he would be reclassified from Job Group III to Job Group IV under Salary Guide "D-1" at the hourly rate of \$20.50; and

**WHEREAS,** the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department has advised the Business Administrator/Township Clerk that **Mr. Falkman** has received a valid Commercial Driver License and should be reclassified to Job Group IV effective July 1, 2013; and

**WHEREAS,** the Township's Chief Municipal Finance Officer has certified the correct advancement in grade and compensation for the employee mentioned below.

**NOW, THEREFORE, BE IT RESOLVED,** by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that the individual named below, in accordance with Salary Ordinance No. 12-2012, shall be advanced in grade and compensation as a result of receiving a valid Commercial Driver License:

**PUBLIC WORKS DEPARTMENT:**

**Gary L. Falkman**  
Group IV

\$ 20.50 per hour  
Effective: 07/01/13

**BE IT FURTHER RESOLVED,** that a certified copy of this resolution shall be transmitted to the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department and the Township's Chief Municipal Finance Officer for reference and action purposes.

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

AYES: Mayor Francioli, Members Schleifer,  
Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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**RESOLUTION:      NO. 130-2013**

Member Schelifer offered the following resolution and moved its adoption:

**A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION,  
PLENARY RETAIL DISTRIBUTION AND CLUB LICENSES  
FOR THE PERIOD COMMENCING JULY 1, 2013 THROUGH JUNE 30, 2014**

**WHEREAS**, the following establishments have applied for the 2013-2014 renewal of Plenary Retail Consumption, Plenary Retail Distribution and Club Licenses, and have deposited the required fees:

<b><u>NAME &amp; ADDRESS</u></b>	<b><u>LICENSE TYPE &amp; NO.</u></b>	<b><u>FEE</u></b>
Birchwood Manor, Inc. t/a The Birchwood Manor, Ann Farrell's Cabaret and the Orleans Club 111 North Jefferson Road Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-001-002	\$1,713.00
K.L. Marchele, LLC t/a The Melting Pot 831 Route 10 Store Nos. 3,4 & 5 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-002-011	\$1,713.00
Dublin Pub of Whippany, Inc. t/a Molly Malone's 352 Route 10 & Troy Hills Rd. Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-003-002	\$1,713.00
Billy's Red Room, Inc. t/a Billy's & Madeline's Red Room Tavern 60 Parsippany Road Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-004-003	\$1,713.00
Bensi of Whippany, LLC t/a Bensi Ristorante Italino 831 Route 10 - Store Nos. 6-8 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-005-008	\$1,713.00
Fenway, Inc.	PLENARY RETAIL CONSUMPTION	\$1,713.00

t/a The Half Point Pub 29 Reynolds Avenue Whippany, N.J. 07981	1412-33-006-004	
Il Capriccio Ristorante, t/a Capriccio Ristorante 633 Route 10 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-010-004	\$1,713.00
881 Route 10, Inc. t/a Nikko Japanese Restaurant 881 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-016-004	\$1,713.00
Casa Blanca, Inc. t/a El Rey Del Mundo 301 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-020-007	\$1,713.00
Stitchy, Inc. t/a Zagursky's Bar & Grill 43 Mt. Pleasant Avenue Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-022-004	\$1,713.00
Whippanong Post No. 155 American Legion 13-23 Legion Place Whippany, N.J. 07981	CLUB 1412-31-023-001	\$ 150.00
SASWAT, Inc. t/a Super-Wines & Spirits 99 Ridgedale Avenue Cedar Knolls, N.J. 07927	PLENARY RETAIL DISTRIBUTION 1412-44-027-005	\$1,152.00
Courtyard Management Corp. t/a Courtyard By Marriott 157 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-36-029-002 (Issued as Hotel/Motel Exception)	\$1,713.00
Fan Pier Land Company T/A Hyatt House Whippany 1 Ridgedale Avenue Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-36-030-004 (Issued as Hotel/Motel Exception)	\$1,713.00
Fan Pier Land Company T/A Hyatt House Morristown	PLENARY RETAIL CONSUMPTION 1412-36-031-004	\$1,713.00

194 Park Avenue Morristown, N.J. 07960	(Issued as Hotel/Motel Exception)	
St. John the Baptist Ukrainian Catholic Church 60C North Jefferson Road Whippany, NJ 07981	CLUB 1412-31-032-001	\$150.00
ISBI Hanover Hotel t/a Hanover Marriott Hotel 1401 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-36-033-002 (Issued as Hotel/Motel Exception)	\$1,713.00

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

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

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

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

1. Fourteen (14) of the Plenary Retail Consumption, one (1) Distribution, and two (2) Club licenses described above are hereby renewed for the period commencing July 1, 2013 through June 30, 2014.

2. Each of the seventeen (17) renewal applications and licenses shall include the following special condition which is imposed by the governing body as the licensing authority:

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

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

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

AYES: Mayor Francioli, Members Schleifer,

Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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**RESOLUTION:      NO. 131-2013**

Member Schleifer 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:

<b>BLOCK</b>	<b>LOT</b>	<b>QUAL. #</b>	<b>NAME</b>	<b>AMOUNT</b>
607	1		Valley National Bank Mortgage Services 1445 Valley Road Wayne, NJ 07470 RE: 5 Sycamore Terrace/Walsh	\$2389.56
4503	10		Bruce & Michelle Bauer 9 Fairchild Place Whippany, NJ 07981	\$1755.60
4504	7		Jeffrey & Karel Carfora 24 Karla Drive Whippany, NJ 07981	\$2350.00
5303	7		Peter & Gabrielle Zaccheria 25 Longview Drive Whippany, NJ 07981	\$1704.23
6902	1		Aphena Pharma Solutions 125 Algonquin Parkway Whippany, NJ 07981	\$31,745.17
7101	14		Daniel Arre c/o BittigerTriolo P.C. 935 River Drive Garfield, NJ 07026 RE: 16 Sunset Drive	\$1820.72

7601	42.04		Juan Carlos & Theresa Cabanillas 5 Behrens Drive Whippany, NJ 07981	\$3367.97
9001	1	C0205	E. Gregory M. Cannarozzi, Attny Trust Account 470 Grant Avenue Oradell, NJ 07649-1838 RE: Taccogna/205 Stone Creek Ct	\$426.99

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

AYES: Mayor Francioli, Members Schleifer, Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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**RESOLUTION:      NO. 132-2013**

Member Schleifer offered the following resolution and moved its adoption:

**A RESOLUTION REFUNDING POOL MEMBERSHIP FEE**

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

<b>Jaime Daniel</b> 16 Howell Street Whippany, NJ 07981.....	\$325.00
<b>Eric Bixon</b> 41 Erica Way Parsippany, NJ 07054.....	\$460.00

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

**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 as follows:

<b>Jaime Daniel</b> .....	\$325.00
Processing Fee.....	10.00
<b>REFUND</b> .....	<b>\$315.00</b>

<b>Eric Bixon</b> .....	\$460.00
Processing Fee.....	10.00
<b>REFUND</b> .....	<b>\$450.00</b>

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

AYES: Mayor Francioli, Members Schleifer, Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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**RESOLUTION:**                      **NO. 133-2013**

Member Schleifer offered the following resolution and moved its adoption:

**RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL  
ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY  
PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of the county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for equal amount.

**Section 1.**

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013, which item is now available as a revenue from:

State of New Jersey:	\$29,225.13
Clean Communities Grant Program	

**Section 2.**

**BE IT FURTHER RESOLVED**, that a like sum of \$29,225.13 and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":



State and Federal Programs Offset by Revenues: \$29,225.13  
Clean Environmental Grant Program: OE

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

AYES: Mayor Francioli, Members Schleifer,  
Brueno and Coppola

NOES: None

ABSENT: Member Ferramosca

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**RAFFLE APPLICATIONS:**

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

1. Hanover Tigers Youth Football and Cheerleading, P. O. Box 125, Cedar Knolls, New Jersey, an on-premise 50/50 to be held on 11/15/13 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2660. Identification of the application is No. 193-5-38825.
2. Hanover Tigers Youth Football and Cheerleading, P. O. Box 125, Cedar Knolls, New Jersey, an on-premise raffle to be held on 11/15/13, at the Birchwood Manor, 111 No. Jefferson Road, Whippany, New Jersey. Said application was assigned No. RL-2661. Identification of the application is No. 193-5-38825.
3. Hanover Tigers Youth Football and Cheerleading, P. O. Box 125, Cedar Knolls, New Jersey, a Tricky Tray to be held on 11/15/13 at the Birchwood Manor, 111 No. Jefferson Rd., Whippany, New Jersey. Said application was assigned No. RL-2662. Identification of the application is No. 193-5-38825.
4. Villa Walsh Academy Home School Association, 455 Western Avenue, Morristown, New Jersey, a Tricky Tray to be held on 11/09/13 at the Hanover Marriott, 1402 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2663. Identification of the applications is No. 324-5-16284.
5. Villa Walsh Academy Home School Association, 455 Western Avenue, Morristown, New Jersey, an off-premise raffle to be held on 11/09/13 at the Hanover Marriott, 1401 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2664. Identification of the application is No. 324-5-16284.

6. Villa Walsh Academy Home School Association, 455 Western Avenue, Morristown, New Jersey, an on-premise raffle to be held on 11/09/13 at the Hanover Marriott, 1401 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2665. Identification of the application is No. 324-5-16284.
7. Villa Walsh Academy Home School Association, 455 Western Avenue, Morristown, New Jersey, an on-premise 50/50 to be held on 11/09/13 at the Hanover Marriott, 1401 Route 10, Whippany, New Jersey. Said application was assigned No. RL-2666. Identification of the application is No. 324-5-16284.

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 Brueno and was unanimously passed.

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#### **PAYMENT OF BILLS:**

The governing body approved a grand total disbursement of \$4,855,625.44 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 Brueno.

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.

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#### **OTHER BUSINESS:**

Member Brueno announced that the summer concerts, sponsored by the Parks & Recreation Department, will take place at Brickyard Field on Monday evenings in July at 7PM. He also announced that the July 4th fireworks will take place on July 2nd from 6-8 PM.

Member Coppola once again announced that police officers will be present at polling places for the 2013 special elections and for the general election. With regard to alternate polling places, he advised that it is anticipated that changes will occur in 2014 as changes require County Board of Election approval.

Mayor Francioli, in an effort to dispel rumors and concern by residents of over-development and that the Township is guilty of not disseminating information, provided the following information concerning prime redevelopment sites:

JCC Affordable Housing Site – the application has been rejected by the Township for lack of funding, therefore, the application has been withdrawn.

South Campus – an extended stay hotel with conference rooms has expressed an interest.

Care One – consideration is being given to an additional facility which specializes in rehabilitation and assisted living.

High End Condo Market Units – consideration is being given to perhaps 120 rentals, which rentals are needed by Bayer HealthCare and the community.

River Park – Plans are being submitted to the Township for flex buildings – the dam will be removed which will require reconfiguration of the Whippany River.

Connectivity – the Township has executed a contract with a consulting firm for the preparation of a plan for bicycle, jogging, walking paths / trails which will connect all the segments of Patriots Path that are owned by the Township to create a connected trail.

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**OPEN TO THE PUBLIC:**

Mayor Francioli opened the meeting to the public.

School Superintendent Scott Pepper expressed his appreciation to the Township Committee for donating the two-way radios. In addition, he thanked Member Schleifer for donating a drum set and a guitar to the school.

Joe Mihalko again addressed the governing body quipping that the items donated by Member Schleifer were given to him by his godmother 40 years ago and were never used.

Mr. Mihalko also mentioned several other items that concerned him. He requested that something be done about providing sidewalk on Reynolds Avenue and Parsippany Road. With regard to the new Quick Chek on Parsippany/Whippany Road, he felt that the left hand exit turn should be prohibited as motorists are crossing four lanes of traffic.

Following several other comments by residents who spoke earlier this evening, Member Bruno moved the public hearing be declared closed. The motion was seconded by Member Coppola and was unanimously passed.

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

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

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Joseph A. Giorgio  
Township Clerk