

JUNE 27, 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 27, 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

**OATH OF OFFICE ADMINISTERED TO NEWLY APPOINTED PATROLMAN OF
POLICE: ERIC M. PRACH**

Mayor Francioli administered the Oath of Office to newly appointed Patrolman of Police Eric M. Prach.

PRESENTATION:

**RECOGNITION OF WHIPPANY PARK HIGH SCHOOL "WILDCATS" AS
CHAMPIONS OF THE 2013 MORRIS COUNTY SOFTBALL TOURNAMENT**

Mayor Francioli and Committeeman & Director of Parks & Recreation presented certificates and T-shirts to team members and coaches of the 2013 Morris County Softball Team in recognition of winning the Morris County Softball Tournament.

Member Brueno congratulated the girls who were present this evening to accept their certificates. He noted that the girls have been awake all night as a result of attending their graduation ceremony and Project Graduation activities last evening.

Member Brueno recognized the accomplishments of several of the team members, in particular Jennifer Sanislo for being named "Player of the Year" by both the Daily Record and Star Ledger.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public.

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

APPROVAL OF MINUTES:

Mayor Francioli stated that the Minutes of the Regular Meetings of May 9 & 23, 2013, and the Minutes of the Bid Committee Meeting of May 14, 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 May 9 & 23, 2013, and the Minutes of the Bid Committee Meeting of May 14, 2013, be accepted and approved as presented by the Clerk. The motion was seconded by Member Ferramosca and was unanimously passed.

ORDINANCE: **NO. 18-2013** **(Change in Date for Public Hearing/Adoption to September 26, 2013)**

A motion was made by Committeeman and Director of Planning John L. Ferramosca to move the public hearing date and consideration for adoption of Land Use and Development Ordinance No. 18-2013 as set forth below from Thursday evening, September 12, 2013 to Thursday evening, September 26, 2013 at 8:30 PM or as soon thereafter as the Ordinance appears on the agenda of the Township Committee. The Ordinance will be considered for public hearing and final adoption in the main meeting room and at that time any person interested in being heard concerning the Ordinance will be given an opportunity to speak:

“AN ORDINANCE 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 2803 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 NON-RESIDENTIAL USES.”

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

ORDINANCE:

NO. 20-2013

**(Amending and Supplementing Ordinance
No. 15-2013 & Chapter 61 of the Code
Entitled Salaries and Compensation for
Officers and Employees)**

Member Coppola offered the following resolution and moved its adoption:

BE IT RESOLVED, that an Ordinance entitled, “AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING ORDINANCE NO. 15-2013 AND CHAPTER 61 OF THE CODE OF THE TOWNSHIP ENTITLED SALARIES AND COMPENSATION ; PERSONNEL POLICIES WHICH CHAPTER ESTABLISHES REGULATIONS AND RATES OF COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF HANOVER”, be introduced and read by title on first reading.

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

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

NOES: None

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

BE IT RESOLVED, that an Ordinance entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING ORDINANCE NO. 15-2013 AND CHAPTER 61 OF THE CODE OF THE TOWNSHIP ENTITLED SALARIES AND COMPENSATION; PERSONNEL POLICIES WHICH CHAPTER ESTABLISHES REGULATIONS AND RATES OF COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF HANOVER", be passed on first reading.

BE IT FURTHER RESOLVED, that said Ordinance shall be further considered for final passage at the meeting of the Township Committee of the Township of Hanover on the 11th, 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 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. 134-2013

Member Brueno offered the following resolution and moved its adoption:

A RESOLUTION APPROVING THE APPOINTMENT OF SEASONAL PERSONNEL FOR THE BEE MEADOW POOL, FIREWORKS DISPLAY AND SUMMER PLAYGROUND IN ACCORDANCE WITH SECTION 11., ITEMS 5, 8, 9. AND 11 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
Summer Playground
Fireworks Display**

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 5, 8, 9 and 11 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 5, 8, 9 and 11 of Salary Ordinance No. 15-2013, the rates of compensation for the following seasonal employees mentioned below shall be as follows:

PARKS & RECREATION - SUMMER

Bee Meadow Pool:

Lifeguard – Part Time:

		<u>Start Date</u>
Richard Hoffler.....	\$ 8.00/hr.	07/01/13
Lianna Schuele.....	7.50/hr.	“ “ “
Kaleigh Nye.....	7.50/hr.	“ “ “

Summer Plus Staff:

Mary P. Gregory.....	\$1,600/Season	“ “ “
Lauren Kruse.....	14.50/hr.	“ “ “
Danielle Mucerino.....	1,200/Season	“ “ “
Ryan Grasso.....	1,096.50/Season	“ “ “
Jamie Kruse.....	1,075/Season	“ “ “
Jessica Mellen.....	1,075/Season	“ “ “

Summer Plus Staff:

John Walsh.....	1,096.50/Season	“ “ “
Elexa Bocchino.....	1,075/Season	“ “ “
Justin Bocchino.....	1,075/Season	“ “ “
Raleigh Bulmer.....	913.75/Season	“ “ “
Griffin Connolly.....	1,075/Season	“ “ “
Michael DeCandia.....	1,075/Season	“ “ “
Joseph DeCandia.....	1,096.50/Season	“ “ “
Ashley Donohue.....	1,075/Season	“ “ “
Greg Struble.....	1,075/Salary	“ “ “

Counselors:

Eric Bartholomew.....	1,050/Season	07/01/13
Daniel Blessing.....	1,050/Season	“ “ “
Caroline Brennan.....	1,050/Season	“ “ “
Kevin Coiley.....	700/Season	“ “ “
Nicholas Coppola.....	1,050/Season	“ “ “
Danielle Cozzarelli.....	1,050/Season	“ “ “
Derek DiGeronimo.....	1,050/Season	“ “ “
Megan Gallagher.....	1,050/Season	“ “ “
Christine Jones.....	862.50/Season	“ “ “

Michael Knauss.....	1,050/Season	“ “ “
Nicole Malzone.....	1,050/Season	“ “ “
Ryan Pirl.....	700/Season	“ “ “
Taylor Ross.....	700/Season	“ “ “
Lauren Schonz.....	1,050/Season	“ “ “
Nicholas Yasko.....	1,050/Season	“ “ “
Samatha Tutiven.....	1,050/Season	“ “ “

Summer Tour:

Gary Colucci..... \$ 15.00/hr. 07/01/13

Proctor:

Sharon Ferraiuolo.....\$10.00/hr.

Fourth of July Fireworks Custodian:

Bogden Malantchouk.....\$31.41 07/02/13

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

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

NOES: None

RESOLUTION: NO. 135-2013

Member Brueno offered the following resolution and moved its adoption:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING AN ADDITIONAL ALLOCATION AND CONTRIBUTION OF \$125,000.00 FROM THE TOWNSHIP'S AFFORDABLE HOUSING TRUST FUND TO THE ARC/MORRIS COUNTY CHAPTER, NEW JERSEY, INC. IN SUPPORT OF THE CONSTRUCTION OF A NEW GROUP HOME ON TOWNSHIP OWNED PROPERTY LOCATED AT 30 HORSEHILL ROAD AND DESIGNATED AS LOT 5.02 IN BLOCK 601 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, in June, 2004, the Township of Hanover leased a parcel of Township owned property located at 32 Horse Hill Road in the Cedar Knolls Section of the Township, and also designated as Lot 5 in Block 601 as set forth on the Tax Map of the Township of Hanover to **The ARC/Morris County Chapter, New Jersey, Inc.** (hereinafter referred to as "**The ARC**") for the construction of a group home to accommodate up to six (6) developmentally disabled individuals, which group home was part of the Township's second housing element and fair share plan; and

WHEREAS, a second lease agreement has now been executed by and between the Township and **The ARC** for the construction of a second respite group home on Lot 5 in Block 601, which parcel has been subdivided into Lots 5.01 and 5.02; and

WHEREAS, the new group home is located at 30 Horse Hill Road, and designated as Lot 5.02 in Block 601 and includes seven (7) bedrooms to meet the needs of developmentally disabled persons, which group home was also included in the Township's third round housing element and fair share plan; and

WHEREAS, in accordance with regulations promulgated by the State of New Jersey and approved by the Council on Affordable Housing (COAH), the Township established and administers an Affordable Housing Trust Fund (AHTF) that includes but is not limited to development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds and proceeds from the sale of affordable units; and

WHEREAS, AHTF moneys may be allocated for affordable supportive/ special needs housing such as group homes; and

WHEREAS, by resolution dated August 23, 2012, the Township Committee allocated and contributed \$250,000.00 from the Capital AHTF to **The ARC** for the construction of the new respite group home on Horse Hill Road; and

WHEREAS, while the construction of the new respite group home is progressing, **The ARC** has advised the Township that additional funding, if available, would be helpful in the completion of the facility; and

WHEREAS, additional funds in the amount of \$125,000.00 to support the respite group home are available in the Township's Affordable Housing Trust Fund, which funds the Township Committee desires to make available to **The ARC**;

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. There is hereby authorized the allocation and contribution of an additional \$125,000.00 from the Hanover Township Affordable Housing

Trust Fund to **The ARC/Morris County Chapter, New Jersey, Inc.** for the purpose of providing funds to support the construction of a new respite group home to meet the needs of up to seven (7) developmentally disabled individuals which group home is being constructed on Township owned property located at 30 Horse Hill Road in the Cedar Knolls Section of the Township, and designated as subdivided Lot 5.02 in Block 601 as set forth on the Tax Map of the Township of Hanover.

2. The Township's Chief Municipal Finance Officer is further authorized and directed to release the \$125,000.00 contribution to **The ARC** upon approval of this resolution.

That certified copies of this resolution shall be transmitted to the Executive Director of **The ARC**, the Township's Chief Municipal Finance Officer and Professional Planner and the Acting Executive Director of the Council on Affordable Housing for reference and information purposes.

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. 136-2013

Member Brueno offered the following resolution and moved its adoption:

A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION, 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:

<u>NAME & ADDRESS</u>	<u>LICENSE TYPE & NO.</u>	<u>FEE</u>
Whippany Village II LLC c/o Fred J. Arena 1 Nathan Drive Towaco, N.J. 07082	PLENARY RETAIL CONSUMPTION 1412-33-008-12 (Pocket)	\$1,713.00
Village Super Market of NJ, LP	PLENARY RETAIL DISTRIBUTION	\$1,152.00

c/o William Sumas 733 Mountain Avenue Springfield, NJ 07081-3223	1412-44-009-007 (Pocket)	
Hanover Hospitality Corp. 345 Thornall Street Edison, N.J. 08837 Whippany, New Jersey 07981	PLENARY RETAIL CONSUMPTION 1412-33-011-009 (Pocket)	\$1,713.00
ACNTP, LLC t/a Toscano Trattoria 554 Route 10 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-15-008	\$1,713.00
Route Ten, Inc. t/a Bogey's 960 Route 10 Whippany, NJ 07981	PLENARY RETAIL CONSUMPTION 1412-33-021-002	\$1,713.00
F/O Robert C. Gulick Post 5351 VFW of U.S. 750 Route 10 West Whippany, N.J. 07981	CLUB 1412-31-024-001	\$ 150.00
Casa Lubrano, Inc. 41 Ridgedale Avenue Cedar Knolls, NJ 07927	PLENARY RETAIL CONSUMPTION 1412-33-026-003	\$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. Five (5) of the Plenary Retail Consumption, one (1) Distribution, and one (1) Club license described above are hereby renewed for the period commencing July 1, 2013 through June 30, 2014.

2. Each of the seven (7) renewal applications and licenses shall include the following special condition which is imposed by the governing body as the licensing authority:

"Nothing is permitted on the licensed premises which, in any way, depicts

sexual activity or shows the genitals, private parts of persons or female breasts. This includes not only live entertainment of this type, but movies and other audio or video material and printed matter depicting it."

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

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

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

NOES: None

RESOLUTION: NO. 137-2013

Member Brueno offered the following resolution and moved its adoption:

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
HANOVER AUTHORIZING REDUCED BEE MEADOW SWIMMING POOL
MEMBERSHIP RESIDENT AND NON-RESIDENT FEES BEGINNING ON AUGUST 1,
2013 AND ENDING ON SEPTEMBER 2, 2013 ALL IN ACCORDANCE WITH
ORDINANCE NO. 4-2013**

WHEREAS, during its June 19, 2013 meeting, the Board of Recreation Commissioners approved reduced resident and non-resident Bee Meadow Swimming Pool membership fees for the period beginning August 1, 2013 and ending on September 2, 2013; and

WHEREAS, the Township Committee concurs with the recommendation of the Board of Recreation Commissioners and hereby approves the reduced Bee Meadow Swimming Pool membership fees all in accordance with the resident and non-resident pool membership fees established by Ordinance No. 4-2013 as adopted on February 14, 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. The following reduced resident and non-resident Bee Meadow Swimming Pool fees for the period beginning August 1, 2013 through September 2, 2013 are hereby adopted and approved by the governing body:

	<u>RESIDENT FEE</u>	<u>REDUCED FEE</u>	<u>DISCOUNT AMOUNT</u>
FAMILY	\$325.00	\$195.00	\$130.00
TWO PERSON	\$280.00	\$170.00	\$110.00
SINGLE	\$220.00	\$130.00	\$ 90.00
SENIOR COUPLE	\$200.00	\$120.00	\$ 80.00
/GRANDCHILD	\$250.00	\$170.00	\$80.00
SENIOR SINGLE	\$130.00	\$ 80.00	\$ 50.00
/GRANDCHILD			
ASSOCIATE	\$180.00	\$ 105.00	\$ 75.00

	<u>NON-RESIDENT FEE</u>	<u>REDUCED FEE</u>	<u>DISCOUNT AMOUNT</u>
FAMILY	\$530.00	\$320.00	\$210.00
TWO PERSON	\$460.00	\$275.00	\$185.00
SINGLE	\$390.00	\$235.00	\$155.00
SENIOR COUPLE	\$360.00	\$215.00	\$145.00
SENIOR SINGLE	\$290.00	\$175.00	\$115.00
ASSOCIATE	\$345.00	\$205.00	\$140.00

2. That certified copies of this resolution shall be transmitted to the Superintendent of the Recreation and Park Administration Department and the 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,
Ferramosca, Brueno and Coppola

NOES: None

RESOLUTION: **NO. 138-2013**

Member Brueno 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, Alcohol Education Alcohol Education - Rehabilitation and Enforcement Grant (P.L. 83, c. 53)	\$2,058.21
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Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$2,058.21 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS": State and Federal Programs Offset by Revenues: Alcohol Education, Rehabilitation and Enforcement :OE	\$2,058.21
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BE IT FURTHER RESOLVED, that two certified copies of this resolution be forwarded to the Director of the Division of Local Government Services.

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

OTHER BUSINESS:

Member Coppola., for everyone's clarification, noted that the public hearing for Ordinance No. 18-13 will take place on September 26, 2013; and

The public hearing for Ordinance No. 17-13 will take place on September 12, 2013.

Member Brueno reminded everyone that the fireworks shoot will take place on July 2nd. The evening will begin with patriotic renditions by the Hanover Wind Symphony. In addition, he requested everyone mark their calendars as a reminder to attend the upcoming concert series which will be held every Monday in July at 7PM. And, he announced that Hanover Township Day will be held on Saturday, September 7th at Malapardis Park beginning at noon.

OPEN TO THE PUBLIC:

Mayor Francioli opened the meeting to the public.

Judy Monzo of 22 Countrywood Drive advised the Township Committee that her car, which was parked in front of her home, was hit by a speeding driver and was totaled. She noted that drivers are using Countrywood as a shortcut. Ms. Monzo requested assistance, in particular she requested that the Police Department enforce the speed limits.

Mayor Francioli stated that the problem will be referred to the Police Department's traffic control officer for review and recommendation. He noted that the speed bumps the Township recently placed on McNab Avenue have helped considerably.

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