

February 20, 2014

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, February 20, 2014, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

PRESENT: Mayor Francioli, Members Gallagher, Ferramosca,
Brueno and Coppola

ABSENT: NONE

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

PLEDGE OF ALLEGIANCE TO THE FLAG

BOARD OF ADJUSTMENT NOTICE TO READ INTO RECORD:

Board of Adjustment Meeting that was scheduled for this evening was cancelled due to the rescheduling of the Township Committee Meeting tonight and because of that the following cases before the Board of Adjustment have been rescheduled:

Case No. 1733 Caldwell Investors, Inc. 36 South Jefferson Road, Cedar Knolls, Block 2904 Lot 5; applicant seeking preliminary and final site plan C & D variances to construct an indoor firing range within an area also for instruction sales and mechanicals. Case 1733 has been carried to the meeting of April 17.

Case No. 1740 ZZH2 Real Estate Holdings, Johnstone Supply, 44, 46 & 48 South Jefferson Road, Cedar Knolls; Block 2904 Lot 1,2, 3; applicant is seeking preliminary and final site plan C & D Variances to construct an approximately 25,123 sq. ft. building and parking lot to be used at the location for warehouse and wholesale distribution center of HVAC and Refrigeration Equipment and parts and other plumbing supplies. This case 1740 has been carried to the meeting of March 20, 2014.

OPEN TO PUBLIC

Motion to open Meeting by Member Ferramosca and seconded by Member Brueno.
All in favor.

Seeing none, hearing none.

Motion to close by Member Ferramosca and seconded by Member Brueno.

Motion to close all in favor.

INTRODUCTION OF 2014 CURRENT FUND BUDGET:

Mr. Giorgio: This evening we have the Introduction of the 2014 Current Fund Municipal Budget total amount \$24,927,191.79. We will just state for the record some of the line items in the budget:

On the Appropriation within the Caps:..... \$18,217,400.00
Appropriation excluded from the Caps for Municipal Purposes:\$ 3,641,604.00
Reserved for Uncollected Taxes 95% will be:.....\$ 3,068,187.79

Total General Appropriation: \$24,927,191.79 less anticipated revenue other than current property taxes: \$9,126,776.00 and the difference in the amount to be raised by taxes to support the Municipal Budget for the local tax rate the amount to be collected \$15,800,415.79.

The Budget will be considered for Public Hearing and Final Passage at the Township Committee Meeting on March 27, 2014 at 8:30 pm and at that time any person wishing to be heard concerning the Adoption of the Budget will be given the opportunity to speak at the Public Hearing.

So at this time, may we have a Motion to introduce the 2014 Municipal Budget?

Moved by Member Brueno seconded by Member Coppola and unanimously passed.

Mayor: This is Introduced and there will be an opportunity for a public comment on this next session, when this is finalized, but as a highlight into the benefit of the Township Committee and the Public I would like to applaud the Township Committee on this particular budget, it's been quite some time, since I've been in this spot, and could represent to our community that this budget represents no increase in Municipal taxes in Hanover Township..none. I can't speak to education budget; I can't speak to fire budgets, county budgets. But we are proud of it, and the gentlemen really had a goal here in mind when we went into the budget and I think that is the highlight of this particular one. So thank you all.

PUBLIC HEARING:

A Person –To-Person Transfer of An Inactive Plenary Retail Distribution License No. 1412-33-025-007 Known As JACCF, Inc. And Trading As Cinque Figlie, On Whippany Road to 170 EHLL, LLC, And That License Will Be Held As Inactive License Because There Is No Location At This Time

The Applicants for the transfer, to assume the transfer of the License, William Blanchard and Clifford Blanchard have been fingerprinted and have undergone background checks through the Police Department and they have given its consent for the transfer. We have also from the State of New Jersey Department of the Treasury the appropriate Tax Clearance Certificate stating that all the taxes have been paid by the new licensees and we also have the proofs of publications that the notice of tonight's Public Hearing appeared in full in the January 23 and January 30 issues of the Daily Record. So at this time can we have a Motion to convene a Public Hearing on the Transfer of this Inactive License.

Motion by Mayor Francioli and Seconded by Member Coppola and unanimously passed.

Is there anyone in Chambers wishing to be heard concerning the transfer of this inactive liquor license?

Seeing none and hearing none we have a motion to close the Public Hearing seconded by Member Ferramosca and all in favor.

RESOLUTION NO. 37-2014

A RESOLUTION APPROVING A PERSON-TO-PERSON TRANSFER OF INACTIVE PLENARY RETAIL DISTRIBUTION LICENSE NUMBER 1412-33-025-007 PRESENTLY HELD BY JACCF, INCORPORATED AND TRADING AS CINQUE FIGLIE TO 170EHLL,LLC TO BE HELD AS AN INACTIVE POCKET LICENSE

WHEREAS, 170EHLL, LLC, a Corporation, has applied to the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, for a Person-to-Person transfer of Plenary Retail Distribution License Number 1412-33-025-007 held by JACCF, Inc. trading as Cinque Figlie, AND currently held by the Township as an inactive pocket license; and

WHEREAS, the applicant, **170EHLL, LLC**, has deposited along with the application, a Person-to-Person transfer fee of \$171.30 payable to the Township of Hanover and one Bank Check in the amount of \$200.00 made payable to the New Jersey Division of Alcohol Beverage Control to cover the ABC transfer fee; and

WHEREAS, in accordance with N.J.A.C. 13:2-2.5, **170EHLL, LLC** submitted an Affidavit of Publication stating that the notice of the Person-to-Person Transfer application appeared in full in the January 23, 2014 and January 30, 2014 issues of the Daily Record; and

WHEREAS, a Transfer Clearance Certificate dated December 24, 2013 has been issued by the Division of Taxation in the New Jersey Department of the Treasury; and

WHEREAS, no objections have been filed with the Township Clerk concerning the application of **170EHLL, LLC**; and

WHEREAS, on February 20, 2014, pursuant to N.J.A.C. 13:2-2.8, the governing body convened a public hearing concerning the application of **170EHLL, LLC** for the transfer of the inactive Pocket License issued to JACCF, Inc. and trading as Cinque Figlie; and

WHEREAS, the governing body has deemed the application of **170EHLL, LLC** to be in order and complete; and

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 application of **170EHLL, LLC**, a Corporation, (whose managing member is William I. Blanchard) for a Person-to-Person transfer of Plenary Retail Distribution License Number 1412-33-025-007 from JACCF, Inc. and trading as Cinque Figlie, is hereby approved and shall be held as an Inactive Pocket License effective February 28, 2014.

2. The special condition prohibiting entertainment depicting sexual activity and nudity as imposed by the governing body on all licenses in the Township shall apply to the transfer of this license to **170EHLL, LLC**.

3. That a certified copy of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control, **170EHLL, LLC** and the Hanover Township Police Department for reference and information purposes.

Also this license will be inactive and held by the Township and the effective date for the transfer is February 28, 2014. Can I have a Motion for the approval of the Transfer moved by Mayor Francioli and seconded by Member Gallagher and unanimously passed.

APPROVAL OF MINUTES:

The Minutes of the Regular Meeting of January 23, 2014 had been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Coppola moved that the Minutes of the Regular Meeting of January 23, 2014 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Brueno and was unanimously passed.

ORDINANCES AS A CONSENT ADGENDA:

Ordinance "A" will be taken separately but Ordinances "B" through "F" will be taken as a Consent Agenda and at this time, before the Introduction, I believe we are going to have a statement into the record about that Ordinance.

Member Gallagher: I was going to ask Silvio Esposito to please explain for the record Ordinance No. 1-2014.

Mr. Esposito: Open Space originally was a \$.02 tax on all ratables, in 2010 to give tax relief to the residents; the Committee reduced it from \$.02 to \$.01, basically cutting the tax from about \$400,000.00 to around \$200,000.00. Since then the Committee has done that every year to provide relief to the residents. In the reevaluation year, 2012, all the ratables basically doubled now the Township Tax, School Tax, Fire Tax and County Tax all adjust themselves as they do the tax billing based on the new ratable. The Open Space Tax was a fixed rate so even though the ratables doubled it couldn't adjust themselves like the other taxes did. So in order to keep the Open Space Tax reduced to half as the Committee has been doing we are proposing now a half-cent tax on Open Space which will still raise roughly around \$185,000.00 which has been half since we have been doing this since 2010.

Member Gallagher: Thank you very much.

Mayor: Thank you for the explanation Silvio as well, and I thank Committeeman Gallagher for requesting it. This is the underlying comment here, we do have some goals for open space and we intend to follow through on those, they have been discussed by the Township Committee tonight, but at the same time, the Township Committee has a responsibility to all the taxpayers of this town operative word "tax payers." The Open Space Tax at its full is \$.02 per hundred so we are down to one-half cent per hundred with a zero impact on taxes in Hanover Township, so what I'm trying

to say is that even at the one-half percent, we still derive a reasonably good amount of money towards open space but at the same time we are not impacting taxpayers who would be burdened with that two percent at the same time. So having said that I think some of the rationale for how we came out to be zero increase on taxes this year. So thank you.

At this time can we have a Motion for Introduction of Ordinance 1-2014:

Member Brueno moved, seconded by Mr. Gallagher and unanimously passed.

ORDINANCE 1-2014

AN ORDINANCE OF TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER REDUCING THE TWO CENT (\$.02) PER HUNDRED (\$100.00) DOLLAR OF ASSESSED VALUATION DEDICATED OPEN SPACE TRUST FUND TAX RATE TO ONE-HALF CENT (\$0.005) PER HUNDRED (\$100.00) DOLLARS OF ASSESSED VALUATION DURING CALENDAR YEAR 2014 ONLY AND FURTHER AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO COLLECT THE ONE-HALF CENT (\$0.005) DEDICATED TAX

WHEREAS, on November 2, 1999, by a vote of almost two to one in favor, the voters of Hanover Township approved a binding referendum question concerning the creation of an Open Space Trust Fund for the Township; and

WHEREAS, the binding referendum asked the voters whether the Township should adopt an ordinance establishing an "Open Space and Parkland and Facilities Preservation Trust Fund" and if so, should the Trust Fund be funded through the collection of local property taxes in the amount of two cents (\$.02) for each one hundred (\$100.00) dollars of assessed valuation; and

WHEREAS, the creation of the Open Space Trust Fund would complement any other available funding sources to be used exclusively for the purchase of property or easements within the Township, for the preservation of resource open space and/or the maintenance and improvement of the Township's existing parkland and related facilities for outdoor recreation purposes; and

WHEREAS, the Township Committee, on December 9, 1999, adopted Ordinance No. 32-99 which established an Open Space and Parkland and Facilities Preservation Trust Fund and the Open Space and Parkland and Facilities Preservation Advisory Committee (OSAC); and

WHEREAS, the ordinance also established for the year 2000 and subsequent years, a two cent (\$.02) per hundred (\$100.00) dollar valuation tax which would be specifically dedicated for the acquisition of property for open space and recreational purposes and the maintenance and improvement to the Township's parkland and related facilities; and

WHEREAS, the two cents (\$.02) dedicated tax is shown as a separate line item on each property owners tax bill and not as part of the municipal tax rate in that the tax was established as a dedicated tax for the purposes described above; and

WHEREAS, since its inception in the year 2000, the two cent (\$.02) dedicated tax rate has not changed with the exception of calendar years 2009, 2010 and 2011 when the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one (\$.01) cent; and

WHEREAS, in 2012, the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one-half cent (\$.005); and

WHEREAS, due to the continuing recession and economic downturn, the Township Committee is well aware of the financial constraints placed on the Township's property taxpayers, and therefore, the governing body has determined that it would be in the best interest of the Township to again reduce the dedicated open space tax rate from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one-half cent (\$.005) per hundred (\$100.00) dollars of assessed valuation for 2014 only; and

WHEREAS, although the dedicated open space tax is not computed as part of the municipal tax rate which supports municipal operations and services, the reduction in the open space tax rate will help to minimize the impact of the property taxpayers' total 2014 tax bill.

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

Section 1. That the Open Space Trust Fund dedicated tax rate, as established by Ordinance No. 32-99, and codified under Chapter 50 of the Code of the Township entitled Open Space, Parkland and Facilities Preservation Trust Fund Advisory Committee, shall be reduced from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one-half cent (\$.005) per hundred (\$100.00) dollars of assessed valuation for calendar year 2014.

Section 2. That the Township's Chief Municipal Finance Officer is hereby authorized and directed to collect the one-half cent (\$.005) per hundred dollars of assessed valuation for calendar year 2014 only. The funds derived from this dedicated tax shall continue to be maintained in a separate account and shall only be utilized for the purposes described in Ordinance No. 32-99 which established the Open Space and Parkland and Facilities Preservation Trust Fund.

Section 3. That certified copies of this ordinance shall be transmitted to the Division of Local Government Services, the Township's Chief Municipal Finance Officer and members of the Township's Open Space Advisory Committee.

Section 4. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 5. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 6. This ordinance shall take effect in accordance with the law.

This Ordinance will be considered for Public Hearing and Final passage at the Township Committee Meeting on March 13, 2014. The Ordinance and the Notice of Introduction will appear in full in the Daily Record in accordance with the law. Now as we done also..(Interrupted and inaudible)

Mr. Ferramosca: Mr. Esposito please correct me if I'm wrong, but we are maintaining approximately the same absolute amount of money that we have been doing for the past four years now.

Mr. Esposito: Yes, the amount raised by taxation in Open Space will be the same as it has been for the past four years. Maybe a little higher than last year.

Do we have a motion for Introduction moved by Member Ferramosca and seconded by Member Coppola and that's for Introduction of Ordinances 2,3,4,5 & 6 and Public Hearing Date will be the 13th of March at 8:30 for each ordinance and at that time any person wishing to be heard concerning any of the Ordinances will be given the opportunity to speak and all the Ordinances along with the Notices of Introduction will be published in full in the February 27th issue of the Daily Record. So we have a Motion by Committeeman Brueno, seconded by Committee Gallagher and unanimously passed by Township Committee.

ORDINANCE NO. 2-2014

AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING SECTION 125-4. ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2014 BEE MEADOW SWIMMING POOL SEASON

WHEREAS, the Board of Recreation Commissioners, in a memorandum dated January 31, 2014 to the Mayor and Township Committee have recommended certain increases in the pool membership fees for the 2014 Bee Meadow Swimming Pool Season; and

WHEREAS, the Township Committee has carefully reviewed the recommended fees and concurs that the proposed new rates are reasonable and fair and should be adopted; and

WHEREAS, in accordance with the Commissioner's recommendations, and, its own review, the governing body has decided to amend and supplement Section 125-4. of Chapter 125 of the Code of the Township of Hanover, entitled "Recreation Department Fees", with the inclusion of the Bee Meadow Swimming Pool Membership Fee Schedule which reflect the new pool membership fees for the year 2014 Summer Season.

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

Section 1. Section 125-4. of the Code of the Township of Hanover is hereby amended and supplemented with the inclusion of the following year 2014 Swimming Pool Membership Fees for Residents and Non-Residents who pay prior to April 11, 2014 and after April 11, 2014 as follows:

**Discounted and New Member Rates
Payment On or Before April 11, 2014**

**Returning Members
Payment After April 11, 2014:**

Membership Category	Membership Fee				Membership Fee		
Resident Family	\$325.00				\$350.00		
Resident 2-Person Same Household	\$280.00				\$305.00		
Resident Single	\$220.00				\$245.00		
Resident Associate	\$175.00				\$200.00		
Resident Senior Couple	\$200.00				\$225.00		
Resident Senior Single	\$130.00				\$155.00		
Non-Resident Family	\$530.00				\$555.00		
Non-Resident 2-Person Same Household	\$460.00				\$485.00		
Non-Resident Single	\$390.00				\$415.00		
Non-Resident Associate	\$345.00				\$370.00		
Non-Resident Senior Couple	\$360.00				\$385.00		
Non-Resident Senior Single	\$290.00				\$315.00		
Resident Senior Single/ Grandchild (3 max)	\$180.00				\$205.00		
Resident Senior Couple/ Grandchild (3 max)	\$250.00				\$275.00		
Resident Swim Team	\$150.00				\$150.00		
Non-Resident Swim Team	\$175.00				\$175.00		

Section 2. Section 125-4. Is hereby amended and supplemented as follows to include the following new fees:

Guest Fees for Year 2014 Season:

The guest fees for adults and children visiting the Bee Meadow Swimming Pool on weekdays, weekends and holidays shall be as follows:

Guest Punch Card: 10 Guests for \$55.00 – No expiration date – Purchased at Pool Office.

Adults:

Daily..... \$ 7.00
Weekends and Holidays.....\$ 8.00

Children:

Daily.....\$ 6.00
Weekends and Holidays.....\$ 7.00

The number of times a guest may come to the pool is at the discretion of pool management.

Section 3. The governing body hereby authorizes the Department of Recreation and Park Administration to host an “End of Season – One Day Pass”

promotional for residents only to utilize the Bee Meadow Swimming Pool on a daily basis, at a cost of \$10.00 per day for the period beginning August 16, 2014 and ending on September 1, 2014.

Section 4. If a current resident or non-resident pool member refers a new resident or non-resident to join the pool based on the membership categories described in Section 1, above, the resident or non-resident pool member making the referral shall receive a refund of 15% on the type of membership referral. The refund will be made at the conclusion of the pool season. However, the refund shall not exceed the cost of their original membership. The following charts show the refunds that would be made to each resident and non-resident pool membership for making a referral:

A. Refund Chart for Resident Memberships Making Referrals:

Membership Category:	Season Rate:	Referral Refund:
Family	\$325.00	\$ 48.75
Two-Person	280.00	42.00
Single	220.00	33.00
Associate	175.00	26.25
Senior-Couple	200.00	30.00
Senior-Single	130.00	19.50
Senior Single/ Grandchild	180.00	27.00
Senior Couple/Grandchild	250.00	37.50

B. Refund Chart for Non- Resident Memberships Making Referrals:

Membership Category:	Season Rate:	Referral Refund:
Family	\$530.00	\$ 79.50
Two-Person	460.00	69.00
Single	390.00	58.50
Associate	345.00	51.75
Senior-Couple	360.00	54.00
Senior-Single	290.00	43.50

Section 5. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

Section 6. In case for any reason, any fees or any Section or provision of this Ordinance shall be declared unconstitutional or invalid, the same shall not affect any other membership fee or program fee, or any Section or provision of this Ordinance except insofar as the membership fee or program fee so declared unconstitutional or invalid, shall be severed from the remainder of this Ordinance or any portion thereof.

Section 7. This ordinance shall take effect in accordance with law.

ORDINANCE NO. 3-2014

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE AND INSTALLATION OF NEW STATE-OF-THE-ART SOFTWARE AND COMPUTER HARDWARE TO UPGRADE AND ENHANCE THE POLICE DEPARTMENT'S COMPUTER AIDED DISPATCH SYSTEM (CAD) AND RECORDS MANAGEMENT SYSTEM (RMS) AND FURTHER APPROPRIATING THE

**SUM OF \$73,000.00 FROM THE TOWNSHIP'S 2014 CAPITAL IMPROVEMENT
FUND AND ALL PRIOR YEARS FOR THE FINANCING OF THE SOFTWARE AND
HARDWARE**

WHEREAS, the Police Department's Computer Aided Dispatch System (CAD) and Records Management System (RMS) were first installed in the year 2002; and

WHEREAS, Police Department personnel, including members of the Whippany and Cedar Knolls Fire Departments require state-of-the-art software in order to enter and retrieve data as it relates to the compilation of statistical information, investigative reports, and responses to incidents and emergency calls, to name a few needs; and

WHEREAS, in order to perform these tasks in an efficient and time sensitive manner, it is essential that the Police Department upgrade and enhance the operational efficiencies of both the CAD and RMS with the necessary software and computer hardware.

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

Section 1. The governing body hereby authorizes the Chief of Police and/or his designee to purchase and have installed state-of-the-art software and computer hardware to upgrade, improve and enhance the Police Department's existing Computer Aided Dispatch System and Records Management System. In conformance with the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq., a current and valid State Contract, State Contract No. A-77560(1-NJCP) is available for the purchase and installation of the software needed by the Police Department. Therefore, the Chief and/or his designee are further authorized to purchase and have installed the new software under the State Contract described above. With respect to the computer hardware that will be needed as part of the software installation, the Police Department is directed to obtain written proposals and quotations and/or purchase the computer hardware under a current and valid New Jersey State Contract, or through the Morris County Cooperative Pricing Council, the Somerset County Cooperative Pricing Council or the Middlesex Regional Educational Pricing Council of which the Township of Hanover is a member.

Section 2. For the financing of the purchase and installation of the new software and computer hardware as described in Section 1. above, the governing body authorizes the appropriation of \$73,000.00 from the Township's 2014 Capital Improvement Fund and all prior years.

Section 3. This Ordinance shall take effect in accordance with law.

ORDINANCE NO. 4-2014

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
HANOVER AUTHORIZING A THREE (3%) PERCENT INCREASE IN THE
APPROPRIATION LIMIT OF THE TOWNSHIP'S CALENDAR YEAR 2014 CURRENT
FUND BUDGET AND FURTHER ESTABLISHING A CAP BANK, ALL IN
ACCORDANCE WITH N.J.S.A. 40A:4-45.14**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq. provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to .5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a, provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation, and the 3.5 percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey finds it advisable and necessary to increase its Calendar Year 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the governing body hereby determines that a 3% increase in the budget for said year, amounting to \$525,588.85 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

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

1. That a majority of the full authorized membership of this governing body affirmatively concurring, that, in the Calendar Year 2014 budget year, the final appropriations of the Township of Hanover shall, in accordance with this ordinance, and N.J.S.A. 40A: 4-45.14, be increased by the 3.5%, amounting to \$613,186.99, and that the Calendar Year 2014 municipal budget for the Township of Hanover be approved and adopted in accordance with this ordinance.

2. That any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two (2) succeeding years.

3. That a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction.

4. That a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

ORDINANCE NO. 5-14

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY

**AUTHORIZING THE PURCHASE OF ONE (1) NEW ERSKINE TWO STAGE 53”
SNOW BLOWER ATTACHMENT FOR THE PUBLIC WORKS, BUILDINGS AND
GROUNDS AND PARK MAINTENANCE DEPARTMENT AND FURTHER
APPROPRIATING THE SUM OF \$6,500.00 FROM THE TOWNSHIP’S 2014 CAPITAL
IMPROVEMENT FUND AND ALL PRIOR YEARS FOR THE FINANCING OF THE
EQUIPMENT**

WHEREAS, due to the unprecedented amount of snow and ice which has fallen during the first two months of 2014, the Township’s Public Works, Buildings and Ground and Park Maintenance Department (hereinafter referred to as the “Department”) is faced with the dilemma of removing a significant accumulation of snow from the Township’s streets and in and around municipally owned buildings and facilities; and

WHEREAS, in order to expedite the removal of snow, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department (hereinafter referred to as the “Superintendent”) has requested that the Township purchase an Erskine 53” two stage snow blower, equipped with a hydraulic chute rotation, PTO drive and electric chute deflector as an attachment to the Department’s Toro Groundmaster 7200 tractor.

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:

Section 1. The governing body hereby authorizes the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department to purchase one (1) new Erskine 53”, two stage snow blower equipped with a hydraulic chute rotation, PTO drive and electric chute deflector to be used as an attachment for the Department’s Toro Groundmaster 7200 tractor. In conformance with the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq., the Superintendent of the Department is further authorized and directed to obtain at least two (2) written quotations for the purchase of the attachment or purchase the equipment under a current and valid New Jersey State Contract or through the Morris County Cooperative Pricing Council, the Somerset County Cooperative Pricing Council or the Middlesex Regional Educational Pricing Council of which the Township of Hanover is a member.

Section 2. For the financing of the purchase of the Erskine 53” snow blower described in **Section 1.** above, the governing body further authorizes the appropriation of \$6,500.00 from the Township’s 2014 Capital Improvement Fund and all prior years.

Section 3. this Ordinance shall take effect in accordance with law.

ORDINANCE NO. 6-14

**AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE
AGREEMENT WITH THE HANOVER TOWNSHIP LITTLE LEAGUE,
INCORPORATED FOR THE OPERATION OF THE BLACK BROOK PARK
CONCESSION STAND COMMENCING APRIL 26, 2014 THROUGH
AUGUST 31, 2014**

WHEREAS, the Hanover Township Little League, Incorporated is a nonprofit organization which has requested permission from the Board of Recreation

Commissioners and the Township Committee to operate the Black Brook Park Concession for the benefit of the public generally during the 2014 Little League Baseball season which begins on April 26, 2014; and

WHEREAS, the **Hanover Township Little League, Incorporated** agrees to comply with the Township's Specification which sets forth in full the standards and criteria for the proper operation of the Black Brook Park Concession Stand; and

WHEREAS, the Township Committee of the Township of Hanover believes it to be in the public interest that a lease agreement for ONE (\$1.00) DOLLAR be entered into with the **Hanover Township Little League, Incorporated** upon commencement of the baseball season on April 26, 2014 through August 31, 2014.

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

SECTION 1. The Mayor and Township Clerk are hereby authorized to enter into a lease agreement, a copy of which is attached hereto and made a part of this Ordinance, with the **Hanover Township Little League, Incorporated**, a nonprofit organization, for the nominal sum of ONE (\$1.00) DOLLAR commencing on April 26, 2014 through August 31, 2014 for the purpose of having the **Hanover Township Little League, Incorporated** operate the concession stand at Black Brook Park in serving the public generally.

SECTION 2. The Superintendent of Parks and Recreation is hereby designated as the officer of the Township to enforce the operational terms of the Lease Agreement.

SECTION 3. Prior to the inception of the lease, the **Hanover Township Little League, Incorporated** shall submit to the Hanover Township Business Administrator, proof of continuance of the tax-exempt status of the said non-profit organization pursuant to both State and Federal law.

SECTION 4. This ordinance shall take effect in accordance with law.

Mr. Giorgio: Any other questions, if not on Ordinances B-F because they all have the same public hearing date of March 13, 2014 they will all be heard on the evening of March 13, 2014 at 8:30 pm. Are there any questions before I ask for a Motion on Introduction?

Mr. Ferramosca made the Motion for Consent to review each in detail and I think we will be able to do as a consent agenda.

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 38-2014

**A PROCLAMATION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
HANOVER DESIGNATING JANUARY 11, 2013 AS
HUMAN TRAFFICKING AWARENESS DAY IN HANOVER TOWNSHIP**

WHEREAS, human trafficking is a borderless crime against individuals that violates the most basic human rights and deprives victims of every shred of personal freedom; and

WHEREAS, human trafficking occurs when a person is recruited, harbored, obtained, or exported through force, fraud, or coercion for the purposes of sexual or labor exploitation, involuntary servitude, and other types of mental and physical abuse; and

WHEREAS, human traffickers target impoverished and marginalized children, women and men, isolating them from society and supportive networks and exploiting them for personal and monetary gain; and

WHEREAS, human trafficking is the fastest growing criminal enterprise in the world today, and is tied with arms smuggling as the second largest international criminal industry, falling only behind the illicit drug trade; and

WHEREAS, the United Nations' International Labor Organization has estimated that at least 12.3 million adults and children worldwide are currently in forced labor, bonded labor, or forced prostitution; and it is estimated that more people are now harmed by Human Trafficking worldwide than have been at any other point in human history. Approximately 80% of the victims are women and girls, and 50% are younger than age 18; and

WHEREAS, many victims trafficked into the U.S. do not speak or understand English and are unable to communicate to seek rescue. Under U.S. law, any person under 18 involved in the commercial sex industry is considered a human trafficking victim; and victims include U.S. citizens and documented immigrants; and

WHEREAS, New Jersey is a prime location for human trafficking because it is a major national and international transportation corridor and a culturally diverse state; and

WHEREAS, human trafficking is modern-day slavery, a practice that is in direct opposition to the fundamental principles of liberty and human rights upon which our nation was founded; and

WHEREAS, on February 1, 1865, President Abraham Lincoln signed the 13th Amendment to the United States Constitution. Once ratified, it officially outlawed slavery and involuntary servitude except as punishment for a crime; and

WHEREAS, although the federal government and the State of New Jersey have enacted laws to prosecute human traffickers and protect the victims of human trafficking, traffickers use techniques to keep their victims enslaved that severely limit self-reporting and that require broad public awareness of human trafficking issues for enforcement and prevention to occur; and

WHEREAS, the New Jersey State Constitution declares that all persons are by nature free and independent and have certain natural and unalienable rights; and

WHEREAS, the people of New Jersey, regardless of political persuasion, creed, race, or national origin, stand together with the global community to protect the fundamental freedoms and rights of all persons, to fight the proliferation of human trafficking in all of its forms, and to assist survivors of modern day slavery; and

WHEREAS, the Township of Hanover is committed to protecting human rights and individual freedom by eliminating human trafficking.

WHEREAS, the Township of Hanover is resolved to support the goals and ideals of observing a National Day of Human Trafficking Awareness on January 11 of each year and to support all efforts by individuals, businesses, organizations, and governing bodies to raise awareness of and opposition to Human Trafficking.

WHEREAS, the Township commends the work of the NJ Coalition Against Human Trafficking for its statewide efforts to end human trafficking through education, advocacy, and assistance to survivors and to increase coordination and visibility of New Jersey's commitment to end human trafficking.

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 January 11, 2013 and each year thereafter as **Human Trafficking Awareness Day** in the Township of Hanover to raise awareness about the signs and consequences of human trafficking, to promote opposition to human trafficking in all of its forms, and to encourage support for the survivors of human trafficking throughout the State of New Jersey and across the world to put an end to this criminal activity and restore freedom and dignity to its survivors.
2. That this proclamation be submitted to the New Jersey Coalition Against Human Trafficking for reference and information purposes.

RESOLUTION NO. 39-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RELEASING THE TOWNSHIP COMMITTEE'S JULY 11, 2013 THROUGH DECEMBER 23, 2013 EXECUTIVE SESSION AND CONFERENCE WORK SESSION MINUTES

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

WHEREAS, the Department of Administration has reviewed the Executive Session and Conference Work Session Minutes for the period beginning July 11, 2013 through December 23, 2013 and has determined that the attached minutes where noted from Executive Session Agendas should be released to the public.

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

1. The Executive Session Minutes marked and attached to prior Executive Session Agendas and designated with an “R” for release shall be on file in the Business Administrator/Township Clerk’s office and shall be released to the public.

RESOLUTION NO. 40-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE CORRECTING THE TERMS OF OFFICE FOR BOARD OF HEALTH ALTERNATE 1 MEMBER RONALD F. FRANCIOLI AND ALTERNATE 2 MEMBER RICHARD G. KARA

WHEREAS, Chapter 282 of the Code of the Township entitled Alternate Members to Board of Health describes the terms of office and initial appointments for the Alternate members to the Board of Health; and

WHEREAS, although Alternate members of the Board shall be appointed for terms of two (2) years, Section 282-2.B. of Chapter 282 states that the initial appointments for the Alternate members shall be staggered so that the term of no more than one (1) Alternate member shall expire in any one year. Thereafter, all appointments shall be made for full two (2) year terms; and

WHEREAS, at the January 1, 2012 Reorganization Meeting of the Township Committee, **Ronald F. Francioli** was appointed to serve as the Alternate 1 member of the Board for a two (2) year period commencing January 1, 2012 and ending December 31, 2013; and

WHEREAS, inadvertently, **Mr. Francioli** was not reappointed for a full two (2) year term at the January 1, 2014 Reorganization Meeting; and

WHEREAS, the Township Committee appointed **Dr. Richard G. Kara** at the January 1, 2014 Reorganization Meeting to serve as the Alternate 2 member of the Board of Health for a three (3) year term of office which was incorrect; and

WHEREAS, in order to correct the errors and comply with the provisions of Section 282-2.B. that the terms of office be staggered, it is the intention of the Township Committee to make the correct appointments for the Alternate 1 and Alternate 2 members to the Board of Health.

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 282-2.B. of the Code of the Township entitled Alternate Members to Board of Health, **Ronald F. Francioli** is hereby reappointed to serve as the Alternate 1 member of the Board of Health for a full two (2) year term of office retroactive to January 1, 2014 and ending on December 31, 2015 or until such time as his successor shall be appointed and qualified.

2. Pursuant to Section 282-2.B., the term of office of **Dr. Richard G. Kara**, as the Alternate 2 member of the Board of Health is corrected from a three (3) year term of office to a one (1) year term of office. This term is retroactive to January 1, 2014 and shall expire on December 31, 2014 or until such time as his successor shall be appointed and qualified.
3. That certified copies of this resolution shall be transmitted to **Mr. Francioli** and **Dr. Kara** and to Dr. George VanOrden, Health Officer/Environmental Specialist for reference and information purposes.

RESOLUTION NO. 41-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE ELEVATING PLANNING BOARD CLASS IV, ALTERNATE 1 MEMBER ROBERT DEEHAN TO SERVE AS THE CLASS IV REGULAR MEMBER IN FILLING THE UNEXPIRED FOUR (4) YEAR TERM OF OFFICE OF JOHN V. DONALDSON WHICH TERM OF OFFICE SHALL EXPIRE ON DECEMBER 31, 2016

WHEREAS, by resolution dated January 9, 2014, the Township Committee appointed John V. Donaldson to serve as the Alternate 1 member on the Board of Adjustment in filling the unexpired two (2) year term of office of Daniel J. Breen who resigned his position on January 2, 2014; and

WHEREAS, Mr. Donaldson was initially appointed to serve on the Planning Board as a Class IV regular member on January 1, 2013 for a four (4) year term of office expiring on December 31, 2016; and

WHEREAS, with the appointment of Mr. Donaldson to the Board of Adjustment, the Class IV regular member position on the Planning Board is vacant; and

WHEREAS, **Robert Deehan** was appointed to serve as the Alternate 1 member on the Planning Board on January 1, 2014 for a two (2) year term of office expiring on December 31, 2015; and

WHEREAS, in accordance with a long standing and established policy of the Township Committee to advance Planning Board Alternate members, it is the intention of the governing body to elevate and appoint **Robert Deehan** to fill the unexpired term of the vacant Class IV Planning Board position which term of office shall expire on December 31, 2016 or until **Mr. Deehan's** successor shall be appointed and qualified.

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

1. In accordance with the governing body's long standing and established policy of elevating Planning Board Alternate members when a vacancy of a regular or alternate member arises, **Class IV, Alternate 1 Member Robert Deehan** residing at 12 Birch Hill Drive in Whippany, New Jersey 07981, is hereby appointed to fill the vacant unexpired term of office of the Class IV regular position on the Planning Board as a

result of the appointment of John V. Donaldson as the Alternate 1 member on the Board of Adjustment.

2. **Mr. Deehan's** term of office shall expire on December 31, 2016 or until such time as **Mr. Deehan's** successor shall be appointed and qualified.

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

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

RESOLUTION NO. 42-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE ELEVATING PLANNING BOARD CLASS IV, ALTERNATE 2 MEMBER RUSSELL DOBSON TO SERVE AS THE CLASS IV, ALTERNATE 1 MEMBER IN FILLING THE UNEXPIRED TWO (2) YEAR TERM OF OFFICE OF ROBERT DEEHAN WHICH TERM OF OFFICE SHALL EXPIRE ON DECEMBER 31, 2015

WHEREAS, Robert Deehan, the Class IV Alternate 1 member of the Planning Board has been elevated and appointed by the Township Committee to serve as the Class IV regular member on the Planning Board in filling the unexpired four (4) year term of office of John V. Donaldson which term of office expires on December 31, 2016; and

WHEREAS, **Russell Dobson** was initially appointed to serve as the Class IV, Alternate 2 member of the Planning Board on January 1, 2013 for a two (2) year term of office expiring on December 31, 2014; and

WHEREAS, in accordance with a long standing and established policy of the Township Committee to advance Planning Board Alternate members, it is the intention of the governing body to elevate and appoint **Russell Dobson** to fill the unexpired term of the vacant Class IV, Alternate 1 Planning Board position which term of office shall expire on December 31, 2014 or until **Mr. Dobson's** successor shall be appointed and qualified.

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

1. In accordance with the governing body's long standing and established policy of elevating Planning Board Alternate members when a vacancy of a regular or alternate member arises, **Class IV, Alternate 2 Member Russell Dobson** residing at 13 Birch Hill Drive in Whippany, New Jersey 07981, is hereby appointed to fill the vacant unexpired term of office of the Class IV, Alternate 1 position on the Planning Board as a result of the resignation of Paul DiSabatino.

2. **Mr. Dobson's** term of office shall expire on December 31, 2015 or until such time as **Mr. Dobson's** successor shall be appointed and qualified.

3. The appointment of **Mr. Dobson** as the Class IV, Alternate 1 member of the Planning Board shall take effect immediately upon the approval of this resolution.

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

RESOLUTION NO. 43-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY PETITIONING THE NEW JERSEY ASSEMBLY AND SENATE TO MAKE PERMANENT THE 2% CAP ON INTEREST ARBITRATION AWARDS

WHEREAS, on December 21, 2010, Governor Christie signed into law reforms to the Arbitration process that took effect January 1, 2011; and

WHEREAS, the reforms capped arbitration awards on economic factors to no more than 2%, provided for random selection of arbitrators, expedited the determination of awards, required the arbitrator to provide a written report detailing the weight accorded to each of the required considerations and expedited the appeal process; and

WHEREAS, these reforms marked a dramatic change to the arbitration process and have helped municipalities to control the never-ending rise in public safety personnel costs; and

WHEREAS, a key element of the reforms, capping arbitration awards on economic factors to no more than 2% of the property tax levy will expire on April 1, 2014; and

WHEREAS, while municipalities are statutorily limited to raise their property tax levy by no more than 2%, with very limited exceptions, failure to extend the 2% cap on interest arbitration awards will force municipalities throughout the State to further reduce or even eliminate crucial services, personnel, and long-overdue infrastructure improvement projects in order to fund an arbitration award; and

WHEREAS, the 2% Interest Arbitration cap has controlled one of the largest municipal expense, that is, public safety salaries, not only through arbitration awards but through contract negotiations; and

WHEREAS, absent further action by the Legislature, any contract that expires on or after April 1, 2014, will be subject to all new procedures and requirements, EXCEPT the 2% awards cap; and

WHEREAS, without those limits, arbitrators will be able to impose awards that do not account for the 2% limit on the property tax levy, which would immediately threaten funding for all other municipal services; and

WHEREAS, without the 2% cap on Interest Arbitration Awards but with the 2% cap on property tax levy local budget makers could be forced to reduce other essential municipal services to fund an arbitration award.

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 strongly urges the State Assembly and Senate to permanently extend the 2% cap on interest arbitration awards prior to the expiration of the April 1, 2014 sunset provision.
2. That certified copies of this resolution shall be transmitted to Governor Chris Christie, Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, members of the 21st, 25th, 26th, 27th and 40th Legislative Delegations, Bill Dressel, Executive Director of the New Jersey League of Municipalities, the Morris County League of Municipalities and all Morris County municipalities.

RESOLUTION NO. 44-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PERMITTING THE TOWNSHIP TO ASSUME THE RESPONSIBILITY OF CONDUCTING A SELF-EXAMINATION OF THE CALENDAR YEAR 2014 CURRENT FUND BUDGET

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Hanover has been declared eligible to participate in the program by the Division of Local Government Services and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2014 budget year.

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

1. In accordance with N.J.A.C. 5:30-7.6a and 7.6b, and based upon the Chief Financial Officer's Certification, the governing body has found that the calendar year 2014 Current Fund Budget has met the following requirements:
 - A. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 1. Payment of interest and debt redemption charges;
 2. Deferred charges and statutory expenditures;
 3. Cash deficit of preceding year;
 4. Reserve for uncollected taxes;
 5. Other reserves and non-disbursement items; and
 6. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitations on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the 2014 budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - A. All estimates of revenue are reasonable, accurate and correctly stated;
 - B. Items of appropriation are properly set forth; and
 - C. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the Township.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.
7. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer and forwarded to the Director of the Division of Local Government Services upon adoption.

RESOLUTION NO. 45-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE RENEWAL OF A LIMITED EXTRAORDINARY, UNSPECIFIABLE SERVICES AGREEMENT WITH THE LAND CONSERVANCY OF NEW JERSEY FOR THE PERFORMANCE OF VARIOUS OPEN SPACE PRESERVATION TECHNICAL SERVICES AT THE RATE OF \$125.00 PER HOUR AND A TOTAL COST NOT TO EXCEED \$5,000.00 DURING THE PERIOD BEGINNING MARCH 1, 2014 AND ENDING FEBRUARY 28, 2015, ALL IN ACCORDANCE WITH N.J.S.A. 40A:11-5.(1)(a)(ii), N.J.S.A. 19:44A-20.5 AND N.J.S.A. 19:44A-20.26 ET SEQ.

WHEREAS, pursuant to the Pay-to-Play provisions of the Non-Fair and Open Process at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq., the Township Committee and the Township's Open Space Park Land and Facilities Preservation Trust Fund Advisory Committee (hereinafter referred to as "OSAC") are in need of retaining the services of an open space preservation consultant whose staff members have technical expertise and experience in the field of open space conservation; and

WHEREAS, during the past twelve (12) years, the Morris Land Conservancy, and now known as **The Land Conservancy of New Jersey** (hereinafter referred to as the "**Conservancy**") has served as the technical advisor to the Township Committee and the OSAC in assisting the Township with a variety of tasks and activities related to the preservation and conservation of open space within the Township; and

WHEREAS, based on its past performance and service to the Township, the Township Committee believes that the staff of the **Conservancy** has the technical expertise, demonstrated knowledge and experience to continue assisting the Township Committee, the Open Space Advisory Committee and the Township's professional staff, with essential open space services; and

WHEREAS, as with the 2013-2014 EUS Agreement, the Township desires to execute a limited "project specific" extraordinary, unspecifiable services agreement with **The Land Conservancy of New Jersey** which scope of services shall be limited to: (a) assisting the Township in the preparation of materials to keep the Township's Green Acres Planning Incentive Grant up to date; (b) to assist the Township in developing up to two (2) Grant applications to be submitted to the Morris County Open Space Preservation Trust Fund during 2014; (c) to provide on-going communication and coordination with State and County agencies responsible for land preservation and (d) to attend up to three (3) Township or County meetings to discuss issues with the Township's Open Space Advisory Committee or to assist in the presentation of the Township's grant applications before the Morris County Open Space Committee; and

WHEREAS, in the event the Township requires the preparation of maps or the performance of other services related to specific special projects not included under this EUS Agreement, the **Conservancy** shall submit a separate proposal(s) and quotation(s) only when such proposals are requested by the Township Committee; and

WHEREAS, the services of the **Conservancy** fall under the category of an Extraordinary, Unspecifiable Services, N.J.S.A. 40A:11-5 (1)(a)(ii), which services are specialized and qualitative in nature and requiring expertise, extensive training and a proven reputation of successful activities in the area of open space conservation; and

WHEREAS, it is the intention of the Township Committee to renew a limited Extraordinary, Unspecifiable Services Agreement with the **Conservancy** for the performance of various technical open space services to be performed at the rate of \$125.00 per hour and a total cost not to exceed \$5,000.00 during the period commencing March 1, 2014 and ending February 28, 2015; and

WHEREAS, the Township's Business Administrator, acting in his capacity as the Qualified Purchasing Agent, has determined and certified in writing that the value of the open space preservation consultant services for the period beginning March 1, 2014 and ending on February 28, 2015 will not exceed \$17,500.00 and therefore, the filing of a Business Entity Disclosure Certification, the Chapter 271 Political Contribution Form and the Stockholder Disclosure Certification by the **Conservancy** with the Township pursuant to N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq. will not be necessary; and

WHEREAS, the Township's Chief Municipal Finance Officer has certified that sufficient funds are available in the Township's Open Space Trust Fund Account, Line Item No. 254-3509-499 to fund this award, all in accordance with the requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

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

1. In accordance with the Extraordinary, Unspecifiable Services provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii), **The Land Conservancy of New Jersey**, with offices located at 19 Boonton Avenue in Boonton, New Jersey 07005, is hereby retained to provide the Township Committee, the Open Space Park Land and Facilities Preservation Trust Fund Advisory Committee, and the Township's professional staff with a limited, project specific scope of services agreement which services are enumerated in the Extraordinary, Unspecifiable Services Contract.

2. **The Land Conservancy of New Jersey** shall be paid at the rate of \$125.00 per hour for the performance of the scope of services outlined in the Extraordinary, Unspecifiable Services Agreement during the period commencing March 1, 2014 and ending February 28, 2015. The total contract amount shall not exceed \$5,000.00 during the twelve (12) month period.

3. In the event the Township requires mapping and/or other special project services to be performed by the **Conservancy**, the Township's Business Administrator shall request the submission of a written proposal and quotation from the **Conservancy**. If the governing body authorizes the performance of additional services, said services will be billed separately and apart from the EUS Agreement.

4. The Mayor and Township Clerk are hereby authorized to execute a limited EUS Agreement on behalf of the Township Committee.

5. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", in accordance with N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law because it is essential that the governing body obtain the guidance and assistance of individuals possessing the technical expertise, demonstrated knowledge and proven ability to assist the Township with those issues and subjects directly related to open space conservation and preservation.

6. That a certified copy of this resolution shall be transmitted to the, the OSAC, the Chief Municipal Finance Officer and **The Land Conservancy of New Jersey** for reference and information purposes.

7. That a brief notice of this award shall be published in the February 27, 2014 issue of the Daily Record as required by law.

RESOLUTION NO. 46-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES AGREEMENT WITHOUT COMPETITIVE BIDDING TO ANTHONY MARUCCI, A LAND SURVEYOR LICENSED BY THE STATE OF NEW JERSEY AND THE FIRM OF MARUCCI ENGINEERING ASSOCIATES, LLC, IN THE PERFORMANCE OF LAND SURVEYING SERVICES DURING CALENDAR YEAR 2014 AT THE RATE OF \$110.00 PER HOUR, ALL IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 40A:11-5.(1)(a)(i)

WHEREAS, in accordance with the Local Public Contracts Law at N.J.S.A. 40A:11-5(1)(a)(i), the Township Committee approved a Professional Services Resolution on January 24, 2013 awarding a Professional Services Agreement to

Anthony Marucci, a land surveyor licensed by the State of New Jersey, and the Firm of **Marucci Engineering Associates, LLC** to perform land surveying services on behalf of the Township for the period beginning January 1, 2013 and expiring on December 31, 2013; and

WHEREAS, the Township Engineer has advised the Business Administrator/Township Clerk that he recommends the renewal of the 2013 Professional Services Agreement for a one (1) year period; and

WHEREAS, in accordance with the Township Engineer's recommendation, the governing body agrees to renew and award a new Professional Services Agreement to **Anthony Marucci**, a land surveyor and professional engineer licensed by the State of New Jersey and the Firm of **Marucci Engineering Associates, LLC** for the performance of land surveying services during calendar year 2014; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-5.(1)(a)(i) requires that the resolution authorizing the award of contracts for "professional services" without competitive bidding, and the contract itself must be made 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. In accordance with the recommendation of the Township Engineer to the Business Administrator/Township Clerk, the governing body hereby renews and awards a Professional Services Agreement to **Anthony Marucci**, a land surveyor and professional engineer licensed by the State of New Jersey, and the Firm of **Marucci Engineering Associates, LLC** with offices located at 116 Whippany Road in Whippany, for the review of land survey documents submitted to the Township by applicants to the Planning Board and Zoning Board of Adjustment.
2. For the review of land survey documents, **Mr. Marucci** shall be compensated at the rate of \$110.00 per hour. In accordance with Article VII, Section 166-48.B. and C., under Chapter 166 of the Code of the Township entitled Land Use and Development Legislation, **Mr. Marucci** and the firm shall receive payment for the performance of land surveying services from the respective individual escrow accounts established by the Township for applicants.
3. The term of the contract shall commence on January 1, 2014 and expire on December 31, 2014.
4. The Mayor and Township Clerk are hereby authorized and directed to execute a professional services agreement by and between the Township and **Anthony Marucci** based on an hourly rate fee of \$110.00 per hour.
5. This contract is awarded without competitive bidding as a professional service in accordance with the provisions of the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq.
6. Notice of this action shall be published in the February 20, 2014 issue of the Daily Record.

7. That a certified copy of this resolution shall be transmitted to the Township Engineer, the Township's Chief Municipal Finance Officer and **Mr. Marucci** for reference and information purposes.

RESOLUTION NO. 47-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE PETITIONING THE STATE ASSEMBLY TO ADOPT ASSEMBLY, NO. 4464 DESIGNATED AS "MICHELLE'S LAW" AND REQUESTING THE PASSAGE OF AN IDENTICAL MEASURE IN THE SENATE

WHEREAS, the State of New Jersey is one State among fourteen (14) states which remains behind the times in the passage of DUI laws; and

WHEREAS, although deaths due to DUI violations are decreasing nationwide by 7%, the death rate in New Jersey related to DUI's is on the increase; and

WHEREAS, there is currently pending in the State Assembly, a bill known as **Assembly, No. 4464** concerning motor vehicle accidents resulting in death and designated as "**Michelle's Law**"; and

WHEREAS, if enacted, this bill would require a blood sample to be obtained from a driver involved in a motor vehicle accident resulting in the death of another person for the purpose of determining if the driver has alcohol or drugs in his or her system; and

WHEREAS, under the measure, a person would be deemed to have given consent to the taking of a blood sample just as they currently are deemed to have given consent to a breadth test. Furthermore, the provisions of the bill extend this implied consent law to include blood testing to determine if the person was driving under the influence of drugs. A person who refuses to consent to the blood test would be subject to the same penalties as a person who is convicted of refusal in relation to a drunk driving charge under R.S. 39:4-50; and

WHEREAS, the Township Committee supports the passage of **Assembly, No. 4464** and urges the State Legislature to enact identical measures in both Houses as quickly as possible.

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 the interest of protecting the health, safety and welfare of the public in general, the governing body believes that **Assembly, No. 4464** would provide law enforcement with an additional means of confirming whether or not an individual allegedly responsible for the death of another person due to a motor vehicle accident was in fact intoxicated.
2. That certified copies of this resolution shall be transmitted to Governor Chris Christie, Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, members of the 21st, 25th, 26th, 27th and 40th Legislative Delegations, Bill Dressel, Executive Director of the New

Jersey League of Municipalities, the Morris County League of Municipalities and all Morris County municipalities.

INTRODUCED AND SPONSORED BY MAYOR RONALD F. FRANCIOLI

RESOLUTION NO. 48-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE CONSENTING TO THE APPLICATION FROM THE ESTATE OF PETER H. B. FRELINGHUYSEN FOR THE EXTENSION OF WATER SERVICE OUTSIDE THE DISTRICT OF THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY FOR ONE (1) EXISTING SINGLE FAMILY RESIDENCE LOCATED AT 29 SAND SPRING LANE IN THE TOWNSHIP OF HARDING AND ALSO KNOWN AS LOT 3 IN BLOCK 22 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HARDING

WHEREAS, the Southeast Morris County Municipal Utilities Authority has received a request from the Estate of **Peter H. B. Frelinghuysen** for water service connection to one (1) existing single family residence located at 29 Sand Spring Lane in Harding Township, and also known as Lot 3 in Block 22 as set forth on the Tax Map of the Township of Harding; and

WHEREAS, the proposed new water service connection, outside the District of the Authority but not considered a new extension requires the approval of the Authority's four (4) creating municipalities; and

WHEREAS, the property in question fronts on, or has reasonable access to the Authority's system and no "new extension" (as defined in the Service Contract between the Authority and its creating municipalities dated January 20, 1977) is required; and

WHEREAS, the Authority has determined and advised the creating municipalities that the proposed service connection can be made without any adverse effect on the system, and that no further extension of the system is foreseen as a result of providing service to the one (1) existing single family residence located at 29 Sand Spring Lane in Harding Township; and

WHEREAS, the Authority has requested that the creating municipalities give their consent to the proposed water service connection.

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. Consent is hereby given to the Southeast Morris County Municipal Utilities Authority to provide water service connection for one (1) existing single family residential dwelling units located at 29 Sand Spring Lane within the Township of Harding, and also known as Lot 3 in Block 22 as set forth on the Tax Map of the Township of Harding.

2. A certified copy of this resolution shall be transmitted to the Executive Director of the Authority for reference and action purposes.

One additional Resolution which is added to the Agenda.

RESOLUTION NO. 49-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING THE MARCH 23, 1995 DEVELOPER'S AGREEMENT BY AND BETWEEN THE TOWNSHIP AND PRUBETA-3 BY SUBSTITUTING HANOVER 3201 REALTY, LLC, THE SUCCESSOR IN INTEREST TO PRUBETA-3 AND AMENDING PARAGRAPHS 5 AND 17 OF THE 1995 AGREEMENT AS IT RELATES TO THE DEVELOPMENT PROJECT TO BE CONSTRUCTED ON LOTS 1 AND 2 IN BLOCK 3201 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, the Township of Hanover ("the Township") adopted Ordinance No. 23-12 on December 13, 2012, which amended the zoning ordinance to permit shopping centers containing a variety of retail sales and services and related uses, including supermarkets, in the Office Building-Designed Shopping Center Zone District (OB-DS); and

WHEREAS, the Planning Board of the Township of Hanover ("Planning Board"), at its meeting on June 18, 2013, granted preliminary and final site plan approval to Hanover 3201 Realty, LLC ("Hanover 3201"), the Developer, as to Application No. 13-3-5 for the construction of a Wegmans Supermarket Building and related preliminary site plan approval for three (3) Restaurant Buildings and a Bank Building on property located on Sylvan Way at Ridgedale Avenue and designated as Lots 1 and 2 in Block 3201 on the Township Tax Map and located in the OB-DS Zone District (the "Site"), subject to certain conditions; the decision of the Planning Board was memorialized in a Resolution adopted by the Planning Board on June 25, 2013; and

WHEREAS, the Township had entered into a Developer's Agreement with PRUBETA-3, a predecessor in title to Hanover 3201, on March 23, 1995, after the Planning Board had granted final subdivision approval on January 26, 1993, which approval was memorialized in a Resolution adopted by the Planning Board on February 23, 1993, to PRUBETA-3's predecessor-in-interest, the Prudential Insurance Company of America ("Prudential"), for the construction of improvements on the Site which were in conformity with the then existing zoning ordinance of the Township ("the 1995 Agreement"); and

WHEREAS, Paragraph No. 5 of the 1995 Agreement provided that the work which was to be performed pursuant to that Agreement was to be completed within forty-eight (48) months from the date of the Agreement unless the time was extended by the Township, which extension shall not be unreasonably withheld; and

WHEREAS, Paragraph No. 17 of the 1995 Agreement provided that "[t]he issue of [the] construction of a bridge over Interstate Route 287 connecting Ridgedale Avenue to Stoney Brook Road and related improvements (the 'Bridge') shall be resolved by mutual agreement between Township and Developer and shall be subject to obtaining all necessary governmental approvals. In no event shall construction of any Bridge precede completion and occupancy of one or more buildings on the subdivided lots in the Township, having an aggregate floor space of 250,000 square feet"; and

WHEREAS, Hanover 3201 is an assignee or successor in interest to PRUBETA-3;
and

WHEREAS, the Township has decided to amend the terms of the 1995 Agreement for the benefit of Hanover 3201 and the Township and to extend the terms of the 1995 Agreement subject to the amendment; and

WHEREAS, the Township has determined that the provisions of Paragraph No. 17 relating to the construction of the Bridge are not applicable to the Wegmans Supermarket Building and other commercial uses on the site approved on June 18, 2013 by the Township of Hanover Planning Board and memorialized in a Resolution of the Planning Board adopted on June 25, 2013; and

WHEREAS, this decision is consistent with the New Jersey Department of Transportation (NJDOT) prior review of the Prudential project wherein the issue of the construction of a bridge is not applicable because the Developer's project will not exceed the 1,750,000 square foot threshold of allowable development as shown on Exhibit A-2 entitled "Prudential Business Campus Townships of Hanover and Parsippany-Troy Hills Highway Improvement Program" dated September 23, 1985 and revised April 22, 1986, which Exhibit A-2 was appended to the 1986 amendment to a Developer's Agreement between the Prudential and the State of New Jersey through the Commissioner of Transportation; and

WHEREAS, the Township has reviewed this matter at a public meeting held on February 20, 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. That the Agreement between PRUBETA-3 and the Township of Hanover, dated March 23, 1995, is hereby extended and amended as provided below:
 - A. The Developer, Hanover 3201 Realty, LLC, the successor in interest to PRUBETA-3, is hereby substituted in the place and in the stead of PRUBETA-3 in the 1995 Agreement, so that wherever the name PRUBETA-3 appears, Hanover 3201 shall be substituted in its place and in its stead.
 - B. Paragraph No. 5 of the 1995 Agreement is hereby amended to provide "[i]t is agreed that the work to be performed hereunder shall be completed within sixty (60) months from the date of the amendatory Resolution, dated February 20, 2014, unless the time is further extended by the Township, which extension shall not be unreasonably withheld".
 - C. Paragraph No. 17 of the 1995 Agreement shall be amended to read as follows:

The issue of the Bridge is not applicable to the Wegmans Supermarket building and other commercial uses on the site approved on June 18, 2013, by the Township of Hanover Planning Board and memorialized in a Resolution adopted by the Planning Board on June 25, 2013. The issue of the Bridge is not applicable to the development of this site; because the

Developer has not reached the 1,750,000 square foot threshold of allowable development, as set forth in Exhibit A-2 to the May 27, 1986 amendment to a developer's agreement previously entered into between the Prudential Insurance Company of America and the State of New Jersey through the Commissioner of Transportation.

- D. The Township reserves all of its rights in the event of future development on this site.
- E. Except as modified herein and by the Resolution of the Township Planning Board memorialized in the Resolution dated June 25, 2013, the 1995 Agreement shall remain in force and effect during the extended term and any additional extended term, until such time that it is replaced and superseded by a new Developer's Agreement between Hanover 3201 and the Township as required by the Resolution of the Planning Board memorialized on June 25, 2013..

2. That certified copies of this resolution shall be transmitted to Hanover 3201 Realty, LLC, the Attorney representing Hanover 3201 Realty, LLC, the Township Attorney, Township Engineer and Township's Professional Planner for reference and information purposes.

Mr. Semrau: Just for the record, Mr. Giorgio, that would be then Resolution M?

Mr. Giorgio: We will document it as Resolution M to be included in the Minutes.

Mr. Ferramosca: I would like to call out the Resolution J more from a commentary than I think the Chair and the Mayor has brought to the attention of the Committee, I think this is a very very wise Resolution to petition the State Assembly to adopt Michelle's Law in requiring a blood test of the driver involved in a motor vehicle accident resulting in a death of another person. I think this is something in great need.

Mayor: Very justified. I'm proposing it and in agreement of it, I'm not the author of it but certainly any individual involved in a traffic accident causing a death of another individual the driver should certainly have no reservation about alcohol blood testing at all.

Any other questions or comments?

Consent Agenda moved to be approved by Member Ferramosca and seconded Member Coppola and unanimously passed.

RAFFLES APPLICATIONS:

- RA/RL No. 2721 – The Red Oaks School – off premise raffle
- RA/RL No. 2722 – A. Richard Spinola, PTA - 50/50 off premise
- RA/RL No. 2723 – A. Richard Spinola PTA – 50/50 on premise
- RA/RL No. 2724 – A. Richard Spinola PTA – Tricky Tray
- RA/RL No. 2725 – The Red Oaks School – Casino Night
- RA/RL No. 2726 – Morris Plains Home & School Assoc. – Tricky Tray
- RA/RL No. 2727 – Morris Plains Home & School Assoc. - 50/50 on premise

RA/RL No. 2728 – Jersey Battered Women’s Service, Inc. – off premise raffle
RA/RL No. 2729 - Jersey Battered Women’s Service, Inc. – 50/50 on premise
RA/RL No. 2730 - Jersey Battered Women’s Service, Inc. – Tricky Tray
RA/RL No. 2731 – Assumption School Assoc. – on premise raffle

Member Ferramosca moved, seconded by Mayor Francioli
Members Gallagher, Ferramosca, Brueno, Coppola and Mayor Francioli.

Payment of Bills

The governing body approved a grand total disbursement of \$7,146,315.57 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 Mayor Francioli and seconded by Member Ferramosca and unanimously passed.

A copy of the bill Payment List – by Vendor has been incorporated in the Supplemental Minute Book – Payment of Bills which is on file in the Township Clerk’s Office.

OTHER BUSINESS:

Any other comments from the Committee.

Member Gallagher: I have two quick updates. Our School Safe Zone Sub-Committee did meet Tuesday, February 11, 2014, as a group we have done quite a bit of research already. We have discovered an arsenal of great resources and ideas both locally and nationally, Jim Herbert and I met shortly today with Chief Gallagher and Sgt. Loock we crafted a mission statement and we will share with the rest of our group for additional input and hope for their approval. We are discussing the best way to move forward on our public hearing and we are moving along nicely and expect to have our first suggestions for the Township Committee by the end of April. I want to say how much I appreciate all the hard work the entire group has put in already and all the enthusiasm from everyone. Lt. Peslis has also been working with Sgt. Loock and has shared some great resources from that, gt. Loock had a conversation with two local experts that expressed interest in coming to our next meeting. There are a lot of good things happening here and in the next couple of weeks I will have much more to report to the Committee.

The only other thing that I want to report that our next Environmental Commission meeting we are having Garden Club Members come, and what we are going to do is we are going to take the “Adopt A Spot” program that we began in the schools, we are going to identify parcels of land in Hanover Township and our first one is going to be out here between Town Hall and Wells Fargo, where the Garden Club used to work on, we are going to have a professional work with the Garden Club, which will give us more resources, more manpower and it will be a lot safer to send a professional out there sometimes to work. We also have the scouts for the first time, under the same program to come in and work with us to beautify and help maintain our VFW and American Legion. I also reached out to the Knights of Columbus, Carmen Blandino, and he said they are going to bring it up and hope we can get some of the Knights to come out and help us also, and that would be through the Environmental Commission and my last explanation for why that is, is that most towns that have this program either have it through the DPW or Board of Environmental Commission, and

we certainly don't want to ask the DPW to do more, and with the Environmental Commission we can always add the educational component and hope we can involve some of the High School Students, I will bring the Committee up to date as we move forward, but I wanted to share that with everyone tonight.

Member Ferramosca: I would like to comment on Public Safety. Public Safety is job number one clearly for this Township Committee, and I would like to thank all those residents in our Township who stepped up and cleaned up the snow away from fire hydrants which were blocked during the storms as well as removed snow from the storm sewers, which was preventing water from properly draining and also request other members of the public to check and take a look to see if that hydrant is cleared out and if that storm sewer is block, and help alleviate or call or notify us to let us know. Second issue is in terms of lighting, street lights are responsibility of JCP&L to maintain the streets lights, so if there is a street light which is out near your home, please take a look at that pole. There is a number on that pole write it down, look at the Township's Website or contact us and we will advise JCP&L and get someone out to repair it. So these are the three public safety that we ask you to do, fire hydrants, storm sewers as well as street lights.

Member Brueno: In terms of our Recreation update we will be having our Easter Hoppin Down the Bunny Trail Event on April 5 mark your calendar, starting at 10:00 am, DJ and lots of good stuff, so bring the kids over to the Rec Center and a short month later on May 3rd our fishing derby will be announced. We moved it back, it was in early April and was just too cold everybody stood out there and froze and didn't catch many fish, so we are going to do it a little bit later this year, in the hopes of more success, although, with so many uncaught fish last year and we are going to restock it again so there should be a bonanza, Bee Meadow Pond May 3rd.

From the DPW there has been a lot of misinformation on social media that the Township has run out of salt, nobody is gonna be able to leave their house if it ever snowed again, again that is very untrue, we have called every day, everybody has read the shortage of salt, we have been fortunate that we planned ahead, we don't have an abundance, we don't need any other Towns calling us looking for salt but we had enough to make it through each storm and knock on wood, I don't know if there is one in the forecast but having said that probably be another storm next week. But we are expecting another delivery and we have kept ahead of it. We want to thank the DPW for all of their extra hard work, there have been instances that they haven't been able to go home, they have been sleeping in the trucks, sleeping over at the garage, making sure that the roads have been cleared, so they have done a tremendous job above and beyond the call of duty and unfortunately the winter is not over yet.

Also, I just want to ask public service announcement once again, please don't shovel the snow into the street, especially after the plows have been there but even before the plows have been there, it's just a bad habit and you can't assume once the roads have been plowed that they are going to come back again, you shovel the snow into the street it freezes causes all kinds of problems and there will be citations issued. Obviously it's been a very extreme winter, we haven't had to deal with this in a quite awhile, but as a final reminder please don't shovel any snow from the driveway or sidewalks from your cars into the street. Thank you,

Mr. Coppola: I would like to add onto what Mr. Gallagher spoke about, on the school safety zone. I think we have actually come to the point that in our discussion I

think we all feel that there are three primary areas that we are dealing with, education, enforcement and engineering. I think the education is where it's really going to count, and that's dealing with our PTA Parents as well as with our sports parents. We have to educate the people when they are coming in and out, when they are moving through the school zones, pretty much where they have to be going and how fast they should drive, and be extremely careful, the biggest problems especially we recognize not when people drop off their students, but rather when they pick them up, that is where the congestion occurs. So a lot is going on and I feel very good about it and Mr. Gallagher and the team is doing a great job moving this forward and we got a tremendous amount of information as far as signage and other things that will help us out.

Secondly, I would like to note that with all this bad weather we have been having and listening to the scanner I truly have to compliment the public safety, police, fire and ems. These folks are really out all hours and they are really doing a stand up job. I think we have seen that with our services to the Town with the Public Works as with the Public Safety to include Police, Fire & EMS and on behalf of the Committee we are all very thankful to have such a dedicated group of individuals who support not only the residents but anyone that is in the neighboring area that might need help, I hear it and I appreciate it. I know the Committee does to.

Mayor: The Township does echo the sentiments to all of our departments, they have been tremendous through these storms, exceptional snow storms, we are all aware of that, I do want to remind that Deputy Mayor just reminded me, tomorrow's rain starts early there are flood watches into effect until Friday evening, please again, pay attention to what was just mentioned about freeing or clear any storm drains that you are aware of, to prevent such flooding, but just want to bring that to your attention, again, not recommending all of us going out to do some heavy shoveling but if you think that you know where a fire hydrant is and is still impacted by snow and you can free it up, it is much appreciated by the Township certainly going to be much appreciated by your neighbors for a safety aspect.

I underscore those and the snowplowing area that are plowing out driveway in Hanover we are taking those driveways clean but they are pushing the snow into the streets many cases not but when you do I will remind you that now that is a violation and we are going to be empowering the sanitation dept. to issue citations is in fact that is the case, so just be aware of your contractors and what they are doing and remind them to make sure that after they are done plowing that the streets are clean.

Lastly, just as important, it is very difficult for us to talk to all 13,000 of our residents, and what I am talking about is when we have emergencies, weather emergencies, etc. health, any types of information that we deem is important for all of our community to know we have to have some way to reach you. We do have a program I reminded people in the past and the Committee would like to remind you again, the program is NIXEL and if you would like to know more about what this is, you can go onto our website, HanoverTownship.com, and look up NIXEL, it is a program where you give us your email address and it's not hard to sign up, but if there is an event of any portion in Hanover Township your phone will immediately go off and you will be given a text message and a phone message on NIXEL, its voluntarily for you to file, register for this thing and I strongly recommend it and sign up for it, again not obligated to but you don't have to, but we would like to know that information is getting to you.

Mr. Giorgio: We would like a Motion to cancel the Meeting for February 27, 2014 because the meeting tonight was supposed to be held on February 13, 2014 but due to the snow storm we had to move it to tonight, so therefore there is no need for a meeting on the 27th of February.

Motion to close by Member Brueno and seconded by Member Ferramosca and unanimously passed.

OPEN TO THE PUBLIC

Christine Frasier, 33 Ridgedale Ave, Cedar Knolls. I have a question on the website it was listed that on Thursday there was going to be a discussion a public hearing person-to-person regarding Il Giardino and H2OCEAN, is that happening tonight?

Mr. Giorgio: It was removed from the Agenda because the proposed new owner, Mr. Frodella, failed to submit to us a Tax Clearance Certificate, so we waited until the last minute to get that, but we have to have that Tax Clearance in our possession before we can move ahead with the hearing, so if it does happen it will be at the meeting of March 13, 2014. We did list it because we were hoping that we would get the paper, and we had to remove it last minute because we didn't have that document.

Mayor: For the public's understanding, this is a transfer of ownership that was previously known as Il Giardino, Ridgedale Avenue, and will be going to a corporation known as H2Ocean, seafood steak place.

None appearing, Member Ferramosca moved the meeting be adjourned. The motion was seconded by Member Gallagher and was unanimously passed.

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

Joseph A. Giorgio, Township Clerk