

June 12, 2014

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, June 12, 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:

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) John L. Ferramosca, Deputy Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION

Presentation Of Plaque To Nanci Omland, R.N. In Grateful Recognition Of Eight (8) Years Of Dedicated Service To The Residents Of Hanover Township As A Member Of The Board Of Health.

Presentation Of Certificate Of Recognition To Michael Herbert Upon His Appointment As A Cadet To The United States Military Academy At West Point.

ADMINISTRATION OF OATH OF OFFICE

Edward John Zakrzewski Upon His Appointment As A Probationary Hanover Township Patrolman.

OPEN TO PUBLIC

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

Fred Meola, 83 North Belair Avenue, Cedar Knolls: I want to point out a few things because my neighbor had told me that they are doing work on Whippany Road

and it is coming down towards our property. I stopped in at the Town and looked at the plans. There are a few things that the Board should be made aware of and, maybe, they should be talking to the Design Engineer. First of all, they are putting in a storm sewer, it comes down in front of my property, and I am not annoyed about it, not complaining about it, but a suggestion. They really should notify everyone that they are doing work out in front because I would have talked to them about it instead of coming here, there is a large tree, they are trying to squeeze a pipe between the curb and that tree, there is not going to be more than 3 or 4 feet away from a tree that is 42 inches in diameter. They don't even show it on the plans, that tree is going to die. I don't really want to make it my responsibility to take that tree down in a year or two when it does die, because they just ripped up all the roots right up against the tree.

The other thing when I looked at the plans, I was just curious as to why we have a sidewalk in front of Quick Check I see the people coming up cause they walk on the mulch, on my property, and when they get passed my neighbors property they step into the road for about 200 feet to get to the sidewalk at Quick Check. We don't have a sidewalk, I mean if we are going to do all that work it would make sense, now is the time to put a sidewalk in at the same time.

The other thing that when you look at the plans on my neighbor's property, I think they are trying to be cheap, they just don't want to buy the easement. So they are widening the road, they got extra property on the vacant property that is part of Corporate Mailing but at that property line between Corporate Mailing and # 32 they are not taking any property and the right-of-way is now only about 4 or 5 feet from the curb line, which means if you ever decided that you wanted to put a sidewalk in the future you are going to have to buy right-a-way from the gentlemen. I think all of these things should be taken into consideration at this point while we are doing the road and ripping it up once then instead of saying "oops" we should go back later and then do it.

The one thing I want to mention, I know my neighbors have said about it, cause they talk to him and they told him it was no big deal, it's only a temporary easement, but because they are widening it he has a little paved area it's part of his property and part of the right-a-way, but he uses that so he can back the cars in to come onto Whippany Road nose first, they are taking half of that away from him; he is going to have about 4 or 5 foot left. He is going to have to back out onto Whippany Road and I don't think anyone wants that. They should be made to put that back for him so that he can get out of that nose first. That is a tough enough maneuver as it is, but not having it is going to be worse. I just wanted to point it out to the Township Committee, because I think now is the time to make the corrections before they start construction.

Mr. Ferramosca: Mr. Meola do you know the address of that neighbor?

Mr. Meola: It's 32, Henry Angeles.

Mayor: The County made no contact with you on this project?

Mr. Meola: I only found out because he came running to me because they approached him one day with an attorney that we only need a temporary construction easement it's no big deal just sign it.

Mayor: Nobody had an opportunity to comment or look at the plans or comment on them?

Mr. Meola: Gerry, we have full submission from them;

Mr. Maceira: Yes we do, I know exactly where Mr. Meola is speaking about, and I think we need to confer with our attorney and meet with their engineers and discuss some of these modifications.

Mr. Semrau: I took notes and I'm going to relay that all back to the County Engineer and everyone involved. And with respect to the last property, I'm just asking, it's a public meeting, but Mr. Meola if we were to set up a meeting with the contractor and the neighbor would you participate in that?

Mr. Meola: Sure

Mr. Semrau: It's an indirect meeting and it would probably help the situation, because I know there has been some questions there and it hasn't been me who has been directly involved but I've heard about it second hand. So if we can contact you and I will relay the rest of these comments and when they say it's just a member of the public I say yes but it's an engineer.

Mr. Meola: I'm not opposed to the work, I know we need to do it Kevin knows we need to do it, I travel that every day, and I know what that intersection looks like, and you got to get Parsippany Road pushed straight through.

Mayor: I can't understand, well it's a county road, but the sidewalks, Fred makes a very good argument for something. Now that we have Quick Check, that is a very active corner. There are no sidewalks on that piece of the road that is well traveled, and stepping out on that road, I question the engineering on that. By the way, it is a standard policy on our roads, and local roads with any new development sidewalks are a matter of fact.

Mr.Semrau: We will have an opportunity with the Administrator and the Engineer tomorrow to raise this, around 11:30 tomorrow.

Mr. Semrau: But I will convey this first thing tomorrow morning and I will get back to Mr. Meola and the Committee and find out what the answers are.

Anyone else in chambers wishing to be heard? Hearing none, seeing none a Motion to close by Member Ferramosca and seconded by Member Gallagher.

APPROVAL OF MINUTES:

The Minutes of the Regular Meeting of May 22, 2014 had been presented to the members of the Committee prior to this meeting by the Township Clerk.

Mayor Francioli moved that the Minutes of the Regular Meeting of May 22, 2014 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Brueno and was unanimously passed.

COMMUNICATIONS

Submission of letter of resignation from Elbjorg Berkenkamp effective Friday, June 27, 2014.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Summary Report	S. Esposito	Month of 6/2014
Police Department	S. Gallagher	Month Ending 5/2014
Human Resource	J. Johnston	Month of 5/2014
Public Works	B. Foran	Month of 5/2014 (2 Reports)
Engineering Dept.	G. Maceira	Month of 5/2014

ORDINANCES FOR ADOPTION

ORDINANCE 25-2014

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE PURCHASE OF ONE (1) NEW 31-CUBIC YARD AUTOMATED SANITATION COLLECTION TRUCK EQUIPPED WITH A RIGHT HAND ARTICULATED ARM PLUS ALL RELATED EQUIPMENT AND OPTIONS TO PURCHASE 60 AND 95-GALLON SCHAEFER UNIVERSAL CONTAINERS OR APPROVED EQUAL, ONE (1) TIPPER AND ONE (1) REVERSIBLE SNOW PLOW FOR THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT FOR FURTHER AUTHORIZING THE APPROPRIATION OF \$375,000.00 FROM THE CAPITAL IMPROVEMENT FUND OF 2014 AND ALL PRIOR YEARS FOR THE ACQUISITION

Proof of Publication that the Ordinance and Notice of Introduction appeared in full in the May 15, 2014 issue of the Daily Record.

Motion to convene a public hearing made by Member Brueno and seconded by Member Coppola and unanimously passed.

Motion to close by Member Coppola and seconded by Member Gallagher and unanimously passed.

On Adoption,

Be it resolved that an Ordinance entitled “**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE PURCHASE OF ONE (1) NEW 31-CUBIC YARD AUTOMATED SANITATION COLLECTION TRUCK EQUIPPED WITH A RIGHT HAND ARTICULATED ARM PLUS ALL RELATED EQUIPMENT AND OPTIONS TO PURCHASE 60 AND 95-GALLON SCHAEFER UNIVERSAL CONTAINERS OR APPROVED EQUAL, ONE (1) TIPPER AND ONE (1) REVERSIBLE SNOW PLOW FOR THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT FOR FURTHER AUTHORIZING THE APPROPRIATION OF \$375,000.00 FROM THE CAPITAL IMPROVEMENT FUND OF 2014 AND ALL PRIOR YEARS FOR THE ACQUISITION**”

be passed on final reading and that a Notice of the final passage of the Ordinance be published in the June 19, 2014 issue of the Daily Record.

Motion on Adoption made by Member Francioli and seconded by Member Brueno and unanimously passed.

So Adopted.

*Mayor: This is really terrific for the Township, this third truck completes the fleet of three trucks, this truck now will allow us to service all of the sanitation needs of Hanover Township with this robotic truck. It has been a tremendous savings to the Township and certainly has cut down on our insurance exposures in this area and I'm also proud of the fact that we are acquiring this truck ahead of time and we usually budget an amount of money toward this in our capital funds and we did not expect to have all of the funds collected in time for this particular purchase but we did and we do, so we are ahead of schedule on this as well. Everyone in the Township is going to enjoy and benefit from this sanitation truck.

INTRODUCTION OF ORDINANCES ON FIRST READING:

ORDINANCE NO. 29-14

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING SECTION 255-7. ENTITLED "RATE SCHEDULE FOR CALENDAR YEARS 2014, 2015, 2016 AND 2017" AS IT RELATES TO TOWING AND ROAD SERVICE CHARGES UNDER CHAPTER 255 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED TOWING AND ROAD SERVICE

WHEREAS, in order to bring the Township's towing and road service regulations up to date, it is necessary to amend and supplement the maximum permitted towing and road service charges that towing operators may charge owners of vehicles for the second half of 2014 commencing July 3, 2014 through December 31, 2014 and during calendar years 2015, 2016 and 2017.

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 255-7. entitled "Rate Schedule". Under Chapter 255 of the Code of the Township entitled Towing and Road Service is hereby amended and supplemented with the inclusion of new maximum permitted rates that may be charged the owners of vehicles for towing and road service for the second half of 2014 commencing July 3, 2014 through December 31, 2014 and during calendar years 2015, 2016 and 2017:

RATE SCHEDULE

The following constitutes the maximum permitted rates that may be charged.

Conventional Tow	2014	2015	2016	2017	
Tow	\$93.00	\$94.00	\$96.00	\$98.00	
Mileage – Per Mile	\$ 3.95	\$ 4.00	\$ 4.10	\$ 4.20	

Flatbed					
Tow		\$105.00	\$107.00	\$109.00	\$111.00
Mileage – Per Mile		\$ 3.95	\$ 4.00	\$ 4.10	\$ 4.20

Heavy Duty		2014	2015	2016	2017
Conventional Tow		\$288. p/h	\$295.p/h	\$300. p/h	\$306. p/h

Storage		2014	2015	2016	2017
Inside Secure		\$40.	\$41.	\$42.	\$43.
Outside Secure		\$30.	\$31.	\$32.	\$33.
Outside Un-secure		\$24.	\$25.	\$26.	\$27.

		2014	2015	2016	2017
Recovery/Winching					
Passenger vehicles/pickups Minor-return to road		Not to exceed \$114.	Not to Exceed \$116.	Not to Exceed \$118.	Not to Exceed \$120.
Heavy duty-Minor		\$126. plus \$85./hr	\$128. Plus \$86./hr	\$131.Plus \$88./hr	\$133. Plus \$90/hr
Passenger vehicles/pickups Major-rollover, downhill...		\$64. plus \$143./hr	\$65. Plus \$146./hr	\$66.Plus \$149./hr	\$67. Plus \$152/hr
Heavy duty-major		\$127. plus \$143./hr	\$129. Plus \$146./hr	\$132. Plus \$149./hr	\$135. Plus \$152./hr

Road Service		2014	2015	2016	2017
Gasoline		\$65.00 plus gasoline	\$67. Plus gasoline	\$69. Plus gasoline	\$71. Plus gasoline
Tire Change – Flat Fee		\$64.00	\$65.	\$66.	\$67.
Jump start – Flat Fee		\$65.00	\$67.	\$69.	\$71.

Section 2. 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 3. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 4. This ordinance shall take effect in accordance with the law.

This Ordinance will be further considered for Public Hearing and Final Passage during the Township Committee Meeting on June 26, 2014 at 8:30 pm and at this time any person wishing to be heard concerning this Ordinance will be given the opportunity to speak.

The Ordinance and Notice of Introduction will be published in full in the June 19, 2014 issue of the Daily Record.

Motion for Introduction made by Member Ferramosca and seconded by Member Coppola and unanimously passed.

So Introduced.

ORDINANCE NO. 30-14

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING SECTION 166-139. ENTITLED "REQUIRED PERMITS AND APPROVALS." AND SECTION 166-141. ENTITLED "REGULATIONS APPLICABLE IN ALL ZONES" UNDER ARTICLE XX ENTITLED "SIGNS" AS SET FORTH IN CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION WITH THE INCLUSION OF NEW REGULATIONS PERTAINING TO COMMERCIAL SIGNS ON PUBLIC LANDS IN THE TOWNSHIP OF HANOVER

WHEREAS, signs on public lands can contribute to visual blight and litter; and

WHEREAS, signs on public lands can also contribute to safety concerns as they may create a distraction to motorists and impair visibility to motorists and pedestrians; and

WHEREAS, such signage detracts from the overall aesthetic character of the Township; and

WHEREAS, for the above stated reasons, the Township Committee believes that it is in the public interest to regulate signage on public property.

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 166-139. Entitled "Required Permits and Approvals." Under Article XX entitled "Signs" set forth in Chapter 166 of the Code of the Township entitled Land Use and Development Legislation is hereby amended to read as follows:

§ 166-139 Required permits and approvals.

No sign shall be constructed or displayed unless a ~~building~~-permit shall have first been obtained from the ~~Building Inspector~~Zoning Officer, unless specifically exempted by this Chapter. No permanent freestanding sign shall be permitted until a site plan showing the location and size of the proposed freestanding sign is approved by the Planning Board, except that freestanding residential nameplates permitted in § 166-142 are exempted from the requirement of site plan approval.

Section 2. Section 166-141. Entitled "Regulations Applicable In All Zones." Under Article XX entitled "Signs" set forth in Chapter 166 of the Code of the Township entitled Land Use and Development Legislation is hereby amended and supplemented by adding and inserting a new Subsection O, to read as follows:

O. Commercial signs on public property. Commercial signs shall be prohibited on public property within the Township, except for temporary commercial signs placed in accordance with the following requirements:

- (1) For purposes of this subsection, "commercial sign" refers to a sign that identifies or advertises a for-profit business or event, or any product, service, location or transaction pertaining to such business or event.
- (2) Such signs shall be located only within the right-of-way of public streets and not on other public property.
- (3) Such signs shall be erected and displayed for one day only, between sunrise and sunset. No subsequent commercial sign advertising or identifying the same or equivalent business, event, product, service, location or transaction shall be permitted to be erected or displayed within seven (7) days of the prior display of such sign.
- (4) The area of such signs shall not exceed six (6) square feet.
- (5) Signs shall be prohibited on the paved area of roadways or walkways, and shall not be permitted to encroach within the space above such areas.
- (6) If more than one sign pertaining to the same or equivalent business, event, product, service, location or transaction is placed on the same day, such signs shall be separated by a horizontal distance of at least 100 feet.
- (7) The following signs and sign placement shall be prohibited:
 - (a) Balloons and other inflatable devices, streamers, flags and pennants.
 - (b) "Snipe signs," including any signs attached to trees, utility poles, light poles, fences, traffic signs or other structures that are not designed to function solely as a support for the sign.
 - (c) Signs painted or attached to any motor vehicle or other vehicle or equipment advertising a business, service, event or property, when such signs are except for such signs that are painted on or affixed to a motor vehicle registered as a commercial vehicle, when such sign is used to identify the business for which the vehicle is registered.
 - (d) Signs that move, rotate or use flashing lights, or that utilize mechanically changing displays.
- (8) Such signs shall comply with the requirements of §166-141B.
- (9) Such signs shall be exempt from the requirement to obtain a permit.

Section 3. All ordinances of the Township of Hanover which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

Section 5. This Ordinance shall take effect in accordance with law.

This Ordinance will be further considered for Public Hearing and Final Passage during the Township Committee Meeting on July 10, 2014 at 8:30 pm and at this time any person wishing to be heard concerning this Ordinance will be given the opportunity to speak.

Member Ferramosca: I think that the Committees have worked very hard on this everyone is concerned with the appearance in Hanover Township of our roads, and for many years we have dealt with signs from "We buy junk cars" to "Horseback Riding" to "Christmas Trees for sale" at this point in the game, we are going to have an ordinance in place that will allow commercial signs to be put up but they will be managed, and managed appropriately and I thank each member of the Committee who worked very hard on providing us information to help us optimize this this to include our Business Administrator who brought this information in from another state, to review and evaluate that. So I think we have an optimized Ordinance which we are introducing, it's going to be brought to Planning for plan review, but I think it is a first step in having us clean up the clutter and people just leaving commercial signs in rights of way in Hanover Township.

Member Gallagher: I just want to add one thing to what John said I think John covered all of it, but this is the first piece that we worked on together and it began even before I became a Committeeman. We talked about the clutter, the look of Hanover Township, we talked about the disrespect that some of these businesses have for our Town. So we did put a lot of time into this and it is very simple and I think almost right away Hanover Township will see the benefit of this simple Ordinance, it was great to be part of it.

Member Ferramosca: Just to put everyone's mind at ease; Garage Sale signs are fine there are no signs with those. All we ask is if you put the sign up; you take the sign down. Real Estate, Duck Race, Church Raffle fine; we are just trying to regulate the commercial sign.

Mayor: If our Senator would get all his signs off the islands we would appreciate it. Political signs have always been a bug a boo and we understand it and by the way I want to punctuate something, Hanover is not eliminating your right to have a signs in the right of ways, they are regulating how you use that right. We would like to know who is putting the sign up and we would like to know you are responsibly going to take them back down. If we take them down for you, you will know about it.

The Ordinance and Notice of Introduction will be published in full in the June 19, 2014 issue of the Daily Record.

Motion for Introduction made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

So Introduced.

ORDINANCE NO. 31-14

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF HANOVER AUTHORIZING THE ACQUISITION BY
PURCHASE OR EMINENT DOMAIN IF NECESSARY, OF A**

**TEMPORARY CONSTRUCTION EASEMENT IN THE REAL PROPERTY
KNOWN AS BLOCK 4204, LOT 7 ON THE OFFICIAL TAX MAP OF THE
TOWNSHIP OF HANOVER FOR THE IMPROVEMENT OF THE
INTERSECTION OF WHIPPANY ROAD AND PARSIPPANY ROAD**

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Township of Hanover ("Township") is authorized to adopt an Ordinance for the preservation of public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 40A:12-1 et seq., the Township has the power to acquire real property for a public purpose through negotiated agreement or by the exercise of its powers of eminent domain; and

WHEREAS, the intersection of Parsippany Road and Whippany Road currently experiences traffic congestion during peak travel periods and future traffic volumes are expected to increase due to general growth in traffic volumes and traffic volumes from future developments in the immediate vicinity, thus worsening the congestion; and

WHEREAS, the intersection of Whippany Road and Parsippany Road has been determined by the Township to be in need of improvement as evidenced by the study commissioned by the Township which is entitled "67 Whippany Road Redevelopment Traffic Capacity Analysis Report", prepared by the RBA Group, Inc., dated September 30, 2012; and

WHEREAS, the Township believes it is in the public interest to reduce traffic congestion and improve the existing and future flow of traffic in the vicinity of and at the intersection of Whippany Road and Parsippany Road to accommodate the current and anticipated future growth of traffic along this critical highway; and

WHEREAS, the Township Planning Board's Amendment to Land Use Plan Element and Circulation Plan Element to the Master Plan adopted October 23, 2012 included the recommendation to improve the intersection of Parsippany Road and Whippany Road in a manner consistent with the intersection improvements the Township has deemed necessary to undertake; and

WHEREAS, based on the the recommendations of the Township Planner and Township Engineer, the Township has determined that in order to make the necessary improvements to the intersection of Whippany Road and Parsippany Road that are necessary for the benefit, health, welfare and safety of the public. a temporary construction easement in the property known as, Block 4204, Lot 7 (the "Property") on the Township's Official Tax Map is required; and

WHEREAS, the Township Committee of the Township has determined that, since the contemplated improvements to the intersection of Whippany Road and Parsippany Road will improve the traffic flow throughout the Township and the acquisition of a temporary construction easement in the Property will serve a public purpose and be to the benefit of the health, welfare and safety of the Township's citizens; and

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 Township of Hanover be and is hereby authorized to acquire, by negotiation, contract of purchase or, if necessary, by the exercise of its power of eminent domain pursuant to N.J.S.A. 20:3-1 et seq., a temporary construction easement in certain lands and/or any and all other interests in the Property for the purposes described hereinabove and take such other actions necessary to take the necessary title and possession of the the temporary construction easement in the Property; and

SECTION 2. The Township Attorney, any special counsel retained by the Township and the Township Business Administrator are hereby authorized to hire and employ such appraisers, consultants and experts as may be appropriate to effectuate such acquisition, whether by negotiation or eminent domain proceedings, and to pay said consultants and experts a reasonable fee for their services; and

SECTION 3. The amount to be offered by the Township of Hanover to the record owner of the Property pursuant to N.J.S.A. 20:3-6 shall be fixed by further resolution of the Township upon receipt and approval of an appraisal report prepared on behalf of the Township by a qualified licensed real estate appraiser; and

SECTION 4. The Township Attorney, any special counsel retained by the Township and the Township Business Administrator are hereby authorized to take any and all actions necessary to acquire the temporary construction easement in the Property and/or any other interests thereto, either through negotiation or, if necessary, the exercise of the Township's powers of eminent domain; and

SECTION 5. The Mayor and Business Administrator are hereby authorized to execute and witness any documents or instruments necessary to acquire the temporary construction easement in the Property and/or any other interests thereto; and

SECTION 6. The Business Administrator is hereby authorized to take all actions necessary to coordinate the Township's road improvements to the intersection of Whippany Road and Parsippany Road with the County of Morris; and

SECTION 7. If any word, phrase, clause, section or provision of this ordinance shall be adjudged by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of this Ordinance and the remainder of this Ordinance shall remain in full force and effect; and

SECTION 8. If any ordinances or parts thereof are in conflict with the provisions of this Ordinance, such ordinances or parts thereof are hereby repealed to the extent of such conflict; and

SECTION 9. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 10. This ordinance shall take effect immediately upon final passage and publication as required by law.

This Ordinance will be further considered for Public Hearing and Final Passage during the Township Committee Meeting on June 26, 2014 at 8:30 pm and at this time any person wishing to be heard concerning this Ordinance will be given the opportunity to speak.

The Ordinance and Notice of Introduction will be published in full in the June 19, 2014 issue of the Daily Record.

Motion for Introduction made by Mayor Francioli and seconded by Member Brueno and unanimously passed.

So Introduced.

Mayor: In keeping with the Introduction of this Ordinance that the Administrator just read and to keeping you all informed, we do anticipate that intersection construction starting this summer we have been informed by council that everything is in the readiness and I think we probably will see some activity by mid-summer I would anticipate August when we re-align that intersection with the final result being to abandon the second driveway and the second traffic light that we are now using on the Bayer Property, so I think this is an excellent improvement that we will all benefit from.

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 110-2014

A RESOLUTION PROVIDING FOR THE ADVANCEMENT IN GRADE AND COMPENSATION FOR PART-TIME EMPLOYEE ROBERT PETERS IN THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT IN HAVING RECEIVED A SATISFACTORY JOB PERFORMANCE EVALUATION

WHEREAS, in accordance with Section 61-18. of Chapter 61 of the Code of the Township entitled "Employee Job Performance Evaluation System", the employee named below have received a satisfactory job performance evaluation from his Department Head, and subject to Township policy, are entitled to advance in grade and compensation based on his anniversary date; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that the individual named below, in accordance with Salary Ordinance No. 23-2014, shall be advanced in grade and compensation on his anniversary date:

PUBLIC WORKS DEPARTMENT:

Robert Peters	\$ 19.88 per hour
Group I- Step 3	Effective: 05/01/14
Schedule "A-1"	

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer for his reference and action.

RESOLUTION NO. 111-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPOINTING DIANE HERTZIG AS THE TOWNSHIP'S OPEN PUBLIC RECORDS ACT COORDINATOR EFFECTIVE JUNE 16, 2014 AND ESTABLISHING HER COMPENSATION AS A STIPEND AT \$2,500.00 PER ANNUM

WHEREAS, pursuant to the Open Public Records Act, the Township's Municipal Clerk is designated as the Custodian of the Township's municipal records; and

WHEREAS, for the purpose of expediting citizen requests for the inspection, examination or copying of municipal records, the Township's Assistant Business Administrator is responsible in coordinating with all Township departments, bureaus and agencies in responding to Open Public Records Act (OPRA) requests; and

WHEREAS, as part of her job duties and responsibilities, the Township Committee has asked the Assistant Business Administrator to assume additional responsibilities as the Township's Community Affairs/Public Policy Coordinator in serving as liaison between the Township and the private sector community; and

WHEREAS, in order to permit the Assistant Business Administrator to assume the role of Community Affairs/Public Policy Coordinator and devote sufficient time to concentrate on the various tasks and assignments related to fostering a strong government-private sector partnership, and in view of the importance of properly responding to the multitude of OPRA requests the Township receives on a weekly basis, the Township Committee recognizes the need to shift the duties and tasks of coordinating OPRA requests to another on staff employee; and

WHEREAS, on March 12, 2014, the Business Administrator circulated a notice to all civilian administrative, clerical and secretarial personnel about the creation of the new OPRA Coordinator position and inviting them to apply on or before April 4, 2014; and

WHEREAS, two (2) employees submitted letters of interest requesting that they be considered for the position; and

WHEREAS, the Business Administrator and Assistant Business Administrator interviewed both candidates; and

WHEREAS, as a result of those interviews, the Business Administrator and Assistant Business Administrator recommend that **Diane Hertzig**, the Secretary/Registrar of Vital Statistics in the Health Department be appointed as the OPRA Coordinator in that they believe **Ms. Hertzig** has the necessary skills and abilities to perform the duties and tasks required in coordinating and processing Open Public Records Act requests.

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 **Diane Hertzig** is hereby appointed to serve as the Township's Open Public Records Act Coordinator in addition to performing all of her other duties and responsibilities as the Secretary/Registrar of Vital Statistics in the Health Department.
2. Pursuant to Salary Ordinance No. 23-2014, **Ms. Hertzig** shall receive a stipend of \$2,500.00 per annum in discharging her duties as the OPRA Coordinator. The \$2,500.00 per annum stipend does not include annual cost of living adjustments. The stipend is in addition but separate and apart from her annual salary as the Health Department's Secretary/Registrar of Vital Statistics.
3. The appointment of **Ms. Hertzig** shall take effect on June 16, 2014.
4. That certified copies of this resolution shall be transmitted to **Ms. Hertzig**, the Health Officer/Environmental Specialist, the Assistant Business Administrator and Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 112-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE ELEVATING SHELBY SNOW FROM A THIRTY (30) HOUR A WEEK EMPLOYEE TO A THIRTY-FIVE (35) HOUR PER WEEK EMPLOYEE IN ASSUMING ADDITIONAL DUTIES IN THE FINANCE DEPARTMENT AT HER CURRENT HOURLY RATE OF \$17.85 PER HOUR UNDER JOB GROUP III OF SALARY RANGE GUIDE "C" PURSUANT TO SALARY ORDINANCE NO. 23-14

WHEREAS, Shelby Snow was appointed as a replacement part-time Account Clerk in the Finance Department commencing Monday, September 16, 2013; and

WHEREAS, Ms. Snow was classified under Job Group III of Salary Range Guide "C" with her compensation established at \$17.00 per hour pursuant to Ordinance No. 15-13; and

WHEREAS, Ms. Snow currently works a thirty (30) hour work week and is classified as a part-time employee without benefits; and

WHEREAS, in addition to preparing vouchers and processing invoices for payment, **Ms. Snow's** duties also involve the purchase and acquisition of supplies for various Township departments and offices; and

WHEREAS, while most departments are responsible for the purchase of certain goods, services and materials, a need exists to consolidate some of the purchasing functions through the Finance Department in order to streamline the purchasing process and improve the effectiveness of government operations; and

WHEREAS, as a first step in centralizing some of the purchasing functions, it is the recommendation of the Business Administrator and Chief Municipal Finance Officer to assign additional purchasing duties to **Ms. Snow**; and

WHEREAS, in order to achieve this objective, **Ms. Snow's** hours of employment will be increased from thirty (30) hours per week to thirty-five (35) hours per week at her current hourly rate of \$17.85; and

WHEREAS, the Township Committee concurs with the recommendation of the Business Administrator and Chief Municipal Finance Officer to elevate **Ms. Snow** to full-time employment.

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. Commencing Monday, June 16, 2014, Account Clerk **Shelby Snow's** hours of employment are increased from thirty (30) hours per week to thirty-five (35) hours per week at her current hourly rate of \$17.85 as classified under Job Group III of Salary Range Guide "C" as set forth in Salary Ordinance No. 23-14.
2. As a full-time employee, **Ms. Snow** shall accrue sick and vacation days starting on June 16, 2014 and calculated in accordance with Section 61-10.C.(1) and 61-11.A.(3) under Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies.
3. In the event that **Ms. Snow** requests medical and dental benefits coverage in the future, **Ms. Snow** shall be required to comply with the provisions of the Township's Health Benefits' coverage requirements described under Section 61-14. entitled "Health Benefits Coverage" of Chapter 61 of the Code of the Township.
4. That certified copies of this resolution shall be transmitted to **Ms. Snow** and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 113-2014

A RESOLUTION APPROVING THE APPOINTMENT OF FULL-TIME, SEASONAL PERSONNEL FOR THE BEE MEADOW POOL IN ACCORDANCE WITH SECTION 13., ITEMS 5, 9, 12 AND 13 OF SALARY ORDINANCE NO. 23-2014

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

Bee Meadow Pool

WHEREAS, it is the recommendation of the Board of Recreation Commissioners that the Township Committee approve the individuals listed below under paragraph one (1), who shall be compensated at the rates set forth in accordance with the salary ranges established in Section 13., Items 5, 9, 12 and 13 of Salary Ordinance No. 23-2014.

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. In accordance with Section 13, Items 5, 9,12 and 13 of Salary Ordinance No. 23-2014, 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>
Adam Rinaldi.....	10.00/hr.	06/14/14
Victoria D'Atrui.....	9.50/hr.	“ “ “

Badge Checker:

Sharon Ferraiuolo.....	9.36/hr.	05/23/14
Renee Lisewski.....	9.00/hr.	“ “ “
Connie Pillion.....	9.00/hr.	“ “ “

RECLASSIFICATION OF SUMMER PLUS

ASSISTANT CAMP DIRECTOR TO CAMP DIRECTOR:

Jessica Blier.....	17.34/hr.	06/14/14
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Bee Meadow Pool Office Staff:

Pool Mascot

Kevin Coiley.....	10.00/hr.	06/14/14
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2. Except for disciplinary removal, all appointments (with the exception of the all year round Teen Coordinators) as seasonal employees shall terminate on or before September 1, 2014.

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.

RESOLUTION NO. 114-2014

A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION, PLENARY RETAIL DISTRIBUTION AND CLUB LICENSES FOR THE PERIOD COMMENCING JULY 1, 2014 THROUGH JUNE 30, 2015

WHEREAS, the following establishments have applied for the 2014-2015 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>
Birchwood Manor, Inc. t/a The Birchwood Manor, Ann Farrell's Cabaret and the Orleans Club 111 North Jefferson Road Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-001-002	\$2,058.00

K.L. Marchele, LLC t/a The Melting Pot 831 Route 10 Store Nos. 3,4 & 5 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-002-011	\$2,058.00
Dublin Pub of Whippany, Inc. t/a Molly Malone's 352 Route 10 & Troy Hills Rd. Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-003-002	\$2,058.00
Billy's Red Room, Inc. t/a Billy's & Madeline's Red Room Tavern 60 Parsippany Road Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-004-003	\$2,058.00
Fenway, Inc. t/a The Half Point Pub 29 Reynolds Avenue Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-006-004	\$2,058.00
Il Capriccio Ristorante, t/a Capriccio Ristorante 633 Route 10 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-010-004	\$2,058.00
881 Route 10, Inc. t/a Nikko Japanese Restaurant 881 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-016-004	\$2,058.00
Casa Blanca, Inc. t/a El Rey Del Mundo 301 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-020-007	\$2,058.00

<u>NAME & ADDRESS</u>	<u>LICENSE TYPE & NO.</u>	<u>FEE</u>
Stitchy, Inc. t/a Zagursky's Bar & Grill 43 Mt. Pleasant Avenue Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-022-004	\$2,058.00
Courtyard Management Corp. t/a Courtyard By Marriott 157 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-36-029-002 (Issued as Hotel/Motel Exception)	\$2,058.00
Fan Pier Land Company T/A Hyatt House Whippany 1 Ridgedale Avenue	PLENARY RETAIL CONSUMPTION 1412-36-030-004 (Issued as Hotel/Motel Exception)	\$2,058.00

Whippany, N.J. 07981

Fan Pier Land Company T/A Hyatt House Morristown 194Park Avenue Morristown, N.J. 07960	PLENARY RETAIL CONSUMPTION 1412-36-031-004 (Issued as Hotel/Motel Exception)	\$2,058.00
ISBI Hanover Hotel t/a Hanover Marriott Hotel 1401 Route 10 East Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-36-033-002 (Issued as Hotel/Motel Exception)	\$2,058.00
Hanover Hospitality Corp. 633 Route 10 Whippany, New Jersey 07981	PLENARY RETAIL CONSUMPTION 1412-33-011-009 (Pocket)	\$2,058.00
ACNTP, LLC t/a Toscano Trattoria 554 Route 10 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-015-008	\$2,058.00
H2OCEAN 41 Ridgedale Avenue Cedar Knolls, NJ 07927	PLENARY RETAIL CONSUMPTION 1412-33-026-004	\$2,058.00
Restonna, LLC c/o Jane Oster 429 Sylvan Ave. Englewood Cliffs, N.J. 07632	PLENARY RETAIL CONSUMPTION 1412-33-019-006 (Inactive)	\$2,058.00
Scallopini of Whippany, LLC 831 Route 10 - Store Nos. 6-8 Whippany, N.J. 07981	PLENARY RETAIL CONSUMPTION 1412-33-005-009	\$2,058.00
Whippany Village II LLC 1 Nathan Drive Towaco, N.J. 07082	PLENARY RETAIL CONSUMPTION 1412-33-008-012 (Inactive)	\$2,058.00
SASWAT, Inc. t/a Super-Wines & Spirits 99 Ridgedale Avenue Cedar Knolls, N.J. 07927	PLENARY RETAIL DISTRIBUTION 1412-44-027-005	\$1,385.00
Village Super Market of NJ, LP t/a The Village Liquor Store 178 East Hanover Avenue Cedar Knolls, NJ 07927	PLENARY RETAIL DISTRIBUTION 1412-44-009-008	\$1,385.00
Whippanong Post No. 155 American Legion 13-23 Legion Place Whippany, N.J. 07981	CLUB 1412-31-023-001	\$ 153.00

F/O Robert C. Gulick Post
5351 VFW of U.S.
750 Route 10 West
Whippany, N.J. 07981

CLUB
1412-31-024-001

\$ 153.00

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. Nineteen (19) of the Plenary Retail Consumption, two (2) Distribution, and two (2) Club licenses described above are hereby renewed for the period commencing July 1, 2014 through June 30, 2015.

2. Each of the twenty-three (23) 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.

RESOLUTION NO. 115-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING AN AMENDMENT AND SUPPLEMENT TO THE RULES AND REGULATIONS OF THE POLICE DEPARTMENT WITH THE INCLUSION OF A NEW SECTION 4:2.1 ENTITLED "CORRECTIVE ACTIONS/DISCIPLINARY DISPOSITIONS" UNDER CHAPTER 4 ENTITLED DISCIPLINARY REGULATIONS

WHEREAS, Volume I, Chapter 1 of the Police Department's Rules and Regulations as revised, were approved by the Township Committee by resolution dated October 27, 2011 with an effective date of January 1, 2012; and

WHEREAS, the Hanover Township Police Department received accreditation through the New Jersey State Association of Chiefs of Police in May, 2013; and

WHEREAS, as part of the on-going accreditation assessment process, the Police Department desires to amend and supplement Volume I, Chapter 1 of the revised Rules and Regulations with the inclusion of new provisions related to disciplinary procedures; and

WHEREAS, Township policy requires that any proposed revisions to the Police Department's Rules and Regulations shall be reviewed and approved by the Township Committee in order for such revisions to be implemented and enforced by the Chief of the Police Department; and

WHEREAS, it is the desire of the governing body to approve an amendment to Chapter 4 entitled Disciplinary Regulations with the inclusion of a new Sub-Section 4:2.1 entitled "Corrective Actions/Disciplinary Dispositions".

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 has reviewed an amendment and supplement to Chapter 4 entitled Disciplinary Regulations with the inclusion of a new Sub-Section 4:2.1 entitled "Corrective Actions/Disciplinary Dispositions" to be included in Volume I, Chapter 1 of the Police Department's revised Rules and Regulations dated January 1, 2012 and hereby approves and adopts its inclusion into the Regulations.
2. That a certified copy of this resolution shall be transmitted to the Chief of Police, the Township's Personnel and Labor Attorney and the President of the Hanover Township Policemen's Benevolent Association, Local 128.

RESOLUTION NO. 116-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE SUBMISSION OF A 2014 NEW JERSEY DEPARTMENT OF TRANSPORTATION ALTERNATIVES PROGRAM GRANT APPLICATION

WHEREAS, The Federal Aid Transportation Alternatives Program strives to ensure that transportation enhancements are an integral part of our transportation investment policy; and

WHEREAS, Transportation Alternatives funding is to be used to support non-traditional transportation projects; and

WHEREAS, Hanover Township is submitting an application for funding to the New Jersey Department of Transportation (NJDOT), Transportation Alternatives Program to complete the Hanover Township Pedestrian and Bicycle Path Project; and

WHEREAS, the funding application requested through the NJDOT's Transportation Alternatives Program submitted by Hanover Township will be utilized to complete Phase I of this project; and

WHEREAS, Mr. Gerardo Maceira, the Township Engineer, has been assigned to serve as the individual responsible for carrying out this project; and

WHEREAS, Hanover Township will ensure the continued maintenance of the project area upon the completion of the project.

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 unanimously supports the submission of a grant application under the New Jersey Department of Transportation's Transportation Alternatives Program for funding the Township's Pedestrian and Bicycle Path Project;
2. That the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as **TA-2014-Hanover Township-00146** to the New Jersey Department of Transportation.
3. That the Mayor and Township Clerk are further authorized to sign the grant agreement on behalf of Hanover Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.
4. That certified copies of this resolution shall be transmitted to the NJDOT, the Township Engineer and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 117-2014

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 2014, which item is now available as a revenue from:

State of New Jersey:	\$27,410.07
Clean Communities Grant Program	

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$27,410.07 and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":
State and Federal Programs Offset by Revenues: \$27,410.07
Clean Environmental Grant Program: OE

BE IT FURTHER RESOLVED, that two certified copies of this resolution be forwarded to the Director of the Division of Local Government Services.

RESOLUTION NO. 118-2014

A RESOLUTION RETURNING A CASH BOND TO PHILIP P. NICASTRO IN THE AMOUNT OF \$1,500.00 FOR THE SATISFACTORY COMPLETION OF A LOT GRADING IN ACCORDANCE WITH THE RECOMMENDATION OF THE TOWNSHIP ENGINEER

WHEREAS, the permittee listed below has deposited a cash bond with the Township of Hanover for a lot grading; and

WHEREAS, the return of a cash bond is conditioned upon the satisfactory replacement of the lot grading by the permittee in accordance with the requirements of the Engineering Department; and

WHEREAS, the following lot grading has been inspected by the Engineering Department and has been found to be in satisfactory condition; and

WHEREAS, the Road Department has not been required to make any repairs; and

WHEREAS, the Township Engineer hereby recommends that the cash bond of the permittee set forth below be returned; and

WHEREAS, the following named person has complied with the provisions of the permit requirement and is entitled to a full return of his cash bond:

<u>DATE PERMIT</u>	<u>NAME OF PERMITTEE</u>	<u>LOCATION OR ADDRESS OF LOT GRADING</u>	<u>AMOUNT</u>
03/04/2014	Philip P. Nicastro 40 Polhemus Terrace Whippany, New Jersey 07981	Block 7703, Lot 41	\$1,500.00

1. That the permittee mentioned herein be refunded his lot grading cash bond in the above amount in accordance with the satisfactory completion of a lot grading at the above listed location.

2. That a certified copy of this resolution be transmitted to the Township's Chief Municipal Finance Officer and the Township Engineer for their reference and action.

RESOLUTION NO. 119-2014

A RESOLUTION REFUNDING POOL MEMBERSHIP FEE

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

Anthony Ruva
77 Sunset Drive
Whippany, NJ 07981..... \$325.00

Linda Rago
42 Farrand Drive
Parsippany, NJ 07054..... \$530.00

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

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

Anthony Ruva \$325.00
Processing Fee..... 10.00
REFUND..... **\$315.00**

Linda Rago..... \$530.00
Processing Fee..... 10.00
REFUND..... **\$520.00**

RESOLUTION NO. 120-2014

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

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

BLOCK	LOT	QUAL. #	NAME	AMOUNT
3601	13		McCarter & English LLP for Gordon South (S184) c/o McCarter & English LLP Four Gateway Center 100 Mulberry Street PO Box 652 Newark, NJ 07102 RE: 91 South Jefferson Rd	\$2941.00
4901	17		Zipp & Tannenbaum LLC	

Attorney Trust Fund
166 Gatzmer Avenue
Jamesburgh, NJ 08831
RE: 25 Airport Road

\$18,265.00

Motion on approval of the Resolutions as a Consent Agenda made by Member Brueno and seconded by Member Gallagher and unanimously passed.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of \$4,757,381.25 for the payment of all bills as of this Regular Township Committee Meeting. A copy of the "Bills Payment List – by Vendor" is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Ferramosca and seconded by Member Gallagher 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:

Member Brueno: Couple items real quick, just to echo some of the thoughts of the Mayor on our new garbage truck being ordered, not that we have to dwell on garbage all evening, but we have been getting a lot of accolades and the efficiency of the truck and the effectiveness of the trucks will allow us to reduce not only insurance costs, but disability and other health related areas but redeploy those resources. We are not cutting back on personnel we are just going to be more efficient. Some of the things we may have hired outside vendors to take care of we can now handle ourselves a little more cost effectively. Once again, I would like to thank everyone involved who got us down the track of these automated garbage trucks.

Also in terms of recreation, very busy July coming up some of these things have been mentioned some have been in the paper but just so everybody marks their calendars July 2 the Fireworks at the High School rain date is July 3rd. July 25 is the 50th Anniversary of Bee Meadow Pool will take place at the pool. The summer concerts, Mondays the 7, 14, 21 and 28 and one addition on the 28th the Whiptones will be opening up for the Infernos. So that is a dynamic duo not to be missed, we will start half hour early only July 28 at the Brick Yard so please mark your calendar and come out for a great evening of music and family fun.

Member Ferramosca: As we approach early summer late spring your Engineering Department is very busy at this time, they are tackling resurfacing Eden Lane from Whippany Road to the easterly terminus. It is very much needed and that is something in which we look forward to seeing in completion.

Next is a major project. This project involves installation of sidewalks on Reynolds and Parsippany Road. This is something that Member Gallagher has been working really hard with the schools. It's an issue of safety along with Chief Gallagher

trying to bring a plan forth to putting in a safe way that children can move from our Middle School into the heart of Whippany, we will see some progress going on this as early as September in terms of actual physical things being moved around in preparation.

Something that the Police Chief has been waiting awhile for and it's something in which we are pleased to say that the Police Department Boiler Replacement, it is something that we should be getting going Chief early summer. Mr. Foran, who is not here, we are pleased to tell him that we are working on modification of the Garage Doors, because the vehicles which Mr. Brueno spoke about they have higher needs in terms of clearance than the old trucks, so we are going to modify those doors to enable the new equipment to be housed within a garage system.

Member Gallagher: I would just like to say after just about 6 months since this Township Committee created the School and Park Traffic Safety Advisory sub Committee we will be making our first set of recommendations tonight just after this meeting to the Township Committee, I want to say what an honor it's been to work with this group for the last six months. I am pleased to also say that this is another good example of us responding to the concerns of our residents and working even harder to help make sure our families and especially our children are safer. So guys thank you for all of your support and all your hard work and thank our subcommittee a bunch of great guys.

Mayor: Nicely done, very well done. I'm very pleased with that.

Member Coppola: Just a reminder, if you want to see a nice ceremony over at the American Legion, June 14th, at dusk if you get there it's quite a ceremony to watch, where they burn all the flags that were disposed of throughout the course of the years. I find it amazing that such a huge amount of flags that they receive that ultimately get burned in a ceremonial manner.

Also, the Landmark Commission is finally working up a program with the tourism group from Morris County that is going to actually put our Burial Yards on a map of the area of different towns with the proximity of Hanover Township.

Also, the Board of Education, I spoke to a couple of representatives just this past week if you have ever gone over to their auditorium over on Highland Avenue at the middle school it is absolutely beautiful the work that they did there, they still have seats that can be sponsored to help defray the costs they are still available, if anyone is interested get in touch with the Board of Education and they will direct you to the person that is in charge.

OPEN TO THE PUBLIC

Motion to open to the Public made by Member Ferramosca and seconded by Member Gallagher.

John Tort, 32 Forest Way Hanover Township, I just want to say that I really appreciated observing you tonight. This is one of the most constructive meetings I've seen in many years. I think you accomplished a lot in today's meeting. It was great to

see the recognition, Ms. Omland, the Police Officer and also Michael going to the Military Academy. There are a couple of things that you passed in the resolutions but I just want to question, not question but find more about and that was the OPRA stipend to Ms. Hertzig, Joe will that at least help you to have her do this so you can avoid your staff being burdened with this problem or is this just an assistance to help you?

Mayor: We have been over the years getting an inordinate amount of requests for records and under the OPRA the Township is required to respond to that in a short period of time, that means copying records, researching, finding those records, digging them out, doing what needs to happen and then corresponding to via attorneys or other people that want those records. What has transpired is this; Robin Dente one of the Assistant Administrator that we have here had that responsibility and I have to tell you that I found it very problematical because paying a salary for a professional like Robin to have her stand at a copy machine doesn't do us any good doesn't do any justice. But at the same time with the changes in Hanover Township which triggered this the responsibilities that this office has grown consequentially, because of our good neighbors, etc., amount of events the amount of different functions that were involved with that it pushed the Committee to the point to create a position know the Community Affairs Coordinator. That Coordinator monitors all of these inquiries that come in from our residential community and our commercial community etc. marries them into calendars for our Township Committee and myself keeps track of all of that and that job requires time not just during normal business hours of the Township but it also requires time on the weekends and after hours, etc. Ms. Dente was given that responsibility, and she is very good at it by the way, what we did take away from her is OPRA. But taking that function away from her meant that we had to give it another employee, we posted for that job and this is that employee and they put a value on that time of sum \$2500.00 as a stipend so that is the short story of what that is all about.

Mr. Tort: I'm not questioning it; I think it's a great idea.

Mayor: I think you should you should just understand how much goes into it.

Mr. Tort: People don't realize how much time and effort goes into those, that process. I remember going into the conference room one day and I see four of our best qualified people in Administration working on this project and it's so burdensome and so frustrating for me as a resident in our town to watch this, and you say to yourself how do you make it better? So I congratulate you if that you have come up with an idea it's going to be a good one.

Also had contacted the Superintendent regarding the truck, I am very pleased to see that you are getting your third truck, I was one many years that questioned whether or not that should be done, and I have to say from what I can see I only started our route and it's been wonderful to see the cans placed down so you have infirmity and not thrown all around the streets and it's nice to see and I know it's better for us and workers compensation and everything else. I congratulate you for that.

The other thing was I know I contacted I think George and Bob about this, the Whiptones, was that my contact with you help, or did you do that?

Mr. Brueno: It didn't hurt.

Mr. Tort: Was that in the process, or was it going on?

Mr. Brueno: There were several requests, yours being one of them, to see if we can incorporate them into the summer concert series and some of the act were booked already, but in the past they have done the star spangle banner for us before the fireworks and they do the opening for Hanover Township Day.

Mr. Tort: You might want to let the public know what they have been doing because opened up at the Mets, etc.

Mr. Brueno: Great group from Town and we try to get them as much publicity as we can.

Mr. Gallagher: One more point John, there were several people who recommended them and Carol Giorgio who is the chair of substance awareness also recommended them independently because they won a contest with a message which is consistent with what we are going to town with the Anti-Drug. So they just mesh into everything we are trying to do.

Mr. Tort: I think it should be part of the record, that's why I wanted you to mention them.

Mayor: Our Bayer Healthcare People thought enough of their talent to have them at the Bayer Ribbon Cutting this past year too, they are very talented. Are they going to be featured at one of the concerts?

Mr. Ferramosca: In addition to our Little League Opening Day they were featured at the NY Mets opening day as well. That's pretty significant; it's great for them and great for Hanover. Demonstrating that we have some really great talented men. Maybe we should invite them in and do a few numbers for us at the meeting. Although generally we do our own numbers.

John Minilleo, Redcom Design Construction, and 137 Elmer Street, Westville, NJ: Representing ZZH2 Real Estate Holdings, LLC, otherwise known as Johnston Supply, we are their engineers, architects and general contractors. I apologize if this came up during the work session, I am coming before you today because we did obtain site plan approval a few months ago from the Board of Adjustment and we are in the works with resolution appliance right now. We do have our memorialized resolution, we come before you to just ask to start some limited site work on a site. We are getting into the spring and summer months and winter coming upon us real quick and we are asking if we can go on site, we do have soil erosion approval and county approval, I think there are some loose ends, Township wise, but we are asking if we can go in right now it's a vacant site, on South Jefferson Avenue, 44-48 S. Jefferson; we are asking if we can go down and clear the vegetation there is some remediation that we need to do on site there is all file on top of soil so thought is to strip the top soil kind of screen out the file and place all the top soil in and place in compacted lifts and do some rough grading at this point, we are looking about a three to four weeks before we have final approval from the Planning and Engineering.

Mayor: You want, this is really appropriate for our conference agenda, which will be going in to do shortly do you want to join us for that?

Member Ferramosca: This is on the agenda, I don't see the need to have two meetings on this, We are not the Planning Board.

Mr. Maceira: He has received Planning Board approval, but what he is looking for is to get ahead of it a little bit and do some site work which we have done in the past, we let developers we do that.

Mayor: Which again we have given that approval in the past, we can take it up in conference and get back to you.

Mr. Giorgio: We received a letter from Richard from your office and Gerry and I told Rich this is something that the Township Committee will discuss during the conference work session, but as Gerry pointed out it's not unusual because we have done it before for other developers, but the Township Committee has to decide on it first.

Mayor: We will adjourn shortly and have our conference session.

As no other individuals came forward to speak, , Member Ferramosca moved the meeting be adjourned. The motion was seconded by Member Brueno and was unanimously passed.

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

Joseph A. Giorgio, Township Clerk