

August 14, 2014

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, August 14, 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

OPEN TO PUBLIC

Motion to open moved by Member Ferramosca and seconded by Member Brueno and unanimously passed.

Linda Lang, 4 Parker Avenue, Cedar Knolls: I was here on July 10 at which time I handed out a copy of the Pilgrim Pipeline Resolution and an article of Parsippany signing of that resolution to block the Pilgrim Pipeline. I will be turning over a report from the Pipeline and Hazardous Material and Safety Administration, US Department of Transportation and in that you will note that the property damage from Pipelines was over \$7,000,000,000.00 and over 91,000 gross barrels of spilled hazardous liquid. The Pilgrim Pipeline will have you believe that this is a safer means of transportation eludes to this being in lieu of trains and other vehicles however the Bergen Record has found that trains carrying highly explosive buck and oil are coming into Northern New Jersey by the dozens every week. The Pilgrim Pipeline now this is a 178 mile bidirectional pipeline two pipes one 16 inches and the other 18 inches around, one going down would be carrying the crude oil down to Linden the other would be bringing it from the refinery back from Linden up to Albany. Philip 66 looking to increase oil imports to its Linden facility entered into an agreement with Global Partners to receive 50,000 barrels of crude oil daily over a 5 year period. The Global Partners own a storage facility in

Albany NY that is already receiving the crude oil from North Dakota. The Bakken Shale Crude Oil is very explosive it is also flammable toxic and corrosive. It contains fewer solids and requires less refining and making it highly explosive. In February the Wall Street Journal compared the oil from 86 locations around the world and found that the Bakken crude oil is one of the most explosive. As a home owner in this community, bringing this fuel into our community endangers our families our homes and our community and I have a vested interest here. I love this town. I understand that the council and Mayor feel that this is a regional area issue for the Freeholders but I don't believe that it is because pipelines are required to conform to local municipal ordinances and zoning, which the Freeholders really have no authority over. The Pilgrims people have been going town to town when these people from Pilgrim come into the town for soil samples and they generally come to the towns or they bypass them and try to go right out to the towns people and I have been hearing a lot of that in Bergen County and in New York State. They also pretend that this is imminent domain but it is not.

Mayor: Can I please interrupt you ma'am. You are certainly entitled to the floor for five minutes, I think we had the benefit of hearing some of your presentation at an earlier meeting and I think most of my Town Council is somewhat aware, I say somewhat, they can ask their own questions of you, of the matter, but as a municipal body you are bringing forward an issue which is more regional in scope and one that I might think is certainly addressed better on the Freeholder level or on the State or Federal Level. If you are asking us to take a position on this for you I can't recommend that to my Committee unless each individual wants to take a particular position for you, we have a constituency that may be for this or against this. I cannot sit here and decide for them on a matter like this, so once again, I guess my first question to you is what is it that you are asking for from this municipality?

Linda Lang: For a signing of a Resolution to prohibit the Bakken Oil from coming through.

Mayor: My recommendation to my Committee is that if they want to take that into consideration they can do that, but again we have constituency on both sides of your question.

Ms. Lang: Have you had the people from the Pilgrim Pipeline contact you sir?

Mr. Giorgio: No they have not contacted us.

Ms. Lang: They have not yet given you a presentation yet?

Mr. Giorgio: Do you have any knowledge that Pipeline will be going through Hanover Township.

Ms. Lang: Yes, it is scheduled to follow the 87/287 corridor and is scheduled to go through. They haven't given exact placement of it but it is supposed to follow the PSE&G gas lines.

Mr. Giorgio: We have no knowledge of that.

Mayor: No notification of that, that Hanover will be impacted by this at all, if it was, we certainly would like to see it and we certainly would like to know more about it. I think what we will be willing to do is contact our Congressman Frelinghuysen and learn little more about how it impacts Hanover and if it does then it puts a different light on our position. But we would have to know more to satisfy as I say both sides of this issue our constituency is not just anti-pipeline, it could be pro-pipeline, I don't know. But I think what we will do, you can give the Administrator specific information about this. We will follow up with Congressman Frelinghuysen and get some more information for ourselves that we can look at it with more intelligent decision.

Ms. Lang: I didn't expect you to make a decision tonight. That was not my intent. I just wanted to present it, last time I just gave you some information. This time you caught me at the end.

Mayor: The suggestion could be the Freeholders too, if this is at that nature George. If this impacts Hanover, we want to know.

Ken Dolspy, 21 Winfield Drive Parsippany: Although not a resident of Hanover Township I am speaking as a homeowner that will be affected by the Pilgrim Pipeline in my community, I am a member of the Sierra Club Strategy Team that is opposing the pipeline and I am also the lead individual who has brought this issue to the Morris County Freeholders and has been working with them for 6 to 8 weeks to take a position on this. Let me first just also say that I have spoken to the Pilgrim Pipeline people. Their preferred route is along the PSE&G right of way that goes through Boonton, Montville, Parsippany, Hanover and a whole string of towns in New Jersey. So while they claim that they have not finalized a route believe me that is their preferred route and they have spent a lot of time and money taking soil samples along that route and that is what they plan to do. The reason why I wanted to speak, I understood your position having the Freeholders take over this issue and since I have been talking with them for 6-8 weeks I wanted to tell you what is going on or what is not going on. First of all, I would like to present argue for taking a stand on this issue as a municipality and not relaying on the Freeholders. First, it's not clear that the Freeholders will do anything on this issue, I sent them a Resolution the same one that Linda gave you about 6-8 weeks ago and we are still talking, and I'm not knocking the Freeholders, I understand they have their issues and their constraints and their objectives I'm just trying to explain from my perspective as to what is going on. The Freeholders have certain political pressure that the town's don't or not to the same degree. The Freeholders are concerned that pushing the pipeline out of Morris County and into other areas can cause a political problem. The Freeholders are generally welcoming or staying neutral towards energy infrastructure projects. It's not their natural reaction to oppose these things. In fact they created a new draft version of this resolution that accepts the Pilgrim Pipeline and just asks that it not leak too much. I am paraphrasing, but that's basically what it said. I told them that this was worse than no resolution at all, and we are still going to discuss it further and hopefully we will come to some kind of agreement. At this point though, if I had to bet, I would say the outcome would be that they do nothing that they neither support it nor oppose the pipeline.

Second, the Freeholders have less authority here than the municipalities. The Sierra Club Officials and the Sierra Club Legal people have said that the oil line construction is controlled by NJDEP and local municipal ordinances and zoning laws, so I am not sure if the Freeholders have similar authority to pass ordinances and zoning laws for municipalities. But, I am pretty sure they are not going to do it, they are not going to pass zoning laws that they then impose on the municipalities, it's not going to happen it's too risky it doesn't make a lot of sense.

Thomas Mastrangelo has said several times that they have no authority over the pipeline and my reply had been that their support gives us more political clout. That's all we are looking to gain from their participation. We are not expecting aggressive proactive actions from them as we are from the municipalities. They are just not going to do it, I guarantee it. The most effective means of stopping this pipeline is going to be with municipal action not Freeholder actions.

Third, we have much more grass roots, political clout with each and every municipality joining a coalition and passing ordinances rather than just the freeholders. Our strategy is to get every municipality along this route to join into a coalition. If Hanover wants to protect their residents, we think, I think the Sierra signing the Resolution and passing Ordinances is the best way to do it. Linda has described the dangers and disasters associated with this oil. New Jersey gains virtually nothing in terms of economic growth and nothing in terms of fuel availability. I guarantee you that if you tell your residents what's involved in this oil line virtually none of them will be in favor of it. None. What we get is risks, risks that leak and forces residents from their homes for long periods. Risks to our health, health of our children from noxious fumes. Risks that properties will be devalued. Risks that we have to pay for clean ups that our water supplies have been contaminated. We get risks that costs associated with leaks far far out way any economic gains to New Jersey. And, risks that our residents will be caught in explosions and die as did 47 people in Quebec last summer when a train carrying this crude derailed leaked exploded and it took 4 days to put out the fire and even longer than that to count the bodies. But at the end of it 47 people lost their lives. All we want is for the elected officials to do their jobs and protect us from these risks. It's not asking too much,

Mayor: Again, reinforce the fact the Township Committee is willing to look into it, we need a great deal of more information about it, I think one of the phrases you just used probably clarifies it a little bit to me and I appreciate it, you said such a resolution to give political clout, that is fine, but in a municipality and to be fair handed as I said to use the term again our constituents may be for or against, we would like to know more about it regarding where public safety is concerned. We would like to know more about what the impact on the community would be, a lot of environmental concerns as well as zoning concerns. We would have to look at and we are more than willing to go on the path of taking a peek at it. We will reach I think our best source at this point, would be Congressman Frelinghuysen to give us some background on it if you would like to give us some information you have. And, we will try to have the Administrator get back to you as soon as the Township Committee reaches a position.

Mr. Dolspy: I will be happy to send you more information. You don't get it, but Parsippany Life had an article about it yesterday 2 page article that talks about it from the perspective of the oil company and the perspective of the home owners. I know the length to the disaster in Canada, it's jaw dropping.

Mayor: Is there anyone else that would like to be heard at this time?

Ed Klein, 16 Llewellyn Court, Whippany: I haven't been here in a while. I want to bring you up to date on the recycling of clothes. I haven't been here in about a year and a half and it's nice to be back. I wanted to update you on what is happening in the world of recycled clothing since the last time we met here. We are working specifically with towns and municipalities as opposed to private organizations and the photographs that I left with you the top picture is the latest project that we have set up for East Hanover. If you go down Route 10 and obviously we all do. East Hanover Township has placed two clothing recycling containers over by Babies R Us next door to the car wash and we also placed a second location at the Recreation Center in Lurker Park and the proceeds from the sale of the recycled clothing in that case is going to the East Hanover Action Association and another portion is going to CERT, Civilian Emergency Response Team. 8 Billion pounds of clothing are ending up in landfills, and I know because I live in the Township here that when we get some of your mailers and flyers and emails, some of them say on the bottom a green town a green municipality. I know that you are doing some things in order to follow that road but there are a lot more you can do. Right now you're recycling aluminum cans, bottles and newspapers and you should be recycling clothing. And for those other items cans, bottles and newspapers you are selling it, you are not giving it away and you are making money. And from an economic standpoint, I can tell you that you will make more money per pound by recycling used clothing than you are combined with bottles, cans and newspapers. What we've done for other towns is we put together a pilot program and this is what I want to propose to the Council tonight.

I would like you to form a subcommittee, with maybe two or three members, maybe Mr. Coppola and two others and I want you with me to explore a trial program and what we come up with it we would like to place with your permission two recycled clothing containers at the Cedar Knolls Fire House in the back parking lot. We would like to do that for six months, that's it. And when we place the bins as a gesture of good faith we will donate \$1,000 to the Cedar Knolls Fire Department. After six months I will come back and sit down and you will decide whether you want to move forward, and do this on a year to year basis. I will tell you right now all your neighbors and neighbors far from you are doing it, Florham Park, Randolph is doing it, East Hanover is doing it, Jackson New Jersey set it up so the money is going to the Police Department to support their police explorers program and in Colts Neck we have the containers by the Fire House and the proceeds are going to the fire house.

What kind of money are we talking about? Like I said, it will far exceed what you are earning from bottles, cans and newspapers. Some of our municipalities and we cover the tri state area, are earning thousands and even tens of thousands of dollars so

why I'm here tonight is to say we put this program together specifically for municipalities to try it on a six month pilot program and I'd like you to consider as I said put a subcommittee together after Labor Day so we can meet, I can answer probably about 20-30 questions you have and I know I only have 5 minutes. How often do we pick up the clothing, what happens to the clothing, where does it go, etc.. I've done some of that previously, but I haven't been here in a year and a half and I know I only have five minutes so Mr. Mayor and Council members that is what we are proposing now. Allow us to put two clothing containers similar to the ones you see in the picture over at the Cedar Knolls Fire Department on a six month pilot program. We will donate \$1,000.00 to the CKFD and the bins sit there and gather nothing not one bag of clothing that's on us. But I think this is something that Hanover Township needs to do to be a full committed community to the environment and the recycling process. Again, if you are doing newspapers, bottles, and aluminum cans this is the missing piece to the puzzle.

Mayor: The last time we had a discussion on this, it brought to bear some issues in the zoning, you're representing a particular company I assume.

Mr. Klein: Not necessarily, I do business with all of three major companies out there. The name of my company Mayor is Green Forest Technologies, look at me in essence as broker, I work with American Recycling Technologies, World of Hope Recycling, and Care Cycle etc. I am the guy that comes here at 9:00 pm.

Mayor: Then clearly the issue is we have no zoning currently on the books that would allow for some use of this.

Mr. Klein: I am aware of that.

Mayor: That does not mean we cannot design such zoning, we can, but having done that then we are obligated to have any vendor that wishes to do this kind of work come into the Township under that zoning. You are looking at it as though you have some exclusivity and I don't see that unless you want to explain to me how you do.

Mr. Klein: Here is what I am proposing now, the Ordinance that you will pass after the 6 months, this is just the pilot and this is just a trial period, the Ordinances that other towns have vary, 90% of them boiler plate the State Ordinance, which is very loose and very gives a lot of flexibility to each town, and some towns have tightened it up they say for example, Kenilworth says you cannot put these containers on a commercial property. But, you can put them on a church, school by and American Legion or VFW. Other towns says no. We, the municipality will control it and the money from the proceeds of the sales of the clothing will go to the town. And, we will decide how to allocate it. Like I said, we give the money to the town and they can divide it so some of that can go to the Police Department some of it can go to Parks.

The Ordinance is after you do the trial.

Mayor: But the Ordinance, again we have to agree on something here, the ordinance once drafted must throw it open to any vendor(s) that are in the business of doing this.

Mr. Klein: That is correct.

Mayor: Okay that's something that the Township Committee has to consider and I am not saying it is outside of the realm. Why wouldn't we put this in our recycling center?

Mr. Klein: In order for it to be successful it has to be visible, right now you probably don't even know it. You do have one beat up old raggedy bin that probably has been there 15-20 years. I spoke to the gentlemen up there and he said no body even knows it's here, I can't remember when someone dropped off some clothing. If we put these clothing recycling containers behind a wall, a fence, behind a building nobody will see them; nobody is going to drop anything off.

Mayor: You make a good argument, and one of the issues that I have and, if you remember, I had brought back some photographs back then, I believe it was Roxbury,

Mr. Klein: Roxbury Mall.

Mayor: The clothing was all over the place, nobody governed these. It was a mess.

Mr. Klein: You can't punish the good guys for what the bad guys do. But again, what most towns have done, they've wised up and in their Ordinance when you write it I hope you consider saying that these containers will not an are not allowed to be on a commercial property like a mall or shopping center. If another companies want to come in here, churches schools, fire houses, etc. I have been in this business Mayor for 22 years and what you saw at the Roxbury Mall never happens in a Fire House and never happens in front of a Church and will never happen in front of a Police Station. I will get you a vendor for the trial period and that's all it is because after that you will put this out to bid.

Mayor: Well yes.

Mr. Klein: Yes, but for the trial period you don't have to do it. Let's say the six month trial goes well, now you put the Ordinance together, now you bring it up to bid, but you are limiting to where these things go. 85% of the companies will not go into the bid process with you. Do you know why. Because they want to put it at the Roxbury Mall. They want to put it where Farmtastic Market is, they want to put it at the shopping centers because that is where they are getting the high volume. There are other bins vendors like the one at Babies R Us and in that picture, let me mention the gentlemen maybe you know him is Frank DeMaio, Jr., who is the Town Council President of East Hanover.

Mayor: We will forgive him.

Mr. Klein: Just try it for six months, over there. We are going to donate \$1,000.00 right there on us, we are going to give it the Town or the Fire House and see what happens in six months, Mayor on the other side the flip side of this if those bins are there for six months and gather zero clothes then I will probably pull them out in

three months, but if it is successful then we will sit down and you gentlemen will move forward and create an Ordinance and I can get you copies of other Ordinances from other towns where you can look at because they all basically are following the State Ordinance. But \$1,000.00 is our donation for 6 months but I believe if you move forward after that you can probably here in this community, generate thousand maybe tens of thousands of dollars and you are free if you want to call Frank DeMaio, Jr.

Mayor: Deputy Mayor has a question for you.

Member Ferramosca: Hanover is very supportive of recycling efforts, I have one question for you and I don't want to get into a whole subcommittee task force. The organization you represent "Green Force Technologies" is it a non-profit or profit based organization.

Mr. Klein: No, all these companies that I represent are profit. They are profit.

Member Ferramosca: Thank you.

Member Brueno: You mention Cedar Knolls Fire Department several times, have you spoken to them to see if they are in fact amenable.

Mr. Klein: No, but I will tell you this, I haven't spoken to them in a year and a half, but the last meeting I was here Mayor, I was sitting next to the Fire Chief, or someone there and when I came back from the podium he said that would be great for us. After that I haven't heard anything so, he was then, and I do anticipate now he would be amenable to it.

Mayor: I don't think any of us have an issue with the fact that it could be a fund raising program, it's certain our Fire Companies would always be interested in something that would add fund raising income to them. That's not it, that's not the problem, what we would like to do, you offered to show us some model ordinances that other municipalities have adopted. We will take a look at them. We will hand them over to our planner and let him take a look at them. I'm looking at a zoning standpoint, strictly at a stand point of controlling this kind of use to see that it is maintained properly etc., and all the checks and balances are in place and what zones would be proper for them or not. I may come up zero, I may not. But, if you give me the ordinances, we will take a look at them, you have my word. We will take a peek at them and, if there is something that Hanover can benefit from out of this, we will be there.

Mr. Klein: And again Mayor, that's why I suggested appointing a subcommittee and besides the fundraising which is always important it's about the environment, about the community, again 8 billion pounds of clothing end up in landfills you can look that up on line and that is happening right here in this community, so it's a little bit of everything. But I will gather for you two or three or four different ordinances from different towns and you can go over it. You can cherry pick from each but they are all drawn up initially from the State Ordinance.

Mayor: Let's take a look at it and I appreciate it, and I'm going to stop you right there. Please provide those to the Administrator.

Mr. Klein: I will get that Joe and drop it off at your office and we will meet down the road.

Member Gallagher: My only question would be with the information you are going to send to the Administrator, I would just like to look at yours which is for pro profit verses the nonprofit and the actual percentage of what you would be giving Hanover Township, you refer to the \$1,000.00. So, I would like to look at a comparison for profit, nonprofit and the percentage you would be giving back to Hanover Township. If you can include that to the Committee that would be helpful to me.

Mr. Klein: I will but Mr. Gallagher all I can say is that the nonprofit ones and there really is only one operating in the State of New Jersey and that is Planet Aid and they don't give anything back to anybody, whatever they generate from the sales of the used clothing they keep themselves, they don't give anything back in essence to the schools, etc. you want to do business with a for profit company, but I will get that information for you.

Mr. Gallagher: Basically what you look at your percentage base, how much you would take away when we would get the \$1000.00. that would be helpful to me.

Mayor: Fred, if you have any other municipalities that you dealt with that have experience with this.

Mr. Semrau: There is a distinction, at the State Level there is legislation if you have the bins you register for permits, but it doesn't cover the zoning rights. There is still structures that need to be part of a site plan things of that nature, so it's not simple now a days because you run the risk of opening up the flood gates and having them put anywhere, so you have to be very descriptive and you really have to legislate where and under what terms you can have them and it's an accessory type of use or business it something that it's not as easy to say we can put it there without opening the flood gates, it has to be very specific manor.

Mr. Klein: Excuse me but other legal counsel for other towns have found a way and they put that in the Ordinance. So there is a way to put it in,

Mr. Semrau: I'm not saying there isn't a way, I'm saying that if it's going to be done, it has to be done very carefully so that one of the concerns is the esthetics of an municipality and it may be fine for your business and it might be fine at a certain location for your business, but I can assure you that the governing body doesn't want to open the flood gates and have other businesses just place these locations anywhere and then they become unsightly or unmaintained, that's all I'm saying. That's the question that we are asking.

Mr. Klein: I agree, it's all about your ordinance and all about policing it and the companies that you do business with and bring in help from your police it they will police it for you.

Mayor: We would like to see the model ordinances.

Mr. Semrau: To add Mayor, in some cases it really requires Mr. Gallagher's questions about dollars and numbers and sometimes there is nonprofit agencies, I had one particular town said that the Police Department does this for a certain cost and now we are taking it away from them essentially, we have to know what we already do have and what charities are being serviced before we take it away.

Mr. Klein: I can address that the Police Departments initially did it for DARE but then they found out that they weren't getting their fair share, what they were getting is green stamps, if you remember green stamps, they were getting credits, free t-shirts, that said DARE, pens and pencils and bumper stickers. Now the Jackson Police Department said no, we want the money, we don't want bumper stickers, hats, etc., so they are getting away from that and they are entering into agreement with clothing bin recycling companies where they are getting cash. Which is most beneficial to them.

Mayor: That is not going to be the fundamental deciding point to us, it's going to be the zoning aspects of it where we would allow it.

Mr. Klein: I think we are making progress,

Mayor: Your model ordinances will help us a great deal.

Mr. Klein: Joe, I will drop that off at the office after Labor Day,

Mr. Giorgio: You owe us 10 minutes; you got 15 minutes and 31 seconds.

Mr. Klein: I was up in Boonton a couple weeks ago and they gave me a ½ hour because the council members had a lot of questions.

Mayor: We are going to debit your 10 minutes on your next presentation.

Anyone else at this time would like to be heard. Hearing none seeing none motion to close made by Member Ferramosca and seconded by Member Brueno all in favor to close.

APPROVAL OF MINUTES:

The Minutes of the Regular Meeting of Regular minutes of July 10, 2014 and Bid Committee Meeting minutes of July 22, 2014 and August 12, 2014 had been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Ferramosca moved that the Minutes of the Regular Meeting of July 10, 2014 and Bid Committee Meeting Minutes of July 22, 2014 and August 12, 2014 be accepted and approved as presented by the Township Clerk. The motion was

seconded by Member Gallagher and was unanimously passed. Member Coppola would like to abstain from July 10, 2014 meeting.

COMMUNICATION:

Letter of Resignation dated July 28, 2014 from Deputy Court Administrator Carmella Bassolino effective September 5, 2014.

Motion to accept the Letter of Resignation made by Member Brueno and seconded by Mayor Francioli (regrettably) and was unanimously approved.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Human Resource	J. Johnston	Month of 7/2014
Construction Dept.	S. Donlon	Months of 6 & 7/2014
Treasurer's	S. Esposito	Month of 8/2014
Public Works	B. Foran	Month of 7/2014 (2 Reports)
Police	S. Gallagher	Month of 7/2014

ORDINANCES FOR ADOPTION

ORDINANCES FOR PUBLIC HEARING AND CONSIDERATION OF ADOPTION AS A CONSENT AGENDA:

ORDINANCE NO. 34-14

REPEALING ORDINANCE NO. 29-2014 AND FURTHER AUTHORIZING AN AMENDMENT AND SUPPLEMENT TO 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

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 34-14 appeared in full in the July 17th issue of the Daily Record in accordance with the law.

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

Motion to close public hearing made by Member Coppola and seconded by Member Ferramosca and unanimously passed.

Be it resolved that Ordinance entitled, "**REPEALING ORDINANCE NO. 29-2014 AND FURTHER AUTHORIZING AN AMENDMENT AND SUPPLEMENT TO 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,**" be passed on final reading and that a Notice of the

final passage of the Ordinance be published in the August 21st, 2014 issue of the Daily Record.

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

So Adopted.

ORDINANCE NO. 35-2014

AMENDING AND SUPPLEMENTING ORDINANCE NO. 2-14 WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT REDUCED POOL MEMBERSHIP FEES FOR THE YEAR 2014 BEE MEADOW SWIMMING POOL SEASON

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 35-14 appeared in full in the July 17th issue of the Daily Record in accordance with the law.

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

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

Be it resolved that Ordinance entitled, "**AMENDING AND SUPPLEMENTING ORDINANCE NO. 2-14 WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT REDUCED POOL MEMBERSHIP FEES FOR THE YEAR 2014 BEE MEADOW SWIMMING POOL SEASON,**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the August 21st, 2014 issue of the Daily Record.

Motion on Adoption made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

So Adopted.

ORDINANCE NO. 36-2014

AMENDING AND SUPPLEMENTING THE REGULATIONS FOR SIGNS IN THE OB-RL, OB-DS, I, I-2, I-B, I-P, I-3 AND I-4 ZONE DISTRICTS UNDER CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 36-14 appeared in full in the July 17th, 2014 issue of the Daily Record in accordance with the law. The Ordinance was filed in accordance with the Municipal Land Use Law with the County; the Ordinance was also distributed to all the contiguous municipalities, which is required by the Land Use Law. The Ordinance was referred to the Planning Board by the Township Committee at the July 10, 2014 Meeting the Planning Board reviewed the Ordinance at its July 12, 2014 Meeting and have a letter of recommendation from the Planning Board, which reads in part:

“The Board has determined that Ordinance 36-2014 is not substantially inconsistent with the Master Plan, The Master Plan does not contain specific policy recommendations concerning the sign regulations in section 166-147. Despite the absence of specific master plan recommendations the Board feels that the standards that would be adopted by Ordinance 36-14 are appropriate and reasonable for the uses permitted in the zone districts covered by the regulations, thank you for your opportunity to comment on 36-14. Very Truly Your, Robert Nardone, Chairman, on behalf of the Planning Board.”

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

Motion to close public hearing made by Member Coppola and seconded by Member Ferramosca and unanimously passed.

Be it resolved that Ordinance entitled, “**AMENDING AND SUPPLEMENTING THE REGULATIONS FOR SIGNS IN THE OB-RL, OB-DS, I, I-2, I-B, I-P, I-3 AND I-4 ZONE DISTRICTS UNDER CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION,**” be passed on final reading and that a Notice of the final passage of the Ordinance be published in the August 21st, 2014 issue of the Daily Record.

Motion on Adoption made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

So Adopted.

INTRODUCTION OF ORDINANCES ON FIRST READING:

ORDINANCE NO. 37-2014

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING ORDINANCE NO. 14-2014 BY APPROPRIATING AN ADDITIONAL SUM OF \$37,000.00 FROM THE SWIMMING POOL ENTERPRISE FUND – CAPITAL ACCOUNT FOR 2014 AND ALL PRIOR YEARS FOR THE FINANCING OF THE EXPANSION OF THE RECREATION AREA AT THE BEE MEADOW SWIMMING POOL TO INCLUDE A HALF-COURT BASKETBALL COURT, THREE (3) FOUR (4) SQUARE COURTS AND A TETHERBALL COURT

WHEREAS, the Township Committee adopted Ordinance No. 14-2014 during its regular meeting on April 24, 2014; and

WHEREAS, Ordinance No. 14-2014 authorized three (3) improvement projects at the Bee Meadow Swimming Pool facility including the expansion of the recreation area to include a half-court basketball court, three (3) four(4) square courts and a tetherball court, hereinafter referred to as the “Bee Meadow Pool Multi-Court Play Area Project”; and

WHEREAS, Ordinance No. 14-2014 appropriated the sum of \$63,000.00 for the improvements to the recreation area described above; and

WHEREAS, in accordance with the Local Public Contracts Law, the Township's Engineering Department advertised for the receipt of sealed competitive bids on two (2) occasions; and

WHEREAS, on each occasion, the competitive bids of the vendors were in excess of the cost anticipated by the Township for the expansion of the recreation area and far exceeded the total dollar amount appropriated through Capital Improvement Ordinance No. 14-2014 to fund the Bee Meadow Pool Multi-Court Play Area Project; and

WHEREAS, it is the intention of the Township Committee to proceed with the Bee Meadow Pool Play Multi-Court Play Area Project in accordance with provisions of the Local Public Contracts Law at N.J.S.A. 40A:11-5.(3) and to increase the appropriation in order to provide adequate funding to implement the Project.

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 appropriation for the Bee Meadow Swimming Pool Multi-Court Play Area Project as set forth as Item 2. under Section 5. of Ordinance 14-2014 is hereby amended and supplemented with an additional appropriation of \$37,000.00 from the 2014 Swimming Pool Enterprise – Capital Account for 2014 and all prior years. The total dollar amount that shall be available for the Project described herein is established at \$100,000.00.

Section 2. Pursuant to the Local Public Contracts Law at N.J.S.A. 40A:11-5.(3), the Township's Qualified Purchasing Agent in cooperation with the Township Engineer are further authorized to negotiate the award of a contract for the performance of the scope of services set forth in the Township's Specifications and Supplementary Specifications for the expansion of the recreation area at the Bee Meadow Swimming Pool to include a half-court basketball court, three (3) – four (4) square courts and a tetherball court including any site preparation work.

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

This ordinance will be posted for public hearing and filed for consideration on the Township Committee Meeting Agenda which will be September 11, 2014 at 8:30 and at that time any person wishing to be heard concerning the Ordinance will be given the opportunity to do so. The Ordinance and the Notice of Introduction will appear in full in the August 21st, 2014 issue of the Daily Record in accordance with the law.

Motion on introduction made by Member Brueno and seconded by Member Coppola and unanimously passed.

So Introduced.

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 147-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING RICHARD JOSEPH CAMASTA AS A NEW PROBATIONARY PATROLMAN FOR A ONE (1) YEAR PERIOD COMMENCING MONDAY, SEPTEMBER 1, 2014 THROUGH MONDAY, JUNE 1, 2015 AT A BASE SALARY OF \$53,142.00 ALL IN ACCORDANCE WITH ORDINANCE NO. 21-2014 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A COMPREHENSIVE BACKGROUND INVESTIGATION)

WHEREAS, in the interest of the public safety and welfare of the community at large and in meeting the manpower needs of the Police Department, the Township Committee believes it is essential to increase the authorized strength of the Department from twenty-eight (28) to twenty-nine (29) uniformed patrolman and superior officers; and

WHEREAS, the Chief of Police has interviewed several candidates who are graduated from the Basic Police Class at the Morris County Firefighters and Police Training Academy; and

WHEREAS, candidates completing their training at the Academy graduated on June 3, 2014, and therefore, are available to different law enforcement agencies for employment; and

WHEREAS, as a result of reviewing the qualifications of several candidates and conducting interviews, it is the desire of the Chief of Police to recommend that the individual named below be appointed by the Township Committee to serve as a probationary patrolman for a one (1) year period commencing Monday, September 1, 2014 and ending on Monday, September 1, 2015:

**Richard Joseph Camasta
13 Grove Place
Whippany, New Jersey 07981; and**

WHEREAS, subject to receiving a satisfactory comprehensive background investigation, it is the intention of the Township Committee to accept the recommendation of the Chief of Police and appoint **Mr. Camasta** as a probationary patrolman.

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 **Richard Joseph Camasta** residing at 13 Grove Place in the Whippany Section of the Township is hereby appointed to serve as a probationary patrolman effective Monday, September 1, 2014. **Mr. Camasta** will serve in a probationary capacity for a one (1) year period which shall end on Monday, September 1, 2015.
2. In accordance with Salary Ordinance No. 21-14 and the current 2014-2017 Collective Bargaining Agreement between the Township and the Hanover Township Patrolmen's Benevolent Association, PBA Local #128, **Probationary Patrolman Richard Joseph Camasta** shall receive a base salary of \$53,142.00 at Step 1 of the Patrolmen's Step Classification Guide.

3. As a conditional offer of employment, **Probationary Patrolman Camasta** must receive a satisfactory comprehensive background investigation in order to serve as a member of the Hanover Township Police Department. In the event an unsatisfactory investigation report is received, the conditional offer of employment shall be withdrawn immediately.
4. During the probationary period, **Probationary Patrolman Camasta**, as a newly appointed patrolman, does not retain any type of permanent status within the Police Department and may be dismissed at the discretion of the Township Committee only after proper preliminary notice has been given an opportunity for a hearing afforded the patrolmen. This condition of employment is in conformance with Section 53-9.D.1 set forth under Section 53-9. Entitled "Qualifications for Appointment." Pursuant to Chapter 53 of the Code of the Township entitled Police Department.
5. Although **Probationary Patrolman Camasta** shall be certified by the New Jersey Police Training Commission upon graduation, he shall be required to successfully complete any other training as deemed necessary and appropriate during his probationary period and prior to his permanent appointment as a patrolman.
6. That certified copies of this resolution shall be transmitted to the Chief of Police, the Township's Chief Municipal Finance Officer and **Probationary Patrolman Camasta** for reference and information purposes.

RESOLUTION NO. 148-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE EMPLOYMENT OF THOMAS MILLER EFFECTIVE SEPTEMBER 2, 2014 AS A PART-TIME PROCTOR IN SUPERVISING ACTIVITIES AT THE MULTI-PURPOSE COMMUNITY CENTER AT THE RATE OF \$10.40 PER HOUR IN ACCORDANCE WITH SECTION 13. ITEM 11. OF SALARY ORDINANCE NO. 23-2014

WHEREAS, in order to supervise activities at the Township's Multi-Purpose Community Center, the Superintendent of Recreation and Park Administration, in a letter dated August 6, 2014 has recommended to the Business Administrator the employment of the individual named below to serve as a part-time Proctor on an as needed basis; and

WHEREAS, it is the intention of the Township Committee to accept the recommendation of the Superintendent and authorize the employment of **Thomas Miller** residing at 1 Crescent Drive in Mountain Lakes, New Jersey 07046 to serve in the capacity of a part-time Proctor; and

WHEREAS, **Mr. Miller** was interviewed by Ms. Brennan, the Superintendent of the Recreation and Park Administration Department and Joan Johnston, the Township's Human Resource Specialist.

WHEREAS, pursuant to Section 13, Item 11. of Ordinance No. 23-2014, **Mr. Miller** shall be compensated at the rate of \$10.40 per hour.

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. **Mr. Thomas Miller** residing at 1 Crescent Drive in Mountain Lakes, New Jersey 07046 is hereby appointed to serve as a Proctor to supervise activities held at the Township's Multi-Purpose Community Center. This appointment shall take effect on Tuesday, September 2, 2014.

2. As part-time Proctor, **Mr. Miller** shall be compensated at the rate of \$10.40 per hour in accordance with Section 13, Item 11. of Ordinance No. 23-2014.

3. In accordance with Township policy governing part-time employment, **Mr. Miller** shall not work more than twenty-eight (28) hours per week nor shall he be entitled to any medical and dental benefits coverage or the accrual of sick and vacation days or holiday pay.

4. **Mr. Miller** must receive a negative criminal background check in order to commence employment with the Township.

5. A certified copy of this resolution shall be transmitted to the Superintendent of Parks and Recreation, the Township's Chief Municipal Finance Officer, **Mr. Miller** for reference and information purposes.

RESOLUTION NO. 149-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING ALIDA S. DIAL AS THE TOWNSHIP'S REPLACEMENT FULL-TIME ASSISTANT CONTROL PERSON/ACCOUNT CLERK IN THE BUILDING DEPARTMENT FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING SEPTEMBER 2, 2014 AND ENDING MARCH 2, 2015 AND ESTABLISHING HER COMPENSATION AT \$24.73 PER HOUR UNDER JOB GROUP III IN ACCORDANCE WITH SALARY GUIDE "C" OF SALARY ORDINANCE NO. 23-2014 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

WHEREAS, with the lateral transfer of Thomas Quirk to the position of Part-Time Program Coordinator in the Recreation and Park Administration Department, a need exists to fill Mr. Quirk's vacant position as Assistant Control Person/Account Clerk; and

WHEREAS, the Construction Official has recommended that the position of Assistant Control Person/Account Clerk be made full-time as a result of the heavy workload in the Building Department; and

WHEREAS, the Construction Official has also recommended that the job description for the position of Assistant Control Person/Account Clerk be amended to include the requirement that the person hired to perform the duties and responsibilities on a full-time basis be certified by the State of New Jersey as a Technical Assistant; and

WHEREAS, the position of Assistant Control Person/Account Clerk is classified under Job Group III under Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 23- 14; and

WHEREAS, a total of twenty-six (26) applications were received by the Business Administrator; and

WHEREAS, in accordance with the Township's job application process, a total of five (5) applicants were initially interviewed by the Construction Official and the Technical Assistant to the Construction Official; and

WHEREAS, the applicants were rated on their prior employment experience and expertise, and their overall skills and abilities to perform the duties and tasks of Assistant Control Person/Account Clerk; and

WHEREAS, subsequently, the Business Administrator and Construction Official conducted a second interview with the three (3) finalists on August 12, 2014 whose background and experience closely matched the job requirements of the Assistant Control Person/Account Clerk position; and

WHEREAS, as a result of the second round of interviews with the three (3) candidates, the Business Administrator and Construction Official believe that **Alida S. Dial** residing at 326 Elm Street in Newark, New Jersey 07105 is certified as a Technical Assistant by the New Jersey Department of Community Affairs and has the necessary work experience, job qualifications and administrative skills closely matching the Township's job description for the Assistant Control Person/Account Clerk position and should be appointed to fill the vacancy; and

WHEREAS, **Ms. Dial** shall serve as the full-time Assistant Control Person/Account Clerk for a six (6) month probationary period commencing Tuesday, September 2, 2014 and ending on Monday, March 2, 2015; and

WHEREAS, in accordance with Salary Range Guide "C" of Salary Ordinance No. 23-2014, **Ms. Dial** shall be compensated at the hourly rate of \$24.73 per hour or if annualized, a salary of \$45,000.00 under Job Group III. Pursuant to Township policy, **Ms. Dial** shall not be entitled to receive any other remuneration such as compensatory time other than the annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Construction Official; and

WHEREAS, **Ms. Dial** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 61-18. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation; and

WHEREAS, in accordance with the Township's Personnel Policies and Procedures, and Section 61-29.N.(1) through (4). Entitled "Alcohol and Drug Testing Policy for Civilian Employees" under Chapter 61 of the Code of the Township, **Ms. Dial** shall be subject to receiving a satisfactory medical examination, a negative drug test and a negative criminal history record check conducted by the New Jersey Division of State Police.

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 **Alida S. Dial** residing at 326 Elm Street in Newark, New Jersey 07105 is hereby appointed as the full-time replacement Assistant Control Person/Account Clerk for a six (6) month probationary period commencing Tuesday, September 2, 2014 and ending Monday, March 2, 2015.

2. In accordance with Salary Range Guide "C" of Salary Ordinance No. 23-2014, **Ms. Dial** shall be compensated at \$24.73 per hour under Job Group III. The \$24.73 hourly rate is equivalent to \$45,000.00 per annum for a full-time employee working a 35 hour work week. Pursuant to Township policy, **Ms. Dial** shall not be entitled to receive any other remuneration such as compensatory time other than the annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Construction Official.

3. **Ms. Dial** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 6118. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation. In the event that **Ms. Dial** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. Dial** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.

4. Pursuant to Section 61-14.C., entitled "Health Benefits Coverage" under Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies, **Ms. Dial** shall be required to pay 25% of the total monthly premium cost for health insurance/medical benefits coverage under any one (1) of the three (3) health insurance plans offered by the Township.

5. **Ms. Dial** shall be entitled to two (2) vacation days during calendar year 2014 in accordance with Section 61-10.C. and D. of Chapter 61 of the Code of the Township but shall not be permitted to utilize those two (2) vacation days until she has completed her six (6) month probationary period and received a satisfactory job performance evaluation. In addition, **Ms. Dial** shall be eligible to earn and accrue .5 sick leave days per month up to six (6) sick leave days in each calendar year of service pursuant to Section 61-11.A.(3) of Chapter 61. Here again, **Ms. Dial** is not permitted to take any paid sick leave until she has satisfactorily completed her probationary period.

5. This offer of employment is conditional and subject to **Ms. Dial** receiving a satisfactory medical examination, a negative drug test and a negative criminal history record check, all in accordance with the Township's Personnel Policies and Procedures and Section 61-29.N.(1) through (4). Entitled "Alcohol and Drug Testing Policy for Civilian Employees" under Chapter 61 of the Code of the Township.

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

RESOLUTION NO. 150-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE PURCHASE OF ONE (1) NEW 31-CUBIC YARD AUTOMATED SANITATION COLLECTION TRUCK EQUIPPED WITH AN ARTICULATED ARM PLUS BID OPTION NOS. 1, 2 AND 3 FROM CAMBRIA AUTOMOTIVE, INC. IN THE TOTAL AMOUNT NOT TO EXCEED \$363,895.00 AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH CAMBRIA AUTOMOTIVE, INC.

WHEREAS, in order to increase operational efficiency and productivity, and reduce work related injuries in the collection of sanitation, the Township is phasing in a new Township-wide sanitation collection schedule with the acquisition of 31- cubic yard automated sanitation trucks that eliminate the need for two (2) weekly collections ; and

WHEREAS, in November, 2011 and September, 2013, the Township purchased two (2) of three (3) automated sanitation trucks that will reduce the sanitation truck fleet; and

WHEREAS, in 2012 and 2014, the Public Works, Buildings and Grounds and Park Maintenance Department initiated the collection of sanitation to once a week in two sections of the Township with the use of two 31-cubic yard automated sanitation truck; and

WHEREAS, in keeping with its planned phase-in program, the Township Committee desires to authorize the purchase and acquisition of a third, new 31-cubic yard automated sanitation truck with an articulated right arm plus all related equipment including various bid options; and

WHEREAS, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department, in cooperation with the Engineering Department, has prepared a Specification dated July, 2014, and a Notice to Bidders for the solicitation of competitive bids, all in accordance with the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for the receipt of competitive bids on July 12, 2014 for the purchase of one (1) new 31-cubic yard automated sanitation collection truck equipped with an articulated arm plus the selection of equipment options or approved equals as specified in the Township's Specifications; and

WHEREAS, the Specifications also provided for Bid Option No. 1, the purchase of two hundred (65) gallon Schaefer Universal Garbage Containers or approved equal; Bid Option No. 2, the purchase of eight hundred (95) gallon Schaefer Universal Garbage Containers or approved equal; and Bid Option No. 3, the purchase of a reversible snowplow; and

WHEREAS, on July 22, 2014, pursuant to public advertisement, the Township's Bid Reception Committee, received and opened one (1) sealed competitive bid out of a total of two (2) prospective bidders who obtained the written specifications; and

WHEREAS, Cambria Automotive, Inc. was the lone bidder who submitted a bid for the new 31- cubic yard automated sanitation collection truck equipped with an articulated arm in the net delivery price of \$295,486.00; and

WHEREAS, in accordance with N.J.S.A. 40A:11-1 et seq., the Township Engineer and Superintendent of the Public Works, Buildings and Ground and Park Maintenance Department, have carefully examined the one (1) bid document, and have determined that the competitive bid submitted by **Cambria Automotive, Inc.** to furnish one (1) new 31-cubic yard automated sanitation collection truck equipped with an articulated arm plus all related equipment, is in conformance with the Township's Specifications and does not include any exceptions, deviations or deficiencies and is therefore, deemed the only lowest responsible and responsive bidder; and

WHEREAS, pursuant to their review, the Township Engineer and the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department, in a letter dated July 23, 2014 to the Mayor and Township Committee recommend the award of a contract to **Cambria Automotive, Inc.** located at 565 Dowd Avenue in Elizabeth, New Jersey 07201 for the purchase of the one (1) new 31-cubic yard automated sanitation collection truck equipped with an articulated arm plus the acquisition of two hundred 65 gallon Schaefer Universal Containers or approved equal; the acquisition of eight hundred 95 gallon Schaefer Universal Containers or approved equal; and a reversible snowplow described as Bid Option Nos. 1, 2 and 3 in the Township's July, 2014 Specifications; and

WHEREAS, in response to the Township's Specifications under Bid Option No. 1, 2 and 3, **Cambria Automotive, Inc.** submitted a price of \$57.65 for each sixty-five (65) gallon garbage container; \$59.69 for each ninety-five (95) gallon garbage container; and \$9,145.00 for one (1) reversible snowplow.

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 a contract is awarded to:
Cambria Automotive, Inc.
565 Dowd Avenue
Elizabeth, New Jersey 07201

the only responsive and responsible competitive bidder for the purchase of one (1) new 31-cubic yard automated sanitation collection truck equipped with an articulated arm plus Bid Option Nos. 1, 2 and 3 as described below:

Total Delivery Price:.....	\$295,486.00	
Less Trade, Taxes & Deductions.....	(\$ 0.00)	
Net Delivery Price:.....	\$295,486.00	
Option No. 1 – Purchase of 200		
Sixty-Five Gallon Schaefer Universal		
Containers @ \$57.56 for each (not to exceed) ..		\$11,512.00

Option No. 2 – Purchase of 800
 Ninety-Five Gallon Schaefer Universal
 Containers @ \$59.69 for each (not to exceed) ..\$47,752.00
 Option No. 3 – Reversible Snowplow..... 9,145.00
TOTAL PURCHASE PRICE:..... \$363,895.00

The letter recommendation of the Township Engineer is attached hereto and made a part of this resolution as if set forth in full.

2. The Township’s Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through Capital Improvement Ordinance No. 23-13 and 25-14, Line Item No. 410-5686-499 for the purpose set forth in this resolution, all in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

3. The Mayor and Township Clerk are hereby authorized to execute a contract with **Cambria Automotive, Inc.** on behalf of the Township, in the total amount not to exceed \$363,895.00.

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

RESOLUTION NO. 151-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO GRANADA CONSTRUCTION CORPORATION, THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$283,660.30 FOR THE RESURFACING OF THE ENTIRE LENGTH OF APPLE TREE LANE IN CEDAR KNOLLS, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, it is the intention of the Township of Hanover to resurface the entire length of Apple Tree Lane in the Cedar Knolls Section of the Township; and

WHEREAS, due to its deteriorating condition, and in order to ensure the safety of motorists and pedestrians traveling the road, it is the desire of the Township Committee to resurface the entire length of Apple Tree Lane as described above; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for bids on July 29, 2014 for the above referenced resurfacing project; and

WHEREAS, the resurfacing project will include but not be limited to a hot mix asphalt riding surface 2” thick, granite block curb, asphalt driveway repairs, resetting of existing sanitary manhole rims and covers, concrete sidewalk 4” thick and concrete aprons 6” thick and additional improvements as set forth in the Township’s Specifications and Supplementary Specifications; and

WHEREAS, on August 12, 2014, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of five (5) sealed competitive bids out of six (6) prospective bidders; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this resurfacing project and has determined that the lowest competitive bid submitted by **Granada Construction Corporation** for the resurfacing of the entire length of Apple Tree Lane is in total conformance with the Township's Specifications and Supplementary Specifications and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated August 13, 2014 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the resurfacing project described herein to **Granada Construction Corporation** which bidder submitted the lowest competitive bid for this project in the amount of \$283,660.30; and

WHEREAS, sufficient funds have been appropriated and are available for the resurfacing project through the 2014 Current Fund Budget, Road Construction & Reconstruction, Line Item #124-0048-343, all in accordance with 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. A contract is hereby awarded to:

Granada Construction Corporation

147 Thomas Street

Newark, New Jersey 07114

for the resurfacing of the entire length of Apple Tree Lane in the Cedar Knolls Section of the Township, all in accordance with the Specifications and Supplementary Specifications which were utilized by the Township in connection with the bidding process as set forth in the advertisement for bids, said contract being awarded on the basis that it shall not exceed \$283,660.30.

2. Upon commencement of the work, **Granada Construction Corporation** shall be responsible in providing sufficient personnel, and to continue in completing the project in an expeditious fashion, all in accordance with requirements of the Township's Specifications. In addition, **Granada Construction Corporation** shall be required to submit a satisfactory work or progress schedule to the Township Engineer.

3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the 2014 Current Fund Budget, Road Construction & Reconstruction, Line Item No. 124-0048-343 in the amount of \$283,660.30 for the resurfacing project set forth in this resolution.

4. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **Granada Construction Corporation** in an amount not to exceed \$283,660.30.

5. A certified copy of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **Granada Construction Corporation** for their reference and information.

RESOLUTION NO. 152-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO A.J.M. CONTRACTORS, INC., THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$201,517.00 FOR THE RESURFACING OF THE ENTIRE LENGTHS OF NORTH POND ROAD AND FENWICK ROAD IN WHIPPANY, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, it is the intention of the Township of Hanover to resurface the entire lengths of North Pond Road and Fenwick Road in the Whippany Section of the Township; and

WHEREAS, due to its deteriorating condition, and in order to ensure the safety of motorists and pedestrians traveling the road, it is the desire of the Township Committee to resurface the entire lengths of North Pond Road and Fenwick Road as described above; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for bids on July 29, 2014 for the above referenced resurfacing project; and

WHEREAS, the resurfacing project will include but not be limited to a hot mix asphalt riding surface 2" thick, granite block curb, resetting of existing sanitary manhole rims and covers, concrete sidewalk 4" and 6" thick and additional improvements as set forth in the Township's Specifications and Supplementary Specifications; and

WHEREAS, on August 12, 2014, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of five (5) sealed competitive bids out of five (5) prospective bidders; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this resurfacing project and has determined that the lowest competitive bid submitted by **A.J.M. Contractors, Inc.** for the resurfacing of the entire lengths of North Pond Road and Fenwick Road is in total conformance with the Township's Specifications and Supplementary Specifications and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated August 13, 2014 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the resurfacing project described herein to **A.J.M. Contractors, Inc.** which bidder submitted the lowest competitive bid for this project in the amount of \$201,517.00; and

WHEREAS, sufficient funds have been appropriated and are available for the resurfacing project through the 2014 Current Fund Budget, Road Construction & Reconstruction, Line Item Nos. 124-0048-792 and 124-0048-894, all in accordance with 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. A contract is hereby awarded to:
A.J.M. Contractors, Inc.
300 Kuller Road
Clifton, New Jersey 07011-2861

for the resurfacing of the entire lengths of North Pond Road and Fenwick Road in the Whippany Section of the Township, all in accordance with the Specifications and Supplementary Specifications which were utilized by the Township in connection with the bidding process as set forth in the advertisement for bids, said contract being awarded on the basis that it shall not exceed \$201,517.00.

2. Upon commencement of the work, **A.J.M. Contractors, Inc.** shall be responsible in providing sufficient personnel, and to continue in completing the project in an expeditious fashion, all in accordance with requirements of the Township's Specifications. In addition, **A.J.M. Contractors, Inc.** shall be required to submit a satisfactory work or progress schedule to the Township Engineer.

3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the 2014 Current Fund Budget, Road Construction & Reconstruction, Line Item Nos. 124-0048-792 and 124-0048-894 in the amount of \$201,517.00 for the resurfacing project set forth in this resolution.

4. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **A.J.M. Contractors, Inc.** in an amount not to exceed \$201,517.00.

5. A certified copy of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **A.J.M. Contractors, Inc.** for their reference and information.

RESOLUTION NO. 153-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A DEVELOPER'S AGREEMENT BY AND BETWEEN ZZH II REAL ESTATE HOLDINGS, LLC AND THE TOWNSHIP REGARDING THE CONSTRUCTION OF A ONE (1) STORY 24,757 SQUARE FOOT BUILDING TO BE USED AS AN OFFICE AND WAREHOUSE BUILDING FOR HVAC, PLUMBING AND REFRIGERATION EQUIPMENT FOR PROPERTY LOCATED AT 48 SOUTH JEFFERSON ROAD, IN WHIPPANY AND DESIGNATED AS LOTS 1, 2 AND 3 IN BLOCK 2904, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER WHICH EXECUTION OF THE AGREEMENT IS SUBJECT TO THE RECEIPT OF THE CASH AND SURETY PERFORMANCE BONDS, AND ANY OTHER INSTRUMENTS AS DESCRIBED IN THE AGREEMENT

WHEREAS, the Board of Adjustment of the Township of Hanover by resolution adopted on April 17, 2014, granted site plan approval and bulk variance approval to **ZZH II Real Estate Holdings, LLC** as Applicant/Property Owner, on behalf of Johnstone Supply to construct a one-story, 24,757 square foot building to be used as

a warehouse for HVAC, plumbing and refrigeration equipment with the front portion of the building to be used as offices and display and wholesale sales, and, the rear of the building to be used for warehouse storage on property located on at 48 South Jefferson Road in the Whippany Section of the Township and designated as Lots 1, 2 and 3 in Block 2904 as set forth on the Tax Map of the Township of Hanover in the I Zone District; and

WHEREAS, under State law, Township Ordinances, and Planning Board rules, regulations and requirements, the granting of final approval is contingent upon the Developer having completed all such improvements within and without the Property, in accordance with the terms of the aforesaid approvals or furnishing performance guarantees in lieu thereof to be approved by the Township and conditioned upon satisfactory completion by the Developer of all such improvements as provided in N.J.S.A. 40:55D-53.

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 Mayor and Township Clerk are hereby authorized and directed to execute a Developer's Agreement by and between the Township of Hanover and **ZZH II Real Estate Holdings, LLC**, the Developer, concerning the construction of a one-story 24,757 square foot office and warehouse building for Johnstone Supply on property located at 48 South Jefferson Road in the Whippany Section of the Township and also designated as Lots 1, 2 and 3 in Block 2904 as set forth on the Tax Map of the Township of Hanover. The front of the building will be used for offices, display and wholesale sales and the rear of the building to be used for warehouse storage. The Mayor and Township Clerk shall not execute the Developer's Agreement until the following instruments and guarantees are first submitted to the Township, and only after the Township Engineer has reviewed and accepted all of the pertinent documents and plans required for approval before construction activities commence, including but not limited to any other State or County approvals that may be required. In addition, where an approval of a site plan or a variance is subject to certain stated conditions, or where the approval was made subject to the approval of other governmental units, N.J.A.C. 5:23-2.15(a)(5) requires that the applicant for a building permit must furnish a "statement that all required State, County and local prior approvals have been given:"

A. The Developer shall be responsible in submitting a total performance guarantee of \$436,620.00 which includes submission to the Township Clerk of a certified check or cash in the amount of \$43,662.00 representing the cash performance guarantee as required pursuant to the Township's Ordinance and paragraph 5(a) of the Developer's Agreement. And, submission to the Township Clerk of a Performance Bond or an Irrevocable Standby Letter of Credit in the amount of \$392,958.00 as a performance guarantee for completion of the improvements provided for in Schedule "A" attached to the Developer's Agreement, and all in accordance with paragraph 5(a) of said Agreement.

B. In accordance with paragraph 5(b) of the Developer's Agreement, and

the Township Engineer's Schedule "A", the Developer shall pay to the Township the sum of \$21,831.00 to compensate the Township for all Township engineering review, inspection and supervision of all the improvements as required to be installed by the Developer. In addition, to cover the cost of Hanover Sewerage Authority fees concerning the inspection of the sanitary sewer facilities and improvements, the Developer shall deposit with the Township the sum of \$8,000.00.

- C. Submission of a Certificate of Insurance to the Township Clerk naming the Township of Hanover as "an additional insured", all in accordance with Paragraph 14 of the Developer's Agreement.
- D. Furthermore, the Developer shall comply with all the requirements and conditions more specifically outlined in full in the attached Developer's Agreement and Schedule "A".
- E. The Developer is subject to the terms of the Township's Tree Preservation, Removal and Replanting Regulations as codified and set forth under Section 166-131. of Chapter 166 of the Code of the Township entitled Land Use and Development Legislation.
- F. In accordance with N.J.S.A. 40:55D-8.1 – 8.7, the Developer shall pay a mandatory development fee for affordable housing at 2 ½% of the equalized assessed value of any non-residential property as determined by the Township's Tax Assessor.
- G. The Developer's Agreement shall not be signed by the Mayor and Township Clerk until the Township Engineer has received all of the cash and surety performance bonds, any other fees as required at the time of signing, and, if applicable, the conveyance of any deeds of dedication, conservation easements or any other pertinent documents, drawings and plans needed for approval prior to the commencement of any preliminary soil movement and grading activities.

2. That a certified copy of this resolution shall be transmitted to the Township Engineer, the Construction Official, the Township's Chief Municipal Finance Officer and **ZZH II Real Estate Holdings, LLC** for reference and action purposes.

RESOLUTION NO. 154-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE RENEWAL OF AN AGREEMENT BETWEEN THE COUNTY OF MORRIS AND CERTAIN MUNICIPALITIES LOCATED THEREIN ESTABLISHING A COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY DEVELOPMENT AND HOME ACTIVITIES FOR FISCAL YEARS 2015, 2016 AND 2017 AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE THE AGREEMENT

WHEREAS, the County is eligible to receive Federal funds available through the Department of Housing and Urban Development; and

WHEREAS, in order to receive certain Federal funds which are potentially available to the County of Morris under the Community Development Block Grant Program, HOME Investment Partnerships Program authorized by Title II of the Cranston-Gonzalez National Affordable Housing Act, Federal Register, Vol. 56, No. 143, dated July 2, 1991; and

WHEREAS, an agreement has been proposed under which the Township of Hanover and the County of Morris which will form a consortium by establishing a cooperation agreement for Federal Fiscal Years 2015, 2016 and 2017; and direct its activities to the elimination of housing problems within New Jersey in accordance with the housing goals and strategies outlined in the Morris County Consolidated Plan.

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 agreement entitled, "AGREEMENT BETWEEN THE COUNTY OF MORRIS AND CERTAIN MUNICIPALITIES LOCATED THEREIN ESTABLISHING A COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY DEVELOPMENT AND HOME ACTIVITIES" PROGRAM" pursuant to the National Affordable Housing Act of 1990, a copy of which is on file in the County of Morris, Department of Human Services, Division of Community & Behavioral Health Services, Office of Community Development, shall be executed by the Township of Hanover as well as the Freeholder Director of the County of Morris and Clerk of the Board of Chosen Freeholders in accordance with the provisions of the law.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the Agreement which is described above and attached hereto and made a part of this resolution as if set forth in full.
3. This resolution shall take effect in accordance with the law.
4. That a certified copy of this resolution along with the signed Agreement shall be transmitted to the Director of the Community Development Programs in the Morris County Office of Community Development and the Township Engineer.

RESOLUTION NO. 155-2014

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING THE FINAL BOND RELEASE IN THE AMOUNT OF \$64,989.00 PLUS A PORTION OF THE INTEREST TO VIERA AT HANOVER, LLC CONCERNING THE SATISFACTORY COMPLETION OF THE RESIDENTIAL PROJECT IN THE CONSTRUCTION OF FORTY (40) AGE- RESTRICTED TOWNHOUSES IN TEN (10) BUILDINGS AND RELATED SITE IMPROVEMENTS ON PROPERTY LOCATED AT 38 HORSE HILL ROAD IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND DESIGNATED AS LOTS 3 AND 4 IN BLOCK 0601 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, on June 22, 2004, the Planning Board granted **Viera at Hanover, LLC**, as applicant and developer, preliminary site plan approval and subsequently, on July 27, 2004 final site plan approval for the construction of forty (40) age-restricted townhouses in ten (10) buildings and related site improvements on property located at 38 Horse Hill Road, on the northerly side of Horse Hill Road in the Cedar Knolls Section of the Township and also known as Lots 3 and 4 in Block 0601 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, certain improvements were required to be installed by the developer for the project in accordance with the Planning Board approvals and subsequent Developer's Agreement dated January 30, 2006; and

WHEREAS, by resolution dated September 27, 2007, the Township Committee approved Bond Reduction No. 1 whereby the Surety Performance Bond, Bond No. 0420984 issued on December 5, 2005 by the International Fidelity Insurance Company in the amount of \$1,707,290.00, and a subsequent Bond Rider amending the Bond to \$1,658,690.00 was reduced to \$881,575.00 including a reduction of the 10% cash bond plus interest from \$184,299.00 to \$97,953.00; and

WHEREAS, on May 22, 2008, the Township Committee, by resolution, approved Bond Reduction No. 2 whereby the \$881,575.00 Surety Performance Bond was reduced to \$770,713.00 and the cash bond was reduced from \$97,953.00 to \$85,635.00 plus interest; and

WHEREAS, Bond Reduction No. 3 was approved by resolution of the governing body on January 8, 2009 whereby the \$770,713.00 Surety Performance Bond was reduced to \$584,904.00 and the cash bond was reduced from \$85,635.00 to \$64,989.00 plus interest; and

WHEREAS, by resolution dated October 27, 2011, the governing body released the reduced Surety Performance Bond in the amount of \$584,904.00 subject to the posting of a two-year \$275,000.00 Site Improvement Maintenance Bond; and

WHEREAS, the cash performance bond has remained on deposit with the Township subject to the completion of the final asphalt surface course, installation of cedar fencing and other miscellaneous items; and

WHEREAS, in a letter dated August 1, 2014 to the Mayor and Township Committee, the Township Engineer has recommended that the \$64,989.00 cash performance bond plus a portion of the interest be released to **Viera at Hanover, LLC** in view of the satisfactory completion of the outstanding project improvements.

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 August 1, 2014 letter recommendation from the Township Engineer, a copy of which is attached hereto and made a part of this resolution as if set forth in full, the \$64,989.00 cash performance bond on deposit in a TD Bank Account, Account No. 7200150560 be released to **Viera at Hanover, LLC** along with a portion of the interest in accordance with P.L. 1985, c.315.

2. That certified copies of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer, **Viera at Hanover, LLC** and the International Fidelity Insurance Company.

RESOLUTION NO. 156-2014

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONIES TO OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2011, a lien was sold on Block 1405, Lot 29, also known as 132 Ridgedale Avenue, Cedar Knolls, New Jersey 07927, for 2010 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2011-09, was sold to Blue Virgo Capital Management for a 0% redemption fee and a \$600.00 premium paid; and,

WHEREAS, Concetta Lourenco, owner has affected redemption of Certificate 2011-09 in the amount of \$6,432.14.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$6,432.14, payable to Blue Virgo Capital Management, 1441 Broadway, Suite 5010, New York, New York 10018 for the redemption of Tax Sale Certificate 2011-09

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$600.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 157-2014

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONIES TO OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 5701, Lot 22, also known as 7 Heritage Lane, Whippany, New Jersey 07981, for 2011 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2012-19, was sold to Glenn Carter a 0% redemption fee and a \$500.00 premium paid; and,

WHEREAS, Theresa Maixner, owner has affected redemption of Certificate 2012-19 in the amount of \$2,867.37.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$2,867.37, payable to Glenn Carter, 34 Briarcliff Road, Mountain Lakes, New Jersey 07046 for the redemption of Tax Sale Certificate 2012-19

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$500.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 158-2014

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

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2011, a lien was sold on Block 2201, Lot 4, also known as 181 Cedar Knolls Road, Cedar Knolls, New Jersey 07927, for 2000 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2011-04, was sold to Park Finance II, LLC for a 0% redemption fee and a \$16,100.00 premium paid; and,

WHEREAS, Frederick Rothlein, owner has affected redemption of Certificate 2011-04 in the amount of \$38,778.64.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$38,778.64, payable to Park Finance II, LLC, P.O. Box 109, Cedar Knolls, New Jersey 07927 for the redemption of Tax Sale Certificate 2011-04

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$16,100.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 159-2014

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

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 8801, Lot 8, also known as 7 Kitchell Place, Whippany, New Jersey 07981, for 2011 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2012-26, was sold to Glenn Carter for a 0% redemption fee and a \$1,200.00 premium paid; and,

WHEREAS, Leszek & Anna Lasota, owner has affected redemption of Certificate 2012-26 in the amount of \$4,214.87.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$4,214.87, payable to Glenn Carter, 34 Briarcliff Road, Mountain Lakes, New Jersey 07046 for the redemption of Tax Sale Certificate 2012-26

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$1,200.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 160-2014

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:

<u>BLOCK</u>	<u>LOT</u>	<u>QUAL. #</u>	<u>NAME</u>	<u>AMOUNT</u>
2403	1 & 5		Davidson Legal Group LLC Attorney Trust Jefferson Plaza 154 South Livingston Ave Suite 207 Livingston, NJ 07039 Location: 110 S Jefferson Rd & 100 S Jefferson Rd Reserve for Tax Appeal	\$251,011.00
6001	2		Wells Jaworski Liebman LLP Attorney Trust Account 12 Route 17 North PO Box 1827 Paramus, NJ 07653-1827 Location: 265 Route 10 Reserve for Tax Appeals	\$5,766.00
6001	2		Wells Jaworski Liebman LLP Attorney Trust Account 12 Route 17 North PO Box 1827 Paramus, NJ 07653-1827 Location: 265 Route 10 Reserve for Tax Appeals	\$7,892.00
6001	3		McCarter & English LLP 4 Gateway Center PO Box 652 Newark, NJ 07102 Location: 157 Route 10 Reserve for Tax Appeals	\$85,504.00
6501	1	C0002	6 Airport Road LLC 788 Morris Turnpike, 3 rd Floor Short Hills, NJ 07078 Attn: Van Friedman	\$14,693.95
8101	27		Chinmaya & Savita Rath 25 Howell Street Whippany, NJ 07981	\$431.14

Motion to approve my Member Brueno and seconded by Member Coppola and unanimously passed as a consent agenda.

RAFFLE APPLICATIONS:

- RL-2762 – Whippany Park Booster Club – Calendar Raffle**
- RL-2763 - Randolph PTO Council – 50/50 on premise (They held this Raffle in March, 2014 without a License and now LGCC is making them submit and pay for a License.)**
- RL-2764 – Whippany Park Booster Club – 50/50 on premise**
- RL-2765 - Columbian Foundation – 50/50 off premise**
- RL-2766 – Whippany Rotary Club – Casino Night**
- RL-2767 – Msgr. John J. Sheerin Assembly – 50/50 off premise**
- RL-2768 – Our Lady of Mercy Church – HNS – Calendar Raffle**
- RL-2769 – Villa Walsh Academy Home School Assoc. – off premise raffle**
- RL-2770 - Villa Walsh Academy Home School Assoc. – on premise raffle**
- RL-2771 - Villa Walsh Academy Home School Assoc. – Tricky Tray**

Motion to approve made by Member Brueno and seconded by Member Ferramosca and unanimously passed.

Member Coppola will abstain from voting on the RL-2767.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of **\$8,401,881.64** 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 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:

Member Ferramosca: Hope everyone has been enjoying their summer so far, the Planning Board and Engineering Department have been very busy, Planning is busy tackling an on going study evaluating Route 10, and you will be hearing more about that as we progress throughout the balance of the year. Engineering Department is tackling 21 major projects. That is a significant number of projects, the majorities are road infrastructure and safety issues. I’m not going to talk about all 21 projects, but I just want to hit on some that are happening right now. Some of these projects are going to happen August, September and October. Resurfacing Eden Lane from Whippany Road is underway. Next you will see trench repair going on South Jefferson Road, that will be happening next Tuesday. Next Monday you will see Trench Repair on Park Avenue. Trench Repair also on Pleasant Valley and Norwood Road, and that will be completed this week. The long awaited resurfacing activities beginning on other street beginning in the month of September.

Mayor: Gerry, John is referring to Trench Repair on South Jefferson Road, I thought we agreed the entire lane.

Mr. Maceira; That's exactly it, the entire lane where the trench was.

Mayor: It's like driving through a hole.

Member Ferramosca: Our new Ordinance requires that all disturbances to our roads by utilities that they mill and repair the entire lane. The Trench and 18 inches on both sides of the trench.

Mr. Brueno: The Summer Concert Series has concluded, and by all responses it was a big success, there were 4 shows, one was held at the Ukrainian Center, because of rain, attendance was good, they all went well. The 25 Anniversary of Bee Meadow Pool took place and was a great success. And we want everyone to note on their calendars Hanover Township Day which was resurrected last year and will now become an annual event once again, Saturday September 6 with a rain date of Sunday the 7th.

Little League Softball All-Star 9/10 All Star had a very successful season, they went all the way to the State Finals and we are looking forward to recognizing them if we can get all their busy schedules together, hopefully September 25th, Congratulations to the girls, lots of luck with their softball careers in the years to come.

Mr. Gallagher: The School Park Traffic Safety Advisory Committee are busy all summer we have been working closely with the DPW, Police and Engineering many of the improvements that we proposed are just about complete, they all will be complete by the opening of school on September 4.

I would also like to announce with Recreation, Substance Awareness Council is going to have a volleyball game at Bee Meadow Pool on Friday, August 29, 2014. We will be introducing our latest partner, American Martial Arts. They are going to be doing a self-defense demonstration. The scouts are also calling out the Cedar Knolls and Whippany Fire Department for a rematch it should be a lot of fun.

Just to conclude on the school and parks I would like to thank Brian Foran and the DPW and all of us have been working very hard for 6 months with all these improvements and every improvement there was a call to Brian Foran and Engineering. Brian always says I'm going to get right on it and does. Thank you to everyone who has been working on this, and appreciate it.

Mr. Coppola: The Landmark has their key initiative that they are looking to be completed by year end on their Burial Yard with a tour brochure that has been completed and the work that is being done. I would also like to note that The Two Kids Foundation Car Show was a huge success; I say this because I want to thank the Township Committee and again Brian Foran and Public Works for all the help they provided. It's a Township effort and this year we were able to sponsor 5 individuals who really need our help, and one being our own Kaitlyn.

We also have a new Police Officer that will be starting September 2, 2014. Again I thank the Township Committee on behalf of Public Safety for their support, that's the third Police Officer, we did have one that retired and now we have three new Police Officers which will bring our staff up to a nice level and we want to thank the Township

for their support. The new officer is a resident of Hanover and we look forward to him becoming a Police Officer.

OPEN TO THE PUBLIC

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

Joseph Mihalko, 12 Anna Terrace, Whippany: I wanted to know if it was customary I didn't think it was, may I have 20 minutes to try and solicited the Township Committee to sell them refrigerators or something? I was a little distressed, I know the man had something good to say, but I don't think this was the venue to vent his proposal, I think it was very generous of the Committee to allow him as much time as you did. Perhaps there is another way we can inform this gentlemen that his presentation should be held at a different forum than the open session.

Mayor: We are reminded that it has to be 5 minutes, so both the parities that addressed us tonight were forewarned that they had 5 minutes and they didn't understand.

Mr. Mihalko: The unsolicited sergeant of arms I will not hesitate to use my cane to enforce the 5 minute run. You guys are doing a great job and stay with it.

Mayor: For the Township Committee to appropriate \$19.95 for a big ben alarm clock. I think they still make it and wind it up and leave it right here and until it goes off. We have so many people that come forward with particular agendas and I make no comments whether those agendas are correct or not correct but I do make a comment if they are not appropriate for a municipality, to ask a municipality to take either a political decision or position on a regional, state or federal level is completely unfair, what you're doing really is using that podium as a pulpit, like this case for this gas line, but we will learn more about it and we will see if we can satisfy a constituency that may be for it or against it.

No further comments by the public.

Seeing none, hearing none, motion to adjourn made by Member Coppola and seconded by Member Brueno and unanimously passed.

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

Joseph A. Giorgio, Township Clerk