

**September 11, 2014**

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, September 11, 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,  
and Coppola

ABSENT: Member Brueno

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**STATEMENT BY PRESIDING OFFICER:**

Adequate notice of this meeting has been provided in accordance with the Open Public Meetings Act by posting written notices and agenda of the meeting on the bulletin board in the Municipal Building, 1000 Route 10, Township of Hanover and by hand delivering, mailing or faxing such notice and agenda to the following newspapers:

HANOVER EAGLE  
MORRIS COUNTY'S DAILY RECORD  
THE STAR LEDGER

And by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

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**PLEDGE OF ALLEGIANCE TO THE FLAG**

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**MOMENT OF SILENCE:**

**Moment Of Silence In Remembrance Of The 13<sup>th</sup> Anniversary Of The September 11, 2001 Terrorist Attacks On The United States Of America.**

Mayor: It is the 13<sup>th</sup> Anniversary of the most horrific attack on the United State within the United States that we have ever seen. Loss of thousands of lives both here and New York City, and right here in our hometown, many of the towns around us, loss of lives in Pennsylvania and loss of lives at the Pentagon, the personnel at the hands of phonetically groups of terrorists, etc. We have overcome it physically. We have never overcome it emotionally. We have rebuilt and reconstructed. We stood back up again to say the "We are here," but the pain that we feel every time we look at the portion of lower Manhattan will always be there and the pain for the lives of the families that have lost loved ones, children that were born without having seen their father and have grown without seeing their parents mother or father. It's just a terrible situation, but we Americans prevail. We will prevail and we will prevail under the current threats in the world. As difficult as it is, I would like you to join with me in one moment of silence in thought of all that we lost at that time. Thank you.

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**OPEN TO PUBLIC**

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

Robert Steiger, 13 Korda Place, Cedar Knolls: Mayor and Member of the Committee, a couple of pleasant things first. It shows that I can be pleasant, I try to, I really do...

I want to thank the Mayor for the seniors, for coming out to our meeting last week, it was well received, especially the part of the no tax increase, they absolutely love it. We took a trip to Point Pleasant today. Had a wonderful day on the bus trip paid for by you gentleman. We paid for some of the way but the buses were paid for by you and I also understand that you increased our bus rates from \$5,000 to \$7,000 this year and we are very much appreciative of that, we really are.

I have a couple of things in Cedar Knolls that have me bothered. There is a house in Cedar Knolls that has a new designers touch plywood windows. Is there anything we can do about house this has the plywood on the windows, every time I go by it I want to go home and paint those son of a guns, isn't there anything that is a violation there?

Mayor: The one on Laurel? Which one are you talking about? What's the addresses?

Mr. Steiger: The one next to Long's Travel. It's the one where you had some people over there at one time. It has plywood on the windows. Isn't it a maintenance violation?

Mayor: You know, it begs a good question on that. Gerry, plywood covering the windows?

Gerry Maceira: You have to check with the Building Department, Sean Donlon.

Mayor: We will check on it. El DeSimoni on property maintenance and see what we can do regarding that.

Mr. Steiger: I'm not sure how anybody can drive by it and not notice it. And, the other thing is I would like to discuss the Cedar Knolls Exxon auto museum. There are more cars there than NASCAR. When Frankie Schneider owned that he was allowed three cars in the yard overnight none on the weekend. If there isn't 12 cars there what, how the hell is he getting away with it? Has anybody here driven by it?

Mr. Ferramosca: Today, I went there. You are absolutely right; they are parked all the way to the sidewalk.

Mr. Steiger: Why isn't he being challenged?

Mr. Coppola: He is being challenged. I spoke with Sean on several occasions, I myself went by it and it is difficult to make a turn going out of the street, Sean is going there to see what is going on.

Mr. Steiger: It has been like that for almost a year.

Mr. Coppola: I know it has, they said that they have been there before. They advised them of what they had to do, if they don't comply, they are going to start getting a fine for what they are doing.

Mr. Steiger: I would image the new owners are hard to find. He is probably in DuBai someplace because it is crazy what is going on here.

Mr. Coppola: The cars have no plates on them, and they have numbers on them. So it is a car lot.

Mayor: He might have to come back into the Planning Board for another application on that because he has designated parking areas on the site as we know. We knew Frank. We knew what was going on there and this new owner converted to a lot more of a mechanical area or repairs or something and is just running ramped on that site.

Mr. Steiger: It is the center of Town and it is a shame that it is the way it is.

Mayor: As George says, Sean is looking into it now, but if we can't get compliance through the Buildings Department then we will force him back into the Planning Board for an application on another Site Plan.

Mr. Steiger: It's probably going to go to the Board of Adjustment for a second floor parking lot.

Mayor: Maybe because it's going to be redefining his use. Is he a gasoline station pumping gas or is he a repair shop?

Mr. Steiger: The next is a little more complicated and it's something that I feel very strongly about. It's the Esposito's case that took place. I sat through all seven hours of that case and I am going to go through some stuff, please don't be offended if I say something that bothers you, but 99% of the people in this Town do not even know where that site is. I'm very serious when I say that. I know that there are some people that are close by, that do, but the residents of this town, and that's why you had rumors flying about what is going to be built there and what not. The rumor wasn't that the Township was going to develop it, the rumor was that contractors where going to try and get the land and develop it and part of that came from the fact that when Slattery Drive was built, the fellow that developed that asked her if she would sell her property to her. This is stuff that come out, these are rumor that get around and the people feel sorry for her because the stand and whatnot, okay, the other thing that has gotten me upset was that, and please don't get upset but your letter that came out Ron, you basically found her guilty before the Court had a chance,

Mayor: Stop there Bob.

Mr. Steiger: No, these Commercial uses

Mayor: Let me tell you something, because I heard more and more about my letter and other letters okay, the letter that was written by the Township Committee for

the Township Committee only addressed the farm stand and the fact that we were not closing the farm stand and it was not our intention she is a grandfathered and it would remain. All we heard in the community, all we heard in this community was that the Township was going to close the stand and was going to put Mary out and put all these businesses out that was so far from the truth and that was being put out by people other than this Township Committee, alright,

Mr. Steiger: What were you referring to with this sentence, what were you referring to with this sentence....what were you referring to?

Mayor: You have to forgive me for getting a little upset here, this letter did not cross the line, and a subsequent letter crossed the line.

Mr. Steiger: What did you mean with this sentence "these commercial uses are not permitted in the residential zone; the owners have no Township approval for such multiple uses only a variance to store equipment." What piece of property were you talking about with that sentence?

Mr. Semrau: That letter was sent by the Mayor but it was sent in response to numerous statements that were made that were not accurate and I reviewed that letter as legal counsel. So there was no rush to judgment it was crafted in a way that it would be with information and I am the one who signed off on that letter after the Mayor wrote it. I just want you to know and...

Mr. Steiger: That is your opinion and I accept your opinion and I disagree with you.

Mr. Semrau: and I am of the opinion that it just set forth facts so that the residents will be aware of what is going on in the matter. The matter was ultimately decided by the Judge and the Court and the statements that even the one that you read they are just statement of facts that were even founded by the Court. They are fact from the Administration and from various departments, that's all it is. So

Mr. Steiger: And down below it says

Mr. Semrau: It was very important for residents to understand what is going on; you don't agree with it, it really isn't relevant to the stand point that that was information that was disseminated for the benefit of the residents, if you don't agree there is no sense for us to debate it because it's not

Mr. Steiger: I plan to debate it...

Mr. Semrau: That's okay, but I'm just telling you it's more important that the residents got the information.

Mr. Steiger: There is a sentence down below that is very good, "the decision on this rest with the Court that will interpret the Zoning Code and reach a determination in the next few weeks." You said they said they are guilty on top and then you say the Court is going to reach a decision.

Mayor: How do I say they are guilty?

Mr. Steiger: You say “these commercial uses are not forbidden in a residential zone.”

Mayor: It’s a statement of fact. It’s not condemning them or not. I don’t know what the Court’s decision is going to be.

Mr. Steiger: You’ve been the Mayor and have been on Planning for all these years, if you say it’s not permitted how the hell someone is else going to say it is permitted.

Mayor: I’m not going to argue with you, the letter was appropriate and correct if you are looking for an issue continue to find an issue alright, but that’s not the one damn it!

Mr. Steiger: Let’s go one further then, it gets very complicated it’s almost like David vs. Goliath, and I’m serious, I sat here I watched this woman with her attorney going against the Township going at her...

Mayor: We worked for two years with Ms. Esposito, with Ms. Richards trying to get this thing rectified Bob, two years, and you were not here for two years when we were going through trying to settle this. Every arraignment we tried to make with her was refused up until this point, and they finally, we would be guilty of maleness if the building department didn’t take the necessary action that it took. Not us, not the Township Committee the Zoning Department. You should know that too.

Mr. Steiger: I watched the Zoning Department in action, her attorney had to spend hours defending pictures that were presented by your Zoning Department that had nothing to do with the site plot what so ever. They had pictures of telephone trucks doing work there and weren’t there the next day. That’s like having a plumber come to your house and do work, and they take a picture of the truck in your yard and they say you are storing a vehicle. If the case was so open and close why did they have to issue so many phony pictures? I was here Ron; I don’t know if anyone else was, I sat through all...

Mayor: We were deliberately were Not there...

Mr. Steiger: Maybe that’s possible, maybe you should have been, because you would have seen something and acted and you would have seen something that wasn’t very pleasant.

Mayor: No and that was for Judge O’Toole to interpret. Whatever the photos were, etc., I have no knowledge of those,

Mr. Steiger: And her attorney successfully and O’Toole told them how wonderful a job he did, because he was able to prove that so many of them had nothing to do with the site.

Mayor: Please take another moment and please submit.

Mr. Steiger: Okay I will, I’ll get to the end, I’ll be honest with you, her legal fees are close to \$100,000.00 because of some garbage and storage and in closing the case

was controversial the Judge was far, but once the Committee found she was wrong and made it public the Judge couldn't call them a liar and I believe that.

Mayor: Would anyone else like to be heard at this time? Ms. Iradi?

Judi Iradi, 43 Locust Drive, Morris Plains: Just a very tragic case of a long time resident in Town, and I would hope, I don't know if it's possible, maybe the Township Committee and/or the Justice System could do something to help this person so she isn't sided with such a huge amount of fines and such.

Mayor: There isn't a person I can speak about on this Committee, your Committee, that doesn't, would not want to help her. We know Mary personally; we know of her ills, we know of her children, we know the problem that she's gone through, all in all and all. We have tried earnest, the public does not realize how many meeting we have had with the family, with her daughter, with her son, etc. we have offered alternatives, we have offered time and ample opportunity to remedy the situation, and on the other side of the coin we get continuous complaints from the neighbors who bought homes in residential areas, and expect and deserve for their taxes and for their homes a certain monotone, peace and quite and tranquility. I think you have to agree. We tried to remedy that, we looked back for years into the uses of the property, we have no issue with the farm stand, we have no issue at all with the farm stand. We tried to remedy some of the situations where she had variances, where she had historic equipment in her garages, that's fine. She got approved variances to put them away, put them in her garages. Did not do that, not only did she not do that, but I don't want to get into the aspects of the case, it is not our prerogative to get into the aspects of the case, but what progressed, was exactly was said, in a notification that I had, was additional uses in a residential zone, that's the issue and if she couldn't, before the Court show that she was justified in those uses, we wouldn't be talking, we wouldn't be talking. So I don't know how else, or what prerogative we have...

Ms. Iradi: I just ask that maybe...

Mayor: I don't know, how or what would you suggest, let me turn it around and I know Bob is emotional issue with this as well, how do you think we suggest as a Township Committee act to help both Mary and the neighbors on Slattery. Give us a direction.

Ms. Iradi: I don't know if its legally within her purview to try to help her with the fines or to, if it's an illegal use then perhaps you can come before the Board of Adjustment maybe she should have done that in the first place,

Mayor: That was a very bonafide suggestion.

Ms. Iradi: But at this particular point when things have gone so far and its seems like well what not a real, I don't want to say animosity, but there was a problem with dealing with the two sides, now it's kind a like the case is settled, but it's just a real shame that it went in that direction.

Mr. Semrau: I just would like to explain, I know you said "tragic case" it is really unfortunate for the Township, because what happened was, I want to give you an example, on a number of occasions, I was asked to meet with the Construction and Zoning Officials and with the history that there has been a number of times over the past few years where the Zoning Officer came forward and said "We have a problem

there,” and what happened was the property owners came before the Township Committee, the unfortunate circumstances or whatever it was let to the Township Committee to decide to give her more time, but please let's see if we can get some positive things to happen. Nothing happened, but that's not the end of the story, fast forward to maybe about a year ago. We said we really have to do something, because you know what it is like if there are residents that are saying something is not right, it has to be addressed.

So what happened was, we had a meeting under the direction of the Governing Body, with all of the tenants at the property. That doesn't normally happen. But we thought okay, if the property owner really can't do something about this, let's bring in all of the tenants, because they must be doing pretty well, so they can come forward they have the wherewithal they are the ones on the property that probably shouldn't be on the property. We didn't judge them at that point in time, and what we said to the tenant, there was a number of commercial uses going on as we all know, and we said, can you start cleaning this up, can you move it to one side of the property, can we start to limit the intensity of your use? We didn't say we are going to issue a violation, we didn't say that, we said can you please start to make those strides.

Mayor: Move the equipment off the line, transfer the equipment to another area of the property, bring the equipment into the garage, I can go on about this...sorry Fred.

Mr. Semrau: The Mayor said at the meeting, it's better than the alternative, and the alternative is what has happened here, but look if you really want to rally around your property owner, please do that, we sent the Zoning Officer back out and again nothing really happened, so then on top of that, we also sent the Zoning Officer out and this is what the backdrop of what we see now, many violations going on this property and we said okay why don't you go out to the Zoning Officer and why don't you identify to the property owner, see if you can make a list of some things that can at least provide for some immediate improvements to the site, and less intensity

Mayor: Hours of operations

Mr. Semrau: Things of that nature, so the list was made, and the Zoning Officer came back and this is really the third or fourth time that we said to the Zoning Officer see what you can do, I know you have these potential violations so the Zoning Officer made this punch list, and said basically, I hope that something will happen, and again nothing happened. Then fast forward, it came to the point where the governing body had no alternative left than to say okay, this entity didn't issue the violations, that's within the prevue of the Zoning Officer, look we don't think we can come up with any type of settlement so the Zoning Officer, came back and we talked with the Attorney to come up with a settlement, but there was nothing formidable that was ever presented, that we can try to work with, and I want to say that even when we talked about the settlement, the Zoning Officer and the Construction Official said it was going to be difficult to effectuate this type of settlement and the governing body said we will try and figure that out. But there was not effort made by the Property owner again. So then what happened was the summones were issued.

Because the Zoning Officer has to answer to everybody, summons were issued and then during the case there was times were again through the Prosecutor of the Township contacted the Administration to say can we still try to figure this out and work this out, and proposals were made and proposals were not accepted to try and remedy

this and resolve this even at this point even after all those steps, so I don't think, it necessarily tragic just for the property owner it's not really fair to the Township if anybody thinks that the Township been unfair, because I can say affirmatively that this Township has taken every effort to try and accommodate the circumstances there and there was just no take to try to say look we are going to work with you and try and do this and in the meantime residents were saying "I'm impacted by this, how come this is going on so long?" So at some point you have to balance this and you have to say to your Zoning Officer and everyone else you have to do what's right, you have to go forward, we can't wait anymore, we are talking years, I just think it is important that that's part of the record for this governing body, it's not this entity it's not anybody trying to give someone a hard time, it's a result of after a long period of time, to try and answer to all the residents that there is a condition that needs to be addressed, and clearly from the Judge's decision, there was a lot of conditions.

Ms. Iradi: I think there is a lot of confusion, because it seems like two things are going on here, property violations and certainly if someone has a property violation in town and doesn't address that the fine is justified, in any circumstances, you have to rectify what is on your property, but it came into play, is it an acceptable use on that property, an allowable use or not? Then that got thrown into the fray and after years of the Town saying just clean up and you can stay there, and not saying guess what you have a non-conforming use on the property, they never said that, they went along with it, if you keep the property neat. Now it comes to court and they say it's not a use.

Mayor: You know what we are guilty of and you have been on this Committee and you know the philosophy of the Committee, we are guilty of trying to be a community and leave things along. John Ferramosca used an expression once, we like to leave the Genie in the Bottle, okay, it means that we know where the violations are, we know where the issues are, we know where the proper curb cuts to the proper parking on different surfaces, we can go on and on? Do we want to prosecute and chase every single one? No! Did we want to go after Mary? No! But the problem comes an elected officer responsibility here is when it's brought to your attention, and you ignore it the word is called "malfeasance" you are not doing your job and if you're not doing your job than the other party has the right to sue not only for their rights, but sue us. Does that intimidate me? No, it doesn't. But we tried in earnest everything we can do to get this thing rectified, we offered viable alternatives to lead the way, it's economic too. Mary has revenue which is critical to her and the idea of being fined on what she did, look I can't comment, do I find it difficult, yes very. But the bases for the fines that she had and how the court arrived at those, that's the Court. We don't involve ourselves with the Court. You give me some suggestions for this Township Committee to help Mary, I'll run 110% with it. But I don't know what else we can possibly do that we haven't already tried to do that we brough her together with all of our different agencies within the Township along with her family to try and remedy this, and here we are. We are the bad guys.

Ms. Iradi: I wouldn't say that, I don't think the Town is saying that either, but it's just..

Mayor: I'm gonna forward you my emails... I'm the lightning rod; I'm getting a lot of shocks.

Mr. Iradi: It's just the Court ruled that it was a non-acceptable use of the property.

Mr. Semrau: I have a copy of the opinion that I can give you. In fairness, I think it is good there is discussion about this, addressing the efforts that were made, the case itself that's for no one here, the fines and findings. But to go over the merits of it, it's quite a lengthy decision.

Ms. Iradi: Will she still be allowed to come before the Planning Board or the Board of Adjustment, for a use variance? I kind of heard she was grandfathered. Most of the people in town thought grandfathered.

Mr. Semrau: I really don't want to say anything because there are various legal options available. I don't want to say the wrong thing, and then have someone say, "Oh we can make an application."

Ms. Iradi: Okay, thank you. If there is certainly anything you can do thinking out of the box, I don't know what it could be, but I know whatever, it would be most appreciated.

Mayor: If there is anything in this conversation that you feel brings to our attention, any prerogatives, after the Court that the Township Committee may have would you brief us. We are more than willing to do whatever we can do without any direct interference with the Court.

Mr. Steiger: Judge O'Toole

Mayor: Are you going to yell at me some more?

Mr. Steiger: I apologize, I'm sorry; these things just drive me up a wall. Now, Judge O'Toole we talked to him after the case was over out in the hallway, he said she still is allowed to operate a landscaping business and a farming business, because that predates, she is allowed to run.

Mayor: The Farm stand

Mr. Steiger: Where those garages are she is allowed to run a landscaping business and a farming business, will the Township work with her to find a way for her to function there as that use and still be able to exist there? If that is still legal and he said it is.

Mayor: Is that Fred, what Bob is saying, is that your understanding in Judge O'Toole's decision?

Mr. Semrau: I think the opinion speaks for itself but I think there is and I don't want to say indefinite terms but that generally is my understanding of what Mr. Steiger just said. But I don't want to dictate anything from the decision; there are certain activities that are still permitted on that site. There are just a number of activities that are not.

Mayor: If she is being denied any rights that Judge O'Toole gave her through that decision, we will intervene.

Mr. Steiger: But if we can talk to her and she could get with the right people how she can run a landscaping business or a farming business there and fit in with the

Code. We know she can't park tractor trailer trucks and things I understand that but maybe the Town can help her how should a landscaping business be put on that property and have it work.

Mr. Semrau: I think that the decision is only three days old, we all are familiar with her Attorney, Mr. Burns, I'm sure he will give her excellent legal guidance as to what her options are based on the Court's decision. I don't want to say anything especially on public record that would be misleading.

Mr. Steiger: I understand, I'm just saying, maybe we caught him at a weak moment, I'll be honest with you, but he did say as far as he is concerned anything that was taking place there before 1946 should be allowed to be taken place there and grandfathered. Maybe there is hope then, maybe sit down with her and tell her what she has to do to put a business there that does not mess up Slattery Court, because that's the only people in this whole town that are worried about it.

Mayor: Fred is going to scream at me, Bob if she operated in reasonable hours not 6...

Mr. Steiger: If a man started his lawn mower at 6:00 in the morning I'd scream at him too.

Mayor: If she maintained some stability to the site we wouldn't be talking.

Mr. Steiger: I apologize for, I do get emotional and I'm sorry.

Mayor: I do too, I said to this Town, to try and sum it up, (now their having a conference)... In addressing the Township Committee in the Conference Session I know this case has the potential to go forward. Transcripts are being requested and that by the way of the defendants prerogative money is being spent, I think that is terrible it just adds insult to injury and that additional dollars have to be spent on this case I just express my opinion to this Township Committee on the whole matter and I thought that there might be other and I don't know the answer, Judi amicable ways we can resolve it at this juncture. But the Court has decided and a separation from them and us as you know exists and if we have gotten involved with that it brings on another whole set of issues, there was a point where some of my Committeemen were getting a great deal of outside influence that was crossing the line even on the Court and go very carefully in some of these areas and having said that.

Linda Lang, Parker Avenue, and Cedar Knolls: I have nothing to do with the Slattery Court.

Mayor: You don't want to talk about the Farm Stand?

Ms. Lang: No I don't have any information on it; I'm here for the Pilgrim Pipe Line. I am not going to take up much of your time I sent out information and wondering if there is anything that you would like to say, or if you had any chance to read any of the materials that were sent to you and if you have anything thoughts.

Mayor: The Administrator has reached out to Congressman Frelinghuysen

Mr. Giorgio: We contacted PSE&G because we heard that the possible route would be under the transmission lines and based on the information that they have there is no set pipe line route yet and in fact there was a very large article in The Star Ledger last week, statements made by Pilgrim Pipe Line people that they are still in the process of making a determination. So at this point the Township has not received any formal notifications from Pilgrim Pipe Line so I think we have to take a wait and see position until we get some type of notification.

Ms. Lang: Okay, I would also like to invite you and I will leave this with you, there will be another talk, at the Morris County Library about the pilrim Pipe Line.

Mayor: We are more than interested in knowing more about the Pipeline, and I have mentioned it to you earlier too, there are constituencies on both sides of these matters and while we fully appreciate your wanting to resist this pipeline there may be members of the community and a public forum that support it. So we have to learn more about it. Is that fair?

Ms. Lang: I guess so.

Anyone else in attendance that would like to be heard at this time. Motion to close made by Member Ferramosca and seconded by Coppola. Unanimously passed.

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**APPROVAL OF MINUTES:**

The Minutes of the Regular Meeting of August 14, 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 August 14, 2014 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Coppola and was unanimously passed.

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**COMMUNICATION:**

**Letters of Retirement:**

DPW Truck Driver/Equipment Operator John Sessock effective October 31, 2014;

Part-Time Park Maintenance Worker Robert J. Peters effective December 17, 2014; and

**Letter of Resignation:**

Resignation of Board of Health Member John Graeber effective September 5, 2014.

Motion to accept the Letter of Retirement and Resignations made by Member Ferramosca and seconded by Member Gallagher and was unanimously approved.

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**DEPARTMENTAL REPORTS:**

The following reports were presented and ordered filed as received:

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

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**ORDINANCES FOR ADOPTION**

ORDINANCES FOR PUBLIC HEARING AND CONSIDERATION OF ADOPTION:

**ORDINANCE NO. 37-2014**

**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-BASKETBALL COURT, THREE (3) FOUR (4) SQUARE COURTS AND A TETHERBALL COURT**

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 37-14 appeared in full in the August 21<sup>st</sup>, 2014 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 Gallagher and unanimously passed.

Is there anyone present wishing to be heard at this time

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

Be it resolved that Ordinance entitled, **“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-BASKETBALL COURT, THREE (3) FOUR (4) SQUARE COURTS AND A TETHERBALL COURT,”** be passed on final reading and that a Notice of the final passage of the Ordinance be published in the September 18<sup>th</sup>, 2014 issue of the Daily Record.

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

So Adopted.

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**INTRODUCTION OF ORDINANCES ON FIRST READING:**

**ORDINANCE NO. 38-2014**

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING AND SUPPLEMENTING VARIOUS PROVISIONS CONCERNING FENCES AND WALLS**

The Ordinance will be further considered for Public Hearing and Final Passage at the October 9<sup>th</sup>, 2014 meeting of the Governing Body and at time any person wishing to be heard will be given the opportunity to speak. The Ordinance and the Notice of Introduction will be published in full in the September 18<sup>th</sup>, 2014 issue of the Daily Record and pursuant to the Municipal Land Use Law the Ordinance will be forwarded to the Planning Board for review and recommendation to the Township Committee.

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

So Introduced.

**ORDINANCE NO. 39-2014**

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING THE PERMITTED USES IN THE ID ZONE DISTRICT**

The Amendment is as follows for the record:

**SECTION 166-203.8 PROHIBITTED USES WOULD READ AS FOLLOWS:**

**SECTION K THE SERVING OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES UNLESS AS AN ACCESSORY TO AN EATING AND/OR DRINKING ESTABLISHMENT THAT IS A SEPARATE USE AND A) AND IS LOCATED IN A SEPARATE BUILDING FROM ANY OTHER BUSINESSES ESTABLISHED ON THE SAME PREMISES OR B) IS SEPERATED FROM ANY OTHER BUSINESS ESTABLISHMENT ON THE SAME PREMISES BY A CONTINUOUS WALL THAT DOES NOT ALLOW ACCESS BETWEEN SUCH BUSINESS ESTABLISHMENT**

The Ordinance will be further considered for Public Hearing and Final Passage at the October 9<sup>th</sup>, 2014 meeting of the Governing Body and at time any person wishing to be heard will be given the opportunity to speak. The Ordinance and the Notice of Introduction will be published in full in the September 18<sup>th</sup>, 2014 issue of the Daily Record and pursuant to the Municipal Land Use Law the Ordinance will be forwarded to the Planning Board for review and recommendation to the Township Committee.

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

So Introduced.

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**RESOLUTIONS AS A CONSENT AGENDA:**

**RESOLUTION NO. 161-2014**

**A PROCLAMATION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PROCLAIMING SEPTEMBER, 2014 AS NATIONAL OVARIAN CANCER AWARENESS MONTH**

**WHEREAS**, each year, by proclaiming September as **Ovarian Cancer Awareness Month**, we call attention to a disease that affects women across our county, state and country, with the American Cancer Society estimating in the United States, 15,000 American women projected to lose their lives to ovarian cancer in 2014; and is estimated that about 22,000 new cases of ovarian cancer will be diagnosed in the United States; and

**WHEREAS**, these women are mothers and daughters, sisters and grandmothers, community members and cherished friends, and the absence they leave in our hearts will be deeply felt forever; and

**WHEREAS**, women who are middle aged or older, who have a family history of ovarian or breast cancer, or have had certain cancers in the past are at increased risk of developing ovarian cancer; and

**WHEREAS**, because ovarian cancer often goes undetected until advanced stages, increasing awareness of risk factors is critical to fighting this disease; and

**WHEREAS**, it is estimated that about 22,000 new cases of ovarian cancer will be diagnosed in the United States this year; and

**WHEREAS**, the public awareness campaign strives to increase knowledge about this disease, it recognizes the best defense against ovarian cancer is early detection, therefore it is essential that women know the risk factors associated with the disease; and

**WHEREAS**, this month is dedicated to prevention and awareness, it is also to honor those we have lost, show our support for women who bravely carry on the fight, and take action to lessen the tragic toll ovarian cancer takes on families across our county; and

**WHEREAS**, the Township Committee of the Township of Hanover supports the work of the New Jersey Office of Cancer Control and Prevention through our County Cancer and Chronic Disease Coalition and it's many partners and members.

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

1. The governing body calls upon all citizens, government agencies, health care providers and research institutions to raise ovarian cancer awareness and to continue helping American women live longer, healthy lives. The governing body also urges women in the Township, State and United States to speak with their health care providers and learn more about this serious disease.

**RESOLUTION NO. 162-2014**

**A PROCLAMATION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PROCLAIMING THE MONTH OF OCTOBER, 2014 AS BREAST CANCER AWARENESS MONTH**

**WHEREAS**, October is *National Breast Cancer Awareness Month*, which is an annual campaign to increase awareness of this disease and while we have seen an increase in mammography rates and a decline in deaths there is more we can do and;

**WHEREAS**, *National Breast Cancer Awareness Month* remains dedicated to increasing public knowledge about the importance of early detection of breast cancer diagnosis and treatment; and

**WHEREAS**, too many women do not utilize mammography at regular intervals even though research indicates it is the best available method of detection to decrease death rates; and

**WHEREAS**, the awareness campaign is sending out several key messages, most notably, the American Cancer Society continues to advise women to get an annual mammogram screening once they reach age 40; and

**WHEREAS**, the National Cancer Institute estimates in the United States, more than 230,000 (female) and 2, 000 (male) new cases of breast cancer will be diagnosed this year and over 40,000 people will die; and

**WHEREAS**, there are many organizations that continue to search for a cure through vital research, they also work with the Office of Cancer Control and Prevention in New Jersey and support the Morris ~ Somerset County Regional Chronic Disease Coalition and its partners to educate our community about the importance of early detection our best protection and the risks of breast cancer; and

**WHEREAS**, this October marks the 11<sup>th</sup> anniversary of declaring the importance of Breast Cancer Awareness month in Morris County.

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

1. The governing body hereby proclaims the month of October, 2014 as *Breast Cancer Awareness Month* and urges all women and their families to increase their knowledge and awareness about breast cancer.
2. The governing body calls upon all citizens, government agencies, health care providers and research institutions to raise breast cancer awareness and to continue helping American women live longer, healthy lives. The governing

body also urges women in the Township, State and United States to speak with their health care providers and learn more about this serious disease.

#### **RESOLUTION NO.163-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING DENISE La CAPRA TO THE POSITION OF PART-TIME FLOATER CLERICAL SUPPORT SERVICES EMPLOYEE FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING MONDAY, SEPTEMBER 15, 2014 AND ENDING SUNDAY, MARCH 15, 2015 AND ESTABLISHING HER COMPENSATION AT \$17.00 PER HOUR UNDER JOB GROUP II IN ACCORDANCE WITH SALARY GUIDE "C" OF SALARY ORDINANCE NO. 23-14 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, SPINAL, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)**

**WHEREAS**, in order to provide support to all civilian departments in complying with the monitoring and clerical responsibilities inherent in responding to Open Public Records Act requests filed with the Township and to provide assistance to any Department requiring clerical and support services coverage, the Township has created the position of Part-Time Floater Clerical Support Services; and

**WHEREAS**, the position noted above is classified under Job Group II, Schedule "B" and Salary Range Guide "C" Salary Ordinance No. 23-14; and

**WHEREAS**, pursuant to the Township's job search process, the Township received fifteen (15) applications by the Department of Administration; and

**WHEREAS**, of the fifteen (15) applications, a total of seven (7) candidates were initially interviewed by the Assistant Business Administrator and OPRA Coordinator; 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 the Part-Time Floater and Clerical Support Services position; and

**WHEREAS**, subsequently, the Business Administrator and Assistant Business Administrator conducted a second interview with the three (3) finalists on August 27, 2014 and September 8, 2014 whose background and experience closely matched the job requirements of the position; and

**WHEREAS**, as a result of the second round of interviews with the three (3) candidates, the Business Administrator and Assistant Business Administrator believe that **Denise La Capra** residing at 202 Dorchester Street in the Whippany Section of the Township has the necessary work experience, job qualifications and administrative skills closely matching the Job Description for Part-Time Floater and Clerical Support Services; and

**WHEREAS**, **Ms. La Capra** shall serve as the part-time Floater and Clerical Support Services employee for a six (6) month probationary period commencing Monday, September 15, 2014 and ending on Sunday, March 15, 2015 ; and

**WHEREAS**, in accordance with Schedule Range Guide “C” of Salary Ordinance No. 23-2014, **Ms. La Capra** shall be compensated at the hourly rate of \$17.00 per hour under Job Group II which is equivalent to an annual salary of \$24,752.00. Pursuant to Township policy, **Ms. La Capra** shall not be entitled to receive any other remuneration such as compensator 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 Business Administrator or his designee; and

**WHEREAS**, **Ms. La Capra** 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. La Capra** 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 **Denise La Capra** residing at 202 Dorchester Street in Whippany, New Jersey 079811 is hereby appointed as the part-time Floater and Clerical Support Services employee for a six (6) month probationary period commencing Monday, September 15, 2014 and ending Sunday, March 15, 2015. As a part-time employee, **Ms. La Capra** shall not work more than twenty-eight (28) hours a week.
2. In accordance with Salary Range Guide “C” of Salary Ordinance No. 23-2014, **Ms. La Capra** shall be compensated at \$17.00 per hour under Job Group II. The \$17.00 hourly rate is equivalent to \$24,752.00 for a part-time employee working a 28 hour work week. Pursuant to Township Policy, **Ms. La Capra** 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 Business Administrator or his designee.
3. **Ms. La Capra** 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. In the event that **Ms. La Capra** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. La Capra** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.

4. Pursuant to Township Policy, **Ms. La Capra** shall not be eligible to receive health and dental benefits or earn and accrue paid vacation and sick leave of any kind whatsoever.
5. This offer of employment is conditional and subject to **Ms. La Capra** 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 Chief Municipal Finance Officer and **Ms. La Capra** for reference and information purposes.

#### **RESOLUTION NO. 164-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES AGREEMENT WITHOUT COMPETITIVE BIDDING TO RICHARD F. SMITH, JR., P.L.S., P.P., A LAND SURVEYOR LICENSED BY THE STATE OF NEW JERSEY AND THE FIRM OF SMITH SURVEYING, INC., IN THE PERFORMANCE OF LAND SURVEYING SERVICES AT THE RATE OF \$115.00 PER HOUR, ALL IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 40A:11-5.(1)(a)(i) AND THE PAY-TO-PLAY PROVISIONS AT N.J.S.A. 19:44A-20.5 AND N.J.S.A. 19:44A-20.26 ET SEQ.**

**WHEREAS**, effective July 24, 2014, Anthony Marucci resigned as the Township's Land Surveyor in reviewing pending development applications; and

**WHEREAS**, with Mr. Marucci's departure, the Township of Hanover seeks to retain the services of a land surveyor licensed by the State of New Jersey for the purpose of reviewing survey documents submitted to the Township as they relate to applications for development pending before the Planning Board and Zoning Board of Adjustment; and

**WHEREAS**, on July 15, 2014, the Township Engineer sent a written Request for Proposal and Quotation to five (5) licensed land surveyors and/or professional engineering firms; and

**WHEREAS**, prospective bidders were asked to submit their written proposals and quotations to the Township on or before 4:00 p.m. on August 5, 2014; and

**WHEREAS**, all five (5) prospective bidders submitted proposals and quotations by August 5, 2014; and

**WHEREAS**, **Richard F. Smith, Jr.**, a land surveyor licensed by the State of New Jersey submitted the lowest written quotation in the amount of \$115.00 per hour for the scope of services described in the Township's RFP; and

**WHEREAS**, the Township Engineer, acting within his authority and in conformity with the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq. has carefully examined the five (5) written proposals including all relevant documentation that was required as part of the RFP solicitation and has determined that the proposal of **Richard F. Smith, Jr.** is in total conformance with the Township Engineer's RFP and does not include any exceptions, deviations or deficiencies; and

**WHEREAS**, in a memorandum dated September 4, 2014 to the Business Administrator/Township Clerk, the Township Engineer and Land Use Administrator Board Secretary recommends that a professional services agreement be awarded to **Richard F. Smith, Jr.**, a licensed land surveyor, professional engineer and professional planner licensed by the State of New Jersey and the firm of **Smith Surveying, Inc.**; and

**WHEREAS**, in accordance with Article VII, Section 166-48.B. and C. under Chapter 166 of the Code of the Township entitled Land Use and Development Legislation, **Mr. Smith** and the firm of **Smith Surveying, Inc.** shall receive payment for the performance of land surveying services from the respective individual escrow accounts established for applicants; and

**WHEREAS**, the Local Public Contracts Law at N.J.S.A. 40A:11-5.(1)(a)(i) requires that the resolution authorizing the award of contracts for "professional services" without competitive bidding, and the contract itself must be made available for public inspection.

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

1. In accordance with the recommendation of the Township Engineer and Land Use Administrator Board Secretary as set forth in their memorandum dated September 4, 2014 to the Business Administrator/Township Clerk, the governing body hereby awards a professional services contract to **Richard F. Smith, Jr.**, a land surveyor licensed by the State of New Jersey, and the Firm of **Smith Surveying, Inc.** with offices located at 28 Schuyler Place in Morristown, New Jersey for the review of land survey documents submitted to the Township by applicants to the Planning Board and Zoning Board of Adjustment.
2. Based on an hourly rate of \$115.00 per hour as quoted by **Mr. Smith** in his August 4, 2014 proposal and quotation, **Mr. Smith** shall perform the land surveying scope of services as described in full in the Township's professional services agreement and as set forth in the July 15, 2014 Request for Proposal.
3. The term of the contract shall commence on September 15, 2014 and expire on September 15, 2015.
4. The Mayor and Township Clerk are hereby authorized and directed to execute a professional services agreement by and between the Township and **Richard F. Smith, Jr.** based on an hourly rate fee of \$115.00 per hour.

5. This contract is awarded without competitive bidding as a professional service in accordance with the provisions of the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq.
6. Notice of this action shall be published in the September 18, 2014 issue of the Daily Record.
7. That a certified copy of this resolution shall be transmitted to the Township Engineer, the Township's Chief Municipal Finance Officer and **Mr. Smith** for reference and information purposes.

#### **RESOLUTION NO. 165-2014**

**A RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN EXTRAORDINARY, UNSPECIFIABLE SERVICES AGREEMENT WITH ARTHUR A. LINFANTE, III, MAI, CRE AND VALUE RESEARCH GROUP, LLC IN THE PREPARATION OF NINETY-FIVE (95) LIMITED NARRATIVE APPRAISAL REPORTS IN AN AMOUNT NOT TO EXCEED \$140,750.00 AND, WHEN NECESSARY, THE PREPARATION OF FINAL NARRATIVE APPRAISAL REPORTS WITH REGARD TO 2014 TAX APPEALS EITHER SCHEDULED OR PENDING BEFORE THE TAX COURT OF NEW JERSEY, PLUS PROFESSIONAL APPRAISAL AND EXPERT WITNESS TESTIMONY SERVICES, IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 40A:11-5(1)(a)(ii) AND THE PAY-TO-PLAY PROVISIONS AT N.J.S.A. 19:44A-20.5 AND N.J.S.A. 19:44A-20.26 ET SEQ.**

**WHEREAS**, there exists a need for professional appraisal and expert witness testimony services with reference to ninety-five (95) 2014 tax appeals either scheduled or pending before the Tax Court of New Jersey; and

**WHEREAS**, the Township is again faced with the prospect of losing a considerable portion of its 2014 ratable base as a result of challenges to the Township's 2013 assessments of residential, commercial, vacant and industrial properties; and

**WHEREAS**, pursuant to the provisions of the Pay-to-Play laws at N.J.S.A. 19:44A-20.5, and 19:44A-20.26, the Township of Hanover is in need of retaining the services of a licensed real estate appraiser with experience and expertise in the appraisal of commercial, industrial and residential properties as a Non-Fair and Open Contract; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-5.(1)(a)(ii), the Township's Business Administrator solicited a written proposal and quotation from **Arthur A. Linfante, III, MAI, CRE**, a licensed professional real estate consultant, for the purpose of preparing limited scope and full narrative "trial ready" appraisal reports, and the performance of expert witness testimony services if such services become necessary and appropriate, in the defense of the Township's tax assessments as it pertains to the ninety-nine (95) tax appeals; and

**WHEREAS**, in keeping with the requirements of the Non-Fair and Open Process of the Pay-To-Play Legislation at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26, the Township's Business Administrator, in his capacity as the Township of Hanover's Qualified Purchasing Agent has prepared a "Value Determination and

Certification”, (a copy of which is attached hereto and made a part of this resolution), that the estimated contract for the preparation of limited narrative appraisal reports, final narrative appraisal reports and expert witness testimony services have an anticipated value in excess of \$17,500.00; and

**WHEREAS**, the Township has previously retained and utilized the services of **Mr. Linfante**, a principal in the Firm of **Value Research Group, LLC**, and, believes that his past performance, knowledge and expertise and professional training, qualify him to perform professional appraisal services for the Township; and

**WHEREAS**, it is the recommendation of the Tax Assessor that **Arthur A. Linfante, III**, and the Firm of **Value Research Group, LLC**, be retained for the purpose of providing expert appraisal services and expert witness testimony services in defending the Township's assessments as it pertains to pending 2014 and 2013 tax appeals; and

**WHEREAS**, the total assessed value of the ninety-nine (95) ratables under appeal is estimated at \$960,311,300.00; and

**WHEREAS**, because of the exposure to its ratables, and the consequences that may evolve by a loss of the taxing power of the Township, and the critical and essential need to retain the services of persons having demonstrated competence and ability in providing expert appraisal services, the governing body deems it to be in the best interests of the Township to retain the services of **Mr. Arthur A. Linfante** and the Firm; and

**WHEREAS**, for each of the ninety-five (95) properties under appeal, the Business Administrator requested that **Mr. Linfante** submit a fee schedule for limited scope appraisal reports, final narrative reports and expert witness testimony services, as may be needed; and

**WHEREAS**, in the case of the ninety-five (95) 2014 and 2013 tax appeals, the governing body has determined that **Mr. Linfante** be directed, at this point in time, to only prepare the limited scope appraisal reports either scheduled or pending before the Tax Court of New Jersey; and

**WHEREAS**, based on the August 12, 2014 proposal and quotation of **Mr. Linfante**, it is estimated that the cost for the preparation of the limited scope appraisal reports pertaining to those appeals filed directly with the Tax Court of New Jersey shall not exceed \$140,750.00; and

**WHEREAS**, individual final narrative appraisal reports for any Tax Court civil action shall only be completed if authorized and deemed necessary by the Township Committee, on a case by case basis, in accordance with the August 12, 2014 proposal submitted by **Arthur A. Linfante**; and

**WHEREAS**, for the performance of tax appeal services as requested by the Township such as consulting assignments, court appearances and expert witness testimony before the Tax Court of New Jersey, **Arthur A. Linfante** and the firm of **Value Research Group, LLC** shall be compensated based on the following hourly rates:

Principals of the Firm.....\$165.00 per hour  
Associate Appraisers.....\$135.00 per hour; and  
Support Staff..... \$ 65.00 per hour; and

**WHEREAS**, in the event that tax appeals affirmed by the Morris County Board of Taxation in favor of the Township of Hanover are subsequently appealed to the Tax Court of New Jersey, the Tax Assessor shall request that **Mr. Linfante** provide the Township with a supplemental proposal and quotation to prepare any additional limited narrative appraisal reports; and

**WHEREAS**, the Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the 2014 and 2013 Current Fund Budgets - Tax Assessor – Other Expenses, Line Item No.124-0003-520 and 123-0003-520, to meet the costs of preparing the limited scope narrative appraisal reports and expert witness testimony services; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids, and the contract itself, must be available for public inspection; and

**WHEREAS**, the Business Administrator, in compliance with N.J.S.A. 40A:11-5.(1)(a)(ii), has filed a certificate attached hereto, setting forth the nature of the work and the reasons why the contract is an Extraordinary, Unspecifiable Service.

**WHEREAS, Mr. Linfante and Value Research Group, LLC** has completed and submitted a Business Entity Disclosure Certification which certifies that **Mr. Linfante and Value Research Group, LLC** have not made any reportable contributions to a political or candidate committee in the Township of Hanover in the previous one (1) year and that the contract will prohibit **Mr. Linfante and Value Research Group, LLC** from making any reportable contributions for the term of the contract; and

**WHEREAS, Mr. Linfante Value Research Group, LLC**, in accordance with N.J.S.A. 19:44A-20.26 have also filed a Chapter 271 Political Contribution Disclosure Form and a Stockholder Disclosure Certification.

**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. Pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law and N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq. of the Pay-To-Play laws, the Mayor and Township Clerk are hereby authorized and directed to execute an agreement with **Arthur A. Linfante, III, MAI, CRE**, a principal in the Firm of **Value Research Group, LLC** and the **Firm** located at 301 South Livingston Avenue, Suite 104 in Livingston, New Jersey 07039, for the preparation of only limited scope narrative appraisal reports. Preparation of the limited scope appraisal reports shall be completed on a case by case basis, and only upon assignment and authorization by the Tax Assessor. Final narrative appraisal reports shall only be completed, on a case by case basis, if deemed necessary and authorized by the Township Committee.

2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5.(1)(a)(ii) of the Local Public Contracts Law because it is critical that an appraiser and expert witness be retained based upon proven reputation and ability in the field of real property tax appeals because of the complexity of the appeals and the need for the careful gathering, analysis and interpretation of data needed by the Township Attorney for discovery proceedings, pretrial investigations and trial proceedings.

3. The summary of fees for the preparation of limited scope narrative and final narrative appraisal reports for each property under appeal and expert witness services to be performed by **Mr. Linfante**, in the rendering of expert appraisal services including assistance in discovery proceedings, pretrial conferences and expert witness testimony with regard to those tax appeals, either scheduled or pending before the Tax Court of New Jersey, are all in accordance with the receipt of civil action tax complaints filed with the Tax Assessor and Business Administrator/Township Clerk. The August 12, 2014 proposal of **Arthur A. Linfante, III** is attached hereto as Schedule "A" and made a part of this resolution as if set forth in full.

4. This resolution authorizes that the services to be performed under this contract shall not exceed One Hundred Forty Thousand Seven Hundred Fifty (\$140,750.00) Dollars for the preparation of the limited scope narrative appraisal reports. If final narrative appraisal reports are required and authorized by the Township Committee, the cost will be based on the individual quote for each property.

5. In the event other related tax appeal services are requested by the Township such as providing expert witness testimony including analysis of plaintiff's reports, pre-trial conferences and court appearances, **Arthur A. Linfante, III** and **Value Research Group, LLC** will perform all necessary appraisal services and expert witness testimony services based on the Firm's hourly rate schedule as follows:

Principals of the Firm.....	\$165.00 per hour
Associate Appraisers.....	\$135.00 per hour; and
Support Staff.....	\$ 65.00 per hour; and

6. In the event that tax appeals affirmed by the Morris County Board of Taxation in favor of the Township of Hanover are subsequently appealed to the Tax Court of New Jersey, the Tax Assessor shall request that **Mr. Linfante** provide the Township with a supplemental proposal and quotation to prepare any additional limited narrative appraisal reports.

7. In accordance with N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq., the Business Disclosure Entity Certification Form, the Chapter 271 Political Contribution Disclosure Form, and the Stockholder Disclosure Certification submitted by **Arthur A. Linfante** and **Value Research Group, LLC** shall be placed on file with this resolution. The Determination of Value Form certified by the Township's Business Administrator, acting in his capacity as a Qualified Purchasing Agent, is also attached hereto and made a part of this resolution as if set forth in full.

8. A brief notice of this award shall be published in The Daily Record as required by law within ten (10) days of its passage.

**RESOLUTION NO. 166-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 40A:11-5(s), AND THE PAY-TO-PLAY LAWS AT N.J.S.A. 19:44A-20.5 AND N.J.S.A.19:44A-20.26 ET SEQ. TO B. BRUECHE, JR. & SONS, LLC, IN AN AMOUNT NOT TO EXCEED \$110,280.00 BASED ON ITS QUOTATION OF \$9.19 PER CUBIC YARD FOR THE REMOVAL AND RECYCLING OF THE TOWNSHIP'S FRESH, UNCOMPOSTED LEAVES FOR THE PERIOD BEGINNING OCTOBER 6, 2014 AND ENDING JANUARY 1, 2015**

**WHEREAS**, pursuant to the provisions of the Non-Fair and Open Process of the Pay-to-Play laws at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26, the Department of Public Works is in need of recycling its un-composted leaves at an approved mulching/compost facility which leaves are presently located at the Public Works Complex located on Stoney Brook Road in Whippany; and

**WHEREAS**, the Local Public Contracts Law at N.J.S.A. 40A:11-5(s) provides an exception to the public advertising and competitive bid requirements of the Local Public Contracts Law for the marketing of recyclable materials; and

**WHEREAS**, pursuant to the requirements of the Non-Fair and Open process of the Pay-to-Play Legislation at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26, the Township's Business Administrator, in his role as the Township of Hanover's Qualified Purchasing Agent, has prepared a "Value Determination and Certification", (a copy of which is attached hereto and made a part of this resolution), that the estimated contract for leaf composting services has an anticipated value in excess of \$17,500.00; and

**WHEREAS**, although N.J.S.A. 40A-11.5(s) does not require the public advertising for bids for compost materials, the Business Administrator, in accordance with the Local Public Contracts Law, mailed a Request for Proposal to six (6) vendors on August 11, 2014, seeking quotations for the removal and recycling of an estimated 12,000 cubic yards of leaves; and

**WHEREAS**, the Township's Specification required that the successful vendor, in addition to loading, removing and recycling the Township's un-composted leaves must also provide the Township with one or more roll-off containers in the event that the Township finds it necessary to temporarily store the leaves to prevent odors; and

**WHEREAS**, of the six (6) vendors solicited, only two (2) written quotations were received by the Business Administrator by the deadline date of August 29, 2014 as follows:

- 1. B. Brueche, Jr. & Sons, LLC.....\$9.19 per cubic yard for loading, transporting and recycling of leaves. In addition, if requested by the Township's DPW, Brueche will provide 30 cubic yard containers for the temporary storage of leaves at a cost of \$260.00 per container.**
- 2. S. Rotondi & Sons, Inc.....\$9.89 per cubic yard for loading, transporting and recycling of leaves. In addition, if requested by the Township's DPW, Rotondi will provide 30 cubic yard**

containers for the temporary storage of leaves at a cost of \$350.00 per container.

**WHEREAS**, after carefully reviewing the two (2) written competitive quotations, the Business Administrator recommends that the Township Committee award a contract to **B. Brueche, Jr. & Sons, LLC**, located 16 Anna Terrace in Whippany, New Jersey 07981 for the loading, removal and recycling of approximately 12,000 cubic yards of uncomposted leaves based on **B. Brueche's** quotation of \$9.19 per cubic yard; and

**WHEREAS**, the Township's Business Administrator believes that the \$9.19 per cubic yard quotation is in the best interest of saving taxpayer dollars, and that the written commitment of the vendor to remove the leaves on a daily basis should an odor condition arise, be accepted as a good faith commitment by the vendor to comply with the Township's needs; and

**WHEREAS**, the cost for the loading, transporting and recycling of leaves shall be charged to the Township's Tree Fund Account which has sufficient funds to meet the needs of this award; and

**WHEREAS**, the Township's Chief Municipal Finance Officer has certified that sufficient funds are available in the Township's Tree Fund Account, Line Item No. 254-3508-499 for the purpose of removing and recycling approximately 12,000 cubic yards of fresh, un-composted leaves.

**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 be awarded to:

**B. Brueche, Jr. & Sons, LLC**  
16 Anna Terrace  
Whippany, New Jersey 07981

for the purpose of loading, removing and recycling approximately 12,000 cubic yards of un-composted leaves stored at the Township's Public Works Complex located on Stoney Brook Road.

The vendor, **B. Brueche, Jr. & Sons, LLC** will be required to remove all of the Township's un-composted leaves between October 6, 2014 and January 1, 2015, or until all leaves collected and temporarily stored at the Township's Recycling Center during the 2014 leaf collection season have been removed and recycled.

2. The Mayor and Township Clerk are hereby authorized to execute a contract with **B. Brueche, Jr. & Sons, LLC** in an amount not to exceed \$110,280.00 based on **Brueche's** quotation of \$9.19 per cubic yard, all in accordance with the vendor's written proposal and quotation received on August 28, 2014.

3. The Township Committee believes that a rational nexus exists between the use of Tree Fund Account moneys for the removal and recycling of the Township's un-composted leaves as the leaves are the product of trees located throughout the Township on public and private properties.

4. In accordance with N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26, the Business Disclosure Entity Disclosure Form, the Chapter 271 Political Contribution Disclosure Form and the Stockholder Disclosure Certification submitted by **B. Brueche, Jr. & Sons, LLC** shall be placed on file with this resolution. The Determination of Value Form certified by the Township's Business Administrator, acting in his role as the Township's Qualified Purchasing Agent, is also attached hereto and made a part of this resolution as if set forth in full.

5. A certified copy of this resolution shall be forwarded to the Superintendent of Public Works, the Township's Recycling Coordinator, the Chief Municipal Finance Officer and to **B. Brueche, Jr. & Sons, LLC** for reference and action purposes.

#### **RESOLUTION NO. 167-2014**

### **A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING A FUNDING AGREEMENT BY AND BETWEEN THE TOWNSHIP AND 67 WHIPPANY INVESTORS, LLC CONCERNING THE REALIGNMENT AND RECONSTRUCTION OF WHIPPANY AND PARSIPPANY ROADS AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE THE AGREEMENT**

**WHEREAS**, the Township has determined the intersection of Whippany Road and Parsippany Road is in immediate need of improvement as evidenced in the study commissioned by the Township which is entitled "67 Whippany Road Redevelopment Traffic Capacity Analysis Report", prepared by the RBA Group, Inc., dated September 30, 2012 and the day-to-day traffic congestion experienced at this intersection; and

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

**WHEREAS**, the realignment and reconstruction of Whippany and Parsippany Road are designed to improve and enhance the current traffic and anticipated traffic to be created by future growth and development by relocating the existing Whippany Road access to the properties designated as Block 5801, Lots 1.02, 1.03 and 1.04 on the Township's Official Tax Map to a newly constructed road located at the intersection of Whippany Road and Parsippany Road to provide access to those properties; and

**WHEREAS**, **67 Whippany Investors, LLC** has offered, subject to the terms of this Agreement, to donate to the Township the funds necessary to pay the costs necessary to implement the Intersection Improvements as set forth in this Agreement; and

**WHEREAS**, the Township has, subject to the terms of this Agreement, agreed to accept **67 Whippany Investors, LLC's** offer to donate to the Township the funds necessary to pay the costs necessary to implement the Intersection Improvements as set forth in this Agreement; and

**WHEREAS**, in the interest of pedestrian and motorist safety, the Township Committee believes the Funding Agreement is an essential instrument in setting forth

the terms and conditions by and between the Township and **67 Whippany Investors, LLC** in bringing to fruition significant intersection improvements at Whippany and Parsippany Roads in the Whippany Section of the Township.

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

1. The governing body hereby approves the Funding Agreement by and between the Township and **67 Whippany Investors, LLC**, a copy of which is attached hereto and made a part of this resolution as if set forth in full.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the Funding Agreement on behalf of the Township.
3. That certified copies of this resolution shall be transmitted to the Township Attorney, the Attorney for **67 Whippany Investors, LLC** and the Township Engineer for reference and information purposes.

**RESOLUTION NO. 168-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE ADVANCE PAYMENT OF MONEYS IN ACCORDANCE WITH N.J.S.A. 40A:5.16.1 TO THOSE OFFICIALS AND EMPLOYEES OF THE TOWNSHIP ATTENDING THE NOVEMBER 18 TO 20, 2014 NEW JERSEY LEAGUE OF MUNICIPALITIES CONVENTION IN ATLANTIC CITY IN AN AMOUNT NOT TO EXCEED \$500.00**

**WHEREAS**, N.J.S.A. 40A:5-16.1 states that the governing body of any municipality, may, by Resolution, provide for and authorize payment of moneys to the elected officials, board members and employees of that municipality toward their expenses for authorized official travel and expenses related to travel to an authorized meeting or conference; and

**WHEREAS**, any such Resolution shall provide for the verification and adjustment of any such expenses and advances, and the repayment of any unused moneys advanced to those elected officials, board members and employees; and

**WHEREAS**, the Statute also requires that within ten (10) days after the completion of the travel and attendance at that meeting or conference, the elected officials, board members or employees shall submit a detailed and itemized listing of expenses together with any receipts, and shall certify upon the municipality's standard voucher the exact expenditure of public funds; and

**WHEREAS**, any excess moneys advanced which are not used shall be repaid to the Township within (10) days after the completion of travel for which an advance was made; and

**WHEREAS**, it is the policy of the Township to permit an expenditure of One Hundred Sixty Six (\$166.67) Dollars and Sixty Seven Cents per day and not to exceed Five Hundred (\$500.00) Dollars for attendance and participation at the New

Jersey League of Municipalities Convention to be held between November 18 through November 20, 2014 in Atlantic City; and

**WHEREAS**, the Township Committee desires to permit the advancement of funds for travel and attendance at the various League meetings and conferences to be held at the Atlantic City Convention Center between November 18 and 20 in accordance with N.J.S.A. 40A:5-16.1.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Hanover in the County of Morris as follows:

1. Pursuant to the requirements of N.J.S.A. 40A:5-16.1 the governing body hereby authorizes the advancement of One Hundred Sixty Six (\$166.67) Dollars and Sixty Seven Cents per day and not to exceed \$500.00 to those elected officials, board members and employees who attend and actively participate in the various meetings and conferences sponsored at the New Jersey League of Municipalities Convention to be held in Atlantic City between November 18 through November 20, 2014.
2. In accordance with the requirements of N.J.S.A. 40A:5-16, each elected official, board member and employee attending and participating at the Convention shall complete and certify a Township of Hanover Voucher providing a detailed and itemized listing of expenditures. The Voucher shall be presented to the Business Administrator and CMFO within ten (10) days after the Convention for verification and approval.
3. Within ten (10) days after attending the Convention, it shall also be the responsibility of each elected official, board member and employee to make repayment to the Township of any moneys advanced which have not been utilized for legitimate Convention purposes.
4. That a certified copy of this Resolution shall be transmitted to all Convention participants and the Township's Chief Municipal Finance Officer for their reference and information.

#### **RESOLUTION NO. 169-2014**

**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 CELEBRITY ITALIANO AUTO GROUP, LLC, D/B/A MASERATI OF MORRIS COUNTY AND THE TOWNSHIP REGARDING THE CONSTRUCTION OF AN ADDITION TO AN EXISTING BUILDING AND ASSOCIATED SITE IMPROVEMENTS IN CONNECTION WITH THE OPERATION OF A MASERATI AUTO DEALERSHIP ON PROPERTY LOCATED AT 110 ROUTE 10 WESTBOUND AND DESIGNATED AS LOT 1 IN BLOCK 6601, 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 Planning Board of the Township of Hanover by resolution adopted on November 26, 2013, granted preliminary and final site plan approval

including variances to **Celebrity Italiano Auto Group LLC, d/b/a Maserati of Morris County**, as Applicant and Developer, for permission to construct an addition to an existing building and associated site improvements in connection with the operation of a Maserati Automobile Dealership on property owned by Whippany-110 Realty, LLC located on at 110 Route 10 Westbound in the Whippany Section of the Township and designated as Lot 1 in Block 6601 as set forth on the Tax Map of the Township of Hanover in the Industrial-Business (I-B) 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 **Celebrity Italiano Auto Group, LLC, d/b/a Maserati of Morris County**, the Developer, concerning the construction of an addition to an existing building and associated site improvements in connection with the operation of a Maserati automobile dealership on property located at 110 Route 10 West in the Whippany Section of the Township and also designated as Lot 1 in Block 6601 as set forth on the Tax Map of the Township of Hanover. 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 \$385,014.00 which includes submission to the Township Clerk of a certified check or cash in the amount of \$38,501.00 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 \$346,513.00 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 \$19,251.00 to cover the cost for all Township

engineering review, inspection and supervision of all the improvements as required to be installed by the Developer. In the alternative, pursuant to N.J.S.A. 40:55D-53.h., the Developer may pay the inspection fees in four (4) equal installments. 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 \$15,000.00. In this case, the installment option does not apply.

- 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 15 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. 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, as applicable.
- F. 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 **Celebrity Italiano Auto, LLC** for reference and action purposes.

#### **RESOLUTION NO. 170-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RELEASING THE SURETY PERFORMANCE BOND IN THE AMOUNT OF \$216,788.00 AND THE CASH PERFORMANCE BOND IN THE AMOUNT OF \$24,088.00 PLUS A PORTION OF THE INTEREST, PURSUANT TO P.L. 1985,c 315, TO WATERVIEW AT HANOVER, LLC UPON COMPLETION OF THE CONSTRUCTION OF THE SIXTY (60) DWELLING UNITS IN FIVE (5) MULTI-FAMILY BUILDINGS AT THE INTERSECTION OF AMERICAN ROAD AND EAST HANOVER AVENUE AND ALSO DESIGNATED AS LOT 1 IN BLOCK 602 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER AND LOT 8 IN BLOCK 11 AS SET FORTH ON THE TAX MAP OF THE BOROUGH OF MORRIS PLAINS**

**WHEREAS**, on October 18, 2011, the Planning Board granted Preliminary and Final Site Plan and Minor Sub-Division Approval to **Waterview at Hanover, LLC** as developer, in connection with the construction of sixty (60) dwelling units in five (5) multi-family buildings including associated improvements located at the intersection of American Road and East Hanover Avenue in the Cedar Knolls Section of the Township and designated as Lot 1 in Block 602 and Lot 10 as set forth on the Tax Map of the Township of Hanover and Lot 8 in Block 11 as designated on the Tax Map of the Borough of Morris Plains; and

**WHEREAS**, the Planning Board memorialized the resolution of approval on October 25, 2011 to JMF Acquisitions, LLC as applicant; and

**WHEREAS**, subsequent to the grant of the final Planning Board approval on October 25, 2011, JMF Acquisitions, LLC assigned all rights, title and interest in and to the property to **Waterview at Hanover, LLC** as the developer; and

**WHEREAS**, in accordance with the Developer's Agreement dated April 26, 2012, **Waterview at Hanover, LLC** has completed the construction of the sixty (60) dwelling and all site improvements located at the above referenced location; and

**WHEREAS**, the Engineering Department performed an on-site inspection and determined that all of the improvements were found to be acceptable except for tree and shrub replacements that will be replaced this fall; and

**WHEREAS**, in a letter dated September 9, 2014 to the Mayor and Township Committee, the Township Engineer recommends the release of the \$216,788.00 Surety Performance Bond and the \$24,088.00 cash performance bond subject to the submission to the Township Clerk of a two (2) year Site Improvement Maintenance Bond in the amount of \$108,375.00.

**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 September 9, 2014 letter recommendation of the Township Committee, **Waterview at Hanover, LLC's** Surety Performance Bond, Bond No. K07933113 issued on April 23, 2012 by Westchester Fire Insurance Company in the amount of \$216,788.00 is hereby released.
2. The cash performance bond in the amount of \$24,088.00 deposited in a TD Bank Escrow Account, No. 7760845128, plus a portion of the interest, in accordance with P.L. 1985, c 315 is also released.
3. Prior to the release of the Surety Performance Bond and cash bond, **Waterview at Hanover, LLC** shall furnish the Township a two (2) year Site Improvement Maintenance Bond in the amount of \$108,375.00 which represents 15% of the total performance guarantee of \$722,502.00.
4. At the end of the two (2) year period, a final inspection will be made by the Engineering Department. After the Developer makes all corrections, the Township Engineer is further authorized by this

resolution to then release to the Developer the Site Improvement Maintenance Bond and any remaining deposits in the Sanitary Sewer Escrow Account and Engineering Escrow Account.

5. That a certified copy of this resolution shall be transmitted to the Township Engineer, Chief Municipal Finance Officer, **Waterview at Hanover, LLC**, and JMF Acquisitions, LLC for reference and action purposes.

#### **RESOLUTION NO. 171-2014**

### **A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE CHIEF MUNICIPAL FINANCE OFFICER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$960.00 TO THE GREATER MORRISTOWN YMCA AS A RESULT OF SUBMITTING A REVISED PRELIMINARY MAJOR AND FINAL SITE PLAN APPLICATION FOR THE CONSTRUCTION OF A 5,706 SQUARE FOOT BUILDING AT 25 SADDLE ROAD IN THE CEDAR KNOLLS SECTION AND ALSO DESIGNATED AS LOT 9 IN BLOCK 701 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER**

**WHEREAS**, the Greater Morristown YMCA, a non-profit service organization located on Horse Hill Road in the Cedar Knolls Section of Hanover Township made application to the Board of Adjustment for the construction of a new building to be located at 25 Saddle Road; and

**WHEREAS**, the original application, filed on January 24, 2014 sought approval for a 13,620 square foot building; and

**WHEREAS**, a revised application for preliminary and final major site plan approval and variances was filed with the Township on August 25, 2014 seeking to reduce the size of the building to 5,706 square feet; and

**WHEREAS**, upon submission of the original application, the Greater Morristown YMCA paid a total of \$4,690.00 in application fees; and

**WHEREAS**, with the submission of the revised application, the total application fees totaled \$3,730.00; and

**WHEREAS**, because of the revised application, the application fees are reduced, and therefore, the Greater Morristown YMCA is entitled to a refund of the difference between the original fees paid in January, 2014 and August, 2014; and

**WHEREAS**, the Greater Morristown YMCA is entitled to a refund of \$960.00.

**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 Township's Chief Municipal Finance Officer is hereby authorized and directed to issue a refund check in the amount of \$960.00 to the Greater Morristown YMCA located on Horse Hill Road as a result of

the submission of a revised application for preliminary and major site plan approval with variances for the construction of a 5,706 square foot building to be located at 25 Horse Hill Road in the Cedar Knolls Section of the Township and also designated as Lot 9 in Block 701 as set forth on the Tax Map of the Township of Hanover.

2. That certified copies of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer and the Secretary to the Board of Adjustment for reference and action purposes.

#### **RESOLUTION NO. 172-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE CHIEF MUNICIPAL FINANCE OFFICER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$120.00 TO CHRISTOPHER AND CHRISTINE MILLER AS A RESULT OF PAYING A DUPLICATE BOARD OF ADJUSTMENT APPLICATION FEE RELATED TO CASE NO. 1741-R1 IN SEEKING A BUILDING HEIGHT SETBACK VARIANCE RELATED TO THE DEMOLITION OF AN EXISTING RESIDENCE AND CONSTRUCTION OF A NEW MODULAR HOME ON PROPERTY LOCATED AT 200 DORCHESTER STREET IN THE WHIPPANY SECTION OF THE TOWNSHIP AND DESIGNATED AS LOT 3 IN BLOCK 8304 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER**

**WHEREAS**, Christopher and Christine Miller submitted an application to the Board of Adjustment seeking permission to demolish an existing residence and construct a new modular home on property located at 200 Dorchester Street in the Whippany Section of the Township and designated as Lot 3 in Block 8304 as set forth on the Tax Map of the Township of Hanover; and

**WHEREAS**, the application was approved on April 1, 2014 and memorialized by resolution adopted by the Board on May 6, 2014; and

**WHEREAS**, because the approval did not include a building height setback variance pursuant to Section 166-167.A. of the Township's Land Use and Development Legislation, Mr. & Mrs. Miller filed a revised application, Case No. 1741-R1 on July 24, 2014; and

**WHEREAS**, the application fee for the building height setback variance in the amount of \$120.00 was paid twice by the applicants; and

**WHEREAS**, the revised application for a building height setback variance was approved and memorialized by resolution of the Board of Adjustment on August 21, 2014; and

**WHEREAS**, as a result of the duplicate payment, it is the recommendation of the Secretary to the Board of Adjustment to refund one of the two \$120.00 application fees.

**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 Township's Chief Municipal Finance Officer is hereby authorized and directed to issue a refund check in the amount of \$120.00 to Christopher and Christine Miller residing at 202 Dorchester Street in the Whippany Section of the Township and designated as Lot 3 in Block 8304 as set forth on the Tax Map of the Township of Hanover as a result of submitting a duplicate Board of Adjustment application fee related to Board of Adjustment Case No. 1741-R1.
2. That certified copies of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer and the Secretary to the Board of Adjustment for reference and action purposes.

**RESOLUTION NO. 173-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A REFUND OF TAXES FOR A TOTALLY DISABLED VETERAN EXEMPTION**

**WHEREAS**, Harry A Hansen, who purchased his residence in Hanover Township on January 7, 1994, is the owner of property located at 2002 Appleton Way in the Whippany Section of the Township and also designated as Lot 14 in Block 4402 and Qualifier No. 2002; and

**WHEREAS**, Mr. Hansen has applied for a Totally Disabled Veteran tax exemption and qualifies for an exemption of New Jersey property taxes; and

**WHEREAS**, the exemption is effective starting the date of 100% disability as designated by the United States Department of Veterans Affairs in accordance with NJSA 54:4-3.30; and

**WHEREAS**, the effective date is January 1, 2014; and

**WHEREAS**, Mr. Hansen is entitled to a refund of all taxes paid on the property since January 1, 2014; and

**WHEREAS**, the Tax Assessor has reviewed this exemption application and is of the opinion that Mr. Hansen qualifies for 100% tax exemption from real estate property taxes for his residence;

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

1. The governing body hereby authorizes a refund of taxes to Harry Hansen in the amount of \$2,638.35 for the period beginning January 1, 2014 through August 1, 2014.
2. The Township Committee further authorizes the Township's Chief Municipal Finance Officer to refund these taxes to Harry A Hansen residing at 2002 Appleton Way in Whippany and also designated as Lot 14 in Block 4402 with a Qualifier No. 2002.

3. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer and Tax Assessor for reference and action purposes.

**RESOLUTION NO. 174-2014**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER REFUNDING A PORTION OF THE BEE MEADOW SWIMMING POOL MEMBERSHIP FEES TO POOL MEMBERS WHO HAVE MADE REFERRALS DURING THE 2014 POOL SEASON**

**WHEREAS**, Section 3. of Ordinance No. 2-2014 states that if a current resident or non-resident pool member refers a new resident or non-resident to join the pool based on the membership categories described in Ordinance No. 2-2014, the resident or non-resident pool member making the referral shall receive a refund of 15% on the type of membership referral. The refund will be made at the conclusion of the pool season. However, the refund shall not exceed the cost of their original membership; and

**WHEREAS**, a total of thirty-four (34) Bee Meadow Swimming Pool members made new membership referrals during the 2014 pool season; and

**WHEREAS**, in accordance with Section 4. of Ordinance No. 2-2014, the pool members who are listed below are entitled to receive a refund of 15% based on their membership fee category.

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

1. In accordance with Section 4. Of Ordinance No. 2-2014, the following pool members who made referrals of new members to the pool shall receive a refund as computed below by the Department of Recreation and Park Administration:

<u>MEMBER:</u>	<u>REFERRAL REFUND:</u>
Julie Amitrano...48.75 + 30,00.....	\$ 78.75
Sharon Ayres.....	78.50
Chris Bagley....	48.75
Marisa Blanco.....	58.50
Melissa Boundeau... ..	48.75
Michele Budd.....	79.50
Lily Callie.....	79.50
Janas Caruncho.....	48.75
Jennifer Cefolo.....	48.75

<u>MEMBER:</u>	<u>REFERRAL REFUND:</u>
Theodore Ciamillo.....	\$ 48.75
Enzo Comerford.....	48.75
Robert Conti.....	48.75
Karen D/Ascoli.....	79.50

Edward DeCresceno.....	79.50
Joseph DePiro.....	48.75
Angela Freeman.....	48.75
Dawn Granata.....	79.50
Deborah Grant.....	79.50
Cheryl Leonard.....	48.75
Karen Melfi .....	48.75
Elizabeth Millis.....	79.50
John Napolitano.....	48.75
Denise Roe.....	27.00
Gina Rudolph.....	48.75
Ankita Ruelofs.....	48.75
Clare Schloenberger.....	79.50
David Spagnuolo.....	43.50 + 48.75
Patricia Suprun.....	58.50
Donna Werfel.....	79.50
Gerald Wesbecker.....	48.70
Jacqueline Winters.....	48.75
Jimmie Wood .....	42.00

2. The Township's Chief Municipal Finance Officer is hereby authorized and directed to issue the refunds to the individuals listed above.

3. That certified copies of this resolution shall be transmitted to the Superintendent of the Recreation and Park Administration Department and the Chief Municipal Finance Officer for reference and action purposes.

**RESOLUTION NO. 175-2014**

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

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

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

**Section 1.**

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014, which item is now available as a revenue from:

State of New Jersey:	\$5,000.00
2014 - Drive Sober or Get Pulled Over Crackdown Grant	

**Section 2.**

**BE IT FURTHER RESOLVED**, that a like sum of \$5,000.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":  
State and Federal Programs Offset by Revenues: \$5,000.00  
Drive Sober or Get Pulled Over: OE

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

#### **RESOLUTION NO. 176-2014**

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

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

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

#### **Section 1.**

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014, which item is now available as a revenue from:

Contribution: \$1,000.00  
Hanover Township School Age Child Care

#### **Section 2.**

**BE IT FURTHER RESOLVED**, that a like sum of \$1,000.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":  
Reserve- Hanover Township School Age Child Care \$1,000.00

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

#### **RESOLUTION NO. 177-2014**

#### **A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO RETURN A 2014 IN LIEU OF TAX DONATION IN THE AMOUNT OF \$1,000.00 TO THE ROSE HOUSE**

**WHEREAS, The Rose House**, a non-profit corporation for the benefit of people with disabilities operates a group home in Hanover Township for the developmentally disabled; and

**WHEREAS**, it is the policy of **The Rose House** to provide the municipality in which the group home is located with the equivalent of tax revenue it would normally pay if **The Rose House** were not a private not for profit tax exempt organization; and

**WHEREAS**, in accordance with this policy, **The Rose House** submitted a check to the Township of Hanover dated September 5, 2014 in the amount of \$1,000.00 as an in lieu of taxes donation to the Township; and

**WHEREAS**, because of the important humanitarian role and community service that **The Rose House** plays in the Township and the County, it is the desire of the Township Committee to return the full amount of the in lieu of taxes donation to the Morris Unit.

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

1. That the governing body has determined to return the \$1,000.00 donation of **The Rose House**, which donation served as an in lieu of taxes contribution to the Township.

2. That the Township's Chief Municipal Finance Officer is hereby authorized to issue a check in the amount of \$1,000.00 to **The Rose House**, as reimbursement in full for its in lieu of taxes donation which was deposited with the Township on September 5, 2014.

3. That a certified copy of this Resolution along with the reimbursement check shall be transmitted to the Township's Chief Municipal Finance Officer and the Executive Director of **The Rose House** for their reference and information.

#### **RESOLUTION NO. 178-2014**

#### **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:

<b><u>BLOCK</u></b>	<b><u>LOT</u></b>	<b><u>QUAL. #</u></b>	<b><u>NAME</u></b>	<b><u>AMOUNT</u></b>
904	4		Joseph & Diana Morgan 4 Countrywood Drive Morris Plains, NJ 07950	\$1671.88
1102	3	C0002	Irwin Law Firm PA Attorney Trust Account 80 Main Street Suite 410	

		West Orange, NJ 07052 Location: 7 Ridgedale Ave Reserve for Tax Appeals	\$38,943.00
4502	18	Wells Fargo Real Estate Tax Service, LLC Attn: Financial Support Unit 1 Home Campus MACX2302-04D Des Moines, IA 50328 RE: 5601/16.01 Williams	\$632.34
7802	2	Dovenmuehle Mortgage 1206 St Charles St Elgin, Il 60120 Location: 4 Magnolia Drive	\$892.92
7802	3	Dovenmuehle Mortgage 1206 St Charles St Elgin, Il 60120 Location: 6 Magnolia Drive	\$888.67
7802	4	Dovenmuehle Mortgage 1206 St Charles St Elgin, Il 60120 Location: 8 Magnolia Drive	\$886.12
7802	5	Dovenmuehle Mortgage 1206 St Charles St Elgin, Il 60120 Location: 10 Magnolia Drive	\$889.10
7802	6	Dovenmuehle Mortgage 1206 St Charles St Elgin, Il 60120 Location: 12 Magnolia Drive	\$3,701.75
7802	7	Dovenmuehle Mortgage 1206 St Charles St Elgin, Il 60120 Location: 3 Forest Hill Court	\$914.17

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

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**RAFFLE APPLICATIONS:**

- RL-2772 – Interfaith Food Pantry – off premise 50/50**
- RL-2773 - Interfaith Food Pantry – tricky tray**
- RL-2774 – Elizabeth Ann Seton Council 6904,  
Knights of Columbus - off premise raffle**
- RL-2775 – Whippanong American Legion Post 155–Instant Raffle–Pull Tags**
- RL-2776 – Parents’ Guild Oratory Prep – on premise raffle**

- RL-2777 - Parents' Guild Oratory Prep – on premise 50/50**
- RL-2778 - Parents' Guild Oratory Prep – off premise raffle**
- RL-2779 - Community Hope, Inc. – on premise raffle**
- RL-2780 - Community Hope, Inc. – off premise raffle**

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

Member Coppola abstains from RL-2774.

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**PAYMENT OF BILLS:**

The governing body approved a grand total disbursement of **\$5,100,970.84** for the payment of all bills as of this Regular Township Committee Meeting. A copy of the "Bills Payment List – by Vendor" is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

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

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**OTHER BUSINESS:**

Mayor: On behalf of the Township Committee how much we appreciated all the work done for Hanover Township Day this past Saturday, all of us who attended saw that it was a very huge success. I think Denise Brennan, Superintendent of Recreation as well as Brian Foran on Public Works, Jim Coiley all the members of the Recreation Committee, who but in months of months of hours, they covered just about every base I want to thank both Fire Companies, both Whippany and Cedar Knolls with their presentations being there, the kids had a great time in the paddle boats, so much for everybody to do there. Representation from all of our departments, VFW, Veteran's Alliance, etc. who had booths there. Wonderful day by all. Robert Brueno if he was here would proclaim the same thing, that he enjoyed the day and all the work that was done. If I missed anybody, I apologize but we are looking forward to next year.

Mr. Coppola: First all Landmark seems to be moving along well with the completion of the first stage of the burial yard, we do have a meeting next Thursday, we have been off the whole summer, we will get an update and bring it to the Township Committee. Secondly, the Fire Companies I've been to both Commissioner Meetings and several months, and the first question how are they doing with the Police Academy (County Dispatch) dispatching? In each case I've gotten that it's moving along very well. They are very pleased with it, had some issues here and there, some bugs but they worked through them and they are very satisfied with it so.

Mayor: They are doing a fantastic job. I hope none of you have to make that call but it came out of my house and I have to tell you that the response from the County to the locals to my home was seamless and instigations and I think it will work out very well.

Mr. Coppola: We also had a new Police Officer started, he will be sworn in at the next Township Committee Meeting.

Mayor: We had been working diligently with State Senator Codey and his office and down at the DEP for over a year now to acquire the Route 24 Right of Way, from Ridgedale Avenue up to Morris Plains, that would have been the extension of Route 24 which we all know was not going to come through fruition and the Township had petitioned the State to give that property up and my phone rang this morning and Senator Cody advises me that the Governor has signed the DE legislation so that property now is set up to formally come to Hanover Township as Open Space, so we are very happy and we complement the Senator and all involved.

Mr. Ferramosca: Great news.

Engineering Department continues to be very hard at work, 25 active projects, Capital Projects major ones, I will just hit on the major road way improvements that have occurred or will be occurring within the next two weeks. The resurfacing of Edan Lane from Whippany Road to the eastly terminus that is scheduled to start September 20. The resurfacing of Smithfield Drive is scheduled September 29<sup>th</sup>. Appletree Lane September 22, 2014 and you probably noticed this but Hanover Township has innovated and moved to what we call full trench repair, so that if there is an disturbance by an outside utility of our roadway rather than just patch or 18" on either side of the disturbance they are doing full lane restoration, so on South Jefferson that took place. Park Avenue which was a redo that was completed on 8/18 and the trench repair of Pleasant Valley Way and Knollwood Road. Lastly as well as importantly and this is for Brian Foran and the DPW and we waited a while on this but we are happy to say that the DPW parking lot has been resurfaced so the operators at the facility can work on a much safer area.

Mayor: John is not taking a bow but I'm giving him a bow, the effort to get the utility company to do the complete lanes after they do trench openings is something that John spearheaded and pulled the water company in for example and had a special meeting and advised them that we are going to except the trenches the way they were on Jefferson Road, so thanks John.

Mr. Gallagher: As we all know Tuesday(Thursday), September 4<sup>th</sup> our schools began our 2014-2015 school year, good luck to everyone we hope you have a great year. As many of our families have noticed there has been a quit abit of improvements around our school regarding safety and traffic awareness. I'm proud to announce the school and park traffic safety committee completed most of its improvements that we set out to do over the summer and will be completed by the first day of school. There are too many people to thank for their hard work on this initiative but I would like to thank them all because of time sake. I just want to mention the big groups; The Hanover Township PD, Superintendent of Schools, Building Principals, PTA and School Board Members, Engineering Department, DPW, Transoptions. I also want to thank residents that responded to our surveys and also who attended our Public Hearing.

I would also like to thank the Township Committee, I've said this many times but our subcommittee has three additional members on it Mayor Francioli, Deputy Mayor Ferramosca and Bob Brueno. This is a very important initiative to all of us. Our Children's Safety and always updating and helping one another to further insure the safety of our families.  
Thank you very much.

Mayor: This is working out very well.

Mr. Gallagher: Yes a walking Friday is coming up. As part of our educational and awareness portion of this program we will be handing out 1,500 flyers to all our K-8 students. Given out at back to school night, giving parents some safety suggestion. Tomorrow we begin the walking school bus, we got introduced to this by Transoptions it's safe routes to schools our environmental commission and green team also benefit from this. At three of our elementary schools we have walking routes and walking school bus stops and we are going to be walking to school and discussing safe bicycling to school.

Next Friday, Hanover Youth night will be held at Hanover Township's mixed martial art's in Pine plaza grades 3-5. Hands on self-defense and mixed martial arts seminar followed by Uncle Vinny's Pizza and Planet Swirl. We are then going to book a date.

The One Day One School Team had it's first meeting to discuss it's Fall program which will be Saturday October 18, 2014 at the East Hanover Middle School. We will also be working simultaneously in Hanover Township Schools to complete additional one day one school projects.

Green Team is having a free tree give away. Application is online.

Mayor: We need to increase more than 100.

Mr. Gallagher: Paper Shed Day is Saturday October 11, 2014 8-11:00.

Mr. Coppola: One Day One School ~ Committeeman Gallagher got me involved in doing the minutes and if anybody would like to get a copy of the minutes please let me know, or Mr. Giorgio know and we will get you a copy to show you what is going on.

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**OPEN TO THE PUBLIC**

No further comments by the public.

Seeing none, hearing none, motion to adjourn made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

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

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Joseph A. Giorgio, Township Clerk