

July 9, 2015

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, July 9, 2015, 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,
Coppola, Ferramosca, Brueno

ABSENT:

STATEMENT BY PRESIDING OFFICER:

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

**HANOVER EAGLE
MORRIS COUNTY'S DAILY RECORD
THE STAR LEDGER**

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION

VIVIAN COHEN UPON HER RETIREMENT IN GRATEFUL RECOGNITION OF THIRTEEN PLUS YEARS OF DEDICATED SERVICE AS A MEMBER OF THE LANDMARK COMMISSION AND WHIPPANONG GARDEN CLUB.

MICHAEL J. COHEN UPON HIS RETIREMENT IN GRATEFUL RECOGNITION OF ELEVEN PLUS YEARS OF DEDICATED SERVICE AS TREASURER OF THE WHIPPANONG LIBRARY ASSOCIATION.

RESOLUTION NO. 118-2015

A PROCLAMATION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER CONGRATULATING THE WHIPPANY FIRE COMPANY IN CELEBRATING THE 100TH ANNIVERSARY OF ITS FORMATION AND HONORING THE MEMBERS OF THE FIRE COMPANY FOR THEIR PROFESSIONAL FIRE FIGHTING SERVICES TO THE HANOVER TOWNSHIP COMMUNITY

July 9, 2015

WHEREAS, the **Whippany Fire Company** was organized in 1915 and subsequently incorporated in 1917; and

WHEREAS, since its formation in 1915, the members of the **Whippany Fire Company**, consisting of over fifty (50) active members, continue to excel in providing outstanding fire prevention and fire suppression services to the Hanover Township community; and

WHEREAS, the officers and rank and file members of the **Whippany Fire Company** exhibit unselfish devotion to the people of Hanover Township by risking their own lives, and by making personal sacrifices in actively serving as professionally trained firefighters in protecting the lives and property of residents, businesses or those who travel through our community on a daily basis; and

WHEREAS, when the proverbial “alarm bell” rings, the members of the **Whippany Fire Company** are prepared to cope with any incident great or small in protecting the lives and property of all citizens who either make their home or work in the Township; and

WHEREAS, as the Township Committee comes together with members of the **Whippany Fire Company** and residents of the community to celebrate the establishment of the **Company**, let us not forget the valor and courage that these professionally trained firefighters display twenty-four (24) hours a day in placing the public safety needs of the Township first and foremost.

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. Upon the 100th **Anniversary** celebration of the formation of the **Whippany Fire Company**, the governing body wishes to acknowledge and publicly thank each and every member of the **Company** for their dedication and commitment in serving the Hanover Township community by providing exceptional professional firefighting services whenever the need arises. Their bravery, courage and dedication must never be forgotten.
2. The Township Committee is proud to recognize the achievements of the **Whippany Fire Company** for their many years of exemplary service and call upon all residents of the Township to offer their sincere congratulations and best wishes as the **Fire Company** begins its second century of distinguished service.

OPEN TO THE PUBLIC

July 9, 2015

Before I call for a motion to open, we are going to open in the beginning of the meeting and open it again at the end of the meeting, there will be a four minute window of time for anyone who would like to address the Township Committee and we ask for the courtesy of your addressing the Township Committee from the podium on a one time only for that four minutes, and we appreciate that in the interest of all of our times. On that note, may I have a motion?

Motion to open to the public made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

Joseph Mihalko, 12 Anna Terrace, Whippany: Gentleman, I know that there is going to be an introduction of an Ordinance but under your consent agreement on item D we are appropriating \$36,000 some odd dollars for a survey of a bicycle walking path? Are you with me?

Mayor: Municipal Shared Defense Agreement, E? Oh sorry D, sorry Joe.

Mr. Mihalko: My question, last year when we were presented in conference session with this, which I think is a great idea, it was a lot better when I heard it the first time, and as much as the first time we heard about this walking bicycle path it wasn't going to cost the Township any money. We are now appropriating this minimal amount here for a survey, but I also noticed that on an introductory ordinance that is coming up tonight, we are appropriating \$225,000.00 for Phase 1 of the bicycle walking path, I wonder what happened to the fact that it wasn't going to cost the Township any money to us now spending this amount.

Mayor: I can't validate that first statement, but I will tell you this, that the initial Phase 1 of the trails was a collective discussion between our new corporates MetLife, Bayer Corporation and us. Phase 1 of the trails cost nothing because it already exists from the point of Frelinghuysen Arboretum as it comes through, it does have to be improved then it will terminate at the Bayer driveway, it's going to come up Eden Lane, having said that, the funding of that portion of the project that we looked at we need the engineering for that the funding from that is going to come through a grant that we are going after for the County Open Space Trust Fund, which now on Hanover's urging opened up their accounts to allow for trails of this nature, this is Patriot's Path, that you would know about. This is a reinvention of Patriot's Path. The statement that this was not going to cost us any money I can't bank on that, no pun intended.

Mr. Mihalko: No pun taken, my point then additionally will be since you already said this is Phase 1 so which has already been accomplished, so this recognition as Phase 1 is slightly erroneous so this might be Phase 2 how many phases are going to be involved and what is the total cost going to be to us? The reason I bring this up, not as I said initially, I'm very much in favor of us having this type of recreational facility if you will, quality of life as well, but the reason why I bring it up, and the amount that it is going to eventually cost us, there are a number of other projects glaringly shown on the wonderful Fourth of July event that we had over here on North Jefferson Road, it

July 9, 2015

doesn't have any sidewalks that the people had to walk down from a portion of some of the spots where they were parking, had to walk on a road. Are we also looking into upgrading our infrastructure, our walking infrastructure on our road service as well? We are putting up 16 brand new homes on North Jefferson Road, and if we have this project across the street coming into fruition we may be talking about some pedestrian traffic. The Town Council has done a phenomenal job with the Reynolds Avenue Parsippany sidewalk extension, I would hope that the Engineering Department, he's looking down right now, would also be looking towards the future as well, again, for quality of life thing that we should have some consideration given to the residents of North Jefferson Road for their assess ability and if we continue to have a successful Fourth of July as I thought it was, needed a little tweaking, it might behoove us to look into the feasibility of extending our walking paths on some of our major arteries.

Mayor: The entire plan, which is known as connectivity is the new word for Patriot's Path, and some of us on the council would remember it, goes back to Al Kent at the County; we intend to complete Patriot's Path and we have been doing that for some time with the County, we have much of the Path already laid out, we can't go through much of this Path, without the engineering work that needs to be done and that is what you are seeing here from Lustberg, the engineers that have to do it. That design has already been executed, and by the way the public is more than free to see the designs that this path has, it has numerous paths that connect from Morris Plains, Morris Township, connects over to Parsippany line it brings together our entire community. I'm not going to go into the strategy for the entire path but it certainly works hand and glove with our corporate community and why we need that path for them, it's not just for us on the residential side, it's an amenity that everyone would share in and it would benefit us in the long run on that side. Is there going to be a cost overall on Phase 2, 3, 4 or 9 I don't know John has more of the details on that, yes there will. We will be looking for grant funding, we will be looking for other areas; (Beep) you're not timing me, are you?

Joe Giorgio: No... If you want I can. (laughter)

Mayor: We will be looking for other areas of funding Joe from our corporate neighbors and you know we always look at that, so we are not about to just open up our wallets and pay several hundred thousand dollars for this, but we do see this as an amenity that we really want. Regarding your question on Jefferson Road on sidewalks, that has come to our attention many times, we have explored it we have discussed it as a committee; I think what the Committee's next step should be is a process, to turn it over to our Public Safety Department, Traffic Control Officer etc., to review it, whether or not they have to do traffic counts and studies or observations of how many pedestrians use that or not and make a recommendation to us as to whether a sidewalk is necessary. We reviewed it on just a cursory basis of do the sidewalks lead to schools, do we have youngsters or children walking on those streets to get in the areas, bicyclists or others, probably do but to what degree; can't answer that accurately without a study like that going on, so as far as infrastructure is concerned; you covered a lot of basis tonight, by the way, as far as infrastructure is concerned we are putting this year,

July 9, 2015

we put in last year over \$1 million dollars into roads, we had a hell of a winter, not good for any of us. But I have to tell you something, some of us should leave Hanover Township and drive to other towns and see what bad roads are like, and trust me don't even go near Staten Island. But the point of this is we understand and we realize that we got to do a major catch up on roads in this Township, if we are going to maintain them so we first have to get to the full improvement before we can go on a maintenance program, that may be three, four five million dollars, and we are prepared for that, and I think the Township Committee is going to be discussing in the next few hours if not the next few meetings a manner in which we are going to fund that infrastructure improvements of the roads. Some of them will be done by improvements by corporates that are coming in and doing their portions of the roads always been done that way, on their dime, so to speak, others we will have to do and yes we are looking at it, and we are trying to catch up with it; so that's a snip of where we are now. Unless I'm missing something?

George Coppola: We can only do so many at a time.

Mayor: As George says, we can do only so many, we have a formula of doing 5 to 6 roads a year, and for several years we put no money into the roads at all, not good. But we put about \$1 million to \$1.5 to \$2 million a year into roads and some of which is funded by grants, if we put \$4-5 million dollars into our roads we will be able to have caught up with improvements on all of the roads that we feel that the engineer has determined that the road needs to be resurfaced, milled resurfaced, and once we catch up with that, maintenance becomes a far easier job of taking care of it year by year. So that's where we are. Am I missing anything on that? Silvio Esposito, our financial man, are we in debt?

Silvio Esposito: No debt. I do want to address something Mr. Mihalko said about the \$225,000.00; legally we have to appropriate it by resolution what the Committee is doing, it doesn't mean that it is coming out of tax dollars, a lot of that money is coming from open space or corporate contributions, but we legally have to pass resolution saying that we are going to appropriate the funds, doesn't mean it's tax dollars, so 90% of that \$225,000.00 is either open space or money given to us by corporations to build the Connectivity, the other 10-15% of projects that engineering came in under budget in prior years, we cancelled and that excess is filling in the gap of the 10-15% that we need to come up with \$225,000.00 so in reality it is not costing any tax dollars this year to pay for that \$225,000.00. What I wanted to say, today I was sitting by my pool trying to get a tan and three women from Ivy School in Newark came by complaining that Ron Francioli didn't sign their year book in Junior High; and they tried to track him down, and I said I know where he'll be Thursday night, so one of these young ladies brought her year book from Ivy Junior High and they want to know if Ron Francioli would sign it.

Mayor: Are you kidding me.... (laughter & applause).

July 9, 2015

Mr. Mihalko: I'm sorry Mr. Mayor, I would like to take advantage of the familiarity that I have with this and would like to know if you care to share with us what year that yearbook was?

Mayor: I've tolerated a great deal from you but I think at this particular time I'm going to say to you that it was sometime in the 50's, I'll leave it at that.

Audience: 1958!

Mayor: Anyone else who would like to be heard or surprised at this time, please do so from the podium.

Mary Cowley, 22 Troy Hills Road: I have a couple questions, 2 or 3 properties on Route 10, one you are demolishing by Bogey's what is going in there when it is demolished or flattened?

Mayor: There is no specific use, what we are trying to do is, we have acquired the house which is in terrible shape,

Ms. Cowley: It has been for a long time.

Mr. Brueno: It is going to be knocked down and in fact

Mayor: What you are going to see is an appropriation tonight to tear it down, so we are going to take it down, there is a lot of talk about what is going on at that corner because Bogey's has been abandoned, well shut down, and I don't know if he is up for sale, and there is property in between there, point being that we have no interested parties come forward to say they had any proposal for combining those lots and doing something, so we would love to share anything with you, but we have nothing to say, from the one proposal that I will tell you about that came to us some 6-7 months ago was a use for another C-type store, which we were not interested in seeing on that property. So at this juncture, it is called hurry up and wait, have to wait.

Ms. Cowley: That has been vacant for a long time, we have been up here 20 years and it's been vacant before that and its terrible eyesore if someone is looking into buying in the town.

Mayor: It's a laborious process that we discussed when we get into properties like this; with the Township's rights to go on those lands and to clean them up, and do something either to, our only interest in the property someone else's property is to make sure that it is safe and that's really the only thing. But at this point, we have acquired it and I think Joe how quickly do we get it down now?

Mr. Giorgio: As soon as we get the contract out next week and it will be up to the Engineering Department to set up a preconstruction meeting...

July 9, 2015

Mayor: Could be up to weeks to months before we get it knocked down.

Ms. Cowley: What about the two homes across from the firehouse that were ruined by Irene and they are also an eyesore to people going through Whippany.

Mayor: Well the same matter is there, they are under private ownership right now they have been boarded up but we don't have any prospects for someone buying those properties under property maintenance the only thing we can do is make sure that the property is safe and secure. That is all we can do at this juncture. If the Township Committee elects at some point to focus on an attempt to acquire those properties for resale ourselves, we don't want to go into the real estate business. Hanover doesn't want to go into the real estate business, but I will tell you this, we have seen tonight a very energetic plan which is known as the Route 10 Corridor Study; Route 10 Corridor Study which we just went over for about 45 minutes here, takes into consideration those properties that you mentioned and what we are trying to do is bundle those properties, I'll try and use some lay words, bundle those properties in a manner that make them more attractive for a potential buyer to come in and want to take it and do something better with it, that is what we are trying to do, so the Route 10 Corridor Study is going forward at this point, so we are going to do those things in zoning that we hope will enhance the ability for sale of those properties. But, if they become a real problem to the Township then we will have to take other means.

Ms. Cowley: Because the people that live there supposedly just walked away from them after the storm and were boarded up, so whose hands are they in ours?

Mayor: Well the thing that we can do at this time is obviously due diligence on the property and investigate who the ownerships are where they are and if they have been left to banks, that's almost the worst thing if they are left to the banks better than the abyss, but if they are left to the banks or they abandoned the property for some other reason than we can have counsel look at what our next option is on those properties.

Ms. Cowley: It's been a sore right now for three years or four years since Irene?

Mayor: We have a lot of those properties not just there.

Ms. Cowley: People travel Route 10 and they see that driving through up Route 10 sitting in traffic.

Mayor: We are hoping that this Route 10 plan that was again reviewed tonight is going to be a very energetic way of upgrading the entire Route 10 corridor.

Ms. Cowley: How long do you think it will be in place to start action on these properties?

Mayor: I really can't?

July 9, 2015

Ms. Cowley: Two years - three years?

Mayor: The study itself or the actual handling it?

Ms. Cowley: The study itself.

Mayor: It will be adopted by the Planning Board I'm going to say within the next 30-60 days. They have to have a hearing on it. Once they have the hearing on it, the Master Plan Hearing then it goes to the Township Committee for adoption as to whatever zoning codes are going to be necessary to make it part of our zoning plan, it's frustrating process but it's a process and we are moving along with it, that's the best we can do.

Ms. Cowley: So guys and Building Department will be in charge of these properties? As to what zone they go on in the future, the Committee and the building committee?

Mayor: The Planning Board

Ms. Cowley: And the Building Department?

Mr. Ferramosca: The Planning Board would actually shape the vision of what the Route 10 Corridor would be like. Right now the Planning Board spent about two years looking at every block and lot from Ridgedale to Ridgedale every single block and based upon that analysis we brought in an expert planner who presented tonight to the Township Committee a very summary level of Ridgedale to Ridgedale and what happens next in the process is that that plan would get ratified by the Planning Board and the Township Committee and it will become part of the Master Plan once that happens if you will the marketing of the zones would happen and then you would see the individuals or companies interested in doing something on Route 10 in that area and this is all leading to the redevelopment of Route 10 and this is exactly what we did on Hanover Avenue if you go back to Hanover Avenue and you look at Ridgedale to American Road, that was in very very poor condition for many many years, where some office corporations were closed for 20 years. Subsequently, there was what we call a Master Plan change there and we've seen a whole rebirth of Hanover Avenue and a beautification along Hanover Avenue and we hope that that will be a good parallel to what we will see in the future of Route 10 because we recognize that Route 10 is the gateway into Hanover Township and we don't want it to look like something that existed out of 1900 whatever.

Ms. Cowley: Can this talk about Route 10 Corridor can that be relayed somehow communication to the Township people?

Mr. Ferramosca: At these meetings and we do talk about it and in fact I will be speaking about it tonight when the Mayor asks the Township Committee members "do

July 9, 2015

you have any minutes that you want to share” so I intend on doing that, but the Planning Board works on it. The Planning Board meets the second, third and fourth Tuesday of each month and on the second Tuesday that’s a work session, so if there is anybody interested in learning more about it the second Tuesday of the month is a really good meeting to come to cause that is typically when Master Plan topics are talked about. But we share your concern, you have 11 members of the Planning Board who are working on that Route 10 design.

Ms. Cowley: We were just wondering as friends and neighbors if something could be put on the website to bring people up to date if they could not attend meetings.

Mr. Ferramosca: I will take your idea and figure out an idea as to how we can use the website to communicate. Thank you.

Mayor: Floor is still open

Motion to close made by Member Brueno and seconded by Member Gallagher and unanimously passed.

COMMUNICATIONS:

NOTIFICATION FROM HEALTH OFFICER ON RESIGNATION OF BOARD MEMBER DR. RICHARD KARA.

SUBMISSION OF THE REPORT ON EXAMINATION OF THE FINANCIAL STATEMENTS OF THE TOWNSHIP FOR THE YEAR ENDED DECEMBER 31, 2014.

SUBMISSION OF BOARD OF ADJUSTMENTS 2014 ANNUAL REPORT.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Human Resource	J. Johnston	June Reports
Construction Official	S. Donlon	May Reports
Police Department	S. Gallagher	June Reports
DPW	B. Foran	Two Reports June

APPROVAL OF TOWNSHIP COMMITTEE MINUTES:

The Minutes of the Regular Meeting of June 11, 2015 and July 7, 2015 Bid Reception Committee Meeting had been presented to the members of the Committee prior to this meeting by the Township Clerk.

July 9, 2015

Member Brueno moved that the Minutes of the Regular Meeting of June 11, 2015 and the July 7, 2015 Bid Reception Meeting be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Coppola and was unanimously passed.

PUBLIC HEARING AND ADOPTION OF ORDINANCES

LAND USE ORDINANCE NO. 17-15

AMENDING THE PERMITTED USES IN THE OB-RL, OB-DS, OB-RL3, I, I-2, I-4, I-5, I-P, I-P2, I-R AND PU ZONE DISTRICTS TO INCLUDE NON-RESIDENTIAL SOCIAL ASSISTANCE ESTABLISHMENTS.

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 17-15 appeared in full in the June 18th, 2015 issue of the Daily Record in accordance with the law.

The Ordinance will be referred to the Morris County Planning Board as required by the Land Use Law and we have a Notification that it has been filed on receipt on introduction we also in accordance with the Land Use Law submitted the Ordinance for review and referral to the Township's Planning Board and the Planning Board has submitted a letter dated June 23, 2015 recommending that the Ordinance 17-2015 be adopted and that it is available for public inspection.

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

Anyone present wishing to be heard concerning Ordinance No. 17-15?

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

Now on Adoption, Be it resolved, that an Ordinance entitled "**AMENDING THE PERMITTED USES IN THE OB-RL, OB-DS, OB-RL3, I, I-2, I-4, I-5, I-P, I-P2, I-R AND PU ZONE DISTRICTS TO INCLUDE NON-RESIDENTIAL SOCIAL ASSISTANCE ESTABLISHMENTS**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the July 16th, 2015 issue of the Daily Record.

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

Mr. Ferramosca: This is an advancement for special needs training and development this is a model ordinance that I totally believe that other municipalities in Morris County will soon be following.

So Adopted.

July 9, 2015

LAND USE ORDINANCE NO. 18-15:

**AMENDING THE DEFINITION OF
FRONT YARD, THE GENERAL YARD REGULATIONS AND BY
ESTABLISHING PERMITTED ENCROACHMENTS FOR FRONT, SIDE AND
REAR YARDS.**

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 18-15 appeared in full in the June 15th, 2015 issue of the Daily Record in accordance with the law.

This Ordinance too was received and documented by the Morris County Planning Board upon introduction and the Ordinance was also referred to the Hanover Township Planning Board as required by the Municipal Land Use Law and once again the Planning Board has submitted their letter of recommendation dated June 23, 2015 recommending that Ordinance No. 18-15 be adopted.

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

Anyone present wishing to be heard concerning Ordinance No. 18-15?

Mr. Ferramosca: For those who live on corner lots this is especially very relevant this is a complicated matter what we are doing though is that we are really making major simplifications of front, side and rear yard requirements. I think this Ordinance will be very very well received for homeowners.

Mr. Giorgio spoke about earlier the Board of Adjustment's annual report. Well, in the Board of Adjustment's annual report what was brought forward to the Planning Board was that there were numerous home owners that must file for minor setback variances. These minor setback variances typically are demines meaning less than two to three feet encroachment into a rear yard or side yard. Homeowners in order to do that go through a laborious process and they have to apply for what's called a variance. This process takes time and it costs money for these minor variances such as a porch, a deck, a fence as we go into our simplification strategy we see that what we are doing from a Planning stand point is we are modifying the front, the rear and setback requirements for said porches, decks patios, etc., and specific adjustment for example for porches, and example would be we would allow uncovered porches, step ramps to encroach four feet into the required front yard without a variance. We will allow now, uncovered porches, steps and ramps to encroach five feet into a required side yard, again with variance and again, we will modify the regulations to allow steps and ramps in rear yards the same as decks and patios again simplifying this for our home owners.

July 9, 2015

The next page as we see now, is an illustration, it shows a house, it shows the black lines, the rectangle that's the overall plot of land. It shows the setback lines in blue and, it shows us an illustration of what I just spoke to. So instead of your homeowner having to go through a process of presenting a variance case, you now can come up and present to the Building Department your plan and, if it meets these specifications you go through the permitting process and go through the inspections and you're done, no variances.

Next page, is discussion of specific adjustments for decks and patios, this will allow unroofed decks and patios that encroach into the required front yards, provided that they do not project beyond the front of the building. It will allow unroofed decks and patios that encroach into the required rear yard provided they are set back at least 25 feet from the rear lot line, so again, it's a minor modification but it's very, very helpful to our homeowners when they are trying to put in place a deck, a patio.

The next illustration of the decks and patios in the rear yards, again the black rectangle is the plot of land, the blue rectangle is the minimum set back lines and you can see in the illustration of what would be allowed with a deck patio in a rear yard as long as you still are within a 25 foot set back from the rear lot line.

Lastly, we will look at fences. We will allow 6 foot high fences to encroach into required front yard provided that they do not project beyond the front of the building. I believe that this ordinance will serve our homeowners well and that it simplifies the process, expedites the process and reduces their cost in terms of making modifications to their house.

Mayor: It truly does, and the Planning Board put a great deal of thought into it and we are trying to make a life for our members of the Board of Adjustment a little easier along the way too. Here to for if you had a home that you built and exceeded the building envelope because you had to put steps in front of your house, you had to get a variance. Absolutely ridiculous, along the way, we were trying to make things a little easier not only for our homeowners but all people that have to deal with the Boards of our town. John nice job.

Mr. Gallagher: John, one problem that we had and does this address it? I was told that I had two fronts, and we have a 40 foot setback for our fence, how would this deal with referring to two fronts.

Mr. Brancheau: Your fence line will be able to go up to the line, well, wherever the dwelling is the fence will be able to go up to the line of the dwelling, you can't go in front, you can have a lower fence open fence in the front yard but this is talking about a 6' high solid fence so if you want to screen your pool or your deck you can go up to where the house is. As far forward as the house is on both streets. You can't go beyond that but you can go up to the house.

July 9, 2015

Mr. Gallagher: It will still keep your 40' from your second front which is the side?

Mr. Brancheau: Wherever the house is, yes you can go up to the line of the house, so not in front of the house but up to it.

Mr. Gallagher: Good. If I have two fronts, somebody else has two fronts.

Mr. Ferramosca: I had two front yards, I lived on Valley Forge Drive and Bunker Hill for over 10 years, and when I came in here, I wanted to put a deck on the house and they said I needed a variance, they told me I had two front yards.

Mayor: I wouldn't deal, these building departments are horrendous! It's unbelievable.

Mr. Ferramosca: So this is really going to help the homeowners, and especially those who have a corner piece of property rationalize the process.

Ms. Iradi, Locust Drive: I have a question about the front yard porch. Is that covered or uncovered?

Mr. Brancheau: Uncovered.

Mr. Ferramosca: The Planning Board spent about an hour on that question.

Ms. Iradi: I want to make a comment about that. I think that every home should have a front porch and everyone should be sitting out on their front porch because that's what keeps neighborhoods together, and neighborhood watch is all about, and I enjoyed my front porch on Malapardis Road and everyone just loves it, we have neighbors who come over and sit on the front porch and thank you for allowing that.

Mr. Ferramosca: Thank the Board of Adjustment for bringing it to the attention of the Planning Board the amount of hours that they spend by the BOA.

Mayor: Very difficult for the homeowner.

Jim Neidhardt, 3414 Appleton Way, Whippany: As a member of the Board of Adjustment, I've been on the Board for 2 years and I have to say that it has to be somewhere a 1/3 and 1/4 of the applications that come before us are for relatively minor violations of this nature, it's really not a bother for the Board to do it, this week we handled 4 minor adjustments and we were done in 55 minutes, so it's not really a big savings for us, but the homeowner most often has to hire

July 9, 2015

an architect to do drawings sometimes they bring legal representations with them, and I think the fee is \$600.00 they have to pay

Mayor: \$300 to \$600

Mr. Neidhardt: And, then they have to come here and some of them come with two children and they bring someone to watch the children while they bring somebody to watch them so they can be present and it's a heartache, so I commend you for approving this, and I would like to give a shout out to Blais Brancheau our Township Planner who is actually the one that goes through all the cases during the year, all of them, and looks for opportunities like this to make suggestions. So just a shout out to the great work that Blais does. Thank you.

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

Now on Adoption, Be it resolved, that an Ordinance entitled "**AMENDING THE DEFINITION OF FRONT YARD, THE GENERAL YARD REGULATIONS AND BY ESTABLISHING PERMITTED ENCROACHMENTS FOR FRONT, SIDE AND REAR YARDS**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the July 16th, 2015 issue of the Daily Record.

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

So Adopted.

ORDINANCES FOR INTRODUCTION:

ORDINANCE NO. 19-15

**ESTABLISHING THE SALARIES OF THE CAPTAIN
AND LIEUTENANTS FOR CALENDAR YEARS 2014, 2015, 2016 AND 2017.**

The Ordinance will be further considered for Public Hearing and Final Passage at the August 13th, 2015 meeting of the governing body and at this 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 July 16th, 2015 issue of the Daily Record.

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

July 9, 2015

So Introduced.

ORDINANCE NO. 20-15

**AMENDING AND SUPPLEMENTING ORDINANCE
NO. 15-15 WHICH ESTABLISHED A NEW CHAPTER 194 ENTITLED
REGULATIONS GOVERNING UNATTENDED CHILDREN AND ANIMALS AND
VEHICLES**

The Ordinance will be further considered for Public Hearing and Final Passage at the August 13th, 2015 meeting of the governing body and at this 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 July 16th, 2015 issue of the Daily Record.

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

So Introduced.

ORDINANCE NO. 21-15

**AMENDING AND SUPPLEMENTING THE JOB CLASSIFICATION GUIDE KNOWN
AS SCHEDULE "B" SET FORTH IN SALARY ORDINANCE NO. 10-2015 WITH THE
INCLUSION OF A NEW JOB POSITION TITLE OF FULL-TIME ENGINEER/CAD
OPERATOR UNDER JOB GROUP IX.**

The Ordinance will be further considered for Public Hearing and Final Passage at the August 13th, 2015 meeting of the governing body and at this 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 July 16th, 2015 issue of the Daily Record.

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

So Introduced.

ORDINANCE NO. 22-15

**AUTHORIZING THE CONSTRUCTION OF THE PHASE 1 AND 1A OF THE
CONNECTIVITY PEDESTRIAN AND BICYCLE TRAIL SYSTEM AND
FURTHER APPROPRIATING THE SUM OF \$225,000.00 FROM THE OPEN
SPACE TRUST FUND ACCOUNT, CAPITAL IMPROVEMENT FUND OF 2015**

July 9, 2015

AND ALL PRIOR YEARS AND THE TRUST FUND ACCOUNT FOR THE FINANCING OF THE PROJECT

The Ordinance will be further considered for Public Hearing and Final Passage at the August 13th, 2015 meeting of the governing body and at this 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 July 16th, 2015 issue of the Daily Record.

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

So Introduced.

LAND USE ORDINANCE NO. 23-15

AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY LIMITING THE LOCATIONS AND CIRCUMSTANCES UNDER WHICH THE SALE OF ALCOHOLIC BEVERAGES MAY BE SOLD FOR ON PREMISES CONSUMPTION

The Ordinance will be further considered for Public Hearing and Final Passage at the August 13th, 2015 meeting of the governing body and at this 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 July 16th, 2015 issue of the Daily Record.

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

So Introduced.

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 119-2015

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

July 9, 2015

3M Foundation – Contribution \$2,550.00

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$10,000.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":
Reserve 3M Foundation \$2,550.00

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. 121-2015

A RESOLUTION PROVIDING FOR THE ADVANCEMENT IN GRADE AND COMPENSATION FOR PATROLMEN ERIC PRACH AND EDWARD ZAKRZEWSKI IN THE POLICE DEPARTMENT HAVING RECEIVED SATISFACTORY JOB PERFORMANCE EVALUATIONS

WHEREAS, in accordance with the Police Department's Job Performance Evaluation System, the employees named below have received satisfactory job performance evaluations from the Chief of Police, and subject to Township policy, are entitled to advance in grade and compensation based on their anniversary date as described below; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover in the County of Morris that the individuals named below, in accordance with the current Collective Negotiations Agreement with the Policeman's Benevolent Association, PBA Local No. 128 and Salary Ordinance No. 21-14 shall be advanced in grade and compensation on their anniversary date as follows:

POLICE:

Patrolman Eric Prach \$67,288.00 per annum
Schedule A (PBA) – Step 3 Effective Date: 07/01/15

Patrolman Edward Zakrzewski \$60,746.00 per annum
Schedule A (PBA) – Step 2 Effective Date: 07/01/15

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

July 9, 2015

their reference and action.

RESOLUTION NO. 122-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING DANIELLE V. FERLAND AS A FULL-TIME ENGINEER/CAD OPERATOR IN THE ENGINEERING DEPARTMENT FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING AUGUST 17, 2015 AND ENDING FEBRUARY 17, 2016 AND ESTABLISHING HER COMPENSATION AT \$60,000.00 PER ANNUM UNDER JOB GROUP IX IN ACCORDANCE WITH SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NOS. 10-2015 AND 21-2015 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

WHEREAS, the Engineering Department seeks to employ a full-time Engineer/CAD Operator who will assist the Township Engineer and Assistant Township Engineer with the design, management and inspection of infrastructure projects including the need to utilize various computer software in the performance of technical engineering functions; and

WHEREAS, in accordance with the Township's job application process, the Engineering Department received a total of seventeen (17) resumes for the position of Engineer/CAD Operator; and

WHEREAS, of the seventeen (17) applications, five (5) candidates were initially interviewed by the Township Engineer and the Human Resource Specialist in May and June, 2015; and

WHEREAS, the applicants were rated on their educational background, prior employment experience, overall skills, expertise and abilities that would be needed in the performance of those duties and tasks related to Engineer/CAD Operator; and

WHEREAS, subsequently, the Business Administrator and Human Resource Specialist conducted a second interview with the finalist on June 18, 2015; and

WHEREAS, as a result of the second interview, the Business Administrator believes that **Danielle V. Ferland** has the necessary job qualifications, skills and experience that closely match the Township's job description and needs in performing the duties and responsibilities of Engineer/CAD Operator.

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 **Danielle V. Ferland** residing at 6 Hillside Avenue, Apt. 5 in Rockaway, New Jersey 07866 is hereby appointed to serve as the full-

July 9, 2015

time Engineer/CAD Operator assigned to the Engineering Department. **Ms. Ferland's** employment shall begin on Monday, August 17, 2015. She shall serve in a probationary capacity for a six (6) month period ending Wednesday, February 17, 2016.

2. In accordance with the Township's Job Classification Schedule "B" and Salary Range Guide "C" in Ordinance No. 10-2015 and 21-2015, **Ms. Ferland** shall be compensated at \$60,000.00 per annum under Job Group IX. Pursuant to Township policy, **Ms. Ferland** shall not be entitled to receive any other remuneration such as compensatory time or overtime 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 evaluation by the Township Engineer.
3. Pursuant to the requirements of the Township's Employee Job Performance Evaluation as described in full under Section 61-18 of Chapter 61 of the Code of the Township entitled Salaries and Compensation, **Ms. Ferland** shall serve the six (6) month probationary period commencing August 17, 2015 and ending February 17, 2016. At least twenty (20) working days prior to the expiration of the six month probationary period, the Township Engineer shall prepare a written job evaluation of **Ms. Ferland's** performance. In the event that **Ms. Ferland** receives an unsatisfactory job performance evaluation at any time during her probationary period **Ms. Ferland** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.
4. **Ms. Ferland** shall be required to pay 25% of the total monthly premium cost for health insurance/medical benefits coverage under any one of the three (3) health insurance plans offered by the Township. This requirement is in accordance with Section 61-14.C. entitled "Health Benefits Coverage" under Chapter 61 of the Code of the Township.
5. **Ms. Ferland** shall be entitled to 2 vacation days during calendar year 2015 in accordance with Sections 61-10.C. and D. of Chapter 61 of the Code. However, **Ms. Ferland** shall not be permitted to utilize those 2 vacation days until she has completed her six month probationary period and received a satisfactory job performance evaluation. In addition, **Ms. Ferland** shall be eligible to earn and accrue .5 sick leave days per month up to six (6) leave days in each calendar year of service pursuant to Section 61-11.A.(3) of Chapter 61. Here again, **Ms. Ferland** is not permitted to take any paid sick leave until she has satisfactorily completed her probationary period.

July 9, 2015

6. This offer of employment is conditional and subject to **Ms. Ferland** 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.
7. That certified copies of this resolution shall be transmitted to **Ms. Ferland**, the Township Engineer and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 123-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE AWARD OF A CONTRACT TO PROPERTYPILOT IN AN AMOUNT NOT TO EXCEED \$30,000.00 FOR A ONE (1) YEAR PERIOD COMMENCING AUGUST 1, 2015 THROUGH JULY 31, 2016 IN SUBSCRIBING TO AND UTILIZING PROPRIETARY SOFTWARE, ALL IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AND PAY-TO-PLAY LAWS AT N.J.S.A. 40A:11-2(39), N.J.S.A. 40A:11-5.(dd) AND N.J.S.A. 19:44A-20.5 AND 19:44A-20.26 ET SEQ. AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH PROPERTYPILOT

WHEREAS, pursuant to the provisions of the Local Public Contracts Law at N.J.S.A. 40A:11-5.(dd) and the Pay-to-Play regulations at N.J.S.A. 19:44A-20.5 and 19:44A-20.26, the Township Committee wishes to utilize a user-friendly, cloud based software that can assist departments in managing information and integrate tasks and workflows between departments in enhancing the delivery of services to residents and businesses; and

WHEREAS, in order to determine the best software that could be customized to accommodate the specific needs of the Township's departments, the Township invited the following software vendors to the Municipal Building to demonstrate their products and provide Township officials with the opportunity to ask questions on specific functions:

1. Spatial Data Logic;
2. Muncicity; and
3. **PropertyPilot**; and

WHEREAS, of the three (3) vendors, the Township determined that **PropertyPilot** offered the best solutions that closely matched the needs of the Township for internal data management, access to data by the public using GIS mapping and workflow automation in processing requests for information by the public including the improvement of operational efficiencies by and between operating departments; and

July 9, 2015

WHEREAS, the software offered by **PropertyPilot** meets the definition of “proprietary” as described in N.J.S.A. 40A:11-2(39) and N.J.S.A. 40A:11-5(dd) as its management platform is best suited in automating the tasks and functions of Township departments and streamlining communications by and between employees and the public; and

WHEREAS, it is the intention of the Township Committee to enter into a one (1) year subscription and maintenance agreement with **PropertyPilot** in an amount not to exceed \$30,000.00 for the period commencing August 1, 2015 and ending July 31, 2016; and

WHEREAS, in accordance with N.J.S.A. 40A:4-1 et seq., the Township’s Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the Township’s 2015 Current Fund Budget, Purchase of Computers and Software, Line Item No. 125-0071-802 for the purchase of the software; 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 et seq., the Township’s Business Administrator, in his capacity as the 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 subscribing to proprietary software has an estimated value in excess of \$17,500.00; and

WHEREAS, **PropertyPilot** has completed and submitted a Business Entity Disclosure Certification which certifies that **PropertyPilot** has not made any reportable contributions to a political candidate or candidate committee in the Township of Hanover in the previous one (1) year and that the contract with the Township will prohibit **PropertyPilot** from making any reportable contributions during the term of the professional services agreement; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.26, **PropertyPilot** has also filed a Chapter 271 Political Contribution Disclosure Form and a Stockholder Disclosure Certification; and

WHEREAS, the total contract amount with **PropertyPilot** shall not exceed \$30,000.00, all in accordance with **PropertyPilot’s** March 4, 2015 proposal and quotation, a copy of which is attached hereto and made a part of this resolution as if set forth in full.

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 **PropertyPilot’s** March 4, 2015 proposal and

July 9, 2015

quotation, the governing body hereby authorizes the execution of a Master Subscription Agreement by and between the Township and **PropertyPilot** in subscribing to the use of proprietary software by various Township departments in the management of data and integration of inter-departmental tasks and operations.

2. For the period commencing August 1, 2015 through July 31, 2016, the Township shall pay **PropertyPilot** a base subscription fee of \$22,500.00 plus an annual maintenance fee of \$7,500.00. The total contract amount shall not exceed \$30,000.00.
3. In the event that the Township agrees to continue its subscription with **PropertyPilot** after July 31, 2016, **PropertyPilot** will maintain the capitalized subscription cost over a five (5) year period including a 15% discount all as set forth in the March 4, 2015 proposal and quotation. Continuation of the agreement over a five (5) year period shall be contingent upon the availability of funds in each of the five (5) Current Fund Budgets.
4. The Mayor and Township Clerk are hereby authorized to execute a Master Subscription Agreement with **PropertyPilot** located at 79 Hudson Street, Suite 503 in Hoboken, New Jersey 07030.
5. That 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. 124-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING A PROFESSIONAL SERVICES AGREEMENT WITH DAVID LUSTBERG, L.L.A. AND THE FIRM OF ARTERIAL AS A RESULT OF A CHANGE IN THE SCOPE OF SERVICES IN THE PREPARATION OF FINAL DESIGN AND BID DOCUMENTS FOR THE PHASE 1A OF THE TOWNSHIP'S PEDESTRIAN AND BICYCLE CONNECTIVITY TRAIL SYSTEM IN AN AMOUNT NOT TO EXCEED \$35,900.00 ALL IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 40A:11-5(1)(a)(i) AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AMENDATORY AGREEMENT WITH DAVID LUSTBERG AND ARTERIAL

WHEREAS, by resolution dated November 25, 2013, the Township Committee approved a Professional Services Resolution retaining the services of **David Lustberg, L.L.A.**, a Landscape Architect licensed by the State of New Jersey and the Firm of **Arterial** for the purpose of preparing final design and bid documents for the Phase 1 development and construction of the Township's Pedestrian and Bicycle Connectivity Trail System; and

July 9, 2015

WHEREAS, since the execution of the professional services agreement with **Arterial** in December 5, 2013, the project duration and scope and limits of the project have evolved several times requiring changes to the design plans and bid specification; and

WHEREAS, on April 15, 2015 and July 8, 2015, **David Lustberg** submitted revised proposals and quotations describing the performance of additional activities in order to complete the scope of services for the Phase 1A (formerly Phase 1) authorized in the December 5, 2013 professional services agreement; and

WHEREAS, the April 15 and July 8, 2015 proposals and quotations are attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, as the construction of the Pedestrian and Bicycle Connectivity Trail System and its utilization by residents of the Township and the public is an important objective of the Township Committee, it is the desire of the governing body to amend and supplement the December 5, 2013 professional services agreement by authorizing **David Lustberg** and the Firm of **Arterial** to proceed with the additional scope of services outlined in the April 15, 2015 and July 8, 2015 proposals and quotations.

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 April 15 and July 8, 2015 written proposals and quotations submitted by **David Lustberg, L.L.A.**, a Landscape Architect licensed by the State of New Jersey, the governing body hereby authorizes **Mr. Lustberg** and the Firm of **Arterial** located at 105 Grove Street, Suite 7, in Montclair, New Jersey 07042 to proceed with the preparation of the additional scope of services as outlined in the proposals.
2. The Business Administrator/Township Clerk is hereby authorized and directed to prepare an amendatory agreement incorporating the additional scope of services to be performed by **Mr. Lustberg**, the Firm of **Arterial** and any subcontractors retained by **Arterial** for the purpose of completing the final design plans and bid document specification.
3. The total amount of the amendatory professional agreement shall not exceed \$35,900.00.
4. **Arterial** shall file the required Pay-to-Play Contribution Disclosure Forms and Certifications as a Non-Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5 and 19:44A-20.26 et seq.

July 9, 2015

5. The Mayor and Township Clerk are hereby authorized to execute the amendatory professional services agreement with **David Lustberg** as a principal of **Arterial**.
6. This appointment is awarded without competitive bidding as a "Professional Service" under the provision of the Local Public Contracts Law at N.J.S.A. 40A:11-5(1)(a)(i) because the services to be performed are by a person authorized by law to practice a recognized profession as a landscape architect, licensed by the State of New Jersey and such services are not subject to competitive bid.
7. That 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. 125-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING A MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT IN THE RETENTION OF THE STATE UNIVERSITY OF NEW JERSEY (RUTGERS) AND DR. ROBERT BURCHELL IN THE PREPARATION OF A STATEWIDE FAIR SHARE AFFORDABLE HOUSING ANALYSIS AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE THE AGREEMENT

WHEREAS, the Township of Hanover has filed or anticipates filing a Declaratory Judgment Action in the Superior Court of New Jersey, Morris County in furtherance of the Supreme Court's March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"); and

WHEREAS, Fair Share Housing Center ("FSHC"), through the services of David Kinsey, has prepared what it considers to be the statewide fair share numbers (the "FSHC Numbers") for use by the 15 vicinage Mt. Laurel Judges to calculate a municipality's affordable housing obligation pursuant to the Supreme Court Decision; and

WHEREAS, the Township of Hanover desires to participate in the preparation of a statewide fair share analysis to be undertaken by Rutgers, The State University of New Jersey ("Rutgers"), through Dr. Robert W. Burchell, Principal Investigator, and various other experts employed by Rutgers in order to establish a rational and reasonable methodology (the "Burchell Fair Share Analysis") for determination of a municipality's obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region's affordable housing needs in accordance with the Mount Laurel Doctrine as set forth in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1

July 9, 2015

(2015) (“Decision”) and prior decisions of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

WHEREAS, Rutgers, utilizing Dr. Burchell as the Principal Investigator and author has agreed to prepare the Burchell Fair Share Analysis within 90 days of being retained to establish his view of the proper way to determine each municipality’s fair share obligation; and

WHEREAS, Dr. Burchell estimates the cost to prepare the initial Burchell Fair Share Analysis will be \$70,000; and

WHEREAS, it is anticipated that there will be a need for Dr. Burchell to analyze any challenges to his conclusions and prepare a rebuttal report to said challenges which is not included in the \$70,000; and

WHEREAS, it is anticipated that if each municipality contributes \$2,000, there will be sufficient monies to pay the cost to prepare the initial Burchell Fair Share Analysis, to analyze any challenges to the Initial Fair Share Analysis and to Prepare A Rebuttal Report given the number of municipalities that have expressed an interest in retaining Burchell; and

WHEREAS, a Municipal Shared Services Defense Agreement (hereinafter MSSDA”), has been prepared (a) so that monies can be collected to enter into an agreement with Rutgers (hereinafter “the Rutgers Agreement”) and so that Burchell, along with various other experts from Rutgers, can perform the tasks described above and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement to retain Rutgers are defined; and

WHEREAS, the MSSDA provides that the Law Offices of Jeffrey R. Surenian and Associates, LLC (“Surenian”) will serve as the administrative entity to sign the Rutgers agreement on behalf of the municipalities that signed the MSSDA and paid the \$2,000 fee; and

WHEREAS, it is imperative given the time constraints for municipalities that wish to retain Burchell to sign the MSSDA and pay the \$2,000 fee so that Burchell can conduct the necessary analysis; and

WHEREAS, notwithstanding the foregoing, it is possible that the MSSDA may need to be changed as a result of ongoing negotiations with the Rutgers agreement following execution of the MSSDA and the payment of the \$2,000 fee; and

WHEREAS, in such an event, any member that objects to the changes that Rutgers may require shall have the opportunity to relinquish membership in the Municipal Group and to receive back the \$2,000 payment as more specifically set forth in the MSSDA.

July 9, 2015

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover, as follows:

1. The terms and conditions of the Municipal Shared Services Defense Agreement (MSSDA) attached hereto are hereby approved, ratified and confirmed.
2. The amount of \$2,000 is hereby authorized to be expended by the Township of Hanover for Rutgers through Dr. Robert Burchell, Principal Investigator to prepare the Burchell Fair Share Analysis.
3. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Township of Hanover and is appended hereto.
4. The Mayor and Township Clerk be and are hereby authorized to execute the aforesaid MSSDA to memorialize the participation of the Township of Hanover in the preparation of the Burchell Fair Share Analysis and to take any and all actions reasonably required to effectuate said Agreement.
5. The Township of Hanover hereby authorizes Jeffrey R. Surenian, Esq. to execute on behalf of the Township of Hanover the Research Agreement with Rutgers to initiate and complete Burchell Fair Share Analysis and to do such other actions to effectuate the purposes of said Research Agreement.
6. If further changes to the MSSDA are needed as a result of finalizing the Rutgers Agreement, within ten (10) days of notification by Surenian of the changes, the Township of Hanover will inform Surenian if it objects to the changes and wishes to withdraw from the Municipal Group and obtain a refund of the \$2000 it paid.
7. That a brief notice of this award shall be published in the Daily Record as required by law within ten (10) days of its passage.
8. That certified copies of this Resolution shall be transmitted to the Township Attorney, the Township's Professional Planner and Jeffrey R. Surenian and Associates for reference and information purposes.
9. This Resolution shall take effect immediately.

RESOLUTION NO. 126-2015

A RESOLUTION CERTIFYING TO THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY THAT ALL MEMBERS OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER HAVE REVIEWED, AS A MINIMUM, THE SECTIONS OF THE 2014 ANNUAL AUDIT ENTITLED GENERAL COMMENTS AND RECOMMENDATIONS

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local

July 9, 2015

unit to have made an annual audit of its books, accounts and financial transactions; and
WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days (45) after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION NO. 127-2015

July 9, 2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING REDUCED BEE MEADOW SWIMMING POOL MEMBERSHIP RESIDENT AND NON-RESIDENT FEES BEGINNING ON AUGUST 1, 2015 AND ENDING ON SEPTEMBER 7, 2015 ALL IN ACCORDANCE WITH ORDINANCE NO. 4-2015

WHEREAS, during its June 16, 2015 meeting, the Board of Recreation Commissioners approved reduced resident and non-resident Bee Meadow Swimming Pool membership fees for the period beginning August 1, 2015 and ending on September 7, 2015; and

WHEREAS, the Township Committee concurs with the recommendation of the Board of Recreation Commissioners and hereby approves the reduced Bee Meadow Swimming Pool membership fees all in accordance with the resident and non-resident pool membership fees established by Ordinance No. 4-2015 as adopted on March 12, 2015.

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

1. The following reduced resident and non-resident Bee Meadow Swimming Pool fees for the period beginning August 1, 2015 through September 7, 2015 are hereby adopted and approved by the governing body:

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

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

July 9, 2015

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

RESOLUTION NO. 128-2015

**A RESOLUTION APPROVING A PERSON-TO-PERSON TRANSFER OF
PLENARY RETAIL CONSUMPTION LICENSE NUMBER 1412-36-030-004
FROM FAN PIER LAND COMPANY, T/A HYATT HOUSE WHIPPANY FOR
PREMISES LOCATED AT 1 RIDGEDALE AVENUE IN THE WHIPPANY
SECTION OF HANOVER TOWNSHIP, TO LSREF3/AH CHICAGO TENANT,
LLC, D/B/A HYATT HOUSE WHIPPANY, AT THE SAME LOCATION AS A
HOTEL/MOTEL EXCEPTION**

WHEREAS, LSREF3/AH Chicago Tenant, LLC., a Texas Business Corporation, doing business as “Hyatt House Whippany”, located in the Whippany Section of Hanover Township has applied to the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, for a Person-to-Person transfer of Plenary Retail Consumption License Number 1412-36-030-004 (as a hotel/motel exception) presently held by Fan Pier Land Company, trading as “Hyatt House Whippany”, for premises located at 1 Ridgedale Avenue in the Whippany Section of the Township; and

WHEREAS, the applicant has deposited along with the application business checks representing the Municipal Transfer Fee, the Division of Alcoholic Beverage Control Transfer Fee and the Bulk Sale Permit Inventory Transfer Fee; and

WHEREAS, in accordance with N.J.A.C.13:2-2.5, LSREF3/AH Chicago Tenant, LLC submitted an Affidavit of Publication stating that the Notice of the Person-to-Person Transfer application appeared in full in the April 28 and May 5, 2015 issues of the Daily Record; and

WHEREAS, a Tax Clearance Certificate for transfer purposes was issued by the Division of Taxation in the New Jersey Department of the Treasury on May 26, 2015; and

WHEREAS, no objections have been filed with the Township Clerk concerning the application of LSREF3/AH Chicago Tenant, LLC d/b/a “Hyatt House Whippany”.

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

1. The application of LSREF3/AH Chicago Tenant, LLC, d/b/a Hyatt

July 9, 2015

House Whippany for a Person-to-Person transfer of Plenary Retail Consumption License No. 1412-36-030-004, as a Hotel/Motel Exception, from Fan Pier Land Company, t/a Hyatt House Whippany located at 1 Ridgedale Avenue in the Whippany Section of the Township is hereby approved effective immediately with the passage of this resolution.

2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control, **LSREF3/AH Chicago Tenant, LLC** and the Police Department. for reference and information.

RESOLUTION NO. 129-2015

**A RESOLUTION APPROVING A PERSON-TO-PERSON TRANSFER OF
PLENARY RETAIL CONSUMPTION LICENSE NUMBER 1412-36-031-004
FROM FAN PIER LAND COMPANY, T/A HYATT HOUSE MORRISTOWN FOR
PREMISES LOCATED AT 194 PARK AVENUE IN THE WHIPPANY SECTION
OF HANOVER TOWNSHIP, TO LSREF3/AH CHICAGO TENANT, LLC, D/B/A
HYATT HOUSE MORRISTOWN, AT THE SAME LOCATION AS A
HOTEL/MOTEL EXCEPTION**

WHEREAS, LSREF3/AH Chicago Tenant, LLC., a Texas Business Corporation, doing business as “**Hyatt House Morristown**”, located in the Whippany Section of Hanover Township has applied to the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, for a Person-to-Person transfer of Plenary Retail Consumption License Number 1412-36-031-004 (as a hotel/motel exception) presently held by Fan Pier Land Company, trading as “Hyatt House Morristown”, for premises located at 194 Park Avenue in the Whippany Section of the Township (mailing address Morristown 07960); and

WHEREAS, the applicant has deposited along with the application business checks representing the Municipal Transfer Fee, the Division of Alcoholic Beverage Control Transfer Fee and the Bulk Sale Permit Inventory Transfer Fee; and

WHEREAS, in accordance with N.J.A.C.13:2-2.5, **LSREF3/AH Chicago Tenant, LLC** submitted an Affidavit of Publication stating that the Notice of the Person-to-Person Transfer application appeared in full in the April 28 and May 5, 2015 issues of the Daily Record; and

WHEREAS, a Tax Clearance Certificate for transfer purposes was issued by the Division of Taxation in the New Jersey Department of the Treasury on May 26, 2015; and

WHEREAS, no objections have been filed with the Township Clerk

July 9, 2015

concerning the application of **LSREF3/AH Chicago Tenant, LLC** d/b/a “**Hyatt House Morristown**”.

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

1. The application of **LSREF3/AH Chicago Tenant, LLC**, d/b/a **Hyatt House Morristown** for a Person-to-Person transfer of Plenary Retail Consumption License No. 1412-36-031-004, as a Hotel/Motel Exception, from Fan Pier Land Company, t/a Hyatt House Morristown located at 194 Park Avenue in the Whippany Section of the Township (mailing address Morristown, New Jersey 07960) is hereby approved effective immediately with the passage of this resolution.

2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control, **LSREF3/AH Chicago Tenant, LLC** and the Police Department. for reference and information.

RESOLUTION NO. 130-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF CLUB LICENSE NO. 1412-31-023-001 FOR WHIPPANONG POST NO. 155 OF THE AMERICAN LEGION (ISSUED AS A CLUB LICENSE) FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township’s renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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:

July 9, 2015

1. The governing body hereby approves the renewal of Club License No. 1412-31-023-001 (issued as a Club License) and held by **Whippanong Post No. 155 of the American Legion** located at 13-23 Legion Place, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$153.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 131-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF CLUB LICENSE NO. 1412-31-024-001 FOR FLIGHT OFFICER ROBERT C. GULICK POST NO. 5351 OF THE VETERANS OF FOREIGN WARS OF THE UNITED STATES (ISSUED AS A CLUB LICENSE) FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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:

July 9, 2015

1. The governing body hereby approves the renewal of Club License No. 1412-31-024-001 (issued as a Club License) and held by **Flight Officer Robert C. Gulick Post No. 5351 of the Veterans of Foreign Wars of the United States** located at 750 Route 10 West, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$153.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 132-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-016-004 FOR 881 ROUTE 10, INC. T/A NIKKO JAPANESE RESTAURANT FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-016-004 held by **881 Route 10, Inc. t/a as Nikko Japanese Restaurant** located at 881 Route 10 East, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.

July 9, 2015

2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 133-2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-002-011 FOR K.L.
MARCHELE, LLC, T/A THE MELTING POT FOR THE LICENSE TERM
COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016**

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-002-011 held by **K.L. MarcheLe, LLC, t/a The Melting Pot** located at 831 Route 10 East, Whippany, New Jersey 07981 (Store Nos. 3, 4 & 5) for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 134-2015

July 9, 2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-005-009 FOR
SCALLOPINI OF WHIPPANY, LLC FOR THE LICENSE TERM COMMENCING JULY
1, 2015 THROUGH JUNE 30, 2016**

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-005-009 held by **Scallopini of Whippany, LLC** located at 831 Route 10 East, Whippany, New Jersey 07981 (Store Nos. 6 & 8) for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 135-2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-010-004 FOR IL
CAPRICCIO RISTORANTE T/A CAPRICCIO RISTORANTE FOR THE LICENSE
TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016**

July 9, 2015

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-010-004 held by **Il Capriccio Ristorante t/a as Capriccio Ristorante** located at 633 Route 10 East, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 136-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-020-007 FOR CASA BLANCA, INC., (J&R CIGAR) T/A EL REY DEL MUNDO FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

July 9, 2015

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-020-007 held by **Casa Blanca, Inc. (J&R Cigar) t/a as El Rey Del Mundo** located at 301 Route 10 East, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 137-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-022-004 FOR STITCHY, INC. T/A ZAGURSKY'S BAR AND GRILL FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

July 9, 2015

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-022-004 held by **Stitchy, Inc., t/a as Zagursky's Bar & Grill** located at 45 Mount Pleasant Avenue, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 138-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-003-002 FOR DUBLIN PUB OF WHIPPANY, INC. T/A MOLLY MALONE'S FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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:

July 9, 2015

1. The governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-33-003-002 held by **Dublin Pub of Whippany, Inc. t/a as Molly Malone's** located at 352 Route 10 West and Troy Hills Road, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 139-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-026-004 FOR H2OCEAN, LLC, T/A H2OCEAN RESTAURANT FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-026-004 held by **H2Ocean, LLC t/a as H2Ocean Restaurant** located at 41 Ridgedale Avenue, Cedar Knolls, New Jersey 07927 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.

July 9, 2015

2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO.140-2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-019-006 FOR
RESTONNA, LLC AS AN INACTIVE, POCKET LICENSE FOR THE LICENSE TERM
COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016**

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-019-006 held by **Restonna, LLC** as an inactive pocket license c/o Jane Oster located at 429 Sylvan Avenue, Englewood Cliffs, New Jersey 07632 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 141-2015

July 9, 2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-021-003 FOR HANOVER
ACQUISITION LIQUORS, LLC AS AN INACTIVE, POCKET LICENSE FOR THE
LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016**

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-33-021-003 held by **Hanover Acquisition Liquors, LLC** as an inactive pocket license c/o David & Marc Schlussel located at 153 Fort Lee Road, Teaneck, New Jersey 07666 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 142-2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-36-029-002 FOR
COURTYARD MANAGEMENT CORPORATION, T/A COURTYARD BY MARRIOTT
(ISSUED AS A HOTEL/MOTEL EXCEPTION) FOR THE LICENSE TERM
COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016**

July 9, 2015

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license.

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 approves the renewal of Plenary Retail Consumption License No. 1412-36-029-002 (issued as a Hotel/Motel Exception) and held by **Courtyard Management Corporation t/a Courtyard by Marriott** located at 157 Route 10 East, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 143-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE REJECTING THE LOW BID OF YANNUZZI GROUP, INC. AS A RESULT OF SUBMITTING AN UNSIGNED CONSENT OF SURETY CERTIFICATE AND FURTHER AUTHORIZING THE AWARD OF A CONTRACT IN THE LUMP SUM AMOUNT NOT TO EXCEED \$43,660.00 TO THE APPARENT SECOND LOWEST RESPONSIBLE AND RESPONSIVE BIDDER CARAVELLA CONTRACTORS, INC. FOR THE REMOVAL OF ASBESTOS CONTAINING MATERIAL AND DEMOLITION OF A ONE AND ONE HALF STORY RESIDENTIAL FRAME DWELLING AND TWO (2) CAR FRAME/BLOCK GARAGE LOCATED AT 940 ROUTE 10 IN WHIPPANY AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE THE CONTRACT

July 9, 2015

WHEREAS, in accordance with N.J.S.A. 40A:11-4 of the Local Public Contracts Law, the Township of Hanover advertised for the receipt of sealed competitive bids on June 14 and June 16, 2015 for the removal of asbestos containing material and demolition of a one and one half story residential frame dwelling and two (2) car frame/block garage located at 940 Route 10 in the Whippany Section of the Township and also designated as Lot 4 in Block 9001 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of three (3) sealed competitive bids on July 7, 2015 out of six (6) prospective bidders who obtained the Township's Specification; and

WHEREAS, the Assistant Township Engineer, acting within his authority and in conformance with N.J.S.A. 40A:11-1 et seq. has carefully examined all of the bid documents received on July 7, 2015, and has set forth his recommendations concerning the award of a contract for the demolition project described above; and

WHEREAS, the Assistant Township Engineer's letter recommendation dated July 8, 2015 addressed to the Mayor and Township Committee, is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, Yannuzzi Group, Inc. (hereinafter referred to as "Yannuzzi") located at 135 Kinnelon Road, Suite 102 in Kinnelon, New Jersey 07045, was the apparent lowest responsible and responsive bidder who submitted a bid in the amount of \$34,965.00 for Bid Proposal Items 1, 2, and 3; and

WHEREAS, N.J.S.A. 40:11-23.2. entitled "Mandatory Requirements". of the Local Public Contracts Law stipulates that when the Bid Plans and Specifications require that a Consent of Surety be considered as a mandatory item to be submitted at the time specified by the contracting unit for the receipt of bids, the failure to submit the Consent of Surety shall be deemed a fatal defect rendering the bid proposal unresponsive and incurable by the governing body; and

WHEREAS, although Yannuzzi was the apparent low bidder and did submit a Consent of Surety Certificate, the Assistant Township Engineer recommends that Yannuzzi's bid be rejected and declared unresponsive and defective in that Yannuzzi did not comply with the Township's Bid Documentation Submission Checklist by submitting a signed Consent of Surety Certificate; and

WHEREAS, the second low bid in the amount of \$43,660.00 for Bid Proposal Items 1, 2 and 3 was submitted by **Caravella Contractors, Inc.** (hereinafter referred to as "**Caravella**") with offices located at 40 DeForest Avenue in East Hanover, New Jersey 07936; and

WHEREAS, **Caravella** was responsive and compliant in submitting all of the required documentation in conformance with the Township's Bid Document

July 9, 2015

Submission Checklist and therefore, can be deemed as the second lowest responsible and responsive bidder; and

WHEREAS, because Yannuzzi was unresponsive and did not comply with the Township's Bid Document Submission Checklist, it is the recommendation of the Assistant Township Engineer that the Township Committee award a contract to **Caravella**, the second low bidder whose bid does not include any exceptions, deviations or deficiencies, and is in total compliance with the Township's Bid Document Submission Checklist; and

WHEREAS, sufficient funds have been appropriated and are available through the 2015 Current Fund Budget, Demolition of Buildings, Line Item Number 125-0050-352, for the removal of asbestos containing material and demolition of a one and one half story residential frame dwelling and two (2) car frame/block garage located at 940 Route 10 in the Whippany Section of the Township, all in accordance with requirements of the Local Budget Law at N.J.S.A. 40A:4-1 et seq.

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

1. In accordance with the recommendations of the Assistant Township Engineer, as set forth in his July 8, 2015 letter, which is incorporated herein by reference, and made a part of this resolution as if set forth in full, the governing body hereby authorizes the following action:

- A. The bid of Yannuzzi Group, Inc., the apparent lowest responsible and responsive bidder for the removal of asbestos containing material and demolition of a one and one half story residential frame dwelling and two (2) car frame/block garage located at 940 Route 10 in the Whippany Section of the Township, is declared deficient, defective and unresponsive in that Yannuzzi did not comply with the Township's Bid Documentation Submission Checklist by submitting a signed Consent of Surety Certificate, which is deemed a fatal defect that renders the bid proposal unresponsive. Therefore, the bid of Yannuzzi is rejected on the basis that it failed to comply with the Township's Bid Documentation Submission Checklist.
- B. That a contract for the removal of asbestos containing material and demolition of a one and one half story residential frame dwelling and two (2) car frame/block garage located at 940 Route 10 in Whippany be awarded to **Caravella Contractors, Inc.** with offices located at 40 DeForest Avenue in East Hanover, New Jersey 07936. **Caravella, Inc.**, having submitted the second lowest bid in the amount of \$43,660.00 for Bid Proposal Items 1, 2 and 3 is hereby declared as the responsive

July 9, 2015

and responsible bidder, and is in total compliance with the Township's Bid Documentation Submission Checklist in that its bid is not defective and does not include any exceptions, deviations or deficiencies.

2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract on behalf of the Township with **Caravella Contractors, Inc.** in the lump sum amount not to exceed \$43,660.00.

3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated, and are available through the 2015 Current Fund Budget, Demolition of Buildings, Line Item Number 125-0050-352 for the demolition project set forth above, all in accordance with the Local Budget Law at N.J.S.A. 40A:4-1 et seq.

4. A certified copy of this resolution shall be transmitted to the Township Engineer, the Township's CMFO and **Caravella Contractors, Inc.**, Yannuzzi Group, Inc. for reference and information purposes.

RESOLUTION NO. 144-2015

A RESOLUTION REFUNDING POOL MEMBERSHIP FEE

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

Ann Marie Jetton 30 Forest Drive Boonton, NJ 07005.....	\$530.00
Debbie Wilcox 24 Frederick Place Cedar Knolls, NJ 07927.....	\$280.00

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

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

Ann Marie Jetton	\$530.00
Processing Fee.....	10.00
REFUND	\$520.00
Debbie Wilcox	\$280.00

July 9, 2015

Processing Fee..... 10.00
REFUND..... \$270.00

RESOLUTION NO. 145-2015

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONE YS TO AN OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2014, a lien was sold on Block 3103, Lot 1 also known as 38 Nye Avenue, Whippany, New Jersey 07981, for 2013 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2014-07, was sold to Glenn Carter for an 0% redemption fee and a \$1,000.00 premium paid; and,

WHEREAS, Corelogic Bank, owner has affected redemption of Certificate 2014-07 in the amount of \$609.38.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$609.38, payable to Glenn Carter, 34 Briarcliff Road, Mountain Lakes, NJ. 07046 for the redemption of Tax Sale Certificate 2014-07.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$1,000.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 146-2015

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

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

<u>BLOCK</u>	<u>LOT</u>	<u>QUAL. #</u>	<u>NAME</u>	<u>AMOUNT</u>
404	8		Gihan Elmissiri 3 Maple Street Morris Plains, NJ 07950	\$1302.76
610	9		Scott Kobil 2 Larch Road Cedar Knolls, NJ 07927	\$2,756.31
1307	23		Thomas & AnnaMaria Page	

July 9, 2015

			3 Oak Blvd Cedar Knolls, NJ 07927	\$1079.26
3101	9, 10 & 11		McKirdy & Riskin PA & Birchwood Manor Inc 136 South Street PO Box 2379 Morristown, NJ 07962 Location: 109-111 North Jefferson Rd Reserve for Tax Appeals	\$38,159.00
4001	13		TBC Corporation 4300 TBC Way Palm Beach Gardens, FL 33410 RE: 99 Mt. Pleasant Avenue	\$4,749.48
4301	7		Glen-David Schwarzschild Esq. Attorney Arden Courts 1050 North Kings Highway Suite 102 Cherry Hill, NJ 08034 Location 18 Eden Lane Reserve for Tax Appeal	\$16,850.00
4402	14	C3504	Dexter Chao & Cathy Tsai 3504 Appleton Way Whippany, NJ 07981	\$796.87
6501	1	C0002	Kathryn Rockwood Esq Attorney for DM Airports LTD 425 Eagle Rock Avenue Suite 200 Roseland, NJ 07068-1717 Location: 6 Airport Road Reserve for Tax Appeal	\$25,407.00
9101	17	C0213	Clara Lopez c/o Linda Zenga 52 Troy Hills Road Whippany, NJ 07981 Re: 21 Sunrise Drive	\$300.35

Motion made to pass Resolutions as a Consent Agenda by Member Coppola and seconded by Member Brueno and unanimously passed.

RAFFLE APPLICATIONS:

July 9, 2015

- RL-2842 – Mental Health Assoc. of Morris County, Inc. - 50/50 off premise**
- RL-2843 - Mental Health Assoc. of Morris County, Inc. – tricky tray**
- RL-2844 – Villa Walsh Academy Home School – off premise raffle**
- RL-2845 - Our Lady of Mercy Church HNS – Calendar Raffle**
- RL-2847 – Community Hope, Inc. – on premise raffle**
- RL-2848 - Community Hope, Inc. – on premise raffle**

Motion made by Member Coppola and second made by Member Brueno and unanimously passed.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of \$5,390,848.74 for the payment of all bills as of this Regular Township Committee Meeting. A copy of the “Bills Payment List – by Vendor” is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Francioli and seconded by Member Brueno 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.

Mayor: I just want to make one comment; this is from our Financial Officer who asked me to put this out on the record and for those who are watching this as a video, making tax and sewer payments. We are slowly going over to letting you use your credit cards if you want to charge your sewer payments and your tax payments. But as follows I will read what the Financial Officer recommends:

“In order to pay your sewer bill or your tax bill: By cash or check at the Tax Collector’s office, 1000 Route 10, Township right here, during normal business hours, and 2) For taxes by mailing a check to the Township of Hanover or Tax Office PO Box 250, 1000 Route 10, Whippany, NJ 07981; For Sewer: by mailing a check to the Hanover Sewerage Authority, PO Box 320, Whippany NJ 07981 and lastly a credit card or electronic check known as an echeck, click the link shown on our homepage where you can obtain your tax and/or sewer information by using your block lot qualifier number and your last name. Once your account is located, you will click continue tab which will redirect you to the payments site. Please be advised that the payment processing company when you use a credit card somebody is going to pay an interest on that, or a fee on that, please be advised that the payment processing company will access a 3% convenience fee for all credit cards. There is no fee for echecks, credit card payments cannot be accepted at the tax office or by phone. Which means you can do credit cards payment obviously you are going to do them over the internet and through our home page. I think if you go to our homepage, I know I gave you a lot of information very quickly, go onto Hanovertownship.com and I’m sure the information is posted for everyone who would like to pay their bill more conveniently from home using

July 9, 2015

a credit card using echeck and using the internet.

Mayor: Let me begin by saying something to my Township Committee as well and it will save me from discussing it inside a little bit. At the last Township Committee meeting we discussed and a matter of fact I think Joe you chimed in a little bit to help me here on community gardens, and we talked about that Hanover Township having them or not having them, we were pretty sure that was Morris Township behind there the Morristown Sewer Plant by the Arboretum, so having said that, I met with Barbara Davis, of the Land Conservancy and Joe Giorgio and I and Dave Leo and Robin met with her last week, and Barbara gave us a lot of good advice on community gardens that other Townships were doing it and the support that we can get. She gave us some additional advice on some concerns I had for logistics of farming these properties and how we would get the vegetables and fruits from these properties to various charitable sources, one in particular that we are talking to is the Interfaith Food Pantry and we can get them fresh vegetables. I am going to encourage the Township Committee to use Hanover Township as a pilot program to begin with some property that we are looking at by our Public Works Department underneath the power lines, we have a significant amount of open land there that we can farm and I'm trying to get some people that are interested in this involved trying to get some of our people on our various committees to get involved. The Garden Club is the perfect source we are looking at, and having said that then if we can get this program launched, and I'm sure we can Barbara Davis is going to help us with the business plan and help us get some priorities together on how this works and if it works successfully for us and I have every reason to believe it would; then I'm more than willing to go out there and spend my time talking to other municipalities, other mayors in the county and encourage them to do community gardens as well. Mt. Arlington is doing it now, I've talked to some of the Mayor's in that area and again gentleman that's something that I want to give serious thought to as we get more information to get it launched. I think we encouraged Dick Kitchell to get involved, he said he would, being the farmer that he is, he will probably jump in and get involved in that. He was a big plus.

Mr. Brueno: Summer camps are open, summer plus, just in terms of the recreation front. That is under way. The Fireworks, as we know the fireworks were moved from Whippany Park, that wasn't our choice, we had them out front here, right in front of the Municipal Building and I think they were deemed a tremendous success based on all the feedback that we have gotten. There's a few people that I want to thank specifically, not intentionally omitting anyone but these are some of the people that have been working on planning going back as far as January when the High School told us that we weren't able to have them this year. Joe Cortright, Chief of the Whippany Fire Department, Brian Foran the Superintendent of the Department of Works, Chad DiGiorgio, Chief of Cedar Knolls Fire Department, Stephen Gallagher, Chief of Police, Mark Roddy, Lieutenant PD, Kelli Schanz on the Administrative front, Tom Quirk the OEM, Denise Brennan, Superintendent of Recreation, Joe Giorgio, Township Administrator and Jim Coiley who is Recreation Commissioner. Not excluding anyone but these are the people that spent hours planning looking at google

July 9, 2015

maps aerial views where we can have the event, there was really a lot of time and effort that went into it, I know that looking out into the audience I see many of you did attend and I hope everyone enjoyed it. It does look like it will be our permanent destination going forward and I think it was a tremendous success. Again I didn't intentionally omit anyone but thanks to all those who participated.

The summer concert series is already underway. We had a first concert last Monday, the Infernos, went great, four more coming up, so we get a bonus concert this year so 5 in total, please come out to the Brickyard next Monday, the B Street Band, the best of Bruce Springsteen, 7:30 the rain location is Memorial Junior School and that would be decided, there is air conditioning now and that decision will be made by 3-4:00 so if any question about rain call the activity line if there is no announcement the band will be undercover so if we are going to be outside bring an umbrella if the weather doesn't look so good.

Food Court was nice in terms of the fireworks, George yes, I didn't omit them on purpose. It will be better next year, but it was good this year too.

Last for me, hard to believe Hanover Township Day is only two months away, I don't want to speed up the summer by any stretch of the imagination, but please mark on your calendar September 12, 1-5 at Malapardis that is Saturday with a rain date will be Sunday the 13th, looking forward to that, but I'm not looking forward to the summer coming to an end so we have a lot to do between now and then.

Mr. Coppola: Landmark did not meet this month, nothing to report there. But the Two Kids Foundation will have their annual car show, coming up on August 2nd over at the Birchwood Manor from 9-5. I encourage all to participate. We are praying for some nice weather and we have about 220 sponsors for trophies so there are going to be a lot there, a lot of activities going on and we are hoping to get a really great turnout because they do so much for people who need it so badly.

Mr. Ferramosca: I just want to key on two major issues 1) Route 10 Corridor study talked a lot about that so I'm just going to queue in on that, the vision as we all know we want to bring Route 10 to the forefront and make it something we can all be proud of and come up with a design, an architectural blue print that will be lasting all the time. The assessment work is now done for that study. The Township Committee will not be working on prioritization of the sites and lastly when that is done we will conduct a public hearing and bring that into the Master Plan.

2) A celebration of the Reynolds Avenue sidewalks, that was really a path of safety for middle schoolers and it was a very challenging engineering feat to pull that off, so hats off to the Engineering Department in doing it and bringing it on time and under budget and they worked very closely with the safe streets initiatives led by Committeemen Gallagher and Coppola and Chief Gallagher and Sgt. Look to really identify how we can make these improvements a matter of safety, we are not done yet we have to put some additional elements into place but again I want to compliment that

July 9, 2015

group in working together seamlessly with fellow Committeemen as well as our PD to include the safe navigation for our children in middle school as well as workers and bicyclist.

Mayor: That project came out really beautiful, they did a nice job, not only is the engineering done beautifully the work was done beautifully our compliments on that, but we see the extension of that going from Billy's across then up to Parsippany Road to the Quick Chek, cause we are following where the kids are going from the schools and that's where they are walking from. They are going to be walking along Reynolds and coming down and going to pizza and going up to the corner and we would like to see that sidewalk complete past corporate mailings go all the way up and terminate at the top. Some of that is already going to be done because Bayer's going to improve the other side of the street, they are widening Bayer Boulevard they are realigning that intersection when they get rid of the traffic light and so they will do a portion of the sidewalk on both sides of the streets and then it will be a short amount of sidewalks that we will do to get it done. You did a great job on that Tom.

Mr. Gallagher: Thank you Mayor, but what is nice about that and I said this before, is we started working on this together when I was on the Board of Education, so this is a joint effort, which took a long time and I want to thank everybody on the Committee and Engineering and DPW we all put a lot of time into this and we had our eye on the prize, our families and especially our children.

Something that just happened today, and I'm very excited about it, I immediately talked to John about it, but the big headlines lately unfortunately have been drug use, specifically heroin use with some of our students and not necessarily Hanover Township, but they are specifying New Jersey, well I'm proud to say with the Substance Awareness Council just today, I got the last of my confirmations and we are going to host a summit here in Hanover Township with East Hanover with their school administrators, building principals, superintendent and their police and elected officials, Florham Park Hanover Township and our new partner with One Day One School Morris Plains, what we are going to look at together is what drugs are out there right now where are they getting them, what the telltale signs are that a child is beginning to experiment with drugs what each school is doing to educate the children and how we can better share that information with the parents, because we all know that at a certain age a child will learn something in school and we will say to our children well how did that go today, and they will say it was good, but we as parents have to also understand and learn what is out there, where they get it and how much it costs, and what it looks like when they begin to experiment and we are going to be hosting that right here and we are very excited about it and already Mayor Mark Taylor of Florham Park said do you want to do this on a regular basis, and we said from Substance Awareness we want to do this every 6 months and he agreed to host the second one 6 months after our first meeting, so again it's just all of us communicating better to work for our families to fight as what we say on substance awareness the good fight against drugs and alcohol and it's a lot of this is uncharted territory, there are new drugs that are getting into our schools and kids we want to identify as much as we can so we can have a good footing

July 9, 2015

to combat them the best we can. So that is a big development that actually took place today all the confirmations came in so we are very excited.

Also, the Substance Awareness Council got a generous grant from Bayer we are going to have Project Purple in the winter time of this coming school year, it's a high dollar program with the Boston Celtic star, they had it a few years ago in Mount Olive and everybody said how can we get it and it's very expensive and a bunch of us went to Bayer we had a few presentations Carol Giorgio spent hours and hours with Robin Dente working on the specifics of the grant. We have the grant. We are going to be doing it and we are also going to invite our neighbors from Florham Park and East Hanover to this program because it's going to be the daytime and the night. A lot of fun, a little scary and educational.

Lastly with Committeeman Brueno and all the guys up here the fireworks were great, it was really nice, it reminded me of times square when they close the road and everybody was having a good time walking around, all the families kind of knew where each other was, but I also want to say and I'm glad Brian mentioned all the guys who worked so hard on it; the DPW was phenomenal they are all over the place all the time and I always say that wherever something good is happening in Hanover Township the Knights of Columbus are there, but I'm going to say that about our Police Department, DPW, I was proud to be a member of Hanover Township my kids were having a great time, so thank you everybody, I think it's a great move.

Mayor: Lot of people that spoke to me etc., thought this was an interim type of thing because we are just working on the field, this is not an interim thing this is going to be an annual thing at the Veteran's Field right here, it worked out so well, and I'm glad for that, the clubs that helped in the transportation and helping out, made it work so well. It's going to be an annual thing.

Mr. Coppola: Just in connection with the Substance Awareness, the Committee was really great in supporting the addition of a Police Officer I just signed a voucher tonight for Patrolman Grawehr to go back to elite training again in the SRO and he is going into the High School, so we will have a uniformed armed Police Officer at all times, and I thank the Committee for working on behalf of the residents and the children in our school system and look forward to him working along with this entire program of Substance Awareness.

Mayor: It's going to be terrific.

OPEN TO PUBLIC

Motion to open the floor to the public made by Member Coppola and seconded by Member Gallagher and unanimously passed.

Seeing none hearing none. Motion to close made by Member Ferramosca.

July 9, 2015

ADJOURNMENT

Motion to adjourn made by Member Ferramosca and seconded by Member Coppola and unanimously passed.

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

Joseph A. Giorgio, Township Clerk