

JULY 14, 2016

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, July 14, 2016, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

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

ABSENT:

STATEMENT BY PRESIDING OFFICER:

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

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

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

PROMOTIONAL RESOLUTIONS:

RESOLUTION NO. 121-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE PROMOTING MICHAEL LOOCK TO THE RANK AND POSITION OF LIEUTENANT EFFECTIVE AUGUST 1, 2016 AND ESTABLISHING HIS COMPENSATION AT \$133,539.00 PER ANNUM UNDER THE LIEUTENANT'S CLASSIFICATION GUIDE AS SET FORTH IN SALARY ORDINANCE NO. 19-2015

WHEREAS, the Hanover Township Police Department's organization chart provides for two (2) Lieutenant positions; and

WHEREAS, with the promotion of Lieutenant Mark Roddy to the position of Chief effective April 14, 2016, one of the two (2) Lieutenant positions is vacant; and

WHEREAS, in order to maintain adequate supervision within all bureaus of the Police Department, including its platoon organization, it is essential to the proper operation of the Department that a Sergeant be promoted to the rank of Lieutenant; and

WHEREAS, pursuant to N.J.S.A. 40A:14-118. and Section 53-3.1 under Chapter 53 of the Code of the Township entitled "Township Committee as Appropriate Authority Under Law", the Township Committee is deemed the appropriate authority in the appointment of such members, officers and personnel as shall be deemed necessary for the efficiency and routine day-to-day operations of the Police Department, and therefore has the final authority under law to determine promotions in the Police Department; and

WHEREAS, in accordance with the Police Department's Policies and Procedures, under Chapter 18 of Volume 2, the promotional process for the rank of Lieutenant began on June 21, 2016 with the performance of oral examinations and culminated with the posting of test scores on June 23, 2016; and

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WHEREAS, in a memorandum dated June 23, 2016 to the Township Committeeman, Chief Mark Roddy submitted the names and final ranking of the three (3) candidates for promotion to the rank and position of Lieutenant; and

WHEREAS, subsequently on the same day, the Chief of Police advised the three (3) candidates as to their ranking in the promotional process and advised them that the promotional list will remain active for two (2) years until June 23, 2018; and

WHEREAS, the highest score for the position of Lieutenant was attained by **Sergeant Michael Loock**; and

WHEREAS, **Sergeant Loock** commenced employment with the Township as a law enforcement officer on October 13, 2000; and

WHEREAS, in accordance with the final test scores established through the Police Department's promotional process, as set forth in the Department's Policies and Procedures, it is the intention of the Township Committee, as the Appropriate Authority, to appoint **Michael Loock** to the position of **Lieutenant** effective August 1, 2016.

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

1. Pursuant to N.J.S.A. 40A:14-118 and Section 53-3.1 of Chapter 53 of the Code of the Township entitled Police Department, and in accordance with the final promotional scores for the position of Sergeant, the governing body, as the Appropriate Authority, hereby appoints and promotes **Sergeant Michael Loock** to the rank and position of **Lieutenant** effective Monday, August 1, 2016.
2. **Lieutenant Loock** shall be compensated at the base salary of \$133,539.00 per annum under the Lieutenant's Classification Guide as set forth in Ordinance No. 19-2015.
3. That certified copies of this resolution shall be transmitted to the Chief of Police, the Township's Chief Municipal Finance Officer and **Lieutenant Loock** for reference and information purposes.

Motion for approval made by Member Coppola and seconded by Member Brueno and unanimously passed.

RESOLUTION NO. 122-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE PROMOTING ROBERT CARPENTER TO THE RANK AND POSITION OF SERGEANT EFFECTIVE AUGUST 1, 2016 AND ESTABLISHING HIS COMPENSATION AT \$112,239.00 PER ANNUM UNDER STEP 1 OF THE SERGEANT'S STEP CLASSIFICATION GUIDE AS SET FORTH IN SALARY ORDINANCE NO. 21-2014

WHEREAS, the Hanover Township Police Department's organization chart provides for five (5) sergeant positions; and

WHEREAS, with the promotion of Sergeant Michael Loock to the position of Lieutenant effective August 1, 2016, one of the five (5) sergeant positions is vacant; and

WHEREAS, in order to maintain adequate supervision within all bureaus of the Police Department, including its platoon organization, it is essential to the proper operation of the Department that a patrolman be promoted to the rank of sergeant; and

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WHEREAS, pursuant to N.J.S.A. 40A:14-118. and Section 53-3.1 under Chapter 53 of the Code of the Township entitled "Township Committee as Appropriate Authority Under Law", the Township Committee is deemed the appropriate authority in the appointment of such members, officers and personnel as shall be deemed necessary for the efficiency and routine day-to-day operations of the Police Department, and therefore has the final authority under law to determine promotions in the Police Department; and

WHEREAS, in accordance with the Police Department's Policies and Procedures, under Chapter 18 of Volume 2, the promotional process for the rank of sergeant began on March 15, 2015 with the performance of oral examinations and culminated with the posting of test scores on April 7, 2016; and

WHEREAS, in an e-mail memorandum dated April 7, 2016 to Township Committeeman and Director of Public Safety George F. Coppola, Captain Shawn Waldron presented the top six (6) candidates with their final scores for the position of Sergeant; and

WHEREAS, subsequently on the same day, the Captain of Police advised the six (6) candidates as to their ranking in the promotional process and advised them that the promotional list will remain active for two (2) years until April 7, 2018; and

WHEREAS, by resolution dated April 14, 2016, Patrolman Bryan Pilipie, the officer who received the highest test score, was promoted to sergeant; and

WHEREAS, the second highest score for the position of sergeant was attained by **Patrolman Robert Carpenter**; and

WHEREAS, **Patrolman Carpenter** commenced employment with the Township as a law enforcement officer on June 16, 2003; and

WHEREAS, in accordance with the final test scores established through the Police Department's promotional process, as set forth in the Department's Policies and Procedures, it is the intention of the Township Committee, as the Appropriate Authority, to appoint **Robert Carpenter** to the position of **Sergeant** effective August 1, 2016.

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

1. Pursuant to N.J.S.A. 40A:14-118 and Section 53-3.1 of Chapter 53 of the Code of the Township entitled Police Department, and in accordance with the final promotional scores for the position of sergeant, the governing body, as the Appropriate Authority, hereby appoints and promotes **Patrolman Robert Carpenter** to the rank and position of **Sergeant** effective Monday, August 1, 2016.
2. **Sergeant Carpenter** shall be compensated at the base salary of \$112,239.00 per annum under Step 1 of the Sergeant's Step Classification Guide as set forth in Ordinance No. 21-2014.
3. That certified copies of this resolution shall be transmitted to the Chief of Police, the Township's Chief Municipal Finance Officer and **Sergeant Carpenter** for reference and information purposes.

Motion for approval made by Member Coppola and seconded by Member Gallagher and unanimously passed.

OATH OF OFFICE

ADMINISTRATION OF OATHS OF OFFICE TO NEW LIEUTENANT MICHAEL LOOCK AND NEW SERGEANT ROBERT CARPENTER.

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OPEN TO THE PUBLIC

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

Doug Falcone, 21 Hilltop Circle, Morristown:

Mr. Giorgio: Mr. Falcone, if you are going to speak about the Ordinance 18-2016 at that time we will have a public hearing you can speak then, if that is what you are going to speak about.

Mr. Falcone: Well tell me if that is the time, so I sent a letter in for some additional questions do you want to hear them now or later?

Mr. Giorgio: That you should address under Ordinance 18-2016.

Mayor: There will be an opportunity when we open the floor under the ordinance.

Mr. Falcone: Fine, thank you.

Ron Sarrel, 21 Adams Drive, Whippany: I was just wondering on the MetLife building, I went to Town Hall today and looked at their blue prints of the black top sidewalk on Whippany Road. Is that staying black top or is that going to be removed?

Mayor: My understanding and I'll let the Director of Planning answer that but my understanding is that is part of the Connectivity Plan part of Patriot's Path type of movement that is going from Morris County Mall Area, or the Frelinghuysen Arboretum area all through town up to that area. John do you have any other comments for that?

Gerry Maceira: That's part of the connectivity path that the developer was obligated to build, what it will have is it's a multi-mobile path that allows bicycles and pedestrians to occupy that space.

Mr. Sarrel: Now is that going to cause any problems like if someone on Whippany Road has to repair their sidewalk are they going to be able to come back and say well concrete costs \$100 a ton where asphalt only cost \$45 or \$50 a ton to fix it so I'll patch it with black top and make the Town look like black and white going down the streets which is not going to look to nice, I just want to make sure that it's not going to make the town start getting people in a roar like why is that black top why can't I put black top on my curbing.

Mayor: I think you have a good question, relative to black top etc.,

Mr. Maceira: This is part of the Connectivity Plan that has specific routes that will achieve that treatment, that is not Township wide in terms of ever property that can do this it's an infrastructure program that the town is putting together and putting in place, it's not everywhere it's specific areas in the town certain routes. We are doing it in a phase manner.

Mr. Sarrel: Is it going to stay black or are they going to stamp it?

Mr. Maceira: It's black but it's going to have additional treatments in terms of some paintings to identify; there will be additional signage to identify that you are on the Hanover B-Fit path is what I think it is going to be called; there will be signage to let you know where you are and where your destination might be; so there are other elements to this.

Mayor: That verses concrete is that a recommended surface?

Mr. Maceira: Yes, this is the recommended surface.

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Nick Grassio: With the Law Firm of Riker Danzig; I represent JMF and I wondered if this was an appropriate time we wanted to introduce MANE to give a short presentation, I know there has been a lot of discussion.

Mayor: You know what I would like to do counsel if it's okay with your client. I understand that you do want to make a presentation and the Township Committee is willing to provide some time, we do have an agenda, we can get through it rather promptly we will open once again toward the end of the agenda and then you can have the floor.

Mr. Grassio: Thank you very much.

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

APPROVAL OF TOWNSHIP COMMITTEE MINUTES:

The Minutes of the Regular Meeting of June 9, 2016 and Bid Committee Minutes of February 24, 2015, April 7, 2015, April 21, 2015, August 25, 2015, June 22, 2016 and July 6, 2016 have been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Ferramosca moved that the Minutes of the Regular Meeting of the Regular Meeting of June 9, 2016 and Bid Committee Minutes of February 24, 2015, April 7, 2015, April 21, 2015, August 25, 2015, June 22, 2016 and July 6, 2016 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Coppola and was unanimously passed.

COMMUNICATIONS:

SUBMISSION OF NOTICE OF RETIREMENT OF LIEUTENANT JAMES PESLIS EFFECTIVE SEPTEMBER 1, 2016.

Motion to accept resignation made by Mayor Francioli and seconded by Member Coppola and unanimously passed.

Mayor: Jim has been a wonderful asset under the Department in the technical areas of our Township he was the go to guy every time a computer screen went black; he was a very valuable guy.

DEARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Board of Adjustment	K. Bongiorno	All cases heard before BOA
Finance	S. Esposito	Budget Revenues June 14, 206
Construction Department	S. Donlon	Occupancy & Building Report
Township Engineer	G. Maceira	Status Reports as of June
Property Maintenance	E. DeSimone	June & July Reports
Public Works	B. Foran	All projects during May & June
Human Resources	J. Johnston	All activities for May & June

All reports are on file in the Business Administrator's Office.

PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCES:

ORDINANCE NO. 18-2016

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY

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AMENDING THE PROCEDURES FOR REVIEW AND APPROVAL OF CERTAIN DEVELOPMENT APPLICATIONS

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 18-16 appeared in full in the June 1st, 2016 issue of the Daily Record in accordance with the law. This Ordinance was filed with the Morris County Planning Board. We also have the letter of recommendation which is on file from the Planning Board having reviewed the Ordinance and they are recommending it's adoption.

Motion to open public hearing made by Member Brueno and seconded by Member Gallagher and unanimously passed.

Doug Falcone, 21 Hilltop Circle, Morristown: I had submitted a letter after our last meeting wanting to clarify the procedure, I never heard anything back and don't know what the procedure is going to be; so if I can get some clarification please.

Mr. Giorgio: That letter was addressed to Mr. Brancheau so perhaps Mr. Brancheau would like to address those comments.

Mr. Brancheau: I received a letter from Mr. Falcone and a copy was sent to the Administrator; the Ordinance that is being heard essentially allows for certain changes of use and here forward will be required to go to the Planning Board for a full site plan to be heard by the Site Plan Exemption Committee. It is just a procedural change in which an agency would hear those cases. Mr. Falcone asked for a number of changes to the general Site Plan Exemption Committee function. I forwarded the letter with the understanding that any response to his request would have to be made by the Township Committee many of these would have to be done by Ordinance or could be done in some cases by directing the Committee informally to act. The requests largely have to do with expediting the review period for zoning approvals or site plan exemption approvals as well as fee refunding as in the case of a denial. In my opinion those issues are better dealt with in a separate ordinance that would be apart from the one that is before the public tonight and those really should be discussed with the Committee itself and the Township Committee.

Mayor: Is this a land use ordinance?

Mr. Brancheau: We have what we call a site-plan exemption committee and the issues that Mr. Falcone raises in his letter are not really specific to the Ordinance before the public and before the committee tonight; they are really more for the function of the Site Plan Exemption Committee as a whole. The ordinance tonight just deals with one issue in transferring jurisdiction from the planning board to the Site Plan Exemption Committee. Mr. Falcone's issues largely have to do with how long it takes a Site Plan Exemption Committee to deal with all applications not just on that particular issue that.

Mayor: Suggesting putting a calendar on it?

Mr. Brancheau: Basically putting a time limit for them to act to expedite things and he is asking for a quicker turn around on applications.

Mayor: This seems a little nebulous to me right now, you are not telling us. Your request isn't telling me anything.

Mr. Falcone: If I can be more specific

Mr. Brancheau: In his letter he asked for the application turn around within one week.

Mr. Falcone: No, no that's not right, let's start ~ once we file a set of documents to the Building Department it normally takes 30-45 days to get an approval or denial, but if just a zoning just a matter of reading the document of what the perspective tenant wants to do, without going through sewer, water, construction, health and so on, that

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could be turned around in a week; because then I have to get on the docket if I still think it should be seen and heard by the board get on that docket; but to wait 45 days to get a denial and then start the process all over again; some of these tenants are only there for a year.

Mr. Brancheau: The Statute, as far as zoning permits go the Statute, has already set the time frame for that and its 10 business days; it's set by statute. As far as the Site Plan Exemption Committee there is nothing in the statute that says the time limit for them to act. Before any decisions were to be made on that I think we would need to get the information and hear from the Construction Official who is the chairperson of that committee. The Site Plan Exemption Committee is largely; there is two one is a zoning permit which does not require any site plan at all and the other is site plan exemption where some things would otherwise have to go to the Planning Board for a site plan can be exempt if the Site Plan Exemption Committee reviews them and says these are no brainer issues they are minor we can approve them. So the one issue of the zoning permit deadline for that is already established by statute and we...

Mr. Falcone: If that is ten days, I could live with ten days.

Mr. Brancheau: Yes, 10 business days, that could be 2 weeks.

Mr. Falcone: That's not 45 days and then to start the process all over just because the use didn't approve, but meanwhile the document when throughout the entire town and has looked at it and it was really denied already at the building department for zoning. It slows paper flow down ~ if it's 10 days I'm good with that.

Mr. Brancheau: That is for zoning ~ site plan exemption that really depends upon the nature of the application because the ones that are simple and straight forward that don't require much department input those can be handled relatively quickly, the ones that are more complicated those require input from Health, Sewerage Authority and so forth that might take a little longer, that's why it's hard to give a straight answer that will apply to all cases to give you an answer.

Mayor: You want to consult with the Building Department on this?

Mr. Brancheau: I think we need to consult with the Building Department to get an idea of how long they believe it should take and if the Committee wants to put in the Ordinance that it must act within that deadline right now there is no deadline.

Mr. Falcone: Again if it's 10 days I'm okay with that.

Mr. Brancheau: Again, I don't know what they feel is an appropriate time and that's why it's difficult

Mr. Falcone: If the zoning says it's supposed to be 10 days,

Mr. Brancheau: I'm talking about site plan exemption not zoning. Zoning is 10 days it's 10 days the State said that we can't change that.

Mr. Falcone: Ok, so when zoning goes through and it has to weave through the process after that I'm ok.

Mr. Brancheau: Site plan exemption is going to look at zoning.

Mayor: Okay, this is a matter, what we have here is a confirmation that we will take up with the Building and come up with a conclusion for you. If there is a way we can reasonably do this without affecting the process and do this accurately expeditiously we want to, but again when do you think you can provide an answer for Mr. Falcone?

Mr. Brancheau: I can have an answer for the next meeting; I don't think it should affect your decision on this Ordinance. This does not affect the substance of this

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Ordinance I would; if the Committee is going to adopt this Ordinance I would suggest that you adopt it, if Mr. Falcone's suggestion after discussion require Ordinance amendment I will do that as a separate ordinance not as part of this one.

Mayor: Is that satisfactory?

Mr. Falcone: That is fine.

Mr. Brancheau: I will not be here, but I can certainly have an Ordinance ready on this.

Mr. Falcone: So I understand the process, how often and what is the process to get onto the Exemption Committee?

Mr. Brancheau: They meet as needed, if they don't have any applications they don't meet, if they have 5 applications they meet.

Mr. Falcone: What would be my application process, will I come to the Construction Official and if they deny my application then I have to set up a meeting with the Exemption Committee?

Mr. Brancheau: If you get denied because you violate zoning the Site Plan Exemption Committee cannot approve you have to go for a variance before the board, if they say you comply but we think there is issues that the board has to hear they can deny you for that reason, then you have to get a Site Plan approval from the Board.

Mr. Falcone: But again, I thought the process of this Ordinance was going to allow an Exemption Committee to hear something that I felt should have been approved and the Town.....

Mr. Brancheau: This Ordinance is dealing specific section of the Code where there is mixed uses that could conflict with each other..

Mr. Falcone: Agreed

Mr. Brancheau: and obviously there is a review process for that, right now the ordinance requires whenever those uses are in the same building ~ (interrupted by Mayor)

Mayor: We don't want to get into a discussion on the Ordinance here and I'm going to suggest that you gentleman take a conference room and talk it out.

Mr. Brancheau: This is streamlining that process.

Mr. Falcone: I don't understand the process of the streamline.

Mayor: Why don't you gentleman get together so this gentleman can understand that.

Mr. Brueno: He made this same request in May I think this gentleman was before us, and from recollection and I missed the June meeting so I apologize but it seems like this is an instant replay. We owe him more of a concrete answer than what we are giving him.

Mr. Falcone: Thank you.

Mr. Brueno: How does he proceed?

Mr. Brancheau: The process is for getting a site plan exemption is already in the ordinance.

Mr. Falcone: It doesn't say what application I need, I don't have it, I just have what was sent to me and I have no response to my letter.

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Mr. Brueno: He shouldn't wait for two months.

Mr. Gallagher: I would like to say something also; we did discuss this after you left that meeting and this is exactly why we are doing what we are doing to address and your term stream line is great; like Ron said I think you and Blais should work out the nuts and bolts and the specifics but this is to make some of your concerns more stream line and make more sense on both sides of the deck. But as far as the specifics on how fast you can get your case heard, like Ron said that is for you and Blais have to discuss.

Mayor: We can't walk away with an answer on the Committee level.

Mr. Brancheau: I would just direct you to section 166-58 of the Land Use Ordinance which has the whole procedure for filing a site plan exemption application.

Mr. Falcone: Is that represented with a lawyer? Is it streamline, I don't have that ordinance.

Mr. Brancheau: I'll make you a copy and I'll send it to you. Do you have your email on your letterhead?

Mr. Falcone: I do. I sent you emails as well you should have it.

Mr. Brancheau: I'll get it;

Mr. Falcone: I would love to speak to you outside and get some clarification. So I know exactly what needs to be done so I can perform to what the town needs to get this done. Candidly if you read this Ordinance and my frustration is this, I am out 40% vacancy and growing and if you read the two I'm not so sure what I can put in there, so this Exemption Committee is the only way I can understand what uses I can put next to what use. When you put warehouse in there well that's all I am warehouse, now you have warehouse, gym fitness center, and it knocks everyone out. The applications are just getting discarded and I'm trying to do the right thing by not evicting tenants we are just renewing tenants but it's a serious problem. I understand what the Town needs to do, protect themselves, but I have a business to protect as well.

Mr. Brancheau: And, the whole purpose of this Ordinance is to try to expedite this.

Mr. Falcone: So I need to know those defining lines so I can play in between your rules. We can speak outside.

Public hearing closed by Member Brueno and seconded by Member Gallagher and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled "**AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING THE PROCEDURES FOR REVIEW AND APPROVAL FOR CERTAIN DEVELOPMENTAL APPLICATIONS**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the July 20th, 2016 issue of the Daily Record.

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

So Adopted.

Mayor: I'm sure Blais is meeting with this gentleman and we are going to try and get him some answers but I do have to address something, we are coming to an era now where warehouse uses in our zoning that were usually a solitary user for a warehouse, warehouses are now going condo and you are getting 3,4,5 10 users in a warehouse and all coming in for different needs for signage different needs for their own

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particular use in that warehouse environment which was never the intention of the zone we created, but the Planning Board is trying to address this along the way and does want to make it easier for tenants to come in but I'm sure that our Planner will come up with some recommendation for the Township Committee as to how we can streamline this process.

ORDINANCE NO. 19-2016

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF ONE (1) EXMARK RIDE-ON MOWER FOR THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT AND FURTHER APPROPRIATING THE SUM OF \$12,500.00 FROM THE TOWNSHIP'S 2016 CAPITAL IMPROVEMENT FUND AND ALL PRIOR YEARS FOR THE FINANCING OF THE MOWER

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 16-16 appeared in full in the June 15th, 2016 issue of the Daily Record in accordance with the law.

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

Public hearing closed by Member Brueno and seconded by Member Gallagher and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled "**AUTHORIZING THE PURCHASE OF ONE (1) NEW EXMARK RIDE-ON MOWER FOR THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT AND FURTHER APPROPRIATING THE SUM OF \$12,500.00 FROM THE TOWNSHIP'S 2016 CAPITAL IMPROVEMENT FUND AND ALL PRIOR YEARS FOR THE FINANCING OF THE MOWER**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the July 20th, 2016 issue of the Daily Record.

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

So Adopted.

ORDINANCE NO. 20-2016

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY AMENDING THE REGULATIONS FOR INSTITUTIONAL USES

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 20-16 appeared in full in the June 15th, 2016 issue of the Daily Record in accordance with the law. We also have the letter from the Morris County Planning Board notifying us that in accordance with the Municipal Land Use Law the Ordinance was filed with the County and also we have a letter of recommendation from the Township's Planning Board upon referral of the Ordinance from the Township Committee recommending the approval of Ordinance No. 20.

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

Public hearing closed by Member Brueno and seconded by Member Gallagher and unanimously passed.

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Now on Adoption, Be it resolved, that an Ordinance entitled “**AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING THE REGULATIONS FOR INSTITUTIONAL USES**” be passed on final reading and that a Notice of the final passage of the Ordinance be published in the July 20th, 2016 issue of the Daily Record.

Motion made by Member Francioli and seconded by Member Gallagher and unanimously passed.

So Adopted.

INTRODUCTION OF ORDINANCE:

ORDINANCE NO. 21-2016

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE PERFORMANCE OF MONUMENT/GRAVESTONE RESTORATION WORK INCLUDING RELATED APPURTENANCES AT THE WHIPPANY BURYING YARD, THE EMPLOYMENT OF A FIRM SPECIALIZING IN THE RESTORATION AND PRESERVATION OF INTERMENT MONUMENTS AND MARKERS AND FURTHER AUTHORIZING THE APPROPRIATION OF \$50,000.00 FROM THE 2016 CAPITAL IMPROVEMENT FUND AND ALL PRIOR YEARS, THE 2016 CURRENT FUND BUDGET AND LANDMARK COMMISSION TRUST ACCOUNT FOR THE FINANCING OF THE GRAVESTONE RESTORATION PROJECT

WHEREAS, the Whippany Burying Yard, (hereinafter referred to as the “Burying Yard”) also known as the Whippany Cemetery, located on the southerly side of New Jersey State Highway Route 10 eastbound, is the earliest colonial graveyard in northwest New Jersey; and

WHEREAS, the establishment of the Burying Yard in 1718 predates the founding of Hanover Township and Morris County, and is the site of the first school and church in the County of Morris; and

WHEREAS, the Township’s Landmark Commission, in keeping with the purpose and intent of its creation to protect, enhance and preserve sites and structures which exhibit historical, architectural or cultural significance, serves as the “caretaker organization” over the Burying Yard; and

WHEREAS, age and weather conditions have taken their toll on many of the gravestone monuments and markers at the Burying Yard; and

WHEREAS, in calendar year 2003, under the auspices of the Landmark Commission, the Township initiated a project to restore and preserve seven (7) gravestone markers; and

WHEREAS, the restoration project continued in 2005, 2006, 2007 and 2008; and

WHEREAS, since the project began in 2003, a total of forty-five (45) gravestones have been restored and/or repaired; and

WHEREAS, in order to prevent the deterioration of additional gravestones, the Landmark Commission is recommending the restoration and repair of fourteen (14) additional brownstone markers, the installation of landscape screening as a protective buffer to the Whippany Burying Yard and the purchase of six (6) bronze plaques and mountings for those headstones whose epitaphs are worn, illegible or lost; and

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WHEREAS, the Township Committee endorses and supports the Landmark Commission’s plan to continue work in stabilizing, restoring and preserving gravestones and markers at the Whippany Burying Yard.

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

Section 1. In order to prevent the deterioration of additional gravestones at the Whippany Burying Yard, the governing body hereby authorizes and approves the restoration and repair of fourteen (14) additional brownstone markers, the installation of landscape screening as a protective buffer to the Whippany Burying Yard and the purchase of six (6) bronze plaques and mountings for those headstones whose epitaphs are worn, illegible or lost.

Section 2. To perform the necessary scope of services described in Section 1. Above, this Ordinance further authorizes the retaining of a firm which has demonstrated knowledge and experience and the necessary expertise and specialization in rehabilitating, restoring and preserving gravestone markers.

Section 3. To finance the performance of the work described in Sections 1 and 2 of this Ordinance, there is hereby appropriated the sum of \$50,000.00 from the following sources:

A. The year 2016 Capital Improvement Fund and all prior years....	\$40,000.00
B. The 2016 Current Fund Budget, Landmark Commission O/E Account, Line Item No. 126-0042-308.....	5,000.00
C. The Landmark Commission Trust Account.....	5,000.00
TOTAL.....	\$50,000.00

Section 4. This Ordinance shall take effect in accordance with law.

The Ordinance will be further considered for Public Hearing and Final Passage at the August 11th, 2016 meeting of the governing body and at time any person wishing to be heard will be given the opportunity to speak. The Ordinance and the Notice of Introduction will be published in full in the Daily Record in accordance with the law.

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

So Introduced

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 123-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE REAPPOINTMENT OF JAMES B. KREITZ TO THE POSITION OF TOWNSHIP TAX ASSESSOR FOR A FOUR (4) YEAR TERM OF OFFICE COMMENCING JULY 1, 2016 AND ENDING JUNE 30, 2020

WHEREAS, in accordance with N.J.S.A.40A:9-148, **James B. Kreitz** was appointed as the Township’s Tax Assessor on October 3, 2011; and

WHEREAS, N.J.S.A.40:9-148 provides that every municipal tax assessor and deputy assessor shall hold his office for a term of four (4) years from the first day of July next following his appointment; and

WHEREAS, with the expiration of **Mr. Kreitz’s** first term of office, it is the intention of the Township Committee to reappoint **Mr. Kreitz** for a four (4) year term of office commencing July 1, 2016 and ending June 30, 2020; and

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WHEREAS, N.J.S.A. 54:1-35.31 provides that any tax assessor who is reappointed after a four (4) year term has been completed shall be reappointed with tenure and may only be removed for cause; and

WHEREAS, pursuant to N.J.S.A.40A:9-165 and the Township's Salary Ordinance, Ordinance No. 9-2016, **Mr. Kreitz** shall receive equal treatment in salary as all other municipal officers and employees, and shall be compensated during calendar year 2016 at \$47,298.00 and continue to receive such salary until it is modified by the governing body.

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. **James B. Kreitz** is hereby reappointed to the position of **Tax Assessor** for a four (4) year term of office commencing July 1, 2016 and ending on June 30, 2020 all in accordance with N.J.S.A.40A:9-148. However, pursuant to N.J.S.A. 54:1-35.31 this appointment qualifies for tenure.
2. Upon approval of the governing body, this resolution takes effect retroactively to July 1, 2016.
3. That certified copies of this resolution shall be transmitted to the Administrator for the Morris County Board of Taxation, the Township's Chief Municipal Finance Officer and **Mr. Kreitz** for reference and information purposes.

RESOLUTION NO. 124-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING JAIME GETSINGER TO THE POSITION OF PART-TIME FLOATER CLERICAL SUPPORT SERVICES EMPLOYEE FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING MONDAY, JULY 18, 2016 AND ENDING WEDNESDAY, JANUARY 18, 2017 AND ESTABLISHING HER COMPENSATION AT \$17.25 PER HOUR UNDER JOB GROUP II IN ACCORDANCE WITH SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NO. 9-16 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

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

WHEREAS, with the appointment of Denise LaCapra as the full-time Support Services Secretary/Senior Clerk Typist in the Police Department effective June 1, 2016, the position of part-time Floater/Clerical Support is vacant; and

WHEREAS, the position noted above is classified under Job Group II, Schedule "B" and Salary Range Guide "C" Salary Ordinance No. 9-16; and

WHEREAS, pursuant to the Township's job search process, the Township received five (5) applications by the Department of Administration; and

WHEREAS, of the five (5) applications, a total of three (3) candidates were initially interviewed by the Business Administrator, Deputy Township Clerk and Planning Board Secretary; and

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WHEREAS, the applicants were rated on their prior employment experience and expertise and their overall skills and abilities to perform the duties and tasks of the Part-Time Floater and Clerical Support Services position; and

WHEREAS, as a result of the interviews, it is the recommendation of the Interview Committee that **Jaime Getsinger** residing at 6 Kathryn Drive in the Whippany Section of the Township has the necessary work experience, job qualifications and administrative skills closely matching the Job Description for Part-Time Floater and Clerical Support Services; and

WHEREAS, **Ms. Getsinger** shall serve as the part-time Floater and Clerical Support Services employee for a six (6) month probationary period commencing Monday, July 18, 2016 and ending on Wednesday, January 18, 2017 ; and

WHEREAS, in accordance with Schedule Range Guide "C" of Salary Ordinance No. 9-2016, **Ms. Getsinger** shall be compensated at the hourly rate of \$17.25 per hour under Job Group II. Pursuant to Township policy, **Ms. Getsinger** shall not be entitled to receive any other remuneration such as compensator time other than the annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Business Administrator or his designee; and

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

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

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

1. That **Jaime Getsinger** residing at 6 Kathryn Drive in Whippany, New Jersey 07981 is hereby appointed as the part-time Floater and Clerical Support Services employee for a six (6) month probationary period commencing Monday, July 18, 2016 and ending Wednesday, January 18, 2017. As a part-time employee, **Ms. Getsinger** shall not work more than twenty-nine (29) hours a week.
2. In accordance with Salary Range Guide "C" of Salary Ordinance No. 9-2016, **Ms. Getsinger** shall be compensated at \$17.25 per hour under Job Group II. Pursuant to Township Policy, **Ms. Getsinger** shall not be entitled to receive any other remuneration such as compensatory time other than the annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Business Administrator or his designee.
3. **Ms. Getsinger** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 61-18. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation. In the event that **Ms. Getsinger** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. Getsinger** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.

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4. Pursuant to Township Policy, **Ms. Getsinger** shall not be eligible to receive health and dental benefits or earn and accrue paid vacation and sick leave of any kind whatsoever.
5. This offer of employment is conditional and subject to **Ms. Getsinger** receiving a satisfactory medical examination, a negative drug test and a negative criminal history record check, all in accordance with the Township's Personnel Policies and Procedures and Section 61-29.N.(1) through (4). Entitled "Alcohol and Drug Testing Policy for Civilian Employees" under Chapter 61 of the Code of the Township.
6. That a certified copy of this resolution shall be transmitted to the Chief Municipal Finance Officer and **Ms. Getsinger** for reference and information purposes.

RESOLUTION NO. 125-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING WHITNEY J. DUBOSE TO THE POSITION OF PART-TIME VIOLATIONS CLERK FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING MONDAY, AUGUST 1, 2016 AND ENDING WEDNESDAY, FEBRUARY 1, 2017 AND ESTABLISHING HER COMPENSATION AT \$22.50 PER HOUR UNDER JOB GROUP II IN ACCORDANCE WITH SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NO. 9-16 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

WHEREAS, with the promotion of Aimee Jones as the replacement full-time Deputy Municipal Court Administrator in the Violations Bureau effective April 18, 2016, the position of part-time Violations Clerk is vacant; and

WHEREAS, the position noted above is classified under Job Group II, Schedule "B" and Salary Range Guide "C" Salary Ordinance No. 9-16; and

WHEREAS, pursuant to the Township's job search process, the Township received five (5) applications by the Department of Administration; and

WHEREAS, of the five (5) applications, a total of four (4) candidates were initially interviewed by the Business Administrator and Municipal Court Administrator; and

WHEREAS, the applicants were rated on their prior employment experience and expertise and their overall skills and abilities to perform the duties and tasks of the part-time Violations Clerk; and

WHEREAS, as a result of the interviews, it is the recommendation of the Interview Committee that **Whitney J. DuBose** residing at 5 Long Road in Denville has the necessary work experience, job qualifications and administrative skills closely matching the Job Description for Part-Time Violations Bureau; and

WHEREAS, **Ms. DuBose** shall serve as the part-time Violations Clerk for a six (6) month probationary period commencing Monday, August 1, 2016 and ending on Wednesday, February 1, 2017 ; and

WHEREAS, in accordance with Schedule Range Guide "C" of Salary Ordinance No. 9-2016, **Ms. DuBose** shall be compensated at the hourly rate of \$22.50 per hour under Job Group II. Pursuant to Township policy, **Ms. DuBose** shall not be entitled to receive any other remuneration such as compensator time other than the annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Business Administrator or his designee; and

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

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

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

1. That **Whitney J. DuBose** residing at 5 Long Road in Denville, New Jersey 07834 is hereby appointed as the part-time replacement Violations Clerk for a six (6) month probationary period commencing Monday, August 1, 2016 and ending Wednesday, February 1, 2017. As a part-time employee, **Ms. DuBose** shall not work more than twenty-nine (29) hours a week.
2. In accordance with Salary Range Guide "C" of Salary Ordinance No. 9-2016, **Ms. DuBose** shall be compensated at \$22.50 per hour under Job Group II. Pursuant to Township Policy, **Ms. DuBose** shall not be entitled to receive any other remuneration such as compensatory time other than the annual cost of living adjustments that may be granted to non-union civilian employees by the Township Committee, and subject to receiving a satisfactory Job Performance Evaluation performed by the Business Administrator or his designee.
3. **Ms. DuBose** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 61-18. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation. In the event that **Ms. DuBose** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. DuBose** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.
4. Pursuant to Township Policy, **Ms. DuBose** shall not be eligible to receive health and dental benefits or earn and accrue paid vacation and sick leave of any kind whatsoever.
5. This offer of employment is conditional and subject to **Ms. DuBose** receiving a satisfactory medical examination, a negative drug test and a negative criminal history record check, all in accordance with the Township's Personnel Policies and Procedures and Section 61-29.N.(1) through (4). Entitled "Alcohol and Drug Testing Policy for Civilian Employees" under Chapter 61 of the Code of the Township.
6. That a certified copy of this resolution shall be transmitted to the Chief Municipal Finance Officer and **Ms. DuBose** for reference and information purposes.

RESOLUTION NO. 126-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE PROBATIONARY EMPLOYMENT OF LAURIE BURKHARDT AS A PART-TIME DIAL-A-RIDE DISPATCHER COMMENCING AUGUST 15, 2016 AND ENDING ON FEBRUARY 15, 2017 AT THE RATE OF \$14.50 PER HOUR UNDER JOB GROUP I OF SCHEDULE "B" AND SALARY RANGE GUIDE "D" AS SET FORTH IN SALARY ORDINANCE NO. 9-2016

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WHEREAS, with the promotion of Jacqueline Grasso to the position of full-time account clerk effective October 26, 2015, the position of part-time Dial-A-Ride Dispatcher became vacant; and

WHEREAS, in order to assist in the performance of various services offered by the Recreation and Park Administration Department, the Board of Recreation Commissioners have recommended that the part-time position be filled; and

WHEREAS, the Superintendent of the Department and the Township's Human Resource Specialist interviewed candidates for the part-time position of Dial-A-Ride Dispatcher; and

WHEREAS, based on the recommendation of the Superintendent of the Recreation and Park Administration Department to the Business Administrator the following individual is recommended for employment:

Laurie Burkhardt as a Part-Time Dial-A-Ride Dispatcher;

WHEREAS, in accordance with the recommendation of the Superintendent, the governing body hereby concurs with the appointment set forth above.

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. **Ms. Laurie Burkhardt** residing at 278 Whippany Road, Whippany New Jersey 07981 is hereby appointed to serve as a Part-Time Dial-A-Ride Dispatcher. The Superintendent of the Department shall establish **Ms. Burkhardt's** weekly schedule. However, under no circumstances, shall **Ms. Burkhardt's** hours exceed twenty (20) hours per week. **Ms. Burkhardt** shall be compensated at the rate of \$14.50 per hour under Job Group I of Schedule "B" and Salary Range Guide "D" as set forth in Salary Ordinance 9-2016. **Ms. Burkhardt's** appointment shall take effect on August 15, 2016.
2. **Ms. Burkhardt** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 61-18. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation. In the event that **Ms. Burkhardt** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. Burkhardt** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.
3. That certified copies of this resolution shall be transmitted to the Superintendent of the Recreation and Parks Administration Department, the Township's Human Resource Specialist and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 127-2016

A RESOLUTION APPROVING THE APPOINTMENT OF KERRY BREEN TO SERVE AS A FULL-TIME, TEMPORARY, SEASONAL INTERN ASSIGNED TO THE ADMINISTRATION DEPARTMENT AND ESTABLISHING HER COMPENSATION AT \$14.00 PER HOUR AS SET FORTH UNDER SCHEDULE "B" AND SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NO. 9-16

WHEREAS, the Administration Department, seeks to provide a college student with the opportunity to gain hands on experience and an understanding of the functions and responsibilities of the Department and the various duties and assignments

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performed by the Business Administrator and his staff; and

WHEREAS, it is the recommendation of the Business Administrator that **Kerry Breen** be hired for the period commencing July 18, 2016 and ending on August 31, 2016.

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 **Kerry Breen** residing at 11 Emerson Drive in Whippany, New Jersey 07981 is hereby appointed to serve as a full-time, temporary, seasonal intern assigned to the Administration Department commencing July 18, 2016 and ending August 31, 2016.
2. **Ms. Breen** shall be compensated at the rate of \$14.00 per hour as set forth under Job Group I as listed under Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 9-16.
3. Irrespective of the Engineering Department assignment, the Business Administrator/Township Clerk reserves the right to assign **Ms. Breen** to any other Department based on the work load needs of other departments.
4. Except for disciplinary removal, all appointment as a seasonal employee shall terminate on or before August 31, 2016.
5. That a certified copy of this resolution be transmitted to the Township Engineer and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 128-2016

A RESOLUTION APPROVING THE APPOINTMENT OF PART-TIME, SEASONAL PERSONNEL FOR THE BEE MEADOW POOL IN ACCORDANCE WITH SECTION 13. ITEM 5. OF SALARY ORDINANCE NO. 9-2016

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

Bee Meadow Pool

WHEREAS, it is the recommendation of the Board of Recreation Commissioners that the Township Committee approve the individuals listed below under paragraph one (1), who shall be compensated at the rates set forth in accordance with the salary ranges established in Section 13., Item 5. of Salary Ordinance No. 9-2016.

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

1. In accordance with Section 13, Item 5. of Salary Ordinance No. 9-2016, the rates of compensation for the following seasonal employees mentioned below shall be as follows:

PARKS & RECREATION – SUMMER

Bee Meadow Pool:

Lifeguards – Part Time:

		<u>Start Date</u>
Thurman Furda	\$ 9.00/hr.	07/15/16
Dylan Young	\$ 9.00/hr.	07/15/16

2. Except for disciplinary removal, all appointments (with the exception of the all year round Teen Coordinators) as seasonal employees shall terminate on or before

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September 5, 2016.

3. That a certified copy of this resolution be transmitted to the Superintendent of the Recreation and Park Administration Department and the Township's Chief Municipal Finance Officer for their reference and action.

RESOLUTION NO. 129-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE RETAINING THE SERVICES OF ATTORNEY C. WILLIAM BOWKLEY, JR., AT THE RATE OF \$150.00 PER HOUR FOR THE PURPOSE OF SERVING AS HEARING OFFICER REGARDING THE FILING OF DISCIPLINARY CHARGES BY THE CHIEF OF POLICE AGAINST A HANOVER TOWNSHIP PATROLMAN ASSIGNED TO THE DETECTIVE BUREAU, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE EMPLOYMENT AND INDEMNIFICATION AGREEMENTS WITH MR. BOWKLEY

WHEREAS, the Chief of Police has filed disciplinary charges against a Police Department Patrolman assigned to the Detective Bureau; and

WHEREAS, on August 25, 2015, the Patrolman was served with a Notice of Charge and Hearing from Chief Stephen Gallagher; and

WHEREAS, the "Notice of Charge and Hearing" alleges unacceptable conduct for a police officer contrary to the Police Department's Rules and Regulations, related State Statutes, Chapter 53 of the Code of the Township entitled Police Department and the Attorney General's Internal Affairs Guidelines; and

WHEREAS, based on the alleged acts of unprofessional conduct, the Chief of Police seeks to impose disciplinary action which action may result in termination; and

WHEREAS, pursuant to the Rules and Regulations of the Police Department, promulgated under Section C. entitled "Departmental Disciplinary Hearings" under Article XII, entitled Disciplinary Code, and as recited in the specification of charges, the police officer has the right to a hearing before the Township Committee; and

WHEREAS, the Township Committee has determined that it would be in the best interest of the Patrolman and the Township to retain the services of an independent and impartial, third party professional to conduct the hearing; and

WHEREAS, the disciplinary hearing in this matter has been tentatively scheduled for September 19, 21 and 23, 2016 in the Main Meeting Room at the Municipal Building.

WHEREAS, the Township's Business Administrator has reviewed the credentials and professional work experience of **C. William Bowkley, Jr., Esq.**, an attorney-at-law, and believe him to be well qualified to serve as the hearing officer in this case; and

WHEREAS, in accordance with the recommendation of the Business Administrator, it is the desire of the Township Committee to retain the services of **C. William Bowkley, Jr., Esq.**

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 retains the services of **C. William Bowkley, Jr., L.L.C.**, located at 711 Route 10 East in Randolph, New Jersey 07869 for the purpose of serving as an independent and impartial third party hearing officer as it pertains to the issuance of disciplinary charges by the Chief of Police against a

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Patrolman. The disciplinary hearing is tentatively scheduled to take place on September 19, 21 and 23, 2016 in the Main Meeting Room at the Municipal Building.

2. In consideration of the services to be rendered by **Mr. Bowkley** as hearing officer, **Mr. Bowkley** shall be compensated at the rate of \$150.00 per hour, which amount shall include the hearing time, the preparation of a report and other reasonable hearing officer expenses. The Township's Employment and Indemnity Agreements are attached hereto and made a part of this resolution as if set forth in full.

3. The Mayor and Township Clerk are hereby authorized to execute the Employment and Indemnity Agreements with **Mr. Bowkley**.

4. A certified copy of this resolution shall be transmitted to **Mr. Bowkley**, the Township's Labor Attorney, the Chief of Police and the Chief Municipal Finance Officer along with a copy of the executed Agreements for reference and information purposes.

RESOLUTION NO. 130-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH JOSEPH BURGIS, PP, AICP AND THE FIRM OF BURGIS ASSOCIATES, INC. FOR THE PURPOSE OF PREPARING AN AREA IN NEED OF REDEVELOPMENT ANALYSIS AND POSSIBLE REDEVELOPMENT PLAN AS OT RELATES TO LOT 2 IN BLOCK 3801 AND LOT 23 IN BLOCK 4101, ALL IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AND PAY-TO-PLAY LAWS AT N.J.S.A. 40A:11-5.(1)(a)(i) AND N.J.S.A. 19:44A-20.5 AND 19:44A-20.26 ET SEQ. AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP TO EXECUTE AN AGREEMENT WITH BURGIS ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$26,700.00

WHEREAS, pursuant to the provisions of the Local Public Contracts Law at N.J.S.A. 40A:11-5.(1)(a)(i) and the Pay-to-Play regulations at N.J.S.A. 19:44A-20.5 and 19:44A-20.26, it is the intention of the Township Committee to retain the services of **Joseph H. Burgis, P.P., A.I.C.P.**, a professional planner licensed by the State of New Jersey and the Firm of **Burgis Associates, Inc.** for the purpose of preparing an Area in Need of Redevelopment Analysis and possible Redevelopment Plan pertaining to Lot 2 in Block 3801 and Lot 23 in Block 4101 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, if **Burgis** determines that the planning analysis of Lot 2 in Block 3801 and Lot 23 in Block 4101 meet the statutory criteria of the New Jersey Local Redevelopment and Housing Law, **Burgis** shall proceed to prepare a Redevelopment Plan for the study area in question; and

WHEREAS, the Township's Business Administrator/Township Clerk requested that **Joseph A. Burgis** submit a written proposal to the Township describing the scope of services to be performed in the preparation of the Area in Need of Redevelopment Analysis and Redevelopment Plan; and

WHEREAS, in a letter dated May 28, 2016, **Mr. Burgis** submitted a letter proposal and quotation outlining the specific scope of services in the preparation of the Study and Plan described above; and

WHEREAS, the total cost to prepare the Study and Plan shall not exceed \$26,700.00; 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

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for the performance of professional planning consultant services has an estimated value in excess of \$17,500.00; and

WHEREAS, Joseph Burgis, PP, AICP, as the principal of **Burgis Associates, Inc.** has completed and submitted a Business Entity Disclosure Certification which certifies that **Burgis Associates, Inc.** 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 **Burgis Associates, Inc.** 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, **Burgis Associates, Inc.** has also filed a Chapter 271 Political Contribution Disclosure Form and a Stockholder Disclosure Certification; and

WHEREAS, Joseph Burgis, PP, AICP and the firm of **Burgis Associates, Inc.** shall be compensated on an hourly rate basis, in accordance with the Firm's schedule of hourly rates as set forth on page 7 of the May 28, 2016 proposal and quotation. However, the total cost to perform the scope of services shall not exceed \$26,700.00; and

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

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

1. That **Joseph Burgis, PP, AICP** and the firm of **Burgis Associates, Inc.** located at 25 Westwood Avenue in Westwood, New Jersey 07675 are hereby retained for the purpose of preparing an Area in Need of Redevelopment Analysis for Lot 2 in Block 3801 and Lot 23 in Block 4101 as set forth on the Tax Map of the Township of Hanover. If the Area in Need of Redevelopment Analysis determines that Lot 2 in Block 3801 and Lot 23 in Block 4101 meets the statutory criteria of the New Jersey Local Redevelopment and Housing Law, **Burgis** shall then prepare a Redevelopment Plan. The scope of services shall be performed in accordance with the May 28, 2016 letter proposal and quotation submitted by **Joseph Burgis** which letter proposal and quotation is attached hereto and made a part of this resolution as if set forth in full.

2. The total cost to prepare the Analysis and Plan shall not exceed \$26,700.00. The consultant and firm shall be compensated based on the Firm's 2016 hourly rate schedule which is set forth in the May 28, 2016 letter proposal and quotation.

3. The Mayor and Business Administrator are hereby authorized and directed to execute a Professional Services Agreement on behalf of the Township in an amount not to exceed \$26,700.00.

4. This appointment is awarded without competitive 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 professional planner licensed by the State of New Jersey and such services are not subject to competitive bid.

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.

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RESOLUTION NO. 131-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER ENDORSING AND SUPPORTING THE PASSAGE OF ASSEMBLY, NO. 3686, DESIGNATED AS “RALPH AND DAVID’S LAW,” WHICH WOULD ESTABLISH THE THIRD-DEGREE CRIME OF STRICT LIABILITY VEHICULAR HOMICIDE FOR DRIVING A VEHICLE WHILE INTOXICATED IN VIOLATION OF N.J.S.A. 39:4-50 OR FOR OPERATING A VESSEL UNDER THE INFLUENCE OF ALCOHOL OR DRUGS IN VIOLATION OF N.J.S.A. 12:7-46, AND AMEND VARIOUS SECTIONS OF STATUTORY LAW TO STRENGTHEN PENALTIES FOR VEHICULAR HOMICIDE CAUSED BY DRUNK OR DRUGGED DRIVERS.

WHEREAS, on February 26, 2004, David Heim, a thirteen-year-old boy was tragically killed by a drunk driver in Sussex County; and

WHEREAS, the drunk driver who hit David was convicted solely of drunk driving and served only thirty days in jail, the maximum term of imprisonment for a first offense under the State’s Drunk Driving Law; and

WHEREAS, another tragic death occurred on May 5, 2012 when Ralph Politi, Jr., an East Hanover Township community activist and business owner, was killed by a drunk driver who swerved out of her lane and struck him as he stood by his parked pickup truck; and

WHEREAS, in the case of Ralph Politi, the drunk driver was recently acquitted of first-degree aggravated manslaughter and second-degree vehicular homicide, and instead received a two-year suspension of her driver’s license, and was ordered to perform thirty days of community service and pay \$733 in fines and penalties; and

WHEREAS, as a result of the untimely deaths of both David Heim and Ralph Politi, and the penalty limitations imposed by current law, members of both sides of the aisle have crafted Assembly, No. 3686, which establishes the crime of strict liability vehicular homicide and the conditions under which a defendant may be charged with such a violation; and

WHEREAS, under Assembly, No. 3686, strict liability vehicular homicide would be a third-degree crime, but neither the presumption of nonimprisonment that normally applies to first-time offenders convicted of third-degree crimes, nor the causal requirements of N.J.S.A. 2C:2-3, would apply; and

WHEREAS, Assembly, No. 3686 would also amend various sections of statutory law to strengthen penalties for vehicular homicide caused by drunk or drugged drivers; and

WHEREAS, Assembly, No. 3686 would be known as “Ralph and David’s Law” in honor of Ralph Politi and David Heim; and

WHEREAS, the Township Committee of the Township of Hanover applauds the bi-partisan efforts of members of the General Assembly in strengthening the penalty provisions for operating a vehicle or vessel under the influence of drugs or alcohol, closing any loopholes that would set a violator free.

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 endorses and supports the bi-partisan efforts of the General Assembly in the introduction of Assembly, No. 3686, which establishes the third-degree crime of strict liability vehicular homicide, amends various sections of statutory law, and designates Assembly, No. 3686 as “Ralph and David’s Law.”

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2. The Township Committee calls upon all mayors and governing bodies in the other thirty-eight Morris County municipalities to approve and adopt resolutions in support of Assembly, No. 3686.
3. That certified copies of this resolution shall be transmitted to the sponsors of Assembly, No. 3686, namely Assemblymen John F. McKeon and Anthony M. Bucco, Assemblywomen Mila M. Jasey, Nancy F. Munoz and Valerie Vainieri Huttel, Assembly Speaker Vicent Prieto, Senate President Stephen M. Sweeney, members of the 21st, 25th, 26th, 27th, and 40th Legislative Districts, the New Jersey State League of Municipalities and all Morris County municipalities.

RESOLUTION NO. 132-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE INCREASING THE TOWNSHIP OF HANOVER'S BID THRESHOLD FROM \$36,000.00 TO \$40,000.00 PURSUANT TO N.J.S.A. 40A:11-3(c) AND CONFIRMING THE CERTIFICATION OF BUSINESS ADMINISTRATOR/TOWNSHIP CLERK JOSEPH A. GIORGIO AS THE TOWNSHIP'S QUALIFIED PURCHASING AGENT

WHEREAS, pursuant to N.J.S.A. 40A:11-3(c) and 18A:18A-3(b), Governor Chris Christie exercised his authority to adjust the bid thresholds for awarding contracts by various contracting units; and

WHEREAS, contracting units that have appointed a Qualified Purchasing Agent pursuant to N.J.S.A. 40A:11-9 (b) may take advantage of a higher bid threshold pursuant to N.J.S.A. 40A:11-3(a); and

WHEREAS, a contracting unit with a Qualified Purchasing Agent may raise the bid threshold to \$40,000.00 and the quotation threshold to \$6,000.00; and

WHEREAS, by letter date April 29, 2002, the Division of Local Government Services in the Department of Community Affairs advised Joseph A. Giorgio, the Township's Business Administrator/Township Clerk that his application for a Qualified Purchasing Agent Certificate had been approved; and

WHEREAS, by resolution dated March 10, 2011, the Township Committee increased the bid threshold to \$36,000.00 which at that time was permitted by N.J.S.A. 40A:11-3 (a) and further appointed Mr. Giorgio as the Township's Qualified Purchasing Agent; and

WHEREAS, the Township Committee of the Township of Hanover wish to take advantage of the higher bid and quotation thresholds of \$40,000.00 and \$6,000.00 respectively, all in accordance with the regulations promulgated at N.J.A.C. 5:34-5.2; and

WHEREAS, the governing body also desires to confirm and certify that Mr. Giorgio, as the Township's Qualified Purchasing Agent, continues to exercise those duties and responsibilities relevant to the authority, responsibility and accountability of the purchasing activities performed by the Township of Hanover.

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

1. In accordance with N.J.S.A. 40A:11-3(c) and the regulations promulgated at N.J.A.C. 5:34-5.2, the governing body hereby increases the Township's bid threshold to \$40,000.00 and the quotation threshold to \$6,000.00.
2. The governing body confirms and certifies that Joseph A. Giorgio, the Township's Business Administrator/Township Clerk continues to serve

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as the Township's Qualified Purchasing Agent, exercising those duties and responsibilities relevant to the authority, responsibility and accountability of the purchasing activities performed by the Township of Hanover, all in accordance with N.J.S.A. 40A:11-2(30) and the Certification granted to Mr. Giorgio by the Division of Local Government Services and as set forth in a letter dated April 29, 2002 from the Director of the Division.

RESOLUTION NO. 133-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING THE RENEWAL OF AN INACTIVE POCKET LICENSE, SPECIFICALLY PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-006-004 BY VILLAGE SUPERMARKET OF NEW JERSEY, L.P. T/A THE VILLAGE LIQUOR STORE

WHEREAS, the Township Committee of the Township of Hanover is authorized and charged to act as the Municipal Board of Alcoholic Beverage Control (ABC) for the Township of Hanover; and

WHEREAS, Village Super Market of NJ, L.P. trading as "The Village Liquor Store" has filed a timely application to the Township Committee for renewal of Plenary Retail Consumption License No. 1412-33-006-004 which is currently an inactive pocket license; and

WHEREAS, on June 3, 2016, Village Super Market of NJ, LP submitted its application for renewal to the Township along with the applicable fees made payable to the Township and the Division of Alcoholic Beverage Control; and

WHEREAS, the place-to place transfer of Plenary Retail Consumption License No. 1412-33-006-004 was denied on May 28, 2015 by Resolution No. 94-2015; and

WHEREAS, Village Super Market of NJ, LP appealed the denial of the requested place-to-place transfer to the Director of the Division of Alcoholic Beverage Control on or about June 25, 2015; and

WHEREAS, on or about September 15, 2015 the Director transmitted the matter to the Office of Administrative Law as a contested case under docket numbers ABC 12777-15 & ABC 12779-15 (consolidated); and

WHEREAS, that matter is currently pending before Honorable Thomas R. Betancourt, A.L.J. at the Office of Administrative Law; and

WHEREAS, the Township Clerk has deemed the application for renewal to be in order and complete; and

WHEREAS, the approval of the renewal application is an administrative process having no bearing or impact on the matter pending at the Office of Administrative Law; and

WHEREAS, renewal of the inactive pocket license herein referenced is not a tacit approval by the Township Committee of the place-to-place transfer currently under appeal and being litigated at the Office of Administrative Law; and

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

1. The application of Village Super Market of NJ, LP, a Limited Partnership, trading as "The Village Liquor Store" for renewal of an inactive pocket license, specifically Plenary Retail Consumption License Number 1412-33-006-004, is hereby approved subject to the following special conditions:

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- A. Renewal of the inactive pocket license is not a tacit approval by the Township of the requested place-to-place transfer of Plenary Retail Consumption License Number 1412-33-006-004; and
 - B. Renewal of the inactive pocket license has no bearing or impact on the pending litigation relating to the requested place-to-place transfer of Plenary Retail Consumption License Number 1412-33-006-004.
2. That certified copies of this resolution shall be transmitted to Village Super Market of NJ, LP, the New Jersey Division of Alcoholic Beverage Control, and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 134-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-008-012 AS AN INACTIVE POCKET LICENSE FOR WHIPPANY VILLAGE II LLC FOR THE LICENSE TERM COMMENCING JULY 1, 2016 THROUGH JUNE 30, 2017 ALL IN ACCORDANCE WITH A SPECIAL RULING TO PERMIT THE RENEWAL OF AN INACTIVE LICENSE PURSUANT TO N.J.S.A. 33:1-12.39

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; and

WHEREAS, by letter dated May 18, 2016, **Whippany Village II LLC** received a Special Ruling, in accordance with N.J.S.A. 33:1-12.39 permitting the Township, as the issuing authority, to grant the renewal application for the 2016-2017 license term; and

WHEREAS, the Township Committee desires to approve the renewal application as an Inactive Pocket License during the 2016-2017 license term.

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. 1412-33-008-012 as an Inactive Pocket License held by **Whippany Village II LLC** (whose managing member is Fred Arena) located at 1 Nathan Drive, Towaco, New Jersey 07082 for the 2015-2016 license term beginning July 1, 2016 through June 30, 2017. The licensee has paid the Township's license renewal fee for the 2016-2017 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.

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RESOLUTION NO. 135-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE TRANSFER OF OWNERSHIP OF A YEAR 2000 FORD UTILITY VEHICLE FROM THE BOARD OF FIRE COMMISSIONERS OF FIRE DISTRICT NO. 3 TO THE TOWNSHIP'S OFFICE OF EMERGENCY MANAGEMENT AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A MEMORANDUM OF AGREEMENT

WHEREAS, New Jersey State law permits the transfer of properties between recognized governmental agencies; and

WHEREAS, the Board of Fire Commissioners of Hanover Township Fire District No. 3 (hereinafter referred to as "Fire District No. 3") has declared that Unit 30, a 2000 Ford Motor Company Utility Vehicle, with VIN No. 1FDX47F3YED7435 as a surplus vehicle; and

WHEREAS, Fire District No. 3 desires to transfer ownership of Unit 30 to the Township of Hanover's Office of Emergency Management for service to the community; and

WHEREAS, Fire District No. 3 does not seek any remuneration from the Township for the transfer of the vehicle for Township use; and

WHEREAS, the Township Committee believes that the transfer of ownership of the year 2000 Ford Utility Vehicle will provide the Office of Emergency Management with another means of transportation in the event of a natural or manmade disaster or in assisting other Township Departments at community events; and

WHEREAS, it is the desire of the governing body to accept the transfer of ownership of Unit No. 30 from Fire District No. 3.

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

1. The governing body hereby approves the transfer of ownership of Unit 30, a year 2000 Ford Motor Vehicle Company Utility vehicle, with VIN 1FDX47F3YED7435 from the Hanover Township Board of Fire Commissioners of Fire District No. 3 to the Township's Office of Emergency Management.
2. The transfer of ownership from Fire District No. 3 to the Township is made without any remuneration to the Fire District.
3. That the Mayor and Township Clerk are hereby authorized and directed to execute the attached Memorandum of Agreement between Fire District No. 3 and the Township which sets forth the terms and conditions in transferring ownership from the Fire District to the Township.
4. That certified copies of this resolution shall be transmitted to the Secretary of Fire District No. 3 and the Township's Director of the Office of Emergency Management for reference and information purposes.

RESOLUTION NO. 136-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO RER SUPPLY, LLC, THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$89,320.00 BASED ON ITS COMPETITIVE BID OF \$6.38 PER CUBIC YARD FOR THE LOADING, REMOVAL AND RECYCLING OF THE TOWNSHIP'S UN-COMPOSTED LEAVES DURING THE 2016

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LEAF COLLECTION SEASON BEGINNING OCTOBER 5, 2016 AND ENDING JANUARY 1, 2017, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, a need exists to retain the services of a contractor for the removal of approximately 14,000 cubic yards of fresh, un-composted leaves for delivery to an approved mulching/compost facility during the contract period beginning October 5, 2016 and ending January 1, 2017 or until all the leaves collected and temporarily stored at the Township's Recycling Center have been removed and recycled by the successful contractor/vendor; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for the receipt of competitive bids on May 20, 2016 for the above referenced leaf collection project; and

WHEREAS, on June 22, 2016, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of three (3) sealed competitive bids out of five (5) prospective bidders for the loading, removal and recycling of the Township's un-composted leaves (hereinafter referred to as the "leaf collection project"); and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this leaf collection project and has determined that the lowest competitive bid submitted by **RER Supply, LLC** for the loading, removal and recycling of the Township's approximately 14,000 cubic yards of un-composted leaves during the 2016 leaf collection season beginning on October 5, 2016 and ending on January 1, 2017, or until all the leaves collected and temporarily stored at the Township's Recycling Center have been removed and recycled by the contractor/vendor, is in total conformance with the Township's Specification and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated June 27, 2016 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the leaf collection project described herein to **RER Supply, LLC** which bidder submitted the lowest competitive bid as follows:

- A. \$6.38 per cubic yard for the loading, transporting and recycling of approximately 14,000 cubic yards of the Township's un-composted leaves.
- B. In addition, if requested by the Township's Department of Public Works, **RER Supply, LLC** will provide 30 cubic yard containers for the temporary storage of leaves at a cost of \$210.00 per container; and

WHEREAS, based on the cubic yard rate of \$6.38, the total contract amount for the recycling of the Township's un-composted leaves shall not exceed \$89,320.00; and

WHEREAS, sufficient funds are available for the leaf collection project in the 2016 Current Fund Budget, Sanitation O/E, Line Item No. 126-0030-271 and the Township's Tree Fund Account, Line Item No. 254-3508-499, all in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

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

1. A contract is hereby awarded to:

RER Supply, LLC
20 Cotliss Road, Suite 10
Riverdale, New Jersey 07457

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for the loading, transporting and recycling of approximately 14,000 cubic yards of the Township's un-composted leaves based on its bid of \$6.38 per cubic yard, all in accordance with the Specification which was utilized by the Township in connection with the bidding process as set forth in the advertisement for bids. In addition, if requested by the Township's Department of Public Works, **RER Supply, LLC** will provide 30 cubic yard containers for the temporary storage of leaves at a cost of \$210.00 per container; and

2. The total contract amount shall not exceed \$89,320.00 based on **RER Supply, LLC's** bid of \$6.38 per cubic yard to collect and recycle approximately 14,000 cubic yards of leaves.

3. Upon commencement of the work, **RER Supply, LLC** shall be responsible in providing sufficient personnel, tools and equipment necessary for the loading, removal and recycling of the leaves and to complete the project in an expeditious fashion, all in accordance with requirements of the Township's Specification.

4. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the Township's 2016 Current Fund Budget, Sanitation O/E, Line Item No. 12-0030-271 and the Tree Ordinance Fund, Line Item No. 254-3508-499 in the amount of \$89,320.00 for the leaf collection project set forth in this resolution.

5. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **RER Supply, LLC** in an amount not to exceed \$89,320.00.

6. A certified copy of this resolution shall be transmitted to the Superintendent of the Public Works Department, the Chief Municipal Finance Officer and **RER Supply, LLC** for their reference and information.

RESOLUTION NO. 137-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO OLD DOMINION BRUSH COMPANY, INC., THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$47,470.00 FOR THE PURCHASE OF ONE (1) NEW 2016 OLD DOMINION BRUSH, MODEL SCL800TM, 25 CUBIC YARD, TRAILER MOUNTED, SELF-CONTAINED BELT DRIVEN VACUUM LEAF COLLECTOR AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department has requested the replacement of a 1998 vacuum leaf collector which has outlived its useful purpose; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for the receipt of competitive bids on May 20, 2016 for the purchase of one (1) new 2016 Old Dominion Brush, Model SCL800TM, or approved equal, 25 cubic yard, trailer mounted, self-contained belt driven vacuum leaf collector (hereinafter referred to as the "vacuum leaf collector"); and

WHEREAS, on June 22, 2016, pursuant to public advertising, the Township's Bid Reception Committee received and opened one (1) sealed competitive bid out of two (2) prospective bidders; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for the purchase of a replacement vacuum leaf collector and has determined that the lowest competitive bid submitted by **Old Dominion Brush Company, Inc.** for the furnishing of a new 2016 ODB, Model SCL800TM vacuum leaf collector as described above, is in total conformance with the Township's Specifications and Supplementary Specifications and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

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WHEREAS, in a letter dated June 27, 2016 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the purchase of a new 2016 ODB Model SCL800TM vacuum leaf collector described herein to **Old Dominion Brush Company, Inc.** which bidder submitted the lowest competitive bid for the leaf collector in the amount of \$47,470.00.

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

1. A contract is hereby awarded to:

Old Dominion Brush Company, Inc.
5118 Glen Alden Drive
Richmond, Virginia 23231

for the furnishing and delivery of one (1) new 2016 ODB, Model SCL800TM, 25 cubic yard, trailer mounted, self-contained belt driven vacuum leaf collector for the Public Works, Buildings and Grounds and Park Maintenance Department, all in accordance with the Specifications and Supplementary Specifications which were utilized by the Township in connection with the bidding process as set forth in the advertisement for bids, said contract being awarded on the basis that it shall not exceed the following:

A. 2016 Model SCL800TM, 25 Cubic Yard Trailer Mounted Self-Contained Vacuum Leaf Collector.....	\$42,470.00
B. Option 1. Belt Driven Blower.....	3,500.00
C. Option 2. Heavy-Duty Hydraulic Parking Jack.....	<u>1,500.00</u>
TOTAL.....	\$47,470.00

2. The Township's Chief Municipal Finance Officer has certified that sufficient funds are available through the 2014, 2015, and 2016 Clean Community Fund Accounts for the purchase of one (1) 2016 vacuum leaf collector set forth in this resolution.

3. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **Old Dominion Brush Company, Inc.** in an amount not to exceed \$47,470.00.

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

RESOLUTION NO. 138-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO RAY PALMER ASSOCIATES, INC., THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$39,600.00 FOR MISCELLANEOUS IMPROVEMENTS AND REPAIRS TO THE WADING POOL AT THE BEE MEADOW POOL FACILITY IN WHIPPANY, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

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 concerning miscellaneous improvements and repairs to the wading pool at the Bee Meadow Swimming Pool facility located at Bee Meadow Park; and

WHEREAS, notice of the Township's intention to receive sealed competitive bids appeared in the June 10, 2016 issues of the Daily Record and The Star-Ledger; and

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WHEREAS, acting in conformity with the Local Public Contracts Law, the Township’s Bid Reception Committee met on July 6, 2016 to receive and open three (3) sealed competitive bids; and

WHEREAS, the three (3) competitive bids received out of three (3) prospective bidders were as follows:

Stoneridge, Inc.
835 Pennsylvania Blvd.
Festerville, Pennsylvania 19053.....\$60,900.00

All State Technology, Inc.
10 Lark Lane
Oak Ridge, New Jersey 07438.....\$48,600.00

Ray Palmer Associates, Inc.
95 King Street
Dover, New Jersey 07801..... \$39,600.00; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this miscellaneous improvements and repairs project and has determined that the lowest competitive bid submitted by **Ray Palmer Associates, Inc.** for the Bee Meadow Wading Pool is in total conformance with the Township’s Specification and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated July 6, 2016 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the wading pool project described herein to **Ray Palmer Associates, Inc.** which bidder submitted the lowest competitive bid for this project in the amount of \$39,600.00; and

WHEREAS, sufficient funds have been appropriated and are available for the wading pool project through Swimming Pool Enterprise Fund Capital Improvement Ordinance No. 12-2016, Line Item #220-5654-499, all in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

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

1. A contract is hereby awarded to:

Ray Palmer Associates, Inc.
95 King Street
Dover, New Jersey 07801

for miscellaneous improvements and repairs to the wading pool at the Bee Meadow Pool facility in the Whippany Section of the Township, all in accordance with the Specification which was utilized by the Township in connection with the bidding process as set forth in the advertisement for bids, said contract being awarded on the basis that it shall not exceed \$39,600.00.

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

3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through Swimming Pool Enterprise Fund Capital Improvement Ordinance No. 12-2016, Line Item No. #220-5654-499 in the amount of \$39,600.00 for the resurfacing project set forth in this resolution.

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4. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **Ray Palmer Associates, Inc.** in an amount not to exceed \$39,600.00.

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

RESOLUTION NO. 139-2016

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 2015 ANNUAL AUDIT ENTITLED GENERAL COMMENTS AND RECOMMENDATIONS

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2015 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

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Board to show evidence of said compliance.

RESOLUTION NO. 140-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE IMPLEMENTATION OF A CONTROLLED BOW DEER HUNT DURING THE FALL PERMIT AND WINTER BOW SEASONS COMMENCING SEPTEMBER 10, 2016 THROUGH FEBRUARY 18, 2017 ON TOWNSHIP OWNED PROPERTY LOCATED IN THE COUNTRYWOOD, TRAILWOOD, BEE MEADOW AND MALAPARDIS SECTIONS OF THE TOWNSHIP AND DESIGNATED AS, LOT 9 IN BLOCK 8401, LOT 2 IN BLOCK 8104, LOT 12 IN BLOCK 8001, LOTS 16 AND 18 IN BLOCK 803, LOT 6 IN BLOCK 605 AND LOT 23 IN BLOCK 2903 RESPECTIVELY AND THE HANOVER MEADOWS PARCEL, BLOCK 5101, LOT 1 (FORMERLY KNOWN AS THE MUSCARELLE TRACT) AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER AND FURTHER AUTHORIZING THE CHIEF OF POLICE TO PROMULGATE AND ENFORCE RULES AND GUIDELINES GOVERNING THE CONTROLLED DEER HUNT

WHEREAS, the Township Committee of the Township of Hanover has determined that the proliferation and overpopulation of white-tailed deer inhabiting the Township has caused significant damage to property, including the reduction and/or elimination of native plants, underbrush and other vegetative materials which are essential resources to a healthy environment and other wildlife as well as causing serious damage to ornamental plantings within the community; and

WHEREAS, the health and welfare of human beings is also at stake with the transmission of Lyme disease by deer, and the increasing number of injuries and even fatalities attributed to deer/motor vehicle collisions; and

WHEREAS, in past years, the Township has made a concerted effort to implement a community-based deer management program that included the distribution of deer repellent free of charge to residents, the initiation of a community education program, and the initiation of limited, controlled deer hunts on designated Township owned open space land in 2006 through 2015; and

WHEREAS, although the implementation of a controlled deer hunt by professional sharpshooters using firearms did not produce the desired result of substantially reducing the deer herds in the Countrywood and Trailwood Sections of the Township, the governing body believes that it should authorize and continue a bow hunting program on Lots 16 and 18 in Block 803 and Lot 6 in Block 605 in the Countrywood and Trailwood Sections of the Township respectively; the Bee Meadow Park open space areas designated as Lot 9 in Block 8401 and Lot 2 in Block 8104; in the Reynolds Avenue open space preserve area designated as Lot 12 in Block 8001; and Lot 23 in Block 2903, in the Malapardis Section of the Township, and by expanding the program to include an open space parcel located adjacent to Morristown Municipal Airport and known as the Hanover Meadows parcel (formerly the Muscarelle Tract), and designated as Lot 1 in Block 5101; and

WHEREAS, hunters must possess a valid deer management hunting permit issued by the Township of Hanover and a valid Hunting License issued by the New Jersey Division of Fish and Wildlife as well as a Firearms and Weapons Discharge Permit issued by the Hanover Township Chief of Police, all in accordance with the permit requirements set forth in Chapter 129 of the Code of the Township entitled Firearms and Weapons, and any rules and guidelines issued by the Chief for the proper conduct of a bow hunt in the interest of protecting the safety and welfare of the Township's residents; and

WHEREAS, pursuant to Section 129-2. entitled "Discharge Prohibited; Exception". under Chapter 129 of the Code, the Township Committee has reserved the right from time to time to change and revise the locations on the Township's official map where hunting may be permitted; and

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WHEREAS, it is the intention of the Township Committee to amend and supplement the official Township Map by designating the following Township owned open space properties where bow hunting may take place:

- A. The Bee Meadow Park open space areas located in Block 8401 at Lot 9 and in Block 8104 at Lot 2;
- B. The Reynolds Avenue open space preserve area located in Block 8001 at Lot 12;
- C. The Countrywood open space area located in Block 803 at Lots 16 and 18;
- D. The Trailwood open space area located in Block 605 at Lot 6;
- E. The Jefferson Woods open space parcel located in the Malapardis Section and also known as Block 2903 at Lot 23 between South Jefferson and Malapardis Roads; and
- F. The Hanover Meadows open space parcel located in Whippany (formerly known as the Muscarelle tract) located at Lot 1 in Block 5101.

WHEREAS, the Township's bow hunt program shall take place during the following seasons, all in accordance with the New Jersey 2016-2017 Deer Regulation Set # 8:

- A. Fall Bow Season beginning September 10 through October 30, 2016;
- B. Permit Bow Season beginning October 31 through December 24, 2016 and December 26 through December 31, 2016; and
- C. Winter Bow Season beginning January 1 through February 18, 2017.

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. For all of the reasons and justifications set forth in the preamble above, the governing body hereby authorizes a continuation and expansion of the bow hunting program to take place during the following time periods, all in accordance with the New Jersey 2016-2017 Deer Regulation Set #8:

- A. Fall Bow Season beginning September 10 through October 30, 2016;
- B. Permit Bow Season beginning October 31 through December 24, 2016 and December 26 through December 31, 2016; and
- C. Winter Bow Season beginning January 1 through February 18, 2017.

2. Bow hunting will be permitted on the following Township owned open space parcels designated by the governing body, with the approval of the Chief of Police, to include the following:

- A. The Bee Meadow Park open space areas located in Block 8401 at Lot 9 and in Block 8104 at Lot 2;
- B. The Reynolds Avenue open space preserve area located at Block 8001 in Lot 12;
- C. The Countrywood open space area located at Block 803 in Lots 16 and 18;
- D. The Trailwood open space area located at Block 605 in Lot 6;
- E. The Jefferson Woods open space parcel located between South Jefferson and Malapardis Roads in the Malapardis Section and also known as Lot 23 in Block 2903; and

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F. The Hanover Meadows open space parcel located in Whippany (formerly known as the Muscarelle tract) located at Lot 1 in Block 5101.

3. Bow hunting shall not be permitted on Sundays during any of the bow hunting seasons listed in paragraph 1 above.

4. In accordance with regulations promulgated by the New Jersey Division of Fish and Wildlife, no bow hunter may carry a nocked arrow or hunt within 150' of a building or within 450' of any school, playground, even unoccupied.

5. Pursuant to Section 129-2. entitled "Discharge Prohibited; Exception." under Chapter 129 of the Code of the Township entitled Firearms and Weapons., the governing body hereby amends and supplements the Township's official map, as it pertains to the discharge of firearms and weapons within the boundaries of the Township of Hanover, to include the Township open space properties designated in paragraph 2 above where bow hunting only may take place during the period commencing September 10, 2016 through February 18, 2017 (except Christmas Day, December 25, 2016). A copy of the Township's Tax Map depicting the Lots and Blocks mentioned above is attached hereto and made a part of this resolution.

6. Up to a maximum of thirty-five (35) bow hunters only shall be designated by the Chief of Police to hunt. In order to participate in the bow deer hunting program, all applicants seeking a Hanover Township Weapons Discharge Permit must possess a valid deer management hunting permit and Hunting License issued by the New Jersey Division of Fish and Wildlife.

7. To protect the safety and welfare of bow hunters and residents, the Chief of Police is authorized and directed to prepare appropriate rules and guidelines for the controlled bow hunting program. All bow hunters issued a Hanover Township Weapons Discharge Permit shall comply with the Chief's rules and guidelines and the rules, regulations and laws of the State of New Jersey governing hunting in general.

8. That a certified copy of this resolution shall be transmitted to the Chief of Police for reference and action purposes.

RESOLUTION NO. 141-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING BOND REDUCTION NO. 1 BY REDUCING THE \$1,311,347.00 IRREVOCABLE LETTER OF CREDIT SUBMITTED BY HANOVER RIDGEDALE, LLC TO \$628,030.00 AND REDUCING THE 10% CASH BOND FROM \$146,705.00 TO \$69,781.00 PLUS A PORTION OF THE INTEREST PURSUANT TO P.L. 1985, c.315, AS A RESULT OF COMPLETING 70% OF THE BONDED IMPROVEMENTS UNDER THE LIMITED SITE IMPROVEMENT AND GRADING AGREEMENT RELATED TO THE CONSTRUCTION OF VARIOUS RETAIL BUILDINGS ON PROPERTY LOCATED AT HANOVER AND RIDGEDALE AVENUES AND DESIGNATED AS LOT 8 IN BLOCK 1701 AND LOT 12.10 IN BLOCK 1702, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, the Planning Board of the Township of Hanover granted Preliminary and Final Site Plan and Preliminary and Final Major Sub-Division approval on February 16, 2016 to **Hanover Ridgedale, LLC**, as Applicant/ Developer, in connection with the construction of a QuickChek Convenience Store/Gasoline Station, AutoZone Auto Parts Retail Store, main retail building with three (3) retail areas and two (2) restaurant/commercial buildings, off street parking areas and driveways, stormwater management facilities, associated utilities, landscaping and other related site improvements on property located at Hanover and Ridgedale Avenues in the Cedar Knolls Section of the Township and designated as Lot 8 in Block 1701 and Lot 12.10 in Block 1702 as set forth on the Tax Map of the Township of Hanover; and

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WHEREAS, by resolution dated June 9, 2016, the Township Committee approved a Limited Site Improvement Construction and Grading Agreement whereby **Hanover Ridgedale, LLC** would perform certain grading and site improvements on the above referenced property; and

WHEREAS, the Limited Site Improvement Construction and Grading Agreement required that the Developer post with the Township performance guarantees recommended by the Township Engineer; and

WHEREAS, in a letter dated July 13, 2016 to the Mayor and Township Committee, the Township Engineer advised the governing body that 70% of the grading and site improvement activities permitted under the Limited Site Improvement and Grading Agreement have been completed by **Hanover Ridgedale, LLC**; and

WHEREAS, the Township Engineer has attached a Schedule "A" Bond Reduction No. 1 Report (dated July 13, 2016) to his July 13, 2016 letter which describes the percentages of reduction for the bonded on-site improvements, and the total dollar amounts of the surety and cash performance bonds to be retained in favor of the Township; and

WHEREAS, as a result of completing 70% of the bonded improvements, **Hanover Ridgedale, LLC** has requested that the Township Committee reduce the Irrevocable Letter of Credit and 10% cash bond; and

WHEREAS, the Township Engineer recommends that the \$1,311,347.00 Irrevocable Letter of Credit be reduced to \$628,030.00 and the cash bond deposited with the Township in the amount of \$146,705.00 be reduced to \$69,781.00 plus interest pursuant to P.L. 1985,c.315.

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

1. That the Irrevocable Letter of Credit, No. OD16002193 dated June 10, 2016, issued by Valley National Bank, in the amount of \$1,311,347.00 be reduced to \$628,030.00. In accordance with this reduction, it shall be the responsibility of **Hanover Ridgedale, LLC** to request Valley National Bank to submit to the Business Administrator/Township Clerk, a new Rider Irrevocable Letter of Credit in the amount of \$628,030.00 in order to guarantee the completion of the remaining on site improvements.
2. The cash performance bond of **Hanover Ridgedale, LLC** deposited with the Township in a TD Bank Escrow Account, Account #7760745144, in the amount of \$146,705.00 is hereby reduced to \$69,781.00. The Developer shall be returned a portion of the cash bond in the amount of \$76,924.00, plus a portion of the interest, all in accordance with P.L. 1985, c.315.
3. A certified copy of this resolution shall be forwarded to **Hanover Ridgedale, LLC**, the Township Engineer, the Chief Municipal Finance Officer, and Valley National Bank for reference and action purposes.

RESOLUTION NO. 142-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY, ADOPTING THE OPINION OF ADMINISTRATIVE HEARING OFFICER DANIEL HAGBERG, ISSUED IN CONJUNCTION WITH THE JUNE 7, 2016 HEARING REGARDING PROPERTY MAINTENANCE VIOLATIONS AT 146 CEDAR KNOLLS ROAD, ALSO KNOWN AS BLOCK 3501/LOT 8

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WHEREAS, the Township of Hanover ("Township") served upon Patricia Miller, owner of the property located at 146 Cedar Knolls Road, Cedar Knolls, New Jersey, 07927, also known as Block 3501/Lot 8, a Request for Municipal Intervention, for violations of Section 218 of the Township's Property Maintenance Code; and

WHEREAS, Ms. Miller is entitled to a hearing before the Township Committee regarding whether the Township's Code Enforcement Officer may be appointed as the Receiver of the property to take necessary action for the purposes of abating the deficient conditions of the property; and

WHEREAS, pursuant to Resolution No.108-2016 approved on June 9, 2016, the Township Committee delated its authority to conduct the hearing to Administrative Hearing Officer Daniel Hagberg; and

WHEREAS, notice of the hearing was properly served upon all parties; and

WHEREAS, Mr. Hagberg conducted the hearing on July 7, 2016; and

WHEREAS, following the hearing, pursuant to Section 218-74 of the Township's Property Maintenance Code, the Building Inspector submitted a report of his findings and recommendations to Mr. Hagberg, which included actions to be taken to abate the public nuisance existing on the property; and

WHEREAS, Mr. Hagberg issued an opinion that the cited violations of the Property Maintenance Code continue to exist unabated, that municipal intervention is proper, and that a Custodian should be appointed for the property to perform the Building Inspector's recommended actions.

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

- (1) The Township Committee hereby adopts the opinion Mr. Hagberg.
- (2) The Township Committee hereby appoints Sean Donlon as the Custodian of the subject property.
- (3) The Township Committee hereby authorizes Mr. Donlon to take any and all recommended actions to abate the public nuisance existing on the property, as outlined in Mr. Donlon's report dated July 11, 2016, and to place a lien on the subject property.
- (4) That certified copies of this resolution shall be transmitted to the Construction Official/Building Inspector, Property Maintenance Officer, Health Officer/Environmental Specialist, Senior Registered Environmental Health Specialist and the Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 143-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BY AND BETWEEN FLEET HANOVER, LLC AND THE TOWNSHIP CONCERNING THE CONSTRUCTION OF TWENTY-FOUR (24) SINGLE-FAMILY ATTACHED TOWNHOUSE DWELLINGS IN SIX (6) SEPARATE BUILDINGS AND OTHER RELATED IMPROVEMENTS ON PROPERTY LOCATED AT 325 WHIPPANY ROAD IN THE WHIPPANY SECTION OF THE TOWNSHIP AND DESIGNATED AS LOT 29 IN BLOCK 4701, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER WHICH EXECUTION OF THE AGREEMENT IS SUBJECT TO THE RECEIPT OF THE CASH AND SURETY PERFORMANCE BONDS, AND ANY OTHER INSTRUMENTS AS DESCRIBED IN THE DEVELOPER'S AGREEMENT

WHEREAS, Whippany Road Developers, as applicant, applied to the Planning Board of the Township of Hanover for preliminary and final site plan to construct twenty-four (24) single-family attached townhouse dwellings in six (6) separate buildings and other related site improvements on property located at 325 Whippany Road in the Whippany Section of the Township and designated as Lot 29 in

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Block 4701 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, by resolution adopted by the Planning Board on February 23, 2016 and memorialized on March 8, 2016, **Fleet Hanover LLC** received preliminary and final site plan and variance approval subject to conditions which were outlined in the March 8, 2016 resolution; and

WHEREAS, subsequent to the granting of Planning Board approval, **Whippany Road Developers LLC**, as applicant, by assignment dated June 21, 2016 assigned all their rights attendant to the Planning Board's preliminary and final site plan approvals in and to the property described in the Developer's Agreement to **Fleet Hanover LLC** located at 225 Millburn Avenue, Suite 202 in Millburn, New Jersey 07041; and

WHEREAS, under State law, Township Ordinances, and Planning Board rules, regulations and requirements, the granting of final approval to said site plan is contingent upon the Developer having completed all such improvements within and without Block 4701, Lot 29, in accordance with the requirements of said preliminary and final approvals or furnishing performance guarantees in lieu thereof to be approved by the Township and conditioned upon satisfactory completion by the Developer of all such improvements as provided in N.J.S.A. 40:55D-53 and the execution of this Agreement; and

WHEREAS, the Developer desires to improve said Site in accordance with all applicable requirements, including those set forth in this agreement.

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

1. The Mayor and Township Clerk are hereby authorized and directed to execute a Developer's Agreement by and between the Township of Hanover and **Fleet Hanover LLC**, the Developer, concerning the construction of twenty-four (24) single-family attached townhouse dwellings in six (6) separate buildings and other related site improvements on property located at 325 Whippany Road in the Whippany Section of the Township and designated as Lot 29 in Block 4701 as set forth on the Tax Map of the Township of Hanover. However, the Mayor and Township Clerk shall not execute the Developer's Agreement until the following instruments and guarantees are first submitted to the Township, and only after the Township Engineer has reviewed and accepted all of the pertinent documents and plans required for approval before construction activities commence, including but not limited to any other State or County approvals that may be required. In addition, where an approval of a site plan or a variance is subject to certain stated conditions, or where the approval was made subject to the approval of other governmental units, N.J.A.C. 5:23-2.15(a)(5) requires that the applicant for a building permit must furnish a "statement that all required State, County and local prior approvals have been given:"
 - A. The Developer shall be responsible in submitting a total performance guarantee of \$734,808.00 which includes submission to the Township Clerk of a certified check or cash in the amount of \$73,481.00 representing the cash performance guarantee as required pursuant to the Township's Ordinance and paragraph 5(a) of the Developer's Agreement. And, submission to the Township Clerk of a Performance Surety Bond or Irrevocable Standby Letter of Credit in the amount of \$661,327.00 as a performance guarantee for completion of the improvements provided for in Schedule "A" attached to the Developer's Agreement, and all in accordance with paragraph 5(a) of said Agreement.
 - B. In accordance with paragraph 5(c) of the Developer's Agreement, and the Township Engineer's Schedule "A", the Developer shall pay to the Township the sum of \$36,740.00 to compensate the Township for all Township engineering review, inspection and supervision services of all the improvements as required to be installed by the Developer.

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- C. The Developer shall also be required to pay to the Township the sum of \$40,000.00 to cover the cost of the Hanover Sewerage Authority's engineering review, inspection and supervision of the sanitary sewer facilities and improvements required for this project subject to the provisions of N.J.S.A. 55D:53.h.
 - D. Submission of a Certificate of Insurance to the Township Clerk naming the Township of Hanover as "an additional insured", all in accordance with paragraph 14 of the Developer's Agreement.
 - E. In accordance with N.J.S.A. 40:55D-8.1-8.7 and Section 166.48.1 of Chapter 166 of the Code of the Township entitled Land Use and Development Legislation, the Developer shall be responsible to pay a Mandatory Development Fee for Affordable Housing by paying a development fee of 1% of the equalized assessed value of any non-residential property as determined by the Municipal Tax Assessor.
 - F. In accordance with paragraph 22 of the Developer's Agreement, the Developer is subject to the terms of the Township's tree regulations as described in full in the Township's Code. Compliance with the tree regulations shall be determined prior to the release of the cash bond, performance surety bond or Irrevocable Letter of Credit.
 - G. Furthermore, the Developer shall comply with all the requirements and conditions more specifically outlined in full in the attached Developer's Agreement and Schedule "A".
 - H. The Developer's Agreement shall not be signed by the Mayor and Township Clerk until the Township Engineer has received all of the cash and surety performance bonds, any other fees as required at the time of signing, and the conveyance of any applicable deeds of dedication, conservation easements or any other pertinent documents, drawings and plans needed for approval prior to the commencement of any construction activities.
3. That certified copies of this resolution shall be transmitted to the Township Engineer, the Construction Official, the Township's Chief Municipal Finance Officer, the HSA Executive Director and **Fleet Hanover LLC** for reference and action purposes.

RESOLUTION NO. 144-2016

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

WHEREAS, Walter Coffey, who purchased his residence in Hanover Township on September 29, 1994, is the owner of property located at 30 Cortright Road in the Whippany Section of the Township and also designated as Lot 27 in Block 7702; and

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

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

WHEREAS, the effective date is March 8, 2016; and

WHEREAS, Mr. Coffey is entitled to a refund of all taxes paid on the property since March 8, 2016; and

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

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

1. The governing body hereby authorizes a refund of taxes to **Walter Coffey** in the amount of \$2,349.20 for the period beginning March 8, 2016 through June 30, 2016.
2. The Township Committee further authorizes the Township's Chief Municipal Finance Officer to refund these taxes to **Walter Coffey** residing at 30 Cortright Road in Whippany and also designated as Lot 27 in Block 7702.
3. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer and Tax Assessor for reference and action purposes.

RESOLUTION NO. 145-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO RETURN A 2016 IN LIEU OF TAX DONATION IN THE AMOUNT OF \$2,288.25 TO THE ASSOCIATION FOR RETARDED CITIZENS, MORRIS UNIT

WHEREAS, the Morris Unit of the Association for Retarded Citizens (ARC) presently operates four (4) group homes in Hanover Township for the developmentally disabled; and

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

WHEREAS, in accordance with this policy, ARC submitted a check to the Township of Hanover dated June 23, 2016 in the amount of \$2,288.25 as an in lieu of taxes donation to the Township; and

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

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

1. That the governing body has determined to return the \$2,288.25 donation of the Association for Retarded Citizens, Morris Unit, which donation served as an in lieu of taxes contribution to the Township.
2. That the Township's Chief Municipal Finance Officer is hereby authorized to issue a check in the amount of \$2,288.25 to the Association for Retarded Citizens, Morris Unit, as reimbursement in full for its in lieu of taxes donation which was deposited with the Township on June 30, 2016.
3. That a certified copy of this Resolution along with the reimbursement check shall be transmitted to the Township's Chief Municipal Finance Officer and the Executive Director of the Morris Unit ARC for their reference and information.

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RESOLUTION NO. 146-2016

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>
502	2		Sergio & Jennifer Papadopolo 61 Poplar Drive Morris Plains, NJ 07950	\$2,451.33
602	1.02	C0208	PTCS Title Agency, LLC Trust Account 130 Pompton Ave. Verona, NJ 07044 RE: 208 Birch Court	\$1,589.10
1408	24		Ira & Mary Ann Hauptman 14 Slope Drive Cedar Knolls, NJ 07927	\$2,214.99
3503	23		Kenworth Title LLC 5A Franklin Place Morristown, NJ 07960 RE: 51 Regina Pl	\$594.89
4301	2	C1805	Ryan Lingor 1805 Springbrook Ct Whippany, NJ 07981	\$1,503.86
4505	4		John & Susan Mondano 21 Karla Drive Whippany, NJ 07981	\$1,783.81
7702	27		Walter & Angela Coffey 38 Cortright Road Whippany, NJ 07981	\$2,349.20

Motion made by Member Coppola and seconded by Member Brueno for approval of all resolutions as consent agents and unanimously passed.

Mayor: We have a comment on Item I **“ENDORISING AND SUPPORTING THE PASSAGE OF ASSEMBLY BILL NO. 3686 DESIGNATED AS “RALPH AND DAVID’S LAW” WHICH WOULD ESTABLISH THE THIRD DEGREE CRIME OF STRICT LIABILITY VEHICLE HOMICIDE FOR DRIVING A VEHICLE WHILE INTOXICATED IN VIOLATION OF N.J.S.A. 39:4-50 OR FOR OPERATING A VESSEL UNDER THE INFLUENCE OF ALCOHOL OR DRUGS IN VIOLATION OF N.J.S.A.12:7-46”**

Mr. Gallagher: I would just like to comment quickly on this item which endorses and supports the passage of an Assembly Bill 3686 designated as “Ralph and David’s Law” which would establish a third degree crime of stricter liability for vehicular homicide for driving under the influence of drugs and alcohol. I personally met with Ralph’s wife and two daughters after this was introduced in Trenton and I asked what I can do to help; they said “can we get the support of your governing body? That would mean a lot

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because it is in Trenton, sometimes things can be held up in Trenton.” So I immediately talked to our Mayor and Township Committee and I just want to say how proud I am that we are supporting this and endorsing this and I will make a few phone calls tomorrow to make it clear and it means a lot to me and I know it means a lot to my colleagues up here.

Mr. Giorgio: This will be sent out tomorrow to all of the Morris County Municipalities and also to the Members of the Legislative Delegation.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of **\$6,025,914.85** for the payment of all bills as of this Regular Township Committee Meeting. A copy of the “Bills Payment List – by Vendor” is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Ferramosca and seconded by Member 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.

RAFFLES:

- RL-2930 – Hackettstown Community Hospital Foundation–off premise 50/50**
- RL-2931 – Our Lady of Mercy HNS – Calendar Raffle**
- RL-2932 – MC Retirees Edu. Assoc. Philanthropic Fund – on premise raffle**
- RL-2933 – Parents Guild Oratory Prep – off premise raffle**
- RL-2934 - Parents Guild Oratory Prep – on premise 50/50**
- RL-2935 - Parents Guild Oratory Prep – Tricky Tray**
- RL-2936- Hanover Twp Youth Football & Cheerleading – off premise**
- RL-2937- Hanover Twp Youth Football & Cheerleading – Tricky Tray**

Motion for approval made by Member Coppola and seconded by Member Gallagher and unanimously passed.

Mayor: For all in attendance tonight and you heard me through a little pun to a gentleman in the back of the room but I want you to know that in our room we are honored today to have the Mayor who held this seat, a Mayor’s Mayor who held this seat for 37 years and that is Sal Ianaccone. God Bless Him.

OPEN TO THE PUBLIC

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

Nick Racioppi; Riker Danzik: I actually represent JMF not MANE. There has been a lot of discussion because of their transaction where MANE is proposing on JMF’s property. We thought in an informal manner that MANE could give you a little more information about who they are, what their facility is about and do it a short presentation here today if you don’t mind.

Mayor: We have a limited amount of time Counselor but I think the Committee is receptive to hearing more about what they are about.

Mr. Racioppi: We thank you and really appreciate it.

Tatiana Reming, MANE USA: We are currently in the Township of Wayne today. The idea for us here today and I have my colleagues with me as we would like to give you brief overview of who MANE is globally and locally here in New Jersey and then just

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I will go a quick overview of that and then pass it on to my colleagues who can explain a little bit more about our plans for the Morris Plains location.

At any point in time, as he had said this is informal, the objective here today, we have a presentation to take with you and take the time to read and follow along but the idea here today is to come to you and be as transparent as possible and have you get to know us as best as possible. So, as we go through this please ask any questions, please interrupt myself or anyone of my colleagues and ask any questions as they may come up during the presentations.

Mayor: Once again I'm going to interject and we very much appreciate the fact that you want to give us information about the company, some of us are very intimate of what your company does and who you are and if we are going to through this entire presentation tonight sheet by sheet as you have here I am going to ask my Committeemen to extend this into Friday. That being said I guess you get the gist of this and I'm hoping you can encapsulate your comments to us.

Ms. Reming: I can absolutely do that and again these are yours to take and if you have further questions we can certainly leave our contact information and you can contact us at a later time. MANE is a family owned and family operated company, they started in France in 1871, we have been here in the US since 1973. We have been in Wayne Township since 1986. I wanted to point out the one thing that I think is interesting as to who we are in Wayne. We have been part of the Wayne Community for the past 30 years. We have never had any complaints in terms of our town. We are located in a fairly residential area and unfortunately these pages are not numbered but the third to last page will show you a location of our facility today as it surrounded by residents. MANE is a fragrance and flavor company. Globally we have 25 manufacturing facilities around the world. We are in every major market. We are the number 6 global fragrance and flavor company. It is important to know that the project that is being planned for the Morris Plains site is fragrance only it is not flavors.

A little bit about us in terms of our sustainability platform. We again, as I mentioned, are a family owned company, the family values have been very focused on the environment and sustainability since the beginning of time not from some trendy sort of sustainability platform but really being part of every community where we participate in since the 1800's. With that said, we have a platform where we have worked with the United Nations in terms of sustainability of supply chain quality of raw materials, working with communities. The environment is a big part of what we do and as I said being in a residential area is not A typical for a fragrance company to me. Our record speaks for itself in terms of the last 30 years with the Township of Wayne.

I will let my colleagues talk more specifically about the plans for Morris Plains itself and any questions you may have regarding those plans.

Mayor: You made an earlier comment that in the 30 plus odd years that you have been in Wayne, you have had absolutely no complaints or issues or involvement with the citizenry?

Ms. Reming: No.

Mayor: None. Thank you.

Ms. Reming: Jumping around through the presentation the last two pages speak more specifically about the plan for Morris Plains. My colleague can talk about it in more detail.

Chuck ____; MANE USA: Basically in the Morris Plains site we are going to be building a new manufacturing plant about 150,000 square feet. We will only thing we will do is combine liquid fragrances for customers that will put them in their end products. Warehousing will have type ____ within the building; blending of our operations they are just mixer materials; we package that out and ship it back out to the customers. The other building on this site which is already existing will be turned into a

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creative center that's really going to be our fragrance marketing sales, our lab support will be there for the manufacturing plant as well and the other building on the site which is 3100 that will be demolished and that will become our parking area. As part of our plant operation we use carbon absorption on the exhaust of the system which we use in Wayne as well that keeps us from having any problems with neighbors. We have been there for 30 years. We are not anticipating any changes by moving this to this size (inaudible)

Do you have any questions?

Mayor: Gentleman, do you have any questions?

Mr. Brueno: I do have one question obviously this facility is not being proposed to be built here in Hanover Township it would be Morris Plains right on the border obviously, so unfortunately for us, if it gets built we don't get any tax revenue. Is there something or some member of your team who might be able to explain to ourselves and the members of the public selfishly what is in this for Hanover Township?

Mayor: That's very good.

MANE: We are going to be transferring more of our people here, we plan to hire more people at this operation as well, so probably growth of about 50 people.

Mr. Brueno: How many do you employee currently?

MANE: 150-160 people.

Mr. Brueno: So about 200. So, potentially more traffic on our streets but once again what do you think is in it for Hanover Township? If you were out of State you might say there might be a lot of people relocating and the home values might go up.

MANE: I don't know that for sure, I can't talk about if people are going to move but they will support the local businesses in terms of food and other things, local eateries and probably gas stations and things of that nature as well going through the area.

Mayor: Let me ask a very specific question and I don't know if you are the individual that should answer it rather than counsel; but tell me what is it about this restrictive covenant that your company feels so strongly has to be removed that it may or may not affect their application.

MANE: I think in the sense from what I understand of the company, I haven't been there a long time, this is a long term investment for this company and they plan to have this business here for 30-50 years and so that looks like an obvious concern of theirs down the road spending \$80 to \$100 million at this site would prevent us from operating our business to continue to grow.

Mayor: It would prevent you from operating your business on the basis of the language presently in the deed restriction of the covenant?

MANE: Counselor maybe

Mr. Racioppi: I don't represent MANE I represent _____, we know vacant applies and that's what we say in our papers, but they just don't want to be exploited, they just don't want somebody to use that restrictive covenant after we spent \$80-\$100 million with some nuisance claim to try to get money. They want to invest in this property and into the community \$80-\$100 million dollars, 200 employees and all of the next 30-50 years that is what their plan is, so they don't want to be hassled by these nuisance complaints. We don't expect it to happen but out of an abundance of caution I think that is why this restrictive covenant issue came up.

Mayor: I think that is one of the critical issues about our community has an understanding why you would want; if you are going to operate such an ethical straight

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forward manner why this covenant stands in your way when you say it's not going to be affected.

Mr. Racioppi: We did ask for alternative relief also we didn't say that the covenant had to be removed we said either remove it because it's a 1950's covenant that was intended to prevent diseases at the time and dangerous activities now before regulations today we have a imitative of regulations especially in New Jersey as we all know New Jersey is one of the heaviest regulated states in the nation, so those covenants are really not necessary but even having said that we really pleaded an alternative we said Judge we don't think we need it because it's a 1950's covenant that was directed at diseases callow and explosive activities. You don't need that anymore since we have all these regulations, but if you feel that if you don't want to get rid of the covenant leave it in there just say that we are not, this use that we are proposing does not run a fowl order so they can spend \$80-\$100 million and feel comfortable that they are not going to be harassed by nuisance that is I believe their reasoning, I don't represent them but I believe that is the reason.

MANE: Just to reiterate, that is right on, and it's more also the vague nature, when you talk about fragrances you talk about odors and some of the concerns of (inaudible)

Mr. Giorgio: Ms. can you please go to the microphone we can't hear you.

MANE: To complement what he is saying it's the vague nature of the covenant that I think our team had an issue with because the wording is noxious odors and when you talk about odors and you talk about fragrances could its very subjective in terms of what is a good odor or a bad odor so I think it's the vague nature of the covenant that really prompted our legal team to request the motion. Now with respect to the odors or smells themselves I'll let Chuck talk a little bit about the technology and how we are going to cycle the air and (interrupted)

Mayor: Well I really don't want to get into the intricacies of a hearing so if you want to continue with your presentation to tell us about whatever it is that you have planned to bring forward to us in terms of architecture or whatever it is in your presentation is fine but I don't want this to be steered over to the fact that this is a Planning Board Hearing I think you have one coming up Monday night somewhere, so on that basis go ahead.

MANE: I understand the gentleman asked a question about smells so I just wanted to address that and from my understanding of some of the conversation that have transpired the odor aspect is the one of the biggest questions.

Mr. Semrau: With respect to the restrictive covenant what I think some of the public is aware that about 300 residents received a lawsuit and I know you are talking about coming to the Town and being on good terms and getting off on the right foot and certainly your presentation is helpful but the introduction that about 300 residents have was a lawsuit; and they received a summons and complaint at their homes asking for this to be lifted without any notice without any presentation and with the requirement to file an answer affirmative defense whatever it might be and defend this matter. The Township received one too and we also received in that lawsuit what's called an Ex Parte which is not inappropriate but it just tells us something it was an Ex-Parte Motion to move this proceeding law in a summary manner and what that means is that you went to the Judge and said this should be a pretty short case without any noise from the 300 residents that you later served with a complaint for the Township; you said can you sign this Order so when everyone gets in the case we can move it along; so to me that was another issue that normally doesn't happen and it didn't have to happen that way. So I think you should be aware that at this point in time never mind the merits for the moment but from a procedural standpoint you really came in and hit the Township residents hard and you hit them in a manner that was very unfair from a standpoint that they didn't have notice they didn't have a chance to know this was coming, nobody likes to receive a lawsuit especially when you are talking about 300 residents. There had to

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be a better way to deal with this. So that is a little bit of what you are up against right now.

Mr. Racioppi: I agree with you, you made an excellent point, unfortunately two things, we had really strict time restraints which were unbelievable now having said that we didn't do _____; the Judge signed that Order, we didn't ask him to sign that without notice, look at the pages again, we asked him to sign in the Order granting us service rights, but you have to do that because you couldn't otherwise serve 300 homes.

Mr. Semrau: But the Judge signed the Order and you said in your papers that he didn't have to do it until everyone was served but he did sign the Order saying that you can proceed on a Summary Manner.

Mr. Racioppi: The Judge took it upon himself to sign that Order and to file

Mr. Semrau: And that really isn't in the rules, I did call and ask if that could be vacated so we can start square one. So that the 300 residents who had nothing to do with this can start at square one and I did not get the okay that we can do that, so now we had to file a Motion so that we can hopefully we can wait for all the residents to get their grounds and their rights to be heard in this case as well as Hanover Township. It's a very tough way to say to come in and say we really want to be part of the Community when no matter how you represent that ~ we have 300 residents who have been sued, and I did ask for that particular part of the lawsuit to step back and if this particular company has a short time deadline and that's the reason why you did it then you did it to the harm of the residents and if you really want to work with the residents to me that's just not the way to come in and I think the presentation would have helped a lot more like this before someone goes around and files a lawsuit against 300 resident individually. That's just coming from the Township's perspective if you want to come here and make a presentation I think you need to hear it because this is not a community that takes something like that lightly. This is affecting the potential use and enjoyment of their homes and they wake up and get a lawsuit in their mailbox, very difficult situation.

Mr. Racioppi: Under the Court Rules we had the option to require less time to answer, we said give them the full 35 days we don't want to shorten that time; 2) the Judge signed the Order, I didn't ask him to sign that Order at that time and I'm don't feel right telling the Judge you signed the Order incorrectly, what we said was we have a conflict

Mayor: We do.

Mr. Racioppi: set up for August 5th and we said (inaudible) and we will discuss it with the Judge on how to proceed. We have not objected to your objection we said let's talk on the night of August 5th and made it returnable on August 5th and got a case management conference set up so we can talk about this and talk about how to proceed and understand how the concern about needing more information and at the same time when New Jersey is under tremendous strains as to keeping businesses in Morris County, MERCK I just read are letting go another 1200 employees cut; Pfizer left, (inaudible) we need to do what we can, we are sympathetic towards the town's concerns and the residents concerns and we want to have that conversation but we also have to be sympathetic with MANE concern that they are doing business that is generating the most in Morris County,

Mr. Semrau: But with respect to the development application a number of the residents being named in the lawsuit have been noticed about the development application and I want to request that that take place; I can do that here but this has no binding it's not binding on this application that is pending with Morris Plains, but it's only going to come up on Monday night because I think that if that is that important that this property owner or applicant believes that this restrictive covenant means being addressed against 300 residents I think it is just important that each one of those residents has a notice and an opportunity to be in Morris Plains before the Planning

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Board on Monday night and I don't know if you are going to proceed Monday but if you are to perhaps you start again and give everyone a notice so that they know what is transpiring because right now let's look at the residents, they have a lawsuit, they have to respond to it, they have an order signed by the Court about a Summary proceeding and now they are getting news that there is an application for development for the same project on Monday night. You are telling me that this particular applicant doesn't have issues with their present municipality? I never seen a situation where someone wants to come into Town and has all this before them so my suggestion would be and my request is to notice these residents and reschedule the hearing so that they can be heard and we don't have to have that type of discussion on Monday night.

Mayor: I know you had anticipated a particular direction of your presentation but you are hearing a very strong answer from counsel to the position of Hanover Township on this. Needless to say a lot of unhappy people in our community. I would like to make one comment and then Deputy Mayor Ferramosca would like to make a comment.

This particular facility and the quality of it; the facility is probably premiere no question in my mind about that, the location of this facility is the issue in the minds of a lot of constituents in my community. You will be unlike Wayne which you say you are within 50-60 feet of a residential area and Hanover Township you will be similarly within 100 or so feet of a residential area and I might say a premiere residential area of the Trailwoods Community in our township. These residents have a lot of questions and concerns and I can't say that I wouldn't have the same questions regarding the values of their homes regardless of the quality of the plant pilot plant that you are putting up; is it still a manufacturing plant or facility next to contiguous with a residential neighborhood where it's going to have some impact in future sale in the area just one of the many reason; but having said that if you would like to continue with your presentation or other things that you think you would like to tell us that we are not aware of then I don't want to say.

MANE: You do know that the development that is around that area there is actually building new homes as we speak now \$750,000 so this is premier community now as well, I can't speak to the homes in Hanover here but it's probably equivalent, but in terms in going back to the technology briefly, we do carbon absorption and we are continuing to do that. We want to be a good citizen in the Township of Morris Plains and to Hanover as well.

Mr. Semrau: Are you planning on bringing the same equipment from Wayne to Morris Plains?

MANE: All new equipment ~

Mr. Semrau: Is there a list of equipment as part of the plan.

MANE: It's not part of this application.

Mr. Semrau: Well if there are major pieces of equipment maybe, but even if it's not is there a plan and a list of equipment in which you intend to utilize in the new facility?

MANE: Generally speaking we have HVAC equipment, some tanks, agitators, things of that nature, nothing really with high chemicals, no solvents nothing of that nature very benign.

Mr. Coppola: What type of transportation goes in and out of there? Trailers bring in the materials? And do LPO take the order out?

MANE: Trailers will come in and back out.

Mr. Coppola: Does your product go out in trailers?

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MANE: They go in enclosed tractor trailers, yes.

Mr. Coppola: You don't ship individual orders?

MANE: No. Orders can be from small to large quantities but it come in in a truck and goes into our receiving area and goes into the formulation process, it's packaged into containers and from some time a liter up to 55 gallon drums and goes out back out to the truck to the customer.

MANE: We are also a one ship operation, so the truck traffic is very much during business hours, normal business hours.

Mr. Brancheau: When I looked at your application in Morris Plains as indicated that there is two shifts

MANE: That is incorrect.

Mr. Brancheau: The traffic report talked about two shifts with 16 employees on one and 40 on the second.

MANE: _____ had the wrong information at that time it is being corrected.

Mr. Brancheau: Ok thank you.

Larry Bowden, Vice President of Operation: The reason why the two shifts were identified is because that is our current operation; but based on our efficiencies and capacity in the new facility we will actually absorb the second shift into our first shift and run a one shift operation. We anticipate at least 10-12 years before we would even consider the possibility to go to a second shift in this new facility.

Mr. Brancheau: If you went to a second shift would it involve trucking during the second shift or would the trucking be day time only? If you did go in 10-12 years to a second shift would it involve trucking at night time hours?

Mr. Bowden: Absolutely not, it does today, our second shift group is purely manufacturing. No shipping no receiving.

Mr. Brancheau: Thank you.

MANE: The other thing that I think is important to mention and may make for a comparison is Cody it currently operates within that same general area today. Cody is a customer of ours and we basically deal with the same types of materials. The other thing that we had thought of and perhaps this may help repair some of the damage done by the way that our introduction was originally preserved we would like to extend an invitation to have you come out and visit our current facility and learn more about it.

MANE: The residents as well and have a tour of our facility, our research group and as well as our manufacturing operation.

MANE: Perhaps that may help better understand our operation and who we are trying to be both as a company and as party of the community.

Mr. Brueno: Just a question, there was a town hall type meeting last night I don't know if were aware of it from recollection I thought that someone mentioned there would be in the neighborhood of 1400 parking spaces maybe I miss understood, you said there was about 200 employees with a plan of expansion, did I hear that number wrong?

MANE: No that is incorrect, rough numbers we only need about 300 parking spaces and there is more enough parking space there, we are actually going to bank parking spaces.

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Mr. Brueno: There is no plans for imminent expansion beyond the 200 some odd employees.

MANE: That is actually the projected number of employees at about 10-12 years based on our projections and growth with the new facility, as we mentioned currently we are at about 150 employees.

Mr. Coppola: What is the manufacturing capacity anticipated within the operation as you open? 50%?

MANE: The new facility is going to be phased; it will be a phased operation our initial opening, on our opening we will be triple our existing capacity.

Mr. Coppola: I'm not talking about the existing; of the new facility what will be the capacity at the time?

MANE: It will be quadruple what our existing capacity is?

Mr. Coppola: Is that 50%?

MANE: It will be FOUR times what our existing business is today; which we project out to be a 25-30 year plan.

MANE: So to try and answer your question; we will be at 25% capacity.

Mayor: Anything else ~ do you think you are complete?

MANE: As we said before we are just here to answer any questions you have and again welcome any of you to come visit us and tour the facility and also the residents as well. Anything we can do to repair the damage that was done however it was done was not done intentional and the idea is to come in and be part of this community.

Mayor: I appreciate the comment and we do appreciate the statement.

Mr. Ferramosca: First I would like to address the Counselor, Counselor I just want to tell you that you used a very poor use of words in term of a descriptive whether it's a legal descript or not to get in front of this board and tell us that you want to get out in front of nuisance complaints I think to be very sarcastic and I found it very condescending I think it is over the top. I heard people from _____ speak about they are fine corporation, I have no doubt that MANE is a fine corporation and it's a global entity and I think they do a great job with what they do, they are willing to invest \$80 million into their business I think that is a significant sum of money, I think it's a good thing for the community, I think it's a good thing for the State of New Jersey, while at the same time there are residents who are affected and these residents arguably these 300 residents have invested a few dollars as well. They've probably invested close to a quarter of a billion dollars and they have rights as well. I think the whole manner in which this has been handled in terms of the noticing was very poor and the intentions what you delivered was very confusing to the residents, it required literally immediate response by some of these residents who this is their entire life savings that you are putting on the line in regard to what is important to them. In addition I also heard a spokesperson from MANE talk about covenant, I want to share with you some of the words about the covenant because I heard some different statements regarding what is in the papers about this covenant and I do have those papers in front of me and the reasons I have those papers in front of me is because I'm a defendant in the lawsuit, I am one of those 300 people; and I read as fact, "this complaint seeks a declaratory judgment from the court with respect to restrictive covenant to which real property owned, the property is in area zoned light industrial, the defendants named herein have been named solely because they own properties that are also subject to the restricted covenant." I go on to look at the description of factual background and there it provides us some learning as to the nature of the covenant and it talks about an indenter, it requires restriction, the restrictive covenant, which applies to both the property

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convened to Monroe Calculating and to the property retained by North Jersey Quarry and states: "No part of any said lands, nor any buildings or improvements erected thereon shall be used or occupied for uses such as a brewery, a bone boiling establishment, tannery, slaughter house, piggery, glue, soap, starch, candy, gun powder manufacturing, or for other noxious or offensive dangerous purposes..."

I go on to page 10 section B article 11: If it closes on a purchase of the property, MANE intends to the following and this is where things became very interesting, MANE intends to construct and operate a facility consisting of Administrative Offices, a research facility, a laboratory, a creative center, on-site parking, a warehouse, and a manufacturing facility for research into and the development, manufacturing, distribution, and sale of fragrances, flavors, seasonings and flavoring products (MANE USE) . So I'm a little bit confused as the statements that you made and how they relate to this covenant. I just want to make sure that we are all on the same page with this.

Mayor: Back to my earlier question of counsel as to what it is in this covenant that is objectionable and must be removed, well it seems to me that the language that is being spoken right here in the summary judgment clearly captures some of what your company is involved with, am I incorrect?

MANE: So while we don't have an answer for you as to how that got on there and we have to speak to legal counsel as to how to remove it we did have this conversation this morning and you are right in saying that flavor and seasonings are erroneously on that document and the site is intended for fragrance research, manufacturing and all of the other.

Mr. Ferramosca: I can only go by the Complaint that was served to me that's the only thing I can go by, your word tonight is not written in this document, it has differences and I also heard that we were going to have one shift operation and then I heard another person get up and say oh no once we get going we are going to have two shifts; I need to understand the clarity of it and I'm hearing many different interpretations as to what MANE's intention is what they are going to produce and how MANE will operate, so I really need to get an understanding at the basis of fact.

MANE: I can say we can further discuss this, maybe you can plan to visit our facility we certainly can discuss into detail any questions you might have, and I think we can provide you with the solutions to those questions, I can assure you that it is my responsibility to manage the man power on the manufacturing side and it will be a one shift operation.

Mr. Ferramosca: One shift operation today, tomorrow and for as long as MANE exists in that facility?

MANE: No sir, I can't say that.

Mr. Ferramosca: You just have the facts straight, it's got to be accurate.

MANE: Based on our business model we anticipate there will be a need for a second shift probably mid-way through our 30 year plan.

Mr. Ferramosca: Then just say that...just say your intention is to have two shifts, don't tell me it's one and then it's two just be honest and forth right. There is too much information here that is not clear and there has been too many statements that are not in agreement with one another. All I can go by is this 200 document that was delivered to my home four times along with 300 other people that knocked on my door almost every other day saying "what's happening, what's going on, why is this happening to us, I have this in my deed John, and what are you people doing about it," So it's like there are a lot of issues here and I think we need to be very clear with the facts, that's all I'm trying to do, make sure the record stays very very clear and I will anticipate receiving perhaps another one of these documents which has clear statement of what the facts are.

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Mayor: While appreciate what the Deputy Mayor is saying and I completely agree with what he is saying, I don't think it will change the position of the Township and the outcome. That is what we are most concerned with this type of use where it is and that's what it boils down too, there are other factors that we are concerned with the use and we have our own internal problems with traffic through the area and that doesn't concern you but you will contribute to it, but that is something that we are also taking a look at. I think that if the plant, and I understand that there is availability of this land and this particular facility and particular piece of property, there are many properties in many zones in our Township and other Township's in like Morris Plains, etc., that are more industrialized and would better suit you where it has no impact to residential neighborhoods proceeded or otherwise in any way shape or form. So but having said that, I don't know if there is too much that we can discuss tonight or hear tonight I think it's been a good exchange in one sense, I think you got a very clear picture of the taste it has left in Hanover's mouth. From a public relations standpoint I think it was botched, I think that these residents some 280 odd residents and I'm only speaking for the one in my town I don't know what the other community of Morris Plains are entitled to or would have been entitled to a lot of advanced notice whether it came from personal letters or opportunities for meetings prior to you even taking this action. I can't think of anything that would have been better than to have them in a room where you can discuss what your proposal was before you slammed the door with a summary judgment that they are compelled to answer and now you have put them into motion and you are causing them now expense and concern and I don't know what else to comment at this point, I appreciate the fact that the company like MANE wants to do whatever is necessary to make amends for this situation, I don't know of what form that would come at this point, that is my only comment.

Mr. Ferramosca: I received several phone calls at my office today, my wife had visitors at my home, there were other people asking her questions, not part of the 300 interesting enough but people who live in Morris Plains. So I don't know what you are doing in terms in notifying people in the Boro as to what you are doing, but they are not aware of it, they are very upset about it because they are saying "How can this be done without any kind of awareness on our part because I live even closer to that facility John as proposed that you do." And "I who live on Beech didn't get notification about this." I can't comment because I don't have that information to give them. I don't know who got notified and who did. People who live on Parker nor did the people who live adjacent to Friendly's and other streets which are immediately adjacent to the property in which you plan on purchasing. So I think that MANE is an upstanding terrific company but I think your introduction to the neighborhood is very poor; a little bit better communication would have gotten a whole lot further.

MANE: Thank you and we do really appreciate your words and I think if tonight brought anything to light for us was that perspective which quite frankly we did not have. I can't answer as to why those people did not get notified obviously there was a basis to which to notify residents, I don't know what that is, so I can't speak to that, but as we had said before, all we can say is that it certainly not intentional and if there is a way to mend the perception of MANE and what we bring to the community we are willing to have that conversation.

Mayor: Well thank you.

Mr. Gallagher: Also the one thing that is interesting about tonight's exchange is the fact that as a Committeeman I have also received a lot of phone calls some of them have been asking what this has to do with Hanover Township since this property is in Morris Plains, but 300 families that we represent are involved in a law suit so it is our business and we do hear about it all the time, it is our quality of life and many of us I the community work day and night and choose this community to raise our families, so it is our business and I think this exchange was very helpful for me because people have been calling me. So I think tonight was healthy in my perspective and I thank you for your time.

MANE: We appreciate it; we wouldn't be here if we didn't think it affected Hanover Township.

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

OTHER BUSINESS

Member Gallagher: First of all Bob Mooney, our Interim Superintendent that was here for one year and has officially moved on in his career July 1, 2016 I just want that Bob became part of our fabric pretty quick, he was a fantastic human being, he was a great educator and we did a lot of nice things with Bob. With his exit, Mr. Michael Wasko became our Superintendent on July 1st. He is a great guy he already jumped in with both feet and we had a meeting with him on Tuesday night, we have been in constant communication, he said "everything that is good, I want to build on and anything that is not let's take a look at it and I'm going to be here for a long time," so welcome Mr. Wasko, he has many new colleagues up on his dais to work with him and I appreciate the Board of Education chose him. I think he is a fantastic individual.

I also just want to say we haven't been together in a while and I'm sure Bob is going to cover it but the fireworks involved all of us, because all of our departments and all of our details came together and did a phenomenal job and I've heard nothing but people have told me how wonderful it is. How great it is to shut the town down out here it's almost like we take our town and claim it for one night like the kids think they are in Time Square in NY, I know a lot went into that and I know that a lot of crews did a lot, but I know Bob Brueno was entangled in all that planning with months and months and it came down to what Bob what three hours.

Member Brueno: About 5 hours.

Member Gallagher: The other two are the School and Park Safety Advisory Committee had a public forum on Tuesday night we did our evaluation from school year 2015-2016 and looked ahead to 2016-2017 and believe it or not we have a lot of people that are happy with what we are doing with the schools with the Governing Body with our families with organized sports, we are working hard to make things better. We made it very clear that we are there to serve and listen to them and make sure families are safer.

Lastly, the summer is going too fast, Substance Awareness Counsel has some stuff coming up in the fall. Everyone has been doing a great job in getting the roads road roads done.

Member Ferramosca: I echo Mr. Gallagher's commentary regarding the Patriotic Celebration, hats off to the Recreation Department and for Bob Brueno for providing us a great 4th of July celebration, it was a perfect evening, all the details went so well. It brought smiles on everyone's faces it was a great night for Hanover Township. I went to the kickoff of the Summer Concert Series and I recommend everybody going. But as Ace said its Roads, Roads, Roads, it's all about Road and the Engineering Department is busy so far so good, they have completed 7 roads to date that is pretty darn fast. They are now assessing plans for the balance of 2016 with the hope of getting those roads up to a level of the teens ~ I can't comment exactly exactly on that but we are going to push as far as we can go.

The HSA Department was recognized with a significant award, they received the platinum award for their operations. What is significant about the platinum award is that they came in number 2 nationally, the only group that came out ahead of them was a Federal Base, a Military Base, what is a remarkable achievement is this is up there with the New York Yankees World Series Championships, this is 27 years in a row of platinum awards, so hats off the HSA they play an important part of economic development.

Mr. Gallagher: I recognized the team for the fireworks and in that team everyone assumes that I'm saying DPW because that is one of my details, but like the rec you guys would not believe how much time it took for the DPW to set that up and orchestrate it with the PD and the Fire Department and they were long before, I think before the time we were even waking up they were setting up even the day before. I'm in 5 or 6 different towns every day and I will just conclude my portion tonight by saying our DPW is second to nobody and they do so many different details, they have so many different expertise but when they are driving around in the golf carts and we are eating hot dogs and Italian ice

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they are working hard and making sure we are safe and working side by side with Hanover Township PD, so they all did a great job.

Mayor: Super event and it brought together all of our departments on that day and we should thank the Board of Education and the reason I say that is year after year for all of what I've known it's always been at Whippany Park High School field there and there was great great disappointment when we couldn't use the fields due to construction and find a new spot, and find a new spot they did, not only did they find a new spot they found a tremendous spot and I think this is going to be the place for the fireworks for many many years to come. They did a great job ~ I would like to see a few more food trucks though, that was awesome.

The concerts were great, you did a great job on that as well. George what do you have.

Mr. Coppola: As Mr. Gallagher spoke about that we had a lot of department involved, the Police and Fire Department a lot of civic groups, individual citizens, BOE I thought it was a great job and recreation did wonderful.

I do want to congratulate again Lt. Loocke and Sgt. Carpenter I know the two of them are on cloud 9 the last couple of days knowing we were approaching this important part of their lives unfortunately it is with heart felt feeling that I had that Lt. Peslis is retiring. He is a big one on communication anytime you go in his office there must be 6 screens all over the place, I don't know how he keeps control all over it. I know he is going to be sorely missed and here again we have additional promotions that are going to take place. We have an additional Sgt. and then first we are going to promote a Sgt. to Lieutenant and then we are going to take a Patrolman to Sgt. The best part of the process that everyone has already taken the test, everyone has been graded and understands where they stand in the mix. The Committee does not have to get involved with anything unless they opt us to help. There is a list and that is what we follow. Once we get through that process we will then; this is the one time we are probably going to have ~ sorry will have to hire a patrolman coming out of the academy since Lt. Peslis leaving that drops our number to 29 which we should be at a max of 30. The Police Department this year, once the Chief retired that made a quiet a transition with the Police Department which is going through this year, so nice young new officers and the older members who help them and guide them with their knowledge.

Mr. Brueno: Well most of my thunder has been stolen, so my comments will be brief, I do want to thank the DPW the Police and the Fire Department for coming together on June 29th ~ why did we have 4th of July fireworks on the June 29th simply the cost. It's less than ½ of what it would be to do it on the 3rd and 4th and we are cognizant that this is tax payer money but I think it's well spent and it brought the community together. Special thanks to Denise Brennan our Recreation Superintendent lots of hard work this year but mostly last year moving from the High School was a monumental task this was thought to be and ultimately turned out to be the best alternative last year there was so much apprehension as to why we are having it here we all creatures of habit, to be clear on the record we can't have it at the high school anymore there is no fireworks company that would put on a show at a facility that has turf field they don't have the insurance if they ruin the turf it costs a lot of money to fix it so this is the new permanent home and I think in year 2 we found much greater acceptance in fact some had said why did we wait so long to move it over here. Thank again to the BOE for their donation of the busing because we do have those pickup points which I think are working really well and I think people have already found their spots so to speak as to where they are going to watch their fireworks going forward so that I great.

Summer concerts as John mentioned we had our first last week two more coming up the 18th will be one that we haven't done before a country band with line dancing and teach you if you don't know how line dance they are going to do some instruction starting about 7:30. We want to see a great turn out for country music and line dancing and then another one on the 25th. Lots of great stuff from the recreation perspective we want to encourage everybody to come out knock on wood the weather was fantastic last week and we do now have food at the summer concerts so if you didn't have dinner you can have pizza and zeppole and Italian ice really a great evening out with no additional cost. The cost has been taken up and bourn by the sponsors that we have. It's a great evening and it's free of charge which makes it even better.

JULY 14, 2016

ADJOURNMENT

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

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

Joseph A. Giorgio, Township Clerk
