

FEBRUARY 11, 2016

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, February 11, 2016, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

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

ABSENT:

STATEMENT BY PRESIDING OFFICER:

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

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

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

OPEN TO THE PUBLIC

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

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

APPROVAL OF TOWNSHIP COMMITTEE MINUTES

The Minutes of the Regular Meeting of January 28, 2016 have been presented to the members of the Committee prior to this meeting by the Township Clerk.

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Member Gallagher moved that the Minutes of the Regular Meeting Minutes of January 28, 2016 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Ferramosca and was unanimously passed.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Treasurer's Report	S. Esposito	Reports up to February 11
Public Works	B. Foran	Reports (2) January
Construction Official	S. Donlon	Reports of January
Township Engineer	G. Maceira	Report of Capital Projects
Police Chief	S. Gallagher	Activity Report January

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

INTRODUCTION OF THE TOWNSHIP'S 2016 CURRENT FUND BUDGET

RESOLUTION NO. 32-2016

A RESOLUTION SETTING THE DATE AND TIME FOR THE PUBLIC HEARING AND ADOPTION OF THE 2016 LOCAL MUNICIPAL BUDGET

BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that the 2016 Local Municipal Budget be passed on first reading.

BE IT FURTHER RESOLVED, that said Local Municipal Budget shall be further considered for final passage at the meeting of the Township Committee of the Township of Hanover on the 10th day of March, 2016, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, Whippany, at which time and place all persons shall be given an opportunity to be heard concerning said Budget.

BE IT FURTHER RESOLVED, that the Township Clerk be authorized and directed to advertise said Budget revenues and appropriation summaries with the Notice of Introduction thereof, in The Daily Record, according to law.

RESOLUTION NO. 33-2016

A RESOLUTION PROVIDING FOR INTRODUCTION OF THE 2016 LOCAL MUNICIPAL BUDGET

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BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that the 2016 Local Municipal Budget be read by title on first reading.

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

Total Budget Amount for 2016 \$26,417,876.94; this Budget will be considered for Public Hearing and Final Adoption at the Township Committee Meeting on March 10, 2016 at 8:30 pm. And, at that time any resident or citizen wishing to be heard concerning the budget will be given the opportunity to be heard,

Motion of Introduction of the 2016 Budget made by Member Brueno and seconded by Member Coppola and unanimously passed.

Mayor: We have introduced but to give the benefit of some highlights to the public, the Township Committee worked very hard this year because of several issues that affected our budget; we are paying back a significant number of tax appeals and by the way this year our Administrator informs me that we have over 90 tax appeals. We are paying back a significant number of appeals and I would like to remind the public that when you agree upon tax appeals you are also agreeing upon a devalue of that particular property and the de-value of those properties on those appeals was taken into consideration in the 2016 budget as far as reduction and ratable base. We will pick up that difference in ratable base in 2016 with the addition of MetLife Wegman's and potentially some others, but having said all of that Township Committee worked very hard particularly in the capital area in this budget in reduced the capital area by some near two million. This represents under a 1% tax increase this year, the past years 2014-2015 we saw no municipal tax increase in the Township of Hanover, beyond that of Education and the Fire Tax which by the way are separate taxable agents and we will deliver a budget this year with a .05 increase for the taxpayers. The other highlight of this particular budget is roads, as you saw in 2015 the completion of Eden Lane which was a total reconstruction, you saw the improvement of Whippany Road and Parsippany Road which we are still monitoring and in 2016 most of our efforts will be a concerted amount of expense in road re-pavements. Gerry what is total amount of roads you are estimating near?

Gerry Maceira: I think we are looking about 17 roads.

Mayor: Good, again this has been introduced so on approval of this budget there will be an opportunity open to the public for discussion at the next meeting.

ADOPTION OF ORDINANCES:

ORDINANCE NO. 3-2016

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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 MINIMUM NUMBER OF PARKING SPACES FOR CERTAIN USES AND BY AMENDING THE MAXIMUM PERMITTED FLOOR AREA RATIO FOR CERTAIN USES IN THE I-B3 ZONE DISTRICT

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 3-16 appeared in full in the January 20th, 2016 issue of the Daily Record in accordance with the law.

Note for the Record: Because the Planning Board Meeting on Tuesday night was cancelled due to inclement weather we do not have from the Planning Board a letter of recommendation concerning this ordinance so I am going to recommend to the Township Committee that rather than open to the public hearing at this time pending the arrival of the letter of recommendation from the Planning Board that the Members of the Township Committee move to carry the Ordinance to the meeting of February 25th.

Motion to carry to next meeting made by Member Coppola and seconded by Member Ferramosca and unanimously passed.

ORDINANCE NO. 4-2016

AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING SECTION 125-2. ENTITLED RAFFLE LICENSING FEES AND SECTION 125-4 ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2016 BEE MEADOW SWIMMING POOL SEASON AND OTHER RECREATION DEPARTMENT FEES

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 4-16 appeared in full in the February 3rd, 2016 issue of the Daily Record in accordance with the law.

Motion to open public hearing made by Member Brueno and seconded by Member Gallagher 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 "**AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING SECTION 125-2. ENTITLED RAFFLE LICENSING FEES AND SECTION 125-4 ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2016 BEE MEADOW**

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SWIMMING POOL SEASON AND OTHER RECREATION DEPARTMENT” be passed on final reading and that a Notice of the final passage of the Ordinance be published in the February 17rd, 2016 issue of the Daily Record.

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

So Adopted.

ORDINANCE NO. 5-2016

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH THE HANOVER TOWNSHIP LITTLE LEAGUE, INCORPORATED FOR THE OPERATION OF THE BLACK BROOK PARK CONCESSION STAND COMMENCING APRIL 23, 2016 THROUGH AUGUST 31, 2016

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 5-16 appeared in full in the February 3rd, 2016 issue of the Daily Record in accordance with the law.

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

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

Now on Adoption, Be it resolved, that an Ordinance entitled “**AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH THE HANOVER TOWNSHIP LITTLE LEAGUE, INCORPORATED FOR THE OPERATION OF THE BLACK BROOK PARK CONCESSION STAND COMMENCING APRIL 23, 2016 THROUGH AUGUST 31,**” be passed on final reading and that a Notice of the final passage of the Ordinance be published in the February 17th, 2016 issue of the Daily Record.

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

So Adopted.

INTRODUCTION OF ORDINANCES

ORDINANCE NO. 6-16

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING PART

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II ENTITLED GENERAL LEGISLATION OF THE CODE OF THE TOWNSHIP WITH THE INCLUSION OF A NEW CHAPTER 83 TO BE ENTITLED “POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES ON PRIVATE PROPERTY”

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. Part II of the General Legislation of the Code of the Township of Hanover is hereby amended and supplemented with the inclusion of a new Chapter 83 to be entitled “Possession and Consumption of Alcoholic Beverages on Private Property,” as follows:

§83-1. Possession and Consumption Prohibited. It shall be unlawful for any person under the legal age to, without legal authority, knowingly possess or knowingly consume an alcoholic beverage on private property, except as provided for in Section 83-4. below.

§83-2. Violations and Penalties. Any person convicted of violating the provisions of this Chapter shall, in accordance with the provisions of N.J.S.A. 40:48-1, as amended, be punished by a fine not to exceed \$250 for the first offense and not to exceed \$350 for any subsequent offense.

§83-3. Additional Penalties.

A. In addition to the fine authorized for this offense, the Court may suspend or postpone for six months the driving privilege of the defendant. In the event the Court exercises its discretion and imposes a suspension or postponement of the defendant's driving privilege, the Court shall forward a report to the New Jersey Motor Vehicle Commission stating the first and last day of the suspension or postponement period imposed by the Court pursuant to N.J.S.A. 40:48-1, as amended. If a person at the time of the imposition of a sentence is less than 17 years of age, the period of license postponement, including a suspension or postponement of the privilege of operating a motorized bicycle, shall commence on the day the sentence is imposed and shall run for a period of six months after the person reaches the age of 17 years.

B. If a person at the time of the imposition of a sentence has a valid driver's license issued by this state, the Court shall immediately collect the license and forward it to the New Jersey Motor Vehicle Commission along with the report. If for any reason the license cannot be collected, the Court shall include in the report the complete name, address, date of birth, eye color and sex of the person, as well the first and last date of the license suspension period imposed by the Court.

C. The Court shall inform the person orally and in writing that if the person is convicted of operating a motor vehicle during the period of license suspension or postponement, the person shall be subject to the penalties set forth in N.J.S.A. 39:3-40. A person shall be required to acknowledge receipt of the written notice in writing. Failure

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to receive a written notice or failure to acknowledge in writing the receipt of a written notice shall not be a defense to a subsequent charge of a violation of N.J.S.A. 39:3-40.

D. If a person convicted under this Chapter is not a New Jersey resident, the Court shall suspend or postpone, as appropriate, the nonresident driving privilege of the person based on the age of the person and submit it to the New Jersey Motor Vehicle Commission on the required report. The Court shall not collect the license of a nonresident convicted under this article. Upon receipt of a report from the Court, the New Jersey Motor Vehicle Commission shall notify the appropriate officials in the licensing jurisdiction of the suspension or postponement.

§83-4. Exceptions.

A. Nothing contained in this Chapter is intended, nor shall it be construed, as prohibiting an under-aged person from consuming or possessing an alcoholic beverage in connection with a religious observance, ceremony or rite, or consuming or possessing an alcoholic beverage in the presence of and with the permission of a parent, guardian or relative who has attained the legal age to purchase and consume alcoholic beverages; provided that, if the under-aged person is found to possess or consume an alcoholic beverage in the presence of and with the permission of a relative other than a parent or guardian, the police shall notify the parent or legal guardian, by certified mail, of the incident together with the name of the relative who gave permission for the possession or consumption of the alcoholic beverage by the under-aged person. The notification shall include a request that the parent or guardian acknowledge and return a copy of the letter to the Police Department within 15 days of receipt.

B. As used in the preceding Subsection A, the following terms shall have the meanings set forth:

GUARDIAN

A person who has qualified as a guardian of the under-aged person pursuant to testamentary or court appointment.

RELATIVE

The under-aged person's grandparent, aunt or uncle, sibling, or any other persons related by blood or affinity.

C. Nothing contained in this Chapter is intended nor shall it be construed as prohibiting possession of alcoholic beverages by any such person while actually engaged in the performance of employment by a person who is licensed under Title 33 of the Revised Statutes, or while actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocational school or post-secondary educational institution; provided, however, that this article shall not be construed to preclude the imposition of a penalty under this Section, N.J.S.A. 33:1-

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81, or any other section of law against a person who is convicted of unlawful alcoholic beverage activity on or at premises licensed for the sale of alcoholic beverages.

SECTION 2. All ordinances or parts of ordinances of the Township of Hanover inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

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 February 25th, 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 Member Ferramosca and seconded by Member Brueno and unanimously passed.

So Introduced.

Mr. Gallagher: I would like to say that the Substance Awareness Council and the Hanover Township PD put a lot of time in discussing this and this is also going to be an important step for us together, our children and the dangers associated with alcohol and drug use, and it's also going to be another area where we are going to be in the front of something very good, a few towns around here have already adopted this ordinance and have had a very good result because of it and already I know of two municipalities that are looking at us to possibly follow our lead on this, so thank you very much to the committee and to the Police Department and the Substance Awareness Council, it's a very important ordinance.

Mayor: I think it's a good ordinance as well affording the Township some flexibility in these matters of alcohol for our youngsters, there are state regulation already in place but this gives the locality municipalities some additional options in hearing working with our youngsters with alcohol.

ORDINANCE NO. 7-16

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A THREE AND ONE HALF (3.5%) PERCENT INCREASE IN THE APPROPRIATION LIMIT OF THE TOWNSHIP'S CALENDAR YEAR 2016 CURRENT FUND BUDGET AND FURTHER ESTABLISHING A CAP BANK, ALL IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq. provides that in the preparation of its annual budget, a municipality shall limit any

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increase in said budget to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a, provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation, and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey finds it advisable and necessary to increase its Calendar Year 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the governing body hereby determines that a 3.5% increase in the budget for said year, amounting to \$656,400.02 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

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:

1. That a majority of the full authorized membership of this governing body affirmatively concurring, that, in the Calendar Year 2016 budget year, the final appropriations of the Township of Hanover shall, in accordance with this ordinance, and N.J.S.A. 40A: 4-45.14, be increased by the 3.5%, amounting to \$656,400.02, and that the Calendar Year 2016 municipal budget for the Township of Hanover be approved and adopted in accordance with this ordinance.

2. That any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two (2) succeeding years.

3. That a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction.

4. That a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

The Ordinance will be further considered for Public Hearing and Final Passage at the February 25th, 2016 meeting of the governing body and at time any person wishing

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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 Member Ferramosca and seconded by Member Brueno and unanimously passed.

ORDINANCE NO. 8-16

**AN ORDINANCE OF TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER
REDUCING THE TWO CENT (\$.02) PER HUNDRED (\$100.00) DOLLARS OF
ASSESSED VALUATION DEDICATED OPEN SPACE TRUST FUND TAX RATE TO
ONE-HALF CENT (\$.005) PER HUNDRED (\$100.00) DOLLARS OF ASSESSED
VALUATION DURING CALENDAR YEAR 2016 ONLY AND FURTHER
AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO
COLLECT THE ONE-HALF CENT (\$.005) DEDICATED TAX**

WHEREAS, on November 2, 1999, by a vote of almost two to one in favor, the voters of Hanover Township approved a binding referendum question concerning the creation of an Open Space Trust Fund for the Township; and

WHEREAS, the binding referendum asked the voters whether the Township should adopt an ordinance establishing an "Open Space and Parkland and Facilities Preservation Trust Fund" and if so, should the Trust Fund be funded through the collection of local property taxes in the amount of two cents (\$.02) for each one hundred (\$100.00) dollars of assessed valuation; and

WHEREAS, the creation of the Open Space Trust Fund would complement any other available funding sources to be used exclusively for the purchase of property or easements within the Township, for the preservation of resource open space and/or the maintenance and improvement of the Township's existing parkland and related facilities for outdoor recreation purposes; and

WHEREAS, the Township Committee, on December 9, 1999, adopted Ordinance No. 32-99 which established an Open Space and Parkland and Facilities Preservation Trust Fund and the Open Space and Parkland and Facilities Preservation Advisory Committee (OSAC); and

WHEREAS, the ordinance also established for the year 2000 and subsequent years, a two cent (\$.02) per hundred (\$100.00) dollar valuation tax which would be specifically dedicated for the acquisition of property for open space and recreational purposes and the maintenance and improvement to the Township's parkland and related facilities; and

WHEREAS, the two cents (\$.02) dedicated tax is shown as a separate line item on each property owners tax bill and not as part of the municipal tax rate in that the tax was established as a dedicated tax for the purposes described above; and

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WHEREAS, since its inception in the year 2000, the two cent (\$.02) dedicated tax rate has not changed with the exception of calendar years 2009, 2010 and 2011 when the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one (\$.01) cent; and

WHEREAS, in 2012, 2013, 2014 and 2015, the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one-half cent (\$.005); and

WHEREAS, due to continuing economic issues, the Township Committee is well aware of the financial constraints placed on the Township's property taxpayers, and therefore, the governing body has determined that it would be in the best interest of the Township to again reduce the dedicated open space tax rate from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one-half cent (\$.005) per hundred (\$100.00) dollars of assessed valuation for 2016 only; and

WHEREAS, although the dedicated open space tax is not computed as part of the municipal tax rate which supports municipal operations and services, the reduction in the open space tax rate will help to minimize the impact of the property taxpayers' total 2016 tax bill.

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. That the Open Space Trust Fund dedicated tax rate, as established by Ordinance No. 32-99, and codified under Chapter 50 of the Code of the Township entitled Open Space, Parkland and Facilities Preservation Trust Fund Advisory Committee, shall be reduced from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one-half cent (\$.005) per hundred (\$100.00) dollars of assessed valuation for calendar year 2016.

Section 2. That the Township's Chief Municipal Finance Officer is hereby authorized and directed to collect the one-half cent (\$.005) per hundred dollars of assessed valuation for calendar year 2016 only. The funds derived from this dedicated tax shall continue to be maintained in a separate account and shall only be utilized for the purposes described in Ordinance No. 32-99 which established the Open Space and Parkland and Facilities Preservation Trust Fund.

Section 3. That certified copies of this ordinance shall be transmitted to the Division of Local Government Services, the Township's Chief Municipal Finance Officer and members of the Township's Open Space Advisory Committee.

Section 4. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

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Section 5. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 6. This ordinance shall take effect in accordance with the law.

REDUCING THE TWO CENT (\$.02) PER HUNDRED (\$100.00) OF ASSESSED VALUATION DEDICATED OPEN SPACE TRUST FUND TAX RATE TO ONE-HALF CENT (\$.005) PER HUNDRED (\$100.00) DOLLARS OF ASSESSED VALUATION DURING CALENDAR YEAR 2016 ONLY AND FURTHER AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO COLLECT THE ONE-HALF CENT (\$.005) DEDICATED TAX

The Ordinance will be further considered for Public Hearing and Final Passage at the February 25th, 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 Member Ferramosca and seconded by Member Brueno and unanimously passed.

Mayor: Just for the public's knowledge we are being consistent with the half cent on our open space tax and we have found that to be sufficient at this point, as we did not choice to modify it in any way, because in conjunction with the success we have had with both Green Acres and with Morris County Open Space Trust Fund we got additional capital funds not from tax payers dollars as such; even those these are tax payers dollars that fund these things and they have been sufficient for acquisitions that we are making this year including the Wolfe property etc., so on that note we will stay consistent.

RESOLUTIONS

RESOLUTION NO. 34-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER ADOPTING THE RECOMMENDATION OF HEARING OFFICER C. WILLIAM BOWKLEY, JR., ESQ., TO DENY MOTION TO DISMISS DISCIPLINARY CHARGES

WHEREAS, on August 25, 2015, the Township of Hanover Police Department preferred disciplinary charges against Police Detective Glenn Yanovak, and notified him that a hearing would be conducted on said disciplinary charges upon his entry of a plea of not guilty; and

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WHEREAS, by way of Resolution dated September 10, 2015, the Township Committee of the Township of Hanover appointed C. William Bowkley, Jr., Esq., to serve as an independent and impartial hearing officer, and to make recommended findings of fact and conclusions of law with respect to all issues arising from said disciplinary charges for submission and ultimate approval, rejection, or modification by the Township Committee of the Township of Hanover; and

WHEREAS, on December 21, 2015, Police Detective Glenn Yanovak filed a motion with Hearing Officer Bowkley seeking to dismiss the disciplinary charges against him under the "45-day rule" of *N.J.S.A. 40A:14-147*, which motion was opposed by the Township of Hanover Police Department; and

WHEREAS, at a motion hearing conducted on January 6, 2016, after review of the parties' respective papers and after having heard their oral argument, Hearing Officer Bowkley rendered an oral opinion, which is set forth in detail on the transcribed record of said motion hearing, recommending that the motion to dismiss filed by Police Detective Glenn Yanovak be denied, and directing that his recommendation be submitted to the Township Committee of the Township of Hanover for approval, rejection, or modification; and

WHEREAS, the Township Committee of the Township of Hanover, having been apprised of the Hearing Officer's recommendation, has decided to adopt same as its determination on the motion to dismiss filed by Police Detective Glenn Yanovak;

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

1. The Township Committee of the Township of Hanover hereby adopts and incorporates as its determination the oral opinion of Hearing Officer C. William Bowkley, Jr., Esq., stated on the transcribed motion hearing record on January 6, 2016, recommending that the motion to dismiss filed by Police Detective Glenn Yanovak be denied.
2. The motion of Police Detective Glenn Yanovak seeking to dismiss the disciplinary charges against him under the "45-day rule" of *N.J.S.A. 40A:14-147* is hereby denied for the reasons stated on the record by Hearing Officer C. William Bowkley, Jr., Esq.
3. Certified copies of this resolution shall be transmitted to the Township Attorney, the Township's Personnel and Labor Attorney, and the Chief Municipal Finance Officer for reference and informational purposes.

RESOLUTION NO. 35-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PERMITTING THE TOWNSHIP TO ASSUME THE RESPONSIBILITY OF

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CONDUCTING A SELF-EXAMINATION OF THE CALENDAR YEAR 2016 CURRENT FUND BUDGET

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Hanover has been declared eligible to participate in the program by the Division of Local Government Services and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2016 budget year.

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.A.C. 5:30-7.6a and 7.6b, and based upon the Chief Financial Officer's Certification, the governing body has found that the calendar year 2016 Current Fund Budget has met the following requirements:
 - A. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 1. Payment of interest and debt redemption charges;
 2. Deferred charges and statutory expenditures;
 3. Cash deficit of preceding year;
 4. Reserve for uncollected taxes;
 5. Other reserves and non-disbursement items; and
 6. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitations on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the 2016 budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - A. All estimates of revenue are reasonable, accurate and correctly stated;
 - B. Items of appropriation are properly set forth; and

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- C. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the Township.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
 6. That all other applicable statutory requirements have been fulfilled.
 7. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer and forwarded to the Director of the Division of Local Government Services upon adoption.

RESOLUTION NO. 36-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE RENEWAL OF A LIMITED EXTRAORDINARY, UNSPECIFIABLE SERVICES AGREEMENT WITH THE LAND CONSERVANCY OF NEW JERSEY FOR THE PERFORMANCE OF VARIOUS OPEN SPACE PRESERVATION TECHNICAL SERVICES AT THE RATE OF \$125.00 PER HOUR AND A TOTAL COST NOT TO EXCEED \$5,000.00 DURING THE PERIOD BEGINNING MARCH 1, 2016 AND ENDING FEBRUARY 28, 2017, ALL IN ACCORDANCE WITH N.J.S.A. 40A:11-5.(1)(a)(ii), N.J.S.A. 19:44A-20.5 AND N.J.S.A. 19:44A-20.26 ET SEQ.

WHEREAS, pursuant to the Pay-to-Play provisions of the Non-Fair and Open Process at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq., the Township Committee and the Township's Open Space Park Land and Facilities Preservation Trust Fund Advisory Committee (hereinafter referred to as "OSAC") are in need of retaining the services of an open space preservation consultant whose staff members have technical expertise and experience in the field of open space conservation; and

WHEREAS, during the past fourteen (14) years, the Morris Land Conservancy, and now known as **The Land Conservancy of New Jersey** (hereinafter referred to as the "**Conservancy**") has served as the technical advisor to the Township Committee and the OSAC in assisting the Township with a variety of tasks and activities related to the preservation and conservation of open space within the Township; and

WHEREAS, based on its past performance and service to the Township, the Township Committee believes that the staff of the **Conservancy** has the technical expertise, demonstrated knowledge and experience to continue assisting the Township Committee, the Open Space Advisory Committee and the Township's professional staff, with essential open space services; and

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WHEREAS, as with the 2015-2016 EUS Agreement, the Township desires to execute a limited “project specific” extraordinary, unspecifiable services agreement with **The Land Conservancy of New Jersey** which scope of services shall be limited to: (a) assisting the Township in the preparation of materials to keep the Township’s Green Acres Planning Incentive Grant up to date; (b) to assist the Township in developing up to two (2) Grant applications to be submitted to the Morris County Open Space Preservation Trust Fund during 2016; (c) to provide on-going communication and coordination with State and County agencies responsible for land preservation and (d) to attend up to three (3) Township or County meetings to discuss issues with the Township’s Open Space Advisory Committee or to assist in the presentation of the Township’s grant applications before the Morris County Open Space Committee; and

WHEREAS, in the event the Township requires the preparation of maps or the performance of other services related to specific special projects not included under this EUS Agreement, the **Conservancy** shall submit a separate proposal(s) and quotation(s) only when such proposals are requested by the Township Committee; and

WHEREAS, the services of the **Conservancy** fall under the category of an Extraordinary, Unspecifiable Services, N.J.S.A. 40A:11-5 (1)(a)(ii), which services are specialized and qualitative in nature and requiring expertise, extensive training and a proven reputation of successful activities in the area of open space conservation; and

WHEREAS, it is the intention of the Township Committee to renew a limited Extraordinary, Unspecifiable Services Agreement with the **Conservancy** for the performance of various technical open space services to be performed at the rate of \$125.00 per hour and a total cost not to exceed \$5,000.00 during the period commencing March 1, 2016 and ending February 28, 2017; and

WHEREAS, the Township’s Business Administrator, acting in his capacity as the Qualified Purchasing Agent, has determined and certified in writing that the value of the open space preservation consultant services for the period beginning March 1, 2016 and ending on February 28, 2017 will not exceed \$17,500.00 and therefore, the filing of a Business Entity Disclosure Certification, the Chapter 271 Political Contribution Form and the Stockholder Disclosure Certification by the **Conservancy** with the Township pursuant to N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq. will not be necessary; and

WHEREAS, the Township’s Chief Municipal Finance Officer has certified that sufficient funds are available in the Township’s Open Space Trust Fund Account, Line Item No. 254-3509-499 to fund this award, all in accordance with the 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:

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1. In accordance with the Extraordinary, Unspecifiable Services provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii), **The Land Conservancy of New Jersey**, with offices located at 19 Boonton Avenue in Boonton, New Jersey 07005, is hereby retained to provide the Township Committee, the Open Space Park Land and Facilities Preservation Trust Fund Advisory Committee, and the Township's professional staff with a limited, project specific scope of services agreement which services are enumerated in the Extraordinary, Unspecifiable Services Contract.

2. **The Land Conservancy of New Jersey** shall be paid at the rate of \$125.00 per hour for the performance of the scope of services outlined in the Extraordinary, Unspecifiable Services Agreement during the period commencing March 1, 2016 and ending February 28, 2017. The total contract amount shall not exceed \$5,000.00 during the twelve (12) month period.

3. In the event the Township requires mapping and/or other special project services to be performed by the **Conservancy**, the Township's Business Administrator shall request the submission of a written proposal and quotation from the **Conservancy**. If the governing body authorizes the performance of additional services, said services will be billed separately and apart from the EUS Agreement.

4. The Mayor and Township Clerk are hereby authorized to execute a limited EUS Agreement on behalf of the Township Committee.

5. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", in accordance with N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law because it is essential that the governing body obtain the guidance and assistance of individuals possessing the technical expertise, demonstrated knowledge and proven ability to assist the Township with those issues and subjects directly related to open space conservation and preservation.

6. That a certified copy of this resolution shall be transmitted to the OSAC, the Chief Municipal Finance Officer and **The Land Conservancy of New Jersey** for reference and information purposes.

7. That a brief notice of this award shall be published in the February 17, 2016 issue of the Daily Record as required by law.

RESOLUTION NO. 37-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY SUPPORTING POTENTIAL BROWNFIELD REMEDIATION AT THE FORMER VAN DYK RESEARCH CORPORATION PROPERTY LOCATED AT 7 ROSIN ROAD IN THE WHIPPANY SECTION OF THE TOWNSHIP AND ALSO DESIGNATED AS LOTS 12 AND 13 IN BLOCK 3901 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP

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OF HANOVER AND FURTHER AUTHORIZING THE BUSINESS ADMINISTRATOR TO SUBMIT A HAZARDOUS DISCHARGE SITE REMEDIATION FUND GRANT

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, the Governing Body has authorized the Business Administrator to undertake an additional investigation to determine whether a portion of the former Van Dyk Research property located at 7 Rosin Road in the Whippany Section of the Township and also designated as Block 3901, Lots 12 and 13 (the "Property") is an area in need of redevelopment according to the criteria set forth in N.J.S.A.40A:12A-5; and

WHEREAS, the Governing Body has determined that there has been, or it suspects that there has been, a discharge of hazardous substances or a hazardous waste on the Property; and,

WHEREAS, the Township of Hanover is the holder of a Tax Sale Certificate for unpaid municipal liens for the above referenced Property; and

WHEREAS, the Township of Hanover is applying to the Hazardous Discharge Site Fund for funding of the additional investigation and/or cleanup of the former Van Dyk Research Corporation property in order to determine the extent of any hazardous substance or hazardous waste; and,

WHEREAS, the Township of Hanover intends to convey the property in furtherance of the redevelopment plan through voluntary conveyance or other means provided by law.

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

1. That the Township of Hanover is committed to the redevelopment of the former Van Dyk Research Corporation property for the purpose of returning the property to the tax rolls and has determined that a realistic opportunity exists for the redevelopment of the former Van Dyk Research Corporation property within a three year period after the completion of the remediation of this site either through the planned redevelopment project, known as the Van Dyk Research Corporation Project or through alternate redevelopment.
2. That a certified copy of this resolution along with the Certificate of Sale for unpaid municipal liens shall be submitted to the New Jersey Department of Environmental Protection's Site Remediation Program for funding.

RESOLUTION NO. 38-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RELEASING THE TWO (2) YEAR CASH SITE PLAN IMPROVEMENTS

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MAINTENANCE BOND IN THE AMOUNT OF \$12,796.00 PLUS A PORTION OF THE INTEREST PURSUANT TO P.L. 1985, c. 315 AND THE REMAINING ENGINEERING INSPECTION FEES IN THE AMOUNT OF \$2,983.30 TO JET CARE REALTY, LLC AS A RESULT OF COMPLETING THE MODERNIZATION AND EXPANSION OF AN EXISTING BUILDING LOCATED AT 3 SADDLE ROAD IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND ALSO DESIGNATED AS LOT 22 IN BLOCK 0701 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, Jet Care Realty, LLC, as applicant and developer, received final site plan approval including the granting of variances and a design waiver from the Board of Adjustment on October 19, 2006 for the modernization and expansion of an existing building and related improvements on property located on 3 Saddle Road in the Cedar Knolls Section of the Township, and also designated as Lot 22 in Block 0701 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, by resolution dated August 23, 2012, the Township Committee released the \$115,160.00 Irrevocable Standby Letter of Credit to **Jet Care Realty, LLC** upon completion of the development project described above; and

WHEREAS, as a condition of the release of the Irrevocable Standby Letter of Credit, and pursuant to the May 22, 2008 Developer's Agreement, the Developer was required to deposit with the Township a two (2) year cash site plan improvements maintenance bond in the amount of \$12,796.00 in order to guarantee the satisfactory completion of the landscape punch list items; and

WHEREAS, in a letter dated February 5, 2016 to the Mayor and Township Committee, the Township Engineer recommended that the cash site improvements maintenance bond plus a portion of the interest be released to **Jet Care Realty, LLC**; and

WHEREAS, the Township Engineer also recommended that the remaining balance of \$2,983.30 representing the Engineering review, inspection and supervision fees deposited with the Township be released to the Developer as well.

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

1. In accordance with the Township Engineer's February 5, 2016 letter, the governing body hereby releases the following to **Jet Care Realty, LLC**:
 - A. The \$12,796.00 cash held by the Township as a two (2) year site plan improvements maintenance bond deposited in a TD Bank Escrow Account, Account No. 7200150578 plus a portion of the interest pursuant to P.L. 1985, c.315; and

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- B. The balance of \$2,983.30 representing the remaining Township engineering review, inspection and supervision fees for the project deposited in Trust Escrow Account No. Account No. 252-7003-499.
2. That certified copies of this resolution shall be transmitted to **Jet Care Realty, LLC**, the Township's Chief Municipal Finance Officer and the Township Engineer for reference and information purposes.

RESOLUTION NO. 39-2016

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO VEKTOR CORPORATION, INC. FOR THE CONSTRUCTION OF SIDELWALK ON A PORTION OF REYNOLDS AVENUE AND A PORTION OF PARSIPPANY ROAD IN WHIPPANY AND DECREASING THE TOTAL DOLLAR AMOUNT OF THE CONTRACT FROM \$322,575.50 TO \$291,795.30 OR A \$30,777.20 REDUCTION WHICH REPRESENTS A 9.54% DECREASE OF THE TOTAL CONTRACT DOLLAR AMOUNT

WHEREAS, the Township of Hanover entered into a contract with **Vektor Corporation, Inc.** for the construction of sidewalk on a portion of Reynolds Avenue and a portion of Parsippany Road in the Whippany Section of Hanover Township; and

WHEREAS, the amount of the competitively bid contract was a unit price bid totaling \$322,572.50; and

WHEREAS, the Township Engineer has submitted Change Order No. 1 (Final), dated January 28, 2016, which describes both extra work in the amount of \$62,012.50 and reductions in price totaling \$92,789.70; and

WHEREAS, the Township's Change Order No. 1 (Final) signed by the Township Engineer is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, the Township Engineer has now determined that the reduced quantities for items needed in the construction of the sidewalk described above shall decrease the total contract amount from \$322,572.50 to \$291,795.30 or a 9.54% decrease in the total dollar amount of the adjusted contract.

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 approves the recommendation of the Township Engineer that Change Order No. 1 (Final), reducing the total contract amount by \$30,777.20 be accepted, and

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2. That the final total adjusted contract amount with **Vektor Corporation, Inc.** be fixed at \$291,795.30.

3. The Business Administrator/Township Clerk is hereby authorized to execute the final Change Order, Change Order No. 1.

4. A certified copy of this resolution be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **Vektor Corporation, Inc.**

RESOLUTION NO. 40-2016

**RESOLUTION OF THE TOWNSHIP COMMITTEE APPLYING FOR A YEAR 2015
RECYCLING TONNAGE GRANT THROUGH THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION AND AUTHORIZING THE TOWNSHIP'S
RECYCLING COORDINATOR TO SUBMIT THE APPLICATION**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as to conditions for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants memorializes the commitment of Hanover Township to recycling and indicates the assent of the Township Committee to the efforts undertaken by the municipality, and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, this resolution designates the individual authorized to ensure the application is properly completed and timely filed.

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:

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1. We hereby endorse the submission of the Year 2015 recycling tonnage grant application to the New Jersey Department of Environmental Protection.

2. Mr. Marko Bura, the Township's Recycling Coordinator is hereby designated and authorized to ensure that the tonnage grant application is properly filed with the New Jersey Department of Environmental Protection.

3. The moneys to be received from the recycling tonnage grant shall be deposited in a dedicated recycling trust fund to be used solely by the Township for the purposes of recycling.

4. A certified copy of this resolution shall be transmitted to the New Jersey Department of Environmental Protection along with the Year 2015 recycling tonnage application and to the Morris County Municipal Utilities Authority District Recycling Coordinator.

RESOLUTION NO. 41-2016

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 3, 2012, a lien was sold on Block 103, Lot 3 also known as 45 Locust Drive, Morris Plains, New Jersey 07950, for 2011 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2012-01, was sold to Ridgeback Ventures, LLC for a 0% redemption fee and a \$2,600.00 premium paid; and

WHEREAS, Insource Financial Services, LLC, owner has affected redemption of Certificate 2012-01 in the amount of \$30,192.99.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$30,192.99, payable to Ridgeback Ventures, LLC, P.O. Box 503, Mount Freedom, NJ 07970 for the redemption of Tax Sale Certificate 2012-01.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$2,600.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 42-2016

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER

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WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2014, a lien was sold on Block 7501, Lot 4, Qualifier T01, also known as 554 Route 10, Whippany, New Jersey 07981, for 2013 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2014-08, was sold to Glen Carter for a 18% redemption fee; and

WHEREAS, Signature Closing Services, owner has affected redemption of Certificate 2014-08 in the amount of \$2,067.89.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$2,067.89, payable to Glenn Carter, 34 Briarcliff Road, Mountain Lakes, NJ 07046 for the redemption of Tax Sale Certificate 2014-08.

RESOLUTION NO. 43-2016

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2014, a lien was sold on Block 7501, Lot 4 also known as 554 Route 10, Whippany, New Jersey 07981, for 2013 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2014-09, was sold to Sunshine State Certificates V. LLP for a 0% redemption fee and a \$20,500.00 premium paid; and

WHEREAS, Signature Closing, owner has affected redemption of Certificate 2014-09 in the amount of \$49,148.24.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$49,148.24, payable to Sunshine State Certificates V. LLC, 7900 Miami Lakes Drive West, Miami Lakes, Florida 33016 for the redemption of Tax Sale Certificate 2014-09.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$20,500.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 44-2016

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER

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WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2014, a lien was sold on Block 7501, Lot 3 also known as 558 Route 10, Whippany, New Jersey 07950, for 2013 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2014-06, was sold to US Bank Cust for BV001 Trst & Crotrs for a 0% redemption fee and a \$8,100.00 premium paid; and

WHEREAS, Signature Closing Services, owner has affected redemption of Certificate 2014-06 in the amount of \$22,217.18.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$22,217.18, payable to US Bank Cust for BV001 Trst & Crotrs, 50 South 16th Street, Suite 1950, Philadelphia, Pa. 19102 for the redemption of Tax Sale Certificate 2014-06.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$8,100.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 45-2016

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>
401	10		Jerry Engstrom & Jennifer Cao 7 Locust Drive Morris Plains, NJ 07950	\$41.18
1204	14.03		Max Title Agency, LLC 23 Vreeland Road, Suite 150 Florham Park, NJ 07932 RE: 8 Samuel Court	\$2,874.29
1405	9		Michael & Olha Stashchyshyn 22 McNab Avenue Cedar Knolls, NJ 07927	\$2,750.35
4402	14	C4010	Karlene Green 4010 Boxwood Court Whippany, NJ 07981	\$200.65
4501	11		John & Susan Scholz	

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			c/o Joseph Serafini, Esq. 269 Hamburg Turnpike Wayne, NJ 07470	\$1,619.48
4704	9		Gregory & Amanda Hood 6 Old Stone Lane Whippany, NJ 07981	\$2,166.41
7601	42.03		Michael & Gloria Lateiner 38 Highland Avenue Whippany, NJ 07981	\$541.68
9001	1	C0806	Changying Dong, Guohong & Run Wang 806 Brook Hollow Drive Whippany, NJ 07981	\$1,161.06

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

RAFFLE APPLICATIONS:

RL-2907 – Jersey Battered Woman Service Incorporated Tricky Tray
RL-2908 – Jersey Battered Woman Service incorporated for 50/50 on premise

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

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of \$7,438,094.39 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.

Animal Control Portion - \$322.50
General Capital Fund - \$11,186.33
Grand Total Disbursements - \$7,438,178.39

Moved by Mayor Francioli and seconded by Member Ferramosca and unanimously passed.

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

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OPEN TO THE PUBLIC

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

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

OTHER BUSINESS

Mr. Gallagher: Tomorrow night is week 6 of our Hanover Youth Nights at Mennen Arena; for the first one we had 42 students from Hanover Township. Last Friday we had 154 students. Tomorrow night we are doing an additional youth night at the Rec Center and we are going to have Sharon's Studio of Dance and Music bring in two different sets of break dancers. They dance at the Devil's Games and different places all over. They will dance during intermission they are great, two shows tomorrow for our kids and the older girls are going to dance with our girls; it's going to be a lot of fun. Two events tomorrow night from 8-10.

Also with the Substance Awareness Council we have Chris Herring formally of the Boston Celtics coming to speak to us on February 22nd at MJS; we already have 421 people signed up for that event, we are cutting it off at 500. Typically an event like this we get about 100-125 people as of today 421! I want you to also know that we have had plenty of questions about parking for this event because of our limited parking; Hanover Township School and Park Traffic Safety Advisory Committee got together with the schools and the PD with Administrators and we prepared a document that is going to be available on the website and will distribute through email who signed up for event. They will get specific parking instructions and Chief Gallagher told me that somebody will be there on hand to make sure everything goes well and just one more detail Bob Mooney is going to provide a shuttle service from Bee Meadow School and on the document we included the addresses of all of these building because people from out of town might not know where Bee Meadow School is. Pretty busy and also once again I would like to say that the DPW is doing a great job, I can't wait to go see them working on their lawn equipment, we are already for the spring time.

Member Ferramosca: Hanover as we all know has a very aggressive road plan with a commitment in 2016 to spend approximately \$1.5 million dollars and we are also getting ahead of it Engineering is jump starting the process and they have gone through the planning process and as a result of that we are going to be moving relatively quickly with the resurfacing of roads, so we are going to begin with a warning in early March the reconstruction for Baldwin Court, Erna Place and we have also filed with the County NJDOT for resurfacing of Ridgedale Avenue from Malapardis Road to Cedar Knolls Road, which is a major part of that resurfacing program. In addition to the roads, we are will have a jump start to our Connectivity Plan, the bid packages will be reviewed and awarded in early March.

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Just another advertisement for E-Blast, if you haven't signed up for E-Blast take two minutes go over to the Township's Website and look up the E-Blast and sign up for it, it's a great way to stay in touch with what is happening in the Town.

Mayor: Good reminder on the E-Blast, while the website for the Township gives you a lot of information that we post, the E-Blast is going to give your more snippets of more current timely information so I highly recommend to sign up for it. Also a reminder for our NIXLE Program, if you would like to get notification as to emergency situations within your township, go to the Hanover Township website and sign up there.

Heart Health Month from our Health Department has been posted there as well. I am going to remind everybody regarding snow removal once again, that sidewalks should be cleared within a reasonable amount of time after a storm, this past storm I must admit was exceptional and we did not expect many of our folks especially seniors to try and get out there and attempt to move this type of snow but I hope that we prepare for other storms by either commissioning services or look for other ways to have snows removed from our property take responsibility to that we do have to have our sidewalks open but we don't want to compromise your health by you trying to do that if you are not in physical shape to do that.

Mr. Coppola: First the Veteran's Alliance is starting to meet now regarding the Memorial Day parade as much as it seems like a way off but those times comes rather quickly.

Public Safety we did have a Sergeant retiring and we have 14 patrolmen who will apply to take the exam, so that should be coming through shortly. We also have three officers who have applied for the Chief's position.

Landmark Commission asked me to say thank you to the Township Committee for approving their budget. They have done quite a bit in the last couple of years with the burial yard that's a registered historical site. We have a number of stones that have disintegrated or broke a kind of sand stone they have been there for many many years and because of that we have to get them restored, we have put in for a grant that will hopefully get us \$40,000 it's going to cost \$60-\$70,000 in years to come just to get a number of those stones restored, they have to be as close to originality as possible to retain the historical significance so with that the Commission was a little concerned with their budget. The Committee did approve it so on their behalf I say thank you, because it is for the residents of Hanover and it's a historical site for Hanover.

Mr. Brueno: The Hopping Down the Bunny Trail is coming up March 5th at the Recreation Center, the Easter Bunny promises to be there and lots of arts and crafts, DJ for the kids, so just three short weeks away.

The Ordinance 5-2016 about Black Brook Park Concession ~ Little League Opening Day. Still a ways off April 23rd something we have to look forward to with the

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advent of Spring. Lots of things going on in the Recreation Department but those are just two upcoming events.

Mr. Gallagher: I have a comment about the Hopping Down the Bunny Trail is very important because the kids want to go and then all of a sudden on year they don't want to go; so I would make it a point if your children are young to go down there, it's a lot of fun and they love it. Get their picture taken with the Easter Bunny because the time goes too fast and there is going to be a year when you say you want to go and they look at you like your crazy, so it's a great event so thank you Bob thank you for doing it.

Mr. Brueno: Good point, they grow up quickly, take them while they are young there is plenty to do.

Mayor: Denise circulated a calendar to us the Committeeman of all the events for the up and coming year.

Mr. Brueno: It's up on the website ~

Mayor: A lot of wonderful programs coming up at the Recreation Center for you and the youngsters take a look at that, you will find it very helpful.

ADJOURNMENT

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

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

Joseph A. Giorgio, Township Clerk