

APRIL 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, April 14, 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: Joseph Giorgio (Township Clerk)

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**STATEMENT BY PRESIDING OFFICER:**

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

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

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

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**PLEDGE OF ALLEGIANCE TO THE FLAG**

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**RESOLUTIONS OF APPOINTMENT:**

We have tonight the honor of installing a new Chief of Police for the Township of Hanover. Most of us on the Township Committee have had the honor of serving with such past Chiefs as Harry Hominick, John Deventer, Bill Plate and certainly the honor of our most current Chief, Steven Gallagher, who has done a wonderful job of bringing the honor to our Department all through the time that he has served. As of the first of the year, Chief Gallagher announced to us his retirement and that retirement took place at the later part of March. We, the Township Committee went through an exhaustive process of reviewing three candidates for the job. The Township Committee brought in a third-party entity to review the candidates who made the decisions. There were three portions to the review process; other than the recommendation from the Chief himself, there were other portions of the process which was review of credentials as well as an oral review before the Township Committee; all three candidates did exceptionally well.

Difficult process as it was, but a decision was made at this time I am going to ask for a motion on the Resolution as follows

**RESOLUTION NO. 73-2016**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PROMOTING MARK D. RODDY TO THE RANK AND POSITION OF CHIEF OF POLICE EFFECTIVE IMMEDIATELY UPON THE APPROVAL AND ADOPTION OF THIS RESOLUTION AND ESTABLISHING HIS COMPENSATION AT \$154,288.00 PER ANNUM IN ACCORDANCE WITH SECTION 7. OF SALARY ORDINANCE NO. 9-2016**

**WHEREAS**, Stephen W. Gallagher retired as the Chief of the Hanover Township Police Department effective March 1, 2016; and

**WHEREAS**, as the highest ranking position in the Police Department, the Chief of Police serves as the manager and supervisor of all Police Department operations and is therefore essential to the organization and structure of the Department; and

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**WHEREAS**, in accordance with the Police Department's Policies and Procedures, under Chapter 18 of Volume 2 governing the promotional process for the position of Chief of Police, the Township's Business Administrator, by memorandum dated January 19, 2016, advised all candidates that the Township was commencing the process to select a new Chief of the Department; and

**WHEREAS**, the Township Committee determined that it would utilize an evaluation/examination process consisting of the following criteria: (1) a review of each candidates' credentials including a letter of intent, resume and written explanation as to candidate's fitness to serve as Chief; (2) an oral interview to be conducted by the governing body; and (3) the recommendation of the former Chief of Police; and

**WHEREAS**, to assist the governing body with the review of credentials and conducting the oral interviews, the Township Committee retained the services of an independent, third party law enforcement consultant who has demonstrated knowledge, experience and expertise in the selection of superior officers; and

**WHEREAS**, having completed the evaluation/examination process, it is the intention of the governing body, 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", to appoint **Mark D. Roddy** as **Chief of the Hanover Township Police Department** effective immediately upon approval and adoption of this resolution.

**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 promotional process for Chief of Police, as set forth in Chapter 18 of Volume 2 of the Police Department's Policies and Procedures, and 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, the governing body, as the Appropriate Authority, hereby appoints and promotes **Lieutenant Mark D. Roddy** to the rank and position of **Chief of Police** effective immediately upon the approval and adoption of this resolution.
2. **Chief Roddy** shall be compensated at \$154,322.00 per annum pursuant to Section 7, Entitled "2016 Chief of Police Salary Range" set forth in Ordinance No. 9-2016.
3. Certified copies of this resolution shall be transmitted to **Chief Roddy** and the Township's Chief Municipal Finance Officer for reference and information purposes.

Motion made to appoint Mark Roddy to the position of Chief of Police made by Member Coppola and seconded by Member Ferramosca and unanimously passed.

Lieutenant Mark D. Roddy being sworn in as Chief of Police by Mayor Francioli (applause).

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Mayor Francioli: As Chief Gallagher set in motion there are some vacancies that we intend to fill tonight some of which and on that note:

#### **RESOLUTION NO. 74-2016**

#### **A RESOLUTION OF THE TOWNSHIP COMMITTEE PROMOTING BRYAN PILIPIE TO THE RANK AND POSITION OF SERGEANT EFFECTIVE APRIL 18, 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

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**WHEREAS**, with the retirement of Sergeant Martin Zvolensky effective February 1, 2016, one of the five (5) sergeant positions became 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

**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**, the highest score for the position of sergeant was attained by **Patrolman Bryan Pilipie**; and

**WHEREAS**, **Patrolman Pilipie** commenced employment with the Township as a law enforcement officer on July 1, 2004; 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 **Bryan Pilipie** to the position of **Sergeant** effective April 18, 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 Bryan Pilipie** to the rank and position of **Sergeant** effective Monday, April 18, 2016.
2. **Sergeant Pilipie** 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 Pilipie** for reference and information purposes.

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

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**ADMINISTRATION OF OATHS OF OFFICE BY DEPUTY TOWNSHIP CLERK  
CATHERINE V. IACOUZZI:**

- A. BRYAN PILIPIE TO THE RANK AND POSITION OF SERGEANT; AND
- B. STEPHEN E. MANNEY TO THE RANK AND POSITION OF PATROLMAN

Mayor: Congratulations to all of our new appointees.

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**COMMUNICATIONS**

**Submission of Retirement Notice effective June 1, 2016 by Elia Rudy, Secretary/Senior Clerk Typist in the Police Department.**

**Submission of Resignation of Pat Calabrese effective April 28, 2016, Building Inspector in the Building Department.**  
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**APPROVAL OF TOWNSHIP COMMITTEE MINUTES:**

The Minutes of the Regular Meeting of March 24, 2016 and the Bid Reception Meeting of April 5, 2016 have been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Brueno moved that the Minutes of the Regular Meeting Minutes of March 24, 2016 and the Bid Reception Meeting of April 5, 2016 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Coppola and was unanimously passed.  
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**OPEN TO THE PUBLIC**

Marybeth Cowley, 22 Troy Hills Road, Whippany: Just a couple of questions from last year, well actually 10 months ago and I'm just wondering about the updates; Route 10 Corridor you are going to start a study on it ~ can I ask the status on it?

Mayor: The Director of Planning can give you more details, but I will tell you that the presentation is going to be coming before the Township Committee April 28<sup>th</sup> and that will be open to the public whereby the Planners who are involved in the implementation and development of that plan along with the Planning Board and a joint meeting of the EDAC and the Township Committee will meet to discuss that plan procedurally after discussion and after any comment from the Township Committee it will be referred back to the Planning Board for an open public meeting to further discuss the zoning aspect of that.

Mr. Ferramosca: Very effective summary. The Planning Board has been working very diligently almost two years going through every lot along Route 10 and looking at the current zoning and you will see on the 28<sup>th</sup> the finding of this study that has been conducted by Burgis Associates in conjunction with our Planner Blais Brancheau and we will have members present from the Planning Board as well as members of the EDAC team.

Mayor: Do you have any particular comments on the Route 10 area?

Mrs. Cowley: Just the vacant houses and the land one of them is the old Ukrainian Church, it's been vacant, now is that in the corridor planning issue?

Mayor: The Ukrainian Church, you see the activity that is going on at Kathy's Corner that's Quick Chek and that's been three years in the process. It's our understanding and again we are not involved in the purchasing process of this thing, but it is our understanding that the same developers who might be involved in the Quick Chek lands might also be very interested in acquiring the church property on the other side. We as planners on the Planning Board, it is our expectation that the entire four corners of this Municipal area are going to undergo a vast improvement in the coming year.

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Mrs. Cowley: I wasn't sure if it was going to be part of the Quick Chek development.

Mayor: It doesn't seem to be, I think Quick Chek's interest is strictly the property that they acquired on that west side of Jefferson Road.

Mrs. Cowley: So in other words, I'm not sure about the Church.

Mayor: Let me say, it's still on the market; officially, although there are indications that there may be some interested parties.

Mrs. Cowley: What about the homes across from the Fire Department that has been there.

Mayor: The three homes we are very concerned with that we are very interested in EDAC has been discussing them as well as the Planning Board. We are trying to create in the Route 10 corridor zoning we are trying to create a zoning environment down there that would make those homes attractive for developers to acquire them and bundle that area, and do something with all three pieces of property. It's a difficult process because obviously we as a municipality we are not the land purchasers, we are concerned with the homes themselves, how they look, we are concerned with the structures, but we do have our Building Department looking at them, our Health Department as well. Be assured they are being examined ongoing. Hopefully we will have some successful outcome to the sale of those.

Mrs. Cowley: I know, it's been since Irene, like a month after Irene they boarded them up.

Mayor: You might be very interested in attending that meeting for the Route 10 Corridor Study, because there are many residential homes along Route 10 from Pine Plaza up etc., all of which have been examined and all of which are being looked at, clearly today, residential housing fronting on State Highways is not preferred and I think this report addresses that and Ben tries to provide zoning in a fashion that would be attractive for developers to come in and want to do something like they did shortly with Hanover Avenue they changed the zoning to 10 acre zones, and that already has shown results of higher end retailers come in here.

Mrs. Cowley: You said that last time that you were looking to see if the bank or who had the paperwork on those homes, like the titles of those homes, that's how you left it 10 months ago.

Mayor: Again, I can't comment on the ownerships, etc., the Township has to look at it at this point a property maintenance issue, we have homes on Route 10 that we are aware of we have homes within our residential areas too that have been abandoned and we are very limited in what we can do on private property, we have to just make it attractive for them to get sold.

Mrs. Cowley: This is on a road that people stop at lights and traffic and they are thinking of moving into town and you see that, that would discourage me, if you see this, more than in a private area. People don't pass those streets every day and sit in traffic. They are eyesores.

Mayor: I don't disagree with you. I'm sure every Committeeman up here, if we could do it we would acquire all of those properties knock them down, we did the Hardy property because it was terrible disrepair next to Bogey's. We bought that home; we knocked it down, and cleared it. There are many homes like that along Route 10 that we would love to do the same thing to, but we have to act prudently for all of the tax payers dollars.

Mrs. Cowley: I think this is the worst. Anything on the Paper Board Company?

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Mayor: Presently known as River Park, River Park has an application before the Planning Board which is being presently heard, as a matter of fact I think there is another scheduled meeting on Tuesday night, and by the way you are certainly welcome to come 7:30 to come out to hear the Planning Boards cross examination on that and examination of the plans. The Planning Board is reviewing a plan most of which that goes back to a plan from 2008 settlement that we made with the Court with this property owner and it includes warehousing buildings, flex buildings of that nature on that property.

Mrs. Cowley: I was going to ask are they going to be condo homes?

Mayor: No absolutely not.

Mr. Ferramosca: The application that is being presented to the Planning Board at this time is for permitted use of flex warehouse base, there is no presentation of any residential at that location nor is there any major presentation of any residential significance in anywhere in Hanover Township.

Mrs. Cowley: So more of a warehouse or storage center, I'm confused.

Mr. Ferramosca: That is what is being proposed, it's not approved but that's what is being heard.

Mayor: Warehouse as we picture it in our minds, those things that line both sides of NJ Turnpike, this is somewhat different, they are called flex buildings, what does that mean, flex buildings means that 20% of the building must be office use for that building and the balance of that building 80% can be used as warehousing; what does that generate? It usually generates one principal user like Bayer, I'll use them as an example. If Bayer was looking for a facility to warehouse for and they need offices to control their warehouse they might buy a unit like this that would be all under their control. Usually these warehouses are not broken up or divided up into smaller storage units if you know what I mean.

Mrs. Cowley: A lot of people were wondering, it's taking so long.

Mayor: There is a lot before us on that application, I'm glad you are bringing some of this up, some of the people are hearing now at this public session, but there is a lot being talked about where that zone is concerned we are most concerned with vehicular traffic on Eden Lane, very concerned to protect the areas of Central Park area on the top and concerned that alternate access to Jefferson Road be provided, so there is a lot being talked about in the application.

Mrs. Cowley: Have they talked about when? Can we expect something soon?

Mayor: We have had several application, successful applicant on that property before us, if you go back with me when the Whippany Paper Board sold it and another paper company wanted it, there were approved for 750,000 square feet of office buildings on that, and subsequent to that they were also approved and which is currently zoned for an urban zone, which is combination of retail use shops, town center type of approach, which would probably be a billion dollar ratable to Hanover Township, and these are done very successfully but it may not suit what Hanover Township's vision is for the coming years, but we will take a look at it.

Mrs. Cowley: Pine Plaza needs to get filled!

Mayor: I might say too, the Bayer property the remaining Bayer property as you know MetLife is going up on Whippany Road, Bayer is very happy we are working on Bayer Boulevard to get a connection on the far end to East Hanover, we are still working on that but I'm very happy to report you have probably seen it in the newspapers that Bayer won't chastise me if I announce it again that they have acquired the rest of the property, they own the rest of the property. It pretty much assures us, or I

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hope we have a comfort level with Bayer owning that property that they will not be doing high density housing, etc.

Mrs. Cowley: Our schools are on an overload. Sorry to bug you but it's been a while since I've been here.

Mayor: I hope we gave you a lot of information.

Mrs. Cowley: You did, and I'll try to be here on the 28<sup>th</sup> if I can bring my 4 week old grandson.

Tom Harrington, Mountain Avenue, Cedar Knolls: John as you remember about three years we changed the light on Mountain Avenue and we appreciate it. All that the Committee did that time, our accident rate has dropped 90% if not more at that intersection. The only thing we didn't do and why I'm here tonight maybe talk to Brian and we will redo the lines this year, because last year Brian didn't know we were supposed to move that stop line back on Elm and move it over so that it is only one lane, because when we come out of that Firehouse with the ladder truck and I drive it 90% of the time, I can't make that left turn or that right turn onto Elm with our ladder truck when cars are there.

Mayor: If you had a double lane on your side then you would be able to negotiate it?

Mr. Harrington: It should be one lane going west and that's what we talked about and that's what we all agreed upon but we don't want the line guys to come back because I think they did it on a Saturday so we don't want to go for an extra expense, but the lines are usually painted in the spring.

Mr. Ferramosca: Gerry, if we can go back and relook and try to balance that out so that we favor Elm going east to accommodate the movement of the firetruck.

Mr. Harrington: No, Elm going west, the west bound lane.

Mr. Ferramosca: No, but we want to favor Elm going east. Narrow your east lane.

Mr. Harrington: Right! Right now it's a single lane and if you notice how many people do it,

Mayor: Well if you knew how to drive the ladder truck you wouldn't have this trouble.

Mr. Ferramosca: Thank you for bringing this up.

Mr. Harrington: Last year Brian didn't know, we let it go, but this year maybe just remind him so when the line guys come in, if they come in on a Saturday, when no town employees are here maybe that could be a little note for them.

Mr. Ferramosca: It's a good idea, good suggestion.

Mr. Harrington: That way we won't have an accident with people making right on reds, that why we have accidents now taking short cuts through our town squeeze by that car on the left and they make a right and bang.

Mayor: Gerry didn't we adjust that light too?

Gerry Maceira: Yes we have.

Mayor: We adjusted it at peak hour to empty because what happened at 5:00 p.m. is it was backing all the way up way past Pronto, now it exits nicely.

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Mr. Ferramosca: Thank you for bringing that up.

Mr. Gallagher: I just talked to Brian today about this also because I'm DPW is there anything else you would like to do any other improvement a perfect world that we should look at there?

Mr. Harrington: That will do it, because we did this with the traffic light and the Patrolman here can tell you that he answered many of those accident calls before the light was changed, but since we delayed the light like it was on Hanover and Horsehill that's what we copied on that traffic light, the safety now is unbelievable as far as the accident at that intersections. But no, it's just a matter of that light so people are not squeezing by also making right hand turn where they aren't supposed to, because also within a school there is not supposed to be a right on red near a school, I don't know if Chambers is considered a School, but if you notice down at Allegro School on Cedar Knolls Road there is no turn on red because it's a school there, there has never been a no turn on red there and I'm not saying to do that, but I'm just saying it should be one lane, safety wise.

Mr. Gallagher: Gerry and I are going to talk to Brian and we will take a good look at it.

Mr. Harrington: Brian has my number he can give me a call. I will meet him. Thank you.

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

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**PRESENTATION**

**MADE BY RICHARD WOLOWICZ, THE TOWNSHIP'S CERTIFIED ARBORIST/FORESTER CONCERNING THE EMERALD ASH BORER DISEASE.**

Mayor: Richard Wolowicz is going to go over with us an issue that may become an issue for us in Hanover this summer and that is for those who have Ash trees throughout our town, usually we find those ornamental ash trees in the front yards of Countrywood, Trailwoods, etc., that particular specie of tree maybe attacked by the Emerald Ash Borer and both Richard and I have had discussions with Bayer Corporation. Why Bayer Corporation? Bayer Corporation is also in the area of providing insecticides and fertilizers that may be beneficial to us in treatment of this. On that note Richard are you ready?

Richard Wolowicz: (Presentation) Good evening everybody, sorry about the technical difficulties. So we are going to introduce this pest, we are going to go over the presentation today and cover a couple of things about what this insect is, how it spreads and what to expect in the future and what kind of decisions we might be faced or the Town might be faced or as homeowners might be faced.

So the Emerald Ash Borer, the pest has so far killed millions of ash trees, it was first detected in North America in 2002 around the Michigan and Canadian border and the Great Lakes but they think the insects snuck in in the 1990's. Probably came in underneath some wood pallets or some packaged material that the bark was still on. Introduced from Asia and China also has Ash Trees but some of their Ash trees are resistant to this pest so there is some thought going on about maybe cross generation of their genes to make the resistant things but we are far from that. So to give a scope of it out of about 1000 ash trees they expect maybe 4 will survive this insect pest, so it is a little problem we have. Of course it is spread by natural and human assistant movement. The hard thing is difficult to detect when your tree is infested and we are going to show some pictures of that in a few minutes, so don't stress about it yet.

Normally, when you see the damage it is already too late, because the insect burrows into the trunk, we will see some pictures of that, and as it starts high in the tree

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and that's going to be the indication of dead branches and loss of canopy and control measures, so you are going to have some issues coming with that. Control methods, some people say there are none, but you can opt not to control it and think of removing all of the ash trees there is a biologic control that there are some parasitic wasps that works in lots of over 40 acres were the insect is there infecting 25% of the trees, so there is some stipulations that won't quite work in a town environment. There are some chemicals that can be used, there is an asthenic that can be sprayed on a trunk, soil injection, or soil drenching and there is also truck injection to get the chemicals into the vascular system of the tree to get it absorbed throughout the canopy. One other method called "slam" it's a slow ash mortality which means you have target trees, you want to target the insect try to capture it and try to have that managed that resource so the insect will be attracted to that one thereby leaving so will the others.

So how bad is the infestation? They are going to think there are about 50 million ash trees have been killed in North America. Now, we probably have 100's million more to go, and you look at that and compare it with the other insects, problems we have had in trees, the Dutch Elm Trees which killed the young trees, that affected 75 to 100 million and the Chestnut blight knocked out about 4 billion so now we are talking a proportion that is even twice as much as a chestnut blight. That is what you are going to have on street side, dead brittle wood.

The life cycle of the insect is interesting, in the spring time the adults emerge from "c" shaped holes as the adult emerges from the whole, it feeds on leaves for about two weeks, mates, the females lay eggs and the larvae cuddle into the tree and in the winter time they feed under the bark and they come back out in the spring time again and redo the whole process again.

That's what it looks like, compare that to the size of a penny; and the wing span when it is open it doesn't have a segmented body like other insects it sort of straight and solid, but it has a solid emerald ash color; emerald green color, maybe it's an Irish bug, it has that striking green significant color which is unique.

This is what it does, it burrows into the trunk of the trees and when you take the bark out, you can see the wiggling type of effect, it's a moderately infested tree. Something a little more severe, the tunnels are all over the place. We did see some evidence that I thought we had the Emerald Ash Borer in Hanover Township I used a bark peeler and that proved negative, there were a lot of insects that have a "c" shaped exit hole but this is characteristic it goes straight into the trunk of the tree it more than likely is not an emerald ash borer but some of the other borer insects that we have. So if you remember from high school biology, that green layer there around just under the bark that's your cambium layer, that's the vital part of the tree, that forms the xylem on one side and phloem on the other side which also produces the annual rings but that's your vascular highway system of food going up and nutrients going up and down the tree to nourish the tree. If you mess that up, you mess up the nutrient flow broken down into little layers, again, you have the bark from the outside, next layer it shows the phloem, and then you have the cambium layer, so that cambium layer is what they are attracted to, they don't burrow deep into the dead wood they stay on that outer section and that outer section is the one that they disrupt the flow of nutrients.

So how does it spread? Well, again during this presentation you are going to see logo's we are not promoting it, I'm not promoting it, I borrowed their slides and this is stuff that was publically available and some that they loaned to me, so basically it is spread through nursery stock, spread through fire wood and also wood products and this is the way that we think caused the insect to get here in the first place. Now this model says that adults fly up to two miles or less, I've read other literature where it flies up to 10 miles or less; so when you are in the general rule of thumb, once the insect is within 15 miles of your town or residents then you really need to start thinking of managing and how to deal with these pests. They have started in the Great Lakes Area and it spread out and throughout the years and now under federal quarantine this whole section of the United States is under Federal quarantine because of the spread of the Emerald Ash Borer.

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These shaped exit holes the insect the size of a penny you can get a feel in comparison. This is why it's so hard to detect an insect because they start in the upper part of the canopy and from the ground it is very difficult to notice these things. You can see some evidence of some woodpeckers picking at these things and you see more damage to the trunk.

This is Toledo, to get it this way, this is the same street three years apart. That's all it took. So it's a major issue of the street trees and of course the residences. If you have a park environment, this whole row of ash trees, they were young, but they got wiped out.

The basic facts: once it's infested it might take 3-5 years to show evidence and you will see in the pictures, but virtually the canopy is thick and then 20% general degrading of the natural green foliage of the canopy and it's really no way practical without the chemical usage of preventing it from spreading it to another tree.

In terms of looking at street trees this is just another orientation of that other slide you just saw, 0%, 10%, 20%, that's the effectiveness of the foliage so some people feel that if the tree shows up to 30% of the foliage it can be treated and salvage that tree; and that also shows that up to 30% low pressure not a lot of population and it get higher and more defoliation occurs in the tree. I must warn you that when I say treatments this is not something that you do once and walk away from the tree, this is going to be an ongoing treatment for 10-12 years until the cycle the population of the cycle peaks and tries to move down and moves away from your area, then you can start backing off. We will talk about that in a few minutes. Of course there are some positive results, whether it's treated or untreated.

Pollution buildup it doesn't go up slow it goes up exponential you start with a couple of insects and it goes slow gradual increase in population and then it expands exponentially. How does it affect the United States? The ash trees are basically everywhere except for Idaho. A lot of the eastern half of the United States ash trees were widely planted in this area because it has been a very strong solid tree. Economic impact for some of these towns that have many ash trees it's tough, because they need to all of a sudden budget in resources to administer a program to figure out what the population is to figure what the cost of removal, if you have 3000 ash trees on your street and they all go within 3-5 years that is going to be a major monetary impact, which is why some towns in the mid-west area have elected to treat the trees, some other towns are following Purdue University's Professor and he recommends that the ash trees small and up to 12 inches in diameter to cut it down and anything over 12 inches to treat. There are economic models that can be seen, you can go on the website to see how it works and see how much it costs in the long run, but again, there are major impact to the cost of the town, the homeowners, for nursery products, from wood products we get and resale value of houses in the area. It's a striking difference within 2-3 years' time if you have a solo population of one species of trees, which is why we vary it around when planting trees, not just have one.

The big problem we have as the trees dies an ash tree becomes very brittle and it gets a little dangerous to remove, so extreme care has to be taken into that fact, I think since this whole mess started there have been at least two fatalities where the ash trees killed the tree climber, one was in a bucket truck, one was at the ground and a tree fell down on him.

Some other strategy is you can do nothing and just anticipate removing all of the ash trees, or start removing all the trees now. Again, the treatments are not a one shot. You are going to have to be committed to it for 10 years, the cost of the treatment runs around \$4-\$12 a square inch diameter which means if you have a 12 inch diameter tree, you are doing one tree it can cost from \$48-\$120 per treatment. So it's going to be a commitment, so you may want to think, a couple of towns suggest to keep an eye and treat the historical trees and remove the smaller ones, the ones in poor condition or trees that have been really mangled by the utility companies because they will never look perfect anyway. I have to confess I still don't quite understand how they do this, but there is a way. Again, major impact if you live on a street what happens.

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Treatment options; this is an example of a truck injection, there is a little Co2 container pumps the chemical into the tree with this process you are good for treatment every two years. Another method is to inject it into the ground, soil application. Soil drench method, this shows a professional doing it, but there are some products that are available for homeowners to use and apply the right way. You are dealing with a chemical I'm not promoting the use of a chemical and not for homeowners doing it, but I am promoting if you are considering doing something like that you need to follow directions and follow it exactly, so it's a method that works. Topical application, esthetic insecticide there are probably three chemicals only that work on this insect, just different applications, different rates with all of these procedures. This one you spray the bark of the tree from about ground level up to about 5 feet up all around the tree trunk. It gets absorbed into the tree the vascular system picks it up and distributes it throughout the tree, kills the beetles and problem solved, but again it's not something you do once it's a repetitive thing.

A lot of stuff here a lot of resources online, a lot of information that I received from various website that are all over the place, and other people have helped with providing slides are Rainbow Scientific and Bayer has helped us out as a good neighbor with some great information. That's a 25 minute talk given in about 10 minutes.

Mr. Ferramosca: Well done, we genuinely thank you for helping educate us with this information. Gerry, can we get this put up on the Township Website please.

Mr. Coppola: Is there anything the government can help ~ since it's an epidemic throughout is there anything the government can do to help?

Mr. Wolowicz: The States are supporting mechanisms for serving for the incident, so there is not much help from the federal or state level. I might be wrong, but a lot of research we are getting from Universities and we are using people from Idaho and Ft. Wayne, Indiana to get information because of proven success.

Mr. Gallagher: Just two part; 1) when Asian long horn beetle came here there was very specific ways of dealing with it and removing the wood after it was cut down and chipped. Is there something specific in removing the wood here? Or can you just bring it to a yard and I would assume that they die in the chipping process, which is hard to assume.

Mr. Wolowicz: The handling of the waste is an issue that the trunks of the trees are solid so they will be fine. The issue is that you have to make sure that there is no insect on that outer layer of the bark and the cambium layer, there are procedures to follow to do something with the wood, I am not up to date with that yet, but I will get to that.

Mr. Gallagher: Do you think this like the Asian long horn beetle was supposed to be the biggest thing and wipe out the whole East Coast, and fortunately it didn't; but there were very aggressive plans in place to not have that happen. Also, the gypsy moth and we had a really bad problem with gypsy moth in Hanover Township right behind Salem Drive School, that's when most of us actually started working together. Do you think there is chance that this won't be as bad as they are saying, just like those two last culprits that came into our area?

Mr. Wolowicz: My gut reaction to this is that it is going to be worse than the other two, because it is just so hard to find. Until you see evidence once you have foliation. There are active steps that can be taken now to create a triage; if you like your ash so much maybe a homeowner on your street or the town that would maintain it, my gut reaction is this is going to be worse.

Mr. Gallagher: My only concern, I did a job in New Vernon, they have many many ash trees their streets are lined with them, and they did say it was coming. My biggest concern is the removal of the wood, because there hasn't been information that

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went out to the tree companies yet about how to remove it. A lot of the logs are not chipped, I'm wondering where that is going if it still has the bark.

Mr. Wolowicz: I think that I have two sources from the State of New Jersey on how to handle the wood; they just did not call me yet.

Mr. Gallagher: Great report, very informative.

Mayor: We are all lay people when it comes to examining some of these trees, but if we identified the problem and in our conversations with Bayer Corporation and I'm sure other pharmaceutical corporations there are effective products on the shelf that both feed the tree, from a consumer stand point I'm saying, that feed the tree and I personally have used a product that was a granular that both fertilizes the tree and at the same time the tree ingests the insecticide which performs a preventative. Using the product after you see evidence of the issue, I don't know if that's too late, the horse is out of the barn so to speak, or do you go proactive and buy products like this and do your trees as a proactive treatment?

Mr. Wolowicz: I think the way of handling that once you hear the news that the insect is found within 15 miles of your location then you start to manage the trees, again time limits of application is important spring time is more effective. (Inaudible)

Mayor: In our conversations with Bayer, Rich and I had numerous long conversations on conference calls with them; it is their opinion that we do something immediately. So again, these products are available for consumers through Home Depot, Lowes, Agway, farm stores over here, obviously we recommend caution in using any type of insecticide or any kind of products at all adhere to what is recommended in the instructions, being very careful with children and pets. But again, we do have assurances that these products are effective, they do work, as long as the tree is healthy to begin with, it should do the job.

Mr. Gallagher: If you are going to put something together and I think it's a great idea, knowledge is power, people are going to be asking a lot of questions, and you know we can't recommend a specific company, but maybe we can put it out there to our residents specific things to look for in a company that is certified and insured to handle this type of work. Even in my work, I'm insured for everything except pesticides, but there are classes and licenses and even to check out the companies. The Better Business Bureau isn't what it is today because they helped sell and market businesses more than deal with complaints. I would really like to work with this information and protect our residents from dealing with the company just like the companies today that remove bamboo. Some of those prices are unbelievable and three months later the bamboo is coming back up. Let's look at the criteria what level of education and the ensures these companies have to provide to our residents and better to protect them.

Mayor: I think Rich can work with us on a series of questions, I don't think recommendations, but I think we can make a list of intelligent questions to ask anyone that is going to be treating these.

Mr. Wolowicz: Good points to make and I think it would be nice to put it on the website, as to what to ask.

Mayor: The other thing for our community to be aware of and I know the Township Committee will discuss this further, but many neighbors have said to me well the trees on this property or that property, it's important for you to understand that most of the trees that have been provided the Township does have a right-a-way an easement on your property it includes your sidewalk portion of your apron, etc., some of these easements run anywhere from 10 foot of the curb line to about 15 feet in on your property. So it very well may be that your ornamental trees or your shade trees are on your property, and the only reason why I punctuate that is that the Township's approach to this where trees get disease as drastic as what Morristown is doing and their approach on how to handle this a chain saw, they actually are cutting down the trees is

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what we understand. We don't know if this is their whole solution for this, or they are doing this in certain areas or parks.

Mr. Wolowicz: The Town of Morristown does not have a large street tree population of Ash Trees, their population of ash trees was less than 200 and 50% of them were classified as poor condition; so they are going to remove those and then they are dealing with 100 trees roughly. There is still dialogue whether they want to use the treatment or remove the tree. They are going to have more of an issue in some of the public parks, and I think we might have that issue in our parks in our Township.

Mayor: I think it is going to take further discussion with the Township Committee's part in conjunction with our DPW as to how we see this for our obligation here. Thank you Rich ~ very well done.

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**PUBLIC HEARING AND ADOPTION OF ORDINANCES:**

**ORDINANCE NO. 13-2016**

**AMENDING AND SUPPLEMENTING SECTION 125-4. ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP ENTITLED FEES WITH THE INCLUSION OF ADDITIONAL POOL MEMBERSHIP TYPES AND FEES FOR THE 2016 BEE MEADOW SWIMMING POOL SEASON AND ADDITIONAL FEES FOR VARIOUS RECREATION AND PARK ADMINISTRATION DEPARTMENT PROGRAMS.**

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 13-16 appeared in full in the April 20<sup>th</sup>, 2016 issue of the Daily Record in accordance with the law.

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

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

Now on Adoption, Be it resolved, that an Ordinance entitled "**AMENDING AND SUPPLEMENTING SECTION 125-4. ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP ENTITLED FEES WITH THE INCLUSION OF ADDITIONAL POOL MEMBERSHIP TYPES AND FEES FOR THE 2016 BEE MEADOW SWIMMING POOL SEASON AND ADDITIONAL FEES FOR VARIOUS RECREATION AND PARK ADMINISTRATION DEPARTMENT PROGRAMS,**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the March 30<sup>th</sup>, 2016 issue of the Daily Record.

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

**So Adopted.**

**ORDINANCE NO. 14-2016**

**AMENDING AND SUPPLEMENTING CHAPTER 257 OF THE CODE OF THE TOWNSHIP ENTITLED TRAFFIC CONTROL REGULATIONS BY ADDING A NEW ARTICLE II ENTITLED "DON'T BLOCK THE BOX"**

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 14-16 appeared in full in the March 30<sup>th</sup>, 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.

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

Now on Adoption, Be it resolved, that an Ordinance entitled "**AMENDING AND SUPPLEMENTING CHAPTER 257 OF THE CODE OF THE TOWNSHIP ENTITLED TRAFFIC CONTROL REGULATIONS BY ADDING A NEW ARTICLE II ENTITLED "DON'T BLOCK THE BOX"**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the April 20<sup>th</sup>, 2016 issue of the Daily Record.

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

**So Adopted.**

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**INTRODUCTION OF ORDINANCE:**

**ORDINANCE NO. 15-2016**

**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 GASOLINE STATIONS AND MOTOR VEHICLE REPAIR AND MAINTENANCE ESTABLISHMENTS**

**WHEREAS**, the Chapter 166 of the Township Code currently permits and regulates public garages and motor vehicle service stations; and

**WHEREAS**, due to their unique needs and characteristics, these uses are regulated differently than other uses; and

**WHEREAS**, due to recent industry trends, the characteristics of gasoline stations and repair facilities have changed since the current regulations were adopted, and it is therefore appropriate to update such regulations; and

**WHEREAS**, due to their high levels of activity, their unique signage needs and other characteristics, and their potential to create negative esthetic and other impacts, it is in the public interest to regulate gasoline stations in a manner appropriate for their characteristics.

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

**Section 1.** Subsection A. in Section 166-104., *Definitions and word usage*, in Article II, *Definitions*, is hereby amended by deleting the definition of "garage, public" and "motor vehicle service station."

**Section 2.** Subsection A. in Section 166-104., *Definitions and word usage*, in Article II, *Definitions*, is hereby amended by adding definitions for "gasoline station" and "motor vehicle repair or maintenance establishment," to read as follows:

**GASOLINE STATION** – An establishment primarily engaged in retailing automotive fuels (e.g., diesel fuel, gasohol, gasoline, alternative fuels) and in the refueling of motor vehicles to the general public on the same premises where the fuel is stored.

**MOTOR VEHICLE REPAIR OR MAINTENANCE ESTABLISHMENT** – An establishment primarily engaged in the provision of repair, maintenance and/or washing services for motorized passenger vehicles, such as but not limited to passenger cars, pickup trucks, vans, motorcycles and snowmobiles. Excluded from this definition are automotive body shops and body painting establishments, and establishments engaged in the repair, maintenance and/or washing of trucks other than pickup trucks, construction vehicles, construction equipment and other non-passenger vehicles.

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**Section 3.** Paragraph (4) in Subsection C. in Section 166-141., *Regulations applicable in all zones*, in Article XX, *Signs*, is hereby amended to read as follows:

- (4) There shall be no illumination of any pylon sign between the hours of 11:00 p.m. and 7:00 a.m., except in the case of gasoline stations when open for business.

**Section 4.** Section 166-146., *Sign regulations for gasoline service stations*, in Article XX, *Signs*, is hereby amended to read as follows:

**§ 166-146. Sign regulations for gasoline stations.**

Notwithstanding any other provisions of this chapter, gasoline stations, where permitted, may display only the following signs, which are deemed customary and necessary to their respective business:

- A. One freestanding sign advertising the name of the station, and/or the brand name, and/or the logo of the gasoline sold. Such sign shall be subject to the following requirements:
  - (1) The area of the sign shall not exceed 40 square feet.
  - (2) The height of the sign shall not exceed 20 feet.
  - (3) The sign shall not reduce or interfere with the appropriate sight lines at the intersections of roadways, driveways and other vehicular travel areas, as determined by the Township Engineer based upon the particular conditions of the site and adjacent roadways.
- B. One sign mounted on the wall of the station building, or on a canopy over the fuel pumps, identifying the name of the station and/or the brand name and/or the logo of the gasoline sold. Such sign shall be subject to the same regulations as building-mounted signs for retail business establishments in the same zone district as the gasoline station. Notwithstanding the foregoing, gasoline stations located upon property that has frontage upon more than one street may have one building or canopy sign for each street, provided that not more than one sign shall be permitted to be oriented to each street.
- C. Miscellaneous ancillary informational signs, including but not limited to signs located on gasoline pumps, lead warning signs, emergency shut-off signs, no smoking signs, and any other sign required by law, all as determined to be reasonably necessary by the Board. The intent in permitting such signs shall be to provide information to employees and patrons, and not to advertise the gas station to passing roadway traffic.
- D. Commercially manufactured signs advertising the price of fuel only shall be permitted to be attached to the permitted freestanding sign as regulated in Subsection A as stated above; provided, however, that said price signs meet the following required conditions:
  - (1) The total area of such signs shall not exceed 60 square feet in area.
  - (2) All requirements applicable to freestanding signs in Subsection A. above shall be complied with.
- E. In the event that a gasoline station is located on the same property or is part of the same development as other uses, the sign regulations shall be as follows:
  - (1) If the signs for the gasoline station are separate and distinct from the signs for the other use(s), the regulations of this section shall apply to the gasoline station signs, and the sign regulations otherwise applicable to the other use(s) shall apply to such other use(s).
  - (2) If the signs for the gasoline station and the other use(s) are shared and not separate or distinct, as in the case of a gasoline station and

convenience store operating under the same brand name, the regulations of this section shall apply to all of the shared signs.

**Section 5.** The opening paragraph in Section 166-150., *Conditional use requirements for specific uses*, in Article XXI, *Conditional Uses*, is hereby amended to read as follows:

In reviewing an application for any conditional use as herein provided, the Planning Board may impose such conditions and safeguards as it deems appropriate. In case of conflict between the following requirements and the other applicable requirements of this chapter, the following shall apply and supersede such other requirements. Conditional use requirements shall be as follows:

**Section 6.** Subsection A in Section 166-150., *Conditional use requirements for specific uses*, in Article XXI, *Conditional Uses*, is hereby amended to read as follows:

- A. Gasoline stations. Gasoline stations shall be permitted as a conditional use in the B, B-1, B-P, BP-2, I-B and I-B3 zone districts, subject to the following requirements. Such requirements shall be in addition to all other applicable requirements of the respective zone district and of this chapter, except in case of conflict.
- (1) The gasoline station shall be located on a corner lot at one of the following intersections:
    - (a) Route 10 and Ridgedale Avenue.
    - (b) Route 10 and the entrance or exit ramps for Route 287.
    - (c) Route 10 and North or South Jefferson Road.
    - (d) Route 10 and Whippany Road.
    - (e) Route 10 and Troy Hills Road.
    - (f) Route 10 and Algonquin Parkway.
    - (g) Parsippany Road and Whippany Road.
    - (h) Hanover Avenue and Ridgedale Avenue.
  - (2) The lot shall contain the following minimum contiguous developable areas. Such minimum developable area shall exclude any wetlands, wetland transition areas, floodways or other areas that are prohibited from development, but shall include non-developable areas located within minimum required buffer areas or other minimum required landscaped areas.
    - (a) Gasoline station only: 40,000 square feet, or as required by the zone district, whichever is greater.
    - (b) Gasoline station and convenience store or automated car wash, when permitted: 80,000 square feet.
    - (c) Gasoline station and motor vehicle repair or maintenance establishment, other than automated car wash, when permitted: 60,000 square feet.
    - (d) Gasoline station and permitted use(s) other than specified above: 40,000 square feet plus the lot area required for such other use in the zone district within which the gas station is located, but in no event less than 50,000 square feet, or as required by the zone district, whichever is greater.
  - (3) When a gasoline station is combined with any other use, the area actually developed or reserved for development by the gasoline station shall not

be less than the lot area required for the establishment without such additional uses.

- (4) The gasoline station lot shall have frontage upon a public street as required in the zone district within which the gas station is located, but in no event less than 150 feet, or as required by the zone district, whichever is greater.
- (5) The gasoline station lot shall have a depth as required in the zone district within which the gas station is located, but in no event less than 150 feet.
- (6) The minimum front yard shall be as required in the zone district within which the gas station is located, but in no event less than 50 feet, measured to the principal building, fuel pumps and islands, and any canopy over the fuel pumps.
- (7) The minimum side and rear yards shall be as required in the zone district within which the gas station is located, but in no event less than 25 feet for the principal building or 50 feet for the fuel pumps and islands and any fuel pump canopy.
- (8) The gasoline station lot shall be located at least 200 feet from any private property located in a residential zone district, except within the B-P zone district.
- (9) There shall be provided along all street frontages a landscaped island at least 15 feet in depth. In the event that the property frontage is located across the street from property in a residential zone, as in the B-P zone, such island shall have a depth of at least 25 feet from. Such depths shall be measured from the street right-of-way or, where one exists, the road widening easement.
- (10) Outdoor display of products for sale shall be prohibited.

**Section 7.** Section 166-150., *Conditional use requirements for specific uses*, in Article XXI, *Conditional Uses*, is hereby amended by adding and inserting a new Subsection K., to read as follows:

- K. Motor vehicle repair or maintenance establishments. Motor vehicle repair or maintenance establishments shall be permitted as a conditional use in the B., B-1 and I-B Districts, subject to the following requirements:
- (1) The lot shall have frontage on State Highway Route 10.
  - (2) The lot shall contain the following minimum contiguous developable areas. Such minimum developable area shall exclude any wetlands, wetland transition areas, floodways or other areas that are prohibited from development, but shall include non-developable areas located within minimum required buffer areas or other minimum required landscaped areas.
    - (a) Motor vehicle repair or maintenance establishment, without additional uses, and excluding an automated car wash: 20,000 square feet, or as required by the zone district, whichever is greater.
    - (b) Automated car wash: 40,000 square feet, or as required by the zone district, whichever is greater.
    - (c) Motor vehicle repair or maintenance establishment with automated car wash: 60,000 square feet.
    - (d) Motor vehicle repair or maintenance establishment and permitted use other than specified above: 20,000 square feet plus the lot area

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required for such other use in the zone district within which the establishment is located, but in no event less than 30,000 square feet or less than the minimum lot area required by the zone district, whichever is greater.

- (3) When a motor vehicle repair or maintenance establishment is combined with any other use, the area actually developed or reserved for development by the motor vehicle repair or maintenance establishment shall not be less than the lot area required for the establishment without such additional uses.
- (4) The minimum front yard shall be as required in the zone district within which the establishment is located, but in no event less than 50 feet, measured to the principal building.
- (5) The minimum side and rear yards shall be as required in the zone district within which the establishment is located, but in no event less than 25 feet for the principal building.
- (6) The establishment lot shall be located at least 200 feet from any private property located in a residential zone district.
- (7) There shall be provided along all street frontages a landscaped island at least 15 feet in depth.
- (8) There shall be no outdoor display of products for sale.
- (9) No vehicles shall be parked or stored outdoors overnight on the premises, unless such vehicles are located within the side and/or rear yards and are screened from the view of public streets and residential zones, with the design of such screening determined by the Planning Board.
- (10) No inoperable or unregistered vehicle shall be parked or stored on the property for more than 30 days per vehicle in any twelve-month period.

**Section 8.** Paragraph (2)(b) in Subsection A. of Section 166-182., *Prohibited uses*, in Article XXX, *B Business District*, is hereby amended to read as follows:

- (b) Gasoline stations as regulated in § 166-150A.

**Section 9.** Paragraph (2)(b) in Subsection A of Section 166-185., *Prohibited uses*, in Article XXXI, *B-1 Business District*, is hereby amended to read as follows:

- (2) Any business conducted outside the confines of a building with the following exceptions:
  - (a) Plant material nurseries.
  - (b) Gasoline stations as regulated in § 166-150A.
  - (c) Drive-in banks.

**Section 10.** Subsection B of Section 166-186.3., *Permitted conditional uses*, in Article XXXIA, *B-P Business and Professional District*, is hereby amended to read as follows:

- B. Convenience stores, alone or in combination with a gasoline station, as regulated in § 166-150J.

**Section 11.** Subsections B., G., K. and N. of Section 166-186.4., *Prohibited uses and structures*, in Article XXXIA, *B-P Business and Professional District*, are hereby amended to read as follows:

- B. Motor vehicle repair or maintenance establishments.

- G. Drive-in business establishments, including but not limited to drive-in banks and restaurants, but excluding gasoline stations as regulated by § 166-150.J.
- K. Any business conducted outside the confines of a building, including but not limited to outdoor amusements, eating establishments where food or drink is consumed or served outside the confines of a structure on the premises and the display or storage of merchandise placed on the exterior premises of any building, but excluding gasoline stations as regulated by § 166-150.J.
- N. Establishments engaged in retail sales except for convenience stores and gasoline stations permitted by § 166-186.3., restaurants permitted by § 166-186.1.D. and not prohibited by § 166-186.4.D., § 166-186.4.G. or § 166-186.4.K., and retail sales which are minor in nature and incidental and accessory to a permitted principal use.

**Section 12.** Subsection O. of Section 166-186.5., *Required conditions*, in Article XXXIA, *B-P Business and Professional District*, is hereby amended by revising the opening paragraph to read as follows:

- O. Supplemental regulations applicable to convenience stores and gasoline stations. In addition to the conditional use requirements in §166-150.J., the requirements of this Section, and the other applicable requirements of this Chapter, the following requirements shall apply to convenience stores and motor vehicle service stations permitted in the B-P zone by §166-186.3.. In case of conflict between the following requirements and the requirements of this Section, and the other applicable requirements of this Chapter, the following shall apply and supersede such other requirements:

**Section 13.** Section 166-186.6., *Purpose and intent*, in Article XXXIB, *B-P2 Business and Professional District*, is hereby amended to read as follows:

The B-P2 District is intended to encourage the development of certain limited small-scale service establishments and professional office uses that provide services primarily to residents of the community. In appropriate locations and circumstances as set forth in this article, the district also promotes the development of certain retail sales establishments, gasoline stations, restaurants and housing.

**Section 14.** The opening paragraph of Section 166-186.9., *Conditional uses and structures*, in Article XXXIB, *B-P2 Business and Professional District*, is hereby amended to read as follows:

The following conditional uses and structures shall be permitted in the BP-2 District only if they comply with the appropriate regulations for such uses or structures set forth in this section. Such uses shall also be required to comply with the requirements for nonresidential uses in § 166-186.11. below and other applicable requirements of this chapter, provided that only violations of the requirements in Subsections A and B below shall be construed as violations of conditional use requirements. In case of conflict between the conditional use regulations of this section and other requirements of this chapter, the conditional use regulations shall control.

**Section 15.** Subsection B. in Section 166-186.9., *Conditional uses and structures*, in Article XXXIB, *B-P2 Business and Professional District*, is hereby amended to read as follows:

- B. Gasoline stations, alone or on the same lot as other permitted uses, shall be permitted only if they comply with the requirements in §166-150.A., as well as the following requirements:
  - (1) All buildings and paved areas devoted to the use shall be located within 400 feet of the intersection of the center lines of Parsippany Road and Whippany Road.

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- (2) Principal buildings shall be oriented so that the primary building facade faces Parsippany Road and not Whippany Road. The primary building facade shall be that facade containing the main public entrance to the building and the primary wall-mounted sign for the building, if any.
- (3) Access shall be designed so that the primary access driveway shall be from Parsippany Road. Access to Whippany Road shall be limited to exit driveways only.
- (4) There shall be no repair, maintenance or washing of motor vehicles conducted on the premises, except for customary services provided while refueling motor vehicles, such as adding vehicle fluids, washing windows, etc., and except for a self-service air pump for tires.

**Section 16.** Subsection C. in Section 166-186.10., *Prohibited uses and structures*, in Article XXXIB, *B-P2 Business and Professional District*, is hereby amended to read as follows:

- C. Any business conducted outside the confines of a building, except for gasoline stations as regulated by § 166-186.9. and except that uses permitted by §§ 166-186.7. and 166-186.9. that include a drive-in or drive through component accessory to the principal use shall not be prohibited.

**Section 17.** Paragraph (16) in Subsection D of Section 166-203.6., *Permitted principal uses*, in Article XXXVIB, *I-B3 Industrial and Business District*, is hereby deleted.

**Section 18.** Article XXXVIB, *I-B3 Industrial and Business District*, is hereby amended by adding and inserting a new Section 166-203.7.1, entitled *Permitted conditional uses*, to read as follows:

**§ 166-203.7.1. Permitted conditional uses.**

Gasoline stations, alone or in combination with other permitted uses, shall be permitted in the I-B.3. District only if they comply with the regulations for such uses or structures in § 166-150.A. Such requirements shall be in addition to all other applicable requirements of the I-B.3. zone district and of this chapter, except in case of conflict.

**Section 19.** The opening paragraph and Paragraph (2) in Subsection E. in Section 166-203.10., *Other regulations*, in Article XXXVIB, *I-B3 Industrial and Business District*, are hereby amended to read as follows:

- E. Gasoline stations, convenience stores and gasoline stations combined with a convenience store. In addition to the other applicable requirements, gasoline stations, convenience stores and gasoline stations combined with a convenience store shall comply with the following:
  - (2) There shall be no repair, maintenance or washing of motor vehicles conducted on the premises, except for customary services provided while refueling motor vehicles, such as adding vehicle fluids, washing windows, etc., and except for a self-service air pump for tires.

**Section 20.** Subsection I. in Section 166-205., *Prohibited uses*, in Article XXXVII, *I-P Industrial Park District*, is hereby amended to read as follows:

- I. Gasoline stations and motor vehicle repair or maintenance establishments.

**Section 21.** 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.

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**Section 22.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

**Section 23.** This ordinance shall take effect in accordance with the law.

The Ordinance will be further considered for Public Hearing and Final Passage at the May 12<sup>th</sup>, 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 Francioli and seconded by Member Ferramosca and unanimously passed.

So Introduced.

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**RESOLUTIONS AS A CONSENT AGENDA:**

**RESOLUTION NO. 75-2016**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING AIMEE E. JONES AS THE TOWNSHIP'S REPLACEMENT FULL-TIME DEPUTY MUNICIPAL COURT ADMINISTRATOR IN THE VIOLATIONS BUREAU FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING APRIL 18, 2016 AND ENDING OCTOBER 18, 2016 AND ESTABLISHING HER COMPENSATION AT \$23.08 PER HOUR, OR, IF ANNUALIZED A SALARY OF \$42,000.00 UNDER JOB GROUP VI IN ACCORDANCE WITH SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NO. 9-2016**

**WHEREAS**, with the resignation of Sarah Henderson effective June 16, 2015, a need exists to fill Ms. Henderson's vacant position as the full-time Deputy Municipal Court Administrator; and

**WHEREAS**, the position of full-time Deputy Municipal Court Administrator is classified under Job Group VI under Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 6- 16; and

**WHEREAS**, a total of three (3) applications were received by the Business Administrator; and

**WHEREAS**, in accordance with the Township's job application process, all three (3) applicants were interviewed by the Interview Committee consisting of the Municipal Court Administrator, the Township's Human Resource Specialist, the Township's Municipal Court Judge and the Division Manager of the Morris-Sussex Vicinage; 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 full-time Deputy Municipal Court Administrator; and

**WHEREAS**, it is the recommendation of the Municipal Court Administrator, with the concurrence of the Business Administrator, that **Aimee E. Jones**, one of the three (3) applicants who currently serves as the Violations Bureau Part-Time Violations Clerk be appointed as the full-time Deputy Municipal Court Administrator; and

**WHEREAS**, **Ms. Jones** shall serve as the full-time Deputy Municipal Court Administrator for a six (6) month probationary period commencing Monday, April 18, 2016 and ending on Tuesday, October 18, 2016; and

**WHEREAS**, in accordance with Salary Range Guide "C" of Salary Ordinance No. 9-2016, **Ms. Jones** shall be compensated at the hourly rate of \$23.08

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per hour or, if annualized, a salary of \$42,000.00 under Job Group VI. Pursuant to Township policy, **Ms. Jones** shall not be entitled to receive any other salary increases 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 Municipal Court Administrator; and

**WHEREAS, Ms. Jones** 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.

**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 **Aimee E. Jones** residing at 4-A Elm Street in Morristown, New Jersey 07960 is hereby appointed as the full-time replacement Deputy Municipal Court Administrator for a six (6) month probationary period commencing Monday, April 18, 2016 and ending Tuesday, October 18, 2016.
2. In accordance with Salary Range Guide "C" of Salary Ordinance No. 9-2016, **Ms. Jones** shall be compensated at \$23.08 per hour under Job Group VI. The \$23.08 hourly rate is equivalent to \$42,000.00 per annum for a full-time employee working a 35 hour work week.
3. As a condition of employment, **Ms. Jones** shall be required to satisfactorily complete those training courses required by the Administrative Office of the Courts related to her duties and responsibilities as a full-time Deputy. Upon completing the course of study for certification as a Deputy Court Administrator, **Ms. Jones** shall be entitled to receive an additional \$1,000.00 for a total salary of \$43,000.00. The Township's Municipal Court Administrator shall certify in writing to the Business Administrator that **Ms. Jones** has completed all of the required training.  
  
Failure to complete the required training may result in **Ms. Jones'** demotion to her former part-time position as Violations Clerk, if such position is available.
4. Other than the \$1,000.00 increment, pursuant to Township policy, **Ms. Jones** shall not be entitled to receive any other salary increases 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 Municipal Court Administrator.
5. **Ms. Jones** shall be subject to the requirements of the Employee Job Performance Evaluation System as described in full under Section 6118. Of Chapter 61 of the Code of the Township entitled Salaries and Compensation. In the event that **Ms. Jones** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. Jones** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.
6. Pursuant to Section 61-14.C., entitled "Health Benefits Coverage" under Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies, **Ms. Jones** shall be required to pay 25% of the total monthly premium cost for health insurance/medical benefits coverage under any one (1) of the three (3) health insurance plans offered by the Township.
7. **Ms. Jones** shall be entitled to 4 vacation days during calendar year 2016 in accordance with Section 61-10.C. and D. of Chapter 61 of the

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Code of the Township but shall not be permitted to utilize the 4 vacation days until she has completed her six (6) month probationary period and received a satisfactory job performance evaluation. In addition, **Ms. Jones** shall be eligible to earn and accrue .5 sick leave days per month up to six (6) sick leave days in each calendar year of service pursuant to Section 61-11.A.(3) of Chapter 61. Here again, **Ms. Jones** is not permitted to take any paid sick leave until she has satisfactorily completed her probationary period.

8. That a certified copy of this resolution shall be transmitted to the Certified Municipal Court Administrator, the Chief Municipal Finance Officer and **Ms. Jones** for reference and information purposes.

**RESOLUTION NO. 76-2016**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE EMPLOYMENT OF EDWARD JEKLINSKI AS A REPLACEMENT PART-TIME PROCTOR IN SUPERVISING ACTIVITIES AT THE MULTI-PURPOSE COMMUNITY CENTER EFFECTIVE MONDAY, APRIL 18, 2016 AT THE RATE OF \$10.82 PER HOUR IN ACCORDANCE WITH SECTION 13. ITEM 12. OF SALARY ORDINANCE NO. 9-2016**

**WHEREAS**, in order to supervise activities at the Township's Multi-Purpose Community Center, the Superintendent of Recreation and Park Administration, in a memorandum dated April 7, 2016 has recommended to the Business Administrator the employment of the individual named below to serve as a part-time Proctor on an as needed basis; and

**WHEREAS**, it is the intention of the Township Committee to accept the recommendation of the Superintendent and authorize the employment of **Edward Jeklinski** residing at 27 Fairview Avenue in Cedar Knolls, New Jersey 07927 to serve in the capacity of a part-time Proctor; and

**WHEREAS**, **Mr. Jeklinski** will replace Eric Guadara as a replacement part-time Proctor; and

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

**WHEREAS**, **Mr. Jeklinski** also serves as a substitute school crossing guard; and

**WHEREAS**, pursuant to Section 13. Item 12. of Ordinance No. 9-2016, **Mr. Jeklinski** shall be compensated at the rate of \$10.82 per hour.

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

1. **Mr. Jeklinski** residing at 27 Fairview Avenue in Cedar Knolls, New Jersey 07927 is hereby appointed to serve as a Proctor to supervise activities held at the Township's Multi-Purpose Community Center. This appointment shall take effect on Monday, April 18, 2016.

2. As part-time Proctor, **Mr. Jeklinski** shall be compensated at the rate of \$10.82 per hour in accordance with Section 13. Item 12. of Ordinance No. 9-2016.

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

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4. Because he is a substitute school crossing guard, **Mr. Jeklinski** has already been cleared to serve in that he received a negative criminal background check and fingerprinting in order to commence employment with the Township.

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

**RESOLUTION NO. 77-2016**

**A RESOLUTION APPROVING THE APPOINTMENT OF FULL-TIME, SEASONAL PERSONNEL FOR THE BEE MEADOW POOL AND SUMMER CAMP PROGRAM IN ACCORDANCE WITH SECTION 13. OF SALARY ORDINANCE NO. 9-2016**

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

**Bee Meadow Pool  
Summer Camp Program**

**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., Items 4, 5, 6, 7, 9 and 15 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, Items 4, 5, 6, 7, 9 and 15 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:**

**Start Date**

**Management:**

Eddie Cashen	Pool Manager	\$7,206.41	05/13/16
Amanda Rillo	Asst. Pool Manager	\$6,494.60	05/13/16

**Full Time Guards:**

Will Kinzer	Senior guard	\$10.75/hour	05/20/16
Lindsay Cashen	guard	\$10.50/hour	05/20/16
Christen Mills	guard	\$10.25/hour	05/20/16
Lianna Schuele	guard	\$10.00/hour	05/20/16
James Kinzer	guard	\$10.00/hour	05/20/16
Chiara Mennonna	guard	\$10.00/hour	05/20/16
Demi Horn	guard	\$9.50/hour	05/20/16
Jaimie Mayor	guard	\$9.00/hour	05/20/16
Zachary Vazquez	guard	\$9.00/hour	05/20/16

**Permanent Part Time Guards:**

Rebecca Hoffler	Senior guard	\$10.00/hour	05/20/16
Karl Melchior	guard	\$9.50/hour	05/20/16

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**Part Time Guards:**

Jessica Grasso	guard	\$10.25/hour	05/20/16
Rebecca Hoffler	guard	\$10.00/hour	05/20/16
Michael Colavito	guard	\$9.25/hour	05/20/16
Brian Stock	guard	\$9.25/hour	05/20/16
Matthew Grasso	guard	\$9.25/hour	05/20/16
Elizabeth D'Altrui	guard	\$9.25/hour	05/20/16
Jaime Mayor	guard	\$9.00/hour	05/20/16
Katie Bernauer	guard	\$9.00/hour	05/20/16
Alexander Yandoli	guard	\$9.00/hour	05/20/16
Paul Demetropoulos	guard	\$9.00/hour	05/20/16

**Substitutes:**

Matthew Korzen	guard	\$9.50/hour	05/20/16
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**Summer Camp Staff:**

**Supervisors/Directors/Assistant Director:**

Christopher Becker	\$15.50/hr.	04/20/16
Jennifer Kelly Bramhall	\$23.75/hr.	04/20/16
Kaitlyn Brueno	\$16.50/hr.	04/20/16
Danielle Calabro	\$17.50/hr.	04/20/16
Devon Engleberger	\$14.00/hr.	04/20/16
Matthew Foran	\$15.00/hr.	04/20/16
Leanora Kirby	\$14.00/hr.	04/20/16
Lauren Kruse	\$15.00/hr.	04/20/16
Michael London	\$14.00/hr.	04/20/16

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 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. 78-2016**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE REQUESTING THE DIVISION OF LOCAL GOVERNMENT SERVICES TO RENEW THE REGISTRATION OF THE HANOVER TOWNSHIP COMMODITY RESALE SYSTEM AND AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE FOUR (4) COOPERATIVE PURCHASING-COMMODITY RESALE AGREEMENTS WITH THE HANOVER TOWNSHIP BOARDS OF FIRE COMMISSIONERS OF DISTRICTS 2 AND 3, THE HANOVER SEWERAGE AUTHORITY AND THE HANOVER TOWNSHIP BOARD OF EDUCATION IN THE CONTINUATION OF A UNLEADED GASOLINE AND DIESEL FUEL COMMODITY RESALE SYSTEM IN ACCORDANCE WITH N.J.A.C. 5:34-7.1 ET SEQ. FOR A FIVE (5) YEAR PERIOD COMMENCING MARCH 4, 2016 THROUGH MARCH 3, 2021**

**WHEREAS**, N.J.A.C. 5:34-7.1 et seq. allows the reselling of certain commodities purchased by one local unit to another; and

**WHEREAS**, the Township of Hanover is registered with the Cooperative Purchasing Unit of the New Jersey Division of Local Government Services for the period commencing March 4, 2011 through March 3, 2016 to serve as the lead agency for the reselling of gasoline and diesel fuel to the **Hanover Township Boards of Fire**

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**Commissioners of Districts 2 and 3 and the Hanover Sewerage Authority;** and

**WHEREAS**, it is the desire of the Township and the **Hanover Township Boards of Fire Commissioners of Districts 2 and 3** and the **Hanover Sewerage Authority** to continue the "Gasoline and Diesel Fuel Commodity Resale System" for a period commencing March 4, 2016 through March 3, 2021 which timeframe is concurrent with the Township's registration to coordinate and operate a Commodity Resale System; and

**WHEREAS**, it is the desire of the Township of Hanover, as the Lead Agency, to request the Division of Local Government Services in the New Jersey Department of Community Affairs to renew the Township's registration in order to continue the Commodity Resale System in cooperation with the Agencies described above including the **Hanover Township Board of Education** as a new member.

**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 requests the Division of Local Government Services in the N.J. Department of Community Affairs to renew the Township's Commodity Resale Program (99004-HTCRS) for a five (5) year period commencing on March 4, 2016 through March 3, 2021. In accordance with N.J.A.C. 5:34-7.1 et seq., and subject to the renewal of the Township's registration, the governing body hereby authorizes the continuation of a Commodity Resale System known as the "Gasoline and Diesel Fuel Commodity Resale System" with the Township of Hanover serving as the lead agency.

2. The Mayor and Township Clerk are hereby authorized to execute individual Cooperative Purchasing-Commodity Resale Agreements with the **Hanover Township Boards of Fire Commissioners of Districts 2 and 3**, the **Hanover Sewerage Authority** and the **Hanover Township Board of Education**.

3. The term of renewal of the "Hanover Township Gasoline and Diesel Fuel Commodity Resale System" shall be for a five (5) year period commencing on March 4, 2016 through March 3, 2021 which timeframe is concurrent with the Township's registration period through the New Jersey Division of Local Government Services.

4. That a certified copy of this resolution shall be transmitted to the **Hanover Township Boards of Fire Commissioners of Districts 2 and 3**, the **Hanover Sewerage Authority**, the **Hanover Township Board of Education** and the Cooperative Purchasing Unit of the New Jersey Division of Local Government Services for reference and information purposes.

#### **RESOLUTION NO. 79-2016**

#### **A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF A CONTRACT TO TOP LINE CONSTRUCTION CORPORATION, THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$330,492.13 FOR THE RESURFACING OF THE ENTIRE LENGTHS OF SPRUCE STREET AND SUMMIT AVENUE IN CEDAR KNOLLS, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY**

**WHEREAS**, it is the intention of the Township of Hanover to resurface the entire lengths of Spruce Street and Summit Avenue in the Cedar Knolls Section of the Township; and

**WHEREAS**, due to their deteriorating condition, and in order to ensure the safety of motorists and pedestrians traveling the roads, it is the desire of the Township Committee to resurface the entire lengths of Spruce Street and Summit Avenue as described above; and

**WHEREAS**, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for bids on March 12, 2016 for the above referenced resurfacing project; and

**WHEREAS**, the resurfacing project will include various materials and construction improvements depending on each roadway as set forth in the Township's Specification and Supplementary Specification; and

**WHEREAS**, on April 5, 2016, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of twelve (12) sealed competitive bids out of seventeen (17) prospective bidders; and

**WHEREAS**, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this resurfacing project and has determined that the lowest competitive bids submitted by **Top Line Construction Corporation** for the resurfacing of the entire lengths of Spruce Street and Summit Avenue are in total conformance with the Township's Specification and Supplementary 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 April 12, 2016 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the resurfacing project described herein to **Top Line Construction Corporation** which bidder submitted the lowest competitive bids for each street as follows:

Spruce Street.....	\$ 63,559.85 and
Summit Avenue.....	<u>266,932.28</u>
TOTAL AMOUNT NOT TO EXCEED:	\$330,492.13

**WHEREAS**, sufficient funds have been appropriated and are available for the resurfacing project through the 2016 Current Fund Budget, Road Construction & Reconstruction Account, Line Item Nos. 126-0048-950, 126-0048-937 and 126-0048-833, 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:

**Top Line Construction Corporation**  
 22 Fifth Street  
 Somerville, New Jersey 08876

for the resurfacing of the entire lengths of Spruce Street and Summit Avenue in the Cedar Knolls Section of the Township, all in accordance with the Specification and Supplementary Specification 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 \$330,492.13.

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

3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available through the 2016 Current Fund Budget, Road Construction & Reconstruction Account, Line Item Nos. 126-0048-950, 126-0048-937 and 126-0048-833 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 **Top Line Construction Corporation** in an amount not to exceed \$330,492.13.

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

**RESOLUTION NO. 80-2016**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE AWARDING A CONTRACT TO CONSOLIDATED MAINTENANCE SOLUTIONS, LLC, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR BID NO. 14 – THE CONSTRUCTION OF SIDEWALKS, DRIVEWAY APRONS AND CURBS AND BID NO. 15 - THE CONSTRUCTION OF STORM SEWER INLETS AND MANHOLES FOR THE CONTRACT PERIOD BEGINNING APRIL 25, 2016 THROUGH APRIL 25, 2017**

**WHEREAS**, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq. publicly advertised for bids on March 12, 2016 for the construction and installation of sidewalks, driveway aprons and curbs and storm sewer inlets and manholes, on an as needed basis; and

**WHEREAS**, pursuant to public advertisement, the Township's Bid Reception Committee received and opened a total of sixteen (16) sealed competitive bids out of twenty-six (26) prospective bidders on April 5, 2016 for the following material services:

1. Bid No. 14 – Sidewalks, Driveway Aprons & Curbs - Eight (8) Bidders;  
and

3. Bid No. 15 - Storm Sewer Inlets and Manholes - Eight (8) Bidders.

**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 of the bid documents received on April 5, 2016 and has set forth his recommendations concerning the award of contracts to the lowest responsive and responsible bidders for each of the categories set forth above; and

**WHEREAS**, the Township Engineer's Letter Recommendation dated April 12, 2016 is attached hereto and made a part of this resolution as if set forth in full; and

**WHEREAS**, in accordance with N.J.A.C. 5:34-5.1 et seq., and the Local Budget Law, N.J.S.A. 40A:4-1 et seq., the Township's Chief Municipal Finance Officer has only certified as to the availability of funds appropriated through the 2016 Current Fund Budget - Other Expense Line Items for the current budget year ending on December 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. In accordance with the recommendations of the Township Engineer, in his Letter Recommendation dated April 12, 2016, which is incorporated herein and made a part of this resolution as if set forth in full, the governing body authorizes the following:

**A. Bid No. 14: To Consolidated Maintenance Solutions, LLC**, with a mailing address of P.O. Box 809 located in Pine Brook, New Jersey 07058 for the construction and installation of sidewalks, driveway aprons and curbs. **Consolidated Maintenance Solutions, LLC**, the lowest responsive and responsible bidder submitted all of the documentation pursuant to the Township's bid documentation submission checklist.

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**B. Bid No. 15:** To **Consolidated Maintenance Solutions, LLC** with a mailing address of P.O. Box 809 located in Pine Brook, New Jersey 07058 for construction and installation of storm sewer inlets and manholes. **Consolidated Maintenance Solution, LLC**, the lowest responsive and responsible bidder submitted all of the documentation pursuant to the Township's bid documentation submission checklist.

The bids of **Consolidated Maintenance Solutions, LLC** were in total compliance with the Township's Bid Specifications and Supplementary Specifications for Bid No. 14 and Bid 15 and did not include any exceptions, deviations or deficiencies and therefore both contractors are deemed the lowest responsive and responsible bidders.

2. The Mayor and Township Clerk are hereby authorized to execute contracts with **Consolidated Maintenance Solutions, LLC** all for a one (1) year period commencing April 25, 2016 through April 25, 2017.

3. Subject to the provisions of N.J.S.A. 40A:11-15, the governing body, upon a finding and determination by the Township Engineer that **Consolidated Maintenance Solution, LLC** have performed in an effective and efficient manner during the twelve (12) month contract period, the governing may, by separate 2 resolutions, extend the contracts for one (1) additional year provided that the terms and conditions of the 2016-2017 contract remain substantially the same. Any price changes included as part of the one (1) year extensions shall be based on the price of the original contracts adjusted to an amount not to exceed the Index Rate for the twelve (12) months preceding the most recent quarterly calculation available at the time either or both contracts are renewed.

4. Pursuant to N.J.A.C. 5:34-5.1 et seq. and the Local Budget Law, N.J.S.A. 40A:4-1 et seq., the Township's Chief Municipal Finance Officer has only certified as to the availability of funds appropriated through the 2016 Current Fund Budget - Other Expense Line Items for the current budget year ending on December 31, 2016. The purchase and/or procurement of goods, services, materials and equipment for the second half of the contract period shall be subject to the availability of sufficient funds being appropriated in the adopted 2017 Current Fund Budget.

5. That certified copies of this resolution shall be transmitted to **Consolidated Maintenance Solutions, LLC**, the Township's Chief Municipal Finance Officer, the Township Engineer, and the Superintendent of Public Works, Buildings and Grounds and Park Maintenance for reference and information purposes.

#### **RESOLUTION NO. 81-2016**

#### **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, 2011, a lien was sold on Block 1502, Lot 21, Qualifier 0054, also known as 109 Vista Drive, Whippany, New Jersey 07981, for 2010 delinquent taxes; and

**WHEREAS**, this lien, known as Tax Sale Certificate 2011-02, was sold to FW05L & Associates LP for a 0% redemption fee and a \$4,400.00 premium paid; and

**WHEREAS**, John Santapia, owner has affected redemption of Certificate 2011-02 in the amount of \$3,732.39.

**NOW, THEREFORE, BE IT RESOLVED**, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$3,732.39, payable to FW05L & Associates LP, 5 Cold Hill Road South #11, Mendham, NJ 07945 for the redemption of Tax Sale Certificate 2011-02.

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**BE IT FURTHER RESOLVED**, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$4,400.00 (Premium) to the aforementioned lien holder.

**RESOLUTION NO. 82-2016**

**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 1405, Lot 1, also known as 2 McNab Avenue, Cedar Knolls, New Jersey 07927, for 2013 delinquent taxes; and

**WHEREAS**, this lien, known as Tax Sale Certificate 2014-01, was sold to Daxuan Wang for a 0% redemption fee and a \$2,000.00 premium paid; and

**WHEREAS**, Bruno & Louise Romano, owner has affected redemption of Certificate 2014-01 in the amount of \$2,410.26.

**NOW, THEREFORE, BE IT RESOLVED**, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$2,410.26, payable to Daxuan Wang, 11 Walnut Street, Livingston, NJ 07039 for the redemption of Tax Sale Certificate 2014-01.

**BE IT FURTHER RESOLVED**, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$2,000.00 (Premium) to the aforementioned lien holder.

**RESOLUTION NO. 83-2016**

**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, 2015, a lien was sold on Block 907, Lot 15, also known as 85 Mountian Avenue, Cedar Knolls, New Jersey 07927, for 2014 delinquent taxes; and

**WHEREAS**, this lien, known as Tax Sale Certificate 2015-01, was sold to M & P Retirement Plan for a 0% redemption fee and a \$2,700.00 premium paid; and Certificate 2015-01 in the amount of \$1,292.90.

**NOW, THEREFORE, BE IT RESOLVED**, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$1,292.90, payable to M& P Retirement Plan, P.O. Box 2051, Morristown, NJ 07962 for the redemption of Tax Sale Certificate 2015-01.

**BE IT FURTHER RESOLVED**, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$2,700.00 (Premium) to the aforementioned lien holder.

**RESOLUTION NO. 84-2016**

**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, 2013, a lien was sold on Block 8205, Lot 10, also known as 3 Fenwick Road, Whippany, New Jersey 07981, for 2012 delinquent taxes; and

**WHEREAS**, this lien, known as Tax Sale Certificate 2013-23, was sold to Farley Katz for a 0% redemption fee and a \$14,600.00 premium paid; and

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**WHEREAS, Deborah Castelluccio**, owner has affected redemption of Certificate 2013-23 in the amount of \$72,074.96.

**NOW, THEREFORE, BE IT RESOLVED**, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$72,074.96, payable to Farley Katz, 21 Aubrey Road, Montclair, NJ 07043 for the redemption of Tax Sale Certificate 2013-23.

**BE IT FURTHER RESOLVED**, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$14,600.00 (Premium) to the aforementioned lien holder.

**RESOLUTION NO. 85-2016**

**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:

<b><u>BLOCK</u></b>	<b><u>LOT</u></b>	<b><u>QUAL. #</u></b>	<b><u>NAME</u></b>	<b><u>AMOUNT</u></b>
1204	44		Kareem Osman & Lama Zein 18 Gristmill Road Cedar Knolls, NJ 07927	\$97.50
3301	3		Glen-David Schwarzschild Esq Attorney Trust Fund 1050 North Kings Highway Suite 102 Cherry Hill, NJ 08034 Location: 1 Ridgedale Ave Reserve for Tax Appeals	\$325,408.00
3901	19.01		Davidson Legal Group LLC Mondolez International 154 South Jefferson Avenue Suite 207 Livingston, NJ 07039 Location: 941 Route 10 Reserve for Tax Appeals	\$1,003,817.00
4501	5		Patrick & Anna Doonan 9 Emerson Drive Whippany, NJ 07981	\$1701.03
4605	17		Paul & Marcherita Serillo 12 Salem Drive Whippany, NJ 07981	\$189.08
5404	3		James & Francine Casalino 14 Adams Drive Whippany, NJ 07981	\$1,692.30
5604	12		A Absolute Escrow Settlement Service Co. Inc. 55 Essex Street Millburn, NJ 07041 RE: 29 Hamilton Court	\$2,067.61

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7002	1		Anthony & Angela Fiorentino 15 South Beaumont Place Whippany, NJ 07981	\$580.62
7003	16		Michele Christadore 12 Frank Terrace Whippany, NJ 07981	\$1,642.13
8204	4		Christine Strashinsky 149 Bee Meadow Pkwy Whippany, NJ 07981	\$2,076.67
9101	17	C1203	Yogesh Gaonkar 110 Sunrise Drive Whippany, NJ 07981	\$1227.76

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

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**RAFFLE APPLICATIONS:**

- RL - 2919 Notre Dame of Mt. Carmel– On Premise 50/50**
- RL – 2920 Notre Dame of Mt. Carmel – Tricky Tray**
- RL – 2921 MC Retirees Educ Assoc., Philanthropic Fund – On Premise Raffle**

Motion to approve made by Member Brueno and seconded by Member Coppola and unanimously passed

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**PAYMENT OF BILLS:**

The governing body approved a grand total disbursement of \$ **\$6,451,140.97** 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 Brueno 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 to open to the Public made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

Motion to close made by Member Brueno and seconded by Member Coppola.

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**OTHER BUSINESS:**

Member Ferramosca: Quick roads update, Hanover is serious about its roads, we are tackling 16 this season and we are off to a good start. The Engineering Department is giving us an update that 5 roads were done already. That is a great start. Birch Hill was completed, Beech Terrace, Mt. Vernon, Malapardis Road and McNab and we will be announcing the balance of the schedule for the roads. In addition to the road work which is job number one from a community development standpoint, Community Shred Day is going to take place on April 30<sup>th</sup>. Community Shred Day is a free service to our residents. We recommend you environmentally disposing properly any personal papers, documents, in a confidential manner bring them over to Employment Horizons they will accept up to 30 lbs. of paper, the only thing they ask is that please make sure it’s free of any metals, so no paper clips no staples, or other non shredable products

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and clearly no red paper. We don't want to damage any of their machines. They do accept magazines and books but not for shredding purposes.

In addition to Community Shred Day and the roads, I just want to highlight, there has been a lot of activity going on across the street on Jefferson and Route 10, we call that redevelopment. If we look back in time, it was really nice, yesterday 1945 about 70 years ago it was pretty cool having that classic Malapardis filling station and it served the people well in the 40's and 50's. However, as we move forward, most recently in January 2016 things weren't looking so good, we had an abandoned essentially former pub, restaurant sitting on that corner, the area was in great need of redevelopment it was blighted, the gas station had left significant contamination and this was a problem for Hanover Township. Fortunately, as we moved forward, the tomorrow is going to look like a completely new look, and a completely new look will be a 5,500 square foot C-store along with a gasoline station it will be under the brand Quick Chek which is pretty familiar in this part of Morris County, major improvements to the site all paid for by the developer there will be major road improvements as well. Jefferson Road will be straightened in terms of configuration, the jog will be taken out, there will be an additional lane, they will be taking the property on the corner to facilitate turning movements from Route 10 traveling east bound onto Jefferson Road, and importantly for our Township there will be a cleanup, a cleanup of all of the oils that were left over from that nice looking gas station that we saw in 1945 there is a massive cleanup and this whole cleanup will be done at no cost to the residents of Hanover Township.

The last slide is the view of what it will look like if we were seeing it from Route 10 and what's noticeable about this is the architecture, the design of it was made in such a manner so that architecturally it complements our Town Hall, we don't want a garish looking building across the street from Town Hall, and in addition there will be significant buffering being put into place especially in the rear yards and that which goes adjacent to the residential area. Lastly, this Quick Chek will create approximately 50 new jobs within Hanover Township.

Mayor: This project that Deputy Mayor just elaborated probably is going to go on for quite a bit of time, so the activity on that lot we don't expect a Quick Chek to be operational until the end of the year, we are targeting end of the year or later, but that's what we hear from their engineers and construction crew.

Mr. Gallagher: I would like to report that this past Tuesday night April 12<sup>th</sup>, the Hanover Township Substance Awareness Council had a public hearing we referred to it as a Master Class, we had a presentation from the Prosecutor's Office, the Sherriff's Department, Hanover Township PD, we had 58 people in that room, our goal was to, the old saying "you can't bring the man to the mountain, you bring the mountain to the man" we announced a new coalition called "Morris Area Coalition For Education and Positive Choices," it's a branch of our SAC, we have representatives from East Hanover, Florham Park, Morris Plains, Mount Olive and now Montville and Parsippany. We are going to work very aggressive with adult education, increased programs and with our high school we are going to have more career opportunity options for our children in many areas that they may not ordinarily be exposed to. It was a great event, Bill Sabella and I announced together our new coalition and we are getting quite a bit of support on it, right now we have 7 towns committed. Our goal is in 18 months to have all 39, and it feels pretty good to have the support of the Town's we already do.

DPW has been out in force, our fields look great, and they have been working on the pool. They are already cutting the grass and before you know it they are going to get ready for the opening day parade they are getting the pool ready and Memorial Day Parade is right around there. So the guys are working hard and everything looks great.

Mayor: Just a reminder ~ formerly grass pick up for the Township but for those of us that cut and capture the grass and put it out for collection will start the week of the 18<sup>th</sup>, so next Thursday in some areas you can start to put your receptacles out.

Mr. Coppola: As I stated earlier and several times in the past our Public Safety Department is going through a transition and we just saw some of it this evening. I

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would like to thank, Captain Waldron and (then) Lt. Roddy and Lt. Peslis for the true professionalism and patience they had throughout this process. I know we would have done something as quickly as we could, but doing it as fair as possible and trying to get some to get a lot of help, but with that regard I just want to thank Chief Hyducka from South Brunswick, he actually facilitated a group question of this process, recommended from the Chief's Association he facilitates a portion of the evaluation and came back to us with what he evaluated in the scoring process then he also facilitated an oral process, after all when it was completed it enabled us to comfortably pick the next person that is going to lead that department in years to come. I would also like to thank Ryan Pilipie on his efforts that came out number one on the Sergeants Exam and congratulate both him and my new Chief Roddy for the great job, and wish them success in years to come and for our new patrolman.

With that I would also like to add that Landmark Commission just put together a grant and I would like to thank former Mayor Len Fariello who worked with the County and the Chairman of the Landmark, if anyone knows about putting grants together it's not an easy process, we struggled through it last year, we finally got it through this year. Truth at point that it was accepted, if the grant is approved we will get a significant amount of money to be generated for the burial yard so that we can improve many of the stones that have deteriorated after a number of years, some of them go back to the revolutionary war period, so as a historical site we have to try to duplicate it as close as possible. This grant might bring us to \$50,000 ~ to do all of the stone restoration will exceed well over \$100,000 that's how much work that is evolved and because of it being a historical site, it's something that we have to do in order to duplicate it as much as possible. I'd like to thank all the people involved, congratulate everyone here this evening; we are not finished we still have a lot of work to do with public safety and Landmark, but thank you all.

Mr. Brueno: Ms. Iacouzzi mentioned the fact that Pat Calabrese is going to be leaving the Building Department, we are going to miss Pat, and I would be remised if I didn't thank him for his years of service, he's actually taking the top job at another town here in Morris County, so we wish him all the best, and thank him again for his service, he will be hard to replace. If anyone happens to know a qualified building inspector please call Sean Donlon because we have a lot going on in Town and we can't afford to be down personnel for too long especially a valued employee like Pat. So once again we thank him.

Opening Day is just one short week away, April 23<sup>rd</sup> right across the street at Veteran's Field, weather forecast looks good at this point, so hopefully we will have some great weather come out, there will be a parade and then as always the Knights of Columbus will be serving hot dogs, soda, etc. and here about what is going on with our Little League. So come out next Saturday.

## **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

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Catherine V. Iacouzzi  
Deputy Township Clerk