

SEPTEMBER 14, 2017

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, September 14, 2017, 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,
Gallagher and Brueno

ABSENT: Member Coppola

STATEMENT BY PRESIDING OFFICER:

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

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

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

MOMENT OF SILENCE:

**MOMENT OF SILENCE IN REMEMBRANCE OF THE VICTIMS AND FAMILIES OF
THE SEPTEMBER 11, 2001 TERRORIST ATTACKS ON THE UNITED STATES.**

PRESENTATIONS:

Distinguished Service Award Presented To Joseph A. Schleifer In Grateful Recognition Of Fifteen (15) Years Of Outstanding Service As A Member And Chairman Of The Hanover Sewerage Authority

Mayor: Mr. Schleifer has been a dear member of this Municipality's Community for some 15 years serving us on Hanover Sewerage Authority, not only as a Member but as Chair. We have for Joseph tonight some things that we would like to offer to commemorate his service to us and as he is leaving that position and I would like Joe you have a letter from Committeeman Coppola who could not join us but he sent a letter and I would like the Administrator to read it to you.

Joe Giorgio: "Unfortunately due to my visiting with my twin brother this week in Little Rock, Arkansas I am unable to be here tonight to honor one of our loyal and dedicated residents of Hanover Township, Mr. Joseph Schleifer. I would, therefore, like to take this opportunity to offer my heartfelt thanks to you Joe for the many years of loyal and dedicated service to HSA. It no doubt has been your support and guidance as its Chairman for many years which is why HT HSA has been recognized with a Platinum Award for excellence and it does not get any better. Hanover is only one of a handful of Sewerage Authorities who own those bragging rights. As I have noted in the past it is individuals like you who have provided the strong base for others like myself to follow in the years to come. To you and your entire family my best wishes for a most happy, healthy and blessed retirement.

On a separate note there is a topic that I have wanted to address to Joe's son Kenny for a long time. It is what I call a delayed thank you! Please allow me to explain. Early on, during my early years on the Township Committee, we had a few tumultuous years due to a mini recession from 2009 through 2011. At that time Kenny was Director of Public Safety and he, John Sheridan and John Ferramosca introduced the concept of the one arm garbage truck. At that time we were in the process of laying off 10 employees and cutting the hours on 8 other employees. Even though it was from a completely different

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budget, perception as it appeared was that we were laying off people and cutting hours on others and yet we planned to spend over \$350K for a garbage truck and put aside another \$100K for a second one at a future date. However, when all was said and done I have to admit I was wrong because the fleet of one arm garbage trucks are the best addition to our Public Works and the residents of HT. Why because (1) we reduced our manpower from 3 men to 1 man, (2) no one had to be laid off even as of today and (3) and most important the Township realized a significant savings on comp cases due to employees getting hurt on the back of the old garbage truck. Therefore, Kenny were it not for your persistence, along with John Sheridan and John Ferramosca the Township would not enjoy the benefits both monetarily and physically attributed to the purchase of these trucks. With my hat in hand, I want to say THANK YOU! And, finally, a thank you to our Business Administrator who brought the idea of automated garbage trucks to the attention of the Township Committee.

Respectfully submitted.....George!"

Mayor: September 14th at 8:41 write that down. You will never hear that again. Kenny, John and everyone involved at that time one of the finer things that ever happened to our community, that streamlined us, and, as a matter of fact, it sent the tempo for the County to look at it and other towns to look at it and the one armed garbage truck has been a tremendous success working out beautifully done...so atta boy!

Kenny we are not here for you that was very nice but we are here for your Dad, that's really it. We have a beautiful presentation to make and I think John would like to add some comments.

John Ferramosca: This is from Hanover Township it's called the Distinguished Service Award and it's presented this evening to Joseph A. Schleifer: "In Grateful Recognition Of 15 Years Of Outstanding And Exemplary Service As A Member And Chairman Of The Hanover Sewerage Authority Member From January 1, 2002 And Chairman From February 1, 2006 Through August 13, 2017 By The Township Committee September 14, 2017," I will present this plaque to Mr. Schleifer but I would also like to read something about Mr. Schleifer for those of you who might not know Mr. Schleifer but when I look in the dictionary and I open it up and look for the word "leader", guess what I see and I see a picture of Joseph Schleifer there. The reason Joseph A. Schleifer truly embodies a quality of a leader, he led HSA for nearly 11 years as a Chair and that has become the number one platinum certified Sewerage Authority in America, number one, in America. Not New Jersey, America. (Applause). Those of you who may not know him well, he is also a leader in the business community in the New Jersey, well known in Hanover Township. He is the founder of Schleifer Associates. Joseph is also serving our Community as a member of his parish OLM where he served in numerous capacities for many years in a very quiet basis, getting things done for that Parish. More importantly though than his service to the Sewerage Authority to the business world, to his church, he was a leader and is a leader of his family. He has supported is children, he has supported his spouse, he supported his grandkids. He has taught them all a very valuable lesson and he has taught them the valuable lesson of service. If you get to know the Schleifer Family they have been on the outreach movement in terms of social trying to help people, make a difference in people's lives. They have helped promote education, they have helped promote scouting. Today is our day in Hanover Township to recognize to thank Joseph Schleifer for his lasting contributions to our community and we truly mean that in terms of applause for you this evening.

PRESENTATION OF PLAQUE

OPEN TO THE PUBLIC:

Motion made by Member Ferramosca to Open to the Public and seconded by Member Brueno and unanimously passed.

Justin Avanzato, 20 Orchard Place, Cedar Knolls: I just wanted to follow up on the speed bumps on Orchard Place. I'm not sure if you spoke about it today.

Mayor: Status of it?

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Mr. Avanzato: On the status or if it was approved? I got an email from Mr. Coppola that the Engineer was going to discuss it today.

Mayor: You didn't attend the conference session, I assume, so I will bring you up to date. We are going to go forward with the Chief's recommendations for the installation of signage and possibly for the speed bumps. We are going to wait until we wait to finish Justin, one of the major projects in town from a frugal standpoint we would like to see how that project finishes out and the additional dollars that we have from that project will fund speed bumps and signage in that area. The speed bumps were looked at and justified by the Engineering Department. We will be going forward. The next question you have is when, given the fact that Jefferson Road may be finished by this fall if we have any excesses there if we can possibly do it this year with this year's budget we would like to, so it is conceivable that by November or December BUT don't hold me to that, because we might have to budget in 2018 and will schedule it for then.

Mr. Avanzato: Thank you and I really appreciate it.

Mr. Ferramosca: In addition to the speed humps the Police Chief is working with the Engineering Department to evaluate what can be done in terms of signage to place some further controls in the neighborhood to redirect traffic so it's not an invitation for cut through.

Mr. Avanzato: Thank you very much I really appreciate it, have a great rest of the week.

Mayor: Thank you.

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

APPROVAL OF TOWNSHIP COMMITTEE MINUTES:

The Minutes of the Regular Meeting of August 10, 2017 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 of August 10, 2017 have been accepted and approved as presented by the Township Clerk. The motion was seconded by Member Ferramosca and was unanimously passed.

DEPARTMENTAL REPORTS

The following reports were presented and ordered filed as received:

Construction Official	S. Donlon	Reports of July
Chief of Police	M. Roddy	Reports of August
Property Maintenance	E. DeSimone	Reports of August
Treasurer	S. Esposito	Summary of Budget Revenues
Township Engineer	G. Maceira	Reports of August
DPW Superintendent	B. Foran	Reports of August

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

PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE:

ORDINANCE NO. 20-2017

**ESTABLISHING A NEW CHAPTER 71 ENTITLED
"REQUIRING COMMERCIAL ESTABLISHMENTS TO MAINTAIN
SECURITY IN CERTAIN CONDITIONS" UNDER PART II:
GENERAL LEGISLATION OF THE CODE OF THE TOWNSHIP.**

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 20-17 appeared in full in the August 30th 2017 issue of the Daily Record in accordance with the law.

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

Is there anyone present wishing to be heard concerning Ordinance No. 20-2017?

Craig Giannetti, Day Pitney, LLP on behalf of Hanover Associates which is the owner of the property of 1255 Route 10 as I'm sure as the Committee Members are aware that is the property that currently houses the America's Best Value Inn Motel. My client and its predecessor entity have owned that property back since the 1960's when it was a Howard Johnson and have continued to own it and has been a motel in some form or the other. We submitted a letter dated August 17, 2017 concerning the Ordinance namely to raise two issues and I think as we first highlight in the letter we fully understand this type of ordinance for the Town to patrol and establishment in town that is having recurring issues where it is causing your emergency services to continue to go out to a site that is not properly being maintained. Obviously, our concern is with respect to Section C of the Ordinance which all prior parts of the ordinance talk about whenever there are certain instances that involve a commercial establishment requiring a meeting with that commercial establishment that commercial establishment preparing a security plan to be approved by the Chief of Police but at the end its states that if there is a failure to comply the Town or Police can have their force to do it on their own, and the property owner would be assessed, and our main concern is that as the property owner we are not really involved in the process prior and also we don't have the ability to implement any type of security plan. I understand probably the reasoning of it's easier to deal with the property owner since they are here and the tenant may not be at a certain time, but there are ways to achieve that. One, we could honestly be having the tenant be responsible for the payment and I think that achieves the main goal; the main goal is ensuring there is proper security being taken care of at the property so the Police do not have to go out there then requiring the tenant to pay for it and if they don't do it gives them the incentive to do it; if the responsibility falls back on the property owner the tenant can wash their hands of it at least at that point. Second the concern is making sure that there is somewhere there to pay for it, one option can also be to require the tenant of the property when they come up with the security plan to post either an escrow or post some type of bond that will cover the cost in providing this. So if they do not take the appropriate steps or do not take actions as part of the security plan the Town can have their force do it and draw on that bond. So we are really looking for a mechanism that achieves what the Town wants to achieve that puts pressure on any establishment in Town to take proper security measures when there is a habitual issue at a property so it's not on the property owner/landlord who doesn't really have that ability. In too there is a mechanism in place for the Town to achieve that. So that is really what our issue is we hope the Town takes that into consideration when considering the ordinance.

Mayor: Thank you, clearly the Township's position is that it sees no distinction between the tenant and the property owner. The accountability for the situation is held by both the tenant and the property owner, that is where we are. So, if and in fact, if we are not satisfied that security for an establishment hasn't been provided by the tenant and the Township is then burdened by having to provide those services or provide the cost of the security than we are going to seek the remuneration for that time and effort, be it from the tenant and or the property owner we make that distinction. You bring up some very valid points in this area of escrows etc., but I would say to you that issues of escrows regarding matters that are potentially breaches of lease etc., should be put in the lease language and once again the property owners responsibility. Council if you would like to add.

Mr. Semrau: Mayor, I agree I think for the public's benefit this Ordinance was drafted at the direction of the Township Committee and with the great assistance and information by the Chief of Police. It's to address across the board any commercial establishment that has a real very high number of calls that generate criminal type matters. So it's not just an establishment that maybe has a bad day or a bad month it on a regular basis that there is a high inordinate number of calls for our first responders to address, and the number is 10 in a particular month. And what that will mean is if you have ten then the Administrator, the Chief of Police and the Township Health Officer would meet and the Chief would devise a security plan that would be required and that security plan could very well mean that they may necessitate if it is in the opinion of the Township's top security expert that it could mean that you need armed

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qualified protection and that protection is for the commercial public, for all of the residents and even the visitors to the community and it is also to protect quite honestly the first responders so that they have the ability to address other needs of the Township so that for an example if it's one particular establishment and there is two or three police officers tied up there on a regular basis that is a drain on the services and the protection to the rest of the Township. So as the Mayor said with respect to the bond or the security I think it's a fair point but that is still an internal matter for the landlord and the tenant to work out. If the tenant doesn't comply with the law than it should be implicit in the lease that needs to be addressed. To the point about the owner, we went back and made sure that this ordinance includes the owner from the get-go. So the owner will receive notice, the owner will have an opportunity to participate in whatever security plan, and I think that is a fair point, but I also think that the administration has addressed that so if there is a particular matter that triggers this security requirement the owner has the ability in the beginning to be heard and even raise any issues with respect to reconsideration of a plan. The plan is not forever, if there is compliance and things get more favorable or the safety and the numbers start to demonstrate that the establishment is safe it can be revisited. But it's clear that if there is an establishment or two that really put a drain and put our police and first responders at risk the Governing Body wanted to take this action, and it is a very impressive action by the Governing Body but it's to protect everybody involved. So, with respect to getting the owners involved that is going to happen with respect to holding the owner responsible. It's my recommendation that that should not be changed. If an owner has a tenant that isn't compliant it shouldn't just be the residents of the Township and the taxpayers that have to take care of that, it has to be the owner to make better choices and to be responsible. Otherwise the Township is going to be chasing a tenant and that is not really the municipality's responsibility. So, yes the owner should be involved from the get-go, but no the owner shouldn't be able to stand by if there is illegal activity going on in an establishment for noncompliance with the law and leave it to the Township to address a tenancy matter, so that doesn't happen even in landlord tenant matters we can't do that. So, I think, some of the points Mr. Giannetti raised have been addressed and I think the others it would defeat the purpose of the ordinance after I consulted with the Administrator and the Chief of Police.

Mr. Giannetti: With respect to the changes that were made to the Ordinance and I believe that the Mayor had mentioned that in the event of a commercial establishment does not comply with the security plan approved by the Board I believe that you said that you would look at either the property owner or the tenant?

Mr. Semrau: Correct.

Mr. Giannetti: Was there a change to add the tenant?

Mr. Semrau: No, it says the Township would seek reimbursement from the property owner and/or the operator of the establishment.

Mr. Giannetti: Okay.

Mayor: Let's not leave open the question that the Township has always been available to try to remedy issues of the elite nature. This is kind of unique for us to even have to initiate an ordinance like this in Hanover. So I still offer that if there are ways that a commercial establishment can work with us, if they are having difficulty with incidents of criminal nature that we are more than willing as is our Chief and our Department to sit down with you and try to remedy it and come to some satisfactory conclusion, failing that this ordinance takes over.

Mr. Giannetti: We appreciate that thank you Mayor.

Jim Martin, 12 Fanok Road, Whippany: I just have a quick question it says a month, this is any 30 day period?

Mayor: 30 day period.

Mr. Martin: I just wanted to make it clear as you read it, it says a month, a lot of people are going to say hey I had 10 last month and 10 this month, okay so its identified as 30 days.

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Mayor: Ten noted and specifically ten incidents that are determined to be criminal incidents within that 30 day period.

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

Now on Adoption, Be it resolved, that an Ordinance entitled "**ESTABLISHING A NEW CHAPTER 71 ENTITLED "REQUIRING COMMERCIAL ESTABLISHMENTS TO MAINTAIN SECURITY IN CERTAIN CONDITIONS" UNDER PART II: GENERAL LEGISLATION OF THE CODE OF THE TOWNSHIP,"** be passed on final reading and that a Notice of the final passage of the Ordinance be published in the September 20th, 2017 issue of the Daily Record.

Motion to adopt ordinance made by Member Ferramosca and seconded by Member Gallagher unanimously adopted the Ordinance.

So Adopted.

ORDINANCE NO. 21-2017

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

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 21-17 appeared in full in the August 16th, 2017 issue of the Daily Record in accordance with the law.

We also have notification from the Morris County Office of Planning and Preservation that in accordance with the Municipal Land Use Law the Ordinance was filed in timely fashion with the Morris County Office of Planning. Finally we have a letter from the Chairman of the Hanover Township Planning Board indicating that at the September 12th work session of the Planning Board, the Planning Board reviewed Ordinance 21-17 and has recommended to the Governing Body that Ordinance 21-17 be adopted.

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

Is there anyone present wishing to be heard concerning Ordinance No. 21-2017?

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

Now on Adoption, Be it resolved, that an Ordinance entitled "**AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY REVISING THE CIRCUMSTANCES UNDER WHICH THE SALE OF ALCOHOLIC BEVERAGES MAY BE SOLD FOR ON-PREMISES CONSUMPTION,**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the September 20th, 2017 issue of the Daily Record.

Motion to adopt ordinance made by Member Francioli and seconded by Member Brueno unanimously adopted the Ordinance.

So Adopted.

INTRODUCTION OF ORDINANCE

ORDINANCE 22-2017

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 THE OB-RL ZONE DISTRICT, BY AMENDING

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**THE COVERAGE REGULATIONS FOR ACCESSORY BUILDINGS IN
NONRESIDENTIAL ZONE DISTRICTS AND BY AMENDING THE MINIMUM
DIMENSIONS FOR PARKING SPACES IN PARKING STRUCTURES**

WHEREAS, the Township Planning Board has reviewed certain regulations applicable within the OB-RL zone district and within nonresidential zone districts in general, and based upon its review has recommended certain amendments to those regulations; and

WHEREAS, the Township Committee has reviewed the Planning Board's recommendations and is in agreement that the amendments would promote the public interest;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey that Chapter 166 of the Code of the Township of Hanover, *Land Use and Development*, is hereby amended as follows:

Section 1. Subsection A. in Section 166-192., *Required conditions*, in Article XXXIII, *OB-RL Office Building and Research Laboratory District*, is hereby amended to read as follows:

- A. No building shall exceed a maximum of 75 feet in height, exclusive of roof tanks and supports, chimneys or head houses or similar enclosures for elevators or air-conditioning machinery, dish antennas or other apparatus. The foregoing roof structures shall not exceed 10 feet in height, except for enclosures for elevators and stairwells, which shall not exceed 16 feet in height, nor shall the total area of rooftop appurtenances that exceed the permitted building height exceed 5% of the roof area to which they are attached.

Section 2. Paragraph (2) of Subsection L. in Section 166-192., *Required conditions*, in Article XXXIII, *OB-RL Office Building and Research Laboratory District*, is hereby amended to read as follows:

- (2) No building or structure shall exceed a maximum of 55 feet in height, exclusive of roof tanks and supports, chimneys or head houses or similar enclosures for elevators or air-conditioning machinery, dish antennas or other apparatus. The foregoing roof structures shall not exceed 10 feet in height, except for enclosures for elevators and stairwells, which shall not exceed 16 feet in height, nor shall the total area of rooftop appurtenances that exceed the permitted building height exceed 5% of the roof area to which they are attached; provided, however, that parking structures shall not exceed a maximum of 46 feet in height, or the height of the principal building or buildings to which they are accessory, whichever results in the lesser parking deck height.

Section 3. Paragraph (6) of Subsection C. in Section 166-114., *Accessory buildings*, in Article XIX, *General Provisions*, is hereby amended to read as follows:

- (6) The cumulative building coverage of all detached accessory buildings or other roofed structures accessory to a nonresidential use, except for parking decks, shall not exceed one-fourth of the permitted maximum building coverage on the same lot.

Section 4. Subsection P. in Section 166-104., *Site plans*, in Article XV, *Design Standards*, is hereby amended to read as follows:

- P. Notwithstanding the provisions of § 166-104.I.(1) above, parking spaces within a parking deck, where permitted, shall comply with the following minimum dimension standards, provided that such spaces are utilized for low-turnover parking. For purposes of administering this provision, low-turnover spaces are designed to serve employees of office or industrial uses, commuters and other establishments where vehicles normally occupy parking spaces for long time periods. In the event that there is proposed a mixture of low-turnover and high-turnover parking utilization spaces in the same parking area, the required dimensions for high-turnover spaces shall apply, unless the applicant can demonstrate that the low-turnover usage of the spaces will be properly enforced.

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	Space Width	Space Length
Parking Space Design	(feet)	(feet)
Less than 2-foot curb overhang	9	18

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

Section 6. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 7. This ordinance shall take effect in accordance with the law.

The Ordinance will be further considered for Public Hearing on October 12th at 8:30 pm and at that time any person wishing to be heard concerning the Ordinance will be given the opportunity to be heard. The Ordinance and Notice of Introduction will be published in full in the Daily Record in accordance with the law.

Motion on introduction made by Member Ferramosca and seconded by Member Gallagher and unanimously approved.

So Introduced

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 171-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING JAIME GETSINGER AS THE TOWNSHIP'S REPLACEMENT FULL-TIME CLERK/SUPPORT SERVICES IN THE RECREATION AND PARK ADMINISTRATION DEPARTMENT FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING OCTOBER 2, 2017 AND ENDING APRIL 2, 2018 AND ESTABLISHING HER COMPENSATION AT \$17.60 PER HOUR, OR, IF ANNUALIZED A SALARY OF \$32,032.00 UNDER JOB GROUP III IN SCHEDULE "B" AND SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NO. 8-2017

WHEREAS, with the resignation of Jacqueline Grasso at the close of business on July 14, 2017, a need exists to fill Ms. Grasso's vacant position as the full-time Clerk/Support Services in the Recreation and Park Administration Department; and

WHEREAS, the position of full-time Clerk/Support Services is classified in Job Group III of Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 8-17; and

WHEREAS, in accordance with the Township job search process, the Township posted notice of the vacancy eternally as well as posting notice on the Township's web site; and

WHEREAS, a total of fourteen (14) applications were received by the Township's Human Resource Specialist; and

WHEREAS, of the fourteen (14) applications received, seven (7) candidates were interviewed by the Superintendent of the Recreation and Park Administration Department and Human Resource Specialist; and

WHEREAS, subsequently, the Personnel Committee of the Board of Recreation Commissioners conducted a second round of interviews with the three (3) finalists whose background and experience closely matched the job requirements of the Clerk/Support Services position; and

WHEREAS, the applicants were rated on their prior employment experience and expertise, and their overall skills and abilities to perform the duties and responsibilities of full-time Clerk/Support Services; and

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WHEREAS, as the result of the second round of interviews and based upon the recommendation of the Personnel Committee, the Board of Recreation Commissioners and the Superintendent recommend that **Jaime Getsinger**, currently serving as the part-time Floater Clerical Support Services employee in the General Office, possesses the necessary administrative skills and work experience to perform all of the duties and responsibilities of full-time Clerk/Support Services; and

WHEREAS, Ms. Getsinger has been employed by the Township in the Department of Administration since July 18, 2016; and

WHEREAS, Ms. Getsinger shall serve as the full-time Clerk/Support Services for a six (6) month probationary period commencing Monday, October 2, 2017 and ending on Monday, April 2, 2018; and

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

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

1. That **Jaime Getsinger** residing at 6 Kathryn Drive in Whippany, New Jersey 07981 is hereby appointed as the full-time replacement Clerk/Support Services for a six (6) month probationary period commencing Monday, October 2, 2017 and ending on Monday, April 2, 2018.
2. In accordance with Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 8-2017, **Ms. Getsinger** shall be compensated at the rate of \$17.60 per hour, or if annualized, a salary of \$32,032.00 under Job Group III. Pursuant to Township policy, **Ms. Getsinger** 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 Superintendent of Recreation and Park Administration Department.
3. **Ms. Getsinger** 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; Personnel Policies. At least twenty (20) working days prior to the end of the probationary period, it shall be the responsibility of the Superintendent of Recreation and Park Administration Department to complete a written job performance evaluation. In the event that **Ms. Getsinger** receives an unsatisfactory job performance evaluation during her probationary period, **Ms. Getsinger** may be terminated at the conclusion of the probationary period or sooner, whichever case is applicable.
4. **Ms. Getsinger** shall be entitled to 1.5 vacation days during calendar year 2017 in accordance with Section 61-10.C. and D. of Chapter 61 of the Code of the Township but shall not be permitted to utilize the 1.5 vacation days until she has completed her six (6) month probationary period and received a satisfactory job performance evaluation. In addition, **Ms. Getsinger** 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. Getsinger** is not permitted to take any paid sick leave until she has satisfactorily completed her probationary period.
5. **Ms. Getsinger** shall be eligible for the Township's medical benefits waiver effective December 1, 2017 in view of the fact that he does not require medical benefits coverage through the Township. The medical benefits waiver stipend shall be prorated for calendar year 2017 only.

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6. That a certified copy of this resolution shall be transmitted to the Chief of Police, the Chief Municipal Finance Officer, Human Resource Specialist and **Ms. Getsinger** for reference and information purposes.

RESOLUTION NO. 172-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE REINSTATEMENT AND RECLASSIFICATION OF BRIAN MCCLAIN TO THE POSITION OF LABORER II/SANITATION COLLECTOR II/TRUCK DRIVER I AT THE HOURLY RATE OF \$29.93 OR, IF ANNUALIZED, A SALARY OF \$62,254.00 IN JOB GROUP IV UNDER SALARY GUIDE A-1, PURSUANT TO IBT SALARY ORDINANCE NO. 9-2017 RETROACTIVE TO MONDAY, AUGUST 7, 2017

WHEREAS, by resolution dated October 13, 2005, **Brian McClain** was hired by the Township to serve as a Laborer II/Sanitation Collector II/Truck Driver I; and

WHEREAS, since July, 2009, **Mr. McClain** suffered several injuries to his left ankle and right knee; and

WHEREAS, in view of limitations imposed on **Mr. McClain** as a result of these injuries, and in order to provide him with a reasonable accommodation so that he could continue his employment with the Township, **Mr. McClain** was reclassified to the position of Laborer I/Sanitation Collector I/Custodian effective February 19, 2013 and assigned to perform custodial duties at the Township's Multi-Purpose Community Center; and

WHEREAS, since February 19, 2013, **Mr. McClain** has been performing restricted duties because of his ankle injury and osteoarthritis, all in accordance with the Township's "Limited Duty Provisions" as set forth under Section 61-26. Under Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies; and

WHEREAS, on March 16, 2017, **Mr. McClain** sustained another injury to his right knee not deemed by the Township's insurance carrier as a work related injury; and

WHEREAS, on June 20, 2017, **Mr. McClain** underwent a right knee replacement operation; and

WHEREAS, on August 1, 2017, the Township received a letter from the Summit Medical Group stating that **Mr. McClain** could return to work without any work limitations or restrictions; and

WHEREAS, as a result of the medical clearance, **Mr. McClain** may now return to his former position and perform the essential job functions of a Laborer II/Sanitation Collector II/Truck Driver I and be reinstated and reclassified under Job Group IV of Salary Guide A-1 as set forth in IBT Salary Ordinance No. 9-2017.

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

1. In accordance with the August 1, 2017 medical clearance of Dr. Mark Rubman of the Summit Medical Group, **Mr. Brian McClain** is hereby reinstated and reclassified to the position of Laborer II/Sanitation Collector II/Truck Driver I. As a Laborer II/Sanitation Collector II/Truck Driver I, **Mr. McClain** shall be compensated at the rate of \$29.39 per hour, or if annualized, at a salary of \$62,254.00, as set forth under Job Group IV of Salary Guide A--1 as set forth in IBT Salary Ordinance No. 9-17.
2. **Mr. McClain** shall be paid his new hourly rate retroactive to Monday, August 7, 2017, his first day of work.
3. That certified copies of this resolution shall be transmitted to the Superintendent of Public Works, Superintendent of Recreation and

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Park Administration and the Township's Chief Municipal Finance
Officer for reference and information purposes.

RESOLUTION NO. 173-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING DR. ROBERT WEGER TO SERVE AS THE ALTERNATE NO. 2 MEMBER OF THE BOARD OF HEALTH FOR A ONE (1) YEAR TERM OF OFFICE COMMENCING OCTOBER 1, 2017 AND ENDING ON SEPTEMBER 30, 2018, ALL IN ACCORDANCE WITH SECTION 282-2.B. ENTITLED "TERMS; VACANCIES" UNDER CHAPTER 282 OF THE CODE OF THE TOWNSHIP ENTITLED ALTERNATE MEMBERS TO BOARD OF HEALTH

WHEREAS, on March 9, 2017, the Township Committee adopted Ordinance No. 5-2017 which re-established the Board of Health and re-adopted existing Board of Health Legislation under the Code of the Township of Hanover; and

WHEREAS, with the re-adoption of Part 1 of the Administrative Legislation of the Code of the Township which includes Chapter 27 of the Code entitled Board of Health, the Township Committee may now re-establish the Board of Health with the appointment of five (5) regular members; and

WHEREAS, Section 282-2.B. entitled "Terms; Vacancies". under Chapter 282 of the Code provides for two (2) alternate members to be appointed as follows: Alternate No. 1 shall be first appointed for a term of two (2) years; and Alternate No. 2, if applicable, shall be first appointed for a term of one (1) year so that the term of no more than one (1) Alternate member shall expire in any one year. Thereafter, all appointments shall be made for full terms of two (2) years; and

WHEREAS, it is the intention of the governing body to appoint **Dr. Robert Weger** to serve as the Liaison and Alternate No. 2 member of the Board of Health for a one (1) year term of office commencing on October 1, 2017 and ending on September 30, 2018.

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 282-2.B. Entitled "Terms; Vacancies". under Chapter 282 of the Code of the Township entitled Alternate Members to Board of Health, **Dr. Robert Weger** residing at 49 Manger Road in Cedar Knolls, New Jersey 07927 is hereby appointed to serve as the Alternate No. 2 member of the Board of Health for a one (1) year term of office.
2. **Dr. Weger's** term shall commence on October 1, 2017 and end on September 30, 2018 or until such time as his successor shall be duly appointed and qualified.
3. That a certified copy of this resolution shall be transmitted to **Dr. Weger** and the Hanover Township Health Department.

RESOLUTION NO. 174-2017

A RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN PROFESSIONAL SERVICES AGREEMENT WITH ARTHUR A. LINFANTE, III, MAI, CRE AND VALUE RESEARCH GROUP, LLC IN THE PREPARATION OF SEVENTY-THREE (73) 2016 AND 2017 LIMITED NARRATIVE APPRAISAL REPORTS IN AN AMOUNT NOT TO EXCEED \$126,500.00 AND, WHEN NECESSARY, THE PREPARATION OF FINAL NARRATIVE APPRAISAL REPORTS WITH REGARD TO 2016-2017 TAX APPEALS EITHER SCHEDULED OR PENDING BEFORE THE TAX COURT OF NEW JERSEY, PLUS PROFESSIONAL APPRAISAL AND EXPERT WITNESS TESTIMONY SERVICES, IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW AT N.J.S.A. 40A:11-5.(1)(a)(i) AND THE PAY-TO-PLAY PROVISIONS AT N.J.S.A. 19:44A-20.5 AND N.J.S.A. 19:44A-20.26 ET SEQ.

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WHEREAS, there exists a need for professional appraisal and expert witness testimony services with reference to seventy-three (73) 2016 and 2017 tax appeals either scheduled or pending before the Tax Court of New Jersey; and

WHEREAS, the Township is again faced with the prospect of losing a considerable portion of its 2016 and 2017 ratable base as a result of challenges to the Township's 2016 and 2017 assessments of residential, commercial, vacant and industrial properties; and

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

WHEREAS, in accordance with N.J.S.A. 40A:11-5.(1)(a)(i), the Township's Business Administrator solicited a written proposal and quotation from **Arthur A. Linfante, III, MAI, CRE**, a licensed professional real estate consultant, for the purpose of preparing limited scope and full narrative "trial ready" appraisal reports, and the performance of expert witness testimony services if such services become necessary and appropriate, in the defense of the Township's tax assessments as it pertains to the seventy-three (73) tax appeals; and

WHEREAS, in keeping with the requirements of the Non-Fair and Open Process of the Pay-To-Play Legislation at N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26, the Township's Business Administrator, in his capacity as the Township of Hanover's Qualified Purchasing Agent has prepared a "Value Determination and Certification", (a copy of which is attached hereto and made a part of this resolution), that the estimated contract for the preparation of limited narrative appraisal reports, final narrative appraisal reports and expert witness testimony services have an anticipated value in excess of \$17,500.00; and

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

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

WHEREAS, the total assessed value of the seventy-three (73) ratables under appeal is estimated at \$523,246,300.00; and

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

WHEREAS, for each of the seventy-three (73) properties under appeal, the Business Administrator requested that **Mr. Linfante** submit a fee schedule for limited scope appraisal reports, final narrative reports and expert witness testimony services, as may be needed; and

WHEREAS, in the case of the seventy-three (73) tax appeals, the governing body has determined that **Mr. Linfante** be directed, at this point in time, to only prepare the limited scope appraisal reports either scheduled or pending before the Tax Court of New Jersey; and

WHEREAS, based on the June 26, 2017 proposal and quotation of **Mr. Linfante**, it is estimated that the cost for the preparation of the limited scope appraisal

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reports pertaining to those appeals filed directly with the Tax Court of New Jersey shall not exceed \$126,500.00; and

WHEREAS, individual final narrative appraisal reports for any Tax Court civil action shall only be completed if authorized and deemed necessary by the Township Committee, on a case by case basis, in accordance with the June 26, 2017 proposal submitted by **Arthur A. Linfante**; and

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

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

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

WHEREAS, the Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the 2016 and 2017 Current Fund Budgets - Tax Assessor – Other Expenses, Line Item No.126-0003-520 and 127-0003-520, to meet the costs of preparing the limited scope narrative appraisal reports and expert witness testimony services; and

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

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

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

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

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

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

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

3. The summary of fees for the preparation of limited scope narrative and final narrative appraisal reports for each property under appeal and expert witness services to be performed by **Mr. Linfante**, in the rendering of expert appraisal services including assistance in discovery proceedings, pretrial conferences and expert witness testimony with regard to those tax appeals, either scheduled or pending before the Tax Court of New Jersey, are all in accordance with the receipt of civil action tax complaints filed with the Tax Assessor and Business Administrator/Township Clerk. The June 26, 2017 proposal of **Arthur A. Linfante, III** is attached hereto as Schedule "A" and made a part of this resolution as if set forth in full.

4. This resolution authorizes that the services to be performed under this contract shall not exceed One Hundred Twenty Six Thousand Five Hundred (\$126,500.00) Dollars for the preparation of the limited scope narrative appraisal reports. If final narrative appraisal reports are required and authorized by the Township Committee, the cost will be based on the individual quote for each property.

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

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

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

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

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

RESOLUTION NO. 175-2017

**STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES PROGRAM**

ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Hanover has previously obtained a grant of \$2,907,676.55 from the State to fund the following project(s):

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Project Number 1412-99-009
Open Space Acquisition; and

WHEREAS, the State and the Township of Hanover intend to increase Green Acres funding by \$769,325; and

WHEREAS, the applicant is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project.

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY THAT:

1. The Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Open Space Acquisition; and
2. The applicant has its matching share of the project, if a match is required, in the amount of \$769,325.
3. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project; and
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. This resolution shall take effect immediately.

RESOLUTION NO. 176-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE ADVANCE PAYMENT OF MONEYS IN ACCORDANCE WITH N.J.S.A. 40A:5-16.1 TO THOSE OFFICIALS AND EMPLOYEES OF THE TOWNSHIP ATTENDING THE NOVEMBER 14 TO 16, 2017 NEW JERSEY LEAGUE OF MUNICIPALITIES CONERENCE IN ATLANTIC CITY IN AN AMOUNT NOT TO EXCEED \$500.00

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

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

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

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

WHEREAS, it is the policy of the Township to permit an expenditure of One Hundred Sixty Six (\$166.67) Dollars and Sixty Seven Cents per day and not to exceed Five Hundred (\$500.00) Dollars for attendance and participation at the New Jersey League of Municipalities' Conference to be held between November 14 through November 16, 2017 in Atlantic City; and

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WHEREAS, the Township Committee desires to permit the advancement of funds for travel and attendance at the various League meetings and conferences to be held at the Atlantic City Convention Center between November 14 and 16 in accordance with N.J.S.A. 40A:5-16.1.

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

1. Pursuant to the requirements of N.J.S.A. 40A:5-16.1 the governing body hereby authorizes the advancement of One Hundred Sixty Six (\$166.67) Dollars and Sixty Seven Cents per day and not to exceed \$500.00 to those elected officials, board members and employees who attend and actively participate in the various meetings and conferences sponsored at the New Jersey League of Municipalities' Conference to be held in Atlantic City between November 14 through November 16, 2017.
2. In accordance with the requirements of N.J.S.A. 40A:5-16, each elected official, board member and employee attending and participating at the Conference shall complete and certify a Township of Hanover Voucher providing a detailed and itemized listing of expenditures. The Voucher shall be presented to the Business Administrator and CMFO within ten (10) days after the Convention for verification and approval.
3. Within ten (10) days after attending the Conference, it shall also be the responsibility of each elected official, board member and employee to make repayment to the Township of any moneys advanced which have not been utilized for legitimate Convention purposes.
4. That a certified copy of this Resolution shall be transmitted to all Conference participants and the Township's Chief Municipal Finance Officer for their reference and information.

RESOLUTION NO. 177-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-006-004 AS AN INACTIVE POCKET LICENSE HELD BY VILLAGE SUPER MARKET OF NJ, LP, SUCCESSOR IN-INTEREST TO FENWAY, INC., FOR THE 2015-2016 LICENSE TERM

WHEREAS, on July 17, 2015, the attorney representing **Village Super Market of NJ, LP**, trading as "**The Village Liquor Store**" (hereinafter referred to as the "**Licensee**") filed a full twelve (12) page application with the Township of Hanover to renew Plenary Retail Consumption License No. 1412-33-006-004 as an inactive pocket license for the 2015-2016 license term; and

WHEREAS, along with the application, the **Licensee** submitted the required Township renewal fee and the \$200.00 fee to the Division of Alcoholic Beverage Control; and

WHEREAS, the **Licensee** is the successor in-interest to the Plenary Retail Consumption License mentioned above formerly held by Fenway, Inc.; and

WHEREAS, in accordance with N.J.S.A. 33:1-12.13., license renewal applications must be filed prior to the commencement of a new license term or not later than thirty (30) days after the commencement of the term; and

WHEREAS, since the **Licensee** filed the renewal application for the 2015-2016 term in timely fashion, the license did not require relief pursuant to N.J.S.A. 33:1-12.18. and N.J.S.A. 33-1-12.13.; and

WHEREAS, the Alcoholic Beverage Retail Licensee Clearance Certificate for renewal purposes was issued to Fenway, Inc. on May 11, 2016 and is on file in the Business Administrator/Township Clerk's office; and

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WHEREAS, it is the intention of the Township Committee to approve the renewal of Plenary Retail Consumption License No. 1412-33-006-004 as an inactive pocket license for the 2015-2016 license term.

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

1. The governing body hereby approves Plenary Retail Consumption License No. 1412-33-006-004 held by **Village Super Market of NJ, LP**, successor in-interest to Fenway, Inc., as an inactive pocket license for the 2015-2016 license term.
2. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 178-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-006-004 AS AN INACTIVE POCKET LICENSE HELD BY VILLAGE SUPER MARKET OF NJ, LP, SUCCESSOR-IN-INTEREST TO FENWAY, INC. FOR THE 2017-2018 LICENSE TERM PURSUANT TO N.J.S.A. 33:1-12.18 and N.J.S.A. 33:1-12.39

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

WHEREAS, **Village Super Market of NJ, LP**, trading as “**The Village Liquor Store**” (hereinafter referred to as the “Licensee/Petitioner”) is the successor in-interest to Plenary Retail Consumption License No. 1412-33-006-004 which is an inactive pocket license formerly held by Fenway, Inc.; and

WHEREAS, in accordance with N.J.S.A. 33:1-12.13, license renewal applications must be filed prior to the commencement of a new license term or not later than thirty (30) days after the commencement of the term; and

WHEREAS, due to extraordinary circumstances, the Licensee/Petitioner failed to file a timely renewal application for the 2017-2018 license term although the Licensee/Petitioner submitted the municipal renewal fee on May 10, 2017; and

WHEREAS, the Licensee/Petitioner filed a full twelve (12) page renewal application and State fee in the amount of \$200.00 with the Township on August 16, 2017; and

WHEREAS, since the application was filed after July 30, 2017, the license required relief pursuant to N.J.S.A. 33:1-12.18 and N.J.S.A. 33:1-12.13; and

WHEREAS, on August 11, 2017, the attorney representing the Licensee/Petitioner filed a Verified Petition with the Director of the Division requesting the issuance of a “new license” after the Licensee/Petitioner failed to file a timely renewal application for the 2017-2018 term; and

WHEREAS, on August 22, 2017, the Director of the Division of Alcoholic Beverage Control issued a Special Ruling granting relief pursuant to N.J.S.A. 33:1-12.18 and N.J.S.A. 33:1-12.39 permitting the Licensee/Petitioner to renew Plenary Retail Consumption License No. 1412-33-006-004 for the 2017-2018 license term and to file a “new twelve (12) page place-to-place application” for the siting and activation of the license; and

WHEREAS, in accordance with the Administrative Code, the Township has on file the Affidavit of Publication which verifies that the application for renewal of the inactive pocket license appeared twice in The Star-Ledger on September 2 and September 9, 2017; and

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WHEREAS, the Alcoholic Beverage Retail Licensee Clearance Certificate for renewal purposes was issue to Fenway, Inc. on August 17, 2017 and is on file in the Business Administrator/Township Clerk's office; and

WHEREAS, in accordance with the Special Ruling, it is the intention of the Township Committee, to approve the renewal of Plenary Retail Consumption License No. 1412-33-006-004 as an inactive pocket license for the 2017-2018 license term.

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

1. In accordance with the August 22, 2017 Special Ruling issued by the Director of the Division of Alcoholic Beverage Control pursuant to N.J.S.A. 33:1-12.39, the governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-33-006-004 as an inactive pocket license for the 2017-2018 license term. This license is held by **Village Super Market of NJ, LP**, successor in-interest to Fenway, Inc.
2. That certified copies of this resolution shall be transmitted to the Division of ABC Licensing Bureau, Gemma Giantomasi, Esq., the attorney representing **Village Super Market of NJ, LP**, the Township attorney and the Township's Police Department for reference and information purposes.

RESOLUTION NO. 179-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE FILING OF A PETITION WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO ESTABLISH A PEDESTRIAN AT-GRADE RAIL CROSSING AT THE INTERSECTION OF THE WESTERLY SIDE OF SOUTH JEFFERSON ROAD AND THE MORRISTOWN AND ERIE RAILWAY MAIN LINE

WHEREAS, there is an existing vehicular at-grade crossing of the Morristown & Erie Railway main line with South Jefferson Road in the Township of Hanover; and

WHEREAS, the Township has jurisdiction over the roadway where the at-grade crossing exists; and

WHEREAS, the Township has constructed sidewalks along South Jefferson Road for the purposes of pedestrian connectivity with the exception of the portion that crosses the Morristown & Erie Railway main line; and

WHEREAS, the Township desires to cross the Railway main line to complete the pedestrian connectivity.

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 Petition is hereby made to the New Jersey Department of Transportation (NJDOT) for final determination and issuance of a decision to accept the Township's request to establish a pedestrian at-grade crossing on the westerly side of South Jefferson Road at its intersection with the Morristown & Erie Railway main line.
2. The Township Engineer is authorized and directed to submit supplemental data and the filing fee to the NJDOT as required by the NJDOT Petition Procedure.
3. The governing body accepts the responsibility for maintaining signs and/or pavement markings under its jurisdiction which may be recommended by the NJDOT.

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RESOLUTION NO. 180-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PETITIONING THE MEMBERS OF THE MORRIS COUNTY LEGISLATIVE DELEGATION TO SUPPORT SENATE, NO. 1832 AND ASSEMBLY, NO. 3823 IN ESTABLISHING A FAST TRACK FORECLOSURE LAW

WHEREAS, during the 2015-2016 Legislative session, members of the New Jersey Senate and General Assembly introduced and approved Senate, No. 2545 and Assembly, No. 3793 entitled "Fast Track Foreclosure Law"; and

WHEREAS, the measures were not signed into law by Governor Christie; and

WHEREAS, new bills have been introduced in both the Senate and the General Assembly, namely Senate, No. 1832 and Assembly, No. 3823 to create the "Fast Track Foreclosure Law"; and

WHEREAS, the Mayor and Township Committee of the Township of Hanover petition the member of the Morris County Legislative Delegation to support and endorse the "Fast Track Foreclosure" measures as it is a serious matter that affects all residents of the State of New Jersey; and

WHEREAS, the States of Maryland and Ohio recently passed legislation to "Fast Track" foreclosures on vacant and abandoned residential properties to fight and prevent blight in communities that may lead to vandalism, crime, health and safety issues along with lowering property values.

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 petitions members of the 21st, 24th, 25th, 26th, 27th and 40th Morris County Legislative Delegations to work in unison in supporting and endorsing the passage of Senate, No. 1832 and Assembly, No. 3823 in establishing the "Fast Track Foreclosure" law.
2. That certified copies of this resolution shall be transmitted to the Morris County Legislative Delegations set forth above, Senate President Stephen M. Sweeney, Assembly Speaker Vincent Prieto, Senator Paul Sarlo, the Morris County Board of Chosen Freeholders, the New Jersey State League of Municipalities and all Morris County Municipalities.

RESOLUTION NO. 181-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING BOND REDUCTION NO. 1 IN RELEASING THE \$468,077.00 IRREVOCABLE STANDBY LETTER OF CREDIT TO RED BULL ARENA, INC. AS IT RELATES TO THE CONSTRUCTION OF THE RED BULL SOCCER TRAINING FACILITY ON PROPERTY LOCATED AT 24 MELANIE LANE IN THE WHIPPANY SECTION OF THE TOWNSHIP AND DESIGNATED AS LOT 12 IN BLOCK 6601 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, on July 10, 2012, the Planning Board granted preliminary and final site plan approval to Red Bull New York, Inc. to construct a soccer training facility for the New York Red Bull professional soccer team on property located at 24 Melanie Lane in Whippany and designated as Lot 12 in Block 6601 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, this first phase consisted of constructing 4,000 square feet of the northerly portion of Building "E", a parking area, storm water management, lighting, fencing, landscaping and other related improvements; and

WHEREAS, the January 16, 2017 Developer's Agreement by and between the Township and **Red Bull Arena, Inc.** required the submission of the \$468,077.00 Irrevocable Standby Letter of Credit, \$122,000.00 in cash plus engineering and sanitary sewer inspection fees; and

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WHEREAS, on July 8, 2014, the Planning Board granted an amended preliminary and final site plan to **Red Bull Arena, Inc.** to expand the existing soccer training facility; and

WHEREAS, this second phase consisted of the construction of approximately 3,500 square feet of the southerly portion of Building "E", a new natural turf field, bleachers, press box, ticket booths, scoreboards, field lighting, fencing and other related improvements; and

WHEREAS, in accordance with July 8, 2014 amended Planning Board approval, the Township and **Red Bull Arena, Inc.** executed a second developer's agreement dated January 5, 2015 for Phase II of the project; and

WHEREAS, the Irrevocable Standby Letter of Credit, the cash bond and insurance certificates posted for the Phase I portion of the project were applied to Phase II; and

WHEREAS, as part of the Phase II construction, **Red Bull Arena, Inc.** deposited additional engineering and sewer inspection fees with the Township; and

WHEREAS, although construction under Phases I and II has been completed, including the required site improvements, the Engineering Department is still in the process of reviewing punch list items and performing a site inspection of the project site; and

WHEREAS, in view of the above, the Township Engineer is recommending only the release of the \$468,077.00 Irrevocable Standby Letter of Credit.

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 Irrevocable Standby Letter of Credit, No. DLG7481, submitted by **Red Bull Arena, Inc.**, in the amount of \$468,077.00 through HSBC Bank USA, N.A. located in New York City is hereby released to the developer.
2. The cash bond and current balances of the engineering and sanitary sewer inspection fees shall remain on deposit with the Township pending the recommendations by the Township Engineer and Executive Director of the Hanover Sewerage Authority for reductions or release.
3. That certified copies of this resolution shall be transmitted to **Red Bull Arena, Inc.**, HSBC Bank USA, N.A., the Township Engineer, Chief Municipal Finance Officer and Executive Director of the Hanover Sewerage Authority for reference and information purposes.

RESOLUTION NO. 182-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO RETURN A 2017 IN LIEU OF TAX DONATION IN THE AMOUNT OF \$4,576.50 TO THE ASSOCIATION FOR RETARDED CITIZENS, MORRIS UNIT

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

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

WHEREAS, in accordance with this policy, ARC submitted a check to the Township of Hanover dated September 1, 2017 in the amount of \$4,576.50 as an in lieu of taxes donation to the Township; and

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

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

1. That the governing body has determined to return the \$4,576.50 donation of the Association for Retarded Citizens, Morris Unit, which donation served as an in lieu of taxes contribution to the Township.

2. That the Township's Chief Municipal Finance Officer is hereby authorized to issue a check in the amount of \$4,576.50 to the Association for Retarded Citizens, Morris Unit, as reimbursement in full for its in lieu of taxes donation which was deposited with the Township on September 6, 2017.

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

RESOLUTION NO. 183-2017

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

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

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

Section 1.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017, which item is now available as a revenue from:

State of New Jersey:	\$5,500.00
Drive Sober or Get Pulled Over 2017 Statewide Crackdown	

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$5,500.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":	
State and Federal Programs Offset by Revenues:	\$5,500.00
Drive Sober or Get Pulled Over 2017 Statewide Crackdown	

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

RESOLUTION NO. 184-2017

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

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

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and

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

Section 1.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017, which item is now available as a revenue from:

3M Foundation - Contribution: \$2,500.00

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$5,500.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":
Reserve 3M Foundation : \$2,500.00

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

RESOLUTION NO. 185-2017

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 7007, Lot 23, also known as 96 Troy Hills Road, Whippany, New Jersey 07981, for 2014 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2015-07, was sold to U.S Bank Cust for BV001 Trust & Crotrs for a 0% redemption fee and a \$600.00 premium paid; and

WHEREAS, Federal National Mortgage, owner has affected redemption of Certificate 2015-07 in the amount of \$12,504.59.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$12,504.59, payable to US Bank Cust for BV001 Trust & Crotrs, 50 South 16th Street, Suite 2050, Philadelphia, Pa. 19102 for the redemption of Tax Sale Certificate 2015-07.

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

RESOLUTION NO. 186-2017

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

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 2, 2016, a lien was sold on Block 8801, Lot 8, also known as 7 Kitchell Place, Whippany, New Jersey 07981, for 2015 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2016-12, was sold to Daxuan Wang for a 0% redemption fee and a \$2,700.00 premium paid; and

WHEREAS, Leszek Lasota, owner has affected redemption of Certificate 2016-12 in the amount of \$2,944.90.

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NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$2,944.90, payable to Daxuan Wang, 11 Walnut Street, Livingston, New Jersey 07039 for the redemption of Tax Sale Certificate 2016-12.

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. 187-2017

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

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 2, 2016, a lien was sold on Block 1201, Lot 4, also known as 64 Pleasant Avenue, Cedar Knolls, New Jersey 07927, for 2015 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2016-02, was sold to FWDSL & Associates, LLC for a 0% redemption fee and a \$15,000.00 premium paid; and

WHEREAS, Wells Fargo, representing the owner has affected redemption of Certificate 2016-02 in the amount of \$9,131.34.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$9,131.34, payable to FWDSL & Associates, LLC, 17 Cliff Street, Somerville, New Jersey 08876 for the redemption of Tax Sale Certificate 2016-02.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$15,000.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 188-2017

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

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

<u>BLOCK</u>	<u>LOT</u>	<u>QUAL. #</u>	<u>NAME</u>	<u>AMOUNT</u>
1502	21	C0057	Ronald Chernesky 193 Vista Drive Cedar Knolls, NJ 07927	\$343.53
7301	3, 4, & 4.01		Whippany Fire Company Inc 440 Route 10 Whippany, NJ 07981 RE: 6, 8 & 10 Troy Hills Rd	\$7,254.31
9202	15	C0006	Shuai Shi/Dengyun Sun 6 Barberry Court Whippany, NJ 07981	\$2,951.34

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

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of **\$6,263,940.34** 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

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as if set forth in full. Moved by Member Ferramosca and seconded by Member Francioli and unanimously passed.

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

RAFFLES:

- RL- 3052 – Whippanong American Legion Post 155 – Pull Tab**
- RL- 3053 – Bethel AME Church – on premise 50/50**
- RL- 3054 - Columbian Foundation – off premise 50/50**
- RL- 3055 – Hanover Rotary Club – Casino Night**
- RL- 3056 - Villa Walsh Academy Home School – on premise raffle**
- RL- 3057 - Villa Walsh Academy Home School - on premise raffle**
- RL- 3058 - Villa Walsh Academy Home School – tricky tray**
- RL- 3059 - The Fighting Children's Cancer Found – tricky tray**
- RL- 3060 – Rotary Club of Morris Plains – off premise raffle**
- RL- 3061 - Foundation for Morristown Medical Center**

Motion to be approved made by Member Brueno and by Member Gallagher and unanimously passed.

OPEN TO THE PUBLIC

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

Marybeth Cowley, 22 Troy Hills Road, Whippany: Just a couple of questions; anything more on the Morris County Mall development?

Mayor: The Morris County Mall has been a big question mark in the community for some time and still is. There are all kinds of comments regarding the Walmart facility that is there and what is going on. We can tell you officially that we have no filings from the Morris County Mall and no applications for any additions or expansions before the Planning Board. We have no information what so ever other than the hear-say that is on the streets, at this particular point I know John Ferramosca, Director of Planning, and also involved with EDAC has made contact with the Oster Family, these are the heirs to the mall; and trying to work with them and try to come up with some idea what they are trying to do with the mall; but not too much success.

Ms. Cowley: There is construction going on over there at Walmart.

Mayor: Walmart we can only suppose from what we are hearing that they have the potential to expand there but we have nothing official that says they will do that.

Ms. Cowley: I thought they were going on Hanover Avenue. Who is taking space Mennen?

Mayor: That is our sister community that is the Township of Morris but we can tell you that facility is going to be a combination mix use is what has been approved for that, so it's going to be a combination of condominium units and retail frontage on Hanover Avenue.

Ms. Cowley: Eden Lane the old Paper Board?

Mr. Ferramosca: The Paper Board approval that is still in the process, the Planning Board has been busy trying to satisfy requests an alternate route to Apollo Drive and that continues to exist. One of the issues the Planning Board brought up was that we were trying to move traffic off of Eden Lane and bring it closer to Route 10 and 287, so that is an ongoing effort. Nothing else to report on it.

Ms. Cowley: No updates on Pine Plaza either then I guess?

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Mr. Ferramosca: Pine Plaza from an EDAC standpoint; we are very active in contacting Pine Plaza to talk to the owners of Pine Plaza but unfortunately nothing really has materialized in terms of a new plan. I know they are eager to do something but nothing really has materialized yet.

Ms. Cowley: Everybody wants to know who is developing where and it looks so sad so blank and open.

Mr. Ferramosca: I can share the Route 10 corridor. That study will be complete this year and that study will really lay the ground work for what we hope to be a successful reinvention of Route 10 similar to the success story that we've had on Hanover Avenue. So, we eagerly await the completion of the work and I know the Planning Board and our Planner are working on that very diligently and there is a commitment to complete that this year.

Ms. Cowley: By 2017?

Mr. Ferramosca: Yes.

Ms. Cowley: You beat me to it, I was going to ask you about that. Who bought, do you know who bought the Church on the corner here, the Old Ukrainian Church, is that going to be retail? On the Corner here?

Mr. Ferramosca: We are not familiar who purchased it.

Ms. Cowley: That was sold.

Mayor: There had been numerous attempts to get a contact on that, but there is nothing firm that they come up with.

Ms. Cowley: We were told it was sold, so I didn't know if it was going to be a business or housing.

Mayor: Well that zone right now will be the frontage on Route 10 right now would be retail. A restaurant or store something of that nature.

Ms. Cowley: And, last, are we doing anything with the housing on Route 10 that I've been bugging that looks really bad from Bogey's here and way back by Molly's two houses. Has anything been attempted by the owner to do a facelift or improve the property?

Mayor: I know Bogey's is up for sale?

Ms. Cowley: No, I know that, it's the house before that and the two before you get to Molly's coming this way on the West side.

Mr. Ferramosca: Property Maintenance has been notified and has gone out to revisit that owner and notified of the requirements.

Ms. Cowley: And...that's it?

Mr. Ferramosca: They just follow up with them, if they don't do what the Property Maintenance wants then they can possibly be fined.

Mayor: Every time we take an action the owner has another 2 weeks, 30 days in order to commit, it's very frustrating.

Ms. Cowley: If it was us we would have been fined by now.

Mr. Ferramosca: We agree, it is a difficult on going issue.

Ms. Cowley: The owners don't even live there, they are rentals. Last time you had said that you were going to find out who it was and then have Building Department go in there and that was a while ago like six months ago.

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Mr. Ferramosca: Building Department has followed up, the building maintains monitoring group has been there enforcement and they will continue it's a hot issue that is on the radar with them and they will continue to be add it to the point when fines will actually be levied. As to when that takes place they are an independent group in terms of what they can do. We can bring awareness to them and we appreciate you coming out telling us about it.

Ms. Cowley: It's just ugly.

Mr. Ferramosca: We agree with you.

Ms. Cowley: Thank you.

Dale Cowley, 22 Troy Hills Road, Whippany: I'm here tonight as a Volunteer Member of OEM, yesterday we had our first class of are you ready for senior citizens, the Mayor was in attendance. The topics that we cover are generator safety, storm preparedness, readiness what are you going to need to survive for seventy –two hours and communication and we are going to expand it, but I wanted to get it on the record that it has started and we are going to be continuing it.

Mayor: One of the finest programs that I attended and I reported to John Ferramosca that it was a program about an hour and a half and almost two hours' worth of work, you moved through a lot of different areas and a lot of different emergency situations that we find ourselves in; loss of power, use of generators, flooding situations, escape mechanisms from automobiles and flood situations etc., and so many of the topics that you covered are happening right when we talk. I thought it was a great program and between yourself and Tom Quirk on OEM we are planning on doing it again and we would like to encourage the Senior Citizens Club to really take advantage of it and learn something from this; a lot of good tips came out of that and we do appreciate that.

Mr. Cowley: We are going to try and do an evening session for the seniors that are still working so they can take part in the program as well.

Mr. Ferramosca: It's good news from a safety standpoint; it's needed very much so.

Mayor: It covered areas that we take for granted like how to leave a car after a power line drops. I wouldn't even think of leaving the car. I would be so petrified that I wouldn't even touch my steering wheel but there is a manner in which to actually do it if you had to leave a car in a situation like that there is a manner and I'm not gonna say it's the safest manner but it's an option. Very good.

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

OTHER BUSINESS

Mr. Gallagher: October 3rd Tuesday night Darryl Strawberry is coming to Hanover Township. The timing is perfect because it's been all over the news lately talking about opiates and addiction and talking about treatment and also about finding yourself, accepting yourself, which is very appropriate especially in every area in every community including Hanover Township. For the first time, we have a packed house, we have over 500 tickets out. We cannot have any more people come and everybody in this committee knows how hard it is to get people to come to an assembly especially an assembly that we all care so much about and we want to get the message. Star power is big but even with Chris Herring a couple of years ago we didn't have this type of enthusiasm so we are very excited about it and Jim the only thing I will tell you about further information I thought about it after speaking to you Carol Giorgio has been incredible for months on this, I can't tell you how many times she's called me and said Ace I just got off the phone with Darryl Strawberry's sister and there was always new information, so she ran with this thing almost by herself if there is a hero it's her ~ she's great. Everybody is stepping up and everybody is working hard.

To keep up structure School Park worked with Mr. Wasko on the parking possible shuttles, Hanover Township PD is going to be all over it and also American

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Martial Arts is going to provide four people to stand at the door not for security just to help with the structure cause when everybody wants to get in there at one time it could be crazy, so I want to say that the Hanover Township Substance Awareness Council really did a great job, Carol is phenomenal. This is really all her and she gives me credit I just approve and applaud her work. So thank you Joe and Carol.

I also want to say that Saturday, October 28 the One Day One School Beautification safety initiative is having it's 10 year anniversary. We stopped counting and we got the numbers from the Business Administrators and from the Superintendents and in 2014 we stopped counting and we always said that over a half of million cause many of us run for office and talk is cheap and we can say anything we want and probably get away with it sometimes, when we can verify the numbers, but in our ten year anniversary we are going to go over \$1 million dollars saving school districts in and around our area in the last ten years. And we say that every thousand dollars is a computer, we used to say with Brian Cahill every \$80 is a text book but I don't think they really use text books anymore so we got to get a little more current. Once again, we are all coming together for that. The entire governing body here will be there, East Hanover, Florham Park and it is confirmed that Channel 7 is going to be there and do a big story on it, so it's going to be really big for all of us, again what we can do when we put our minds to it and we get together and grab a shovel and start digging.

I want to also say that we went back to school, and everybody was great working together, school and park traffic safety put together a great message we worked and had our last meeting the Mayor was at our last meeting going through all of our preparations on what we have done for the last few months to get ready, all of our cross walks are painted, I can go down a litany of things but I think everyone sees the improvements we made and how we are staying on top of it and thank you Hanover Township PD cause they really stepped up with the educational component the first couple of days they told people they can't park here and why and of course after the educational component we shortly went in with enforcement and dropped the hammer as we joked in the police conference room that it has to have a little bit of teeth and it does, a lot of our work does but it is all for the benefit of our kids and young families.

Hanover Township Day was another example of everyone getting together for something very good. And, I will only handle the DPW part, these guys were phenomenal, the amount of hours they put in the amount of overtime hours they put in, the set up and the take down, the work during the event. It was phenomenal, so I'm sure each person who is going to refer to it but I want to thank the DPW once again the guys are phenomenal in any area of any of their skills they can be out in a private sector making a lot more money but they love Hanover they work for us and work with us and thank you to the DPW.

Mr. Ferramosca: It's still all about the roads, major road work was completed with a big late summer push on Ridgedale Avenue was completed in record time in getting that done prior to back to school was very important from a planning stand point. Next up, keep on looking at the Township website there will be information coming up about North Jefferson Road and the County will be working on Parsippany Road and Whippany Road. So, again, it is very important that you check the Township website because there will be inconveniences during the point of those construction periods and we want people to be aware of it to seek alternate paths.

In addition, I just want to bring to everybody's attention that on Ridgedale Avenue, you might not even be aware of it, there is a bridge on Ridgedale Avenue, the County of Morris will begin replacing their bridge just south of Frederick's Place. This is going to start this week. Bridges don't get built like repaving roads in a week or two this is a major endeavor, so this is going to be going on from now until probably spring 2018. The plan is in place to always maintain a roadway so that traffic can flow north and south so you might be inconvenienced but the road will be one lane of traffic will be open at all times during the period of road construction.

Engineering Department has been really busy this summer but there has been one person within the Engineering Department that was like really busy, this person was on site at all of these roads, all three point some odd miles of road that have already been paved, this person was there, getting there very early in the morning inspecting the roads the man was literally on his feet getting involved, measuring, making sure it's

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getting done properly, this gentleman's name is William Eannucci and Township Committee wants to recognize Bill. Bill we really thank you for your great efforts in terms of ensuring that the road quality is there and this Township Committee and we all chipped in a few bucks and what we did was bought something for Bill, something that he can use while he's out there working on those roads and what we got him was a pair of Dr. Shoal's gel foaming pads that he can put in those engineer boots to make his day a little bit easier...So Bill we hope you wear them well and we hope it relieves. We thank you Bill for his outstanding efforts.

Mr. Giorgio: If I may interrupt Deputy Mayor, he is also our Employee of the Month for August.

Mr. Ferramosca: Terrific news Mr. Eannucci has been recognized as Employee of the Month ~ happy to hear that for Bill.

Saturday, October 28th is also free paper shred day you will get more information about it's going to be held at the Community Center this year to make it a little easier for you to access.

Lastly, pinch hitting for Committeeman Coppola the KFC is having a special event and if you can participate in this event it's very beneficial it's their blood drive, the miracle of life. Please on October 7th please consider going to OLM from 9:00-3:00 on that Saturday if you can give blood to participate in helping someone else. Thank you.

Member Brueno: Pertaining to Hanover Township Day; the weather in fact was tremendous so we have to thank Mother Nature for that, especially since the last couple of years we had some very hot days and some thunder storms so it couldn't be better. Special thanks to the Recreation Commissioners, Denise Brennan our Superintendent of Recreation and her team; Brian Foran and the DPW always doing the yeomen's work our generous sponsors there is really no cost to the taxpayers per say the entire event is free which is amazing, our signature sponsor this year was Wegman's they gave 2500 hot dogs the rolls so on and so on. As well as all of the volunteers in addition to the DPW and some of our paid employees we do get a lot of volunteer to help out as well. So special thanks to everybody, it was a tremendous day and we are looking forward to bigger and better next year.

In terms of the Recreation Department and the Fall programs certainly there is a lot going on and in keeping in line with accommodating all of our residents the evening hours have started again on Tuesdays and Thursdays from 6:30-8:30 so if you want to register in person we want to give everybody the availability to do that so for those who work evening hours are back in the Recreation Department.

On October 1st this is another event we try to kick off back in June we just got a little bit of a late start, so a little bit advanced notice "All Aboard for Fun and Fitness" and the Mayor's Wellness Program in conjunction with the Whippany Railway Museum that will go from 12:30-3:30 and the idea is that you will take the train from what we knew as the old City Federal Savings Bank where the train station begins over to Central Park and there will be a lot of exhibitors. Bayer Healthcare will be there, the Red Bulls will be there, it's all about fun and fitness but also helping our friends at the Whippany Railway Museum. So, the train ride is short over to Central Park just because there won't be enough parking there so, we want to encourage everyone to park in the lot down by the train station takes the train over to Central Park for a great day.

Mayor: That really will help the Railroad Museum a great deal, we are trying to assist them, still trying to get the steam locomotive done and we are making some progress there believe it or not that's been countless years. But this particular wellness train, Bayer people will be there but on the train too will be some Red Bulls athletes and the train will leave periodically from the station through Central Park and it will continue unless you want to stay on it will continue through Morristown on that route and will come back to Central Park and if you want to get on and it will take you back to the station to where your car is and you can leave at any time and it will do that about 4 or 5 round trips that day so tickets are available at the train station for this event. That's going to be terrific.

The 27th of this month, the Stoney Brook Community Farm will have a formal ribbon cutting and it can be formally open. They had an exhibit at Hanover Township

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Day and some of our community signed up for even more gardens and I invite everyone to come out and take a look, we will have representatives from Interfaith Food Pantry there we will have representatives from our schools there Mike Wasko our Superintendent of Schools will join us as well and you have another opportunity to look at the farm but if you are interested in having a garden for the coming year you can do that too. That is coming up as well.

A little reminder that we had a Board of Health meeting last night and the Board of Health would like me to remind you that this time of year and it's not unusual because we had some neighbors that had some sightings of raccoons during the day, if you happen to see a raccoon or similar animal during the day the odds are that it is not healthy, that be the case do not try to approach the animal, do not try to capture the animal, do not try to assist the animal, call our Police Department immediately and we will make arrangements to have St. Hubert's or some other agency collect the animal so we do want to give you that warning. Rabies is an issue if the animal is seen particularly during the day, so having said that. Once again thanks to Dale Cowley for a wonderful program, Wednesday was terrific started at 1:00 and went right after the seniors meeting you will learn more about this program on the readiness seminar and we will give you more details on that in the future.

Mr. Gallagher: I'm just going to pinch hit here for Committeeman Coppola for a second Ron and I, it's no secret, are pretty involved in social media and we hopefully hope it for the right way and to help people and share information, Ron lets them vent, but there has been quite a bit of talk in the last couple of months about neighborhood watch and several people have gotten me privately and said we should establish that, well Chief Roddy years and years ago I believe it was in the 1990's did establish it and we do have it, it just hasn't been active. It's not active because people have to volunteer and know that it is there and they can get involved so we are working with Hanover Township Police to let people know that we do have this program in town it hasn't been active and there is going to be a seminar here at the Community Center Thursday night September 28th I believe we have a Committee Meeting that night though but if we can all get together and help let Hanover Township know that we do have this program and we do want people to get involved in it and Hanover Township PD has a lot of information. There are 30 great guys that work very hard for all of us and it's a great opportunity to let the Town know what we do have and how we can all chip in and keep an eye on each other a little better especially cause of what is going on sometimes and we all know about it and we all read about it and we all worry about it but that's it Thursday, September 28th Neighborhood Watch Seminar and if we can all spread the word and get everybody out there that is interested that would be fantastic.

Mayor: I think that's a great idea and you are right we did have that some time ago and if we can rekindle that and get it active again that's great. We had another program a few years ago and I would love to resurrect it, I always boast that we got one of the largest senior citizen population in the county and we do 28% of Hanover Township is seniors verses 24% in the County, if anyone is looking for statistics there you go, but having said that we had a program for shut ins, if you are elderly or alone or recuperating from an illness or something or you are a shut-in and alone you can contact us and we will check in with you in the mornings. If we didn't hear from you, you would hear from us and I think that was a great program and I would like to get that active again.

ADJOURNMENT

Motion made to close at 9:42 p.m. was by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

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

Joseph A. Giorgio, Township Clerk