

FEBRUARY 23, 2017

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, February 23, 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, Coppola, and Brueno

ABSENT:

STATEMENT BY PRESIDING OFFICER:

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

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

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION

PLAQUE PRESENTATION BY HARRY J. DELGADO, ACCREDITATION PROGRAM MANAGER ON BEHALF OF THE NEW JERSEY STATE ASSOCIATION OF CHIEFS OF POLICE UPON THE SUCCESSFUL REACCREDITATION OF THE HANOVER TOWNSHIP POLICE DEPARTMENT.

Mayor: This reaccreditation is not an easy process and something that was not easily gotten. Some 40 towns take part in this accreditation; 20 of those 40 towns receive such accreditation us being one of them. So we are one out of 20 that received such accreditation and as the Deputy Mayor reminds me of a 2% on that, we are very proud of our department, certainly proud of their accomplishments with their policies and procedures etc., we have gone with second accreditation and but on that note I would like to turn the floor over to Mr. Delgado.

Mr. Delgado: Mayor, if you would indulge me for a couple of minutes I would like to explain to you the significance of the achievement tonight. I came here tonight to recognize your police department as one of the best in the State perhaps in the Nation, because the whole program is based on following best practices that emulate National level not only State Best Practice but National Best Practices. Just to follow up on what you just stated Mayor, I will add a little more context to that, there are over 470 agencies in the State of New Jersey a little over more than closer to 500 that would be eligible for accreditation in the State of New Jersey but to date there is only 172 that are actually accredited and that is because of the process, as you mentioned before, it's a very very rigorous one. So when you think about it, your Police Department was not only reaccredited, so about 34% agencies are accredited but only 8% have achieved reaccreditation State wide, so that is quite an achievement and that where Hanover Police Department actually falls into. So accreditation as I mentioned is a process and the foundation of the accreditation lies in the adoption of standards containing a clear statement of professional objectives. Accreditation is a progressive and time proven way of helping all law enforcement agencies calculate and improve their overall performances. It is a certification by an independent review and authority in this case in the New Jersey State Association of Chief's Police, that the accredited agency would

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Carefully measure as an established in State and National standards as what I suggest to you that your Police Department is among the best in the Nation. It has met in the case of the Hanover Police Department that I am pleased to say that in many instances exceeded accepted practices in the field of law enforcement. I know tax payers will probably ask what is in it for me? Certainly there is a lot for you, research shows that accredited agencies have 11% fewer police professional liability claims, 11% fewer worker compensation claims and 31% fewer auto-liability claims, certainly that turns into savings for the community as well as participating in JIF certainly gets some discount after having accreditation. In addition to the fiscal advantages there are many other important benefits of accreditation, see accredited agencies are better able to defend against lawsuits and citizens' complaints, accreditation provides objective evidence of an agencies commitment to excellence in leadership resource management and service and delivery. Governmental officials can be more confident in the agency's ability to operate efficiently and meet community needs. Accreditation embodies the preset of community policing, it creates a form which police and citizens work together to prevent and control challenges confronting law enforcement and provides clear direction about community expectations, many years we thought we knew what the community wanted until we finally decided to ask, and accreditation is one of those process and programs that ties into the very heart of the community. Officers accreditation standards give the Chief a fully management system of written directives, sound training, clearly defined lines of authority and maintain reports in support of decision making and resource allocation and officers and as I see many here tonight, in accredited agencies they are able to take pride that they have been objectively recognized for the professionalism in adherence to the high standards.

Now, to end I must tell you that at the end of this rigorous process in the case of reaccreditation it takes 2 years after the initial accreditation, we are talking about 5 years of work. So this is a great body of work, so we come in, and we do a physical onsite, an onsite assessment, we want to make sure that the agency has all the proof necessary to demonstrate compliance, tangible proof, with 105 standards in the State of New Jersey, so we come in we leave no stone unturned. That is a lot of work, and I think that it would be remiss if I did not mention the leadership of Captain Shawn Waldron who worked with me for many years as the accreditation manager who worked extensively and he earned my respect for his commitment to the accreditation process. In addition, Lt. David White who has now become my connection to the Hanover Police Department, who has invested many years of his personal time and personal expertise in support of this process to ensure that the Hanover Township Police Department maintains its elite accredited status. So it is the opinion of the assessment team of the Hanover Township Police Department is highly professional accredited agency which exemplifies all of the tenants of law enforcement accreditation at the State and National level something we should be proud of. So therefore, the New Jersey State Association of the Chiefs of Police and the New Jersey Law Enforcement Commission congratulations Chief Mark Roddy former Accreditation Manager Captain Shawn Waldron, Accreditation Manager Lt. David White, the members of the Hanover Township Police Department and the Mayor and Counsel and those citizens that they so proudly serve for achieving State reaccreditation joining a very exclusive group of law enforcement agencies that are making a commitment to excellency employees. So on behalf of the Association I say to you Congratulations. (Applause)

OPEN TO THE PUBLIC:

Motion to open to the public made by Member Brueno and seconded by Member Gallagher.

Michael Psathas, 13 Barberry Court, Whippany: My wife and I just moved in here in the Polti Development about 7, 8 months ago, we are really enjoying our time in this neighborhood, we actually lived in the City and then moved to Hoboken and then moved out here. It's a great community, a great neighborhood, I think we are concerned at this point that we have been going on a number of walks and runs in the neighborhood and there are some sidewalks, we just had a baby last August and we have taken the baby out, but we go on Jefferson Road a number of times and for whatever reason that the Town has considered in the past but essentially the

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neighborhoods from Route 10 on North Jefferson up to Parsippany Road is not really connected there are no concurrencies throughout, and I guess there are a number of my neighbors here as well and we are just concerned, I guess for our own safety, there have been a number of times that I have run on the road and I had to kind of dodge out and go into the yards, I just wanted to know generally if the Town is considering putting in the sidewalks at this point if they have done any studies to see if this is something that would be a good idea for the Town? Just because I know there are a lot of kids in our neighborhood that are moving and as they grow up and get older they are going to be meandering out throughout the neighborhoods, so I just wanted to get a sense of where you and the Committee were on this position and I'm sure my neighbors would like to share their experiences as well.

Mayor: I agree and the Township Committee is aware of the conditions as we have been for some time, Police Department and our Safety Officer has reviewed it so we certainly know that sidewalks on that portion of North Jefferson Road would be contagious. What I can tell you at this juncture is that along with milling the road we are going to resurface that road, are we on for this year Gerry?

Mr. Maceira: Yes we are.

Mayor: The road is going to be worked on, now there has been consideration and I'm going to ask my Engineer to help me here, was there consideration for macadam walk ways or something of that nature?

Mr. Maceira: Yes there has been, but I'm not sure if that would fit into the budget this year.

Mayor: We have explored the idea of putting walkways in there as macadam walk ways there is an advantage and disadvantage to that, for an athletic person it's an advantage, we are doing a Connectivity Plan and the County wants macadam walk ways for environmental reasons for our Patriot's Path, but it's also a way to get a walkway on that road without the full expensive of curbing and concrete sidewalks. So I guess what I can tell you at this point is that it's on our sheet to be examined, we have completed budgets for roads this year and from what the Engineer is saying, we did not earmark that for consideration, with the idea of that, let me put it to you in this fashion, the idea of doing that is not off the radar screen this year for one reason, this is not a promise but if our expenditures on roads and our budgets for roads remains under what we have allocated that we can portion some of that such for dollars to something like this in completing that, so and by the way that is a decision by the Township Committee Body not the Mayor's Office as such. I guess that is what I can share with you at this point.

Mr. Psathas: Before I let my neighbors come up and share some of their concerns I guess, I just want to make sure that I understand there is a difference that you considered between the sidewalks and the macadam surface?

Mayor: Instead of a concrete surface like we have done on South Jefferson Road if you have seen it we just completed a wide asphalt path that is used as part of the connectivity plan for jogging, cycling, etc., that's the surface that they want to use. You have to understand that there are some other things involved in this, and that is what side of the road we even look at for this installation, there is going to be land taking from those property owners. We have had some feedback already because we did some surveys last year. I'm not going to tell you that it was all favorable, because I don't think there is a property owner that wants to give up 15 feet of their frontage for anything like this, but that is expected. When it comes to public safety and the welfare of the Township that takes precedent. So we are more than willing to move forward on whatever we have to do to acquire those lanes. Let's put that aside, it's budgeting for and putting this kind of installation in I think that is the issue.

Mr. Maceira: The only thing to add is that this year the budget was to only mill and pave the road so we have a smooth riding surface for the traffic, if you notice North Jefferson Road varies in terms of areas that are improved with curbs and sidewalks and

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it is widened, there are sections that I'll term unimproved because there is no curb or sidewalks and it's a narrow road way, to improve that road and have that consistent with would require not only the land takings there are utility poles that need to be moved, obviously the road has to be expanded and the sub base repair, it's a much costly in devour to do that and the way the Township has done it in moving forward as developers develop their property. We require them to make roadway improvements which Barberry Court and on Windermere you see that pattern so that's one way that the Township has moved forward in terms of improving that road to that level, otherwise we can spend our whole yearly roadway budget on just making that type of improvement on North Jefferson Road. So, again for this year, we wanted to address the safety of the road condition and provide a new surface to it. We did look at putting that macadam path because that would be an economical way to protect the pedestrians and get them off the road way, but again as the Mayor said, it's really going to be what availability of additional funds, you never know when you put the projects out to bid, we have a budget of what we expect them to be, but sometimes depending on the cost of the fuel, the prices may come in lower and in that case maybe we would have some extra funds that we can roll over into that asphalt path.

Mayor: Gerry, that road is two lane 40 feet?

Mr. Maceira: The right away varies; the improved surface is 44 feet in the areas that are improved. But, as I mentioned, the unimproved sections probably down to 20 feet.

Mayor: My point is even as a temporary solution could you examine the possibility of stripping one side for a pedestrian lane or a bike lane on one side of the road or the other?

Mr. Maceira: Again, the sections that are narrow are hard; they are already only two lanes with no room.

Mayor: Past Halo it's widened in that area, past the Church we have done takings, we put in sidewalks.

Mr. Maceira: In the areas that are improved it's really still a two lane road, one way in each direction, they have wide shoulders, I think one thing that we can explore is maybe widening a shoulder on the unimproved sections maybe by a few feet or so but again you run into the problem that you still have to prepare the sub base you are not just milling and paving 2 inches, you have utility poles you have maybe some drainage concerns because of the way some of the properties are graded, there are some driveways to deal with, so it becomes almost, once you start touching in widening the road then you open up this can of worms where there are so many other issues to deal with. So I think this year is just to mill and pave and see what we have left over and maybe we can provide the asphalt for that.

Mayor: Let us explore, and by the way, this request has come before us before, and that's why we are where we are, taking a look at it and trying to come up with some alternatives. Let us take more focus to it this year.

Mr. Psathas: I would really appreciate it, just because I know, we moved last spring, and when the nice weather is out there my wife and I would go for a run and we actually decided not going to take the baby out on the stroller anymore because it's just too dangerous, some of the parts of that road and take the baby and try to get over and then you're in the grass and I know there are others in our neighborhood, there are a lot of young kids and as they get a little bit older they are going to be going out and exploring different areas of the Town, this really needs to be a priority and I know it is expensive but we should be looking into it.

Mayor: Storm drainage?

Mr. Maceira: There is storm drainage but a lot of the area because there is no curb it realize on overland flow into the gutter.

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Mayor: I share your concerns and we all know the road very well but I think the best answer that I can give you at this point is not to put you off but to say that the committee can put it at the top of the sheet and look into what we can do on a temporary basis and then give it some longer ranged planning as to what we can do to get something done.

Mr. Psathas: I will defer to my neighbors now and we certainly will keep in touch and follow up when we can, and I appreciate your help.

Mayor: How is everything settling in the community?

Mr. Psathas: It's great, we have 16 houses as you know, it's a nice development because everybody moved in or around the same time and we have gotten to know each other, we have a HOA we are going to do and do a BBQ type of event in the spring, it's great.

Mayor: How is the Church neighbor?

Mr. Psathas: It's great, we met with the Father over there a number of times, they are willing to put in a tree line and I'm meeting with some landscape architects to figure out a way that we can put, just to give it a little more privacy back there between the church and us. They have been very receptive very warm and welcoming to us, so it's been nice to have them as our neighbor.

Mayor: So you are on the record with your concerns and we will move it up on the list of our things from a public safety standpoint we understand it, and we appreciate the fact that you want to use the roadway for exercise. I'm going to get you involved in The Mayor's Wellness Program; they want to get me out running I don't think that's a great idea. I appreciate your comments.

Vishal Bhargava, 15 Barberry Court: I just want to add a few more points, I don't want to say too much, I appreciate your concern and consideration for a temporary solution. I have been living in Whippany for 11 years and I used to be in Oakridge and I just moved to Barberry Court. I love Whippany so much.

Mayor: So you moved from a condo to owning a home.

Mr. Bhargava: Yes, I went above. I think the concern for us in our neighborhood is on North Jefferson there are some sidewalk and some doesn't have it, so we run and walk a lot and when you pass Halo Pharmaceutical there is no place you can walk, you have to jump up then you pass the church and there is another sidewalk, so it is very inconvenient for us if we just wanted to stay and do athletic work or ride a bicycle it's really not very safe at all. You don't have to sidewalk on both sides maybe just one side help us to walk or run more freely on a safe term that would be very helpful.

Mayor: We have been taking sidewalk improvements as there have been developments in our improvements along the way, such as the Ukrainian church as such as your development etc., then up to Halo where the road narrows again, but as you can see as to where we have the road up to Halo that widening is preferred all the way down with sidewalks if we were to go forward.

Mr. Ferramosca: Mayor another issue that the Director of Public Safety might want to address, he commissioned a study on behalf of the Township Committee with our Police Department and Mr. Coppola why don't you share some of the highlights of that study with what you did while working with the Police Department, speed limit adjustments, etc.

Mr. Coppola: One of the issues that was mentioned about incidents that occurred on that street. We did a study on that and the Chief gave me only two places from the last couple of years, and a majority wherever there was a problem or an

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accident was on the corner of Parsippany Road and Jefferson Road and believe it or not the second place was by Wells Fargo Bank, people come in and out of the bank. At that point they did a special study of it and reduced the speed from 40 to 35.

Mr. Bhargava: Thank you for that, we have noticed that.

Mr. Coppola: That was to slow down the pace a little bit, but looking at where the accidents are occurring, people have concerns in between the Town Hall and Parsippany Road, that's why the Police looked at all the incidents that have come before them in the last several years, I think it was like 40 incidents, 70-85% of them had to do with Parsippany Road and Wells Fargo Bank, but that doesn't mean there is not a concern for the safety of the entire road, one incident alone could be a serious situation. The Police have looked at it and they are monitoring the speed control and hopefully by reducing the speed it is going to help out also. If I'm not mistaken we also did a survey of all the residents in that area as far the sidewalk going up on their property, they would also be involved in paying for portions of it?

Mayor: Procedure is if we put sidewalks in across private property that in the installation of the sidewalks you are assessed over ten years 50% of the cost of the sidewalks, so those neighbors who's property the sidewalk crosses would be assessed for the improvement and that is in conjunction the Engineer said there would be a taking of their land and then moving of the utility poles etc., that doesn't mean that any of this not going to be done, we have done it in the past and we can do it, we have to budget for it, it's not a small amount, we finished the South portion and the reason we did that with sidewalks on both sides, that's four lanes, two and two, which is not to say that one and one is any less safe, but again I think what we wanted you to know is that we are keeping South & North Jefferson in our plans for improvements you will see the new surface going in, is there any way we can find a way for a bike lane?

Mr. Bhargava: Maybe just one side by Halo and Church not many residents over their maybe you can do it over on that side.

Mayor: It may be possible that from an economy scale of working that side of the road is better.

Mr. Bhargava: Saving some money.

Mayor: I think the Birchwood Manor was a big consideration and they were one of the big factors they certainly objected to; they would have a significant taking cause they own the property right out not only from the Birchwood they own all the way out to Parsippany Road so that whole lot out there. Again, trust in the fact that we will take a strong look at it and maybe we can come up with some solutions in the course of this year to make it safe.

Mr. Coppola: They also own from Nye Avenue to Parsippany Road, they have property on both sides of South Jefferson.

Mr. Bhargava: Our wish is just to make the connection between Halo and the Church and the sidewalk can be connected to each other than hopefully that will solve the problem.

Mr. Coppola: That was a concern for Windermere looking for a destination in mind, Town Hall but if you go through Windermere from the back go over by the public works there is a sidewalk that takes you right to Town Hall. The concern is to go to the opposite side to get to Parsippany Road.

Mayor: I can't do the engineering tonight, but it's very possible that with the use of macadam we have gone around utility poles and around trees we have moved the macadam in ways that we didn't have to move so if we can do something temporarily. Birchwood Manor owners are certainly good friends of Hanover, we might be able to sit down with them and work out any issue they might have, they might even want to support this by giving us permission to cross some of their land, we will try it.

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Mr. Bhargava: Thank you for your consideration.

Bill Miller, 16 Fanok Road, and Whippany: I have been a resident of Hanover Township for over 30 years and I live on Fanok Road. I have been before this Committee in separate session and one time a meeting called by the Mayor concerning our road. But I did recently not on that subject I wrote a letter which I gave Mr. Giorgio which he said he will passed out to the Committee, I hope everyone had a chance to read that. I would like to expand upon that for a little bit. Back in 2014, there were trees in front of our property that were legally planted there and the arborist from town came and said they were unhealthy and she wanted to remove them. I was promised that they would be replaced in the spring and that was 2014 and there are still no trees there. I wrote a letter to the effect to the Committee and never got a response on that. My concern has grown a little bit, our five house there we pay the same tax rate as every resident in town, and we are getting neglected and I'm seeking an advocate one or two of you to please listen to our story and come and see what I see and look at it. I have invited all of you at any time to my house for coffee to look and see what I see. Because I'm falling on deaf ears because I haven't gotten responses from anything, so now I'm going on the record. The Garden the town has put a lot of money into that garden they have also tree city USA cut down dozens of trees to build that garden, in fact today there was two very beautiful maple trees planted by the tree about a dozen years ago that were just pulled out by the roots today. Now from my house and my yard we never could see 287 before you took out that whole wooded lot. Now I see 287 from my front porch, from my living room, I can look and see 287, from my family room and the noise is louder, considerably louder. When that wood lot was there it was a break, in the summer time when we were in the outside in the yard with all the foliage it was a break, the town took it out to build a community garden. I don't know how many families that garden will impact but it has been a negative impact for us because know I have noise and I see 287. I don't know what you are going to do with fencing but I look at the community garden in Morristown from 287 when it's in growing season it looks nice it's a garden but ride passed it now it looks like a pile of junk all sorts of trellises.

Mayor: We appreciate your comments and your description of the areas and we are very familiar with it. Is there a point you are trying to get to? Please, please.

Mr. Miller: You are putting that in my front yard and I'm concerned about it because I feel that my property is being devaluated. Now with the Department of Public Works our house and the houses on this street were built before the DPW existed. Our houses were built before recycling existed. Our houses were built before leaf collection was started, now I walk through that whole complex today twice, I took pictures of everything there from my front yard from my family room it looks like a junk yard, it truly does, and I invite you I hope one of you an advocate come there and see what I see. When you stand there by the dumpster full of scrap metal and all of the old equipment that has been left there for years and you look across and you look right at my house as clear as can be. You're causing my property to be devaluated. We love our neighborhood we love our home and we love our neighbors but every year it's getting worse, I'm asking please come see it as I see it, and see it as my neighbors see it, it can be corrected. The Town has 22 acres of adjoining land there, much of which is not visible from any resident in town, how come? What can be done? All those big yellow things there, also the DPW has been encroaching more and more underneath the power lines, you look down today, you will see trailers there. I notice it because I see it every day and in my letter I said I can't take a walk. Today we worked in the yard all day getting it ready it seems like spring. Right in my face we walked down the street that's all I see and it's not going away.

Mayor: Mr. Miller can you please sum up ~ what is it that you would like? Would you like us to remove the Public Works Department? Do you have an idea?

Mr. Miller: I asked if somehow you could build a buffer, a sound buffer or plant trees or whatever there to give us some envision from that. One other thing, I heard people talk about safety and walking on the street, my road is dangerous to walk on.

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Mayor: Your road is privately owned it's a driveway sir.

Mr. Miller: I know that and we have discussed it and I come to find out that it wasn't even put on the budget for next year after I have letters here stating back to 2013 when the town was interested in getting onto that and we expected something to be done this year and all of a sudden we are talking about public safety but we walk down my road every day.

Mayor: I believe the road was patched earlier before the winter, I know it's temporary.

Mr. Miller: Mayor I invite you to come look at it today. You will agree with me.

Mayor: There are matters of acquisitions, the right a ways, matters of getting ownership to the road which the township does not own, it's owned by the Fanok's.

Mr. Miller: I think you had the compliance of the last person before the beginning of the New Year, Harry Fanok sent you a letter. So you have everything that you need to go along with it. I just ask if someone could contact me or contact anyone come take a walk around the DPW with me, take a look, look at our home, we have a beautiful home.

Mayor: Let's try and help the situation out for you, I'm very sympathetic to it because I have been on the road numerous times, and also on the farm numerous times and with reference to the removal of the trees, we don't touch a tree unless it was recommended to us by the arborist that had to come down.

Mr. Miller: That whole wooded lot?

Mayor: The numerous trees that were removed were identified as either scrub or lesser quality of trees that could be removed. Now having said that those are power line easements that go through that property between the public works and your home, you have a very small snip it of land that is outside the power line easement and what our arborist said to us in the report that it could sustain one or two trees on the opposite side of the street. We can't put them on private property and we can't put them on Fanok Road, we don't own Fanok Road, we are more than willing to put whatever landscape that can be accommodated in that front within the metes and bounds on the property that allows us to do it.

Mr. Miller: There used to be trees along the fence line by the DPW that were all cut down, and they were all removed. There could be trees put on that side and maybe the DPW will have to reduce itself or move some of its equipment other places, there are 22 acres back there. There is no reason that couldn't be done. The Town owns all of the property. Like I said, if you come and take a look, if that was in your neighborhood the conditions that I live with you would be concerned. I know you would, and I'm concerned. This is the beginning of my campaign to get that changed, this is the first time I've gone there. I have wrote letters nothing has been done, two years ago I was told that I would get those three trees replaced hasn't been done and now you knocked down, when you said you knocked down those trees for the garden that the arborist recommended there was some extremely large healthy oak trees there, many of which were 100 feet tall that were all cut out of there and I probably have pictures around the house to show you that. They were not unhealthy trees for that whole garden plot.

Mayor: We differ on our opinion on that sir, but having said that the only thing that I can tell you at this point that is if you want our arborist to look at the DPW side for what we can do for putting up a landscape shield or berm. We are willing to do that. We have looked at your property. We have looked at the segment that we can get on in front of your property, it is very narrow. JCP&L owns a significant power line easement that goes through the whole area, they are working with us by the way, very cooperatively on the Community Farm, which will be a beautiful asset to the community and your road is on for consideration for improvement. The budget this year, it's not on

this years budget, it's a total reconstruction, so we have to put not only water lines that have to go in, storm sewage have to go in, surfaces to be totally.

Mr. Miller: We would just be happy if it was just paved. Right now with the rocks and the pot holes.

Mayor: Repaving what you got there now is throwing good money after bad. It's not going to hold up unless the whole road is completely taken out and counsel tells us that we gotten in touch with all of the Fanok's he has all of the necessary approvals for acquisition of the road way, so we would have to go ahead with a very involved engineering plan to get the roadway going, it's not that we don't want to we do want to, but everything has to fit into some affordability for the Township as well.

Mr. Miller: The Township like I say the garden cost a lot of money, I don't know how many people it will impact, but in our neighborhood of five families most of which are senior citizens have a road that they can't walk on and we have an eyesore, and I'm just trying to inform you that which come take a look.

Mayor: Thank you for your comments.

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

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Treasurer's Report	S. Esposito	Reports up to February
Public Works	B. Foran	Reports January
Construction Official	S. Donlon	Reports of January
Township Engineer	G. Maceira	Report of January
Property Maintenance	E. DeSimone	Reports of January

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

APPROVAL OF TOWNSHIP COMMITTEE MINUTES:

The Minutes of the Regular Meeting of January 26, 2016 and the Bid Reception Meeting of February 14, 2017 have been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Ferramosca moved that the Minutes of the Regular Meeting of January 26, 2017 and the Bid Reception Meeting of February 14, 2017 have be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Gallagher and was unanimously passed.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

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

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

INTRODUCTION OF THE TOWNSHIP'S 2017 CURRENT FUND BUDGET:

We have the introduction of the Township's 2017 Current Fund Budget the budget is **\$26,410,410.50** we will have the public hearing and consideration of adoption of the budget

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at the Township Committee Meeting on the 23rd of March and at that time any person wishing to be heard concerning the budget will be given the opportunity to speak. The Budget Synopsis will be printed by the Finance Department in the Daily Record.

Mayor: That's the Municipal Budget I punctuate that for everyone is that this is the Municipal side there are other components that make up the budget that set your taxes that includes Fire Companies, Recreation and the County so please be aware what the Administrator is talking to is approval for the Municipal Budget.

RESOLUTION NO. 34-2017

A RESOLUTION PROVIDING FOR INTRODUCTION OF THE 2017 LOCAL MUNICIPAL BUDGET

BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that the 2017 Local Municipal Budget be read by title on first reading.

RESOLUTION NO. 35-2017

A RESOLUTION SETTING THE DATE AND TIME FOR THE PUBLIC HEARING AND ADOPTION OF THE 2017 LOCAL MUNICIPAL BUDGET

BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey, that the 2017 Local Municipal Budget be passed on first reading.

BE IT FURTHER RESOLVED, that said Local Municipal Budget shall be further considered for final passage at the meeting of the Township Committee of the Township of Hanover on the 23rd day of March, 2017, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, Whippany, at which time and place all persons shall be given an opportunity to be heard concerning said Budget.

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

Motion made by Member Brueno to introduce and set date and time for public hearing and adoption of the 2017 Budget and was seconded by Member Gallagher and unanimously passed.

ADOPTION OF ORDINANCE:

ORDINANCE NO. 1-2017

AN ORDINANCE OF THE TOWNSHIP COMMITTEE AMENDING AND SUPPLEMENTING SECTION 125-4 ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2017 BEE MEADOW SWIMMING POOL SEASON AND OTHER RECREATION DEPARTMENT FEES

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 1-17 appeared in full in the February 1st, 2017 issue of the Daily Record in accordance with the law. Follow up Notice was published on February 16th issue of the Daily Record due to postponement of Township Committee Meeting of February 9th due to snow.

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

Is there anyone present wishing to be heard concerning Ordinance No. 1-2017?

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

Now on Adoption, Be it resolved, that an Ordinance entitled **AMENDING AND SUPPLEMENTING SECTION 125-4. ENTITLED "RECREATION DEPARTMENT FEES" UNDER CHAPTER 125 OF THE TOWNSHIP ENTITLED FEES WITH THE INCLUSION OF NEW RESIDENT AND NON-RESIDENT POOL MEMBERSHIP FEES FOR THE YEAR 2017 BEE MEADOW SWIMMING POOL SEASON,** be passed on final reading and that a Notice of the final passage of the Ordinance be published in the March 1st issue of the Daily Record.

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

So Adopted.

ORDINANCE 2-2017

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 CERTAIN PROVISIONS CONCERNING THE FLOOR AREA IN PARKING DECKS AND THE CALCULATION OF FLOOR AREA RATIO

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 2-17 appeared in full in the February 1st, 2017 issue of the Daily Record in accordance with the law. The Ordinance was filed with the Morris County Department of Planning and Public Works in accordance with the Municipal Land Use Law and also in accordance with the Municipal Land Use Law the Ordinance was referred to the Township's Planning Board for report and recommendation and with that regard we have the following letter dated February 14, 2017 submitted from the Planning Board.

"Re: Ordinance 2-2017 Referral
Dear Mr. Giorgio,

At its February 14, 2017 meeting, the Planning Board reviewed and discussed Ordinance 2-2017 which had been referred to the Board by the Township Committee as required by the Municipal Land Use Law at N.J.S.A. 40:55D-26a. Ordinance 2-2017 proposes to clarify and reconcile the policy concerning the exclusion of parking decks from floor area calculations.

The Planning Board has determined that Ordinance 2-2017 is substantially consistent with the master plan. The master plan is silent on the specific areas to be included in the calculation of floor area ratio; however, it is generally understood that floor area ratio is used as a measure and limitation of the intensity of a use when regulating commercial development. Parking decks, when they are accessory to the principal use, do not increase the intensity of use, they only serve the use in the building. For this reason, the Planning Board believes that Ordinance 2-2017 is not inconsistent with the floor area ratio recommendations in the master plan. Thank you for the opportunity to comment on Ordinance 2-2017.

Gene Pinadella, Chairman
Township of Hanover Planning Board"

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Member Ferramosca: As the Director of Planning I will affirm that the Planning Board's recommendation is a good solution to manage this properly without impacting or increasing the intensity of the use cause it will be an accessory use.

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

Is there anyone present wishing to be heard concerning Ordinance No. 2-2017?

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 "**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP OF HANOVER ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING CERTAIN PROVISIONS CONCERNING THE FLOOR AREA IN PARKING DECKS AND THE CALCULATION OF FLOOR AREA RATIO,**" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the March 1st issue of the Daily Record.

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

So Adopted.

ORDINANCES FOR INTRODUCTION:

ORDINANCE NO. 3 - 2017

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A THREE (3%) PERCENT INCREASE IN THE APPROPRIATION LIMIT OF THE TOWNSHIP'S CALENDAR YEAR 2017 CURRENT FUND BUDGET AND FURTHER ESTABLISHING A CAP BANK, ALL IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq. provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to .5% unless authorized by ordinance to increase it to 3% over the previous year's final appropriations, subject to certain exceptions; and

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

WHEREAS, the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey finds it advisable and necessary to increase its Calendar Year 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the governing body hereby determines that a 3% increase in the budget for said year, amounting to \$580,266.57 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

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

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

1. That a majority of the full authorized membership of this governing body affirmatively concurring, that, in the Calendar Year 2017 budget year, the final appropriations of the Township of Hanover shall, in accordance with this ordinance, and N.J.S.A. 40A: 4-45.14, be increased by the 3.5%, amounting to \$676,977.67, and that the Calendar Year 2017 municipal budget for the Township of Hanover be approved and adopted in accordance with this ordinance.

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

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

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

The Ordinance will be further considered for Public Hearing on the March 9th 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 March 1st issue of the Daily Record in accordance with the law.

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

So Introduced

ORDINANCE NO. 4-2017

**AN ORDINANCE OF TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER
REDUCING THE TWO CENT (\$.02) PER HUNDRED (\$100.00) DOLLARS OF
ASSESSED VALUATION DEDICATED OPEN SPACE TRUST FUND TAX RATE TO
ONE CENT (\$.01) PER HUNDRED (\$100.00) DOLLARS OF ASSESSED VALUATION
DURING CALENDAR YEAR 2017 ONLY AND FURTHER AUTHORIZING THE
TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO COLLECT THE ONE
CENT (\$.01) DEDICATED TAX**

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

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

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

WHEREAS, the Township Committee, on December 9, 1999, adopted Ordinance No. 32-99 which established an Open Space and Parkland and Facilities

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Preservation Trust Fund and the Open Space and Parkland and Facilities Preservation Advisory Committee (OSAC); and

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

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

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

WHEREAS, in 2012, 2013, 2014, 2015 and 2016, the governing body reduced the dedicated open space tax rate from two cents (\$.02) to one-half cent (\$.005); and

WHEREAS, due to continuing economic issues, the Township Committee is well aware of the financial constraints placed on the Township's property taxpayers, and therefore, the governing body has determined that it would be in the best interest of the Township to again reduce the dedicated open space tax rate from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one cent (\$.01) per hundred (\$100.00) dollars of assessed valuation for 2017 only; and

WHEREAS, although the dedicated open space tax is not computed as part of the municipal tax rate which supports municipal operations and services, the reduction in the open space tax rate will help to minimize the impact of the property taxpayers' total 2017 tax bill.

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

Section 1. That the Open Space Trust Fund dedicated tax rate, as established by Ordinance No. 32-99, and codified under Chapter 50 of the Code of the Township entitled Open Space, Parkland and Facilities Preservation Trust Fund Advisory Committee, shall be reduced from two cents (\$.02) per hundred (\$100.00) dollars of assessed valuation to one cent (\$.01) per hundred (\$100.00) dollars of assessed valuation for calendar year 2017.

Section 2. That the Township's Chief Municipal Finance Officer is hereby authorized and directed to collect the one cent (\$.01) per hundred dollars of assessed valuation for calendar year 2017 only. The funds derived from this dedicated tax shall continue to be maintained in a separate account and shall only be utilized for the purposes described in Ordinance No. 32-99 which established the Open Space and Parkland and Facilities Preservation Trust Fund.

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

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

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

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declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

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

The Ordinance will be further considered for Public Hearing on the March 9th 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 March 1st issue of the Daily Record in accordance with the law.

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

So Introduced.

ORDINANCE NO. 5 - 2017

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RE-ESTABLISHING THE BOARD OF HEALTH AND RE-ADOPTING EXISTING BOARD OF HEALTH LEGISLATION UNDER THE CODE OF THE TOWNSHIP OF HANOVER

WHEREAS, in 2016, the Township Committee of the Township of Hanover abolished the then existing Board of Health pursuant to the governing statutes; and

WHEREAS, the Township Committee was acting as the Board of Health pursuant to N.J.S.A. 26:3-9; and

WHEREAS, the Township Committee has determined that a Board of Health should be re-established pursuant to N.J.S.A. §26:3-1 *et seq.*; and

WHEREAS, the Mayor and Township Committee have determined that it is in the best interests of the Township to reestablish the Board of Health.

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

Section 1. Re-establishment of the Board of Health.

Part I, Administrative Legislation, of the Code of the Township of Hanover, Chapter 27, Board of Health, is hereby re-established as follows:

§ 27-1. Adoption of statutory provisions.

The provisions of Subdivision B. of Article 1, Chapter 3, Title 26, of the Revised Statutes of New Jersey are hereby adopted in and for the Township of Hanover, and the Township of Hanover shall hereafter be subject to the provisions thereof and not to the provisions of Subdivision C. of said Article.

§ 27-2. Establishment.

There is hereby established in the Township of Hanover a Board of Health, which shall consist of five (5) members to be appointed by the Township Committee.

§ 27-3. Terms; vacancies.

- A. Members of the Board shall be appointed for terms of three (3) years.
- B. Initial appointments to the Board shall be as follows: one (1) member shall be appointed for a term of one (1) year; two (2) members shall be appointed for terms of two (2) years; and two (2) members shall be appointed for terms of three

(3) years. Thereafter, all appointments shall be made for full terms of three (3) years. The terms of not more than two (2) members shall expire in any one (1) year.

- C. If any vacancy shall occur on the Board, it shall be filled in the same manner in which the original appointment was made, but for the unexpired portion of the term only.
- D. Alternate members. All alternate members shall be appointed and serve in accordance with the provisions of Chapter 282 of the Code.

§ 27-4. Election of officers.

The Board shall elect on the day of its organization a President, Vice President and Secretary from among its members, who shall serve as such until the first regular meeting of the Board in January of the following year. A President, Vice President and Secretary shall be elected annually by and from among the members of the Board at each regular meeting in January thereafter.

§ 27-5. Employment of personnel.

- A. The Board may employ such personnel as it may deem necessary, including health officers, public health nurses, public health laboratory technicians, plumbing inspectors, food and drug inspectors, milk inspectors and meat inspectors, of the classes and grades provided for by law, to carry into effect the powers vested in it. It shall fix the terms, duties and compensation of every appointee. No person shall be appointed as hereinabove provided who is not the holder of a proper license as such where a license is required by law.
- B. The appointees of the Board shall hold their offices during the term for which they are severally appointed, unless the provisions of Subtitle 3, Title 11, Civil Service, of the Revised Statutes of New Jersey is operative as to any such appointment, and shall not be removed except for cause and after an opportunity has been given them for a hearing.

§ 27-6. Registrar of Vital Statistics.

- A. The Board shall appoint a local Registrar of Vital Statistics. The term of office of the Registrar shall be three years, and he shall serve until his successor has been appointed and qualified. No physician, midwife or undertaker shall be appointed Registrar.
- B. The Registrar shall be subject to the rules and regulations of the State Registrar and to all the provisions of Chapters 6 and 8 of Title 26 of the Revised Statutes of New Jersey.

§ 27-7. Powers and duties; adoption of ordinances.

- A. The Board shall have all the powers and duties granted to local health boards by the statutory laws of this state and may adopt and amend ordinances and make rules and regulations pursuant thereto for the protection of the public health in the Township of Hanover.
- B. All ordinances of the Township of Hanover concerning public health now in existence shall remain in full force and effect until and unless amended or repealed by the Board.

§ 27-8. Health officers to be general agents.

Any health officer appointed by the Board shall, subject to the superior authority of the Board, be its general agent for the enforcement of its ordinance and the sanitary laws of the state.

§ 27-9. Appropriation estimate; expenditures.

- A. The Board shall, each year before the budget of municipal taxes to be levied for the year shall be determined, present to the Township Committee an estimate of the appropriation which it believes necessary for health purposes. The Township Committee shall thereupon appropriate the amount of such estimate or such other amount as it may determine.
- B. Every expenditure of money shall be presented by an itemized bill, approved by the President and Secretary of the Board, to the usual disbursing officer of the Township, who shall pay the same.

Part III, Board of Health Legislation, of the Code of the Township of Hanover, Chapter 308, Officers and Employees, Article II Salaries and Compensation will be reestablished as follows:

§ 308-5. Rate of compensation.

The rate of compensation to be paid to the officers and employees of the Board of Health of the Township of Hanover shall be in accordance with the schedules set forth in the ordinance adopted by the Township Committee of the Township of Hanover entitled, "An Ordinance to Provide and Determine the Rate of Compensation to Officers and Employees to the Township of Hanover, County of Morris and State of New Jersey" (Ordinance No. 4-75, adopted March 13, 1975) as amended and supplemented from time to time.

§ 308-6. Resolution of Board of Health setting actual rate.

The actual rate of compensation of each officer and employee shall be set forth by an appropriate resolution of the Board of Health each year. Said compensation shall be within the salary ranges established by the Township Committee in the aforesaid ordinance.

§ 308-7. Employee benefits.

The employee benefits (vacations, holidays, sick leave, etc.) set forth in the aforesaid ordinance of the Township Committee of the Township of Hanover shall be applicable to all officers and employees of the Board of Health that are paid on an annual salary or hourly rate.

§ 308-8. Fee-basis employees.

Those employees, if any, that receive compensation on a fee basis shall not be entitled to any benefits such as vacations, holidays, sick leave, etc.

Section 2. Continuation of prior ordinances.

The remaining Chapters of Part III, Board of Health Legislation, of the Code of the Township of Hanover, as heretofore adopted by the Board of Health and amended by the Township Committee, are hereby readopted in their entirety.

Section 3. If any portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

Section 5. This Ordinance shall take effect in accordance with law.

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The Ordinance will be further considered for Public Hearing on the March 9th 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 March 1st issue of the Daily Record in accordance with the law.

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

So Introduced.

ORDINANCE NO. 6 - 2017

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE PHASE II RESURFACING OF A PORTION OF RIDGEDALE AVENUE FROM CEDAR KNOLLS ROAD TO FREDERICK PLACE/EAST FREDERICK PLACE IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND APPROPRIATING THE SUM OF \$470,000.00 FROM THE TOWNSHIP'S 2017 CURRENT FUND BUDGET AND THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S FISCAL YEAR 2016 MUNICIPAL AID PROGRAM

WHEREAS, in accordance with Ordinance No. 16-2016, the Township Committee authorized the resurfacing of a portion of Ridgedale Avenue from Malapardis Road to Cedar Knolls Road; and

WHEREAS, the resurfacing of the above referenced portion of Ridgedale Avenue will be resurfaced in the spring of 2017 as Phase I; and

WHEREAS, it is also the intention of the Township of Hanover to resurface a portion of Ridgedale Avenue from Cedar Knolls Road to Frederick Place/East Frederick Place in the Cedar Knolls Section of the Township as Phase II; and

WHEREAS, due to its deteriorating condition to ensure the safety of motorists and pedestrians, the Township Committee desires to authorize this improvement project; and

WHEREAS, funds for the resurfacing of Phase II of a portion of Ridgedale Avenue are available through the Road Construction and Reconstruction Account of the Township's Calendar Year 2017 Current Fund Budget and a grant from the New Jersey Department of Transportation's Fiscal Year 2016 Municipal Aid Program; and

WHEREAS, the resurfacing of a portion of Ridgedale Avenue from Cedar Knolls Road to Frederick Place/East Frederick Place will include milling, a new asphalt riding surface, drainage modifications and other related improvements to be specified in the Township's Construction Plan, Specification and Supplementary Specification.

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

Section 1. The governing body hereby authorizes the Phase II resurfacing of a portion of Ridgedale Avenue from Cedar Knolls Road to Frederick Place/East Frederick Place in the Cedar Knolls Section of the Township. The resurfacing project shall include milling, a new asphalt riding surface, curb and sidewalk, drainage modifications and other related improvements.

Section 2. The Township Engineer and Assistant Township Engineer are further authorized and directed to prepare the construction plan, specification and supplementary specification to be utilized in connection with the resurfacing of a portion of Ridgedale Avenue as described in **Section 1.** above and to publicly advertise and receive sealed competitive bids all in accordance with the Local Public Contracts Law at N.J.S.A. 40A:11-1. et seq.

Section 3. There is hereby appropriated the sum of \$700,000.00 to undertake the resurfacing of a portion of Ridgedale Avenue as described in **Section 1.** Of this Ordinance from the following accounts:

- 1. Year 2017 Current Fund Budget
Road Construction & Reconstruction
Account, Account No. 048
Line Item Nos. 127-0048-212.....\$332,000.00
- 2. The New Jersey Department of
Transportation Fiscal Year 2016
Municipal Aid Program.....\$138,000.00
- TOTAL..... \$470,000.00**

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

The Ordinance will be further considered for Public Hearing on the February 9th 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 February 1st issue of the Daily Record in accordance with the law.

Motion on introduction made by Member Brueno and seconded by Member Francioli.

So Introduced.

ORDINANCE NO. 7-2017

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING SECTION 267-32., SCHEDULE II ENTITLED "SPEED LIMITS" AND SECTION 267-38., SCHEDULE VIII ENTITLED "STOP INTERSECTIONS" UNDER CHAPTER 267 OF THE CODE OF THE TOWNSHIP ENTITLED VEHICLES AND TRAFFIC

WHEREAS, it is the intention of the Township Committee to update Chapter 267 of the Code of the Township entitled Vehicles and Traffic by listing those residential streets where a 25 mile per hour (mph) speed limit is appropriate and in accordance with N.J.S.A. 39:4-98.b.(1); and

WHEREAS, it is also the desire of the governing body to amend and supplement Section 267-38. with the inclusion of Reynolds Avenue and Bee Meadow Parkway as a stop intersection.

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:

Section 1. Section 267-32., Schedule II entitled "Speed Limits" under Chapter 267 of the Code entitled Vehicles and Traffic is hereby amended and supplemented with the establishment of 25 mph speed limits in both directions of traffic along the following residential streets:

- | | | | | |
|------------------|--------------------|-----------------|-----------------|---------------|
| Academy Dr. E. | Academy Dr. W. | Alanon St. | Baird Pl. | Berkshire St. |
| Birch Hill Dr. | Branford Rd | Brandywine Ct. | Cedar Rd. | Chestnut Rd. |
| Dogwood Rd | East Fairchild Pl. | Emerson Drive | Highview Ave. | Hilltop Cir. |
| Howell St. | Independence Dr. | John Street | Kenneth Rd. | Lefke Ln. |
| Manger Rd. | Maple St. | Marlin Dr. | McNab Ave. | Mountview Rd. |
| Mt. Pleasant Ave | Oak Blvd. | Orchard Pl. | Prospect Pl. | Salem Dr. |
| Sharon Dr. | Smithfield Rd. | So. Belair Ave. | Stoneybrook Rd. | Summit Ave. |
| Ukraine Rd. | Windemere Ct | Woodland Ave. | | |

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American Rd.	Andrew Rd.	Anna Terr.	Ash Circle	Adela Ct.	Baldwin Ct.
Barberry Ct.	Beaumont Pl.	Beech Terr.	Bee Meadow Pkwy	Behrens Dr.	Briarwood Ct.
Buckingham Ct.	Bunker Hill Pl.	Cambridge St.	Cedar Run	Cherry St.	Clay St.
Clemens Terr.	Concord Rd.	Constitution Pl.	Cooke Pl.	Cove Ln. Rd.	Cranberry Ct.
Crest Rd.	Cypress Dr.	Daniel Terr.	David Dr.	Dorchester St.	Doris Pl.
Dreutzler Ct.	Elizabeth St.	Erna Pl.	Evergreen Ln.	Fanok Rd.	Fenwick Rd.
Fir Cir.	Fischer Pl.	Forest Hill Ct.	Frank Terr.	Frederick Pl.	Gail Rd.
Glenbrook Ct.	Glenn Pl.	Gloria Ave.	Gristmill Rd.	Gulick Rd.	Halko Dr.
Hansch Dr.	Harriett Dr.	Hendricks Dr.	Heritage Ln.	Hickory Pl.	Hillary Ct.
Hillcrest Rd.	Holly St.	Hubert St.	Jacque Terr.	Jeffrie Trail	Joan Pl.
Joseph St.	Kathryn Dr.	Kensington Ct.	Kitchell Pl.	Korda Pl.	Lafayette Ct.
Larch Rd.	Laurel Ln.	Leamoore Dr.	Legion Pl.	Leo Pl.	Lexington Ct.
Linden Way	Lionel Pl.	Litchfield Dr.	Llewellyn Ct.	Lynn Terr.	Magnolia Dr.
Maple Shade Dr	Martin Rd.	Mayer Pl.	Nemic Ln.	No. Belair Ave	No. Pond Rd.
Nye Ave.	Oak Glen Pl.	Oakview Rd.	Oakview Ct.	Old Farm Rd.	Old Stone Ln.
Orchard St.	Overlook Rd.	Palm Ct.	Parker Ave.	Parkside Dr.	Peach St.
Pine Blvd.	Pleasant Ave.	Quinlisk Rd.	Regina Pl.	Ridge Rd.	Robert Rd.
Samuel Ct.	Schindler Ct.	Seamount Dr.	Shamrock Pl.	Sherry Ln.	Skurla Ln.
Slattery Ln.	Slope Dr.	So. Beaumont PL.	Spruce St.	Sterling Ct.	Sycamore Terr.
Thea Pl.	Thonus St.	Thompkins Pl.	Townsend Ave.	Vale Rd.	Valley Forge Dr.
Wilson Pl.	Walnut Rd.	Washington Ave.	Westview Dr.	White Birch Dr.	

Section 2. Section 267-38., VIII: Stop Intersections under Chapter 267 of the Code of the Township entitled Vehicles and Traffic is hereby amended and supplemented with the inclusion of the following described intersections designated as stop intersections with stop signs installed as follows:

<u>STOP SIGN ON:</u>	<u>DIRECTION OF TRAFFIC:</u>	<u>AT INTERSECTION OF:</u>
Reynolds Ave.	North	Bee Meadow Pkwy.
Reynolds Ave.	South	Bee Meadow Pkwy.
Bee Meadow Pkwy.	East	Reynolds Ave.
Bee Meadow Pkwy.	West	Reynolds Ave.

Section 3. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

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

Section 5. This Ordinance shall take effect in accordance with law.

The Ordinance will be further considered for Public Hearing on the March 23rd 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 of the Daily Record in accordance with the law.

Motion on introduction made by Member Brueno and seconded by Member Francioli.

So Introduced.

RESOLUTION NO. 36-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING PETER J. KING, ESQ. TO SERVE AS THE TOWNSHIP'S MUNICIPAL PROSECUTOR FOR THE PERIOD BEGINNING FEBRUARY 27, 2017 AND ENDING DECEMBER 31, 2017

WHEREAS, N.J.S.A. 2B:25-4 requires that every Municipal Court shall have at least one (1) Municipal Prosecutor appointed by the governing body of the municipality; and

WHEREAS, it is the intention of the Township Committee to appoint **Peter J. King, Esq.** to serve as the Township's Municipal Prosecutor for the period beginning February 27, 2017 through December 31, 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. That **Peter J. King, Esq.** with law offices at 51 Gibraltar Drive, Suite 2F in Morris Plains, New Jersey 07950-1254 is hereby appointed to serve as the Township's Municipal Prosecutor for the period commencing February 23, 2017 through December 31, 2017.
2. This resolution supersedes the January 5, 2017 resolution appointing the Municipal Prosecutor.
3. That a certified copy of this resolution shall be transmitted to the Judge Brian O'Toole, Lisa Conover, Municipal Court Administrator, **Peter J. King** and the Morris County Prosecutor's Office.

RESOLUTION NO. 37-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPOINTING BLAIS BRANCHEAU, P.P. AS THE TOWNSHIP'S PROFESSIONAL PLANNER COMMENCING MONDAY, FEBRUARY 13, 2017 AT A SALARY OF \$127,088.00 ALL IN ACCORDANCE WITH JOB CLASSIFICATION GROUP XIV OF SCHEDULE "B" AND SALARY RANGE GUIDE "C" UNDER SALARY ORDINANCE NO. 9-2016

WHEREAS, **Blais Brancheau** has served as the Township's Professional Planner, first as a consultant and principal of the Firm of Robert Catlin & Associates and subsequently under a Shared Services Agreement through the Village of Ridgewood; and

WHEREAS, during his twenty-six (26) years of service with the Township, **Mr. Brancheau** has demonstrated his skills and expertise in a variety of professional planning roles including but not limited to the preparation of land use and zoning

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ordinances, providing advice and guidance to the Township Committee and Planning Board and performing technical reviews of commercial and residential applications; and

WHEREAS, as the Township has experienced growth and development in various sectors, so too has the work load for professional planning services increased exponentially; and

WHEREAS, the Township Committee believes that **Mr. Brancheau's** services are required on a full-time basis; and

WHEREAS, **Mr. Brancheau** has agreed to accept full-time employment with the Township of Hanover effective Monday, February 13, 2017 and in this regard, he submitted his resignation to the Village of Ridgewood effective Friday, February 10, 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. That **Blais Brancheau** residing at 125 Merriam Avenue in Newton, New Jersey 07860 is hereby appointed as the Township's full-time Professional Planner commencing Monday, February 13, 2017.
2. In accordance with Job Classification Group XIV of Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 9-2016, **Mr. Brancheau** shall be compensated at \$127,088.00 per annum.
3. Pursuant to Section 61-14.C., entitled "Health Benefits Coverage" under Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies, **Mr. Brancheau** shall be required to pay a minimum 25% of the total monthly premium cost for health insurance/medical benefits coverage under any one (1) of the three (3) health insurance plans offered by the Township.
4. In consideration of **Mr. Brancheau's** nine (9) years of service under the Shared Services Agreement with the Village of Ridgewood, **Mr. Brancheau** shall be entitled to receive fifteen (15) vacation days during calendar year 2017 in accordance with Section 61-10.C. and D. of Chapter 61 of the Code of the Township. Thereafter, based on his anniversary date, **Mr. Brancheau's** yearly vacation allotment will conform with the Township's vacation schedule set forth under Section 61-10.D. of Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies.
5. In addition, **Mr. Brancheau** 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.
6. That a certified copy of this resolution shall be transmitted to the the Chief Municipal Finance Officer, the Township's Human Resource Specialist and **Mr. Brancheau** for reference and information purposes.

RESOLUTION NO. 38-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE RE-APPOINTING THOMAS QUIRK AS THE TOWNSHIP'S DIRECTOR OF THE OFFICE OF EMERGENCY MANAGEMENT FOR A THREE (3) YEAR TERM OF OFFICE RETROACTIVE TO JANUARY 1, 2017 AND EXPIRING ON DECEMBER 31, 2019

WHEREAS, **Thomas Quirk** has served in the position of Director of the Township's Office of Emergency Management since January 1, 2008; and

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WHEREAS, Thomas Quirk has the demonstrated knowledge, experience and expertise to continue in the position; and

WHEREAS, as a mayoral appointment, the governing body unanimously consent to the reappointment of **Mr. Quirk** for a three (3) year term of office retroactive to January 1, 2017 through December 31, 2019.

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 **Thomas Quirk** residing at 42 Summit Avenue in the Cedar Knolls Section of the Township is hereby reappointed to serve as the Township's Director of the Office of Emergency Management. **Mr. Quirk's** three (3) year term of office shall commence on January 1, 2017 and expire on December 31, 2019 or until such time as **Mr. Quirk's** successor shall be appointed and qualified.
2. In accordance with Section 1. of the current Salary Ordinance, Ordinance No. 9-16, **Mr. Quirk** shall receive an annual salary of \$6,132.00 in his position as Director of the Office of Emergency Management.
3. This appointment shall take effect immediately upon the approval of this resolution.
4. That a certified copy of this resolution shall be transmitted to the Director of the Morris County Department of Law and Public Safety, the Township's Chief of Police and Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 39-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING ANTHONY MALET TO THE POSITION OF MECHANIC IN THE PUBLIC WORKS, BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT FOR A SIX (6) MONTH PROBATIONARY PERIOD COMMENCING WEDNESDAY, MARCH 1, 2017 AND ENDING FRIDAY, SEPTEMBER 1, 2017 AND ESTABLISHING HIS COMPENSATION AT \$22.60 PER HOUR, OR, IF ANNUALIZED \$47,000.00 UNDER JOB GROUP VII IN ACCORDANCE WITH SALARY RANGE GUIDE "D-1" (IBT) OF SALARY ORDINANCE NO. 11-2015 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING A SATISFACTORY MEDICAL EXAMINATION, NEGATIVE DRUG TEST AND NEGATIVE CRIMINAL HISTORY RECORD CHECK)

WHEREAS, with the resignation of Enzo Strada on November 23, 2016, a vacancy in the Department of Public Works, Buildings and Grounds and Park Maintenance exists (hereinafter referred to as the "DPW"); and

WHEREAS, the Township's DPW maintains a fleet of over seventy (70) vehicles which require constant maintenance and repair; and

WHEREAS, rather than fill Mr. Strada's vacant position as a full-time Laborer I/Sanitation Collector I, the Superintendent of the Department has expressed the need to hire an additional mechanic who is licensed to perform various vehicle repair services and in order to assist the current staff of mechanics; and

WHEREAS, on January 19, 2017, an Interview Committee consisting of the Business Administrator/Township Clerk, DPW Superintendent and Human Resource Specialist interviewed two (2) candidates one of whom is a licensed mechanic; and

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WHEREAS, because of his former work experience, demonstrated knowledge and overall skills and abilities as a mechanic, the Interview Committee recommends that Anthony Malet be hired as a DPW mechanic; and

WHEREAS, as a condition of employment, Mr. Malet shall be required to obtain a valid Commercial Driver License with a Class "A" or "B" endorsement on or before September 1, 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. That Anthony Malet residing at 13 Slope Drive in the Cedar Knolls Section of the Township is hereby employed to serve in the position of full-time Mechanic for a six (6) month probationary period commencing on Wednesday, March 1, 2017 and ending on Friday, September 1, 2017. In accordance with Salary Range Guide "D-1" (IBT Salary Guide) of Salary Ordinance No. 11-2015, Mr. Malet shall be compensated at \$22.60 per hour, or if annualized, \$47,000.00 under Job Group VII.
2. In keeping with the requirements of the position, Mr. Malet shall be required to obtain a valid Commercial Driver License (CDL) with a Class "A" or "B" endorsement on or before September 1, 2017. If Mr. Malet does not obtain the Commercial Driver License by that date, he shall be terminated from employment with the Township. Upon obtaining his Commercial Driver License, Mr. Malet shall provide the Superintendent with a copy of the license. Mr. Malet will then be eligible to receive an additional \$3,000.00 in compensation at the rate of \$24.04 per hour, or, if annualized a salary of \$50,000.00 pursuant to Salary Range Guide "D-1" (IBT Salary Guide). No further remuneration will be granted as a result of receiving a CDL License.
3. Pursuant to Section 61-14.C. entitled "Health Benefits Coverage" under Chapter 61 of the Code of the Township entitled Salaries and Compensation; Personnel Policies. Mr. Malet shall be required to pay a minimum of 25% of the total monthly premium cost for health insurance/medical benefits coverage under one of the three (3) health insurance plans offered by the Township.
4. This offer of employment is conditional and subject to *Mr. Malet* receiving a satisfactory medical examination, a negative drug test and a negative criminal history record check, all in accordance with the Township's Personnel Policies and Procedures and Section 61-29.N.(1) through (4). Entitled "Alcohol and Drug Testing Policy for Civilian Employees" under Chapter 61 of the Code of the Township.
5. Mr. Malet 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; Personnel Policies. The DPW Superintendent shall prepare a Job Performance Evaluation at least twenty (20) working days prior to the expiration of the probationary period. In the event that Mr. Malet receives an unsatisfactory evaluation during the probationary period, or fails to obtain the CDL, Mr. Malet shall be terminated at the conclusion of the probationary period or sooner, whichever is applicable.
6. Mr. Malet shall be entitled to five (5) vacation days during calendar year 2017 in accordance with Sections 61-10.C. and D. of Chapter 61 of the Code. However, he shall not be permitted to use the five (5) vacation days until he has completed his six (6) month probationary period and receives a Satisfactory Job Performance Evaluation. In

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addition, Mr. Malet 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, Mr. Malet is not permitted to take any paid sick days until he has satisfactorily completed his probationary period.

7. The provisions of this resolution are subject to any applicable collective negotiations agreement that may be duly negotiated between the Township and IBT Local 97 and/or its successors, if any.
8. That certified copies of this resolution shall be transmitted to Mr. Malet, the Township's Chief Municipal Finance Officer and the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department for reference and information purposes.

RESOLUTION NO. 40-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE EMPLOYMENT OF MATTHEW FORAN AS A REPLACEMENT PART-TIME PROCTOR IN SUPERVISING ACTIVITIES AT THE MULTI-PURPOSE COMMUNITY CENTER EFFECTIVE WEDNESDAY, MARCH 1, 2017 AT THE RATE OF \$10.82 PER HOUR IN ACCORDANCE WITH SECTION 13. ITEM 12. OF SALARY ORDINANCE NO. 9-2016 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO THE RECEIPT OF A NEGATIVE CRIMINAL HISTORY BACKGROUND CHECK AND FINGERPRINTING)

WHEREAS, in order to supervise activities at the Township's Multi-Purpose Community Center, the Superintendent of Recreation and Park Administration, in a memorandum dated February 22, 2017 has recommended to the Business Administrator the employment of the individual named below to serve as a part-time Proctor on an as needed basis; and

WHEREAS, it is the intention of the Township Committee to accept the recommendation of the Superintendent and authorize the employment of **Matthew Foran** residing at 24 Birch Hill Drive in Whippany, New Jersey 07981 to serve in the capacity of a part-time Proctor; and

WHEREAS, **Mr. Foran** was interviewed by Ms. Brennan, the Superintendent of the Recreation and Park Administration Department with the concurrence of the Township's Business Administrator; and

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

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

1. **Mr. Foran** residing at 24 Birch Hill Drive in Whippany, New Jersey 07981 is hereby appointed to serve as a Proctor to supervise activities held at the Township's Multi-Purpose Community Center. This appointment shall take effect on Wednesday, March 1, 2017.

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

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

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4. **Mr. Foran** has received clearance from the State of New Jersey on the submission of his fingerprints.

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

RESOLUTION NO. 41-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPROVING A FOUR (4) YEAR COLLECTIVE NEGOTIATIONS AGREEMENT BY AND BETWEEN THE TOWNSHIP OF HANOVER AND TEAMSTERS IBT LOCAL 97 FOR THE PERIOD RETROACTIVE TO JANUARY 1, 2016 THROUGH DECEMBER 31, 2019 AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE THE AGREEMENT SUBJECT TO THE APPROVAL AND EXECUTION OF THE AGREEMENT BY REPRESENTATIVES OF IBT LOCAL 97

WHEREAS, on January 17, 2017, officials of the Township and representatives of Teamsters IBT Local 97 executed a Memorandum of Understanding representing a negotiated collective negotiations agreement for the period beginning January 1, 2016 and ending on December 31, 2019; and

WHEREAS, the new agreement reflects the terms and conditions of employment including the salaries and wages of the full-time employees of the Township's Public Works, Buildings and Grounds and Park Maintenance Department as well as all other economic and non-economic provisions; and

WHEREAS, the Township's personnel and labor attorney is preparing the new collective negotiations agreement which Agreement incorporates all of the terms and conditions of employment between the Township and IBT Local 97; and

WHEREAS, subject to the review and approval of the Agreement by IBT Local 97, the Township Committee desires to approve the new collective negotiations agreement with the adoption of this resolution.

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

1. The governing body hereby approves a four (4) year collective negotiations agreement by and between the Township and the Teamsters IBT Local 97 for the period retroactive to January 1, 2016 and ending December 31, 2019. The agreement sets forth the economic and non-economic terms and conditions of employment for the full-time employees of the Public Works, Buildings and Grounds and Park Maintenance Department.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the collective negotiations agreement on behalf of the Township following execution of the agreement by the President and Secretary of IBT Local 97.
3. That certified copies of this resolution along with the signed agreement shall be transmitted to the Shop Steward of IBT Local 97, the Township's Personnel and Labor Attorney, the Vice President of IBT Local 97, the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department and the Township's Chief Municipal Finance Officer for reference and information purposes.

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RESOLUTION NO. 42-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE PARTICIPATION OF THE TOWNSHIP IN THE MORRIS COUNTY ADAPTIVE RECREATIONAL PROGRAM (McARP) DURING CALENDAR YEAR 2017 AND FURTHER DIRECTING THE SUPERINTENDENT OF RECREATION AND PARK ADMINISTRATION DEPARTMENT TO SUBMIT THE TOWNSHIP'S FAIR SHARE ASSESSMENT CONTRIBUTION OF \$2,460.00

WHEREAS, there has been created a **Morris County Adaptive Recreational Program (McARP)**; and

WHEREAS, the Program intends to provide recreational services for disabled persons of all ages, and further to give these persons an opportunity to explore new leisure time skills in conjunction with their age and specific disabilities; and

WHEREAS, the total project cost is estimated to exceed \$300,000.00; and

WHEREAS, the cost to the Township of Hanover with respect thereto will be approximately \$2,460.00 according the Fair Share Ratio's schedule; and

WHEREAS, the Township Committee fully endorses and supports the exceptional programs and activities sponsored by **McARP** and views **McARP** as an important countywide organization serving the diverse recreational needs of all age groups.

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

1. The governing body hereby authorizes the participation of the Township in the **Morris County Adaptive Recreational Program (McARP)** during calendar year 2017.

2. The Superintendent of the Recreation and Park Administration Department is hereby authorized to submit payment of the Township's 2017 Fair Share Assessment in the total amount of \$2,460.00 when funds become available either through the year 2017 Temporary Current Fund Budget or the adopted year 2017 Current Fund Budget.

3. A certified copy of this resolution shall be forwarded to the Superintendent of the Recreation and Park Administration Department, the Township's Chief Municipal Finance Officer and **McARP** for reference and information purposes.

RESOLUTION NO. 43-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER PERMITTING THE TOWNSHIP TO ASSUME THE RESPONSIBILITY OF CONDUCTING A SELF-EXAMINATION OF THE CALENDAR YEAR 2017 CURRENT FUND BUDGET

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

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

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

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government meets the necessary conditions to participate in the program for the 2017 budget year.

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

1. In accordance with N.J.A.C. 5:30-7.6a and 7.6b, and based upon the Chief Financial Officer's Certification, the governing body has found that the calendar year 2017 Current Fund Budget has met the following requirements:
 - A. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 1. Payment of interest and debt redemption charges;
 2. Deferred charges and statutory expenditures;
 3. Cash deficit of preceding year;
 4. Reserve for uncollected taxes;
 5. Other reserves and non-disbursement items; and
 6. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitations on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the 2017 budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - A. All estimates of revenue are reasonable, accurate and correctly stated;
 - B. Items of appropriation are properly set forth; and
 - C. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the Township.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.
7. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer and forwarded to the Director of the Division of Local Government Services upon adoption.

RESOLUTION NO. 44-2017

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF A PORTION OF RIDGEDALE FROM FREDERICK PLACE/EAST FREDERICK PLACE TO HANOVER PROJECT.

NOW, THEREFORE, BE IT RESOLVED that Council of Hanover formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-Resurfacing of a Portion of Ridgedale Avenue – 00656 to the New Jersey Department of Transportation on behalf of Hanover Township.

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BE IT FURTHER RESOLVED, that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Hanover Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION NO. 45-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF MORRIS PLAINS FOR THE RECIPROCAL USE OF THE TOWNSHIP'S AND THE BOROUGH'S EMERGENCY SHELTERS

WHEREAS, the Township of Hanover and Borough of Morris Plains seek a mutual agreement to utilize their respective shelters in the event of a man-made or natural disaster requiring the temporary shelter of their residents; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act ("Act"), N.J.S.A. §40A:65-5, the parties may, by resolution, authorize the execution of a shared services agreement; and

WHEREAS, uniform shared services agreements are exempt from public bidding requirements of the Local Public Contracts Law, N.J.S.A. §40A:11-1 *et seq.*; and

WHEREAS, pursuant to N.J.S.A. §40A:65-4(a)(3)(b), any agreement entered into pursuant to the Act shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs, pursuant to rules and regulations promulgated by the Director.

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

1. The Mayor and Township Clerk are hereby authorized to execute the Emergency Shelter Agreement between the Township of Hanover and the Borough of Morris Plains in the form annexed hereto for a period of ten (10) years from the date of execution of the Agreement.
2. A copy of the Emergency Shelter Agreement shall be kept on file in the Township Clerk's Office and available for public inspection.
3. This Agreement is awarded without competitive bidding pursuant to N.J.S.A. §40A:11-5(2) of the Local Public Contracts Law.
4. This Resolution shall take effect immediately.

RESOLUTION NO. 46-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER REFUNDING \$480.00 TO AIR LIQUIDE ADVANCED TECHNOLOGIES U.S. LLC FOR THE OVERPAYMENT OF BOARD OF ADJUSTMENT APPLICATION FEES AND FURTHER AUTHORIZING THE TOWNSHIP'S CHIEF MUNICIPAL FINANCE OFFICER TO PROCESS THE REFUND

WHEREAS, **Air Liquide Advanced Technologies U.S. LLC** (hereinafter referred to as ("**Air Liquide**") located at 715 Route 10 East in the Whippany Section of the Township and also designated as Lot 7.01 in Block 8803 as set forth on the Tax Map of the Township of Hanover made application to the Board of Adjustment as Case No. 1809 for the installation of a hydrogen fueling station; and

WHEREAS, during the technical review, the Township's Professional Planner determined that **Air Liquide** overpaid its application fees by \$480.00; and

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WHEREAS, in a letter dated January 27, 2017, a copy of which is attached hereto, the attorney for **Air Liquide** has requested that the Township refund her client in the amount of \$480.00 which represents the refund for overpayment of the application fees; and

WHEREAS, in accordance with the request, the Township Committee desires to authorize the refund of \$480.00 due to **Air Liquide**.

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 the determination of the Township's Professional Planner, and the request of **Air Liquide's** attorney, the governing body hereby authorizes a refund of \$480.00 representing the refund for overpayment of application fees as it relates to Case No. 1809 pending before the Board of Adjustment.
2. The Township's Chief Municipal Finance Officer is hereby authorized and directed to process the \$480.00 refund to **Air Liquide**.
3. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer, the Board of Adjustment Secretary and Judith A. Fairweather, the attorney representing **Air Liquide**.

RESOLUTION NO. 47-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING BOND REDUCTION NO. 1 BY REDUCING THE \$748,093.00 PERFORMANCE SURETY BOND SUBMITTED BY QUICK CHEK REALTY, LLC TO \$224,428.00 AND REDUCING THE 10% CASH BOND FROM \$83,121.00 TO \$24,936.00 PLUS A PORTION OF THE INTEREST PURSUANT TO P.L. 1985, c.315, AS A RESULT OF COMPLETING 70% OF THE BONDED IMPROVEMENTS CONCERNING THE CONSTRUCTION OF A CONVENIENCE FOOD STORE AND GASOLINE STATION ON PROPERTY LOCATED AT 1001-1025 ROUTE 10 AND 6 SOUTH JEFFERSON ROAD IN WHIPPANY AND DESIGNATED AS LOTS 4 THROUGH 8 IN BLOCK 2902, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, the Planning Board of the Township of Hanover granted Preliminary and Final Site Plan approval on November 11, 2014 to **Quick Chek Realty, LLC**, as Applicant/ Developer, in connection with the construction of a Quick Chek Convenience Store and Gasoline Station, and other related site improvements on property located at 1001-1025 Route 10 and 6 South Jefferson Road in the Whippany Section of the Township and designated as Lots 4 through 8 in Block 2902 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, certain improvements were required to be installed by the developer in accordance with the Planning Board approval and the subsequent May 16, 2016 Developer's Agreement; and

WHEREAS, in a letter dated February 2, 2017 to the Mayor and Township Committee, the Township Engineer advised the governing body that 70% of the site improvements required by the Developers' Agreement have been completed by **Quick Chek Realty, LLC**; and

WHEREAS, the Township Engineer has attached a Schedule "A" Bond Reduction No. 1 Report (dated February 2, 2017) to his February 2, 2017 letter which describes the percentages of reduction for the bonded on-site improvements, and the total dollar amounts of the surety and cash performance bonds to be retained in favor of the Township; and

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WHEREAS, as a result of completing 70% of the bonded improvements, the Township Engineer recommends that the \$748,093.00 Performance Surety Bond be reduced to \$224,428.00 and the 10% cash bond deposited with the Township in the amount of \$83,121.00 be reduced to \$24,936.00 plus a portion of the interest pursuant to P.L. 1985,c.315.

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

1. That the Performance Surety Bond, No. CMS0283257 dated March 22, 2016, issued by RLI Insurance Company, in the amount of \$748,093.00 be reduced to \$224,428.00. In accordance with this reduction, it shall be the responsibility of **Quick Chek Realty, LLC** to request RLI Insurance Company to submit to the Business Administrator/Township Clerk, a new Rider Performance Surety Bond in the amount of \$224,428.00 in order to guarantee the completion of the remaining on site improvements.
2. The cash performance bond of **Quick Chek Realty, LLC** deposited with the Township in a TD Bank Escrow Account, Account #7760845143, in the amount of \$83,121.00 is hereby reduced to \$24,936.00. The Developer shall be returned a portion of the cash bond in the amount of \$58,185.00, plus a portion of the interest, all in accordance with P.L. 1985, c.315.
3. A certified copy of this resolution shall be forwarded to **Quick Chek Realty, LLC**, the Township Engineer, the Chief Municipal Finance Officer, and RLI Insurance Company located at 9025 North Lindbergh Drive in Peoria, Illinois 61615 for reference and action purposes.

RESOLUTION NO. 48-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING BOND REDUCTION NO. 3 BY REDUCING THE \$1,744,868.00 IRREVOCABLE LETTER OF CREDIT SUBMITTED BY HANOVER RIDGEDALE, LLC TO \$1,213,116.00 AND REDUCING THE COMBINED 10% CASH BOND FROM \$193,875.00 TO \$134,791.00 PLUS A PORTION OF THE INTEREST PURSUANT TO P.L. 1985, c.315, AS A RESULT OF COMPLETING A MAJORITY OF SELECTED BONDED SITE IMPROVEMENTS UNDER THE LIMITED SITE IMPROVEMENT AND GRADING AGREEMENT AND DEVELOPER'S AGREEMENT RELATED TO THE CONSTRUCTION OF VARIOUS RETAIL BUILDINGS ON PROPERTY LOCATED AT HANOVER AND RIDGEDALE AVENUES AND DESIGNATED AS LOT 8 IN BLOCK 1701 AND LOT 12.10 IN BLOCK 1702, AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

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

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

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

WHEREAS, certain other site improvements were also required to be installed by the Developer for the Project in accordance with the June 9, 2016 Limited Agreement and the August 11, 2016 Developer's Agreement; and

WHEREAS, in a letter dated October 7, 2016 to the Mayor and Township Committee, the Township Engineer advised the governing body that a portion of selected bonded site improvements under the Limited Agreement and Developer's Agreement have been completed by **Hanover Ridgedale, LLC**; and

WHEREAS, because the submission of the surety and cash bonds under both Agreements was done within a two (2) month period of time, the Township Engineer decided to combine all of the bonds in the best interest in tracking their subsequent release; and

WHEREAS, by resolution dated October 13, 2016, the Irrevocable Letter of Credit in the amount of \$2,582,727.00 was reduced \$1,744,868.00 and the combined cash bond was reduced from \$286,969.00 to \$193,875.00; and

WHEREAS, the Township Engineer has now requested a third bond reduction as set forth in his letter dated February 3, 2017 along with Schedules "A" for both the Limited Site Improvement and Grading Agreement and the August 11, 2016 Developer's Agreement; and

WHEREAS, in the February 3, 2017 letter, the Township Engineer describes the percentages of reduction for the bonded selected on-site improvements, and the total dollar amounts of the surety and cash performance bonds to be retained in favor of the Township; and

WHEREAS, the Township Engineer recommends that the \$1,744,868.00 Irrevocable Letter of Credit be reduced to \$1,213,116.00 and the combined cash bond deposited with the Township in the amount of \$193,875.00 be reduced to \$134,791.00 plus a portion of the interest pursuant to P.L. 1985, c.315.

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

1. That the Revised Irrevocable Letter of Credit, No. OD16002193 dated November 15, 2016, issued by Valley National Bank, in the amount of \$1,744,868.00 be reduced to \$1,213,116.00. In accordance with this reduction, it shall be the responsibility of **Hanover Ridgedale, LLC** to request Valley National Bank to submit to the Business Administrator/ Township Clerk, a new Rider to the Irrevocable Letter of Credit in the amount of \$1,213,116.00 in order to guarantee the completion of the remaining site improvements.

2. The combined cash performance bonds of **Hanover Ridgedale, LLC** deposited with the Township in a TD Bank Escrow Account, Account #7760845144, in the amount of \$193,875.00 is hereby reduced to \$134,791.00. The Developer shall be returned a portion of the cash bond in the amount of \$59,084.00, plus a portion of the interest, all in accordance with P.L. 1985, c.315.

3. The Developer's Tree Escrow deposit in the amount of \$28,400.00 deposited on March 12, 2012 in a Trust Fund Account, Account No. 252-6001-499 is released in that the Developer has provided the required replacement trees calculated in accordance with its plan entitled "Existing Conditions and Tree Removal Plan", dated February 14, 2012.

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4. A certified copy of this resolution shall be forwarded to **Hanover Ridgedale, LLC**, the Township Engineer, the Chief Municipal Finance Officer, and Valley National Bank for reference and action purposes.

RESOLUTION NO. 49-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER CONSENTING TO THE APPLICATION OF THE TOWNSHIP OF RANDOLPH FOR A WATER SERVICE CONNECTION OUTSIDE THE DISTRICT OF THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND APPROVING REVISED SCHEDULE OF PROPERTIES TO WHICH WATER IS PROVIDED IN THE TOWNSHIP OF RANDOLPH BY THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

WHEREAS, The Southeast Morris County Municipal Utilities Authority (the "Authority") has received a request from the Township of Randolph ("Randolph") for a new water service connection to premises located at 9 Mt. Pleasant Road (Block 222, Lot 11) in the Township of Randolph, which premises is outside the District of the Authority (the "Proposed New Randolph Service Connection"); and

WHEREAS, the Township of Hanover is one of four creating municipalities ("Creating Municipalities") of the Authority; and

WHEREAS, the Authority and Randolph are the current parties to a Water Supply Agreement dated January 21, 1977 which specifies the properties in Randolph which may be supplied with water by the Authority (the "1977 Randolph Water Supply Agreement"); and

WHEREAS, the Service Agreement between the Authority and its Creating Municipalities dated January 20, 1977 (the "Service Agreement") prohibits the Authority from supplying water directly or indirectly outside the District of the Authority without the consent of the Creating Municipalities (except for certain properties previously served by the Town of Morristown prior to creation of the Authority); and

WHEREAS, the Township of Hanover has received a request from the Authority to: (1) consent to the Proposed New Randolph Service Connection; and (2) consent to a revised Schedule A to the 1977 Randolph Water Supply Agreement to include the Proposed New Randolph Service Connection and to update the schedule to reflect the current ownership and lot and block numbers of the properties currently supplied with water by the Authority in Randolph; as more particularly described in the Authority's request dated January 31, 2017, a copy of which is attached hereto and made part hereof and is listed on the Revised Schedule A referred to and attached thereto (the "Revised Schedule A"); and

WHEREAS, the Proposed New Randolph Service Connection and all of the other properties listed in Revised Schedule A front on or have reasonable access to the Authority's water system and no "new extensions" (as defined in the Service Agreement) are required: and

WHEREAS, the Authority has determined and advised that the supplying of water to properties in Randolph identified in Revised Schedule A (including the Proposed New Randolph Service Connection) does not and will not have any adverse effect on the Water System or customers within the District.

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

1. That consent is hereby given to The Southeast Morris County Municipal Utilities Authority to approve the following:

- (A) The Proposed New Randolph Service Connection; and
- (B) The Revised Schedule A to the 1977 Randolph Water Supply Agreement.

- 2. That certified copies of this resolution shall be transmitted to the Executive Director/Chief Engineer of the Southeast Morris County Municipal Utilities Authority and to the Municipal Clerks of the Town of Morristown, the Township of Morris and Morris Plains Borough for reference and information purposes.

RESOLUTION NO. 50-2017

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A TEN (10) MONTH CONTRACT WITH RAMAS CLIMATE AND REFRIGERATION, LLC, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR THE PERFORMANCE OF PREVENTIVE MAINTENANCE SERVICES IN THE LUMP SUM AMOUNT OF \$6,500.00 FOR THE PERIOD COMMENCING MARCH 1, 2017 TO DECEMBER 31, 2017 AND REPAIR SERVICES, ON AN HOURLY RATE BASIS, WHEN NEEDED, FOR THE AIR CONDITIONING, HEATING AND VENTILATION SYSTEMS AT THE MUNICIPAL BUILDING COMPLEX, (INCLUDING POLICE HEADQUARTERS AND THE WHIPPANONG LIBRARY), MULTI-PURPOSE COMMUNITY CENTER, MONROE HALL, AND THE PUBLIC WORKS DEPARTMENT GARAGE

WHEREAS, there exists a need for the Township to enter into a contract for preventive maintenance and repair services for the heating, ventilation and air conditioning systems located at the Municipal Building Complex (including Police Headquarters and the Whippanong Library), the Multi-Purpose Community Center, Monroe Hall and the Public Works Department Garage; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 409A:11-1 et seq., publicly advertised for bids on January 28, 2017 for preventive maintenance and repair services as set forth above, when necessary; and

WHEREAS, pursuant to public advertising, the Township’s Bid Reception Committee received and opened eight (8) sealed competitive bids out of thirteen (13) prospective bidders on February 14, 2017; and

WHEREAS, the Township’s Bid Proposal stated that the Township reserves the right to award the contract for preventive maintenance and repair services to the lowest responsive and responsible bidder on the basis of the lowest bid for the combination of Items No. 1 and 2; and

WHEREAS, Ramas Climate and Refrigeration, LLC, was the apparent lowest responsive and responsive bidder; and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this preventive maintenance and repair services contract; and

WHEREAS, it is the recommendation of the Township Engineer that a one (1) year contract be awarded to **Ramas Climate and Refrigeration, LLC** on the basis of the lowest bid for the combination of Items Nos. 1.and 2. as follows:

- Item No. 1. Preventive Maintenance.....\$6,500.00;
- Item No. 2. Repair Services:
 - Item No. 2A. Regular Hourly Labor Rate.....\$72.00 per man hour
Monday to Friday Between 8:30 a.m.
To 4:30 p.m.
 - Item No. 2B. Week Day Overtime Labor Rate...\$108.00 per man hour
Monday to Friday After 4:30 p.m.
And All Day Saturday
 - Item No. 2C. Overtime Labor Rate.....\$144.00 per man hour
Sunday and Holidays

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WHEREAS, the bid proposal submitted by **Ramas Climate and Refrigeration, LLC** is in total conformance with the Township's Specifications and Supplementary Specifications and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder for the combination of Item Nos. 1 and 2 in providing preventive maintenance and repair services of the heating, ventilation and air conditioning systems located in various municipal building facilities; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-15 provides that any contract for the provision or performance of goods or services, the statutory length of which contract is for three (3) years or less, may include a term of no more than one two (2) year or two one (1) year extensions subject to certain limitations; and

WHEREAS, the Township's heating, air conditioning and ventilation systems' specification utilized in connection with the receipt of competitive bids on February 14, 2017 provided that the Township reserves the right, in accordance with State Statute, to extend the contract for an additional one (1) year period if it is determined that the services are being performed in an effective and efficient manner; and

WHEREAS, based upon the recommendation of the Township Engineer, it is the intention of the Township Committee, to award a ten (10) month contract to **Ramas Climate and Refrigeration, LLC** for the period beginning March 1, 2017 through December 31, 2017, for the performance of preventive maintenance, and when necessary, repair services to the Township's HVAC systems, all in accordance with **Ramas Climate and Refrigeration LLC's** February 14, 2017 competitive bid.

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 a ten (10) month contract beginning on March 1, 2017 through December 31, 2017 shall be awarded to:

Ramas Climate and Refrigeration, LLC
208 East Cedar Street
Livingston, New Jersey 07039

for the preventive maintenance and repair services to the heating, ventilation and air conditioning systems, located at the Municipal Building Complex (including Police Headquarters and the Whippanong Library), the Multi-Purpose Community Center, Monroe Hall and the Public Works Department Garage, within the Township, on the basis of the lowest bid for the combination of Items No. 1. and 2. as follows:

- Item No. 1. Preventive Maintenance.....\$6,500.00;
- Item No. 2. Repair Services:
 - Item No. 2A. Regular Hourly Labor Rate.....\$72.00 per man hour
Monday to Friday Between 8:30 a.m.
To 4:30 p.m.
 - Item No. 2B. Week Day Overtime Labor Rate...\$108.00 per man hour
Monday to Friday After 4:30 p.m.
And All Day Saturday
 - Item No. 2C. Overtime Labor Rate.....\$144.00 per man hour
Sunday and Holidays

2. Subject to the provisions of N.J.S.A. 40A:11-15, the governing body, upon a finding and determination by the Township Engineer that the vendor, **Ramas Climate and Refrigeration, LLC**, has performed in an effective and efficient manner during the ten (10) month contract period, the governing body may, by resolution, extend the contract for one (1) additional year provided that the terms and conditions of the contract remain substantially the same. Any price change included as part of the one

(1) year extension shall be based upon the price of the original contract adjusted to an amount not to exceed the Index Rate for the twelve (12) months preceding the most recent quarterly calculation available at the time the contract is renewed.

3. The Township's Chief Municipal Finance Officer has certified that sufficient funds have been appropriated and are available in the 2017 temporary Current Fund Budget – Buildings and Grounds, Line Item Nos. 127-0012-109, 127-0012-110, 127-001-590 and 127-0012-766 for the purposes set forth in the resolution. However, the continuation of the contract for the balance of the contract period in 2017, shall be contingent upon the availability of sufficient funds in the final 2017 Current Fund Budget. Payments for any services rendered under this contract shall be made on a partial payment basis in 2017 and 2018 (if extended), depending upon the appropriation of sufficient funds in the year 2018 temporary and final Current Fund Budgets, all in accordance with requirements of the Local Budget Law, N.J.S.A 40A:4-1 et seq.

4. The Mayor and Township Clerk are hereby authorized to execute a ten (10) month contract on behalf of the Township.

5. A certified copy of this resolution shall be transmitted to the Township Engineer, the Township's CMFO, and **Ramas Climate and Refrigeration, LLC** for reference and information.

RESOLUTION NO. 51-2017

A RESOLUTION APPROVING THE REFUND OF VARIOUS 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:

BLOCK	LOT	QUAL. #	NAME	AMOUNT
611	13		Joseph Kubala 48 McNab Ave Cedar Knolls, NJ 07927	\$2,906.14
1307	24		Gustavo Rios 1 Oak Blvd Cedar Knolls, NJ 07927	\$1,620.01
4301	2	C1405	Stuart Slavin 1405 Norwood Way Whippany, NJ 07981	\$1,605.39
4501	11		Daniel Trigger 38 Fairchild Place Whippany, NJ 07981	\$248.92
4502	27		Timothy Korver 26 Fairchild Place Whippany, NJ 07981	\$232.33
4705	16		Craig Quinn 13 Pleasant Valley Rd Whippany, NJ 07981	\$1,851.31
5003	5		Scott Bartell 7 Overlook Road Convent Station, NJ 07960	\$3,726.69

9001 1 C0708 Kathleen M Sauter
41 Forestdale Road
Kinnelon, NJ 07405
RE: 708 Brook Hollow Dr \$1,661.79

Motion made by Member Coppola to accept Resolutions as a Consent Agenda and seconded by Member Gallagher and unanimously approved.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of **\$7,884,288.58** for the payment of all bills as of this Regular Township Committee Meeting. A copy of the "Bills Payment List – by Vendor" is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Brueno and seconded by Member Gallagher 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-2994 – Xavierian Guild Academy of St. Elizabeth – 50/50 on premise**
- RL-2995 – Xavierian Guild Academy of St. Elizabeth – Tricky Tray**
- RL-2996 – East Hanover PTA – 50/50 on premise**
- BA-2997 – East Hanover PTA – Bingo**
- RL-2998 – East Hanover PTA - on premise raffle**
- RL-2999 – Mountview Road School PTA – Tricky Tray**
- RL-3000 – Mountview Road School PTA– off premise raffle**
- RL-3001 – New Jersey Jazz Society – 50/50 on premise**
- RL-3002 – Twins n’ Triplets Mothers of Morris County – Tricky Tray**
- RL-3003 – United Serbs East Coast Soccer Club, Inc. – Casino Night**
- RL-3004 – Our Lady of Mercy Academy – Tricky Tray**

Motion made by Member Ferramosca and seconded by Member Gallagher to approve.

OPEN TO THE PUBLIC

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

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

OTHER BUSINESS

Member Gallagher: Tomorrow night week 7 of Friday nights at Mennen Arena is law enforcement night. We have East Hanover, Hanover Township, Parsippany, Florham Park, Morris Plains, Morristown, Madison, Morris County Park’s Police, Morris County Prosecutor’s Office and Morris County Sheriff’s Office all are coming down to interact with our kids and show our kids positive role models and that they can have a great time with their friends without the introduction of drugs and alcohol. Right now looks like we have 50-60 police officers at Mennen Arena tomorrow night. These events are getting better, they have been getting bigger and we are spring boarding from this to four roller skating nights consecutive Friday’s we also introduced Friday nights at the pool which will be a joint effort between Hanover Township, East Hanover and Florham Park and Madison right now. Also, we are announcing on Monday, Hanover Township’s Big Night Out is May 12th Friday night at Whippany Park High School. We are going to build on what has been successful in the past.

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Another good program we are introducing through Substance Awareness Council is 8th grade training and fitness. Some talk about 8th graders beginning to train and understand nutrition and fitness and train properly and eat properly. Our High School head football coach is going to be taking some of our 8th graders into Whippany Park High School to learn the fundamentals of weight training and we are working out the details about that.

I'm going to leak something here that we have been working on for quite a bit of time and Carol Giorgio has been on the phone several times a day on this, we are almost ready to announce that on October 3rd Darryl Strawberry is coming to Hanover Township to speak to all of our kids and all of our parents at MJS. The good thing about Darryl Strawberry is everybody is everybody in our circle has talked quite a bit about how can we get the parents to these events? I was with John when he had an incredible speaker right in this room and there were 4 people. You get a guy like Darryl Strawberry he might not be the best role model but he has a powerful message and everybody that is my age younger and older wants to go see him and meet him. People who know this is coming already said how can I meet him. So we are going to have a packed house. His message is incredible and we all know he and we all like him and we all rooted for him and he will be in Hanover Township.

To conclude with the Budget we introduced today the line item we now have for the Substance Awareness Council, we are going to have a premiere speaker every year in Hanover Township. Once again, we are not going to be "me to" we are going to be leaders.

Member Ferramosca: The Township Committee's mantra is all about the roads continues in 2017 we have been very committed to addressing the infrastructure in Hanover Township there has been over 30 roads completed in the past three years, we are also pleased to announce that the County is cooperating and supporting Hanover's initiative of it's all about the roads as well. This year you will see paved Whippany Road entire length to Morris Township boarder from Eden Lane; also Parsippany Road paved from Whippany Road all the way up to North Jefferson Road. We will see Hanover Avenue paved from Ridgedale to Horsehill Road; significant road pavement will be underway this season in Hanover Township. So please be patient with us but we are committed to making these roads as good as they can be so give us a little bit of patience we will soon be getting out the road signs informing you of which roads in terms of priorities.

Second issue I want to touch on is what is called the Energy Fair, the Green Team of Hanover Township which is an action group of the Environmental Commission staged its first Energy Fair in our Community Center last Saturday, it was a great success, they had the solar energy company present, they had representation from installation companies, home overall assessments for securities, we had representation there from Home Depot as well; the Board of Public Utilities was significantly providing great rebate programs on LED lighting and all and all there were 100 people who came out and learned a lot about how to improve safety and energy conservation in their homes.

Mayor: John and I did notice on the way over to Town Hall tonight Gerry a nice size pot hole in front of Hildale Church.

Mr. Maceira: I'll inform Brian Foran.

Member Coppola: First of all last week we had our Neighborhood Watch Program we did have a nice turnout but the Neighborhood Watch Program is really very good program the Police Chief Roddy and his Department along with Lt. Loock and Lt. White were there to help out with the introduction. This is something very important for the residents, they are the eyes and ears of our community as far as safety is concerned. We also looked at an area is our school bus drivers, there are a number of areas that we are looking at and we are going to meet with the Chief and discuss perhaps other groups meeting with them and introducing them to this program on a

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whole collective group within the community. I think it's very effective. This is people watching people and watching each other so more will be coming on that.

On Saturday the PBA is having their blood drive over at the Community Center from 9-11, they are looking for whatever support they can get.

Lastly, School Parks Safety Committee met last week or so, it was interesting that when we started this program several years ago we had a number of issues that were addressed, the last meeting you can see the improvements based on the fact that a number of issues were very limited, so Member Gallagher who spear headed this there are a number of people involved, Lt. Loock thank you, Chief Roddy and Superintendent of Schools Mike Wasko, and a number of Principals and some residents and I think it's more and more as the years pass by they are able to identify those areas that are important for the safety of our children going to and from school, so with that I'm very happy with the results of the last meeting.

Member Brueno: Since we have baseball weather it's a good time to mention that baseball opening day is coming up, it's not imminent but on April 22nd hopefully it will stay warm between now and then. We did have our first Chili Cook off back on February 3rd and the Mayor and Deputy Mayor and I all served as Judges. We had some pretty good chili chefs in Town. So the Head Chef from Wegman's was there, which is what I really what I wanted to mention the fact that they are really doing a lot for the community. They donated jars and jars of salsa and chips and stayed for the whole event, he wouldn't give out his chili recipe unfortunately, but I'm sure once Wegman's opens we will have an opportunity to go up there and sample it.

Summer camp registration is open and they are filling up quickly, I won't go through everything that is going on at the Recreation Center but we do have it all on the website, or stop in the Recreation Center. There is a Yankee/Met bus trip check into that if interested. Basketball and winter sports are winding up and registration for lacrosse and the spring sports are underway, the swimming pool registration packets are going out and I will announce that we will have a new feature at the pool which is going to be a rock climbing wall and I'm sure that the Mayor and the Committee are going to be very excited to know you can actually climb the wall and let go and fall backwards into the pool from a height of about 12 to 14 feet, so we will all be there sampling the new rock wall upon the pool opening on Memorial Day. George you will be first in line. Everybody is going to take a turn.

Likewise with the Mayor's Wellness Campaign, we were recognized for the new exercise equipment at Central Park in Eden Lane it's now a workout gym facility outdoors all weather proof equipment and it's open 24-7 to residents of Hanover so we have a lot of gyms in Town and we are not trying to put them out of business but as far as our wellness campaign if the Central Park is on your circuit you can stop there and do a work out as you are doing your walking and get a gym workout the same time.

Mayor: That really is nicely done; I don't know who did the selection of the equipment but there

Member Brueno: I'll take some of the credit ~

Mayor: 8 or 9 piece of equipment out there?

Member Brueno: I believe 11 and we were introduced to that at the League of Municipalities down in Atlantic City.

Mayor: It's really good equipment and if you are out on a fine day and you are doing your job or workout it's worth your stop. It's tremendous.

You said something about the chili contest you mentioned out neighbor Wegman's ~ they deserve a lot of credit they did have their executive chef there for that event and they really have gone out of their way to be a good neighbor here in Hanover Township and they haven't even opened their door yet. But on that note, still

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understand they are on target and will be looking at a potentially July 1st opening for the Wegman's so that concludes it.

ADJOURNMENT

Motion made to close at 9:46 p.m. was by Member Ferramosca and seconded by Member Brueno and unanimously passed.

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

Joseph A. Giorgio, Township Clerk