Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, August 9, 2018, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

PRESENT: Mayor Francioli, Members Ferramosca, Gallagher and

Mihalko

ABSENT: Member Cahill

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
OPENING PRAYER
Almighty God, we ask that you bless this governing body with an abundance of wisdom and understanding so that every deliberation will result in actions which will promote the common good and the general welfare for all of the people of Hanover TownshipAMEN
OPEN TO THE PUBLIC
Motion made by Member Ferramosca to open to the Public and was seconded by Member Gallagher and unanimously passed.
Motion to close made by Member Ferramosca and second by Member Gallaghe and unanimously passed.
COMMUNICATIONS:
Resignation of Laurie Burkhardt as a Dial-A-Ride Dispatcher.
Motion to accept resignation made by Member Gallagher and seconded by Member Ferramosca and unanimously passed.
APPROVAL OF TOWNSHIP COMMITTEE MINUTES:

members of the Committee prior to this meeting by the Township Clerk.

The Minutes of the Regular Meeting of July 12, 2018 have been presented to the

Member Gallagher moved that the Minutes of the Regular Meeting of July 12, 2018 have been accepted and approved as presented by the Township Clerk. The motion was seconded by Member Ferramosca and was unanimously passed.

ORDINANCE FOR PUBLIC HEARING AND ADOPTION:

ORDINANCE NO. 18-2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 117 OF THE CODE OF THE TOWNSHIP ENTITLED DOGS AND OTHER ANIMALS TO ESTABLISH THE POSITION OF MUNICIPAL HUMANE LAW ENFORCEMENT OFFICER AND AMEND THE POSITION OF ANIMAL CONTROL OFFICER

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 18-2018 appeared in full in the July 18th, 2018 issue of the Daily Record in accordance with the law.

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

Terry Baird, 180 Parsippany Road, Whippany: First, I want to congratulate you and thank you for going through with this, I know it is mandated by the State but I knew you would do this anyway. I am concerned about the position of Animal Control Officer Section I would like to know if it has, or will there by any changes in our contract with St. Hubert's?

Mr. Giorgio: The answer is no to the best of my ability when the Township Attorney office drew this up they felt it was incumbent that we just recite the fact that we do have an Animal Control Officer but the primary section here is to address the new regulations promulgated by the State and the Morris County Prosecutor's Office that we have that Humane Animal Person.

Ms. Baird: So the only changes for Animal Control Officer was that we are changing the verbiage from Dog Warden with new Animal Control. Thank you and how quickly will our new Humane Law Enforcement Officer be appointed?

Mr. Giorgio: That person has already been designated by the Chief of Police and he is a member of the Detective Bureau. That was done I believe two months ago as mandated by the Prosecutor's Office.

Ms. Baird: Perfect, thank you very much.

Motion to close public hearing made by Member Francioli 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 IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 117 OF THE CODE OF THE TOWNSHIP ENTITLED DOGS AND OTHER ANIMALS TO ESTABLISH THE POSITION OF MUNICIPAL HUMANE LAW ENFORCEMENT OFFICER AND AMEND THE POSITION OF ANIMAL CONTROL OFFICER" be passed on final reading and that a Notice of the final passage of the Ordinance be published in the August 15th issue of the Daily Record.

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

So Adopted.		

PUBLIC HEARING FOR ORDINANCES 17-2018; 19-2018; 20-2018:

*Due to the Planning Board meeting schedule the Township Committee did not receive the Recommendations for Ordinances 17, 19 and 20. The Township Committee however did hold the Public Hearings for said ordinances on this day and will carry the adopting vote until September 13th Meeting awaiting the Planning Board recommendations.

ORDINANCE NO. 17-2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP, ENTITLED *LAND USE AND DEVELOPMENT LEGISLATION*, BY AMENDING THE REGULATIONS FOR OUTDOOR STORAGE FOR NONRESIDENTIAL USES

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 17-18 appeared in full in the July 18th, 2018 issue of the Daily Record in accordance with the law.

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

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

ORDINANCE NO. 19-2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP, ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY AMENDING AND ADOPTING VARIOUS DEFINITIONS AND REGULATIONS PERTAINING TO FRONT, SIDE AND REAR YARDS, LOT FRONTAGE AND LOT WIDTH

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 19-18 appeared in full in the July 20th, 2018 issue of the Daily Record in accordance with the law.

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

Terry Baird, 180 Parsippany Road, Whippany: I have a question regarding Ordinance 19. I think the purpose of this is to clarify and make it easier to understand front, side all that. I think I read the 35 pages and got through it twice and I got all confused. I would rather go to the Building Department and like ask because my brain wasn't having it.

Mayor: It has some complexity because it is based upon so many variables such as heights of building, etc. that are involved in it. Its intention was to clarify or simplify definitions of yards front side and rear yards. Is there any particular portion of it that you needed to speak of?

Ms. Baird: Yes, it keeps referring back to the use of the Building Inspector to make decisions. Now, if the Building Inspector makes decisions how is that going to affect the Planning Board, it's rather subjective for the Building Inspector. Am I wrong in that?

Mr. Ferramosca: I think you are bringing up a very good point in that the Planning Board, the 10 of us, spent about two hours on this with our Planner trying to go through coming up with a rational plan, there are just so many lots unfortunately, don't come in geometric similar rectangles and they often don't front the street and some of them are corner lots and some of them are lots that go from one block onto another

block, so where is the front yard and the side yard, so we struggled with that, so what I'm going to do instead of review 35 pages of that I'm going to ask Mr. Brancheau to try to give you a summary of not the ordinance but a summary of what we provided so that our Building Inspector has a lot more to work with, cause in the past the Building Inspector really major challenges.

Ms. Baird: Let me interject for a moment, the reason why I bring this up to narrow it down more is the fact that there, when I look at it, and even when I just go down Parsippany Road and you get to certain places and they have a fence in their back yard but in reality it's really their front yard but when that development was put in it was approved for them to have that 6 foot high fence partially by the end of Parsippany Road by the automotive place and that is just one place in particular that I pick up on. So you already have preexisting, so how is the Building Department guided to make these decisions when that development went in and that was how it was done. The same thing on Ridgedale Avenue in Cedar Knolls.

Mr. Ferramosca: The question is how does this new ordinance impact a preexisting condition Mr. Brancheau...

Mr. Brancheau: With all zoning regulations, first of all, by State Law if something is legal today it will be legal tomorrow under this it will become a nonconforming condition or more commonly known as grandfathered. So anybody who had a right to a fence or anything today will keep that right, that will not be required to tear anything down or change anything that they already have if it's legal. This will only apply proactively in the future. The real intent of it though was mostly typically interior lots won't be affected by this they are not really the target of this. The target of this are things like through lots or weirdly shaped lots or lots with double frontages unlike corner lots and we typically get questions from the Zoning Officer if someone applies for a permit for a shed or a pool or something like that and the Zoning Officer doesn't know what the side yard or the rear yard and those things determine what the setback requirements are. So the intent of this simplified is to try clarify those circumstances in those types of unusual situations that are not the typical situations so that both applicants and the Zoning Officer and the boards will have more guidance on how to handle those situations. Now, you can't cover every situation in an ordinance so there is a section in the ordinance that says these are the guidelines to follow in trying to apply these rules in a particular situation but in some cases you are going to need an interpretation and that is where the Zoning Officer is given that power. He is given that power already by State Law to interpret all zoning regulations. If someone disagrees with that interpretation they have the right to appeal that to the Board of Adjustment for an interpretation and again the Zoning Officer is only going to be making those rulings in cases that don't go to a Board already. There was a residential typical case where someone wants to know how far do I have to be from the property line with this, is it a side yard, is it a front yard, or rear yard, that's the kind of thing that we are trying to deal with here. Through lots go from one street to the back street but it is not a corner lot and under the current ordinance everything behind that house is currently a front yard; he's got two fronts in front of the house and the back of the house. He has no rear yard and none of our zoning regulations today you can only put things like a shed, deck and things like that in the rear yard so they can't have that and you can only do fences and things like that are 6 feet high if it's in the side or rear yard so it is very limiting for somebody for a threw lot. This ordinance will fix that and allow that to be treated as a rear yard like it should be. So that's really what's behind this.

Ms. Baird: Ok, I still feel like there could possibly be problems down the road giving that much power of decision to the building inspector because he or she might especially since I sit at a lot of the Planning Board meetings and it always tends to be the corner lots. The Board of Adjustment and you hear for hours on side yard and front yard and all this with corner lots so what makes one person's corner lot able to have that further fencing so they are not cut short in their rear yard because of their two front yards as opposed to somebody else because there have been a lot of allowances for that rule through the meetings that I have been sitting through.

Mr. Brancheau: Terri he has that power already. And, at any time, somebody comes in for a permit the Zoning Officer has to interpret the Code and that is his best judgement based upon the rules that are in the Code so this isn't really expanding the powers of the Zoning Officer, it is merely giving him more guidance in saying if it is still

unclear it is your call. But, again, if somebody doesn't like the ruling that they got then they have the opportunity to appeal that to the Board of Adjustment both by our ordinance and by State law so we are really not expanding the role we merely just clarifying this rule.

Ms. Baird: Alright, thank you very much.

Mr. Giorgio: Just for the record, I misspoke Terri it wasn't 35 pages it was a little shorter but it seemed like 35 pages.

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

ORDINANCE NO. 20-2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP, ENTITLED <u>LAND USE AND DEVELOPMENT LEGISLATION</u>, BY AMENDING THE REGULATIONS FOR SIGNAGE IN THE OFFICE AND INDUSTRIAL ZONE DISTRICTS

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 20-18 appeared in full in the July 20th, 2018 issue of the Daily Record in accordance with the law.

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

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

Motion made to carry Ordinances 17; 19 & 20 to the September 13th Meeting at 8:00 pm by Member Ferramosca and seconded by Member Francioli and unanimously passed.

RESOLUTIONS AS A CONSENT AGENDA:

RESOLUTION NO. 134-2018

A RESOLUTION PROVIDING FOR THE ADVANCEMENT IN GRADE AND COMPENSATION FOR SERGEANTS ROBERT CARPENTER AND JOHN SCHAUDER AND PATROLMEN RICHARD CAMASTA AND MICHAEL BYRNES IN THE POLICE DEPARTMENT HAVING RECEIVED A SATISFACTORY JOB PERFORMANCE EVALUATION

WHEREAS, in accordance with the Police Department's Job Performance Evaluation System, the employees named below have received a satisfactory job performance evaluation from the Chief of Police, and subject to Township policy, are entitled to advance in grade and compensation based on their anniversary date as described below; and

WHEREAS, the Township's Chief Municipal Finance Officer has certified that the advancement in grade and compensation for the officers mentioned below is correct.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover in the County of Morris that the individuals named below, in accordance with the current Collective Negotiations Agreement with the Policeman's Benevolent Association, PBA Local No. 128 and Salary Ordinance No. 21-14 shall be advanced in grade and compensation on their anniversary date as follows:

POLICE:

Sergeant Robert Carpenter \$120,023.00 per annum PBA – Sergeant 3 Effective Date: 8/01/18

Patrolman Richard Camasta \$83,620.00 per annum PBA – Patrolman 5 Effective Date: 9/01/18

Patrolman Michael Byrnes \$83,620.00 per annum PBA – Patrolman 5 Effective Date: 9/01/18

Sergeant John Schauder \$120,023.00 per annum PBA – Sergeant 3 Effective Date: 9/01/18

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer and Chief of Police for their reference and action.

RESOLUTION NO. 135-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER APPOINTING MATTHEW GALLAGHER AS A NEW PROBATIONARY PATROLMAN FOR A ONE (1) YEAR PERIOD COMMENCING SATURDAY, SEPTEMBER 1, 2018 THROUGH SUNDAY, SEPTEMBER 1, 2019 AT A BASE SALARY OF \$56,393.00 AT STEP 1 OF THE SALARY GUIDE SET FORTH IN ORDINANCE NO. 21-2014 (CONDITIONAL OFFER OF EMPLOYMENT SUBJECT TO RECEIVING SATISFACTORY MEDICAL AND PSYCHOLOGICAL EXAMINATIONS, A NEGATIVE DRUG TEST AND COMPREHENSIVE BACKGROUND INVESTIGATION)

WHEREAS, the authorized strength of the Hanover Township Police Department consists of thirty (30) superior officers and patrolmen; and

WHEREAS, with the retirement of Detective Salvatore Siino effective August 1, 2018, a need exists to replace the vacant patrolman position; and

WHEREAS, in accordance with the Township's job search process, an Interview Committee consisting of the Chief, Lieutenants White and Loock and Sergeant Pilipie interviewed the candidate mentioned below who appeared best qualified and matched the Township's job description for patrolman; and

WHEREAS, as a result of the interview, the Interview Committee recommends that Matthew Gallagher is qualified and meets the Township's hiring standards and criteria in performing the duties and responsibilities of a patrolman; and

WHEREAS, except as otherwise provided by State Statute, Section 53-11.1 of Chapter 53 of the Code of the Township entitled <u>Police Department</u> describes the minimum educational background a candidate must have in order to be considered for the rank of patrolman; and

WHEREAS, based on the recommendation of the Interview Committee, Matthew Gallagher shall serve as a probationary patrolman for a one (1) year period commencing Saturday, September 1, 2018 and ending on Sunday, September 1, 2019:

Matthew Gallagher 25 Beech Drive Morris Plains, New Jersey 07950; and

WHEREAS, as a conditional offer of employment, **Mr. Gallagher** must receive satisfactory medical and psychological examinations, a negative drug test, and a negative background investigation; and

WHEREAS, it is the intention of the Township Committee to accept the recommendation of the Interview Committee and appoint **Mr. Gallagher** as a probationary patrolman.

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 **Mr. Matthew Gallagher** residing at 25 Beech Drive in Morris Plains, New Jersey 07950 is hereby appointed to serve as a probationary patrolman effective Saturday, September 1, 2018. **Mr.**

Gallagher will serve in a probationary capacity for a one (1) year period which shall end on Sunday, September 1, 2019.

- In accordance with Salary Ordinance No. 21-14 and the current 2014-2017 Collective Bargaining Agreement between the Township and the Hanover Township Patrolmen's Benevolent Association, PBA Local #128, Probationary Patrolman Matthew Gallagher shall receive a base salary of \$56,393.00 at Step 1 of the Patrolmen's Step Classification Guide.
- 3. As a conditional offer of employment, Mr. Gallagher must receive satisfactory medical and psychological examinations, a negative drug test, and a negative background investigation. In the event Mr. Gallagher fails any of the examinations set forth above, the conditional offer of employment may be withdrawn immediately.
- 4. During the probationary period, Probationary Patrolman Gallagher, as a newly appointed patrolman, does not retain any type of permanent status within the Police Department and may be dismissed at the discretion of the Township Committee only after proper preliminary notice has been given an opportunity for a hearing afforded the patrolman. This condition of employment is in conformance with Section 53-9.D.1 set forth under Section 53-9. Entitled "Qualifications for Appointment." Pursuant to Chapter 53 of the Code of the Township entitled Police Department.
- 5. That certified copies of this resolution shall be transmitted to the Captain of Police, the Township's Chief Municipal Finance Officer and **Probationary Patrolman Gallagher** for reference and information purposes.

RESOLUTION NO. 136-2018

A RESOLUTION APPOINTING MICHAEL GEORGE AS A SUBSTITUTE SCHOOL CROSSING GUARD AT AN HOURLY RATE OF \$16.12 PER HOUR IN ACCORDANCE WITH SECTION 11., ITEM 2. OF SALARY ORDINANCE NO. 8-2018 WHICH CONDITIONAL APPOINTMENT SHALL TAKE EFFECT ON SEPTEMBER 5, 2018 SUBJECT TO RECEIVING SATISFACTORY MEDICAL AND EYE EXAMINATIONS

WHEREAS, a need exists for a substitute school crossing guard; and

WHEREAS, it is the desire of the Chief of Police to recommend the appointment of:

Michael George

1107 Meadow Brook Court Whippany, New Jersey 07981

as a school crossing guard effective Wednesday, September 5, 2018; and

WHEREAS, in accordance with <u>Section 11.</u>, Item 2.of Salary Ordinance No. 8-2018, **Mr. George** shall be compensated at the rate of \$16.12 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. That **Michael George** residing at 1107 Meadow Brook Court in Whippany, New Jersey 07981 is hereby appointed to serve as a substitute school crossing guard effective Wednesday, September 5, 2018.
- 2. As a conditional appointment, **Mr. George's** employment is subject to receiving satisfactory medical and eye examinations.

- 3. In accordance with <u>Section 11.,</u> Item 2. of Salary Ordinance No. 8-2018, **Mr. George** shall be compensated at the rate of \$16.12 per hour as a substitute school crossing guard.
- 4. That a certified copy of this Resolution shall be transmitted to **Mr. George,** the Chief of Police and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 137-2018

A RESOLUTION APPOINTING JANET C. BARZ AS A
SUBSTITUTE SCHOOL CROSSING GUARD AT AN HOURLY RATE OF \$16.12 PER
HOUR IN ACCORDANCE WITH <u>SECTION 11.</u>, ITEM 2. OF SALARY ORDINANCE
NO. 8-2018 WHICH CONDITIONAL APPOINTMENT SHALL TAKE EFFECT ON
SEPTEMBER 5, 2018 SUBJECT TO RECEIVING SATISFACTORY MEDICAL AND
EYE EXAMINATIONS

WHEREAS, a need exists for a substitute school crossing guard; and

WHEREAS, it is the desire of the Chief of Police to recommend the appointment of:

Janet C. Barz

2502 Whippanong Way Whippany, New Jersey 07981

as a school crossing guard effective Wednesday, September 5, 2018; and

WHEREAS, in accordance with <u>Section 11.</u>, Item 2.of Salary Ordinance No. 8-2018, **Ms. Barz** shall be compensated at the rate of \$16.12 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. That **Janet C. Barz** residing at 2502 Whippanong Way in Whippany, New Jersey 07981 is hereby appointed to serve as a substitute school crossing guard effective Wednesday, September 5, 2018.
- 2. As a conditional appointment, **Ms. Barz's** employment is subject to receiving satisfactory medical and eye examinations.
- 3. In accordance with <u>Section 11.</u>, Item 2. of Salary Ordinance No. 8-2018, **Ms. Barz** shall be compensated at the rate of \$16.12 per hour as a substitute school crossing guard.
- **4.** That a certified copy of this Resolution shall be transmitted to **Ms. Barz,** the Chief of Police and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 138-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE EMPLOYMENT OF DOMINIC DEVITO AS A PART-TIME PROCTOR IN SUPERVISING ACTIVITIES AT THE MULTI-PURPOSE COMMUNITY CENTER EFFECTIVE FRIDAY, AUGUST 24, 2018 AT THE RATE OF \$11.26 PER HOUR IN ACCORDANCE WITH SECTION 13. ITEM 11. OF SALARY ORDINANCE NO. 8-2018 (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, 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 **Dominic DeVito** residing at 4 Mount Vernon Way in Whippany, New Jersey 07981 to serve in the capacity of a part-time Proctor; and

WHEREAS, Mr. DeVito 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 <u>Section 13.</u> Item 11. of Ordinance No. 8-2018, **Mr. DeVito** shall be compensated at the rate of \$11.26 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. DeVito* residing at Mount Vernon Way 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 Friday, August 24, 2018.
- 2. As part-time Proctor, *Mr. DeVito* shall be compensated at the rate of \$11.26 per hour in accordance with <u>Section 13.</u>, Item 11 of Ordinance No. 8-2018.
- 3. In accordance with Township policy governing part-time employment, *Mr. DeVito* 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.
- 4. As a pre-condition of employment, **Mr. DeVito** must first receive clearance from the State of New Jersey on the submission of his fingerprints before he can serve as a Proctor.
- 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. DeVito* for reference and information purposes.

RESOLUTION NO. 139-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER MODIFYING THE NUMBER OF REGULAR, LEGAL AND CONFERENCE MEETINGS OF THE TOWNSHIP COMMITTEE INCLUDING A CHANGE IN TIME FOR THE REGULAR TOWNSHIP COMMITTEE MEETINGS FOR THE PERIOD BEGINNING SEPTEMBER THROUGH DECEMBER, 2018

WHEREAS, in accordance with the Open Public Meetings Act at N.J.S.A. 10:4-6 et seq., the Township Committee adopted a resolution at its annual Reorganization Meeting on January 4, 2018 listing the regular, legal and conference work session meeting dates and times to be held during calendar year 2018; and

WHEREAS, the schedule was prominently posted on the Township's official bulletin board, the Township's web site and transmitted to the Daily Record and Hanover Eagle; and

WHEREAS, while the Township Committee recognizes that transparency in the formulation and implementation of policy decisions is the key to governance, the governing body recognizes that several significant legal matters facing the Township require additional time for deliberation during legal and conference work sessions; and

WHEREAS, the governing body also recognizes that the regular meetings, at which time ordinances and resolutions are considered for adoption and approval have been streamlined to the extent that only one (1) regular meeting a month is needed; and

WHEREAS, during its July 12, 2018 conference work session, held in open session, the Township Committee decided to change the number of legal, conference and regular meetings of the governing body for the balance of 2018 from September through December, 2018 including a new meeting time of 8:00 p.m. for the regular public meetings.

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. Starting in September, 2018 through December, 2018, the Township Committee will convene legal, conference and regular meetings on the dates and at the times described below:

September 13, 2018:

7:00 p.m. – legal and conference work session; 8:00 p.m. - regular Township Committee meeting;

September 27, 2018:

7:00 p.m. - legal and conference work session;

October 11, 2018:

7:00 p.m. – legal and conference work session; 8:00 p.m. - regular Township Committee meeting;

October 25, 2018:

7:00 p.m. - legal and conference work session;

November 8, 2018:

7:00 p.m. – legal and conference work session; 8:00 p.m. - regular Township Committee meeting;

Monday, November 19, 2018: Thanksgiving Week:

7:00 p.m. – legal and conference work session;

December 13, 2018:

7:00 p.m. – legal and conference work session; 8:00 p.m. - regular Township Committee meeting;

December 20, 2018:

7:00 p.m. – legal and conference work session;

A second regular Township Committee meeting may be needed in December for the payment of bills only.

- 2. All legal and conference work sessions will be held in Conference Room "A" at the Municipal Building while the regular meetings of the Township Committee will convene in the Main Meeting Room at the Municipal Building located at 1000 Route 10 in Whippany.
- 3. The Business Administrator/Township Clerk is authorized and directed to post this resolution on the official bulletin board of the Township of Hanover, on the Township's web site and transmitted to the Daily Record, Hanover Eagle and The Star-Ledger. In addition, the Business Administrator/Township Clerk shall advertise this resolution as a legal ad in the August 15, 2018 issue of the Daily Record.
- 4. Special meetings may be held if and when necessary, with notice to be given as provided for in the Open Public Meetings Act at N.J.S.A. 10:4-9, and any meeting involving urgent matters as may be provided in the Open Public Meetings Act.
- 5. In the event that the schedule described above is revised, the revised schedule shall be posted, mailed and transmitted in the same fashion as set forth in paragraph 3.
- 6. Legal and conference work sessions of the Township Committee are informal in nature at which time no formal action is taken. The public is invited to attend

such meetings subject to those areas of consideration from which the public may be excluded pursuant to N.J.S.A. 10:4-12 of the Open Public Meetings Act related to executive or closed sessions.

RESOLUTION NO. 140-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AFFIRMING THE TOWNSHIP OF HANOVER'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTERS, INDEPENDENT CONTRACTORS AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH TOWNSHIP EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of Township of Hanover to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law Against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of Township of Hanover has determined that certain procedures need to be established to accomplish this policy.

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

- 1. No official, employee, appointee or volunteer of the Township of Hanover by whatever title known, or any entity that is in any way a part of the Township of Hanover shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township of Hanover's business or using the facilities or property of the Township of Hanover.
- 2. The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township of Hanover to provide services that otherwise could be performed by the Township of Hanover.
- 3. Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.
- 4. The Business Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.
- **5.** No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.
- **6.** The Business Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Township of Hanover as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

- **7.** The Business Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.
- **8.** At least annually, the Business Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township of Hanover. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township of Hanover's web site.
- **9.** A copy of this resolution shall be published in the Daily Record, the official newspaper of the Township of Hanover in order for the public to be made aware of this policy and the Township of Hanover's commitment to the implementation and enforcement of this policy.
- **10.** This resolution shall take effect immediately.

RESOLUTION NO. 141-2018

A RESOLUTION CERTIFYING TO THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY THAT ALL MEMBERS OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER HAVE REVIEWED, AS A MINIMUM, THE SECTIONS OF THE 2017 ANNUAL AUDIT ENTITLED GENERAL COMMENTS AND RECOMMENDATIONS

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

WHEREAS, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: "Comments and Recommendations": and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days (45) after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

<u>R.S.</u> 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions

of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION NO. 142-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND ADOPTING AN UPDATED AFFIRMATIVE MARKETING PLAN FOR AFFORDABLE HOUSING UNITS WITHIN THE TOWNSHIP

WHEREAS, by resolution dated April 22, 2010, the Township Committee, pursuant to the State of New Jersey's Fair Housing Act and the New Jersey Council on Affordable Housing Rules and Regulations, adopted an updated Affirmative Marketing Plan for affordable housing units within the Township of Hanover; and

WHEREAS, the Uniform Housing Affordability Controls at N.J.A.C. 5:80-26.15 set forth the requirements for affirmative marketing plans; and

WHEREAS, by resolution dated July 12, 2018, the Township Committee authorized the execution of an Extraordinary, Unspecifiable Services Agreement with the Housing Partnership for Morris County (hereinafter referred to as the "HPMC") for the purpose of administering the Township's Affordable Housing Program for a one (1) year period commencing August 1, 2018 through July 31, 2019; and

WHEREAS, the HPMC will be responsible in administering the Affirmative Fair Housing Marketing Plans for the low and moderate income units located at four (4) condominium developments in the Township; namely, Sunrise at Hanover, Oak Ridge at Hanover, Eden Mill Village and Hanover Hills; and

WHEREAS, in order for the HPMC to administer the affordability controls in keeping with the provisions of the New Jersey Fair Housing Act and the Rules and Regulations of the Uniform Housing Affordability Controls under N.J.A.C. 5:80-26.1 et seq., it is necessary for the Township to amend and update its Affirmative Marketing Plan.

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:

- In accordance with the Uniform Housing Affordability Controls promulgated under N.J.A.C. 5:80-26.1 et seq., the Township's Affirmative Marketing Plan last updated and adopted in April, 2010 is hereby amended to permit the Housing Partnership for Morris County to administer the Township's Affirmative Marketing Plan related to the low and moderate income units located at the Sunrise at Hanover, Oak Ridge at Hanover, Eden Mill Village and Hanover Hills condominium developments.
- 2. That a certified copy of this resolution shall be transmitted to the Township's Municipal Housing Liaison, Professional Planner and the Housing Partnership for Morris County for reference purposes.
- 3. The amended Affirmative Marketing Plan is on file and available for public inspection in the office of the Township's Municipal Housing Liaison.

RESOLUTION NO. 143-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE SUPERINTENDENT OF THE PUBLIC WORKS,

BUILDINGS AND GROUNDS AND PARK MAINTENANCE DEPARTMENT TO ISSUE A PURCHASE ORDER TO HUDSON COUNTY MOTORS, INC. IN AN AMOUNT NOT TO EXCEED \$145,978.00 FOR THE PURCHASE OF ONE (1) 2018 WESTERN STAR ROLL-OFF TRUCK WITH AN AMERICAN ROLL-OFF BODY PLUS OPTIONS PURSUANT TO BID NO. ESCNJ 16/17-16 CLASS A TRUCK AWARDED BY THE MIDDLESEX REGIONAL EDUCATIONAL COOPERATIVE PRICING SYSTEM UNDER CO-OP CONTRACT NO. 65MCESCCPS

WHEREAS, the Township of Hanover is a member of the Middlesex Regional Educational Cooperative Pricing System (hereinafter referred to as "MRECPS"); and

WHEREAS, the **MRECPS** is administered the Middlesex Regional Education Cooperative Services Commission as the Lead Agency; and

WHEREAS, the Lead Agency prepares bid specifications, receives and evaluates bids and awards contracts pursuant to the Local Public Contracts Law at N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Lead Agency has awarded a contract to Hudson County Motors, Inc., the lowest responsive and responsible bidder for a 2018 Western Star (4800SB) Roll-Off Truck with an American Roll-Off Body plus options pursuant to Bid No. ESCNJ 16/17-16 Class A Truck awarded by the Middlesex Regional Educational Services Commission under Co-Op Contract No. 65MCESCCPS; and

WHEREAS, the Township of Hanover, as the contracting unit and a registered member of the MRECPS wishes to utilize Co-Op Contract No. 5MCESCCPS in the purchase of one (1) new 2018 Western Star (4800SB) Roll-Off Truck with an American Roll-Off Body plus options; and

WHEREAS, N.J.A.C. 5:34-7.11(c) states in pertinent part that if the Township, as a registered member of the MRECPS wishes to purchase an item awarded by the Lead Agency, and the cost of the item exceeds the bid threshold, then the contract must be awarded by resolution of the governing body in accordance with N.J.S.A. 40A:11-4a.

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 award of Co-Op Contract No. 65MCESCCPS under Bid No. ESCNJ 16/17-16 Class A Truck as awarded by the Middlesex Regional Educational Services Commission, as the Lead Agency, the governing body hereby authorizes the Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department to issue a Purchase Order for the acquisition of one (1) new 2018 Western Star (4800SB) Roll-Off Truck with an American Roll-Off Body plus options from **Hudson County Motors, Inc.** located at 614 New County Road, P.O. Box 2611 in Secaucus, New Jersey 07096. The April 24, 2018 memorandum from the Superintendent requesting permission to purchase the 2018 Roll-Off Truck is attached hereto and made a part of this resolution as if set forth in full.
- 2. The total amount of the Purchase Order for the new Truck plus options shall not exceed \$145,978.00.
- 3. That certified copies of this resolution shall be transmitted to the 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. 144-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER RETAINING THE SERVICES OF US GOVBID, A DIVISION OF AUCTION

LIQUIDATION SERVICES, TO CONDUCT VIA THE INTERNET THE PUBLIC SALE OF TOWNSHIP PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE AND THE SALE OF TANGIBLE PERSONAL PROPERTY FOUND OR RECOVERED BY THE POLICE DEPARTMENT ALL IN ACCORDANCE WITH N.J.S.A. 40A:11-36 AND 40A:14-157. OF THE LOCAL PUBLIC CONTRACTS LAW AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN ON-LINE AUCTION CONTRACT

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-36. entitled "Sale or Other Disposition of Personal Property." provides that any contracting unit by resolution of its governing body may authorize, by sealed bid or public auction, the sale of its personal property not needed for public use and, in accordance with N.J.S.A. 40A:-14-157, the public sale of tangible personal property found or recovered by the Police Department; and

WHEREAS, the State of New Jersey recommends that municipalities sell personal property through an approved on-line auction system to broaden the market area for increased revenue; and

WHEREAS, although the Township has been successful in selling its personal property through the conventional method of advertising through the local official newspapers and on the Township's web site, the Township desires to expand its method of sale by utilizing an approved on-line auction vendor; and

WHEREAS, US GovBid, a Division of Auction Liquidation Services, with its principal place of business located at 1 Industrial Way, Building "A" in Eatontown, New Jersey 07724 will conduct the on-line public sale of Township personal property no longer needed for personal use and, tangible personal property found or recovered by the Police Department; and

WHEREAS, it is the intention of the Township Committee to retain the services of **US GovBid** to conduct the auction of Township personal property and tangible personal property via the internet.

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 US GovBid, a Division of Auction Liquidation Services, with its principal place of business at 1 Industrial Way, Building "A" in , Eatontown, New Jersey 07724 is hereby authorized to conduct the public sale of Township personal property no longer needed for public use all in accordance with N.J.S.A. 40A:11-36 and the sale of tangible personal property found or recovered by the Police Department pursuant to N.J.S.A. 40A:14-157 by auction via the internet.
- The Mayor and Township Clerk are hereby authorized and directed to execute US GovBid's "Contract for On-Line Auction", a copy of which is attached hereto and made a part of this resolution as if set forth in full.
- That a certified copy of this resolution shall be transmitted to US
 GovBid, 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. 145-2018

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO WHIRL CONSTRUCTION, INC. CONCERNING THE CONSTRUCTION OF THE BEE MEADOW PARK CONCESSION AND RESTROOM BUILDING AT THE BRICKYARD FIELD BY INCREASING THE TOTAL DOLLAR AMOUNT OF THE CONTRACT FROM

\$527,924.00 TO \$530,024.00 OR AN \$2,100.00 INCREASE WHICH REPRESENTS A 0.40% INCREASE OF THE TOTAL CONTRACT DOLLAR AMOUNT

WHEREAS, the Township of Hanover awarded a contract through the competitive bid process to **Whirl Construction**, **Inc.**, by resolution dated May 25, 2017 for the construction of the Bee Meadow Park Concession and Restroom Building at the Brickyard Field in the Whippany Section of the Township; and

WHEREAS, the amount of the competitively bid contract was \$527,924.00; and

WHEREAS, the Township Engineer has submitted Change Order No. 1 (Final) which describes the need for supplemental work; and

WHEREAS, Change Order No. 1 (Final) describes the need for a test pit to confirm the waterline location as the supplemental work in the amount of \$2,100.00 thereby increasing the total dollar amount of the contract; and

WHEREAS, Change Order No. 1 (Final) describing the supplemental work has been signed by the Township Engineer and Assistant Township Engineer which Change Order is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, Change Order No. 1 (Final) represents a \$2,100.00 increase or a 0.40% increase in the total dollar amount of the contract; and

WHEREAS, the Township Engineer has now determined that the supplemental work set forth in Change Order No. 1 (Final) shall increase the total contract amount from \$527,924.00 to \$530,024.00.

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

- 1. The governing body approves the recommendation of the Township Engineer that Change Order No. 1 (Final), in the amount of \$2,100.00 be accepted, and that the final total adjusted contract amount of the contract with **Whirl Construction, Inc.** be fixed at \$530,024.00.
- The Township Clerk is hereby authorized to execute Change Order No.
 (Final).
- 3. A certified copy of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **Whirl Construction, Inc.** for reference and information purposes.

RESOLUTION NO. 146-2018

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

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

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

Section I.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government

Services to approve the insertion of an item of revenue in the budget of the year 2018 which item is now available as a revenue from:

Morris County Historic Preservation Trust Fund Grant \$18,230.00 Whippany Burying Yard

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$18,230.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":

Morris County Historic Preservation Trust Fund Grant
Whippany Burying Yard \$18,230.00

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

RESOLUTION NO. 147-2018

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

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

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

Section I.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 which item is now available as a revenue from:

Jewish Community Housing Corp. –Contribution \$10,000.00

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$10,000.00 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS": Reserve Jewish Community Housing Corp. - Contribution

\$10,000.00

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

RESOLUTION NO. 148-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE EXTENDING THE GRACE PERIOD FOR PAYMENT OF THE THIRD QUARTER TAXES FOR 2018 FROM AUGUST 1, 2018 TO AUGUST 28, 2018

WHEREAS, the date of mailing the Township of Hanover's Tax Bills has been delayed due to circumstances beyond the control of the Township of Hanover; and

WHEREAS, in accordance with the spirit and intent of N.J.S.A. 54:4-64, taxpayers should be given adequate notice of taxes due, before invoking any payment of interest for delinquency, under the provisions of N.J.S.A. 54:4-67.

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 Township's taxes due August 1, 2018 will not be considered delinquent and delinquent interest shall not be charged against a taxpayer if the payment of such taxes is received by the Township on or before August 28, 2018; effectively setting a zero percent interest rate during this period.
- 2. If the tax payment, due August 1, 2018, is not paid on or before August 28, 2018, interest, as established by a resolution of the Township Committee dated January 4, 2018, shall be charged from August 1, 2018.
- 3. That a certified copy of this resolution shall be transmitted to the Township's Tax Collector for his reference and action.

RESOLUTION NO. 149-2018

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

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 4, 2017, a lien was sold on Block 9303, Lot 1, also known as 189 Parsippany Road, Whippany, New Jersey 07981, for 2016 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2017-19, was sold to M&P Retirement Plan for a 0% redemption fee and a \$1,300.00 premium paid; and,

WHEREAS, Michele Laxer, owner has affected redemption of Certificate 2017-19 in the amount of \$1,586.54.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$1,586.54, payable to M&P Retirement Plan, P.O. Box 2051, Morristown, New Jersey 07962 for the redemption of Tax Sale Certificate 2017-19.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$1,300.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 150-2018

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

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

BLOCK	LOT	QUAL.#	NAME	AMOUNT
701	20	26A Morr	Holiness Church of t Garden St istown, NJ 07960	·
		RE:	7 Saddle Rd	\$7,197.85
3201	2	7 Sy Pars	Hanover 3201 Realty LLC c/o Mack 7 Sylvan Way Suite 300 Parsippany, NJ 07054 RE: Route 287 \$1,793.75	

7501 8 2H, LLC

21 Pleasant Valley Rd Whippany, NJ 07981

RE: 500 Route 10 \$2,573.60

9999 (6501) 13 (1) (C0013) Janata Lacap & Hazen LLP

Trustee BBA Aviation

One International Boulevard

Suite 400 PMB #14 Mahwah, NJ 07495-0400 Location: 9 & 14 Airport Road

Reserve for Tax Appeal \$204,288.21

RESOLUTION NO. 151-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPOINTING CAROL S. GIORGIO TO SERVE AS THE ALTERNATE 1 MEMBER OF THE BOARD OF ADJUSTMENT IN FILLING THE UNEXPIRED TWO (2) YEAR TERM OF OFFICE OF JUDY IRADI WHICH TERM OF OFFICE SHALL BEGIN ON SEPTEMBER 4, 2018 AND EXPIRE ON DECEMBER 31, 2018, ALL IN ACCORDANCE WITH N.J.S.A. 40:55D-69

WHEREAS, the Alternate 1 position on the Board of Adjustment is vacant as the result of the resignation of Judy Iradi effective April 26, 2018; and

WHEREAS, the unexpired two (2) year term of office of the Alternate 1 member position shall expire on December 31, 2018; and

WHEREAS, the Township Committee has carefully reviewed letters of interest and/or resumes submitted by four (4) residents of the Township expressing a desire to serve on the Board of Adjustment; and

WHEREAS, in reviewing the resumes of each candidate, Committeeman and Director of Planning John L. Ferramosca recommended that the governing body interview **Carol S. Giorgio**; and

WHEREAS, as a result of the interview on July 12, 2018, the governing body believes that **Ms. Giorgio** possesses the necessary educational background and skills to fill the unexpired two (2) year term as the Alternate 1 member of the Board of Adjustment; and

WHEREAS, Ms. Giorgio shall fill the remaining two (2) year term of office which term shall expire on December 31, 2018 or until such time as **Ms. Giorgio's** successor shall be appointed and qualified.

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 **Carol S. Giorgio** residing at 5 Glenn Place in the Whippany Section of the Township is hereby appointed to fill the unexpired term of the Alternate 1 member position of the Board of Adjustment which position is classified as a two (2) year term of office in accordance with N.J.S.A. 40:55D-69.
- 2. **Ms. Giorgio's** unexpired two (2) year term of office shall commence on September 4, 2018 and end on December 31, 2018 or until such time as **Ms. Giorgio's** successor is appointed and qualified.
- 3. The appointment of **Ms. Giorgio** as the Alternate 1 member of the Board of Adjustment shall take effect immediately upon the approval of this resolution.

4. That certified copies of this resolution shall be transmitted to the Secretary of the Board of Adjustment and **Ms. Giorgio** for reference and information purposes.

INTRODUCED AND SPONSORED BY COMMITTEEMAN JOHN L. FERRAMOSCA

RESOLUTION NO. 152-2018

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPOINTING ENVIRONMENTAL COMMISSION MEMBER PHIL GLAWE TO SERVE AS THE CLASS IV, ALTERNATE 2 MEMBER OF THE PLANNING BOARD IN FILLING THE UNEXPIRED TWO (2) YEAR TERM OF OFFICE OF HOWARD OLSEN WHICH TERM OF OFFICE SHALL EXPIRE ON DECEMBER 31, 2018, ALL IN ACCORDANCE WITH N.J.S.A. 40:55D-23.1

WHEREAS, with the elevation of Howard Olsen on April 26, 2018 to the Class IV, Alternate 1 position on the Planning Board, a vacancy of the Alternate 2 position exists; and

WHEREAS, the unexpired two (2) year term of office of the Alternate 2 member position shall expire on December 31, 2018; and

WHEREAS, the Township Committee has carefully reviewed letters of interest and/or resumes submitted by two (2) residents of the Township expressing a desire to serve on the Planning Board; and

WHEREAS, under Article 2. entitled "Municipal Planning Board." at N.J.S.A. 55D-23. of the Municipal Land Use Law, the Township Committee may appoint a member of the Environmental Commission to serve as a Class IV member of the Planning Board; and

WHEREAS, it is the recommendation of Committeeman and Director of Planning John L. Ferramosca that **Phil Glawe**, a member of the Township's Environmental Commission be appointed to fill the unexpired two (2) year term of office of the Class IV, Alternate 2 position which term shall expire on December 31, 2018 or until such time as **Mr. Glawe's** successor shall be appointed and qualified.

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. 40:55D-23., Environmental Commission member **Phil Glawe** residing at 3 Fir Circle in the Cedar Knolls Section of the Township, is hereby appointed to fill the unexpired term of the Class IV, Alternate 2 member position on the Planning Board. The term of office for the Alternate 2 position is for two (2) years pursuant to N.J.S.A. 40:55D-23.1.
- 2. **Mr. Glawe's** unexpired two (2) year term of office shall end on December 31, 2018 or until such time as **Mr. Glawe's** successor is appointed and qualified.
- 3. The appointment of **Mr. Glawe** as the Class IV, Alternate 2 member of the Planning Board shall take effect immediately upon the approval of this resolution.
- 4. That certified copies of this resolution shall be transmitted to the Secretary of the Planning Board and **Mr. Glawe** for reference and information purposes.

INTRODUCED AND SPONSORED BY COMMITTEEMAN JOHN L. FERRAMOSCA

Motion made by Member Gallagher to approve resolutions appointing two new members and seconded by Member Ferramosca and unanimously approved.

PAYMENT OF BILLS:

The governing body approved a grand total disbursement of \$9,503,858.94 for the payment of all bills as of this Regular Township Committee Meeting. A copy of the "Bills Payment List – by Vendor" is hereby approved and made a part of this resolution as if set forth in full. Moved by Member Ferramosca and seconded by Member 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.

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RAFFLE APPLICATIONS:

RL- 3130 - Delbarton Mothers Guild --- off premise Raffle

RL- 3131 - Creature Comfort Pet Therapy, Inc. - Tricky Tray

RL- 3132 - Whippany Park HS PTO - Calendar Raffle

Motion for approval of raffle applications made by Member Francioli and seconded by Member Gallagher and unanimously passed.

OPEN TO THE PUBLIC

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

Terry Baird, 180 Parsippany Road, Whippany: I realize that you are changing your meeting schedule and the way you are holding your meetings but I couldn't not find anything online about it as to what was on the consent agenda about the meeting changes, so I know you devote a lot of time to these meetings and stuff like that I can appreciate changing the format but would it be good to post it on the internet or the webpage.

Mayor: Terry, now that we have taken action on the new schedule, Joe will see that it is put up properly, until now it was not official.

Joe Giorgio: What happens now just as we do for the Reorganization Meeting, once the action is taken by the Governing Body it is posted on the bulletin board the resolution will be published in full in the Daily Record and it will go on the website and in fact the summer edition of the newsletter goes out next week and there is a story in there about it. But as the Mayor points out the Township cannot post anything until it is first approved by the Governing Body so the whole schedule will be on the website and the Daily Record in August 15th posted on the bulletin board as well.

Ms. Baird: Work sessions will still be in the back room?

Mr. Giorgio: Yes, that is correct.

Mr. Mihalko: It should be noted too that those work sessions, unless it is legal, are open to the public and you can come sit and listen and hang out unless it is a legal issue or personnel otherwise all the public is welcome to come and it is not like we are trying to exclude but we have a lot of work that needs to get done.

Mr. Giorgio: That is stated in the resolution as a matter of fact and if you would like a copy of that you are welcome to it.

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

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OTHER BUSINESS:

Member Gallagher: I want to talk about the concert series and I want to thank the DPW for their set up and take down, the way the field looked, and the first

impression in seeing Hanover Township look so beautiful and how hard the guys work to make everything look that way, so Brian Foran and the guys thank you very much.

There is something here that I also want to point out that Brian and I talk about periodically is years ago in another life we used to play music all the time and we used to play at the high school for the fireworks and at that time the stage was being rented from Summit or the County, the late Ralph Poletti, Jr., said that we are crazy for renting a stage let me call Mayor Pannullo and we will get you our stage for nothing. Well since that phone call was made and the relationship we have with East Hanover and Brian Foran and Mark Macaluso every time we need the stage not only do we get it for nothing but East Hanover DPW comes and sets it up and comes the following day and takes it down and brings it back to East Hanover. That's at least \$500-\$700 each time we use that stage so I want to thank the shared services and the great friends in East Hanover and I want to thank the great late Ralph Politti Jr., for making that initial phone call, he did a lot for everybody all the time and this is one of his gifts that keep on giving.

Mr. Giorgio: If I might interrupt Mr. Gallagher but Brian Foran mentioned to me that that stage is now probably reaching it's useful life and we were talking that it might be possible for the Township Committee to reach out to East Hanover to see if they might want to purchase a new stage have as it a shared purchase between Hanover and East Hanover.

Mr. Gallagher: That would be beautiful; it takes a small event and makes it into a big event even with the 5K for the Ed foundation; when that stage sets up at Whippany Park it makes it look like an event. Thank you everybody, and of course Mike is going to touch on that but the Recreation does a phenomenal job but I can't tell you how many people say how great these fields look and not to mention all of the other work that the DPW does every day. I want to also point out that in conjunction with our Recreation Department on Hanover Township we are going to introduce our MC Teen Concert Series which is with our drug coalition, we are putting together a special teen concert series to give our young musicians and artists a chance to show off their skills in front of their friends. Back in the old days there was a saying "If my friends can see me now" and it was also a big saying "dare to dream" well we are going to give these young musicians and artists a great opportunity and with Denise Brennan and Mike Mihalko and the support of the Recreation Commission we are going to set up a 15 minute spot for each group to perform. It is going to be a lot of fun and make a lot of kids who might not get the chance to shine, to shine in front of their peers and it's also going to achieve the age group that we have been trying to get at Hanover Township Day the middle and high school kids not just the youngest people and not just us older people we are really going to work hard to get that group which is our target groups in many areas to try to help kids as to what is important character education.

School and Park Traffic Safety - Unfortunately children do not watch this on you tube, maybe my daughter does just to make fun of my hair style, I just want to say that we are having our special back to school meeting and I don't really want to say back to school yet, cause everyone is going to go nuts, but what we do at that point is everybody on our committee that has a different official position in town will look at our cross walks completely repainted and ready to go, our signage, our public safety notice, our crossing guards, their certifications will be brought up to date on all of that. HTPD basically runs the show on where we are and where we have to be with Brian Foran from DPW and of course every decision we make has to go through the entire governing body and we are all involved in all decisions we make to make our pedestrian traffic in and around our schools and parks much safer. So thank you guys and we will have that meeting and I will update you all on where we are and our readiness.

The last thing I will say that we are finally going to launch our website for our Drug Coalition and we are no longer calling it the Morris Area Coalition for Education and Positive Choices we are calling it the North Jersey Alliance for Education and Positive Choices because we have 14 Towns involved in this coalition including towns from Hudson, Essex and Morris County. So it's going to be the most comprehensive site. A lot of people have tried to do it and a lot of people have not done a great job and a lot of people used it for political purposes and we have seen them run it into the ground but we have a lot of beautiful hard working people that are worried about drugs and alcohol and our youth and we have incredible programs with the county on opioids and heroin but what we are trying to do to in working in concert with them is hit the kids

in the beginning when they are vaping when they are introducing themselves to alcohol with their friends, tobacco, marijuana so I want you to know that we are working with Fred Knapp, Sheriff Gannon, Brad Seabury and like I said before 14 towns and Hanover Township PD and Chief Roddy are right by my side on this so very proud that this is another example of what we can do in Hanover Township when we make a few phone calls and get together and focus on a single task.

Mayor: Coming up on Wednesday August 15th from 6-7 in Rockaway the Prosecutor's office will be holding a lecture seminar on opioids and the serious matter of opioids in the County and I'm so glad that Fred Knapp is taking that on at that point, I think that it is open to the public and it is free. It's something good to hear.

Mr. Ferramosca: Road season is well underway in Hanover Township and the good news despite the weather despite the storms Valley Forge Drive is done, Cross Road is done and North Jefferson Road which was very critical is done as well. The next step along North Jefferson Road to be is to add a walking trail on North Jefferson from Nye to DPW. This is greatly needed and the Township Committee is in support of this and we are looking forward to its implementation and we are hoping to have that completed with good weather by back to school. Next step will be Locust and then a section of Woodfield Drive from Shamrock to Whippany Road which is scheduled to be done in September, weather permitting.

Next subject area is Environmental Commission and this is a big initiative and Phil Glawe who we just talked about him, he got together with Dennis Wilson and brought together a concept to the Township Committee and we supported that concept and that concept was developing what they called a solar base integrated electric storage system, more commonly known as micro grid, a micro grid is something that can collect the solar power and store it with batteries. The great thing about it is this will be able to serve the electrical needs of this Township's municipality. It will be a small grid and they are in the process now with working with the Business Administrator what they call the RFP, we hope to be able to have this implementation in early 2019 so this is a big initiative for us and for our taxpayer, because it will not be causing our taxpayers direct money so that is an added plus.

Lastly, this is my appeal, and it concerns street lights, people are out walking and its nice out at night, so if you see a street light that is out please take the time to report it how do you report it? One of two ways, you can go onto the Township website under the JCP&L logo report it there and it's simple you just have to add in the pole number, if the pole number is not present give them the address or contact the Police Dispatcher's Line not the emergency line at 973-428-2512. Oh and taxpayer you are paying for that street light whether it's on or not.

Member Mihalko: It's middle of the summer and very active in the Recreation Department going through my assignments I met with the seniors and they have their meetings on the first and third Wednesdays at 12:00. If you are of that age, it is a great group of people and I enjoy going. They are an active group and a lot of fun people, they have bingo, they are also starting a bowling league for woman starting in September through May on Monday mornings, check out their website there is so much the seniors are doing I can take an hour just telling you the events they have going on. Mr. Coppola is the President and doing a fine job running it so check it out again. The meetings begin with a social at 10:30 and them chit chat for a while and the actual meeting starts at 12:00 and they will go through some business and again if you are of the age you can sign up and become a senior member.

Recreation Department - We have a lot of good stuff going on as Ace touched on before. Our summer concert series have wrapped up and we have four wonderful concerts and we really have to thank East Hanover with the use of their stage it is very generous to allow us and I think that will be a great opportunity if we can do a shared purchase of that and that would be a fair and a nice thing to do. Also, our DPW, they do such a terrific job on our field honestly it looks like a carpet out there. The boys really do a great job and also I would really like to thank our sponsors. We couldn't have this without our sponsors. Wegman's was the main sponsor and they contributed quite a bit and ShopRite there is such a list of them check them out and patronize our sponsors and when you see them thank them and let them know you were at the concerts.

Our summer camps we had our summer plus and traveling teens were in July and they wrapped up and all sold out it was a fantastic program and they traveled to different parks and venues but we do still have other camps going on. We have two specialty camps, the Lego Camp and Baking Camp and I believe there might still be still some room in the second session of the baking camp so if you have some younger children interested in baking come out and sign up for that.

I would like to say congratulations to the Bee Meadow Swim Team they had a 5-2 record this year and they had a great season and did a terrific job quite a few kids almost 80 kids participated in that. Congratulations and good job.

While we are talking about the Bee Meadow Pool on July 28th we had the annual water carnival over 750 people came to the carnival.

Mayor: Participants?

Mr. Mihalko: Well they were at the pool that day. So I don't think my father was in the pool but yes it was a terrific event and the pool is still open through Labor Day and come on out and enjoy the festivities.

Events coming up that we need to make note of Hanover Township Day, September 8th 1-5 at Malapardis Park Ace had touched on it we are going to have some of our local youngsters playing all kinds of fun things going on there will be bounce houses, there is a train, a lot of people sponsoring different tables and different committees and it's a great time to see your neighbors, your friends from the town, the fire department will be there with their trucks, the First Aid will be there also. Again come out, the Whippany Park Marching band will be there as long as the schedule still permits they will be there and the paddle boats will be in the ponds so you can take a ride on the paddle boats courtesy of Morris County Parks. We still need some volunteers so if anybody is interested and have some extra time come out for a few hours just contact the Recreation Department and we will set you up. No experience necessary.

Also, Mayor you can help me out with this one too we have an inaugural corporate charity cup softball game coming on. It is going to be Bayer employees verses Wegman's employees. Here is the special part, both companies agreed to donate \$5,000 each to the Interfaith Food Pantry. I can't say enough for both of them to come out and compete against each other have a softball game and I believe we are all umpiring on September 20th 6:00pm at Black Brook Park under the lights.

Mayor: Under the lights and so much of the community that is going to be a part of that and so much of the Municipality Community, the fire companies will be there they are both donating their equipment; Whippany Fire Department is donating theirs to Bayer folks and likewise the Cedar Knolls Fire Company is donating their equipment to the Wegman's folks so you can see what is happening here so I think it is going to be tremendous and I think it is going to be a fun night. Tickets are free but your ticket to come is to bring something for the food pantry, so whether it is canned goods or packaged goods or something of that nature that would be helpful. Hopefully, this will become a charity classic and that it will be an annual type of an event. Whoever wins on this one maybe it will challenge another corporate in the town that can come the next year.

Mr. Mihalko: Please come out, it should be a fun evening. Finally, one last item, we are in need of building proctors for the Recreation Center and the buildings around town and Dial-A-Ride drivers. So, if you have any interest and need to know what the qualification are, please contact Denise at the Recreation Center and she will tell you what the requirements are and they are paid positions so you do get paid to do it, so reach out to Denise.

Mr. Gallagher: I have one more thing to add to what Mike just said that it took Ron and I about 20 minutes and some serious arm twisting but to call the game we were able to lock up the great Howie Olsen who is the voice of the wildcats and has been for many many years so Howie agreed to do it and you know he is going to be adding his two cents in every chance he gets so it's going to make it a lot more fun. Give Howie a microphone and he is just going to go crazy.

Mayor: I have to thank both of those corporations they are so civic minded and have been great neighbors. I hope this is going to set an example for other communities, other towns, that do charity events but this is a great one for year one!

Mr. Gallagher: Before Ron closes out the meeting, I asked for permission to say one more topic which is not as fun but it's just a little concerning and I think I have a pretty good answer for people. My mom, who is a senior, who taught in Hanover Township for 30 years, and, if I said he age she would probably kill me but yesterday she called me very upset she was getting phone calls all day and one of the people left her a voice mail that they inspected her premise and wanted to speak to her so she immediately called me very upset and very nervous and we hear about the IRS schemes and we hear about all these different things but the fact that this person referred to being on her premises made her very upset cause she lives by herself. So I immediately called Chief Roddy and the Chief advised me do what we advised everybody to do please call the Police Department. My mom immediately called the East Hanover Police Department they came over two guys they spent some time with her they checked her windows and basement, doors, they checked her phone and they called back a couple of phone numbers these people pry on senior citizens. I know we get a lot of calls and Detective Littman we appreciate everything you all do, but since I was on the Board of Education Chief Gallagher said always just tell people to call us, so if you get a couple of phony calls or someone saying they are inspecting your property please call the police department. These guys are the best and we say it every two weeks from this dais these guys are here for you and we are here for you too and to get that phone call from my mother it was pretty upsetting cause as smart and tough as she is and as much as she raised all of us she was very upset and scared. So if you do get those calls please call the police department.

Mayor: There are so many scams going on right now so please call the Police Department, so the IRS scam where you frighten people by calling them up and saying unless you send \$5000 to this email address that the IRS is going to come and lock you up, well the IRS does not use email, they will knock on your door trust me. So that's the way it works. It's a shame but you have to be vigilant about these things and by talking about it we are more vigilant about it and I think that is good.

This Friday, we will be meeting with Civic Plus, they are an organization that will be redoing the Hanover Township website and we have for some time now looking at our website and trying to make it friendlier and more easier to navigate and get through, so Civic Plus is an organization who creates templates for website and maintains website for numerous towns in the area, Morristown being one of them, we are working with them right now to update our website and to make it much easier for you to get through and to look at things quickly and we want to always drive you to our official website, there is a lot of noise out there about websites similar to us but truly if you want to know what's going on with power situations and traffic or anything of that nature please go see our website.

Mike did a wonderful job telling you about the Hanover Township Charity Classic we are really thrilled over that we are really happy to see that come to fruition. It's going to be a great night, September 20th.

One more, there are people that are showing concern over the amount of mosquito population lately with all of the rains and all of the moisture we have the issue there. The Board of Health will recommend if you feel that your area or your yard your neighborhood etc., that you have a mosquito population problem please call the County Mosquito Control Commission. They will respond and see what the matter is and see that it is taken care of.

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ADJOURNMENT

Motion made to close at 9:26 p.m. was by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

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

Joseph A. Giorgio, Township Clerk