

**NORTH HANOVER TOWNSHIP  
TOWNSHIP COMMITTEE MEETING MINUTES  
March 7, 2013, 7:00 P.M.**

**CALL TO ORDER:** Mayor Durr called the meeting to order at 7:00 p.m.

**FLAG SALUTE:** Led by Mayor Durr

**ROLL CALL:** Mayor Durr  
Deputy Mayor Butler - Absent  
Committeeman Delorenzo  
Committeeman Moscatiello  
Committeeman Quackenboss - Absent

Also present: Township Clerk Cindy Dye and Township Attorney Mark Roselli

**SUNSHINE STATEMENT:** “The provisions of the Open Public Meetings Act have been met. Notice of this meeting has been transmitted by email to the Bordentown Register News, Burlington County Times and The Trenton Times as well as given to those having requested same and posted on the Township bulletin board located in the foyer of the municipal building”.

Mayor Durr opened the meeting for public comment.

Buddy Wilkins, Chief of the Cookstown Fire Company, questioned if the current arrangements are going to remain the same for 2013. Mayor Durr indicated that they were. He also commended the Construction Office on the great work and their professionalism.

**MOTION TO CLOSE PUBLIC COMMENT**

Proposed By: Committeeman Delorenzo  
Seconded By: Committeeman Moscatiello  
All were in favor by roll call vote.

**ENGINEER’S REPORT**

Justin Gibson submitted a report dated March 7, 2013. He indicated that Jerrell’s is tentatively scheduled to begin the crosswalk work within the next two weeks.

**MINUTES FOR APPROVAL**

- February 21, 2013 Regular Meeting
- February 23, 2013

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler						X
Committeeman Delorenzo	X		X			
Committeeman Moscatiello		X	X			
Committeeman Quackenboss						X

**BILLS AND CLAIMS FOR APPROVAL**

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler						X
Committeeman Delorenzo	X		X			
Committeeman Moscatiello		X	X			
Committeeman Quackenboss						X

**ORDINANCES - ADOPTION**

2013-01 An Ordinance Amending Ordinance 2009-19 amending Chapter 16 of the North Hanover Township Code, entitled “Zoning”, by amending Section 16-080.4 “Pre-existing Lots in the RA Zone.”

Mayor Durr opened the meeting to the public. There was no public comment.

MOTION TO CLOSE PUBLIC HEARING FOR ORDINANCE 2013-01

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler						X
Committeeman Delorenzo	X		X			
Committeeman Moscatiello		X	X			
Committeeman Quackenboss						X

**ORDINANCE 2013-001  
TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON**

**AN ORDINANCE OF THE TOWNSHIP OF NORTH HANOVER AMENDING CHAPTER 16 OF THE TOWNSHIP CODE, ENTITLED “ZONING” BY AMENDING SECTION 16-080.4, “PRE-EXISTING LOTS IN THE R-A ZONE,” OF ORDINANCE No. 2009-19, ENTITLED “AN ORDINANCE AMENDING CHAPTER 16 ‘ZONING’ BY SUPPLEMENTING SECTION 060 ENTITLED ‘DEFINITIONS’ BY ADDING DEFINITIONS – BY REPEALING AND REPLACING SECTION 080 ESTABLISHING USE AND BULK REGULATIONS FOR THE RA-RESIDENTIAL AGRICULTURAL ZONE – ENACTING A NEW SECTION, SECTION 081 ESTABLISHING USE AND BULK REGULATIONS FOR PANNED UNIT RESIDENTIAL DEVELOPMENTS AND BY SUPPLEMENTING SECTION 250 ENTITLED ‘CONDITIONAL USES’ BY ADDING CONDITIONAL USES AND ESTABLISHING STANDARDS FOR THE SAME”**

**Section 1.** This section amends the development regulations of the North Hanover Township Code, Chapter 16 “Zoning”, by amending Section 16-080.4 of Ordinance No. 2009-19, to read as follows [added portions are bolded and underlined; deleted portions have strikethrough]:

#### 16.080.4 Pre-existing Lots in the R-A Zone

**A.** Notwithstanding the previous provisions of this section **16.080** and of §16.310 of this Chapter and except as provided by NJSA 40:55D-35 and 36, ~~vacant~~ **those** lots **identified in subparagraph B below** in either of the following two categories may be developed with single family homes and all permitted accessory buildings and structures, ~~but only in~~ **subject to being in** compliance with the percolation/permeability requirements established in §16-081.2.c and the following bulk requirements **set forth in subparagraph C below**:

1. ~~Minimum lot area~~ — 2 acres
2. ~~Lot frontage along lot line~~ — 200 feet
3. ~~Lot width along setback line~~ — 200 feet
4. ~~Lot depth~~ — 200 feet
5. ~~Each side yard~~ — 30 feet
6. ~~Front yard setback~~ — 50 feet
7. ~~Rear yard setback~~ — 75 feet
8. ~~Maximum building coverage~~ — 12% for the principal building and 3% for accessory buildings
9. ~~Maximum building height~~ — 35 feet

**B.** **A. (1)** Lots in single and separate ownership with a lot area of at least two (2) acres but less than twenty-five (25) acres in existence as of November 1, 2009, regardless of whether the lot was conforming or non-conforming as of that date.

**(2) Any lot created subsequent to November 1, 2009 by way of subdivision or otherwise from any lot identified in section B (1) hereinabove that is at least two (2) acres in size and less than twenty-five (25) acres in size.**

~~B.~~ **(3)** Lots appearing on an approved subdivision plan and whose protection from zoning changes pursuant to the Municipal Land Use Law and/or the Permit Extension Act of 2008 has not expired.

**C. Area and Yard Requirements. Notwithstanding the provisions of section 16-080.3, the following area and yard requirements shall apply to those lots identified in subparagraph B hereinabove:**

- 1. Minimum lot area – 2 acres**
- 2. Lot frontage along lot line – 200 feet**
- 3. Lot width along setback line – 200 feet**
- 4. Lot depth – 200 feet**
- 5. Each side yard – 30 feet**
- 6. Front yard setback – 50 feet**
- 7. Rear yard setback – 75 feet**
- 8. Maximum building coverage – 12% for the principal building and 3% for accessory buildings**
- 9. Maximum building height – 35 feet**

**SECTION 2.** At least three copies of said full Ordinance are on file in the Office of the Municipal Clerk for public examination and acquisition. Copies are available for inspection or acquisition during regular weekday working hours and arrangements have been made for the publication of said proposed Ordinance in pamphlet or other similar form which will be available for purchase from the Township Clerk.

**SECTION 3:** This ordinance shall take effect upon final passage and publication according to law.

**SECTION 4.** The Township Clerk is hereby directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the County Planning Board, and to all others entitled thereto pursuant to the provisions of N.J.S. 40:44D-15. Upon adoption of this Ordinance, after public hearing thereon, the Township Clerk is further directed to publish notice of passage thereof and file a copy of this Ordinance as finally adopted with the County Planning Board as required by N.J.S. 40:55D-16 and with the Township Tax Assessor.

**SECTION 5:** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 6:** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler	X		X			
Committeeman Delorenzo		X	X			
Committeeman Moscatiello						X
Committeeman Quackenboss						X

**NOTICE**

The above Ordinance was introduced and passed on first reading at the meeting of the Township Committee of the Township of North Hanover, in the County of Burlington, held on the day 7<sup>th</sup> of February 2013, and will be considered for final passage at a meeting to be held by the Township Committee at the Municipal Building located at 41 Schoolhouse Road, Jacobstown, New Jersey, at 7:00 PM on the 7<sup>th</sup> day of March, 2013, at which time and place any person interested will be given an opportunity to be heard.

**NOTICE**

The ordinance read by title upon second reading herewith has been adopted at the meeting of the Mayor and Township Committee of North Hanover Township, held on March 7, 2012, and the 20 day period of limitation within which a suit, action or the validity of such ordinance can be commenced, has begun to run from the date of the publication of this notice.

**Vote to Adopt Ordinance 2013-01:**

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler						X

Committeeman Delorenzo	X		X			
Committeeman Moscatiello		X	X			
Committeeman Quackenboss						X

**RESOLUTIONS**

2013-42      Ratifying Appointment Temporary Part-Time Custodian

**RESOLUTION 2013-42**

**TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON**

**RATIFYING APPOINTMENT TEMPORARY PART-TIME CUSTODIAN**

**WHEREAS**, at the February 21, 2013 meeting of the North Hanover Township Committee, it was unanimously approved to appoint Gail Svatik to the temporary part-time position of custodian and ratification of this action will take place by resolution at the March 7, 2013 Committee meeting; and

**WHEREAS**, N.J.S.A. Title 40 and Title 40A provide for the Appointment of Certain Officers, Appointees, and Employees to be appointed in Township Positions to carry out the lawful duties and responsibilities of the Township; and

**WHEREAS**, the Township Salary Ordinance provides for the rate of Compensation, Salary, or Wages of Certain Officers, Appointees and Employees of said Township.

**NOW THEREFORE BE IT RESOLVED**, that the following Officers, Appointees, and Employees are hereby appointed for their respective terms, as follows:

**Temporary Part-Time Custodian ~ Gail Svatik  
Effective Date of Employment: 2/20/2013**

**BE IT FURTHER RESOLVED**, that the above named position will be compensated at a rate of \$12.75 per hour as per the Salary Ordinance and Salary Resolution.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler						X
Committeeman Delorenzo	X		X			
Committeeman Moscatiello		X	X			
Committeeman Quackenboss						X

2013-43      Resolution Ratifying Contract with Jarrell's Landscaping for Construction of Crosswalk at Schoolhouse Road Park

**RESOLUTION 2013-43**

**TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON**

**RESOLUTION RATIFYING CONTRACT WITH JARRELL’S LANDSCAPING FOR  
CONSTRUCTION OF CROSSWALK AT SCHOOLHOUSE ROAD PARK**

**WHEREAS**, the North Hanover Township Committee approved by unanimous vote at their February 21, 2013 meeting a contract to install pedestrian safety improvements to Schoolhouse Road Park (Phase II) to Jerrell’s Landscapes & Nurseries, Inc.; and

**WHEREAS**, three (3) written quotes were solicited by the Township Engineer to provide this service and one (1) written quote was received by Jerrell’s Landscapes & Nurseries, Inc.; and

**WHEREAS**, the Township Committee has reviewed the Township Engineer’s recommendations on said improvements; and

**WHEREAS**, since the purchase is under \$17,500, public bids are not required as set forth in N.J.S.A. 40A:11-4 requiring public advertising and bidding for contracts for a sum exceeding the aggregate amount as calculated periodically by the Governor, pursuant to N.J.S.A. 40A:11-3 which amount is \$17,500; and

**WHEREAS**, the maximum amount of this contract is \$11,365.00.

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of North Hanover, County of Burlington County, State of New Jersey that a contract is hereby awarded to Jerrell’s Landscapes & Nurseries, Inc. in the amount of \$11,365.00 for the Schoolhouse Road Park (Phase II) Pedestrian Safety Improvements as set forth in the specifications issued by the Township of North Hanover.

**BE IT FURTHER RESOLVED** that the Mayor and/or Township Clerk are hereby authorized to sign a contract with Jerrell’s Landscapes & Nurseries, Inc. on behalf of the Township for the purposes set forth herein.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			<b>X</b>			
Deputy Mayor Butler						<b>X</b>
Committeeman Delorenzo	<b>X</b>		<b>X</b>			
Committeeman Moscatiello		<b>X</b>	<b>X</b>			
Committeeman Quackenboss						<b>X</b>

2013-44      Resolution Authorizing Amendment for the Extension of the Contract for Road and Ground Service Maintenance Supervision Contract

**RESOLUTION 2013-44  
TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON**

**RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT BY AND BETWEEN  
THE TOWNSHIP OF NORTH HANOVER AND J.B. LAWN & LAND CARE, LLC FOR  
THE PROVISION OF ROAD AND GROUNDS SERVICE AND MAINTENANCE  
SUPERVISION**

**BACKGROUND**

**WHEREAS**, the Township of North Hanover (hereinafter “Township”) previously awarded by way of public bid, a contract (hereinafter “Contract”) to J.B. Lawn & Land Care, LLC (hereinafter “Contractor”) for the provision of road and grounds service and maintenance supervision for the Township of North Hanover for an initial term of April 1, 2011 to March 31, 2012; and

**WHEREAS**, pursuant to the terms of the initial Contract and the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the term of the Contract can be extended by the Township for two one-year extensions, upon a finding that the services are being performed in an effective and efficient manner; the price change in the contract is based upon the price of the original contract as cumulatively adjusted pursuant to any previous adjustment or extension, not to exceed the change in the index rate for the 12 months preceding the most recent quarterly calculation available at the time the contract is renewed; and the terms and conditions of the Contract remain substantially the same; and

**WHEREAS**, by Resolution 2012-49, the Township Committee elected to extend the Contract for an additional one-year term and to increase the Contract price to \$46,617.00, with all other terms and conditions of the Contract to remain in full force and effect; and

**WHEREAS**, the Township Committee hereby finds that the services being provided by the Contractor are being performed in an effective and efficient manner; and

**WHEREAS**, in accordance with the paragraph IV of the Contract, the Township wishes to again extend the term of the Contract for an additional year term, commencing April 1, 2013 and terminating March 31, 2014, under the same terms and conditions, except that the price of the Contract shall be increased to \$47,316.25, which is a 1.5% increase over the prior year price, the maximum amount permitted under state law; and

**WHEREAS**, the Contractor has consented to the extension of the Contract under the same terms and conditions of the original contract and at a price of \$47,316.25.

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of North Hanover, County of Burlington, State of New Jersey that it does hereby authorize an amendment to the Contract with J.B. Lawn & Land Care, LLC by extending the term of the contract for an additional one year term and increasing the contract price to \$47,316.25, with all other terms and conditions of the contract remaining the same.

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are authorized to execute an amendment to the Contract providing for the terms of this resolution.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to J.B. Lawn & Land Care, LLC.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			<b>X</b>			
Deputy Mayor Butler						<b>X</b>
Committeeman Delorenzo	<b>X</b>		<b>X</b>			
Committeeman Moscatiello		<b>X</b>	<b>X</b>			
Committeeman Quackenboss						<b>X</b>

2013-45      Resolution Authorizing Amendment for the Extension of the Contract for Grass Cutting and Maintenance of Township Property and Recreation Fields

**RESOLUTION 2013-45  
TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON**

**RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT  
BY AND BETWEEN THE TOWNSHIP OF NORTH HANOVER AND  
TOTAL LAWN CARE AND LANDSCAPE SERVICES, LLC  
FOR THE PROVISION OF GRASS CUTTING AND MAINTENANCE  
OF NORTH HANOVER TOWNSHIP PROPERTY AND RECREATION FIELDS**

**BACKGROUND**

**WHEREAS**, the Township of North Hanover (hereinafter “Township”) previously awarded by way of public bid by way of Resolution adopted March 15, 2012, a contract (hereinafter “Contract”) to Total Lawn Care and Landscape Services, LLC (hereinafter “Contractor”) for the provision grass cutting and maintenance of the Township of North Hanover property and recreation fields for an initial term of April 1, 2012 to March 31, 2013; and

**WHEREAS**, pursuant to the terms of the initial Contract and the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the term of the Contract can be extended by the Township for a one-year extension, upon a finding that the services are being performed in an effective and efficient manner; the price change in the contract is based upon the price of the original contract as cumulatively adjusted pursuant to any previous adjustment or extension, not to exceed the change in the index rate for the 12 months preceding the most recent quarterly calculation available at the time the contract is renewed; and the terms and conditions of the Contract remain substantially the same; and

**WHEREAS**, the Township Committee hereby finds that the services being provided by the Contractor are being performed in an effective and efficient manner; and

**WHEREAS**, in accordance with the paragraph IV of the Contract, the Township wishes to extend the term of the Contract for an additional year term, commencing April 1, 2013 and terminating March 31, 2014, under the same terms and conditions, except that the price of the Contract shall be increased to \$10,377.36, which is a 1.5% increase over the prior year price, the maximum amount permitted under state law; and

**WHEREAS**, the Contractor has consented to the extension of the Contract under the same terms and conditions of the original contract and at a price of \$10,377.36.

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of North Hanover, County of Burlington, State of New Jersey that it does hereby authorize an amendment to the Contract with Total Lawn Care and Landscape Services, LLC by extending the term of the contract for an additional one year term; increasing the contract price to \$10,377.36, with all other terms and conditions of the contract remaining the same.

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are authorized to execute an amendment to the Contract providing for the terms of this resolution.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to Total Lawn Care and Landscape Services, LLC.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			X			
Deputy Mayor Butler						X
Committeeman Delorenzo	X		X			
Committeeman Moscatiello		X	X			
Committeeman Quackenboss						X

2013-46 Authorizing Agreement between Township of North Hanover and North Hanover Township School District to Jointly Provide a Summer Recreation Program

**RESOLUTION 2013-46**

**TOWNSHIP OF NORTH HANOVER**

**COUNTY OF BURLINGTON**

**AUTHORIZING AGREEMENT BETWEEN TOWNSHIP OF NORTH HANOVER AND NORTH HANOVER TOWNSHIP SCHOOL DISTRICT TO JOINTLY PROVIDE A SUMMER RECREATION PROGRAM**

**WHEREAS**, an agreement has been made between the Township of North Hanover and the North Hanover Township School District to jointly provide a Summer Recreation Program; and

**WHEREAS** it is in the best interest of the Township and the District to jointly sponsor and provide a summer recreation program for the children of the North Hanover Township Schools and the Community.

**NOW THEREFORE BE IT AGREED** as follows:

- The Township shall hire and compensate the necessary staff including, at a minimum, a Director, Aides/Assistants, and a Nurse.
- The Township shall contract with the District for the provisions of busses and drivers for local field trips as per schedule provided by Director.
- The Director, in coordination with the appropriate Township and District Officials, shall design and develop a six (6) week summer program to be made available to the children from July 1, 2013 through August 9, 2013.
- The District shall notify the parents of the availability of the program and provide sites for registration.
- The Township shall conduct registrations and collect fees.
- The Township shall order the necessary supplies utilizing, if desired, the contracts the District has negotiated with various vendors.
- The District shall pay the Township, upon receipt of the appropriate and fully executed voucher, the amount of \$15,000.00 subject to Board of Education approval.

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of North Hanover, County of Burlington, State of New Jersey, that the Mayor and Municipal Clerk are hereby authorized to execute the agreement on behalf of the Township Committee; and

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			<b>X</b>			
Deputy Mayor Butler						<b>X</b>
Committeeman Delorenzo	<b>X</b>		<b>X</b>			
Committeeman Moscatiello		<b>X</b>	<b>X</b>			
Committeeman Quackenboss						<b>X</b>

2013-47      Resolution Authorizing Refund of Overpayment of Taxes

**RESOLUTION 2013-47  
TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON**

**RESOLUTION AUTHORIZING REFUND  
OF OVERPAYMENT OF TAXES**

**BE IT RESOLVED**, by the Township Committee of the Township of North Hanover that, as requested by the Tax Collector, it hereby authorizes a refund of overpayment of 2013 taxes in the amount of \$1,348.35 to Bank of America, for Block 801 Lot 8 commonly known as 370 Meany Road.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Mayor Durr			<b>X</b>			
Deputy Mayor Butler						<b>X</b>
Committeeman Delorenzo	<b>X</b>		<b>X</b>			
Committeeman Moscatiello		<b>X</b>	<b>X</b>			
Committeeman Quackenboss						<b>X</b>

**DISCUSSION ITEM**

- 2013 Summer Recreation

Mayor Durr indicated that this item will be carried when Deputy Mayor Butler is in attendance.

**2013 MUNICIPAL BUDGET - REVIEW OF CERTAIN BUDGET LINE ITEMS – NO ACTION TO BE TAKEN**

Mayor Durr indicated that the preliminary numbers have been complete and the budget is being sent to the Auditor for his review and comment.

**TOWNSHIP COMMITTEE “COMMENTS”**

No comments.

**EXECUTIVE SESSION RESOLUTION (if needed)**

2013-41 Authorizing a Closed Session Meeting to discuss the following matter(s) pursuant to N.J.S.A. 47:1A-1 and N.J.S.A. 10:4-12; Personnel, Contract Negotiation and Litigation matters.

There being no matters to discuss under executive session.

**TIME OF ADJOURNMENT:** 7:10 PM

Respectively submitted,

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Cindy A. Dye, RMC  
Township Clerk