

NORTH HANOVER TOWNSHIP
TOWNSHIP COMMITTEE MEETING MINUTES
July 21, 2016, 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
Committeeman DeLorenzo
Committeeman Kocubinski
Committeeman O'Donnell

Also Present: Acting Township Clerk Picariello and Township Attorney 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 Courier Post, 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”.

PUBLIC COMMENT AS IT RELATES TO AGENDA ITEMS

Mayor Durr opened the meeting to the public.

Ralph Ruocco – Chesterfield-Arneytown Road – Mr. Ruocco inquired as to why North Hanover Township needs a Detective. Mayor Durr noted this would be explained later in the meeting.

MOTION TO CLOSE PUBLIC COMMENT

Proposed By: Committeeman DeLorenzo

Seconded By: Deputy Mayor Butler

REVIEW OF CORRESPONDENCE

Acting Township Clerk Picariello reviewed the following correspondence:

1. Resolution from the City of Beverly Opposing New Jersey Governor Christopher Christie’s Proposal eliminating the present School Funding Formula and replacing same with the “Fairness Formula”.

Mayor Durr expressed reservations concerning this Resolution. He would like to know what the School Boards position is. Deputy Mayor Butler stated she had researched and felt it would be detrimental to the School District. She also expressed the need for more information. Committeeman Kocubinski stated he initially was in support of the funding formula due to the Burlington County Freeholders supporting it. However, he feels it would have an adverse effect. Committeeman O'Donnell would like to see collaboration with the School Board. Acting Township Clerk Picariello was directed to reach out to the school district.

2. Chesterfield Township’s response to inquiry regarding NJDEP Clean Water Act draft Resolution.

ENGINEERS REPORT

Engineer Hirsh reported the Provinceline Road culvert repair is complete. Mayor Durr gave a synopsis of his meeting with Assemblyman Dancer concerning development in Plumstead Township that would affect Provinceline Road. He passed out a written summary of the meeting. He expressed the need for a traffic study. Attorney Roselli feels since our right of way would be affected, this should be put before the JLUB for approval.

ROAD IMPROVEMENT ENGINEER’S REPORT

Engineer Gibson stated a plan is being worked on with regards to Contract I. He stated Contract II was in process of being finalized. He noted the pre-construction meeting for Contract III was held and we are awaiting the schedule. There was discussion concerning the message boards and proper notification to the residents.

DEPARTMENT REPORTS FOR JUNE 2016

- a. Tax Collector
- b. Construction, Zoning & Mobile Homes)
- c. North Hanover, Wrightstown & Chesterfield Courts
- d. Jacobstown Volunteer Fire Company (and May)
- e. North Hanover Police Department

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo	X		X			
Committeeman Kocubinski		X	X			
Committeeman O’Donnell			X			
Mayor Durr			X			

MINUTES FOR APPROVAL

- o July 7, 2016 – Regular Meeting

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo		X	X			
Committeeman Kocubinski			X			
Committeeman O’Donnell	X		X			
Mayor Durr			X			

- o July 7, 2016 – Executive Session Meeting

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo		X	X			
Committeeman Kocubinski			X			
Committeeman O’Donnell	X		X			
Mayor Durr			X			

BILLS AND CLAIMS FOR APPROVAL

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler		X	X			
Committeeman Delorenzo	X		X			
Committeeman Kocubinski			X			
Committeeman O’Donnell			X			
Mayor Durr			X			

CONSENT AGENDA DEFINED:

All Resolutions listed on today’s consent agenda are to be considered as one vote by Township Committee and will be enacted by one motion. There will be no discussion of these items. If discussion is desired, that item will be removed from the consent agenda and considered separately.

This Resolution was temporarily removed for discussion under the non-consent Agenda; it then was placed back on the consent agenda. Chief Wells gave an explanation and history of the needs for a Detective bureau.

2016 -101 Resolution Appointing a Detective to the North Hanover Township Police Department

**RESOLUTION 2016-101
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

**APPOINTMENT OF A DETECTIVE FOR THE NORTH HANOVER TOWNSHIP
POLICE DEPARTMENT**

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 of North Hanover has entered into a contract with the North Hanover Township Police Association that provides provide 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:

Detective ~ Andrew Harnett

Effective Date of Employment/Position: 6/06/2016

BE IT FURTHER RESOLVED, that the above named position will be compensated as per the Bargaining Agreement, Salary Ordinance and Salary Resolution.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo	X		X			
Committeeman Kocubinski			X			
Committeeman O'Donnell		X	X			
Mayor Durr			X			

2016-102 Resolution Providing for the Insertion of any Special Item of Revenue in the Budget Pursuant to R.S.40A:4-87 (Chapter 159, P.L. 1948)

**RESOLUTION 2016 - 102
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

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

WHEREAS, R.S.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 a 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,

NOW THEREFORE, BE IT RESOLVED, that the Township Committee of the **Township of North Hanover** in the County of **Burlington** 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 **2016** in the sum of \$ **16,279.67**, which item is now available as revenue from the **Drunk Driving Enforcement Fund**

BE IT FURTHER RESOLVED that the sum of \$ **16,279.67** the same is hereby appropriated under the following caption:

**Operations-Excluded from "CAPS":
Public and Private Program's off-set by Revenues:
Drunk Driving Enforcement Fund \$16,279.67**

BE IT FURTHER RESOLVED, that two certified copies of this resolution be provided to the Director of the Division of Local Government Services for his use in this regard.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo			X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell		X	X			
Mayor Durr			X			

**RESOLUTION 2016-103
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 2015 Open Space Tax, in the amount of \$211.93 to Black, Glenn & Valerie, for Block 604.02 Lot 12 commonly known as 247 Warren Drive.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo			X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell		X	X			
Mayor Durr			X			

**RESOLUTION 2016-104
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 2015 Open Space Tax, in the amount of \$683.80 to South Willard Sr. & Willard Jr., for Block 905 Lot 1 commonly known as 114 Cookstown-New Egypt Road.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler			X			
Committeeman Delorenzo			X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell		X	X			
Mayor Durr			X			

NON-CONSENT AGENDA

**RESOLUTION 2016-105
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

ACCEPTING THE 2015 MUNICIPAL AUDIT

WHEREAS, N.J.S.A. 40:A5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transaction, and

WHEREAS, the Annual Report of Audit for the year 2015 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: General 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, and

WHEREAS, such Resolution of Certification shall be adopted by Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and, 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 promulgation’s 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: R.S. 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 Governing Body of North Hanover Township, 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 required affidavit to said Board to show evidence of said compliance.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler		X	X			
Committeeman DeLorenzo	X		X			
Committeeman Kocubinski			X			
Committeeman O'Donnell			X			
Mayor Durr			X			

2016-106 Resolution Accepting the Proposal from Environmental Resolutions Inc. Engineers for the FY2014/FY2015 Municipal Park Grant Project

- o **RESOLUTION 2016-106 was tabled until September 1, 2016 Township Committee meeting.**

DISCUSSION

- Clerk update on Codification project
Acting Township Clerk Picariello reviewed the status of the Codification project. She notes the organizational analysis was completed. The response date is August 22nd.
- Bordentown Township Resolution Opposing the Freshwater Wetlands Permit and Water Quality Certificate from the NJDEP

Attorney Roselli discussed his concerns with the content of the Resolution. After discussion, there was a general consensus to have Attorney Roselli draft a resolution tailored for North Hanover Township.

TOWNSHIP COMMITTEE “COMMENTS”

Committeeman Kocubinski noted a tentative date for the NJDEP hearing of August 22nd at the Ramada, in Bordentown Township, at 6 pm.

Deputy Mayor Butler reported on the pre-construction meeting for Contract III of the Road Improvement Program. She noted the notification requirements to residents were made clear. She reported that there was an emergency repair to the pick-up truck. She also noted the Eagle Scout project will begin July 30th and there would be a blood drive on August 2nd.

Committeeman DeLorenzo stated he would have two things for executive session.

Committeeman O'Donnell stated he spoke with the Mobile Home inspector and she reported Family Park has not paid. He also noted complaints, about the roads, in Spartan Village.

Mayor Durr reminded Attorney Roselli concerning the Upper Freehold agreement. Attorney Roselli noted it was in process.

PUBLIC PARTICIPATION

Questions, comments or statements from members of the public in attendance.

OPEN PUBLIC COMMENT

Mayor Durr opened the meeting to the public.

Mr. Ralph Ruocco – Chesterfield-Arneytown Road – He discussed his concerns over the NJDEP clean water act permit. He believes this will affect North Hanover Township.

MOTION TO CLOSE PUBLIC COMMENT

Proposed By: Committeeman DeLorenzo

Seconded By: Committeeman O'Donnell

EXECUTIVE SESSION RESOLUTION

2016-107 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; COAH Litigation Matter, Police Department Personnel Matter, 2016 Road Improvement Program Contract Matter, Court Personnel Matter, Contract Negotiation and Litigation matters

**RESOLUTION 2016-107
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

AUTHORIZING A CLOSED SESSION MEETING

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 and P.L. 2001, C. 404, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee of North Hanover Township wishes to go into a closed Executive Session and is of the opinion that such circumstances presently exist which should not be discussed in public, and

WHEREAS, the Open Public Meetings Act pursuant to N.J.S.A. 47:1A-1 and N.J.S.A. 10:4-12 permits the Township Committee to discuss certain matter(s) in private, and in this case for the purpose of the Township Committee to discuss contract negotiations, litigation and personnel matters in this regard.

NOW, THEREFORE, BE IT RESOLVED by Township Committee of North Hanover Township that it will go into an Executive Session for the purpose of the Township Committee to discuss COAH Litigation, Police Department Personnel Matter, Court Personnel Matter, 2016 Road Improvement Program Contract Matter, Contract Matters, Litigation and Personnel matters.

BE IT FURTHER RESOLVED that the results of such discussion may be revealed at such time as the matter(s) are resolved and/or a contract(s) is signed and/or the negotiations are formally settled. Interested parties may contact the Township Clerk anytime during normal business hours for periodic updates as to the availability in this regard.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor Butler		X	X			
Committeeman Delorenzo			X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Durr			X			

BACK TO PUBLIC SESSION

MOTION TO ADJOURN

Proposed By: Committeeman DeLorenzo

Seconded By: Deputy Mayor Butler

TIME OF ADJOURNMENT: 8:29 PM

Respectively submitted,

Mary Picariello
Acting Township Clerk