

**NORTH HANOVER TOWNSHIP
TOWNSHIP COMMITTEE MEETING MINUTES
September 15, 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”.

CEREMONIAL SWEARING IN OF SERGEANT ANDREW HARNETT

Mayor Durr swore in Officer Harnett to the position of Police Sergeant. Mayor Durr noted he was proud of Sergeant Harnett’s accomplishments.

CEREMONIAL SWEARING IN OF POLICE DETECTIVE JOSEPH HOFFMAN

Mayor Durr swore in Officer Hoffmann to the position of Police Detective. Mayor Durr noted he was proud of Detective Hoffman’s accomplishments.

2016-125 Resolution Appointing a Corporal for the North Hanover Township Police Department

**RESOLUTION 2016-125
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

**APPOINTMENT OF A CORPORAL 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:

Corporal ~ Richard Mellor

Effective Date of Employment/Position: 9/15/2016

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	X			
Committeeman Delorenzo	X		X			
Committeeman Kocubinski			X			
Committeeman O'Donnell			X			
Mayor Durr			X			

SWEARING IN OF CORPORAL RICHARD MELLOR

Mayor Durr swore in Officer Mellor to the position of Police Corporal. Mayor Durr noted he was proud of Corporal Mellor’s accomplishments.

PUBLIC COMMENT AS IT RELATES TO AGENDA ITEMS

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

MOTION TO CLOSE PUBLIC COMMENT

Proposed By: Committeeman DeLorenzo
Seconded By: Deputy Mayor Butler

REVIEW OF CORRESPONDENCE

Acting Township Clerk Picariello reviewed the following items:

- 1. Letter from the American Red Cross to Darlene Morrow, of the North Hanover Township Recreation Committee, congratulating her on exceeding the Blood Drive goal.**

Mayor Durr and Deputy Mayor Butler noted Ms. Morrow’s long standing volunteerism to North Hanover Township. They expressed their gratitude.

- 2. Memorandum to the Mayor and Township Committee from Fire Chief Palombi regarding the replacement of the Firehouse aprons.**

Chief Palombi noted the accomplishments and thanked the Township Committee. He noted the contributions of Cominsky Masonry and Herman’s Trucking. Mayor Durr noted it was a long time coming. He thanked Chief Palombi for his service and for the positive direction the Fire Department has taken under his leadership. Mayor Durr also discussed the Community sponsorship and directed Attorney Roselli to prepare proclamations for Cominsky Masonry and Herman’s Trucking. Deputy Mayor Butler stated Chief Palombi’s memo on the project was outstanding.

ENGINEERS REPORT

No report this evening.

ROAD IMPROVEMENT ENGINEER’S REPORT

Acting Clerk Picariello reported 2016 Road Improvement Program contract 2 would be out to bid September 20th and receipt of bids on October 4th. The anticipated construction would begin November 1st.

DEPARTMENT REPORTS FOR AUGUST 2016

Acting Township Clerk noted that due to the death of a family member the Court and Police Department reports were not included this evening and would be on the Agenda for October.

- a. Tax Collector
- b. Construction, Zoning & Mobile Homes
- c. North Hanover, Wrightstown & Chesterfield Courts (NOT INCLUDED)
- d. Jacobstown Volunteer Fire Company
- e. Fire Marshall
- f. North Hanover Police Department (NOT INCLUDED)

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			

MINUTES FOR APPROVAL

- September 1, 2016 – Regular Meeting

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			
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• September 1, 2016 – Executive Session

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			

BILLS AND CLAIMS FOR APPROVAL

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			

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.

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

**RESOLUTION 2016-106
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

RESOLUTION ACCEPTING THE PROPOSAL FROM ENVIRONMENTAL RESOLUTIONS, INC. ENGINEERS FOR FY2014/FY2015 MUNICIPAL PARKS GRANT PROJECT

WHEREAS, Environmental Resolutions Inc. Engineers submitted a proposal, dated July 13, 2016 for engineering services, for the FY2014/FY2015 Municipal Parks Grant Projects; and

WHEREAS, it is the desire of the Township Committee to accept the proposal from Environmental Resolutions Inc. Engineers for FY2014/FY2015 Municipal Parks Grant Project, in an amount not to exceed \$12,500.00; and

WHEREAS, funds are available to accept said proposal, as evidenced by the attached Certification of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED, by the Township of North Hanover that it does hereby accept the proposal from Environmental Resolutions Inc., in an amount not to exceed \$12,500.00 to provide engineering services for the FY2014/FY2015 Municipal Parks Grant Projects as proposed July 13, 2016.

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			

2016-126 Resolution Approving Right-of-Way Use to Cross-River Fiber

**RESOLUTION 2016-126
TOWNSHIP OF NORTH HANOVER**

COUNTY OF BURLINGTON

<p>RESOLUTION APPROVING RIGHT-OF-WAY USE TO CROSS RIVER FIBER WHEREAS, Cross River Fiber LLC ("Cross River Fiber"), seeks to place its telecommunication facilities aerially on existing utility poles or in an underground conduit in the Public Rights-of-Way within the Township of North Hanover for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system; and WHEREAS, Cross River Fiber was approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State; and WHEREAS, N.J.S.A. 48:3-19 requires Cross River Fiber to obtain the consent of the Township of North Hanover for the joint use of any existing utility poles; and WHEREAS, N.J.S.A. 54:30A-124(a) provides that a municipality may not impose any fees, taxes, levies or assessments in the nature of a local franchise, right of way, or gross receipts fee, tax, levy or assessment against telecommunications companies but that a municipality may .impose reasonable fees for actual services made by any municipal, regional or county governmental agency; and WHEREAS, it is the in the best interests</p>	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT

<p>of the Township of North Hanover and its citizens to grant consent to Cross River Fiber; and WHEREAS, the consent granted is for the non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system subject to the terms and conditions of the attached Use Agreement with Cross River Fiber. NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of North Hanover that we hereby grant Cross River Fiber a non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system; and BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary to effectuate this Resolution.</p>						
Deputy Mayor Butler			X			
Committeeman DeLorenzo		X	X			
Committeeman Kocubnski			X			
Committeeman O'Donnell	X		X			
Mayor Durr			X			

2016-127 Resolution to Cancel Taxes

**RESOLUTION 2016-127
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

RESOLUTION TO CANCEL TAXES

WHEREAS, the United States Department of Veteran Affairs has classified David L. Robertson 100% Permanently and Totally Disabled.

WHEREAS, by application from Donald Kosul, Tax Assessor in the Township of North Hanover, the said exemption is granted from April 5, 2016.

WHEREAS, N.J.S.A. 54:4-3.30a – Allows for the exemption from taxation from real and personal property for any citizen and resident of the State who has a total or 100% permanent disability as defined by this statute.

WHEREAS, the following taxes must be canceled and any monies paid by the owner should be refunded.

THEREFORE BE IT RESOLVED, that the following taxes be canceled:

BLOCK 902	LOT 19	2016	Prorate	\$3,495.91
		2017	1 st half	\$2,374.62

THEREFORE BE IT RESOLVED FURTHER, that a copy of this Resolution be forwarded to the Burlington County Board of Taxation, the Treasurer of Burlington County, the Municipal/Regional School Board to advise them of the action taken by the Township Committee on this matter.

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			

2016-128 Resolution of the Township Committee of the Township of North Hanover Adopting Personnel Policies and Procedures Manual

Committeeman Kocubinski made a motion to table Resolution 2016-128 until the special meeting of September 29, 2016. The motion was seconded by Deputy Mayor Butler and all were in favor.

2016-129 Resolution of the Township Committee of the Township of North Hanover Adopting an Employee Handbook

Committeeman Kocubinski made a motion to table Resolution 2016-129 until the special meeting of September 29, 2016. The motion was seconded by Committeeman O'Donnell and all were in favor.

NON-CONSENT AGENDA

2016-130 Resolution Authorizing an Amendment to Contract By and Between the Township of North Hanover and Parker McCay P.A. for the Provision of COAH Counsel

**RESOLUTION 2016-130
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

**RESOLUTION AUTHORIZING AN AMENDMENT TO CONTRACT
BY AND BETWEEN THE TOWNSHIP OF NORTH HANOVER AND
PARKER MCCAY, P.A. FOR THE PROVISION OF COAH COUNSEL**

WHEREAS, the Township of North Hanover (hereinafter "Township") previously solicited requests for proposals and awarded way of Resolution No. 2016-01 adopted January 1, 2016, a contract (hereinafter "Contract") to Parker McCay, P.A. having an address at 9000 Midlantic Drive, Suite 300, Mount Laurel, NJ 08054 (hereinafter "Contractor") for the provision of COAH Counsel for the Township with an initial term of January 1, 2016 to December 31, 2016; 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 Contract was in an amount not to exceed \$10,000.00; 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, due to the complexity of the current litigation, the Township Committee has determined the amount to exceed should be increased to \$18,000.00; and

WHEREAS, in accordance with the paragraph II of the Contract, the Township wishes to increase the amount not to exceed in the Contract, under the same terms and conditions, except that the price of the Contract shall be increased by \$8,000.00 and a total not to exceed amount of \$18,000.00;

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 Parker McCay, P.A having an address at 9000 Midlantic Drive, Suite 300, Mount Laurel, NJ 08054 by increasing the amount of the contract by \$8,000.00 and thereby increasing the total amount not to exceed amount of the contract to \$18,000.00, with all other terms and conditions of the contract remaining the same.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Parker McCay, P.A. and John Bruno, Chief Financial Officer for the Township of North Hanover.

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			

2016-131 Resolution Authorizing 2015 Road Resurfacing Program Contract II Change Order One (1) Final

**RESOLUTION 2016-131
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

A RESOLUTION AUTHORIZING 2015 ROAD RESURFACING PROGRAM CONTRACT II CHANGE ORDER ONE (1) FINAL

WHEREAS, the Township Committee of North Hanover Township authorized a contract with Earle Asphalt Company, 1800 Route 34, Wall, New Jersey 07719, in the amount of \$691,913.13, for the 2015 Road Resurfacing Program Contract II; and

WHEREAS, the Township Engineer recommended that Change Order # 1 Final which decreases the contract amount by \$79,605.56 as the Final adjustment of As-Built quantities; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of North Hanover Township, County of Burlington, State of New Jersey:

1. Change Order Number 1 final, in the amount of \$-79,605.56 is hereby approved to amend the contract with Asphalt Paving Systems, Inc. to a final contract amount of \$612,307.57.
2. The Mayor of North Hanover Township is hereby authorized to sign the attached Change Order Number 1 Final.

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			

2016-132 Resolution Authorizing Final Payment to Earle Asphalt Company and Release Retainage in Connection with the 2015 Road Resurfacing Program Contract II

**RESOLUTION 2016-132
TOWNSHIP OF NORTH HANOVER**

COUNTY OF BURLINGTON

A RESOLUTION AUTHORIZING FINAL PAYMENT TO EARLE ASPHALT COMPANY AND RELEASE OF RETAINAGE IN CONNECTION WITH THE 2015 ROAD RESURFACING PROGRAM CONTRACT II

WHEREAS, the Township of North Hanover’s Engineers, Remington, Vernick & Arango Engineers, Inc., has reviewed the Earle Asphalt Company Payment Certificate No. 2 Final, representing the final payment in the amount of \$106,412.85 and retainage of \$10,117.89, for the 2015 Road Improvement Program Contract II; and

WHEREAS, the Township's Engineer has determined that the condition of the improvement is satisfactory; and

WHEREAS, it is the recommendation of the Township’s Engineer that the Township of North Hanover authorize the final payment on voucher in the total amount of \$116,530.74, to Earle Asphalt Company; and

WHEREAS, it is the intention of the Township Committee to approve the payment on voucher in the amount referenced herein, in accordance with the Township Engineer’s recommendations.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of North Hanover, that the Township authorizes the release the final payment on voucher in the total amount of \$116,530.74, to Earle Asphalt Company.

BE IT FURTHER RESOLVED that copies of this resolution shall be provided to the Finance Director and the Township Engineer for their information and attention.

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

2016-133 Resolution Releasing the Performance Bond for the 2015 Road Resurfacing Program Contract II and Accepting Maintenance Bond#82394325M

**RESOLUTION 2016-133
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

A RESOLUTION RELEASING THE PERFORMARNCE BOND FOR THE 2015 ROAD RESURFACING PROGRAM CONTRACT II AND ACCEPTING MAINTENANCE BOND #82394325M

WHEREAS, Remington, Vernick and Arango Engineers, and Affiliates, Inc. has inspected the Earle Asphalt Companies work with the 2015 Road Resurfacing Program Contract II in North Hanover Township, New Jersey; and

WHEREAS, the Township's Engineer has determined that the condition of the improvements is satisfactory; and

WHEREAS, the Township's Engineer has determined that the condition of the improvements is satisfactory, and with due regard to the passage of time; and

WHEREAS, it is the recommendation of the Township’s Engineer that the Township of North Hanover release the Federal Insurance Company of Performance Surety Bond #82394325 , in the amount of Six Hundred Ninety-One Thousand Nine Hundred Thirteen Dollars and 13/100 cents (\$691,913.13) and accept the Federal Insurance Company two (2) year

Maintenance Bond #82394325M in the amount of Six Hundred Twelve Thousand Three Hundred Seven Dollars and 57/100 cents (\$612,307.57), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices.

WHEREAS, it is the intention of the Township Committee and in the best interest of the Township of North Hanover to release the Performance Bond and accept a two year Maintenance Bond in the amount referenced herein, contingent upon the payment of all outstanding escrow invoices, in accordance with the Township Engineer’s recommendations.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of North Hanover, that the performance bond #82394325 be released for the 2015 Road Resurfacing Program Contract II described above and accept a two (2) year maintenance bond of \$612,307.57 as well.

BE IT FURTHER RESOLVED, that copies of this resolution shall be provided to the Finance Director, the Township Engineer, and Earle Asphalt Company for their information and attention.

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

DISCUSSION

- Snow Removal Contract
Committeeman O’Donnell reviewed various samples of bid specs. He would like to see specific equipment listed and an alternate bid for bigger storms.

Deputy Mayor Butler noted she would like to see the provision for 25 mile radius.

Mayor Durr noted we could explore the installation of a snow fence to negate certain equipment. Mayor Durr volunteered to measure the footage. There was a general consensus to explore and add the specs to the upcoming special meeting.

TOWNSHIP COMMITTEE “COMMENTS”

Committeeman Kocubinski stated the Family night planning was complete. He thanked the Fire Chief, Police Chief and the Recreation Committee for the great job. He stated the compressor station hearing was rescheduled for October 13th and 17th at 4:30 pm at Bordentown Regional.

Deputy Mayor Butler expressed sympathies for the Court Administrator. She mentioned Alexandra Degood is currently investigating a leaf removal service for residents through the clean communities grant program.

Committeeman DeLorenzo noted the Senior Citizen picnic on September 20th.

Committeeman O’Donnell stated he was working on achieving better smoke detector compliance in the Mobile Home Parks. He noted an Ordinance amendment would be forthcoming.

PUBLIC PARTICIPATION

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

Mayor Durr opened the meeting to the public.

Ms. Gail Scharber – 6 Fairway Court – She discussed the mailing notices regarding the Pipeline and the discrepancies that were occurring. Acting Clerk Picariello was directed to reach out to AECOM regarding the mailing.

MOTION TO CLOSE PUBLIC COMMENT

Proposed By: Committeeman DeLorenzo
Seconded By: Deputy Mayor Butler

EXECUTIVE SESSION RESOLUTION

2016-134 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

**RESOLUTION 2016-134
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 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.

VOTE TO TABLE INDEFINITELY

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			

BACK TO PUBLIC SESSION

MOTION TO ADJOURN

Proposed By: Committeeman O'Donnell
Seconded By: Committeeman DeLorenzo

TIME OF ADJOURNMENT: 7:50 PM

Respectively submitted,

Mary Picariello Acting Township Clerk