

Minutes of the Regular Meeting of the Township Council of the Township of East Hanover held on Monday, April 23, 2007 at 7:00 P.M. in the Municipal Building, 411 Ridgedale Avenue, East Hanover, New Jersey.

The Clerk called the meeting to order.

Present: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

Also Present: Administrator C. Richard Paduch and Township Attorney Nancy C. Gage.

The Mayor led the Pledge of Allegiance and Councilman Vitiello gave the Invocation.

Mayor Agnellino read the Public Announcement in which he stated that the meeting had been advertised, the press notified, and the notice posted on the bulletin board in the Municipal Building.

Adoption of **March 12, 2007** Minutes:

Motion by Councilman Musso, seconded by Councilwoman Jandoli to adopt said minutes.

Ayes: Councilmembers Tietjen, Jandoli, Musso, and Mayor Agnellino

Abstain: Councilman Vitiello

**SPECIAL PRESENTATION: Patrolman Chris Cannizzo
Lt. Brian Monaghan**

Mayor Agnellino presented a meritorious service award to both Officer Cannizzo and Lt. Monaghan in recognition of their outstanding police work for impeding a potential bank robbery. Chief Hansen, fellow officers, and their families were present to offer their congratulations.

PROCLAMATION: Safe Kids Week 2007

The Mayor read the proclamation declaring April 28th thru May 6th as *National Safe Kids Week* in support of the efforts and activities of Safe Kids New Jersey to prevent childhood injury.

PUBLIC HEARING: 2007 Municipal Budget

55-2007 - Resolution Re: Self-Examination of 2007 Budget

Motion by Councilwoman Jandoli, seconded by Councilman Musso to adopt said resolution.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

56-2007 - Resolution Re: Read Budget by Title

Motion by Councilman Vitiello, seconded by Councilman Musso to adopt said resolution.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor announced that now was the time for the public hearing on the Municipal Budget and Tax Resolution for 2007.

Ron Montrose, 11 Beach Street, commented.

Motion by Councilman Vitiello, seconded by Councilwoman Tietjen to close the public hearing.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

Resolution Re: Budget Adoption for Year 2007

Be It Resolved by the Governing Body of the Township of East Hanover that the budget set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$12,270,167.29 for municipal purposes.

Motion by Councilman Vitiello, seconded by Councilman Musso to adopt said resolution.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

PUBLIC HEARING:

**Public Hearing: Ordinance No. 3-2007 - Amend Chapter 79
(Fees and Licenses)**

The Clerk announced that she had Ordinance No. 3-2007, entitled "AN ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER (FEES AND LICENSES)."

The Mayor stated they would now hold a public hearing on Ordinance No. 3-2007.

Ron Montrose, 11 Beach Street, commented.

Motion by Councilwoman Tietjen, seconded by Councilman Vitiello that the public hearing be closed.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

Motion by Councilwoman Tietjen, seconded by Councilman Musso that Ordinance No. 3-2007 be adopted on second and final reading.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor advised that Ordinance No. 3-2007 has been duly adopted and a notice of same shall be published according to law.

**Public Hearing: Ordinance No. 4-2007 - Amend Chapter 26
(Fire Department)**

The Clerk announced that she had Ordinance No. 4-2007, entitled "AN ORDINANCE AMENDING CHAPTER 26 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER (FIRE DEPARTMENT)."

The Mayor stated they would now hold a public hearing on Ordinance No. 4-2007.

Ron Montrose, 11 Beach Street, commented.

Motion by Councilman Vitiello, seconded by Councilwoman Tietjen that the public hearing be closed.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

Motion by Councilman Vitiello, seconded by Councilman Musso that Ordinance No. 4-2007 be adopted on second and final reading.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor advised that Ordinance No. 4-2007 has been duly adopted and a notice of same shall be published according to law.

PUBLIC INPUT:

Ron Montrose, 11 Beach Street, addressed a safety hazard at the intersection of DeForest Avenue and River Road.

Motion by Councilwoman Tietjen, seconded by Councilman Musso to close the public input.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

COUNCIL INPUT:

Councilman Vitiello announced that the Council attended the Fire Department dinner as well as opening day for the baseball and softball season. He also advised that landscaping work was in process at Town Square Park through donations from local landscapers.

Councilman Musso publicly thanked organizations in the community that have donated for the Multiple Sclerosis Bike Tour that he would partake in.

Councilwoman Jandoli congratulated the Hanover Park Track and Field Team for their victorious wins. She announced that the Farmers Market would open June 18th at its new location at Lurker Park. Councilwoman Jandoli also announced that the Mt. Pleasant Animal Shelter has operated in the township for 35 years and encouraged residents to donate to this wonderful organization.

Councilwoman Tietjen gave a Health Department report. She announced that the annual Relay For Life event would be held at Hanover Park High School on June 1st and 2nd. Councilwoman Tietjen also mentioned an Eagle Scout Court of Honor that she attended.

Mayor Agnellino commended the Department of Public Works and Fire Department for their diligence and assistance to residents during the severe storms and resultant flooding that

occurred in the township. The Mayor read a letter from Larry Santos, Superintendent of Schools, thanking the Council and residents for their support with regard to the passage of the school budget and Frank J. Smith School referendum.

CONSENT AGENDA:

Matters listed within the Consent Agenda have been referred to members of the Township Council for reading and study, are considered to be routine, and will be enacted by one motion of the Township Council with no separate discussion. If separate discussion is desired, the item may be removed from the Consent Agenda by Council action and placed on the regular agenda under new business.

Motion by Councilman Musso, seconded by Councilwoman Jandoli to add Resolution 48d, 48e and 48f-2007 to the agenda; and remove Resolution No. 51-2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

- 46 -2007 - Resolution Re: Release of Cash Bond for East Hanover, L.P.
- 47 -2007 - Resolution Re: Myasthenia Gravis Awareness Month
- 48a-2007 - Resolution Re: RL:1265 - Italian American Club
- 48b-2007 - Resolution Re: RL:1266 - Italian American Club
- 48c-2007 - Resolution Re: RL:1267 - First Presbyterian Church
- 48d-2007 - Resolution Re: RL:1268 - BPOE #815 Florham Park Lodge
- 48e-2007 - Resolution Re: RL:1263 - HSA Lincoln School
- 48f-2007 - Resolution Re: RL:1264 - HSA Lincoln School
- 49 -2007 - Resolution Re: Award of Contract to International Fireworks for 2007 Fireworks Display
- 50 -2007 - Resolution Re: Award of Contract to Jenicar Builders for Improvements to Casey Avenue Area Roads, Phase II
- 52 -2007 - Resolution Re: Adopt Policy and Procedure Manual Dated May 2007
- 53 -2007 - Resolution Re: Adopt Employee Handbook Dated May 2007
- 54 -2007 - Resolution Re: Submission of Recycling Tonnage Grant Application to NJDEP

Motion by Councilman Vitiello, seconded by Councilman Musso to adopt the foregoing resolutions.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

COMMUNICATIONS and DISCUSSION ITEMS:

- Communication from Glen and Lauren Torkos Re: Request to Vacate Property at End of Kahl Road

The Administrator stated that he communicated with Mr. and Mrs. Torkos advising that their request to vacate roads would impact other property owners, who would also have to agree. The Administrator would keep the Council abreast of developments in this matter.

NEW BUSINESS:

51-2007 - Resolution Re: Interlocal Services Agreement with the East Hanover Community Partnership (SID) for Provision of Bonding Services

The Administrator explained that the Community Partnership was requesting the Council to bond the cost for the Ridgedale Avenue streetscape project. He stated that a bond ordinance was on the agenda for introduction that would provide the funding. He further said that the interlocal agreement was essentially the promissory note from the Special Improvement District that it would be responsible for repaying the debt service costs each year. The Administrator indicated that the debt would be serviced from assessments levied on business properties and would have no financial impact on non-business taxpayers.

Councilwoman Jandoli's main concern was the contingency if the Special Improvement District were abolished and if so, who would then be responsible for the debt. The Administrator emphasized that only the Council could abolish the District; and worst-case scenario, the debt would fall back on the taxpayers not the assessees.

Motion by Councilman Vitiello, seconded by Councilman Musso to adopt said resolution.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

Introduction: Ordinance No. 5-2007 - Amend and Supplement Chapter 57 (Alcoholic Beverages)

The Clerk announced that she had Ordinance No. 5-2007, entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 57 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER (ALCOHOLIC BEVERAGES)."

Motion by Councilwoman Tietjen, seconded by Councilman Musso that Ordinance No. 5-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

Introduction: Ordinance No. 6-2007 - Amend, Revise and Supplement Chapter 38 by Adoption of Personnel Policies and Procedures Manual Dated May 2007

The Clerk announced that she had Ordinance No. 6-2007, entitled "AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 38 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER BY ADOPTION OF PERSONNEL POLICIES AND PROCEDURES MANUAL DATED MAY 2007."

Motion by Councilman Musso, seconded by Councilwoman Tietjen that Ordinance No. 6-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

Introduction: Bond Ordinance No. 7-2007 - Appropriating \$1,850,000 for Streetscape Improvements in the Village Area in the Township

The Clerk announced that she had Ordinance No. 7-2007, entitled "BOND ORDINANCE PROVIDING FOR STREETSCAPE IMPROVEMENTS IN THE VILLAGE AREA IN THE TOWNSHIP OF EAST HANOVER, APPROPRIATING \$1,850,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,757,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST OF AND FOR MAKING THE DOWN PAYMENT FOR SAID IMPROVEMENTS HEREIN AUTHORIZED IN AND BY THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY."

The Clerk stated that the Supplemental Debt Statement was filed in her office as of today's date.

Motion by Councilman Musso, seconded by Councilman Vitiello that Ordinance No. 7-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

**Introduction: Bond Ordinance No. 8-2007 - Appropriating
\$1,100,000 for Various General Improvements**

The Clerk announced that she had Ordinance No. 8-2007, entitled "BOND ORDINANCE PROVIDING FOR THE VARIOUS GENERAL IMPROVEMENTS IN THE TOWNSHIP OF EAST HANOVER APPROPRIATING \$1,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,045,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST OF AND FOR MAKING THE DOWN PAYMENT FOR SAID IMPROVEMENTS HEREIN AUTHORIZED IN AND BY THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY."

The Clerk stated that the Supplemental Debt Statement was filed in her office as of today's date.

Motion by Councilman Vitiello, seconded by Councilman Musso that Ordinance No. 8-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

**Introduction: Ordinance No. 9-2007 - Amend Chapter 42
(Police Department)**

The Clerk announced that she had Ordinance No. 9-2007, entitled "AN ORDINANCE AMENDING CHAPTER 42 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER (POLICE DEPARTMENT)."

Motion by Councilman Musso, seconded by Councilman Vitiello that Ordinance No. 9-2007 be introduced by title, adopted on

first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

**Introduction: Ordinance No. 10-2007 - Amend and Supplement
Chapter 155 (Vehicles and Traffic)**

The Clerk announced that she had Ordinance No. 10-2007, entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 155 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER (VEHICLES AND TRAFFIC)."

Motion by Councilman Musso, seconded by Councilwoman Tietjen that Ordinance No. 10-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

**Introduction: Ordinance No. 11-2007 - Amend and Supplement
Chapter 155 (Vehicles and Traffic)**

The Clerk announced that she had Ordinance No. 11-2007, entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 155 OF THE CODE OF THE TOWNSHIP OF EAST HANOVER (VEHICLES AND TRAFFIC)."

Motion by Councilwoman Tietjen, seconded by Councilman Vitiello that Ordinance No. 11-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

Introduction: Ordinance No. 12-2007 - Authorize Execution or Acknowledgement and Delivery of Certain Agreements in Connection with the Morris County Improvement Authority's County Guaranteed Leasing Program

The Clerk announced that she had Ordinance No. 12-2007, entitled "AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE EXECUTION OR ACKNOWLEDGEMENT AND DELIVERY OF CERTAIN AGREEMENTS IN CONNECTION WITH THE MORRIS COUNTY IMPROVEMENT AUTHORITY'S COUNTY GUARANTEED LEASING PROGRAM."

Motion by Councilwoman Tietjen, seconded by Councilman Vitiello that Ordinance No. 12-2007 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on May 14, 2007.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The Mayor stated the ordinance would be published according to law.

PAYMENT OF BILLS:

Motion by Councilman Musso, seconded by Councilwoman Tietjen to pay bills in the amount of \$2,986,576.42.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

ADJOURNMENT:

Motion by Councilwoman Jandoli, seconded by Councilman Musso to adjourn meeting.

Ayes: Councilmembers Vitiello, Tietjen, Jandoli, Musso, and Mayor Agnellino

The meeting adjourned at 7:55 P.M.

MARILYN J. SNOW
Township Clerk

We attest these minutes to be true and correct:

_____ MAYOR AGNELLINO
_____ COUNCIL PRESIDENT MUSSO
_____ COUNCILWOMAN TIETJEN
_____ COUNCILMAN VITIELLO
_____ COUNCILWOMAN JANDOLI