

Minutes of the Regular Meeting of the Township Council of the Township of East Hanover held on Tuesday, October 7, 2008 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 Colasurdo, DeRosa, and Mayor Pannullo

Absent: Councilwoman Jandoli

Councilman Musso took his seat at 7:20 P.M.

Also Present: Administrator C. Richard Paduch, Township Attorney Elizabeth Valandingham, and Township Engineer James Giurintano

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

Mayor Pannullo 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 **September 2, 2008** Minutes:

Motion by Councilman Colasurdo, seconded by Councilman DeRosa to adopt said minutes.

Ayes: Councilmembers Colasurdo, DeRosa, and Mayor Pannullo

OLD BUSINESS:

Public Hearing: Resolution No. 40-2008 - EH Community Partnership (SID) 2008 Revised Budget

The Mayor announced that a public hearing would now be held on the 2008 revised budget of the EH Community Partnership.

Dr. John Graeber, past Board president, spoke in opposition to the revised budget because monies were earmarked for payment of a private legal bill, and as a stakeholder, he wished to make this information public. He was "appalled that the current administration was using the business property owners' tax assessments as political payback; the stakeholders have a right

to expect aboveboard management of these funds that were to be used to improve the business environment."

Mario Accumanno, Board member, commented in response to Dr. Graeber's statement. He indicated that any information was available to the public including why legal fees existed, and said it was because of the misuse of stakeholders' funds by Dr. Graeber.

Motion by Councilman Colasurdo, seconded by Councilman DeRosa to close the public hearing.

Ayes: Councilmembers Colasurdo, DeRosa, and Mayor Pannullo

Motion by Councilman DeRosa, seconded by Councilman Colasurdo to adopt the 2008 Revised Budget of the EH Community Partnership.

Ayes: Councilmembers Colasurdo, DeRosa, and Mayor Pannullo

Public Hearing: Ordinance No. 16-2008 - Establish a Table of Organization and Ranges of Compensation for Township Employees

The Clerk announced that she had Ordinance No. 16-2008, entitled "*AN ORDINANCE ESTABLISHING A TABLE OF ORGANIZATION AND RANGES OF COMPENSATION FOR EMPLOYEES OF THE TOWNSHIP OF EAST HANOVER.*"

The Mayor stated they would now hold a public hearing on Ordinance No. 16-2008.

Motion by Councilman DeRosa, seconded by Councilman Colasurdo that the public hearing be closed.

Ayes: Councilmembers Colasurdo, DeRosa, and Mayor Pannullo

Councilman DeRosa requested that the salary range for the Health Officer position be annualized for the four year period.

Motion by Councilman DeRosa, seconded by Councilman Colasurdo that Ordinance No. 16-2008, **as amended**, be adopted on second and final reading.

Ayes: Councilmembers Colasurdo, DeRosa, and Mayor Pannullo

The Mayor advised that Ordinance No. 16-2008, **as amended**, has been duly adopted and a notice of same shall be published according to law.

PUBLIC INPUT:

1. Herman Marmon, 108 Tanglewood Drive, spoke in regard to a court matter. He was very vague in mentioning the circumstances of the case and questioned why fines of \$3,780.00 remain uncollected since there was a guilty plea by a township resident. The Attorney clearly stated, "this case was pending in superior court and a final decision has not been reached by the judge." Ms. Valandingham further said "there was an ethical duty not to disclose information until a final disposition was made." Mr. Marmon was angry and displeased with the Attorney's explanation.

Also, Mr. Marmon suggested a gasoline log for employees that drive township vehicles. Councilman DeRosa replied that a computerized field dispensing system was being considered.

2. Bob Jocher, 30 Park Terrace, as a follow up to Mr. Marmon's comments, directed a question to the Attorney with regard to the court matter. Ms. Valandingham reiterated, "any ongoing litigation that does not have a final disposition cannot be revealed until completed and an order granted." Mr. Jocher was totally dissatisfied with this explanation and attempted to seek answers from her by questioning her repeatedly as to the law firm handling the case.

The Mayor interceded and cautioned Mr. Jocher from badgering the Attorney, and then disclosed the law firm and attorney handling the matter. Mayor Pannullo explicitly stated, "this was a civil matter in the court system, and the current administration never interfered in this litigation nor rendered an opinion."

There was much controversy especially since Mr. Jocher did not heed the Attorney's warning not to discuss any aspects of the litigation. He was relentless in his approach to comment on the case and get answers from the Attorney and Mayor.

In conclusion, Mr. Jocher informed of a Concerned Citizens meeting that he attended with regard to PSE&G power lines. He also voiced concerns in regard to the upcoming voter referendum concerning the proposed change from one Land Use Board back to two separate boards.

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

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

COUNCIL INPUT:

Councilman Musso announced that the Columbus Day Parade would be held on Sunday, October 12th.

Councilman Colasurdo gave a Fire Department report. He also commented on the Concerned Citizens meeting. He announced that Mayor Pannullo would host a meeting on October 23rd for the Mayors of the communities affected by the proposed power lines.

Councilman DeRosa gave a Police Department report, and informed of a recent spree of burglaries within the community. He advised that the speed limit on Mt. Pleasant Avenue near Hanover Park High School would be changed from 45 to 25 mph. Councilman DeRosa said there would be strict enforcement especially since a young child was seriously injured when struck by a car last year. Lastly, he extended condolences to township employee, John Librizzi, for the untimely passing of his wife.

Mayor Pannullo reported on an Emergency Management meeting he attended. He elaborated on the recent break-ins and stated that Police patrol had been increased and security fences installed at specific locations. The Mayor reinforced Councilman DeRosa's advice for residents to be aware and cautious of their surroundings.

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 Colasurdo, seconded by Councilman DeRosa to add Resolution No. 111-2008; and remove Resolution No. 102, 103 and 106-2008.

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

- 101a-2008 - Resolution Re: RL:1338 - Jr. Woman's Club of Verona
- 101b-2008 - Resolution Re: RL:1339 - Jr. Woman's Club of Verona
- 101c-2008 - Resolution Re: RL:1340 - St. Rose of Lima Church
- 101d-2008 - Resolution Re: RL:1341 - St. Rose of Lima Church
- 101e-2008 - Resolution Re: RL:1342 - St. Rose of Lima Church
- 101f-2008 - Resolution Re: RL:1343 - Just Cheer All Stars
- 104 -2008 - Resolution Re: Developer's Agreement - Gino Ferruli (60 River Road)
- 105 -2008 - Resolution Re: Collective Bargaining Agreement with EH Employees Association
- 107 -2008 - Resolution Re: Designate Investors Savings Bank as a Depository for Township Funds
- 108 -2008 - Resolution Re: Corrective Action Plan (2007 Audit)
- 109 -2008 - Resolution Re: Appointment of Glenn Pompei to Board of Directors of EH Community Partnership
- 110 -2008 - Resolution Re: Cancel Receivable Amounts of Certain Lapsed Grants
- 111 -2008 - Resolution Re: Participate in Implementation Study for Regional Animal Control Services

Motion by Councilman DeRosa, seconded by Councilman Colasurdo to adopt the foregoing resolutions.

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

COMMUNICATIONS and DISCUSSION ITEMS:

• **Letter from Vincent Aulisi, Jr. Re: Mobile Vending Truck**

Mr. Aulisi requested the Council's consideration for a mobile vending truck in accord with his proposal.

Motion by Councilman DeRosa, seconded by Councilman Musso to authorize the Administrator to proceed with the bidding process at a minimum bid of \$1,000.

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

• **Reschedule Meeting**

The Council was in agreement to reschedule the December 2nd meeting to December 9, 2008.

NEW BUSINESS:

102-2008 - Resolution Re: Bond Release for Cerdel Construction Company (Cerbone Villas)

Madelyn Trapasso, property owner at Cerbone Villas located at 645 Ridgedale Avenue, addressed an ongoing water problem in her garage that has not been rectified by the developer. The Mayor directed the Township Engineer to inspect the site and report back to the Council. The resolution would not be considered until such time that a report was reviewed by the Council.

Anita Reilly, also a property owner at Cerbone Villas, requested a copy of the developer's site plan submission to the Planning Board. The Mayor replied that a copy of the Planning Board Resolution would be provided.

Introduction: Ordinance No. 17-2008 - Authorize the Exchange of Lands By and Between the Township and EREH, LLC

The Clerk announced that she had Ordinance No. 17-2008, entitled "*AN ORDINANCE AUTHORIZING THE EXCHANGE OF LANDS BY AND BETWEEN THE TOWNSHIP OF EAST HANOVER AND EREH, LLC.*"

Motion by Councilman DeRosa, seconded by Councilman Colasurdo that Ordinance No. 17-2008 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on November 5, 2008.

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

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

PAYMENT OF BILLS:

Motion by Councilman DeRosa, seconded by Councilman Colasurdo to pay bills in the amount of \$3,749,110.77.

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

ADJOURNMENT:

Motion by Councilman Musso, seconded by Councilman DeRosa to adjourn meeting.

Ayes: Councilmembers Musso, Colasurdo, DeRosa, and Mayor Pannullo

The meeting adjourned at 8:15 P.M.

MARILYN J. SNOW
Township Clerk

We attest these minutes to be true and correct:

_____ MAYOR PANNULLO
_____ COUNCILMAN DEROSA
_____ COUNCILMAN MUSSO
_____ COUNCILMAN COLASURDO