

**NORTH HANOVER TOWNSHIP
TOWNSHIP COMMITTEE MEETING MINUTES
March 3, 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 Municipal 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. There was no public comment

MOTION TO CLOSE PUBLIC COMMENT

Proposed By: Committeeman DeLorenzo
Seconded By: Deputy Mayor Butler

REVIEW OF CORRESPONDENCE

There was no correspondence.

ENGINEER'S REPORT

Engineer Hirsh stated he was in receipt of a letter regarding the 2014 DEP Storm water report submission. He stated that was in process and noted no violations. He stated there is a requirement for public education. He stated the 2015 report is due May 2nd. Mr. Hirsh noted a pre-con meeting with the project on Larrison Road.

ROAD IMPROVEMENT ENGINEER REPORT

Engineer Gibson noted that the contractor for Contract I, has been able, in the last week to finish up the concrete court. They are gearing up to complete the paving the week of March 14th. The bids were received for contract II. The low bidder was Earle Asphalt, in the amount of \$691,913.13. This was approximately \$289,000 below the estimate. Mayor Durr asked is Earle a reputable company and Engineer Gibson stated yes. Mayor Durr reported on the jurisdiction of Provinceline Road aka Arneytown-Ellisdale Road. Mr. Gibson confirmed North Hanover is responsible. Mayor Durr asked what resources were used and Mr. Gibson reported the tax maps and recommended a right of way survey. Committeeman Kocubinski stated there was an agreement somewhere with upper freehold to care for a portion of the road. Mayor Durr reported a conversation with the Mayor of Upper Freehold and is waiting for documentation. He noted a tort claim and an investigation by the BCJIF. Committeeman O'Donnell mentioned Upper Freehold performing some maintenance on a section. Mr. Hirsh will reach out to the Engineer in Upper Freehold.

MINUTES FOR APPROVAL

- February 4, 2016 – Regular Meeting

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

- February 18, 2016– Executive Session Meeting

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

ORDINANCE – INTRODUCTION

2016-02 An Ordinance of the Township of North Hanover, in the County of Burlington, New Jersey, Restricting Vehicular Left-Turns onto Monmouth Road from the Property located at 113 Monmouth Road (County Route 537), Block 402 Lot 10 (the “Property”)

**ORDINANCE 2016-02
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON
STATE OF NEW JERSEY**

AN ORDINANCE OF THE TOWNSHIP OF NORTH HANOVER, IN THE COUNTY OF BURLINGTON, NEW JERSEY, RESTRICTING VEHICULAR LEFT-TURNS ONTO MONMOUTH ROAD FROM THE PROPERTY LOCATED AT 113 MONMOUTH ROAD (COUNTY ROUTE 537), BLOCK 402, LOT 10 (THE “PROPERTY”)

WHEREAS, Double Tree Structures Retail (“Applicant”), applied to the Township of North Hanover Land Use Board (the “Land Use Board”) for preliminary and final major site plan approval (and other forms of relief) (the “Application”);

WHEREAS, on October 22, 2014, the Land Use Board memorialized a resolution granting the Application;

WHEREAS, the Property is located at the intersection of County Routes 537(Monmouth Road) and Larrison Road (Municipal Road), which therefore requires Applicant to obtain site plan approval from the Burlington County Planning Board (the “County Planning Board”);

WHEREAS, on September 26, 2014, the County Planning Board issued Applicant a conditional approval;

WHEREAS, on January 15, 2016, the County Planning Board required as a condition of County Planning Board approval that the Applicant seek that an ordinance be adopted by the Township of North Hanover that restricts vehicles from making a left turn egress/ingress movement from the Property’s driveway located along Monmouth Road onto County Route 537 (Monmouth Road) (the “Left-Turn Egress/Ingress Restriction”);

WHEREAS, the County Planning Board believes the Left-Turn Egress/Ingress Restriction to be necessary due to the fact that the site distance for this vehicular movement does not meet the requirement set forth by the American Association of State Highway and Transportation Officials.

NOW, THEREFORE, be it ordained by the Mayor and Township Committee of the Township of North Hanover, County of Burlington, State of New Jersey, as follows:

SECTION 1: All vehicles in the Township of North Hanover shall abide by the Left-Turn Egress/Ingress Restriction into/onto the Property from County Route 537 (Monmouth Road).

SECTION 2: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 4: This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

MOTION TO INTRODUCE

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			

SET PUBLIC HEARING FOR MARCH 17, 2016 AT 7:00 P.M.

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.

2016-44 Resolution Accepting the Resignation of Christine Case

**RESOLUTION 2016-44
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

**RESOLUTION ACCEPTING THE RESIGNATION
OF CHRISTINE CASE**

BE IT RESOVLED, by the Township Committee of the Township of North Hanover that we hereby accept the retirement resignation of Christine Case, as Deputy Municipal Court Administrator, for the North Hanover Township effective February 1, 2016.

BE IT FURTHER RESOLVED that the Township Committee of the Township of North Hanover hereby authorizes the payment of all unused vacation time as of February 1, 2016 to Christine Case; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

1. Personnel File of Christine Case
2. Chief Financial Officer
3. Municipal Court Judge

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			

2016-45 Resolution Approving a Blue Light Permit Application

**RESOLUTION 2016-45
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

APPROVAL OF BLUE LIGHT PERMIT APPLICATION

WHEREAS, pursuant to N.J.A.C. 13:24-5 ET Seq. an applicant for permit authorizing the use of blue emergency warning lights may be considered eligible only if the applicant is an

active member in good standing of a volunteer fire company, first aid or rescue squad, or a county or municipal Office of Emergency Management volunteer whose official duties include responding to a fire or emergency call; and

WHEREAS, Ryan M. Laird has met the qualification for a Blue Light Permit and it is the recommendation of the Fire Chief to approve this applicant for a Blue Light Permit.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of North Hanover, County of Burlington, that in accordance with N.J.A.C. 13:24 et. seq. it hereby approve Ryan M. Laird for a Blue Light Permit and hereby authorizes the Mayor to execute the Blue Light Permit Application.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Jacobstown Volunteer Fire Department Chief.

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			

2016-46 Resolution Approving participation with the State of New Jersey Safe and Secure Communities program administered by the Division of Criminal Justice, Department of Law and Public Safety

**RESOLUTION 2016-46
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

WHEREAS, the North Hanover Township Committee wishes to apply for funding for a project under the Safe and Secure Communities Program for the 2016/2017 year; and

WHEREAS, the Committee of North Hanover Township has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and North Hanover Township for the purpose described in the application.

NOW, THEREFORE, BE IT RESOLVED by Township Committee of North Hanover Township that

1. As a matter of public policy North Hanover Township wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant authorized.

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			

NON-CONSENT AGENDA

2016-47 Resolution of the Township of North Hanover Endorsing Assembly Bills sponsored by the Honorable Ronald S. Dancer, regarding certain Utility Company Rights of Way, Intrastate Natural Gas Pipeline Placement and BPU Procedures

**RESOLUTION 2016-47
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

ENDORING ASSEMBLY BILLS SPONSORED BY THE HONORABLE RONALD S. DANCER, REGARDING CERTAIN UTILITY COMPANY RIGHTS OF WAY, INTRA-STATE NATURAL GAS PIPELINE PLACEMENT AND BPU PROCEDURES

WHEREAS, the Township of North Hanover has expressed its opposition to a certain route proposed by New Jersey Natural Gas for the installation of its “Southern Reliability Link”, which route ignores the existence of a more advantageous and safer route through existing utility easements, but instead attempts for force a 700+ PSI, 30 inch pipeline through North Hanover Township; and

WHEREAS, Assemblyman Ronald S. Dancer has proposed Assembly Bills 1699, 1701, 1702, 1711, 1712, 1713 and 1725, which propose:

1. As to Assembly Bill 1699, requires certain gas companies to use existing rights of way when constructing new transmission lines, where same are practicable and to further seek consent of municipalities prior to initiating certain projects;
2. As to Assembly Bill 1701, requires BPU to allow public comment at public meetings; establishes requirement for public meetings concerning the installation of natural gas conductors and related facilities.
3. As to Assembly Bill 1702, prohibits the placement of certain intra-state natural gas pipelines from being located within 100 feet of any buildings.
4. As to Assembly Bill 1711, permits construction of natural gas transmission lines on areas of preserved farmland already subject to existing utility easements under certain circumstances.
5. As to Assembly Bill 1712, deems dispute between local government and pipeline operator concerning danger posed by certain natural gas pipelines as contested case.
6. As to Assembly Bill 1713, requires BPU to hold public hearings on certain proposed intrastate natural gas pipeline; requires pipeline operator to provide written notice to property owners located within blast area of certain proposed intrastate natural gas pipelines.
7. As to Assembly Bill 1725, requires BPU to designate certain natural gas transmission lines as interstate natural gas transmission extension lines.

WHEREAS, the Township Committee has reviewed said bills, which are attached hereto and made a part of this Resolution, and endorses the efforts of Assemblyman Ronald S. Dancer to advance the interest of the public through these Bills.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of North Hanover, County of Burlington, State of New Jersey that the Township Committee hereby supports, endorses and recommends that the Assembly pass Assembly Bills 1699, 1701, 1702, 1711, 1712, 1713 and 1725; and that the State Senate enact companion legislation and that the Governor of the State of New Jersey sign into law the Bills proposed as described above.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded by the Municipal Clerk of the Township of North Hanover to: Christopher J. Christie, Governor of New Jersey; Stephen M. Sweeney, Senate President; Vincent Prieto, Assembly Speaker; 15TH Legislative District, 14th Legislative District, 12th Legislative District; 11th Legislative District, 10th Legislative District, 7th Legislative District ; James V. Fakult, President of Jersey Central Power and Light Company; Laurence M. Downes, Chairman and CEO of New Jersey Resources (parent company of New Jersey Natural Gas); Kathleen T. Ellis, Executive Vice President and COO of New Jersey Natural Gas; the New Jersey Board of Public Utilities; New Jersey Department of Environmental Protection; Burlington, Monmouth and Ocean County Boards of Freeholders; the Governing Bodies of Plumstead Township, Chesterfield Township, Lakewood Township, Upper Freehold Township and Manchester Township; and Colonel Frederick D. Thaden, Commander, Joint Base McGuire-Dix- Lakehurst.

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

**RESOLUTION 2016-48
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

A RESOLUTION APPROVING A NORTH HANOVER TOWNSHIP ATHLETIC CODE OF CONDUCT POLICY

WHEREAS, the North Hanover Township Recreation Advisory Committee has recommended the adoption of an Athletic Code of Conduct policy in accordance with New Jersey P.L. 2002, Chapter 74; and

WHEREAS, the Committee of North Hanover Township has reviewed the proposed policy, which is attached hereto and made part of this Resolution; and

WHEREAS, the North Hanover Township Committee believes it is in the best interest of those participating in North Hanover Township’s athletic programs;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of North Hanover Township hereby approves the North Hanover Township Athletic Code of Conduct policy.

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			

DISCUSSION

- Davis Court sidewalk restoration
Mayor Durr gave a synopsis of the sidewalk issue. There was a general consensus to move ahead with repairs and to include them in the Road Improvement program. There would be an attempt to prune the roots of the trees and keep them. Engineer Gibson was directed to do an assessment on Edwards Drive.
- Potential Ordinance for infrastructure in major subdivisions
Mayor Durr gave an explanation of addressing sidewalks in the future. Attorney Roselli gave options on the issue. Engineer Hirsh gave an overview of the planting of trees and provided sample ordinances. There was a general consensus to explore ordinance options and relist for discussion.
- Potential Ordinance to update Land Use fee to include tax map maintenance
Mayor Durr gave an overview. Engineer Hirsh and Attorney Roselli discussed options and the need to revise the current ordinance. There was a general consensus to draft the revision of making the fee part of the escrow and prepare an ordinance for the next meeting.

Mayor Durr asked Attorney Roselli to give an update on the Pipeline. Attorney Roselli stated the hearing was not held in February. He discussed the County of Burlington’s issue with the road openings. There was a general consensus to intervene in the County of Burlington’s case.

Mr. Ralph Ruocco expressed concerns over Arneytown historical area. He was concerned over the Township not continuing the fight after an appeal. Mayor Durr stated the appeal is the next process. He stated after that process there would be discussion for future actions however, that the monetary amount and likelihood of success would have to be evaluated. Committeeman O’Donnell noted issues pop up all the time and they will be addressed accordingly. Mayor Durr noted the Governing body is doing what it can despite the amount of people affected.

TOWNSHIP COMMITTEE “COMMENTS”

Committeeman Kocubinski stated he appreciated the efforts of Attorney Roselli with regard to the Code of Conduct. He also thanked the recreation committee. He stated the blood drive was

successful and noted Ms. Morrow's efforts. He stated Assemblyman Dancer's bills would address the health, safety and welfare of the community.

Mayor Durr gave an update on the JLUB master plan review. He also gave a synopsis of his meeting with the Mega base.

PUBLIC PARTICIPATION

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

Mayor Durr opened the meeting to the public.

Al Dempster – Larrison Road – Inquired if Larrison Road was an RA zone and had concerns over front loader dumpsters. Acting Clerk Picariello informed Mr. Dempster to stop by the office and we could look into the situation.

Milton Laird – Monmouth Road – He stated there was an agreement somewhere about the maintenance of Provinceline Road. Mayor Durr thanked Mr. Laird.

Wayne Taylor – 325 Jacobstown-Cookstown Road – He noted disappointment concerning the speakers not stating their name and address. He discussed the Public Works cost analysis and noted the employee's willingness to make concessions, at that time. He referred to Resolution 2009-128. He also noted the need to have a CPWM position or the need to file for an exemption application. Mayor Durr noted he has not failed to file any order and directed Attorney Roselli to look into the matter and thanked Mr. Taylor for the information.

Al Dempster – Larrison Road – Mr. Dempster apologized for not announcing his name and address for the record.

MOTION TO CLOSE PUBLIC COMMENT

Proposed By: Committeeman DeLorenzo

Seconded By: Committeeman O'Donnell

EXECUTIVE SESSION RESOLUTION

2016-49 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; Police Department Personnel, Contract Negotiation and COAH Litigation matters

**RESOLUTION 2016-49
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 Police Department Personnel Matter, Contract Negotiation and COAH Litigation 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	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell			X			
Mayor Durr			X			

BACK TO PUBLIC SESSION

Committeeman DeLorenzo made a motion to draft an ordinance to create the Public Safety Director position. Deputy Mayor Butler seconded. All were in favor except Committeeman O'Donnell.

MOTION TO ADJOURN

Proposed By: Committeeman DeLorenzo

Seconded By: Committeeman O'Donnell

TIME OF ADJOURNMENT: 8:50 PM

Respectively submitted,

Mary Picariello
Acting Township Clerk