

**NORTH HANOVER TOWNSHIP
TOWNSHIP COMMITTEE MEETING MINUTES
August 19, 2021, 7:00 P.M.**

**VIA CONFERENCE CALL: Dial In: 1-855-774-8852; Access Code 7589919790
OR
IN PERSON LIMITED TO THE FIRST 13 REGISTERED
TO REGISTER EMAIL: CLERK@NORTHHANOVERTWP.COM**

CALL TO ORDER Mayor Doyle called the meeting to order at 7:00 p.m.

FLAG SALUTE: Led by Mayor Doyle

ROLL CALL: Mayor Doyle
Committeeman Forsyth
Committeeman Kocubinski
Committeeman O'Donnell

Absent: Deputy Mayor DeBaecke

Also Present: 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 Doyle opened the meeting to the public. There were no public comments this evening.

MOTION TO CLOSE PUBLIC COMMENT

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

REVIEW OF CORRESPONDENCE

1. Note of Appreciation from Ray Zirilli, Summer Camp Director – Clerk Picariello stated Mr. Zirilli thanked the Township Committee for their continued support of the program. He noted it was a successful camp.
2. Letter of Concern 9 Laurel Drive – Clerk Picariello stated a neighboring resident sent a letter to the Township Committee regarding the VRBO in the neighborhood. The resident had multiple concerns. The Mayor noted it was understood and was being worked on.

ENGINEER'S REPORT - Engineer Hirsh stated he was still awaiting pricing for the batting cage netting. He noted the FY2019 Parks grant project parking lot was not yet finished and it was tentatively scheduled for next week. He told the contractor the Movie night was scheduled for September 17th. He noted he was still awaiting award notice for the FY2021 Local Recreation Improvement grant. Engineer Hirsh stated the revised the plan and specs for the FY2021 NJDOT project and is awaiting approval to bid and awaiting award notice on the FY2022 NJDOT grant. He stated the spoke with the roof contractor and metal work should be completed tomorrow or Monday; a credit would be given for the damaged lights. The Pre-Con meeting for the Hanover drainage project was scheduled for Monday, August 23rd. He noted the Provinceline paving was completed and he would be conducting a field investigation on Monday for the area previously repaired.

DEPARTMENT REPORTS FOR JULY 2021

- a. Tax Collector
- b. Construction, Zoning & Mobile Homes
- c. North Hanover Courts
- d. Jacobstown Volunteer Fire Company
- e. Police Department
- f. Buildings and Grounds

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

MINUTES FOR APPROVAL

- August 5, 2021 – Regular

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell					X	
Mayor Doyle			X			

- August 5, 2021 – Executive Session

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell					X	
Mayor Doyle			X			

BILLS AND CLAIMS FOR APPROVAL

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

ORDINANCE – ADOPTION

2021-05 An Ordinance Amending Ordinance 2021-02 entitled “An Ordinance to Establish Salaries for Various Officials of the Township of North Hanover, Burlington County, State of New Jersey, and Regulating the Manner of Payment of Same”

**ORDINANCE 2021-05
COUNTY OF BURLINGTON
TOWNSHIP OF NORTH HANOVER**

AN ORDINANCE AMENDING ORDINANCE 2021-02 ENTITLED “AN ORDINANCE TO ESTABLISH SALARIES FOR VARIOUS OFFICIALS OF THE TOWNSHIP OF NORTH HANOVER, BURLINGTON COUNTY, STATE OF NEW JERSEY, AND REGULATING THE MANNER OF PAYMENT OF SAME”

BE IT ORDAINED that Ordinance 2021-02 entitled “An Ordinance To Establish Salaries for Various Officials of the Township of North Hanover, Burlington County, State of New Jersey, and Regulating the Manner of Payment of Same” is hereby amended by the addition of two new positions and rates of pay as follows (additions are bolded and underlined; deletions have strikethrough):

SECTION 1: The annual rate (unless otherwise specified) of compensation, salary, wages of the following officers, appointees, and employees of North Hanover Township is hereby fixed in the following schedule:

Title	PER HOUR
<u>Emergency Medical Technician (EMT)</u>	<u>\$15.00 - \$25.00</u>
<u>Emergency Medical Technician (EMT) Supervisor</u>	<u>\$18.00 - \$30.00</u>

SECTION 2: All Ordinances inconsistent with the above are hereby repealed.

SECTION 3: This Ordinance and the salaries herein are subject to all Federal Law, rulings, and guidelines concerning prices and wages.

SECTION 4: This Ordinance shall take effect after its final passage and publication according to law.

Mayor Doyle opened the meeting to the public. There were no public comments this evening.

MOTION TO CLOSE PUBLIC HEARING

Proposed By: Committeeman O'Donnell

Seconded By: Committeeman Forsyth

MOTION TO ADOPT ORDINANCE 2021-05

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke		X	X			
Committeeman Forsyth			X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell						X
Mayor Doyle			X			

ORDINANCE – ADOPTION

2021-06 An Ordinance of the Township of North Hanover Amending chapter 2 of the “Revised General Ordinances of the Township of North Hanover” Entitled “Administration” by adding a New Section 2-053, Entitled “Emergency Medical Personnel for the Township of North Hanover”

**TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON
ORDINANCE No. 2021-06**

AN ORDINANCE OF THE TOWNSHIP OF NORTH HANOVER AMENDING CHAPTER 2 OF THE “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF NORTH HANOVER” ENTITLED “ADMINISTRATION” BY ADDING A NEW SECTION 2-053, ENTITLED “EMERGENCY MEDICAL PERSONNEL FOR THE TOWNSHIP OF NORTH HANOVER”

BE IT ORDAINED by the Township Committee of the Township of North Hanover that Chapter 2 of the Revised General Ordinances of the Township of North Hanover is hereby amended to add a new Section 2-053, entitled “Emergency Medical Personnel for the Township of North Hanover,” to read as follows:

SECTION 1. 2-053. Emergency Medical Personnel for the Township of North Hanover.

2-053.1 Emergency Medical Technician (EMT) Supervisor. There is created in the Township of North Hanover the position of Emergency Medical Technician (EMT) Supervisor. The compensation for the position of Emergency Medical Technician (EMT) Supervisor shall be as designated by the Township Committee in its annual salary ordinance.

2-053.2 Emergency Medical Technician (EMT). There is created in the Township of North Hanover the position of Emergency Medical Technician (EMT). The compensation for the position of Emergency Medical Technician (EMT) Supervisor shall be as designated by the Township Committee in its annual salary ordinance

SECTION 2. All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

SECTION 4. This ordinance shall take effect upon final passage and publication according to law.

Mayor Doyle opened the meeting to the public. There were no public comments this evening.

MOTION TO CLOSE PUBLIC HEARING

Proposed By: Committeeman O'Donnell

Seconded By: Committeeman Forsyth

MOTION TO ADOPT ORDINANCE 2021-06

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke			X			
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X					X
Mayor Doyle			X			

ORDINANCE – INTRODUCTION

2021-07 An Ordinance Amending the Code of the Township of North Hanover to Include Penalty Provision and to Prohibit Short Term Rental Properties

**ORDINANCE NO. 2021-07
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

**ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF NORTH HANOVER
TO INCLUDE A PENALTY PROVISION AND TO PROHIBIT SHORT TERM
RENTAL PROPERTIES**

WHEREAS, the purpose of this Ordinance is to establish a penalty provision in the Code of the Township of North Hanover in accordance with N.J.S.A. 40:49-5 and a penalty procedure and authorize rules and regulations thereunder for Short Term Rental Property Prohibition in the Township of North Hanover; and

WHEREAS, the New Jersey Legislature has, pursuant to *N.J.S.A.* 40:52-1(d) and (n), specifically authorized municipal corporations, including the Township of North Hanover, to regulate “furnished and unfurnished rented housing or living units and all other places and buildings used for sleeping and lodging purposes, and the occupancy thereof” and the “rental of real property for a term of less than one hundred seventy-five (175) consecutive days for residential purposes by a person having a permanent place of residence elsewhere”; and

WHEREAS, in recent years, there has arisen a proliferation of internet and other media advertising often on websites dedicated to the rental of Dwelling Units for short terms and for a period of less than one hundred seventy-five (175) days (“Short Term Rental”); and

WHEREAS, the Township’s experience, as well as common experiences, dictates the conclusion that a Short Term Rental frequently results in a public nuisance, noise complaints, sanitation issues, overcrowding and illegal parking within residential neighborhoods of the Township, and essentially converted residential dwelling units into illegal de-facto hotels, motels, boarding houses and other commercial enterprises, in violation of the Township’s zoning and other code provisions, as well as state statutes; and

WHEREAS, the Township desires to deter the cyber-social phenomenon of any Owner renting his/her residential Dwelling Unit(s) on various websites, as well as the listing of Short-Term Rental(s) by website businesses, of any Dwelling Units(s) that constitute an illegal business operating in violation of the Township’s Zoning and Land Use Codes and other public nuisance ordinances; and

WHEREAS, the Township additionally wishes to prevent overcrowding, which occurs as a result of a Person(s) effort to reduce the per-occupant cost of the Short-Term Rental(s) which would unlawfully permit the Township’s occupancy limits to be exceeded; and

WHEREAS, property owners and/or their agents have permitted commercial boarding-house type Short Term Rental(s) and overcrowded conditions and other public nuisances, in order to unlawfully create a commercial enterprise and income, in violation of the Township’s Zoning Code and to maximize their profit(s); and

WHEREAS, common problems also frequently associated with such Short-Term Rental(s) include overcrowding, excessive noise, unruly behavior, obscene language, fighting,

littering, parking of vehicles on lawns, public urination, sanitation issues, poor maintenance of the property and grounds; and

WHEREAS, the Township Committee believes it is the best interest of the Township of North Hanover to include a penalty provision and Short-Term Rental Property Prohibition in the Township Code.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of North Hanover, in the County of Burlington, State of New Jersey, that Chapters 1 and 4 of the Revised General Ordinances of the Township of North Hanover be and are hereby amended to include a new Section 1-035 entitled "Penalty" and a new Section 4-090 entitled "Short Term Rental Property Prohibited Uses" as follows (deleted sections have strikethrough; added sections are bolded and underlined):

SECTION 1. 1-035 Penalty.

1-035.1 Maximum penalty. For violation of any provision of any chapter of this Code or any other ordinance of the Township where no specific penalty is provided regarding the section or sections violated, the maximum penalty, upon conviction, shall be a fine not exceeding \$2,000; or imprisonment in the county jail or in any place provided by the Township for the detention of prisoners, for any term not exceeding 90 days; or by a period of community service not exceeding 90 days; or any combination thereof.

1-035.2 Separate violations. Except as otherwise provided, each and every day in which a violation of any provision of this chapter or any ordinance of the Township exists shall constitute a separate violation.

1-035.3 Application. The maximum penalty stated in this article is not intended to state an appropriate penalty for each and every violation. Any lesser penalty, including a nominal penalty or no penalty at all, may be appropriate for a particular case or violation.

SECTION 2. 4-090 Short Term Rental Property Prohibited Uses.

4-090.1 Short Term Rental Property Prohibited Uses. Notwithstanding anything to the contrary contained in the Township Code, it shall be unlawful for an Owner, lessor, sub-lessor, any other person(s) or entity(ies) with possessory or use right(s) in a Dwelling Unit, their principals, partner or shareholders, or their agents, employees, representative and other person(s) or entity(ies), acting in concert or a combination thereof, to receive or obtain actual or anticipated consideration for soliciting, advertising, offering, and/or permitting, allowing, or failing to discontinue the use or occupancy of any Dwelling Unit, as defined herein, for a period of one seventy-five (175) days or less.

Nothing in this Ordinance will prevent formation of an otherwise lawful occupancy of a Dwelling Unit for a rental period of more than one hundred seventy-five (175) days.

4-090.2 Definitions. Unless otherwise specified herein, the following definitions shall be used for terms within this section:

ADVERTISE OR ADVERTISING

Any form of solicitation, promotion and communication for marketing, used to solicit, encourage, persuade or manipulate viewers, readers or listeners into contracting for goods and/or services in violation of this Ordinance, as same may be viewed through various media including but not limited to, newspapers, magazines, fliers, handbills, pamphlets, commercials, radio, direct mail, internet websites, or text or other electronic messages for the purpose of establishing occupancies or uses of rental property, for consideration, which are prohibited by this Ordinance.

CONSIDERATION

Soliciting, charging, demanding, receiving or accepting any legally recognized form of consideration including a promise or benefit, a quid-pro-quo, rent, fees, other form of payment, or thing of value.

DWELLING UNIT

Any structure, or portion thereof, whether furnished or unfurnished, which is occupied in whole or in part, or intended, arranged or designed to be occupied, for sleeping, dwelling, cooking, gathering and/or entertaining, as a residential occupancy, by one or more persons. This definition includes an apartment, condominium, building, co-operative, converted space or portions thereof, that is offered to use, made available for use, or is used for accommodations, lodging, cooking, sleeping, gathering and/or entertaining of occupants and/or guest(s), for consideration, for a period of one hundred seventy-five (175) days or less.

HOUSEKEEPING UNIT

Constitutes a family-type situation, involving one or more persons, living together that exhibit the kind of stability, permanency and functional lifestyle equivalent to that of a traditional family unit, as further described in the applicable reported and unreported decisions of the New Jersey Superior Court.

OCCUPANT

Any individual using, inhabiting, living, gathering, entertaining, being entertained as a guest, or sleeping in a Dwelling Unit, or portion thereof, or having other permission or possessor right(s) within a Dwelling Unit.

OWNER

Any person(s) or entity(ies), association, limited liability company, corporation or partnership or any combination, who legally use, possess, own, lease, sub-lease or license (including an operator, principal, shareholder, director, agent or employee, individual or collectively) that has charge, care, control or participates in the expenses and/or profit of a Dwelling Unit pursuant to a written or unwritten agreement, rental, lease, license, use, occupancy agreement or any other agreement.

PERSON

An individual, firm, corporation, association, partnership, limited liability company, association, entity and any person(s) and/or entity(ies) acting in concert or any combination therewith.

RESIDENTIAL OCCUPANCY

The use of a Dwelling Unit by an Occupant(s).

4-090.3 Permitted Uses. The residential occupancy of an otherwise lawful and lawfully occupied Dwelling Unit for a period of one hundred seventy-five (175) days or less by any person who is a member of the Housekeeping Unit of the Owner, without consideration, such as house guests, is permitted.

4-090.4 Advertising Prohibited. It shall be unlawful to advertise, solicit or promote by any means actions in violation of this Ordinance.

4-090.5 Enforcement, Violations and Penalties.

A. The provisions of this Ordinance shall be enforced by the Zoning Officer, Building Code Official, Fire Official, Health Department, Police Department, Department Head, or Sub-Code or Code Official, as their jurisdiction may arise or other persons designated by the Township Committee, to issue municipal civil infractions directing alleged violators of this Ordinance and/or to appear in court or file civil complaints.

B. A violation of this Ordinance is hereby declared to be a public nuisance per se and is hereby further found and declared to be offensive to the public health, safety and welfare.

C. Any person found to have violated any provision of this Ordinance without regard to intent or knowledge, shall be liable for the maximum civil penalty, upon adjudicated violation or admission of a fine not exceeding \$1250.00. Each day of such violations shall be a new and separate violation of this ordinance.

D. The penalty imposed herein shall be in addition to any and all other remedies that may accrue under any other law, including, but not limited to, eviction proceedings and/or injunction, reasonable attorney's fees or other fees and costs, in the Township's Municipal Court or the Superior Court of New Jersey in the vicinage of Burlington County

or in such other Court or tribunal of Competent jurisdiction, by either summary disposition or by zoning or construction code municipal proceeding.

SECTION 3. All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

SECTION 5. This ordinance shall take effect upon final passage and publication according to law.

MOTION TO INTRODUCE

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski	X		X			
Committeeman O'Donnell			X			
Mayor Doyle			X			

MAYOR SET PUBLIC HEARING FOR SEPTEMBER 16, 2021 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.

2021-112 Resolution Authorizing Street Opening Permit
RESOLUTION 2021-112
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON

RESOLUTION AUTHORIZING STREET OPENING PERMIT

WHEREAS, Al Davis of Public Service Electric & Gas Co., hereinafter referred to as "PSEG", has submitted an application for a Street Opening Permit for 471 Sykesville Road; and

WHEREAS, pursuant to Chapter 12 the Township Engineer, Joseph Hirsh of Environmental Resolutions Inc. has reviewed said application and recommends approval by the Township Committee; and

WHEREAS, pursuant to Chapter 19 "Fees" a fee of \$50 is required prior to the issuance of a Street Excavation Permit.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of North Hanover that the application for a Street Excavation Permit to PSEG for the location known as 471 Sykesville Road is hereby approved subject to receipt of payment of the applicable fee.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

2021-113 Resolution Authorizing Street Opening Permit
RESOLUTION 2021-113
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON

RESOLUTION AUTHORIZING STREET OPENING PERMIT

WHEREAS, Al Davis of Public Service Electric & Gas Co., hereinafter referred to as “PSEG”, has submitted an application for a Street Opening Permit for 5 Jacobstown-Arneytown Road; and

WHEREAS, pursuant to Chapter 12 the Township Engineer, Joseph Hirsh of Environmental Resolutions Inc. has reviewed said application and recommends approval by the Township Committee; and

WHEREAS, pursuant to Chapter 19 “Fees” a fee of \$50 is required prior to the issuance of a Street Excavation Permit.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of North Hanover that the application for a Street Excavation Permit to PSEG for the location known as 5 Jacobstown-Arneytown Road is hereby approved subject to receipt of payment of the applicable fee.

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth						
Committeeman Kocubinski	X					
Committeeman O'Donnell		X				
Mayor Doyle						

2021-114 Resolution Amending and Supplementing the Manual of Rules and Regulations for the Township of North Hanover Police Department

**RESOLUTION 2021-114
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

**AMENDING AND SUPPLEMENTING THE MANUAL OF RULES AND REGULATIONS
FOR THE TOWNSHIP OF NORTH HANOVER POLICE DEPARTMENT**

WHEREAS, the Township of North Hanover has adopted a Manual of Rules and Regulations for the Township of North Hanover Police Department; and

WHEREAS, in accordance with N.J.S.A. 40A:14-118 and Rule 1:1.2 of the Manual, the Township may by Resolution amend or revoke any of the rules, regulations, or procedures previously adopted, and

WHEREAS, the Township Committee desires to adopt the Standard Operating Procedures (S.O.P.) numbered and entitled as follows:

<u>Number</u>	<u>Entitled</u>
56-A	Body Worn Cameras

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of North Hanover, County of Burlington, that the above changes to the Manual of Rules and Regulations for the Township of North Hanover Police Department here hereby adopted.

BE IT FURTHER RESOLVED that in the event that any portion of this resolution is determined to be invalid, such determination shall not affect

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Deputy Mayor DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

2021-115 Resolution Appointing a Detective for the North Hanover Township Police Department

**RESOLUTION 2021-115
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 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 ~ Mark O'Brien

Effective Date of Employment/Position: 9/01/2021

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 DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

Attorney Roselli noted the current Detective will no longer be serving as such.

NON-CONSENT AGENDA

Mayor Doyle expressed appreciation to the Employees for their hard work with the budget and noted there were no recommendations and had the auditing firm had complete cooperation of the staff.

2021-116 Resolution Accepting the 2020 Municipal Audit

**RESOLUTION 2021-116
TOWNSHIP OF NORTH HANOVER
COUNTY OF BURLINGTON**

ACCEPTING THE 2020 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 2020 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 DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

DISCUSSION

Mayor Doyle noted soccer registration was going well. The total was 114 and he was pleased to see the kids getting back out. He thanked the recreation advisory committee. He noted movie night was scheduled for September 17th.

TOWNSHIP COMMITTEE “COMMENTS”

Committeeman Kocubinski thanked Attorney Roselli for his work on Ordinance 2021-07.

Committeeman O'Donnell noted the ambulance seems to be functioning well and calls are being answered quickly and on-time.

Committeeman Forsyth noted the tree stumps were taken care of at the park and is expecting an estimated for tree trimming on Steward Road.

Mayor Doyle noted he was pleased with the audit. He stated he was pleased with Ordinance 2021-07 and thanked Attorney Roselli. He noted this is a quiet, peaceful community. Attorney Roselli noted a cease and desist letter was issued today. It was not a permitted use.

PUBLIC PARTICIPATION

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

Mayor Doyle opened the meeting to the public.

Ms. D’Amato thanked the Committee for addressing the issue. She inquired as to when the letter went out. Attorney Roselli noted it was sent from the zoning office today. She also inquired about the property on Jacobstown-Arneytown Road with the fence. She noted it opens into the roadway. Committeeman O’Donnell noted there was dumping on there and the NJDEP is involved. Clerk Picariello stated she would notify the Police Department to address.

Mr. Vito D’Amato – 4 Birch Court – He would like to be filled in as to what is going on at the property. Committeeman O’Donnell noted there was a report of illegal dumping. Mayor Doyle noted it was being cleaned up. He also inquired with Attorney Roselli concerning the time period for the VRBO. He noted we will await a response, if no response we will file a complaint with the Municipal Court. Mr. D’Amato thanked Attorney Roselli for his work.

Mr. Watson – Spartan Village – He thanked the Township Committee for addressing the tree issue. He again expressed concern over the flooding. He noted he called the NJDEP and still has not heard back from them. He was hoping the Committee could follow up. Engineer Hirsh noted Burlington County stated they have no jurisdiction and would provide contacts numbers if needed. He noted Spartan Village and the farm owner would need to work out a resolution. Clerk Picariello noted the NJDEP will respond and she would also reach out to her contact.

Ms. Danielle Aulletto – Spartan Village – She stated she also spoke with the County. She noted she followed up with the NJDEP and was told the water department moved it to another

Department. She noted there still is no resolution and hope that the Committee could put some pressure out there.

MOTION TO CLOSE PUBLIC COMMENT

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

EXECUTIVE SESSION RESOLUTION

2021-117 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; Emergency Vehicle Contract Matter, Contract Matters, Personnel Matters and Litigation matters

**RESOLUTION 2021-117
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 Emergency Vehicle 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 DeBaecke						X
Committeeman Forsyth		X	X			
Committeeman Kocubinski			X			
Committeeman O'Donnell	X		X			
Mayor Doyle			X			

MOTION TO ADJOURN TO ENTER INTO EXECUTIVE SESSION

7:39 pm

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

Respectively submitted,

Mary Picariello, RMC/CMR/CTC
Township Clerk