

Minutes of the Regular Meeting of the Township Council of the Township of East Hanover held on Wednesday, November 1, 2017 at 7:00 P.M. in the Municipal Building, 411 Ridgedale Avenue, East Hanover, New Jersey.

The Mayor called the meeting to order.

Present: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

Also Present: Joseph Tempesta, Jr., Administrator
Elizabeth Valandingham, Township Attorney
Paula A. Massaro, Township Clerk

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

The Mayor 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.

RECOGNITION:

- **DiMaiolo Family~ EH Italian American Club “Entrepreneurs of the Year”**

The Mayor was pleased to acknowledge the DiMaiolo Family for the honor of “2017 Entrepreneurs of the Year” by the East Hanover Italian American Club. Sorrento Bakery has been a prospering business for forty-two years in the community.

- **John Gunnello~ Italian Tribune “Man of the Year”**

The Mayor also acknowledged John Gunnello for the distinguished honor of “2017 Man of the Year” by the Italian Tribune. He is the owner of a thriving third generation family-owned business as well as the merger of a recycling operation.

OLD BUSINESS:

Public Hearing: Ordinance No. 15-2017~ Amend and Supplement Chapter 79, Fees and Licenses, Elevator Inspection Fee Schedule

The Clerk announced that she had Ordinance No. 15-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE CHAPTER 79 FEES AND LICENSES, ARTICLE II: SCHEDULE OF FEES, SECTION §79-5 FEES UNDER CHAPTER 75, CONSTRUCTION CODES, UNIFORM, SUBSECTION E. ELEVATOR INSPECTION TO ADD A NEW ELEVATOR FEE SCHEDULE.*”

The Mayor stated they would now hold a public hearing on Ordinance No. 15-2017.

Motion by Councilman Brokaw, seconded by Councilwoman Jandoli that the public hearing be closed.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

Motion by Councilman Brokaw, seconded by Councilman Martorelli that Ordinance No. 15-2017 be adopted on second and final reading.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

The Mayor advised that Ordinance No. 15-2017 has been duly adopted and a notice of same shall be published according to law.

Public Hearing: Ordinance No. 16-2017~ Amend and Supplement Township Code to Create a New Chapter 85; Garage Sales, Yard Sales and Flea Markets

The Clerk announced that she had Ordinance No. 16-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE TO CREATE A NEW CHAPTER 85 OF THE TOWNSHIP CODE, PART II: GENERAL LEGISLATION, CHAPTER 85 GARAGE SALES, YARD SALES AND FLEA MARKETS.*”

The Mayor stated they would now hold a public hearing on Ordinance No. 16-2017.

Motion by Councilwoman Jandoli, seconded by Councilman Brokaw that the public hearing be closed.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

Motion by Council President DeMaio, seconded by Councilman Martorelli that Ordinance No. 16-2017 be adopted on second and final reading.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

The Mayor advised that Ordinance No. 16-2017 has been duly adopted and a notice of same shall be published according to law.

PUBLIC INPUT:

There was no public input.

Motion by Councilwoman Jandoli, seconded by Councilman Martorelli to close public input.

Ayes: Councilmen Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

COUNCIL INPUT:

Councilman Martorelli reported that Ace Gallagher, owner of Ace Gallagher Stump Grinding Services, spearheaded the “One Day One School” project that was a huge success and thanked everyone that generously donated their time. He reminded everyone that November 7th was General Election day. Lastly, Councilman Martorelli commended Police Chief Cannizzo on his first year as Chief.

Councilman Brokaw likewise commented on the tenth year of “One Day One School” that was a great accomplishment thanking all the participants, and especially the previous and present organizers of the project; Ralph Politi and Ace Gallagher. He, too, encouraged everyone to vote on November 7th and wished a Happy Thanksgiving to all.

Councilwoman Jandoli echoed a Happy Thanksgiving and wished everyone a wonderful holiday season. She thanked the Office of Emergency Management CERT for the mischief night detail and recognized the participants in “One Day One School.”

Council President DeMaio recognized the DiMaiolo Family and John Gunnello for their success. He asked everyone to remember the victims of the tragic terrorist attack that took place in New York City on October 31st and gave special recognition to New York Patrolman Ryan Nash for his bravery in apprehending the suspect. Council President mentioned the large turnout of students that contributed their time to “One Day One School.” He announced that the annual Christmas Tree Lighting would be held December 3rd at Town Square Park.

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.

- 136a -2017- Resolution Re: RL:2074/PTA Milton Tri School
- 136b -2017- Resolution Re: RL:2075/PTA Milton Tri School
- 136c -2017- Resolution Re: RL:2076/Whippany Park Boosters Club
- 136d -2017- Resolution Re: RL:2077/Whippany Park Boosters Club
- 136e -2017- Resolution Re: RL:2078/Morris County Retirees Education Association
Philanthropic Fund, Inc.
- 136f -2017 Resolution Re: RL:2079/Big L Club
- 136g -2017- Resolution Re: RL:2080/Big L Club

- 136h -2017- Resolution Re: RL:2081/PBA Local #227 EH Civic Association Inc
- 136i -2017- Resolution Re: RL:2081/PBA Local #227 EH Civic Association Inc
- 137a -2017- Resolution Re: AGL:20/Stafford FEC Partners, LP D/B/A The Funplex
- 137b -2017- Resolution Re: AGL:21/Stafford FEC Partners, LP D/B/A The Funplex
- 137c -2017- Resolution Re: AGL:22/Stafford FEC Partners, LP D/B/A The Funplex
- 137d -2017- Resolution Re: AGL:23/Stafford FEC Partners, LP D/B/A The Funplex
- 137e -2017- Resolution Re: AGL:24/Stafford FEC Partners, LP D/B/A The Funplex
- 138 -2017- Resolution Re: Authorize Tax Refund for 79 Ridgedale Avenue (Hanover Floral)
- 139 -2017- Resolution Re: Insertion of Special Item of Revenue in 2017 Budget~ Body Armor Grant Program
- 140 -2017- Resolution Re: Insertion of Special Item of Revenue in 2017 Budget~ Emergency Management Agency Assistance Grant
- 141 -2017- Resolution Re: Approval of Change Order #2017-2 to Stavola Contracting Co. for 2017 Road Resurfacing Project
- 142 -2017- Resolution Re: Approval of Change Order #2017-3 to Mark Paving for Troy Road Reconstruction Section 1
- 143 -2017- Resolution Re: Rescinding Resolution No. 135-2017 Re: EH Associates, LLC Liquor License No. 1410-36-011-008
- 144 -2017- Resolution Re: Insertion of Special Item of Revenue in 2017 Budget~ Bullet Proof Vest Partnership Grant Program
- 145 -2017- Resolution Re: Insertion of Special Item of Revenue in 2017 Budget~ NJ Department of Health Tanning Facility Registration
- 146 -2017- Resolution Re: Award of Contract for Camp Hope Interior Building Improvements to Howard C. Storer, LLC

Motion by Councilman Martorelli, seconded by Councilman Brokaw to adopt the aforementioned resolutions.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

COMMUNICATIONS & DISCUSSION ITEMS:

➤ Chief Finance Officer Memo Re: 2017 Best Practices

The Administrator explained that the Chief Finance Officer completed and submitted the annual Best Practices Survey to the Division of Local Government Services. He was pleased to report that the Township received an overall score of 84% ranking, which meant that the Township would not be penalized by the State withholding a portion of our Energy Receipts Tax.

NEW BUSINESS:

Introduction: Ordinance No. 17-2017~ Amend and Supplement Chapter 95 Land Use and Zoning; Design Standards, Enhance Lighting, Foot-Candles

The Clerk announced that she had Ordinance No. 17-2017, entitled “*AN ORDINANCE NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE CHAPTER 95, LAND USE AND ZONING, ARTICLE VI, SUBDIVISION AND SITE PLAN REVIEW, SECTION §95-39 DESIGN STANDARDS, SUBSECTION B SITE PLANS, ITEM 7, SUB SECTION (F) REGARDING FOOT-CANDLES.*”

Motion by Councilwoman Jandoli, seconded by Council President DeMaio that Ordinance No.17-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

Introduction: Ordinance No. 18-2017~ Amend and Supplement Chapter 59 Amusement Devices; License Fees

The Clerk announced that she had Ordinance No. 18-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE PART II: GENERAL LEGISLATION, CHAPTER 59 AMUSEMENT DEVICES, SECTION §59-6 LICENSE FEES, SUBSECTION B. FEES FOR PROPRIETOR'S LICENSES, ITEM (2) (B) GAMES PERMITTED UNDER CATEGORY AND CERTIFICATION NO. 2.*”

Motion by Council President DeMaio, seconded by Councilwoman Jandoli that Ordinance No.18-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

Introduction: Ordinance No. 19-2017~ Amend and Supplement Chapter 95 Land Use and Zoning; Definitions; Firearms, Firearm Shops and Gunsmiths

The Clerk announced that she had Ordinance No. 19-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE PART II: GENERAL LEGISLATION, CHAPTER 95: LAND USE AND ZONING, ARTICLE II DEFINITIONS, SECTION §95-3 DEFINITIONS; AND SECTION §95-47 MODIFICATIONS AND EXCEPTIONS. SUBSECTION B. CONDITIONAL USES.*”

Motion by Councilman Brokaw, seconded by Councilman Martorelli that Ordinance No. 19-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

Introduction: Ordinance No. 20-2017~ Adopting the Revised Varityper Redevelopment Plan Dated October 25, 2017

The Clerk announced that she had Ordinance No. 20-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, ADOPTING THE REVISED VARITYPER REDEVELOPMENT PLAN, DATED OCTOBER 25, 2017, PREPARED BY MASER CONSULTING, P.A.*”

Motion by Councilman Martorelli, seconded by Council President DeMaio that Ordinance No. 20-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

Introduction: Ordinance No. 21-2017~ Amend and Supplement Chapter 155 Vehicles and Traffic; Reduce Speed Limit on Overlook Avenue

The Clerk announced that she had Ordinance No. 21-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE CHAPTER 155, VEHICLES AND TRAFFIC, ARTICLE II: SPEED LIMITS, SECTION §155-4 LIMITS ESTABLISHED; SIGN REQUIREMENTS, ITEM B. SPEED LIMITATIONS ON DESIGNATED STREETS, NUMBER (2) ALONG OVERLOOK AVENUE TO REDUCE THE SPEED LIMIT FROM THIRTY-FIVE (35) MILES PER HOUR TO TWENTY-FIVE (25) MILES PER HOUR.*”

Motion by Councilman Martorelli, seconded by Councilman Brokaw that Ordinance No. 21-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

Introduction: Ordinance No. 22-2017~ Amend and Supplement Chapter 120 Recycling; and Chapter 95 Land Use and Zoning; Composting

The Clerk announced that she had Ordinance No. 22-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE PART II: GENERAL LEGISLATION, CHAPTER 120 RECYCLING, §120-4 COLLECTION OF RECYCLABLE MATERIALS, SECTION A PREPARATION, ITEM (4) YARD WASTE; AND CHAPTER 95, LAND USE AND ZONING, ARTICLE II DEFINITIONS, SECTION §95-3 DEFINITIONS, COMPOSTING.*”

Motion by Councilwoman Jandoli, seconded by Councilman Brokaw that Ordinance No. 22-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

Introduction: Ordinance No. 23-2017~ Amend and Supplement Chapter 119A Property Maintenance; Side or Rear Yard Storage Requirements

The Clerk announced that she had Ordinance No. 23-2017, entitled “*AN ORDINANCE OF THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE PART II: GENERAL LEGISLATION, CHAPTER 119A PROPERTY MAINTENANCE, SECTION §119A-13 APPEARANCE OF EXTERIOR OF RESIDENTIAL PREMISES; APPEALS FOR VARIATIONS, SUBSECTION F PARKING, ITEM 5 SIDE YARD OR REAR YARD STORAGE REQUIREMENTS.*”

Motion by Councilman Martorelli, seconded by Council President DeMaio that Ordinance No. 23-2017 be introduced by title, adopted on first reading, placed on file in the Clerk's office, and set down for public hearing on December 11, 2017.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

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

PAYMENT OF BILLS:

Motion by Council President DeMaio, seconded by Councilman Martorelli to pay bills included in the attached claim list submitted by the Chief Finance Officer.

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

ADJOURNMENT:

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

Ayes: Councilmembers Martorelli, Brokaw, Jandoli, Council President DeMaio, and Mayor Pannullo

The meeting adjourned at 7:20 P.M.

Respectfully submitted,

Paula A. Massaro, RMC
Township Clerk

Minutes Adopted: February 5, 2018