

ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES

**THOMAS D. WALSH, MAYOR
CHARLES GROTYOHANN, DEPUTY MAYOR
GAIL PHOEBUS
ALEX GILSENAN
BOB SMITH**

**MAY 29, 2007
6:30 P.M.**

REGULAR MEETING BEGINS AT 7:30 P.M.

The regular meeting of the Andover Township Committee was called to order at 6:36 P.M. by Mayor Walsh, followed by a salute to the flag.

ROLL CALL: Present: Mr. Grotyohann, Mr. Gilsenan, Ms. Phoebus,
Mr. Smith, Mayor Walsh
Also present: Administrator Padula, Attorney Semrau

OPEN PUBLIC MEETING STATEMENT Statement of compliance with Chapter 231, P. L. 1975 was made by Mayor Walsh.

EXECUTIVE SESSION: Administrator Padula requested that the following Executive Session Agenda be amended by adding Under Attorney Client Privilege: Lakeview Ridge. On a motion by Ms. Phoebus, seconded by Mr. Grotyohann, the resolution to go into executive session to discuss

Personnel Matters:

1. ***Position of Police Officer***
2. ***Health Benefits***

Contract Negotiations:

Attorney-Client Privilege:

1. ***COAH – Compliance Issues***
2. ***Contract with Court Transcriber***
3. ***Personnel Policy***

Pending Litigation

1. ***Andover Twp. vs. Killam Associates, etal.***
2. ***Andover Twp. vs. Hook***, was carried unanimously.

(See Insert Attached to These Minutes)

The Committee went into executive session at 6:38 P.M. Ms. Phoebus moved to adjourn executive session at 7:45 P.M., seconded by Mr. Gilsenan. Roll call vote:

Mr. Gilsenan – yes	Mr. Grotyohann – absent due to recusal of issue during Executive Session
Ms. Phoebus – yes	Mr. Smith – yes
Mayor Walsh - yes	

REGULAR MEETING

APPROVAL OF AGENDA Mayor Walsh asked that the agenda be amended as follows:

UNDER CONSENT AGENDA - UNDER RESOLUTIONS

- 6. **#R2007-85 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO APPOINT TINA SUGAR TO THE POSITION OF MUNICIPAL COURT ADMINISTRATOR EFFECTIVE JULY 02, 2007**

Mr. Grottyhann moved to approve the agenda as amended, seconded by Ms. Phoebus and carried unanimously.

APPROVAL OF CONSENT AGENDA ITEMS Mr. Grottyhann moved the following consent items be approved, seconded by Mr. Gilseman and carried unanimously, except for Ms. Phoebus who abstained on Resolution #R2007-83 and Mr. Smith who abstained on Item #07-00527 on the Bills' List.

***CONSENT AGENDA:**

***OTHER BUSINESS:**

APPROVAL OF VOUCHERS FOR PAYMENT

(See Insert Attached to These Minutes)

APPROVAL OF RAFFLE LICENSE – MARQUETTE COUNCIL #588 – KNIGHTS OF COLUMBUS - OFF-PREMISE 50/50 RAFFLE #R.L. 788 – TO BE HELD ON SEPTEMBER 08, 2007 AT 2:00 P.M. AT THE ROLLING GREENS GOLF COURSE

APPOINTMENT TO THE RECREATION COMMITTEE – JODI HALTEMAN – ALTERNATE NO. 2 - TERM TO EXPIRE DECEMBER 31, 2007

RELEASE OF CASH BONDS – HIGHLAND FARMS AT ANDOVER

- 1. ***18 WALNUT TRAIL – BLOCK 118/LOT 11***
 - A) ***SOIL EROSION/SEDIMENT CONTROL - #T-13-56-717-180***
\$3,000.00
 - B) ***DRIVEWAY BOND - #T-13-56-717-179 - \$2,000.00***
- 2. ***9 WALNUT TRAIL – BLOCK 118/LOT 8***
 - A) ***SOIL EROSION/SEDIMENT CONTROL - #T-13-56-717-170***
\$3,000.00
 - B) ***SOIL EROSION GRADING BOND - #T-13-56-717-173***
\$3,000.00
- 3. ***105 LAKE ILIFF ROAD – BLOCK 118/LOT 29***
 - A) ***SOIL EROSION/SEDIMENT CONTROL - #T-13-56-717-133***
\$3,000.00

***RESOLUTIONS:**

#R2007-79 CORRECTIVE ACTION PLAN FOR THE 2006 AUDIT

APPROVAL OF CONSENT AGENDA (CONTINUED)***CONSENT AGENDA: (CONTINUED)*****RESOLUTIONS: (CONTINUED)**

#R2007-80 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY **TO ISSUE A TAX REFUND TO PARK FINANCE, LLC IN REGARDS TO THE REDEMPTION OF TAX CERTIFICATE #05-007 SOLD FOR DELINQUENT TAXES FOR BLOCK 134/LOT 4 IN THE AMOUNT OF \$4,397.55**

#R2007-81 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY **TO AUTHORIZE THE EXECUTION OF THE EQUIPMENT LEASE AGREEMENT WITH PITNEY BOWES FOR THE LEASE OF A MAIL STREAM SOLUTION 4 - DM550 WOW WITH 5LB INTEGRATED WEIGHING AND ALL ASSOCIATED EQUIPMENT AND MAINTENANCE AS OUTLINED IN THE CONTRACT ATTACHED HERETO**

#R2007-82 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY **TO AUTHORIZE THE APPOINTMENT OF JUSTIN MCCANN, PUBLIC WORKS REPAIRER FROM PROVISIONAL TO PERMANENT STATUS EFFECTIVE IMMEDIATELY**

#R2007-83 A RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY **AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO ANTHONY M. BUCCO, ESQ., AS SPECIAL TAX COUNSEL FOR SERVICES ASSOCIATED WITH THE PENDING TAX APPEAL LITIGATION ENTITLED YOUNG REALTY vs. ANDOVER TOWNSHIP**

#R2007-85 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY **TO APPOINT TINA SUGAR TO THE POSITION OF MUNICIPAL COURT ADMINISTRATOR EFFECTIVE JULY 02, 2007**

(See Inserts Attached to These Minutes)

APPROVAL OF CONSENT AGENDA (CONTINUED)

***CONSENT AGENDA: (CONTINUED)**

***APPROVAL OF MINUTES**

MAY 14, 2007 REGULAR MEETING
MAY 14, 2007 EXECUTIVE SESSION

**PUBLIC HEARING - QUALIFIED BIDDER FOR ONE PLENARY RETAIL
DISTRIBUTION LICENSE RECEIVED BY PUBLIC BID**

**James Tobin
16 Rawlings Trail
Hopatcong NJ 07843**

Attorney Semrau explained that this is the bid the Township Committee put out for bid for a Plenary Retail Distribution Liquor License that was available. There was a bid received by Mr. James Tobin, notice was published that if there was anyone would attended to appear here tonight and voice any concern to Mr. Tobin or his ability to be awarded the license, the time to speak is now. Saying that, there was no one present who made any comment regarding this bid award. Mr. Tobin was present this evening. Confirming with the Municipal Clerk, there were no written objections filed.

Hearing no comments from the public, Ms. Phoebus moved to close the public hearing, seconded by Mr. Gilseman and carried unanimously.

RESOLUTION

**#R2007-86 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY FOR
CONSIDERATION OF A RESOLUTION TO AWARD THE BID FOR THE
ISSUANCE OF A NEW PLENARY RETAIL DISTRIBUTION LICENSE**

Ms. Phoebus moved to approve this Resolution as presented, seconded by Mr. Gilseman and carried unanimously.
(See Insert Attached to These Minutes)

Attorney Semrau explained that this Resolution awards the license subject to the ABC and any conditions the ABC may impose. There would also be a Place to Place Transfer because this awards the license and the next step would be for the applicant to obtain the license from the ABC.

REGULAR AGENDA

OPEN TO THE PUBLIC
he closed the public portion.

Mayor Walsh opened the meeting to the public. Hearing no comments,

RESOLUTION

#R2007-84 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO AUTHORIZE DISMISSAL OF THE STEEP SLOPES LITIGATIONS

Ms. Phoebus moved to adopt this Resolution as presented, seconded by Mr. Smith and carried unanimously.
(See Insert Attached to These Minutes)

ORDINANCES: PUBLIC HEARING

#2007-07 TO AMEND STEEP SLOPES ORDINANCE

“AN ORDINANCE AMENDING CHAPTER 190 “ZONING”, ARTICLE III “GENERAL REGULATIONS” SECTION 190-32.3 “REGULATIONS FOR DEVELOPMENT WITHIN STEEP SLOPE AREAS” OF THE REVISED ORDINANCES OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY”

Ms. Phoebus moved to open the public hearing, seconded by Mr. Grottyohann and carried unanimously. Mayor Walsh opened discussion of this Ordinance to the public.

Resident John Carafello of Andover-Sparta Road requested if the Township Committee would consider exempting any existing lots that are platted and already created from this Ordinance. He explained since these subdivisions have been completed prior to the adoption of the Ordinance they should not have to conform to this regulation. He then asked if this regulation would not be applicable to commercial lots because they are already under great restrictions regarding drainage designs.

Attorney Semrau explained that if a subdivision has an approval, that approval has a period of protection to begin with statutorily. In replying to the second comment, Attorney Semrau explained that this Ordinance is an amendment to the one adopted last year and there is one minor change, instead of having the minimum steep slopes disturbance at 15%, it is now 20%. It gives a little more relief than restrictions. He stated that we have found through discussions with the Planning Board Attorney and the Engineer that each application that has come forward during this time period, that has been subject to this Ordinance, the variances were actually granted, no one was turned away because of the Steep Slopes Ordinance. It turned out to be a very effective tool to develop away from the steep slopes, but it didn't stop development.

He further explained that some of the litigates that wanted the Ordinance to go to 25% and when it was first adopted there were many conversations where some of our professionals said, in some municipalities, 20% is the real number, not 15%. It was left at 15% and saw how effective it was and the consensus was we can do as well as 20% and give a bit more flexibility.

ORDINANCES: PUBLIC HEARING (CONTINUED)

#2007-07 TO AMEND STEEP SLOPES ORDINANCE (CONTINUED)

Attorney Semrau stated that the Resolution that was approved earlier, it is significant to note that there was a room full of people when the Ordinance was adopted and there were five law suits initiated against the Township. He added that all five will now be dismissed by both parties. This dismissal did not necessitate us to go forward with experts and litigation would have cost about \$100,000. He stated that these dismissals do not in any way stop the Township from rezoning, but a mutual understanding that this can be effective.

Ms. Gillespie applauded Attorney Semrau adding that he has been a champion for this town, she stated she likes the way he operates, very professional at all times and always takes the time to stop and explain to anyone at anytime. She personally thanked him and added she is grateful that he is our township attorney. A round of applause followed.

Hearing nothing further from the public, Ms. Phoebus moved to close the public hearing, seconded by Mr. Gilsenan and carried unanimously.

An ordinance of which the foregoing is the title was introduced and passed on first reading at the regular meeting of the Andover Township Committee on April 23, 2007, was advertised according to the law and was brought before the public for final consideration. There being no objections, Ms. Phoebus moved the adoption of the above entitled ordinance, seconded by Mr. Gilsenan. Roll call vote:

- | | |
|--------------------|----------------------|
| Mr. Gilsenan – yes | Mr. Grotyohann – yes |
| Ms. Phoebus – yes | Mr. Smith – yes |
| Mayor Walsh - yes | |

ORDINANCES: INTRODUCTION

#2007-09 2007 SALARY ORDINANCE

“AN ORDINANCE TO PROVIDE AND DETERMINE RATES OF COMPENSATION FOR OFFICIALS, OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY”

At this time, Administrator Padula asked that the Maximum Salary for the Tax Assessor be amended to \$27,000.00. Ms. Phoebus moved to amend the Salary Ordinance as presented, seconded by Mr. Smith and carried unanimously.

BE IT RESOLVED by the Mayor and Committee of the Township of Andover, that Ordinance #2007-09, entitled as above, be passed on first reading, to be published in the New Jersey Herald and the public hearing to be held on June 11, 2007 at 7:30 P.M. local prevailing time, or as soon thereafter as the matter can be reached in the Municipal Building, 134 Newton-Sparta Road, Roll call vote:

- | | |
|--------------------|----------------------|
| Mr. Gilsenan – yes | Mr. Grotyohann – yes |
| Ms. Phoebus – yes | Mr. Smith – yes |
| Mayor Walsh - yes | |

At this time, Mayor Walsh stated at this time on the coattails of Ms. Gillespie's comments and accolades regarding Attorney Semrau, and he thanked her for her remarks stating it was very nice. At the last Planning Board meeting, I did not attend, but he understands that Mr. Semrau and this Township Committee took an unfair shot from the Planning Board, certain members of the Planning Board on a certain Developers Agreement for Mulford Road. He explained that Developers' Agreements are written and adjusted in the Planning Board. What we do in the Township Committee is we adopt them, we do not change them, and we do not touch them. He stated that it was his understanding that comments were made at this meeting that perhaps the Township Committee and Mr. Semrau should have made changes to the agreement in light of changes to the applications. He stated that it is not the fault of this Committee and that the members of the Planning Board and their attorney should have caught these issues and rectify them.

NEW BUSINESS

PROPOSED ORDINANCE AMENDMENTS FROM THE LAND USE BOARD

CHAPTER 74 "LAND USE PROCEDURES" SECTION 74-37 "COMPLETE APPLICATION; DECISIONS"

Ms. Phoebus stated that she wants to make sure that the Land Use Board has thoroughly discussed this proposed Ordinance because we go forward before we get caught and it is said we did not do our homework. She asked Land Use Chair Christodlous that this has been discussed and it is being presented in the form that the Board wants passed. He replied that this Ordinance was primarily prepared by Engineer Golden and reviewed by the Planner. The Land Use Board agrees with its content.

Mr. Grotzmann advised that the Steep Slopes delineation in this Ordinance refers to the prior Ordinance and not the amended figures adopted this evening. The draft will be sent back to the Land Use Board Secretary for amendment. This Ordinance will be placed on the June 11th agenda for Introduction.

Attorney Semrau suggested to Mr. Christodlous that a summary be given as to where the changes have been made from the current Ordinance to the proposed changes.

REVIEW AND DISCUSSION REGARDING AMENDMENT OF

CHAPTER 111 – "PEDDLING AND SOLICITING"

Mayor Walsh explained that in the past, there have had several license holders on a regular basis, primarily for the sale of hot dogs. Over the last five years, we have had no licenses issued. When we had food carts in the township, there were constant complaints from taxpaying restaurant owners. He added that most of them never abided by the Ordinances and causing a constant problem for the police department.

By addressing this Ordinance it would also address the current door to door solicitation process which is also a great concern for safety. Occasionally, we will have solicitors who proceed without the proper licenses and background checks.

Attorney Semrau stated that there has been a lot of litigation on this issue in past years. He suggested taking a look at this and come back with a report. He offered to take a look at having permitted peddling in only certain areas of the township so it doesn't interfere with business zones.

**REVIEW AND DISCUSSION REGARDING AMENDMENT OF
CHAPTER 111 – “PEDDLING AND SOLICITING” (CONTINUED)**

From the soliciting standpoint, one issue that has passed the court test is when there is door to door solicitation; he has drafted Ordinances which a resident can be placed on a “No Knock List”. If someone applies for a solicitation permit, they would be handed this list of places they can not go.

Chief Coleman stated the biggest problem was the magazine solicitation every summer along with people going door to door selling seafood and meats. He stated his officers have stopped people; they lied about needing a permit. Some of the individuals have criminal backgrounds. He further stated that he has written letters to companies sending solicitors to the area without inquiring about the permit application process. Ms. Phoebus stated she was just approached at her home and when her husband checked the credentials with the Better Business Bureau, it turned out to be not in good rating. There was discussion regarding the safety aspect with children at home after school and concerns regarding the elderly. The Ordinance states that there can be solicitation until 9:00 p.m. which should also be addressed. There are exceptions for non-profit groups that can be added to the Ordinances.

COMMITTEE REPORTS:

MR. GILSENAN. He reported that he and Administrator Padula met with officials from Lafayette Township regarding garbage and recycling. Based on the numbers he provided we will probably need two garbage trucks at approximately \$127,000 each. These trucks hold 29 cubic yards. There would be two laborers assigned to each truck and if we move forward the service would be for residential homes only in the beginning. Lafayette Township informed them that they collect 755 tons of trash. Andover Township collects 10,547 tons of recycling per year which is positive monies returned to the township. The tipping fees vary by load, separated by product such garbage, brush, household waste, etc. He stated that they are still analyzing the numbers if it would be profitable for the township to collect trash and recycling on our own.

He reported that Household Hazardous Waste Day is Saturday, June 2nd.

He then reported on the Environmental Commission showing a photograph of two young bald eagles by Swartwood Lake. He stated that Chief Coleman spotted a bald eagle at Lake Aeroflex, which he stated is the end result of a clean environment.

MR. SMITH. He reported on the website activity, around 1,200 hits per month. He stated that the most popular feature is the Search Engine, second is Departments, followed by the Calendar, then Directory, Governing Board and Committee meetings, Minutes, About Andover Page, Newsletter and Pictures. He reported on the Build out Analysis, under the Land Use Department, which is a new feature on the website.

The next computer maintenance is scheduled for Monday, June 4th for the municipal building. The latest software is downloaded and delete any old files.

He then reported on his campaign on a war on litter. He stated that he drove around the municipality and agrees that there is more litter on the roadways now then ever before, especially true on County roads. He spoke of the Ordinance with a \$1,000 fine against littering and he asked Chief Coleman to assist in enforcing this Ordinance. He also asked for support from people who are looking for community service hours to assist in the roadway cleanup. He mentioned his idea to have a “Cleaner, Greener Andover” in conjunction with Andover Township Day in September. He suggested groups to do a clean up, bring dumpsters to the park to collect the debris. He encouraged all to do what they can to keep the roads clean.

COMMITTEE REPORTS: (CONTINUED)

MR. SMITH. He reported that he is looking into the overhead projection system for the meeting room to assist in presentations. The equipment is about \$2,000.

He then reported on the PARIS Grant status. He reported that he attended a training session and it seems that this system will be a good way to locate and retrieve records when needed.

Mr. Smith mentioned briefly a Review Program that is being designed for employee performance reviews. He will report back when more information is available.

MR. GROTYOHANN. He reported that he has been working on the Health Care and Benefits coverage with Administrator Padula. He stated that this is not the right time to move from the State Health Benefits Program. He stated that they will continue research which is quite an extensive undertaking.

MS. PHOEBUS. She reported on Recreation Committee and that due to the weather, Andover Township Day had to be postponed until September 22nd. She asked everyone who hasn't done so to visit Hillside Park, there is new playground equipment and the new landscaping is very beautiful. The skating rink will be painted and minor repairs will be done in the summer. This will be done at no cost to the township because the paint is being donated and the labor will be done by the local boy scouts. The next meeting is scheduled for June 12th.

She then reported on the Open Space Meeting, pamphlets were distributed and are available in the 2nd floor foyer regarding the Bird Walk which takes place in Vernon and sponsored by the NJ Audubon Society.

MAYOR WALSH. He thanked everyone who attended the baseball field dedication for Jerry McCormick was held on May 19th. There were about 100 people in attendance. He thanked the Township Committee; Jackie Huelbig did a great job on the dedication.

Mayor Walsh stated that he is still waiting to hear from Senator Littell and Assemblywoman McHose with regard to the land swap issue. Administrator Padula remarked that he called twice a day.

In Executive Session, the Township Committee discussed COAH obligation and decided that early July will be the deadline for what will be our priorities as far as Town Centers and how we are going to address this issue. He added that Attorney Semrau will be addressing the Planning Board and their attorney on this. Meetings are scheduled on this matter.

REPORT FROM THE TOWNSHIP ADMINISTRATOR He reported that since the County feels that it is necessary to house people in our hotels on a regular basis, he recommended that the Township Committee consider a Municipal Occupancy Tax on hotel rooms to pay for police services. Attorney Semrau stated that he and Administrator Padula discussed this and \$.01 hotel tax can be assessed. Administrator Padula stated that Chief Coleman sends officers there on a regular basis and they should be made to pay for this. Chief Coleman stated that residents are being placed there for a period of 14 days, according to our Ordinance.

He reported that the State inspected Hillside Park on May 22nd and it appears we are in compliance. We are waiting for written confirmation.

REPORT FROM THE TOWNSHIP ADMINISTRATOR (CONTINUED) The DEP, Division of Water Quality has reported that we are in compliance with the Statewide General Permit.

Administrator Padula reported that he and Mr. Grotyohann are reviewing the current dental insurance and ways to reduce premiums without reducing coverage. Meetings have been scheduled with representatives from each company.

He then reported on the pending and proposed Ordinances stating that the General Fees Ordinances, the Construction Code Fees Amendment and the Salary Ordinance are scheduled for public hearing on June 11th. The Land Use Procedures Ordinance will be scheduled for introduction at the next meeting.

A comment was made regarding the status of the Tree Ordinance. Mayor Walsh stated that there was to be a date for this evening's meeting. He added that the scheduling is up to Attorney Germinario and when he is available.

Administrator Padula reported that the 8th Grade Graduation is scheduled for June 15th. Through the funding of a Clean Communities Grant, where there was a presentation by the Illusion Maker. The program was geared toward recycling. A Blood Drive will also take place on June 8th at Long Pond School.

He stated that funds were budgeted for construction of a pole barn at the park. He reminded everyone that prior to construction; approval must be received from Green Acres.

He then stated that with regard to the PARIS Grant program, he remarked that assistance will be necessary to gather the information required for these reports and also be able to continue day to day operations. He recommended that Darlene Canfield be rehired as a temporary employee to assist with this undertaking. Mr. Smith offered to take as much of the burden as he possibly can and the goal is to try not to impact personnel or interfere with their daily work. The Township Committee agreed and Administrator Padula will begin the process as long as funds are available.

REPORT FROM THE CHIEF OF POLICE He reported 5,996 calls to date, 3,804 for Andover Township, 121 for Andover Borough, 1,645 for Hamburg and 226 for Green Township. This is an increase over last year's numbers. Andover Township has increased 453, Andover Borough 12 calls, Green Township increased 14 calls. Hamburg Borough was the only municipality which had a decrease.

He received and read letters from various residents commending Officer Daniel Kern and Officer Rod Mosner for a job well done. Mayor Walsh stated that he spoke with a resident who was pulled over by one of our new officers and he informed the Mayor that the officer assisted him in every way and the officer was extremely kind.

REPORT FROM THE MUNICIPAL ATTORNEY He followed up on discussions held earlier this evening, starting with the conclusion of the Steep Slopes litigations. The next item discussed with various professionals and several members of the Land Use Board is work on the Constraints Ordinance which will address concerns from a planning perspective. Engineer Golden and Ferriero will assist in drafting this Ordinance. Once designed, it will be forwarded to the Ordinance Review Committee.

He informed the public on the issues discussed in the Executive Session earlier this evening beginning with the litigation regarding the skating rink which is being handled by Attorney Rafanello.

TOWNSHIP OF ANDOVER

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Committee of the Township of Andover on the 29th day of May 2007, that:

1. Prior to the commencement of this Regular Meeting, the Township Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):

- () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- () b. (4) A collective bargaining agreement including negotiations.
 - 1.
 - 2.
 - 3.
- () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
- () b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
- () b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
 - 1.
 - 2.
 - 3.
 - 4.
- () b. (8) Personnel matters.
 - 1.
- () b. (9) Deliberations after a public hearing that may result in penalties.
 - 1. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted:

Moved:

Seconded:

Voted Aye:

Voted Nay: None

Abstained:

Resolution adopted.