

ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES

**BOB SMITH, MAYOR
GAIL PHOEBUS, DEPUTY MAYOR
PHIL BOYCE
ALEX GILSENAN
THOMAS WALSH**

**FEBRUARY 09, 2009
6:30 P.M.**

REGULAR MEETING BEGINS AT 7:30 P.M.

CALL TO ORDER The regular meeting of the Andover Township Committee was called to order at 6:35 P.M. by Mayor Smith, followed by a salute to the flag.

ROLL CALL: Present: Mr. Boyce, Mr. Walsh,
Mr. Gilsenan arrived at 6:40, Mayor Smith
Also present: Administrator Alfano, Attorney Semrau, Attorney McGuire
Those absent: Ms. Phoebus

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

EXECUTIVE SESSION: On a motion by Mr. Walsh, seconded by Mr. Boyce, the resolution to go into executive session to discuss

Personnel Matters:

- 1. P. Coleman, Chief of Police**
Discussion regarding updating the evaluation process
- 2. Shauna Tillotson, Temporary Clerk-Typist, Municipal Court**
Possibility of employment extension

Contract Negotiations:

- 1. St. Paul's Abbey**
There will be discussion regarding the due diligence process.
- 2. Alarm Monitoring Services**
There will be a discussion and review of proposals received for this service along with a status report of our current vendor.
- 3. Hampton Township**
Discussion regarding their request to purchase Andover's old radios.
- 4. Town of Newton**
Discussion regarding a Shared Services Agreement for a Salt Brine System.

Pending Litigation

Attorney-Client Privilege:

Potential Litigation

- 1. Possible Violation of the Law**
A matter involving a potential investigation.
- 2. Haber Escrow Matter - Block 111/Lot 19.05**
There is an outstanding escrow amount for a matter that was before the Land Use Board and the Township will be discussing how to handle the outstanding balance.

EXECUTIVE SESSION: (CONTINUED)

Pending Litigation

None

Attorney-Client Privilege:

Potential Litigation

1. Possible Violation of the Law

A matter involving a potential investigation.

2. Haber Escrow Matter - Block 111/Lot 19.05

There is an outstanding escrow amount for a matter that was before the Land Use Board and the Township will be discussing how to handle the outstanding balance.

3. Highland Farms - Block 118/Lot 3 & Lakeview Ridge - Block 71/Lot 9

This pertains to incomplete improvements for the developments and the Township taking action to compel the completion of such improvements.

4. Brecia Court - Block 111/Lot 12.01 Dorset Farm - Phase VI

This pertains to the responsibility of the maintenance of the roadway. There were legal documents that have been located by the Clerk's Office and various options will be discuss on how to proceed.

5. Farmer's Market - Block 151/Lot 19

There is an issue before the zoning office regarding a notice of violation.

was carried unanimously.

(See Insert Attached to These Minutes)

The Committee went into executive session at 6:36 P.M. Mr. Walsh moved to adjourn executive session at 7:33 P.M., seconded by Mr. Boyce and carried unanimously.

APPROVAL OF AGENDA

Mr. Walsh moved to approve the agenda as presented, seconded by

Mr. Boyce and carried unanimously.

APPROVAL OF CONSENT AGENDA

All items listed with an asterisk (*) are considered to be routine and non-controversial by the Committee and will be approved by one motion. There will be no separate discussion of these items unless a citizen or Committee member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

Mayor Smith stated there are two modifications, the first is regarding Resolution #R2009-43 which will be removed from the consent agenda due to some errors. They will be corrected and placed on the next agenda for consideration. The second is regarding resolution #R2009-42 which is approval of the contract for the new alarm system, which will be subject to a background check by the vendor.

Mr. Boyce moved the following consent items be approved, seconded by Mr. Walsh and carried unanimously. Mr. Walsh abstained on check #9705.

APPROVAL OF CONSENT AGENDA (CONTINUED)

***CONSENT AGENDA:**

***OTHER BUSINESS:**

APPROVAL OF VOUCHERS FOR PAYMENT

(See Insert Attached to these Minutes)

ACCEPTANCE OF THE TAX COLLECTOR'S JANUARY 2009 REPORT - \$941,032.70

APPROVAL OF ON PREMISE 50/50 RAFFLE - R.L. 855 - SUSSEX COUNTY INTERFAITH HOSPITALITY NETWORK - TO BE HELD ON MARCH 28, 2009 AT PERONA FARMS FROM 6:00 P.M. TO 10:30 P.M.

***RESOLUTIONS:**

#R2009-40 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR ENVIRONMENTAL COMMITTEE DONATION TRUST FUND

#R2009-41 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP COUNTY OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO AUTHORIZE A 2008 BUDGET APPROPRIATIONS RESERVE TRANSFER - \$2,400.00

#R2009-42 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AWARDING THE CONTRACT TO PROVIDE ALARM SYSTEM MONITORING AND ANNUAL INSPECTIONS FOR THE FIRE ALARM SYSTEMS AT THE MUNICIPAL BUILDING, DEPARTMENT OF PUBLIC WORKS GARAGE, HILLSIDE HOUSE AND HILLSIDE PARK HALL TO A.C. DAUGHTRY

(See Inserts Attached to These Minutes)

#R2009-43 2009 SALARY RESOLUTION - (NO ACTION TAKEN) REMOVED AND CARRIED TO THE FEBRUARY 23, 2009 AGENDA

***APPROVAL OF MINUTES:**

2009 REORGANIZATION MEETING

REGULAR AGENDA

NEW BUSINESS

ROAD VACATION REQUEST - SQUIRREL ROAD AND WOODLAND DRIVE

Richard Stein, attorney for Alex Dunlop regarding a request to vacate portions of Woodland Drive and Squirrel Road. Handouts were distributed to the governing body documenting the portions in question. Mr. Stein stated that it is in his opinion that this action would not cause interference with any other property owners' access to any particular piece of property. He added that there is no likelihood that those roads would ever be developed. They would be considered a burden to the municipality. Mr. Stein explained that by vacating these roads, the four separate lots could be merged into a lot for a more efficient use.

Mayor Smith asked that in reference to access to the township property, Ravine Drive would be the proposed roadway. Mr. Stein replied yes. Mayor Smith added that Knollwood would also provide access to the township owned property. He added that Woodland Drive does not exist at all.

Mr. Stein stated that by merging these lots into one totaling 2.8 acres, his client can keep a horse on his property. He added that an application has been filed with the Land Use Board which is still pending because one of the items that needs to be addressed is to vacate these roads. In asking the emergency services their opinions; Chief Coleman stated the vacation of these roads would not cause a problem. All services have no issue with this vacation. Following a short discussion, the Township Committee had no objection to pursuing his request. Ms. Alfano asked if she should have Attorney Semrau and Engineer Golden review this request and if there are no problems, perhaps there can be an ordinance for the February 23rd meeting.

Mayor Smith was reminded of the issue of posting an escrow fee which the Mr. Stein stated his client would be willing to do.

APPROVAL OF MINUTES

DECEMBER 20, 2008 EXECUTIVE SESSIONS "A" & "B"

Mr. Walsh moved to approve the foregoing minutes as presented, seconded by Mr. Gilsenan. Roll call vote:

- | | |
|----------------------|--------------------|
| Mr. Boyce - abstain | Mr. Gilsenan - yes |
| Ms. Phoebus - absent | Mayor Smith - yes |
| Mr. Walsh - yes | |

REPORT FROM THE FIRE CHIEF Chief Garrigan thanked everyone for attending the Installation Dinner. For the month of January he reported six activated alarms, two carbon monoxide alarms, one chimney fire, one electrical fire, two regular monthly drills, one regular monthly meeting, one mutual aid out of town call, six motor vehicle accidents, one public assist and one special work drill. There were a total of 22 reported calls and 211.3 hours. There have been 59 calls year to date and 1,151.7 hours.

REPORT FROM THE RESCUE SQUAD CHIEF Chief Reidmiller reported a record breaking month. She stated that Lakeland responded to 119 calls, seven in Andover Borough, 45 in Andover Township, 22 in Byram Township and 25 for mutual aid. Request for paramedics was 46. There were zero flyouts, there was one AED application. There was a total of 343 hours 42 minutes and a total of 2,473 miles.

Mr. Gilsenan asked if all the information from the Andover Subacute has been turned in and she replied yes.

REPORT FROM THE CHIEF OF POLICE Before introducing Chief Coleman, Mayor Walsh stated that there will be a conversion from the old report format to the new so this evening there will not be a full report. Chief Coleman added that the new report will be posted on the website. He reported 1,396 calls year to date, 171 for Andover Township. From the last meeting to February 8th there were three for Andover Borough, 21 for Andover Township, Hamburg had 388 last report and Green Township had 43. Total calls increase of 276. Chief Coleman reported that he and Officer Murrell will be attending the Safe Road Symposium tomorrow in Long Branch.

OPEN TO THE PUBLIC Mayor Smith read the following before Mr. Walsh moved to open the meeting to the public, seconded by Mr. Boyce and carried unanimously.

RULES FOR THE PUBLIC PORTION OF THE MEETING

1. **Please come forward when recognized and state your name and address.**
2. **Please direct your comments to the Township Committee.**
3. **The committee may comment or respond when you conclude your comments.**
4. **Normally, each member of the public will be recognized and given the floor. When you have concluded, you may be recognized again during that public portion of the meeting upon Committee approval.**
5. **Anyone that is disruptive and/or speaks when they are not recognized will be considered to be disruptive to the meeting and may be asked to leave.**

Fred Gillespie of 115 Andover-Mohawk Road began his presentation by distributing literature to the governing body. Along with Mr. Gillespie were Adrian Gonzalez, 22 Sherwood Forest Drive, Byram and Harvey Roseff, 33 Sleepy Hollow Road, Byram. Mr. Gillespie stated that they are three of six individuals challenging the issuance of a permit for the commercial shooting preserve which might exist in both Andover and Byram Township. He stated their letter will inform the Township Committee as to what the suit is about and the law as it applies. He proceeded to read into the record the letter dated February 9th to the Township Committee (a copy on file in the Clerk's Office).

Mayor Smith stated there are two issues before the them, one being the actual licensing process and the other is the creation of the shooting preserve. Mayor Smith stated there is no application before the Land Use Board at this time, adding he did not know if it appropriate to speak about this matter this evening. He asked Mr. Gillespie what jurisdiction the Township has over a State licensing authority. Mr. Gillespie replied that it seems when there is discussion regarding a hydro plant or PSE&G power lines, this municipality is banding together with out communities to fight the fact that the municipality was overridden by PSE&G'S move to bypass 14 communities. He added that it seems to him that a similar effort could also be afforded to them.

OPEN TO THE PUBLIC (CONTINUED) Mr. Boyce asked if all 21 shooting preserves in New Jersey have a facility where they warehouse their own birds, which he believes they do not. Mr. Boyce, for clarification stated that this particular facility has been approved by the State to warehouse and raise 24,000 birds. Mayor Smith reiterated that the State has only approved the licensing of a shooting range. They have not approved anything further, which is a Land use Board issue. Following a short discussion it was determined that they are raising pheasants. Mr. Walsh added that he is aware they are not doing so in Andover Township.

Following a lengthy discussion, Mayor Smith remarked that the only thing he believes the Township is in any position of considering is whether or not we should challenge the license itself. The other issues are Land Use Board issues.

Mayor Smith stated that since there has been a great deal of information presented this evening and with Attorney Semrau not present this evening, it was decided to have him review the documents and advise the Township Committee accordingly.

Rich Goldberg, 6 Caitlin Court asked what the Township's current position is on the power lines and what is being done. Mayor Smith replied that there is a proposal for the Township to join a coalition with our municipalities which will be addressed at the next meeting on February 23rd. Administrator Alfano stated she has had meetings with PSE&G officials and she will contact Mr. Goldberg in the morning to advise him what has been discussed. Mr. Boyce stated his question is whether or not JCP&L followed the proper procedure for approvals.

Tom Hill, 223 Willows Road, Fredon stated he has worked with Stop the Lines since its inception and it is available as a resource. The coalition of concerned communities is formally forming to stay aware of the project. He stated there are deadlines and they will be posted on the website to keep everyone informed on the project. The Highlands Council will also be having a meeting on this topic to approve the Highlands Applicability Determination. He added that there will be huge environmental impacts. Mayor Smith stated that he is most concerned about the type of radiation that can come from these lines and there doesn't seem to be any proof one way or the other. Mr. Hill stated he will drop off a recent independent study regarding this issue. Mayor Smith stated he spoke to an individual from PSE&G at one of the meetings and he stated that the dangers of these lines were unknown and he felt there was no danger. Mayor Smith stated he then asked him if he would build a house and put his children under those lines and he couldn't answer.

Kim Hiscano of Stag Pond Road wished to follow up on Mr. Gillespie's presentation earlier this evening to make some points clearer. She explained that MMK holds the commercial shooting preserve permit as well as the sales and propagation permit. The complaint is protesting exclusively the shooting preserve. She stated that the Land Use Board will not see the commercial shooting preserve permit as part of the application. Mr. Ursin, their attorney asserts that because the State has granted this license, that no further oversight of either municipality is warranted or permitted.

Lois de Vries, Environmental Commission Chair, Land Use Board and Open Space shares Mr. Gillespie's concern regarding inhumane treatment of animals. The actual raising of the pheasants is an agricultural use and that is covered under the Right To Farm which will never come before the Land Use Board for that specific use. The Right To Farm can not be prohibited in any zone and therefore the raising of the pheasants will never be determined by the Board.

Diane Gillespie, Andover-Mohawk Road stated she received an email from Recycling Coordinator Hattersley regarding her comments at the last meeting. The email describes all the various recycling projects that have been conducted in this municipality along with the schools. She suggested that this information should make its way to the newspapers as a press release.

OPEN TO THE PUBLIC (CONTINUED) Ms. Gillespie referred to an article in the Star Ledger about salt brine process. In speaking with Administrator Alfano she came to found out that the Township is in negotiations with a neighboring municipality about entering into a contract.

She asked the Township Committee to be the first to grant every citizen the right to a quality of life and a clean environment. With that said she requested the Constraints Ordinance be resurrected and passed.

Mayor Smith replied by saying her points are very well taken and her recycling speech has made a change in his house. The schools have a very active environmental group and his assignment to her is to help us in public relations and ways to publicize this information.

Mr. Walsh moved to close the public potion, seconded by Mr. Gilsenan and carried unanimously.

ORDINANCES: PUBLIC HEARING

#2009-01 SALARY ORDINANCE AMENDMENT
POSITION OF EMERGENCY MANAGEMENT COORDINATOR

"AN ORDINANCE TO AMEND THE 2008 SALARY ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY, ORDINANCE #2008-09 TO PROVIDE AND DETERMINE RATES OF COMPENSATION FOR EMPLOYEES OF THE TOWNSHIP"

Hearing no comments from the public, Mayor Smith closed the public hearing.

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 January 26, 2009, was advertised according to the law and was brought before the public for final consideration. There being no objections, Mr. Walsh moved the adoption of the above entitled ordinance, seconded by Mr. Boyce. Roll call vote:

Mr. Boyce - yes Mr. Gilsenan - yes
Ms. Phoebus - absent Mayor Smith - yes
Mr. Walsh - yes

#2009-02 AMEND AND SUPPLEMENT CHAPTER 125
FEES FOR COPIES AND PUBLIC RECORDS

"AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 125, "RECORDS, PUBLIC", SECTION 125-8, "PROCEDURES AND FEES FOR PURCHASING COPIES OF PUBLIC RECORDS" OF THE REVISED GENERAL ORDINANCES"

Hearing no comments from the public, Mayor Smith closed the public hearing.

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 January 26, 2009, was advertised according to the law and was brought before the public for final consideration. There being no objections, Mr. Boyce moved the doption of the above entitled ordinance, seconded by Mr. Gilsenan. Roll call vote:

Mr. Boyce - yes Mr. Gilsenan - yes
Ms. Phoebus - absent Mayor Smith - yes
Mr. Walsh - yes

ORDINANCES: INTRODUCTION

#2009-03 TO AMEND CHAPTER 74 - SECTION 74-50
"LOT LINE ADJUSTMENT APPROVAL"

"AN ORDINANCE TO AMEND THE GENERAL ORDINANCES OF THE TOWNSHIP OF ANDOVER, CHAPTER 74, LAND USE PROCEDURES, ARTICLE V, GENERAL PROVISIONS, BY DELETING SECTION 74-50, "PENDING APPLICATIONS" AND REPLACING IT WITH A NEW SECTION 74-50, ENTITLED "LOT LINE ADJUSTMENT APPROVAL":

Mr. Walsh asked if this ordinance could be tabled until the next meeting in order to further review this matter. Mr. Walsh moved to table this ordinance until the February 23, 2009 meeting, seconded by Mr. Boyce and carried unanimously.

#2009-04 TO AMEND CHAPTER 190 - ZONING, ARTICLE VII
"PARKING AND LOADING REQUIREMENTS"

"AN ORDINANCE TO AMEND CHAPTER 190, ZONING, ARTICLE VII, PARKING AND LOADING REQUIREMENTS, SECTION 190-57, COMMERCIAL USES, PARAGRAPH A, OF GENERAL ORDINANCES OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY"

BE IT RESOLVED by the Mayor and Committee of the Township of Andover, that Ordinance #2009-04, entitled as above, be passed on first reading, to be published in the New Jersey Herald and the public hearing to be held on March 23, 2009 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. Boyce - yes Mr. Gilsenan - yes
Ms. Phoebus - absent Mayor Smith - yes
Mr. Walsh - yes

#2009-05 TO AMEND BOND ORDINANCE #2005-17

"BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 2005-17 OF THE TOWNSHIP OF ANDOVER, IN THE COUNTY OF SUSSEX, NEW JERSEY FINALLY ADOPTED JULY 27, 2005 IN ORDER TO AMEND THE DESCRIPTIONS OF THE PROJECTS"

BE IT RESOLVED by the Mayor and Committee of the Township of Andover, that Ordinance #2009-05, entitled as above, be passed on first reading, to be published in the New Jersey Herald and the public hearing to be held on March 23, 2009 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. Boyce - yes Mr. Gilsenan - yes
Ms. Phoebus - absent Mayor Smith - yes
Mr. Walsh - yes

RESOLUTIONS

None

OLD BUSINESS**MARTIN STREET**

Martin Street Resident Gerald Huelbig was present and stated that he and his wife Jackie have voiced their comments at the last meeting. He did add that the six residents along this roadway, one for nine years, another for 19 and one seven have paid property taxes and the road has never been serviced. This past year the residents have contributed \$48,000 in property taxes to the municipality. In the past seven years, residents of Martin Street have paid over \$300,000 in taxes. He stated there are other roads that are more substandard than this one and they are maintained by the township.

Mr. Boyce asked if they are looking for total roadway acceptance or only maintenance service by the municipality. Mr. Huelbig stated they would like to see the road taken over entirely, but would be happy with road services.

Administrator Alfano reported that based on discussions with developers, road construction, including design, drainage and permitting, it would be about \$250 to \$300 per linear foot. This particular road is 1,471 feet long and would cost \$375,000 to \$450,000 to bring it to acceptable standards. There were six other roads in question that were inspected that would also have to be considered if Martin Street was accepted. Mayor Smith stated that the engineer provided two proposals; the first mentioned by the administrator and the other is for \$35,000 which provides for reclamation of the roadway. He added that the engineer did say the second quote would be acceptable and he recommended that one as the better option because of the cost. The matter will be further reviewed and a report will follow.

BALLANTINE ROAD ENGINEERING PROPOSAL

Mayor Smith stated there was a proposal to remediate Ballantine Road and he asked where it stands. Mr. Walsh stated he was under the impression that the contractor was to remedy the drainage problems. Mayor Smith said there are two portions of the roadway, a part to be done by the contractor and the other by the municipality. He believed the township had to complete their portion before the contractor could begin his. Administrator Alfano referred to the November memo from the engineer outlining the work involved.

At this time, Engineer Golden entered the meeting and he stated that his solution that might work would be to change the previous drainage patterns while fixing the road under the developer's agreement with Deacon Homes. The DPW, the Administrator and he visited the site and came up with a potential alternate solution to present to the Committee. The next step is to evaluate the cost associated with this plan such as engineering, construction costs and permitting fees over and above what the developer is responsible for. Mr. Walsh stated that the township is responsible for oil and chipping. The drainage issue was discussed and the challenge was getting the water from one side to the other and that's what dictated putting the pipe across the road. That process would be about \$15,000 to \$25,000. The alternative was to slant the road.

OTHER BUSINESS

None

COMMITTEE REPORTS

MR. GILSENAN. He reported the Open Space Committee met on January 23rd and discussed the Lake Iliff acquisition which is still moving forward pending a resolution of two minor property encroachments and possible vacation of a portion of Lake Road by the Township. Also discussed was a need for detailed inventory of existing ball fields as well as ball fields desired. A subcommittee of Dan Freed and Mike Morel was formed to accomplish this task on an expedited basis. Under new business there was discussion regarding an offer of property but it was decided that the property was of little value to the township in terms of meeting its open space goals. Sandy Urgo of the Land Conservancy was present at the meeting and discussed her ongoing communications with the property owners in the Township. The next meeting is February 24th.

He then reported the Environmental Commission met on February 5th and discussion regarding the Riverbank Sparta Hydroelectric project. Chair de Vries did her best to explain the nature of this project due to the fact that member Peter Spinney who is quite knowledgeable on this topic was not present. She explained that water would be pumped during the evening from the quarry and generating electricity during peak hours by dropping the evaluated water through turbine generators. The Commission expressed concerns such as lasting during construction, fluctuating water table, sink holes in limestone and changes in water temperature. They have asked that the Township Committee send a notice of intent to object to this project. This will allow the township to consider its objections more thoroughly without missing the window of opportunity to do so. The notice should be sent to FERC and a consensus of the committee is needed to do so.

Mayor Smith stated that Attorney Semrau was going to speak this evening about this but since he had a conflict this evening, this matter will be further discussed at the next meeting.

Commission member Diane Gillespie has completed the Andover Township Native Plant List which she would like to submit to the Land Use Board for use in future developments and also made available to the public. Their next meeting is March 5th.

Mr. Gilseman then reported he has the sample petition for the United States Post Office in Andover Township which he received today for his review. He will report on this at the next meeting.

Lastly, he asked Mayor Smith to have the re-introduction of the Constraints Ordinance placed on the next meeting agenda for further consideration.

Mayor Smith commented on the proposed Resolution regarding the post office and he mentioned a technical problem on feasibility of what we can and can't do. It has to do with electronic polling which is an issue. He spoke to Mr. Semrau about it.

MR. WALSH. He reported on Recreation which meets tomorrow evening. They will be discussing the Easter Egg Hunt and Andover Township Day. The Board of Health meeting is scheduled for next week.

COMMITTEE REPORTS (CONTINUED)

MR. WALSH. The Finance Committee will hold another meeting tomorrow. He mentioned the Pension Deferral Plan which will allow the municipalities to collect the entire amount, pay half of the amount and invest the remaining. The other half will not go against the CAP so other items can be placed in the budget. This is to save tax dollars, but it does allow municipalities to place more under the CAP. He stated that he doesn't understand how tax dollars can be saved, unless you don't put the other half under the CAP.

MR. BOYCE. He reported on the February 4th Board of Education meeting in which he was the only person in attendance from the public. He stated that Student Achievement is their number one goal, as expected. They also did a Board self-analysis and their consultants remarked it was one of the highest they have seen of a school board do of itself. The new superintendent is Bernie Baggs and has been there since September. Mr. Boyce spoke to him and he suggested, with the Board's approval, that he may want to attend one of our Committee meetings at some point to discuss school board issues. All agreed it was a good idea.

One issue was raised, a letter received by Mr. Boyce, Mayor Smith and Administrator Alfano from a resident on Stickles Pond Road. The letter states an issue about school bus stops and a safety issue. The issue is regarding students having to walk on the road because of snow piled on the side and this had erupted into a police confrontation with neighbors where he was parking to pick up his children. The neighbors called police and reported trespassing. The complainant has gone to the Board and receiving no satisfactory decision. Mr. Boyce announced that the complainant called him this afternoon. He had another meeting with the superintendent and it appears the issue has been resolved.

Mr. Boyce then reported on the 208 Water Quality Advisory committee and the item of most concern is the Sparta Hydroelectric Plant at the quarry. They stated they don't know much about this and are seeking information. They will ask if Sparta could provide this information. Mr. Boyce mentioned at this meeting that perhaps the information received by Sparta could be somewhat slanted in favor of the project since they are slatted to make \$5 million a year. He suggested that Lois de Vries may want to attend one of these meetings. Mr. Boyce stated that the project may be in Sparta but the plumbing is in Andover and we all have serious concerns about the water table. He also has concerns of the traffic this project will generate. He read that 1,000 employees will be hired for this project.

In closing, the Finance Committee will meet tomorrow with Mr. Walsh.

MAYOR SMITH. He reported on the Seniors stating that they are in the process of conducting the first internal audit in quite sometime which will be finalized this Monday. A great job is being done on this project. The Valentine Day Luncheon was held on the February 2nd and the next event will be St. Patrick's Day trip to Fernwood PA. It's an all day event for \$59 and everyone is invited. The next trip will be to the Azalea Fest to Norfolk Virginia for four days and three nights for \$494. There will also be a bus trip on September 14th to the Tropicana to see Dolly Parton and Kenny Rogers at a cost of \$45. He stated he was invited to read to the children for Dr. Seuss's birthday on March 2nd in which he has a conflict with the Seniors.

The Land Use Board met on February 3rd where two major subdivisions were discussed; Alma Lane and Mulford Road. They also discussed simplifying the Lot Line Adjustment Ordinance draft and it was unanimously voted on to send it to the Township Committee for introduction.

Mayor Smith moved to release Executive Session Minutes from 2002 through 2005. All minutes have all been approved previously and this is an action that makes them available to the public. Mr. Walsh seconded the motion and it carried unanimously.

REPORT FROM THE TOWNSHIP ADMINISTRATOR She reported that she spoke with the Board of Education today and they thanked Mr. Boyce for attending and staying the entire meeting. The school sent her a memo requesting that the Township send a letter of support about dangerous streets so they can budget for bussing. A copy of this memo was sent to the police department. She explained that the term courtesy bussing has been replaced with hazardous bussing. If a student is within two miles of the school they can walk but if the road is hazardous the student can be bussed. Mayor Smith stated he saw the list and agreed that they seem like dangerous roads to him. The Township Committee agreed and authorized the Administrator to send that letter.

She spoke with a representative from Workforce Development and they have an employee who lives in Andover Township who wants to work here. There is no cost to the township; the salary is paid by the organization. It is a three year commitment, 20 hours per week. She stated she completed the applications, pending approval from the Township Committee. Mayor Smith asked about liability issues regarding this employment and Ms. Alfano stated that the coverage is through Workforce Development. Attorney McGuire recommended that this be further investigated to make certain there is coverage. All were in agreement to authorize the administrator to proceed.

Administrator Alfano mentioned an issue with Open Space Committee and Recreation Committee regarding an outstanding bill. She wanted to reiterate that funds are being appropriated, that the proper channels are followed. The Finance Department and the Township Committee must always know if there is a pending expense, the proper approvals must be first received.

Friday, February 6th was National Go Red For Women to raise money to fight heart disease and any township employee who wore red, Administrator Alfano stated for the second year she made a donation to the Heart Association in their name.

The Sussex County Department of Youth and Family Services has a new representative. Ms. Alfano met with her and left documentation on becoming a foster parent. If anyone is interested they can see her.

She then reported on the Department of Public Works stating that we have doubled the overtime budget over last year. In January 2008 there were 29.5 hours and 2009 there were 63 hours. There is now a need to purchase an additional 500 tons of salt for the remainder of the winter. She then reported that they are working with the Town of Newton on a Salt Brine Agreement. This product is good for the roads and the environment. The new truck is late because of body problems but it appears it will be here by February 20th.

REPORT FROM THE MUNICIPAL ATTORNEY Attorney McGuire reported that they are working on the cable franchise renewal process. There is no other report at this time.

NEXT SCHEDULED MEETINGS: Monday, February 23, 2009
Monday, March 09, 2009
Executive Session - 6:30 p.m.
Regular Meeting - 7:30 p.m.

ADJOURNMENT No further business appearing before the Committee at this time, Mr. Walsh moved the meeting be adjourned at 9:50 P.M., seconded by Mr. Boyce and carried unanimously.



Robert O. Smith, Mayor

Respectfully submitted,



Vita Thompson, R.M.C.
Municipal Clerk