

ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES

**TOM WALSH, MAYOR
MICHAEL LENSAK, DEPUTY MAYOR
DOLORES BLACKBURN
PHIL BOYCE
JANIS Mc GOVERN**

JUNE 10, 2013

EXECUTIVE SESSION AT 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 6:34 P.M. by Mayor Walsh, followed by a salute to the flag.

ROLL CALL: Present: Ms. Blackburn, Mr. Boyce
Ms. Mc Govern, Mayor Walsh
Also present: Attorney Semrau
Those absent (excused) Mr. Lensak

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

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

Personnel Matters:

1. ***H. Walls, Deputy Court Administrator***

Contract Negotiations:

1. ***Dental Coverage/State Health Benefits Plans/Review of Proposals***
2. ***Rolling Hills Condominiums/Lease Agreement***
3. ***Andover Township Volunteer Fire Department
Vehicle Plan Discussion***
4. ***Cross River Fiber – Request for a Municipal Right of Way Agreement***

Attorney-Client Privilege:

1. ***Current Drive – Resident Correspondence***
2. ***Discussion Regarding Request for Proposals
Electric Energy and Natural Gas Consulting Services***
3. ***Smith Property***

Potential Litigation:

Pending Litigation:

1. ***SMAC Corporation***

, was carried unanimously.
(See Insert Attached to These Minutes)

The Committee went into executive session at 6:34 P.M. Ms. Blackburn moved to adjourn executive session at 7:35 P.M., seconded by Ms. McGovern and carried unanimously.

REGULAR MEETING

APPROVAL OF AGENDA Mayor Walsh asked that Resolution #R2013-94, to promote Helga Walls to the position of Acting Municipal Court Administrator effective June 15, 2013. Ms. Mc Govern moved to approve the agenda as amended, seconded by Mr. Boyce and carried unanimously.

APPROVAL OF CONSENT AGENDA ITEMS Ms. Blackburn moved the following consent items be approved, seconded by Mr. Boyce and carried unanimously.

CONSENT AGENDA:**OTHER BUSINESS:****APPROVAL OF VOUCHERS FOR PAYMENT**
(See Insert Attached to These Minutes)

ACCEPTANCE OF THE TAX COLLECTOR'S MAY 2013 REPORT
\$4,034,129.20 – YEAR TO DATE - \$9,989,593.38

REPORT FROM THE POLICE CHIEF

ACCEPTANCE OF THE CHIEF FINANCIAL OFFICER'S REPORTS
FOR MONTHS ENDING APRIL 30, 2013 & MAY 31, 2013

RECREATION COMMITTEE APPOINTMENT – RAYMOND AYERS
ALTERNATE NO. 2 – TERM TO EXPIRE DECEMBER 31, 2013

***APPROVAL OF MINUTES:**

1. ***APRIL 08, 2013 REGULAR MEETING***
2. ***APRIL 08, 2013 EXECUTIVE SESSION***

REPORT FROM THE FIRE CHIEF Chief Steinwand was present and gave the department's May 2013 report. There were a total of 143 calls year to date. He then announced the Chicken BBQ for the end of July. Tickets are available from any member. Mayor Walsh stated that the Committee has asked the Fire Department to bring to the next regular meeting information pertaining to requested Capital Budget items. President Melfi was present and stated he will be available to answer any questions.

REPORT FROM THE RESCUE SQUAD LIAISON There was no one available from Lakeland to give the monthly report. Copies were available to the Committee. Ms. Thompson read some of the report into the record.

REPORT FROM SUSTAINABLE ANDOVER David Kolstad was present and reported on the rain garden project, stating that the digging and planting will occur this Saturday, June 15, 9AM to noon. Planting will begin about 1PM. Everyone is encouraged to participate in this event beginning held at Hillside Park Barn lower parking lot. The garden project in which the food grown is donated to the food pantry, has been planted with lettuce, tomatoes, peppers, cabbages, onions, to names a few. Over 100 families were fed last year through this program. He then spoke about the Baseball Mania contest. The next meeting is located at Sunset View Farm on Pierce Road, June 27.

PROCLAMATION – OFFICE OF THE MAYOR – EAGLE SCOUT COURT OF HONOR AWARDS

PHILLIP ROBERT HAINES
WILLIAM C. WOODROW
CALEB KELLER MACGRAY

Mayor Walsh stated he was honored to attend the Court of Honor ceremony for two of three Scouts and Ms. Blackburn attended the other on his behalf. Mayor Walsh read the Proclamation for Mr. Haines, who is present this evening with his parents, his father is his Scoutmaster. A round of applause followed. Mr. Woodrow and MacGray were not available to attend the meeting tonight.

PUBLIC PORTION Diane Gillespie asked about the Executive Session, "***Discussion Regarding Request for Proposals Electric Energy and Natural Gas Consulting Services***" and if it was related to the matter she brought before the Committee at the last meeting. Mayor Walsh replied yes.

She then mentioned a bid proposed on the website's homepage for a solar farm on a portion of Old Creamery Road. Attorney Semrau explained that a foreclosure procedure was started and there are some environmental issues on the property. Prior to completing the foreclosure, the property owner went into bankruptcy, which halted the foreclosure action. The property was lead out of bankruptcy when the trustee tried to sell the property and was unsuccessful in finding a buyer. Back taxes are due and there is a foreclosure proceeding. The Township Committee moved to go out to bid to see if there is interest in making it a solar type farm/facility. He indicated that he had specifications that were used in this bid process. Mayor Walsh stated that the front portion of the property that contain the mines are segregated from the bid process and we would like to talk to the State to take over that portion and make it a part of the park system.

Linda Golonski asked about the item "Smith Property" on the Executive Agenda. Attorney Semrau explained this tract is located next to the Abbey site and the owner has asked if he could put together a possible plan for infrastructure for that area of the township. All implications were discussed and the Committee would like to see what he will present. This is no cost to the township.

She then asked about the liquor licenses and what their trading as names are.

Rick Melfi stated he read that the developer we were working with on the Abbey project is now working with Newton on affordable housing development. He asked if we lost another deal to Newton. Mayor Walsh stated we are still in the process of making application for a grant to the Federal Government. Attorney Semrau stated that part of Mr. Smith's proposal is to add to the application by having more land involved. He was also told that this developer has a better opportunity to manage the Abbey site at a better cost because they would have two locations within the same vicinity. He added that Newton is fortunate to have their own water and sewer.

Seeing no hands, Mayor Walsh closed the public portion of the meeting.

ORDINANCES: INTRODUCTION**NO. 2013-04 TO PURCHASE FTR RECORDING SYSTEM UPGRADES**

“AN ORDINANCE TO PURCHASE FTR RECORDING SYSTEM INSTALLED ON A DESKTOP PC FOR THE MEETING/COURT ROOM FOR THE TOWNSHIP OF ANDOVER AND TO PROVIDE FOR THE FUNDING THEREOF”

BE IT RESOLVED by the Mayor and Committee of the Township of Andover, that Ordinance #2013-04, entitled as above, be passed on first reading, to be published in the New Jersey Herald and the public hearing to be held on June 24, 2013 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:

Ms. Blackburn— yes

Mr. Boyce – yes

Mr. Lensak – absent

Ms. Mc Govern – yes

Mayor Walsh – yes

RESOLUTIONS

#R2013-77 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY APPROVING OF LAKELAND EMERGENCY SQUAD TO RECEIVE FINANCIAL ASSISTANCE FROM THE COUNTY OF AS PER THE CERTIFICATION FOR RESCUE SQUAD CONTRIBUTION

Mr. Boyce moved to adopt the foregoing Resolution as presented, seconded by Ms. Mc Govern and carried unanimously.

#R2013-78 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE #1902-33-009-002 FOR SHERIDAN'S LODGE, INC. T/A SHERIDAN'S LODGE FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-79 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-007-002, FOR FARMSTEAD CLUB INC. T/A FARMSTEAD GOLF & COUNTRY CLUB, FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-80 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-005-004 FOR J & M WALDRON, INC. T/A MAX'S STATION HOUSE FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-81 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-010-003 FOR DINA'S LLC FOR THE TERM JULY 01, 2013 THROUGH JUNE 30, 2014

RESOLUTIONS (CONTINUED)

#R2013-82 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-004-006, FOR LARRY L. SNOVER, INC. T/A THE CELLAR FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-83 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE (WITH BROAD PACKAGE PRIVILEGE) #1902-32-011-002 FOR THE CORNER RESTAURANT, INC. T/A THE CORNER RESTAURANT FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-84 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-31-014-002 - CLUB LICENSE FOR THE NEWTON COUNTRY CLUB, INC. FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-85 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-31-013-001 CLUB LICENSE FOR LT. CHAS A. MEYER POST 86 AMERICAN LEGION T/A AMERICAN LEGION POST 86 FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-86 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-44-015-002 PLENARY RETAIL DISTRIBUTION LICENSE FOR ANDOVER WINE AND LIQUORS FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

#R2013-92 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-33-006-002 FOR PERONA ENTERPRISES, INC. T/A PERONA FARMS, PLENARY RETAIL CONSUMPTION LICENSE FOR THE TERM JULY 1, 2013 THROUGH JUNE 30, 2014

Mr. Boyce moved to approve the foregoing Resolutions as presented, seconded by Ms. Blackburn and carried unanimously.

#R2013-87 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY IN OPPOSITION TO SENATE BILL 2528 AND PROPOSED EXEMPTION FROM SOURCE SEPARATION REQUIREMENTS

Ms. Mc Govern moved to adopt the foregoing Resolution as presented, seconded by Mr. Boyce. He stated this Bill would discourage people attending are education institutions to recycle. He further stated that education to encourage recycling is what is needed, not the opposite. The motion carried unanimously.

RESOLUTIONS (CONTINUED)

#R2013-88 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO ISSUE A TAX REFUND TO US BANK- CUST FOR CRESTAR CAPITAL, LLC IN REGARDS TO THE REDEMPTION OF TAX SALE CERTIFICATE # 11-00007 SOLD FOR DELINQUENT TAXES FOR BLOCK 111.02 LOT 28.01, C0201, IN THE AMOUNT OF \$2,940.85

Ms. Blackburn moved to approve this Resolution as presented, seconded by Mr. Boyce and carried unanimously.

#R2013-89 RESOLUTION FOR ACCEPTANCE OF 2012 REPORT OF AUDIT & EXECUTION OF THE GROUP AFFIDAVIT BY THE GOVERNING BODY

#R2013-90 CORRECTIVE ACTION PLAN FOR THE 2012 AUDIT

Ms. Blackburn moved to approve this Resolution as presented, seconded by Mr. Boyce and carried unanimously.

#R2013-91 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO APPOINT DANIEL HENNIGHAN AS DOG CENSUS TAKER FOR THE YEAR 2013

Ms. Blackburn moved to approve this Resolution as presented, seconded by Mr. Boyce and carried unanimously.

#R2013-93 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO AUTHORIZE THE ISSUANCE OF A FIREWORKS DISPLAY PERMIT TO APPLICANT "CELEBRATION FIREWORKS" ON THE PERONA FARMS PROPERTY FOR SATURDAY, JUNE 29, 2013

Ms. Mc Govern moved to approve this Resolution as presented, seconded by Ms. Blackburn and carried unanimously.

#R2013-94 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO PROMOTE HELGA WALLS TO THE POSITION OF ACTING MUNICIPAL COURT ADMINISTRATOR EFFECTIVE JUNE 15, 2013

(See Inserts Attached to These Minutes)

NEW BUSINESS**CONSIDERATION OF TOWNSHIP COMMITTEE MEETING SUMMER SCHEDULE**

Ms. Thompson explained the history of doing a summer schedule to allow for vacations. This matter was tabled for the next meeting.

**DISCUSSION AND CONSIDERATION OF AN ORDINANCE TO CREATE
"SUSTAINABLE ANDOVER"**

The Ordinance was prepared and changes were made following a meeting with Sustainable Andover. Ms. Blackburn explained that this is the group that was brought in as the Green Team. They have been renamed and they are in the process of obtaining their certification. One of the requirements is there be an Ordinance and action taken by the governing to create the Committee. This is part of that process. The Sustainable Andover Committee has worked with Attorney Semrau in order to draft this Ordinance, which they feel meets the needs of the Committee.

ORDINANCES: INTRODUCTION**NO. 2013-05 CHAPTER 3 – ARTICLE XXX "SUSTAINABLE ANDOVER"**

"AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY TO ADD AND SUPPLEMENT CHAPTER 3, "ADMINISTRATION OF GOVERNMENT," OF THE TOWNSHIP CODE BY CREATING ARTICLE XXX, "SUSTAINABLE ANDOVER" TO ESTABLISH "SUSTAINABLE ANDOVER" AS A STANDING COMMITTEE WITHIN THE TOWNSHIP"

BE IT RESOLVED by the Mayor and Committee of the Township of Andover, that Ordinance #2013-05, entitled as above, be passed on first reading, to be published in the New Jersey Herald and the public hearing to be held on June 24, 2013 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:

Ms. Blackburn – yes

Mr. Boyce – yes

Mr. Lensak – absent

Ms. Mc Govern – yes

Mayor Walsh – yes

DISCUSSION REGARDING CAPITAL BUDGET REQUESTS

Mayor Walsh said requests were submitted by the police department and DPW, as well as information on the current Trial Balance. He stated the amount available by the end of 2013 will be \$196,000. He stated there is also \$221,000 received from PSE&G that will go into Capital. Some of the Ordinances that will be reviewed by the CFO. Some of these funds will be cancelled and put into the Capital Fund Balance. Based on some of the numbers presented, we should have roughly \$475,000 for Capital purchases. The lists are available to all Committee members. He asked that each member go to each department head to discuss their requests and why they need these items, be it materials or services. He stated that we are also looking at a fire truck. He added we are in a good position to have this amount of money so there is no need to bond. CFO Magura will be asked to attend the next meeting with regard to this topic.

**SUSSEX COUNTY COMPLETE STREETS STUDY MEETING
MONDAY, JUNE 17, 2013 AT 2:45PM**

Ms. Thompson informed the Committee of an invitation from the County with regard to this matter. She stated she will attend and if anyone from the Committee would like to come, to let her know and she will respond on her behalf.

COMMITTEE REPORTS:

MS. MCGOVERN. She reported on the Seniors stating their meeting consisted of several short presentations. One was from the Visiting Angels. The other was from the YMCA in regard to Senior programs such as yoga and exercise. There was a short discussion regarding the possible use of the lower level of the Hillside Park Barn for these Senior events.

She then reported on the Board of Education meeting. The hot discussion that evening was full day kindergarten. They had the exploratory committee report. The State has recently updated their core curriculum for kindergarten. Newton and Green both have full day kindergarten. Andover Regional voted to begin the 2013-14 school year with full time kindergarten. They will save about \$51,000 because there is no need for the half day bus. They will also apply for more funding to cover the classes. The funding for two classes is in place. The class ratio is 18 to 1. There remains an issue with converting to gas for the schools.

The school is putting together another exploratory committee that will look into the technology issue that is saddling the district.

MR. BOYCE. He commented on the promotion of Helga Walls as Acting Court Administrator. He mentioned an exercise during Court sessions to have eighth graders sit during these sessions. The Judge liked the idea and welcomes it. Ms. Mc Govern also likes the idea and added that this invitation should be extended to the high school students as part of the driver's education program.

MS. BLACKBURN. The Land Use Board meeting was cancelled due to a conflict with Election Day. The Environmental Commission did not have a quorum in order to conduct a meeting.

MAYOR WALSH. Due to the cut in the Recreation budget, Ray Ayers introduced the Township to the YMCA, which will be using our facilities to run programs for the children. He thought it was a very inventive way to bring an activity to the township without it affecting the budget. We will evaluate it and if it proves well, we can expand upon it.

He then announced that the Township will be sponsoring a Yankees bus trip versus the Detroit Tigers on Friday, August 9th, bus leaving at 3:30. Ticket and transportation is \$60.00.

Mayor Walsh then spoke about the bid for leasing the cell tower antennas. The only bidder for Nextel opted not to proceed to contact. He stated he just signed the settlement agreement for \$20,000.

He then spoke about the dewatering permit application, stating that Braen Industries bought the quarry and they are interested in doing deeper quarrying. The water level that we have seen come high will reduce and we may see Howell's Pond disappear again. He asked the Committee for approval to have Attorney Semrau look into this matter further because this will affect wells in the general area. John Carafello was present and stated that we need to have certain controls in place to protect the citizens' wells. The quarry is approved for 8 million gallons a day under the current permit. He asked the Committee for a consensus to direct the attorney to investigate this issue. All agreed to give the go ahead to the attorney.

Mayor Walsh then asked about an odor from the area of the condominiums. He is trying to start a letter writing campaign with complaints to force a new wastewater treatment in that area. The plant does not meet the needs of the nursing home and condos. This new plant will also help the Newton-Sparta corridor, which could be placed on the plant and remove the need for septic in the general area.

He then stated that this is the time of the year to begin work on next year's budget. He stated he would like to step down from the Finance Committee with regard to the 2014 budget process. He would like to appoint Ms. Mc Govern to fill that capacity. He said he would replace Ms. Mc Govern on the Open Space Committee. He offered to assist her with any help she may need. She

COMMITTEE REPORTS (CONTINUED)

MAYOR WALSH. Ms. Mc Govern commented on the explanation given as to why two members of the governing body cannot serve on the Finance Committee. She stated so what if we have two people. Attorney Semrau explained that he is concerned that if there are two working together on the budget and when the time comes to vote on the budget and one member was absent or had to recuse, the two people on the Finance Committee would be a quorum. His advice was that the entire Committee does the budget, advertising for each budget work session, or if there is a subcommittee, there cannot be more than one member. Someone from the public can object to the action of the budget. This opens the possibility of violating a personnel matter because if there is discussion regarding an employee during a work session and the employee is not RICED, that can create a problem as well.

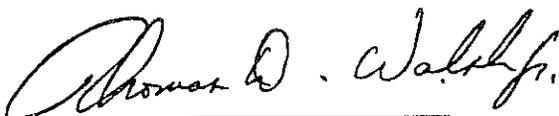
There was discussion regarding the full Committee meeting Saturday mornings for about four to five weeks and the Committee, as a whole was the Finance Committee. Mayor Walsh explained that in Sparta they have a manager who does the majority of the budget. He added that we would need to compensate the CFO for her time during these meetings. The Committee decided to think about revising the budget meeting process but in the meantime, he asked that Ms. Mc Govern sit down with the CFO to begin discussions. Ms. Blackburn stated the budget is the single most important task the Committee does and personally, she would like to be part of the discussion as to why we budget what we do. The draft budget is a nice place to begin but four of the Committee members are at a bit of a loss as to how we arrived at these figures, not being a part of the discussion. Mr. Boyce likes the public workshops. There was discussion regarding Committee members taking their assigned liaison departments. He urged all Committee members to speak to their department heads.

REPORT FROM THE CLERK/ADMINISTRATOR She reported that the DEP for Fathers' Day weekend is waiving all fishing fees. Reporting on the energy cooperative idea presented by Ms. Gillespie, she spoke to the Mayor of Plumsted Township. They are about our size, same size police and public works departments and municipal staff. He was very helpful in that he brought this idea to the governing body because it is his line of work. They suggested inviting Mayor David Leutwyler to Andover Township, not during a Committee meeting arena but more of a public session with him and the residents. He said they saved 15% and it is an opt in/out contract for residential. For businesses, they have to commit for a period of one year and then they can opt out. He said that savings will diminish during the second year as compared to the first. She also mentioned the Yankee bus trip, urging all the spread the word. The second meeting with officials from NJ Transit Arts Council was cancelled and will be rescheduled.

REPORT FROM THE MUNICIPAL ATTORNEY He spoke briefly on the cell tower litigation settlement. The Old Creamery property bid packets are out. He also touched on the SMAC litigation, Cross River Fiber and Current Drive history. He will begin work on the dewatering permit research.

NEXT SCHEDULED MEETINGS: June 24, 2013
July 08 & 22, 2013 (Possible Summer Schedule)
August 12 & 26, 2013 (Possible Summer Schedule)
6:30PM Executive Session
7:30PM Regular Meeting

ADJOURNMENT No further business appearing before the Committee at this time, Mr. Boyce moved the meeting be adjourned at 8:57 P.M., seconded by Ms. Mc Govern and carried unanimously.



Tom Walsh, Mayor

Respectfully submitted,



Vita Thompson, R.M.C.
Clerk/Administrator

TOWNSHIP OF ANDOVER

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Committee of the Township of Andover on the 10th day of June 2013, that:

1. Before 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. 10:4-26, sub-section(s):

- (x) 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.
- (x) b. (4) A collective bargaining agreement including negotiations.
- (x) 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.
- (x) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.

Contract Negotiations:

- 1. Dental Coverage/State Health Benefit Plans/Review of Proposals**
- 2. Rolling Hills Condominiums/Lease Agreement**
- 3. Andover Township Volunteer Fire Department
Vehicle Plan Discussion**
- 4. Cross River Fiber – Request for a Municipal Right of Way Agreement**

Attorney-Client Privilege:

- 1. Current Drive – Resident Correspondence**
- 2. Discussion Regarding Request for Proposals
Electric Energy and Natural Gas Consulting Services**
- 3. Smith Property**

Potential Litigation:

Pending Litigation:

- 1. SMAC Corporation**

- (x) a. (8) Personnel matters.
 - 1. H. Walls, Deputy Court Administrator**
- () 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: June 10, 2013

Moved: Blackburn Seconded: Boyce
Voted Aye: Blackburn, Boyce, Mc Govern, Walsh
Voted Nay: None
Absent:: Lensak
Resolution adopted. JUNE 10, 2013
