

ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES

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

SEPTEMBER 09, 2013

EXECUTIVE SESSION – 6:30 P.M.

REGULAR MEETING – 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, Mr. Lensak
Ms. Mc Govern, Mayor Walsh
Also present: Attorney Semrau

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

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

Personnel Matters:

1. ***Police Department Staffing***

Contract Negotiations:

1. ***Rolling Hills Condominiums/Lease Agreement***

Attorney-Client Privilege:

1. ***Correspondence from the Borough of Andover***
2. ***Limecrest Quarry Status Report***
3. ***Proposed Andover Train Station***

Potential Litigation:

Pending Litigation:

1. ***SMAC Corporation***

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

The Committee went into executive session at 6:30 P.M. Mr. Boyce moved to adjourn executive session at 7:32 P.M., seconded by Ms. Mc Govern and carried unanimously.

RECESS WAS CALLED AT THIS TIME

MEETING WAS RESUMED AT 7:33 P.M.

REGULAR MEETING

APPROVAL OF AGENDA Ms. Mc Govern moved to approve the agenda, 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 AUGUST 2013 REPORT
\$3,840,810.07 – YEAR TO DATE \$14,906,267.19

***APPROVAL OF MINUTES:**

JUNE 24, 2013 REGULAR MEETING
JUNE 24, 2013 EXECUTIVE SESSION

PRESENTATION OF SERVICE CERTIFICATES

KATIE ROZEK, GIRL SCOUT GOLD AWARD CANDIDATE

CHRISTOPHER ROZEK, BOY SCOUT EAGLE CANDIDATE

Chris and Katie Rozek presented their projects to the governing body. Chris built two informational kiosks for either end of the hiking trail off Lake Iliff Road. This will help provide a hikers and bikers information about the recreational activities in the township. He explained what went on during the project, including a list of friends and family that assisted him throughout the process. He mentioned volunteers from his troop to the 4-H, the Girl Scouts and the DPW.

Katie presented her project which was gathering a group of volunteers and they set out to refurbish Hillside Park. They scraped the paint off the old equipment, sanded the equipment so the new paint would adhere and spread a new layer of mulch. She stated that she choose this project because her family has been going to the park since before she could remember. She thanked everyone who helped her including her family, other girl scouts, boy scouts and the DPW.

Mayor Walsh presented each of them with Service Certificates from the governing body and there was a round of applause.

REPORT FROM THE FIRE CHIEF Mr. Boyce provided the statistical report for the fire department. He mentioned the convention in Wildwood this past weekend.

REPORT FROM THE RESCUE SQUAD LIAISON Mr. Lensak provided the statistical report from Lakeland Emergency Squad.

REPORT FROM SUSTAINABLE ANDOVER Ms. Blackburn reported on the community garden and the amount of vegetables donated to the food bank at the Bodhi Monastery. The Farmers' Market is scheduled for February 23rd from 10 to 3 at Hillside Park Barn. Mayor Walsh stated he understand that Sustainable Andover is raising money, but everyone is asking what the money is being raised for. She stated the money would be to fund some of the projects.

REGULAR AGENDA

PUBLIC PORTION Mayor Walsh opened the public portion of the meeting. Rick Melfi asked about the possibility of the resurrection of the expansion of the Newton-Sparta Road project. We will ask the County about the status of this project and get back to him.

Environmental Commission member Christine Kretzmer was present and questioned the role and responsibility of the Environmental Commission to the Land Use Board. She wants to make sure they are headed in the direction that the Committee is expecting them to go. Mayor Walsh stated that he said it is an advisory commission and the Land Use Board will ask the Commission for environmental input on any application. The Board can use that information as a guide in examining the application.

Ms. Kretzmer added that the Commission would like to utilize a filing cabinet in the town hall and use it as a reference library in order to gear people to the information provided. Ms. Thompson said there is ample space for the Commission to use. Ms. Kretzmer requested that the Township advertise for membership for the Commission. Mayor Walsh suggested the message board as well as the website and Facebook accounts. There was also discussion regarding the current membership and the failure for some of them attending meetings.

Ms. Kretzmer then spoke about the possibility of sending articles to the Herald from the Environmental Commission. Mr. Boyce stated that if these articles are pertaining to activities of the Commission he did not see a problem with that. Attorney Semrau stated that the Commission is advisory, appointed by the Township Committee. From a policy consideration, it might be prudent to submit any writing to the Committee before any publication. Attorney Semrau voiced his concerns where an application may be inadvertently compromised in an article.

Seeing no other hands, Mayor Walsh closed the public hearing.

ORDINANCES: PUBLIC HEARING

NO. 2013-11 TO AMEND 2013 SALARY ORDINANCE
"POSITION OF TEMPORARY ASSISTANT TO
THE TAX ASSESSOR FOR TAX MAP RESEARCH"

"AN ORDINANCE TO AMEND THE 2013 SALARY ORDINANCE OF THE TOWNSHIP OF ANDOVER, ORDINANCE #2013-01 TO PROVIDE AND DETERMINE RATES OF COMPENSATION FOR EMPLOYEES OF THE TOWNSHIP"

Mayor Walsh opened the public hearing and seeing no hands, he closed the 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 August 26, 2013, was advertised according to the law and was brought before the public for final consideration. There being no objections, Mr. Lensak moved the adoption of the above entitled ordinance, seconded by Mr. Boyce. Roll call vote:

- | | |
|---------------------|---------------------|
| Ms. Blackburn – yes | Mr. Boyce– yes |
| Mr. Lensak – yes | Ms. Mc Govern – yes |
| Mayor Walsh – yes | |

RESOLUTIONS**#R2013-121 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, OCTOBER 18, 2013**

Mr. Lensak moved to adopt the foregoing resolution as presented, seconded by Mr. Boyce and carried unanimously.

(See Insert Attached to These Minutes)

NEW BUSINESS**SMOKE FREE PARKS ORDINANCE CONSIDERATION**

Ms. Blackburn stated she was approached by the Center for Prevention and Counseling and they have a grant to make all parks tobacco free. Eight municipalities have already adopted an Ordinance in Sussex County. They were wondering if Andover Township was interested in passing such an Ordinance. Sample Ordinances and signs are available at no charge. Ms. Mc Govern asked if the Barn is smoke free. It is inside but then smoking outside the building would not be permitted. Ms. Blackburn will ask if the Ordinance can be worded to include a smoking area outside our rental buildings. The consensus was to pursue this for possible introduction.

OLD BUSINESS**CAPITAL BUDGET PROJECTS FUNDING OPTIONS**

Mayor Walsh asked that this matter be tabled until the next meeting.

APPROVAL OF VOUCHER TABLED FROM AUGUST 26, 2013**LAKE LENAPE WATER COMPANY – FIRE HYDRANTS****2ND QUARTER PAYMENT - \$725.56**

Ms. Thompson explained that there has been discussion with the water company regarding the proper procedures to follow and the need to file the application and fee for each street opening permit. Everything seems to be running smoothly and she and DPW Supervisor recommend that this payment be approved.

Mr. Lensak moved to approve the payment to the Lake Lenape Water Company, seconded by Ms. Blackburn and carried unanimously.

COMMITTEE REPORTS

MS. BLACKBURN. She remarked that she had already given her report this evening.

MR. LENSAK. He reported on the softball tournament. He thanked Mr. Skewes for umpiring all day. He said the Little League did a great job operating the snack bar. They raised \$1800 for charity. Presentation of the trophy and checks will be held on October 28th.

MAYOR WALSH. He reported that the DPW is assisting with an Eagle Scout project for the Lake Iliff Access. They are checking with Joe Golden to make sure that the County gives us permission to park six to eight cars. We are expecting free stone and grit from PSE&G to cover the lot area itself. The Boy Scout will give us a written report as to what he will be doing on that land.

Oil and Stone projects for the season should be ending shortly due to the change in the weather.

COMMITTEE REPORTS: (CONTINUED)

MS. MCGOVERN. She reported on the School Board stating that a special meeting was held to continue their search for a principal. The Seniors held a meeting last week and their next meeting is September 16th. Sheriff Strada will be the speaker with the meeting beginning at 1PM.

MR. BOYCE. He stated he also presented his report during the course of the meeting.

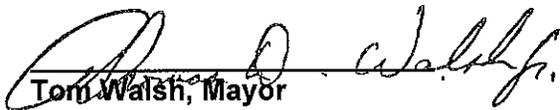
REPORT FROM THE CLERK/ADMINISTRATOR There is a 9-11 Candlelight Ceremony at the County College on Wednesday night, 7PM. Sussex County will hold its first annual Project Community Connect on Tuesday, September 17th, residents are invited to participate in this event which plans to answer questions related to benefits, health care, children's' services, employment, housing, legal information, transportation, utilities and wellness. The event will be held at two locations, the Manna House in Newton and Harvest House in Sussex from 10 to 2 and 4 to 7.

REPORT FROM THE MUNICIPAL ATTORNEY He spoke to the Committee about going out for bid again for assignment of the cell tower leases. A contractor with interest in this approached him. The Committee agreed to proceed once again on this matter.

NEXT SCHEDULED MEETINGS: September 23, 2013
October 28, 2013

6:30PM Executive Session
7:30PM Regular Meeting

ADJOURNMENT No further business appearing before the Committee at this time, Mr. Lensak oved the meeting be adjourned at 8:14 P.M., seconded by Mr. Boyce 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 09th day of September 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. ***Rolling Hills Condominiums/Lease Agreement***

Attorney-Client Privilege:

1. ***Correspondence from the Borough of Andover***
2. ***Limecrest Quarry***
3. ***Proposed Andover Train Station***

Potential Litigation:

Pending Litigation:

1. ***SMAC Corporation***
 - () a. (8) Personnel matters.
 1. ***Police Department Staffing***
 - () 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: September 09, 2013

Moved: Lensak Seconded: Boyce
Voted Aye: Blackburn, Boyce, Lensak, Mc Govern, Walsh
Voted Nay: None
Abstained: None
Resolution adopted. SEPTEMBER 09, 2013
