

ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES

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

SEPTEMBER 08, 2014

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 6:30 P.M. by Mayor Boyce, followed by a salute to the flag.

ROLL CALL: Present: Ms. Blackburn, Ms. Mc Govern,
Mr. Walsh, Mayor Boyce
Also present: Attorney Pasek
Excused: Mr. Lensak (arrived at 8:11)

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

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

Personnel Matters:

- 1. Department of Public Works Matters**
- 2. Staffing for the Municipal Building**

Contract Negotiations:

- 1. Possible Shared Services Opportunities**
- 2. Correspondence from the Merchandise Drivers NNJ Local 641 Dispatchers Union**

Attorney-Client Privilege:

- 1. Property Located at Block 73/Lot 6**
- 2. Cross River Fiber Proposed Resolution and Agreement**
- 3. Lenape Water Company**

Potential Litigation:

Pending Litigation:

- 1. Tax Appeal – Young Realty v. Andover Township**

, 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 7:32 P.M., seconded by Ms. Blackburn and carried unanimously.

REGULAR MEETING

APPROVAL OF AGENDA Mr. Walsh moved to approve the agenda as presented, seconded by Ms. Mc Govern and carried unanimously.

APPROVAL OF CONSENT AGENDA ITEMS Ms. Blackburn moved the following consent items be approved, seconded by Mr. Walsh 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 REPORT
\$4,409,396.35 – YEAR TO DATE - \$15,499,980.81**

***RESOLUTIONS:**

#R2014-105 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO AUTHORIZE THE RENEWAL OF MEMBERSHIP IN THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND FOR A THREE YEAR PERIOD BEGINNING JANUARY 1, 2015 AND ENDING JANUARY 1, 2018, 12:01 A.M.

(See Insert Attached to These Minutes)

APPROVAL OF MINUTES:

**JULY 28, 2014 REGULAR MEETING
JULY 28, 2014 EXECUTIVE SESSION**

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

Ms. Blackburn – yes
Ms. Mc Govern – yes
Mayor Boyce – yes

Mr. Lensak – absent
Mr. Walsh – yes

PRESENTATION

**ROBERT G. WALKER, INTERIM SUPERINTENDENT
WALLKILL VALLEY REGIONAL HIGH SCHOOL DISTRICT
Consideration of a Request for a Resolution to Eliminate Sussex Technical
School Tuition**

Mayor Boyce stated that this item was placed on the agenda at the request of Mr. Walker. He said it does not appear that he is here tonight. The matter was briefly discussed by the governing body. It was stated that Mr. Walker has an issue with the procedure in which the County assesses charges to the Technical School for the students that attend from each municipality. It was further stated that Mr. Walker is of the opinion that the charges should be divided equally. Ms. Mc Govern stated that the Sussex County League of Municipalities will be sponsoring a presentation regarding this matter and they have invited the Superintendent of Sussex Technical to speak. She added that there was an article in the Sunday NJ Herald on this matter.

PUBLIC PORTION Antoinette Ostroman was present to discuss an incident with her mailbox the evening after she appeared before the governing body. She stated she was here to inform the Committee of issues with the Lenape Water Company. She then asked about the Executive Session item on tonight's agenda and Ms. Thompson informed her that she has been in contact with the water company owner to discuss the customers complaints in an attempt to resolve these issues. Ms. Ostroman was informed that Attorney Semrau was reviewing the BPU website regarding the Lenape Water Company and will report at the next meeting. Mayor Boyce stated that we are trying to do everything we can to make sure they service their customers as best they can. Ms. Blackburn recommended that Ms. Ostroman have her water tested and the County Health Department can help her find a local lab. Ms. Ostroman's neighbor was also present to voice her opinion on the actions of the water company and stressing the need for improvement. Ms. Blackburn explained that the Lake Lenape Association is a volunteer association so they are not an organization for water company residents to voice their concerns to. They are a separate authority.

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

RESOLUTIONS

#R2014-106 A RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY USE AGREEMENT BY AND BETWEEN THE TOWNSHIP OF ANDOVER AND CROSS RIVER FIBER, INC. FOR PERMISSION TO CONSTRUCT, INSTALL, OPERATE AND MAINTAIN A TELECOMMUNICATIONS SYSTEM IN THE THOROUGHFARES AND PUBLIC RIGHT- OF- WAYS OF THE TOWNSHIP

This matter was tabled until further notice from Attorney Semrau. This matter was tabled from the last meeting awaiting further negotiations from the attorney.

COMMITTEE REPORTS

MS. BLACKBURN. She reported that the Land Use Board met and she advised the Board of Mr. Renzulli's issues regarding his car wash facility and the change of use of one of the out buildings he has on the property. She stated that he has met with Anne-Marie Wilhelm regarding these issues. She said the Board discussed projects for 2015 with regard to the Budget and one of the things suggested is the purchase of a zoning map in which the street numbers are on the map. She said there is no way for residents or contractors to determine the block and lot for properties by only having the street address. She spoke about a software package that the tax assessor. She said a great deal of time is spent trying to figure out the block and lot versus the street addresses of properties.

She then reported on the Environmental Commission also met and the Pope John Cross Country Team is using the Lake Iliff Trail for their practices. They have offered to have a cleanup day for the trail when the season ends in early November. Details will follow. Reporting on Sustainable Andover, their November meeting will be held at the Barn and they extended an offer to have the Environmental Commission and Open Space join their meeting to explore possible joint projects. She said that so far this year, the Sustainable Andover Team has donated over 300 pounds of vegetables that they have grown as the Sunset Vista Farms to the Bodhi Monastery. They will reach 400 pounds before the season ends.

COMMITTEE REPORTS (CONTINUED)

MS. MCGOVERN. She reported on the Seniors and their next meeting is September 15th. Someone asked if they could have a presence on the Township website. Ms. Thompson stated she would take care of that and begin posting items from the Seniors once the information is made available to the Clerk's office. Ms. Thompson recommended that since the Seniors group is a regional club, that perhaps the Borough, Green and Byram will post information on their websites as well in an effort to reach more people. She also asked about posting upcoming trips on the message board. Ms. Mc Govern stated that since the last meeting, she has not met with any of her committees or commissions.

MR. WALSH. He reported on the DPW and stated that they are finishing up on shoulder work on Stickles Pond Road. Basin and curb repair is being done at several locations. Daily full service for all DPW vehicles is being done. Asphalt repairs are done for the year because the line item is spent. He explained how the DPW does the work on the police vehicles, equipping them with lights and sirens. He talked about all the work done in-house on the fleet of municipal vehicles, which saves a great deal of money. Brush pickup will be the month of October and leaf pickup is scheduled for November. He added that the Office of Emergency Management through Eric Danielson brought in another \$37,000 in FEMA money. The next Recreation meeting will be held tomorrow night. He spoke about the need to replace the walls of the roller rink. There was discussion regarding the removal of the walls and not replace them.

MR. LENSAK. Mr. Lensak arrived at this time, 8:11PM. He asked the Committee to consider a second Executive Session in order to discuss the issues of the 9-1-1 dispatching services with Green Township. The Committee agreed.

MAYOR BOYCE. He reported on the fire department commenting on the annual golf outing which was a huge success. Operation Santa is scheduled for this December. As mentioned earlier the department is cooking hamburgers and hotdogs for Andover Township Day and 100% of the proceeds are going to support a local girl with stage 4 cancer. He reminded everyone that the event is scheduled for September 21st at 1PM.

NEXT SCHEDULED MEETINGS: September 22
 October 27
 November 10 & 24
 6:30PM Executive Session
 7:30PM Regular Meeting

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

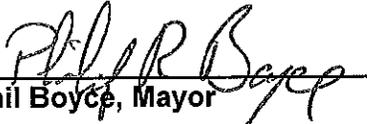
Contract Negotiations:**3. 9-1-1 Contract with Green Township**

, was carried unanimously. No action will be taken.

(See Insert Attached to These Minutes)

The Committee went into executive session at 8:14 P.M. Ms. Mc Govern moved to adjourn executive session at 8:32 P.M., seconded by Mr. Walsh and carried unanimously.

ADJOURNMENT No further business appearing before the Committee at this time, Ms. Blackburn moved the meeting be adjourned at 8:32 P.M., seconded by Mr. Lensak and carried unanimously.


 Phil Boyce, Mayor

Respectfully submitted,


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

TOWNSHIP OF ANDOVER

MOTION FOR EXECUTIVE SESSION "A"

BE IT RESOLVED by the Township Committee of the Township of Andover on the 08th day of September 2014, 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) a. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- () a. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- () a. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- (x) a. (4) A collective bargaining agreement including negotiations.
- (x) a. (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.
- () a. (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) a. (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. Possible Shared Services Opportunities - Shared Municipal Court**
- 2. Correspondence from the Merchandise Drivers NNJ Local 641 Dispatchers Union**

Attorney-Client Privilege:

- 1. Property Located at Block 73/Lot 6**
- 2. Cross River Fiber Proposed Resolution and Agreement**
- 3. Lenape Water Company**

Potential Litigation:

Pending Litigation:

- 1. Tax Appeal – Young Realty v. Andover Township**

- () a. (8) Personnel matters.
 - 1. Department of Public Works Matters**
 - 2. Staffing for the Municipal Building**
- () 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 08, 2014

Moved: Blackburn Seconded: Mc Govern
Voted Aye: Blackburn, Mc Govern, Walsh, Boyce
Voted Nay: None
Abstained: None
Absent: Lensak

TOWNSHIP OF ANDOVER

MOTION FOR EXECUTIVE SESSION "B"

BE IT RESOLVED by the Township Committee of the Township of Andover on the 08th day of September 2014, that:

2. Before the adjournment 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) a. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- () a. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- () a. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- (x) a. (4) A collective bargaining agreement including negotiations.
- (x) a. (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.
- () a. (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) a. (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:

3. *9-1-1 Contract with Green Township*

- () b. (9) Deliberations after a public hearing that may result in penalties.
 - 2. 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 08, 2014

Moved: Walsh Seconded: Blackburn
Voted Aye: Blackburn, Lensak, Mc Govern, Walsh, Boyce
Voted Nay: None
Abstained: None
