

**A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY WAS HELD ON MONDAY, SEPTEMBER 14, 2015 AT THE BOROUGH HALL BEGINNING AT 7:00 P.M.**

**PRESENT:** Mayor Morgan, Council Members: Dennison, Danielson, Figueiredo, Pearson, Smith, and Delfing.

**ABSENT:** None.

Mayor Morgan called the meeting to order with a salute to the flag and in accordance with the Open Public Meetings Act by advertising notice of meeting in the N.J. Herald and posting copy of notice in the Borough Hall.

**AUDIT REVIEW:** Tom Ferry of Ferraioli, Wielkotz, Cerullo & Cuvo PA appeared before the governing body and presented the 2014 audit report.

**AUDIT:**

A MOTION was made by Mrs. Delfing, seconded by Mr. Smith to pass Resolution to submit a certified copy of Resolution and required Affidavit showing evidence of compliance. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried

A MOTION was made by Mr. Pearson, seconded by Mr. Danielson to accept the Corrective Action Plan as submitted by the CFO. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried

**OFFICIALS REPORTS:**

**Treasurer's Office:**

A Motion was made by Mr. Danielson, seconded by Mr. Pearson to approve the Treasurer's Report for September 14<sup>th</sup>, 2015 as presented and waive the reading. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried

**Assessor's Office:**

A MOTION was made by Mr. Smith, seconded by Mr. Figueiredo to waive the taxes in the amount of \$1357.71 for incorrect tax billing on block 24 lot 47 Q. B01. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

A MOTION was made by Mr. Danielson, seconded by Mr. Figueiredo to accept the following reports and placed on file: Monthly Operating Report for Ground Water dated 8-5-15 & 9-8-15, Joint Court Report for July. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. AYES: None. Motion carried.

**CORRESPONDENCE:**

A Notice from the Tax Court of New Jersey Re: Notice of Mandatory Settlement Conference for Gilsenan v. Andover Borough was placed on file.

A Letter from Direct Energy notification of regulatory change to impact pricing was placed on file.

**AUDIENCE PARTICIPATION:** Dick Mooney asked about the Gas line franchise. There is a hold up of the service installation which may be due to state and county road opening approvals.

**REPORTS OF SPECIAL COMMITTEE:** No Report

**REPORTS OF STANDING COMMITTEES:**

**Administrative & Executive:** Mr. Pearson reported that he is working on setting up emails addresses for the governing body and employees.

**Celebration of Public Events:** Mrs. Delfing reported that the Christmas party date would need to be set up at the next meeting. Garage sale date should be put up on the municipal sign board.

**Finance:** Mr. Dennison had no report.

**Parks & Playgrounds:** Mr. Smith reported that there will be a work party on September 26 to prep the playground for the new equipment. The Mayor reserved the backhoe and the mulch will be ordered.

**Public Bldgs. & Grounds:** Mr. Smith reported the thermostat needs to be replaced at the park building. The steps have been repaired. Now the side steps on north side need to be repaired. The wood trim around the doors need to be repaired/replaced as well. He also mentioned that the floor tiles need to be replaced as many are chipped and that he is looking into what it would take to change the building over to natural gas.

**Public Safety:** Mrs. Delfing reported that the pump was replaced at the fire department.

**Streets & Roads:** Mr. Danielson had no report.

**Water Utility:** Mr. Smith reported that the usage leveled off. No water main breaks have been reported and Culligan was approached to bring in a new tank and take out the old tank used for chlorination. More research should be done to review the expense from this. Mr. Smith also reported that there was low water pressure at 141 Main Street. Mr. Mooney checked and found no problem at the curb.

## **OLD BUSINESS:**

The Council reviewed the information provided for the Shared Service agreement with Wantage Township.

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A MOTION was made by Mr. Dennison, seconded by Mr. Danielson to adopt the following Resolution. Upon roll call the following vote was cast: AYES: All in favor. NAYS: None. Motion carried

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss: contract negotiation

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Andover will go into closed session: 8:45 p.m.

A MOTION was made by Mr. Smith, seconded by Mr. Pearson to resume the public portion of the meeting. Upon roll call the following vote was cast: AYES: All in favor. NAYS: None. Motion carried: 9:00 p.m.

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A MOTION was made by Mr. Dennison, seconded by Mr. Danielson to approve the Shared Service agreement for CFO with Wantage Township as provided. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

## **NEW BUSINESS:**

The estimate for the chlorinator from Culligan was tabled.

With no pending business this month, the Council discussed cancelling the September 23<sup>rd</sup> workshop. A MOTION was made by Mr. Pearson, seconded by Mr. Dennison to cancel the 9/23/15 workshop with notice provided on public board and to NJ Herald. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

## **RESOLUTIONS:**

**A MOTION** was made by Mr. Pearson, seconded by Mrs. Delfing to approve a resolution for refund reimbursement in the amount of \$682.49 to lien hold US Bank Custodian for payment of tax sale certificate of #2014-05 for block 24 lot 3 as certificate redemption payment was previously posted. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

**A MOTION** was made by Mr. Smith, seconded by Mr. Figueiredo to approve a redemption resolution plus premium in the amount of \$26,301.52 (\$20,301.52 plus \$6,000 premium) for reimbursement to lienholder FWDSL & Assoc. for tax sale certificate #2013-001 for block 24 lot 23. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

**A MOTION** was made by Mrs. Delfing, seconded by Mr. Pearson to approve a redemption resolution plus premium in the amount of \$1072.02 (\$372.02 plus \$700.00 premium) for reimbursement to lienholder US Bank Custodian for tax sale certificate #2015-007 for block 24 lot 44. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

**A MOTION** was made by Mr. Smith, seconded by Mrs. Delfing to approve a resolution to refund subsequent payments made in the amount of \$151.38 for reimbursement to lienholder FWDSL & Assoc. for tax sale certificate #2014-02 for block 14 lot 3. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

**A MOTION** was made by Mr. Pearson, seconded by Mr. Danielson to approve a redemption resolution plus premium in the amount of \$2,826.42 (\$1,626.42 plus a premium of \$1,200.00) for reimbursement to lienholder FWDSL & Assoc. for tax sale certificate #2014-002 for block 14 lot 3. Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

**Municipal Road Grant:**

A MOTION was made by Mr. Dennison, seconded by Mr. Danielson to approve a **Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Lindley Court project.** Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

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A MOTION was made by Mr. Smith, seconded by Mrs. Delfing to approve a **Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the West High Street project.** Upon roll call the following votes were cast: AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing. NAYS: None. Motion carried.

**AUDIENCE PARTICIPATION:** None.

**MOTION TO PAY THE BILLS PLUS AD ONS:**

A MOTION was made by Mrs. Delfing, seconded Mr. Figueiredo to pass the following Resolution: BE IT RESOLVED by the Governing Body to approve the payment of all vouchers on the bill listed May 11<sup>th</sup>, 2015, submitted by the Chief Financial Officer for payment. Upon roll call the following votes were cast AYES: Dennison, Danielson, Figueiredo, Pearson, Smith, Delfing NAYS: None. Motion carried.

**MOTION TO ADJOURN:**

A MOTION was made by Mr. Danielson, seconded by Mr. Pearson to adjourn the meeting. AYES: All in favor. NAYS: None. Motion carried.

Beth Brothman, RMC  
Borough Clerk

**MINUTES OF THE EXECUTIVE SESSION OF THE MEETING OF THE MAYOR  
& COUNCIL OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX,  
STATE OF NEW JERSEY FOR SEPTEMBER 14, 2015 (8:45 p.m. – 9 p.m.)**

The Council discussed the contract negotiations with Wantage Township for the services of CFO and QPA focusing on the time frame of contract and prorated amount

Beth Brothman, RMC  
Borough Clerk