

A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY WAS HELD ON MONDAY, JULY 12, 2021 AT THE BOROUGH HALL BEGINNING AT 7:00 P.M.

PRESENT: Council Members: Dennison, Smith, Pearson, Walter and Delfing.

ABSENT: Mr. Hoag and Mayor Morgan

Council President Robert Smith 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, posting copy of notice in the Borough Hall and on the Borough website.

Mr. Smith offered his condolences to Mrs. Delfing on the loss of her mother Margaret Thomas.

OFFICIALS REPORTS:

A MOTION was made by Mr. Pearson, seconded by Mrs. Delfing to approve the Treasurer's Report for June as presented and waive the reading. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

A MOTION was made by Mr. Dennison seconded by Mr. Smith to accept the following reports and place on file: ABFD report for June, Joint Court Report for June, ACO 2nd Quarter Report, Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

CORRESPONDENCE: None.

AUDIENCE PARTICIPATION: None.

REPORTS OF SPECIAL COMMITTEES:

SWAC & SC Water Quality Management - Mr. Landrith was absent. No report.

Open Space Report – No report.

Borough Land Report – The Council reviewed a submission made by the Borough Attorney with regard to the land sale. After some review they resolved to choose to provide for a process which requires separate bids but allows a combined bid on all three of the contiguous parcels and the ability for the Council to accept the highest of the optional bids if higher than the combined separate bids.

A MOTION was made by Mr. Dennison, seconded by Mrs. Delfing to agree to utilize Land Sale resolution II upon commencement of the land sale. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

REPORTS OF STANDING COMMITTEES:

Administrative & Executive: Mr. Pearson no report. The Mayor asked the administration committee to review potential cyber attacks and if the support through MSI using AVAST is sufficient. More information will be sought.

Celebration of Public Events: Mrs. Walter recommended that in lieu of flowers a donation should be made to Karen Ann Quinlan in the amount of \$75 in memory of Margaret Thomas, the mother of Councilwoman Lynn Delfing.

A MOTION was made by Mrs. Walter, seconded by Mr. Dennison to approve that donation. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter. NAYS: None. ABSTAIN: Delfing. Motion carried.

Finance: Mr. Dennison no report.

Parks & Playgrounds: Mr. Smith reported that he would mark out the locations for the signs that needs to be installed on Prospect Ave., Smith Street and Maple Avenue. A request for Newton Soccer to use the field this Fall was provided. He continued to report that we need to clear the tree branches from the mini park. He finished concluded by reporting that the park building roof had been completed.

A MOTION was made by Mr. Smith, seconded by Mr. Pearson to approve the field use application. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

Public Bldgs. & Grounds: Mr. Smith reported that the graffiti is escalating in the borough. The Council discussed the many locations since April that have been vandalized. There was some discussion about a camera in the park and the borough hall. He continued to discuss the need to cut the branches at the mini park. Perhaps Chris Daschko can do it.

A MOTION was made by Mr. Pearson, seconded by Mrs. Delfing to approve an amount not to exceed \$1500 for cameras at the borough hall and in the park. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

Public Safety: Mrs. Delfing reported that the ABFD will be holding their anniversary celebration on 8/14/21.

Streets & Roads: Mr. Hoag was absent and Mr. Smith reported he would take care of the sign mark outs. He continued to discuss the issues with the Old Creamery Municipal Aid Road Project. He reported that new barrier posts need to be installed. There was some discussion regarding a limb from a tree at 9 West Maple. The OEM reported it to the person in the house and a letter notifying of hazardous tree will be sent. Lastly, it was confirmed that Mr. Mooney will put cold patch on water repair on 7/21.

Water Utility: Mr. Smith reported that plans need to be finalized to purchase the materials for the tank project as well as an alternate plan created if pump #2 fails during the water tower project or if there is a power failure.

OLD BUSINESS:

Remote Meetings:

The Council discussed the use of Zoom and Uber Conference for remote meeting access. After some conversation it was determined that since Covid numbers are down, we would not continue with either after this July meeting. The website will be updated.

A MOTION was made by Mr. Pearson, seconded by Mr. Delfing to remove remote access information from the website and discontinue the practice of hybrid or remote meetings. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

Zoning Officer – Driveway Application:

The Council reviewed a memo from the zoning officer addressing the Council approval required for the alteration of a driveway on West High Street. The Council approval is due to the fact that the application shows the driveway as more than 20 feet.

A MOTION was made Mr. Smith, seconded by Mrs. Delfing to approve that submission conditional upon the Engineer and Construction officials

NEW BUSINESS:

RESOLUTIONS:

Refund Overpayment:

A MOTION was made by Mrs. Delfing, seconded by Mr. Dennison to approve a Resolution refunding overpayment on block 23 lot 4. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

RESOLUTION TO REFUND OVERPAYMENT - BLOCK 23 – LOT 4

WHEREAS, the Tax Collector recommends the Mayor and Council of the Borough of Andover reimburse the tax overpayment created by a Veteran Exemption being allowed.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey does hereby authorize the refund of \$2,991.46 to Richard A & Charisse Scibetta

Redemption of Tax Sale Certificate #2017-003:

A MOTION was made by Mrs. Delfing, seconded by Mr. Pearson to approve a Resolution to reimburse funds for redemption of Certificate #2017-003 for Block 23 Lot 4 in the amount of \$1890.46. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

**RESOLUTION TO REFUND LIENHOLDER FOR
REDEMPTION OF TAX SALE CERTIFICATE
BLOCK 23– LOT 4 - CERTIFICATE # 2017-003**

WHEREAS, the Tax Collector recommends the Mayor and Council of the Borough of Andover reimburse funds for the redemption of Certificate # 2017-003.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey does hereby authorize the refund of \$1,890.46, to US Bank Cust for PC7 Firsttrust Bank (redemption)

ORDINANCE:

A MOTION was made by Mr. Pearson, seconded by Mr. Dennison to approve the second reading and publication of an “**Ordinance Appropriating the Sum of \$6400 for Improvements to Parks within the Borough**”. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

A MOTION was made by Mrs. Delfing, seconded by Mr. Pearson to approve the second reading and publication of an “**An Ordinance Amending Article 14 (Conditional Uses) of the Code of the Borough of Andover to Permit the Cultivation and Processing of Cannabis and Regulate the Location of the Cultivation and Processing of Legal Cannabis Within the Borough**”. The matter was opened to the public and closed without comment. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

AUDIENCE PARTICIPATION: None.

MOTION TO PAY THE BILLS:

A MOTION was made by Mrs. Delfing, seconded by Mr. Dennison to pass the following Resolution: BE IT RESOLVED by the Governing Body to approve the payment of all vouchers on the bill listed July 12th, 2021, submitted by the Chief Financial Officer for payment. Upon roll call the following votes were cast: AYES: Dennison, Smith, Pearson, Walter and Delfing. NAYS: None. ABSTAIN: None. Motion carried.

MOTION TO ADJOURN:

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

Beth Brothman
Municipal Clerk