

A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY WAS HELD ON MONDAY, OCTOBER 10th, 2023 AT THE BOROUGH HALL BEGINNING AT 7:00 P.M.

PRESENT: Mayor Morgan, Council Members: Smith, Lane, Mallon, and Webb

ABSENT: Councilmembers Hoag and Dennison.

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, posting copy of notice in the Borough Hall and on the Borough website.

MINUTES:

A MOTION was made by Mr. Lane, seconded by Mr. Smith to approve the minutes of the meeting held on September 11, 2023. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

A MOTION was made by Mr. Lane, seconded by Mr. Smith to approve the minutes of the special meeting held on September 25, 2023. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

OFFICIALS REPORTS:

Motion to approve the Treasurer's Report – no report

A MOTION was made by Mr. Smith, seconded by Mr. Lane to accept the following reports and place on file: ABFD September report, Joint Court report for August, and Water Department: September Well 1, 2 and Operators Report. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

CORRESPONDENCE: The following was presented to the governing body and placed on file as necessary:

Concord Energy dated 9/20/23 re: Electricity Supply Service Cooperative. Bid unsuccessful.

SCMUA dated 9/27/23 re: FY2024 Proposed rate schedule effective 12/1/23

AUDIENCE PARTICIPATION: None.

REPORTS OF SPECIAL COMMITTEES:

Board of Health: The Borough Clerk provided the Sussex County Health Department August Activity Reports / County Flu Clinic & Rabies. Flu clinic info is posted and placed on the website when available.

SWAC & SC Water Quality Management: No report.

Stormwater Tier A Progress: The Borough Clerk provided copies of draft ordinances that will be considered for introduction at the November meeting. She explained that the nine ordinances needing to be adopted, they wrapped into the four presented which will be spread through the code. She is working with the Borough Attorney to make sure that the ordinances are consistent with the code.

Cannabis Review Committee: There are no requests for support currently, and we are aware that one of the two locations issued resolutions of support from the governing body has been assigned an investigator by the NJCRC.

REPORTS OF STANDING COMMITTEES:

Administrative & Executive:

Mr. Lane provided the report and opened with the ongoing search for a QPA shared service. The Borough had been looking into an agreement with Jefferson Township, but there has been no response from that office. The Mayor will reach out to the Jefferson Township Administrator. Mr. Lane continued to report that the public works contract with the Sussex County public works office still has not been secured. The Mayor will look into that as well. Lastly, the shared service agreement with Wantage Township for Tax Collector is on the last of a five-year agreement. The Municipal Clerk will reach out to the Wantage Municipal Clerk.

Celebration of Public Events:

Mr. Lane reported that concerning the Christmas Breakfast, Mr. Dennison will be contacting Santa Claus for the event. The Municipal Clerk will reach out to Mr. Dennison.

There was some conversation if the event should be taking place. There was no motion to cancel. Members of the board will be present to move the event forward.

Mr. Lane continued to report that the Halloween House decorating event will be moving forward. Approval to purchase gift cards to the total amount of \$50 was discussed.

A MOTION was made by Mr. Lane, seconded by Mr. Mallon to approve the purchase of gift cards for this event not to exceed \$50 in total. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

Finance:

Mr. Lane reported that the LFN 2023-15 concerning bidding thresholds was discussed. While the LFN does not affect the municipalities directly, it confirms that having a QPA is very helpful in awarding contracts.

Mr. Lane has been communicating the CFO regarding salary increases. The position of Stormwater Program Coordinator has been difficult to address as there is no standard to follow among other towns because its new to most. Mr. Lane also reported that the position of OEM salary still needs to be settled.

Parks & Playgrounds:

Mr. Mallon reported that Harold's Landscaping has been out to look at the retaining wall and should be sending in an estimate soon. He also reported that concerning the Generator at the Pump House, he has not been able to get to it because the awl tool cannot be located. The Municipal Clerk will look around some more. Mr. Mallon moved along to the oil and stone work done locally, which he was asked to do. He said it looks fine and may work for the parking lot at the park. There was some conversation as to how that material is applied. Lastly, Mr. Mallon reported that the park signs have not yet been installed.

Public Bldgs. & Grounds:

Mr. Smith reported that the wasp situation in the park building has been taken care of, but they are still cleaning up dead ones in the basement. There was some conversation on the cost of heating oil. Mr. Smith briefly discussed the Borough Hall roof. No estimates for its repair have been received as of yet.

Mr. Lane reported that he is looking into some safety features for the Borough Hall to protect Beth. He has sought estimates from a couple of businesses. Mr. Smith suggested he contact the business that installed the cameras. The Municipal Clerk will provide Mr. Lane with the information for Testa Security.

Public Safety:

Mr. Lane reported that he was advised that the A.B.F.D. won a category in the annual inspection parade. The truck that won is the truck we will be auctioning soon. There is no update from the Chief on the issue with the new truck that is causing the old truck to still be in service. Mr. Lane said he still has to meet with her to get to the bottom. The Mayor asked Mr. Mooney, who was present in the audience, if he knew what was wrong with it. Mr. Mooney said it "has a problem with getting water into the pump" and that he "doesn't know anything about anything". Mr. Smith was concerned that this auction is still pending and felt that the money needs to go back into surplus. He also expressed concern over the repair decisions that are being made. Mr. Smith asked who was authorizing the repairs. The Mayor agreed that the fire department should be getting authorization for some of those repairs. Mr. Smith stated that he was approached by the Fire Chief for a meeting. Not being the liaison for that committee, he wanted to make Mr. Lane was aware. The Mayor asked Mr. Lane if he has a problem with the Fire Chief speaking with Mr. Smith on matters concerning Public Safety. Mr. Lane stated he does not mind as he has reached out to her himself, providing his cell phone number and asking that she contact him when she has time.

Streets & Roads:

Mr. Mallon reported that the catch basin in front of 13 Smith Street is clogged, filling to the top and water running over it. The Mayor reported on the work proposed for Maple Street through the municipal aid grant process. The situation with that is that the Engineer did not provide estimated quantity sheets to the Morris County Co-op (MCCPC) for asphalt and other materials when it was required, so now the MCCPC will not honor that work. That issue is caused use to have to bid the work and those bids came in \$20,000 over budget. Because of that the bids would have to be rejected. The Mayor continued to report that this issue will continue into next year when we can revisit this work. Perhaps we can use the quantities submitted for another project (Smith Street), but if we do that it will leave us short if that Smith Street project is approved by the State. There was some discussion over this issue and concern expressed about billing and recovering from the affects of how the municipal aid application are submitted and reviewed.

A MOTION was made by Mr. Smith, seconded by Mr. Mallon to approve a resolution
"RESOLUTION REJECTING BIDS FOR MAPLE STREET to include ADA RAMP WORK, PAVING AND MILL, & RECOMMENDATION OF WORK THROUGH MCCPC". Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

****This decision is reflected below in three separate resolutions #R-2023-53, 54 & 55***

Water Utility:

Mr. Smith reported that the tree along the driveway at the Pump House has been taken down. Mr. Mooney, in the audience, stated that that they should have ground the stump because the snow plow will hit it. Mr. Smith continued to report that the Water Operator did perform the hydrant flushing in the middle of the night this past weekend. A water leak was reported, by the Water Operator, but it was a false alarm as it was revealed to be from the hydrant flushing. The operator reported one hydrant cap would night come off, which will be looked into, and another the hydrant was on. Mr. Mooney stated that the chlorine residual is reading low. The Mayor thought the Water Operator fixed that. Mr. Mooney stated that it's been low the last three days. The Mayor asked who the contractor was that installed the generators as they may have a key. Mr. Mallon reported that the generator at the Park Building is showing a red light that means it needs schedule A maintenance. He stated that the cover was also a little off. The Mayor said he he'll check it out because he thinks if you hit the reset button it will "go away". There was a discussion regarding the maintenance schedule being three "B's" and one "A" maintenance. The Mayor reported that we're are using less water and that Michelle has responded to the water violation.

NEW BUSINESS:

Stormwater:

The Municipal Clerk provided four draft ordinances for the Stormwater Tier B to Tier A conversion. The municipal officials were asked to review them prior to the anticipated introduction in November.

Borough Hall Security:

Mr. Lane reported that he has been gathering estimates for security features for the Borough Hall. Morris Security and Flying Locksmiths have responded to inquiries. Mr. Smith suggested contacting Testa Security who installed the cameras.

OLD BUSINESS:

Memorandum dated 10/9/23 from H.E. Pellow re: Maple Street Costs & Contracts showing differences of Co-Op costs compared to Bidder's Contracts was presented and reviewed by the Governing Body. Action was taken concerning the Engineer's recommendation of contract awards for Maple Street Road Resurfacing Project as reflected by resolutions #R-2023-53 and R-2023-54, R-2023-55 below.

RESOLUTIONS:

AUDIT:

R-2023-50 Authorization to publish of Summary or Synopsis of Audit Report.
A MOTION was made by Mr. Smith, seconded by Mr. Lane to approve the publication of the 2022 Audit Synopsis report. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None.
Motion carried

**BOROUGH OF ANDOVER
SUMMARY OR SYNOPSIS OF AUDIT REPORT FOR PUBLICATION**

Attention is directed to the fact that a summary of the audit report, together with the recommendations, is the minimum required to be published pursuant to N.J.S. 40A: 5 - 7. Summary or Synopsis of the 2022 Audit Report of the Borough of Andover, County of Sussex,
as required by N.J.S. 40A: 5 - 7.

ASSETS	December 31	December 31
	Year 2022	Year 2021
Cash, Investments and Prepaid Debt Service	1,490,814.77	1,222,134.58
Taxes, Assessments, Liens and Utility Charges Receivable	105,683.04	122,785.27
Property Acquired for Taxes - Assessed Value	391,400.00	391,400.00
Accounts Receivable (and Inventory)	309,934.20	375,275.45
General Fixed Assets	3,020,859.52	3,018,060.32
Fixed Capital Authorized and Uncompleted - Utility	192,628.40	312,628.40
Fixed Capital - Utility	519,579.41	399,579.41
Deferred Charges to Future Taxation - General Capital	85,000.00	125,000.00
Deferred Charges to Revenue of Succeeding Years -		<u>7,986.52</u>
TOTAL ASSETS	<u>6,115,899.34</u>	<u>5,974,849.95</u>

LIABILITIES, RESERVES AND FUND BALANCES

Bond and Notes Payable - -		
Improvement Authorizations	107,941.83	125,322.83
Other Liabilities and Special Funds	1,091,863.78	1,004,364.27
Investment in General Fixed Assets	3,020,859.52	3,018,060.32
Amortization of Debt for Fixed Capital		
Acquired or Authorized	712,207.81	712,207.81
Reserve for Certain Assets Receivable	609,398.21	665,575.29
Fund Balance	<u>573,628.19</u>	<u>449,319.43</u>
TOTAL LIABILITIES, RESERVES AND SURPLUS	<u>6,115,899.34</u>	<u>5,974,849.95</u>

**BOROUGH OF ANDOVER
COMPARATIVE STATEMENT OF OPERATIONS AND CHANGE IN SURPLUS –
CURRENT FUND**

	2022	2021
Revenue and Other Income Realized		
Fund Balance Utilized	68,000.00	68,000.00
Miscellaneous - From Other Than Local		
Property Tax Levies	235,985.95	203,844.41
Collection of Delinquent Taxes and Tax		
Title Liens	73,662.25	65,537.35
Collection of Current Tax Levy	1,995,378.23	1,882,100.86
Other Credits to Income	<u>146,731.61</u>	<u>113,515.27</u>
Total Income	<u>2,519,758.04</u>	<u>2,332,997.89</u>
Expenditures		
Budget Expenditures:		
Municipal Purpose	632,550.70	583,747.65
County Taxes	423,335.34	374,391.39
Local and Regional School Taxes	1,238,933.00	1,211,272.00
Municipal Open Space Taxes	20,292.26	20,183.35
Other Expenditures	<u>659.43</u>	<u>151,390.02</u>
Total Expenditures	<u>2,315,770.73</u>	<u>2,340,984.41</u>
Excess in Revenue over Expenditures	203,987.31	(7,986.52)
Add: Expenditures to be Raised by Future Taxes -		<u>7,986.52</u>
Total Adjusted Expenditures	203,987.31	(0.00)
Fund Balance January	<u>1,319,563.95</u>	<u>387,563.95</u>
	523,551.26	387,563.95
Less:		
Utilized as Anticipated Revenue	68,000.00	68,000.00
Fund Balance December 31	455,551.26	319,563.95

**BOROUGH OF ANDOVER, N.J.
COMPARATIVE STATEMENT OF OPERATIONS AND
CHANGE IN SURPLUS – WATER UTILITY FUND**

	2022	2021
Revenue and Other Income Realized		
Fund Balance Utilized	24,540.00	18,368.00
Collection of Water Rents	108,635.89	105,719.85
Miscellaneous - From other than Water Rents	1,514.45	1,448.61
Other Credits to Income	6,711.11	26,600.04
Total Income	141,401.45	152,136.50
Expenditures		
Budget Expenditures:		
Operating	102,000.00	92,506.98
Capital Improvements	22,500.00	22,500.00
Deferred Charges and Statutory Expenditures	<u>4,040.00</u>	<u>3,361.02</u>

Total Expenditures	128,540.00	118,368.00
Statutory Excess to Surplus	12,861.45	33,768.50
Fund Balance January 1	109,819.45	94,418.95
	122,680.90	128,187.45
Less:		
Utilized as Anticipated Revenue	24,540.00	18,368.00
Fund Balance December 31	98,140.90	109,819.45

RECOMMENDATIONS

1. That the Borough consider strengthening internal control in the treasury and payroll departments.
2. That all requisitions be properly approved and encumbered prior to purchase.

A Corrective Action Plan outlining actions to be taken by the Borough of Andover to correct the above findings will be prepared in accordance with federal and state guidelines. A copy of the plan will be on file and available for public inspection with the Municipal Clerk in the Borough of Andover no later than 45 days from when the audit was received in compliance with directives from the Division of Local Government Services.

The above Synopsis was prepared from the Report of Audit of the Borough of Andover, County of Sussex, for the calendar year 2022. This Report of Audit, submitted by Steven B. Wielkotz, C.P.A., R.M.A. of Wielkotz & Co. LLC, is on file at the Municipal Clerk's Office and may be inspected by any interested person.

AUDIT:

R-2023-51- *Authorization to submit certified copy of Resolution and required Affidavit showing evidence of compliance*

A MOTION was made by Mr. Smith, seconded by Mr. Lane **Authorizing submission of certified copy of Resolution and required Affidavit showing evidence of compliance.** Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

**RESOLUTION OF THE BOROUGH OF ANDOVER
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year **2022** has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, R.S.52:27BB-34 authorizes The Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

WHEREAS, The Local Finance Board has promulgated N.J.A.C.5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "General Comments and Recommendations" as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Andover, hereby states that it has complied with N.J.A.C.5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Chapter 159

R-2023-52 – Requesting Item of Revenue & Appropriation for Assistance to Firefighters Grant to ABFD for SCBA

A MOTION was made by Mr. Lane, seconded by Mr. Smith to approve “**A RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE ASSISTANCE TO FIREFIGHTERS GRANT FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF \$107,171.19**”. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

**BOROUGH OF ANDOVER
COUNTY OF SUSSEX, NEW JERSEY**

“RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE ASSISTANCE TO FIREFIGHTERS GRANT FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF \$107,171.19”

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Andover has been awarded an Assistance to Firefighters Grant in the amount of \$107,171.19 from the U.S. Department of Homeland Security and wishes to amend its 2023 municipal budget to include this amount as an item of revenue.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Andover, County of Sussex, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the total amount of \$107,171.19, which will be available as a revenue from:

Miscellaneous Revenues

Special Items of General Revenue Anticipated with Prior Written
Consent of the Director of Local Government Services – Public
And Private Revenues Offset with Appropriations:

Assistance to Firefighters Grant \$107,171.19

BE IT FURTHER RESOLVED that a like sum of \$107,171.00 be and the same is hereby appropriated under the caption of:

General Appropriations

Operations – Excluded from CAPS
Public and Private Programs Offset by Revenues:

Assistance to Firefighters Grant \$107,171.19

BE IT FURTHER RESOLVED that the Chief Financial Officer electronically submit the Chapter 159 certification form and a copy of this resolution to the Director of the Division of Local Government Services.

Maple Street Resurfacing:

R-2023-53 – Engineer Recommendation of Award for bid opening held on 09/21/23 for ADA ramp work for Maple Avenue Road Grant (tabled from 9/25/23 meeting)

A MOTION was made by Mr. Smith, seconded by Mr. Mallon to approve “**RESOLUTION REJECTING BIDS FOR MAPLE STREET ADA RAMP WORK**”. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None.
Motion carried

RESOLUTION #R-2023-53

RESOLUTION REJECTING BIDS FOR MAPLE STREET ADA RAMP WORK

WHEREAS the Borough of Andover received bids on September 21, 2023, for Maple Street ADA Ramp work; and

WHEREAS the lowest responsible bid was received from ADS Contractors LLC with a bid price of \$17,376.68, which bid price substantially exceeds the Borough’s projected estimate for the project; and

WHEREAS the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-13.2(a), allows for rejection of bids by a contracting unit when the lowest bid substantially exceeds the cost estimates for the goods or services;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey, that any and all bids received for Maple Street ADA Ramp work are hereby rejected in accordance with the authority granted by N.J.S.A. 40A:11-13.2(a) and applicable law; and that copies of this Resolution shall be sent to each bidder.

Maple Street Resurfacing:

R-2023-54 - Engineer Recommendation of Award for bid opening held on 10/05/23 for milling and paving work for Maple Avenue Road Grant

A MOTION was made by Mr. Smith, seconded by Mr. Mallon to approve “**RESOLUTION REJECTING BIDS FOR MAPLE STREET MILLING & PAVING**”. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

**RESOLUTION #R-2023-54
RESOLUTION REJECTING BIDS FOR MAPLE STREET MILLING & PAVING**

WHEREAS the Borough of Andover received bids on October 5, 2023, for Maple Street Milling & Paving work; and

WHEREAS the lowest responsible bid was received from C & V Paving Contractors, Inc. with a bid price of \$47,799.00, which bid price substantially exceeds the Borough’s projected estimate for the project; and

WHEREAS the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-13.2(a), allows for rejection of bids by a contracting unit when the lowest bid substantially exceeds the cost estimates for the goods or services;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey, that any and all bids received for Maple Street Milling & Paving work are hereby rejected in accordance with the authority granted by N.J.S.A. 40A:11-13.2(a) and applicable law; and that copies of this Resolution shall be sent to each bidder.

Maple Street Resurfacing:

R-2023-55 - Engineer Recommendation of Award of Contracts – memo dated 8/17/23

A MOTION was made by Mr. Smith, seconded by Mr. Mallon to reject the Engineer’s recommendation of work through the MCCPC as per memo dated 8/17/23 as work is related to the rejected bids. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon, and Webb. NAYS: None. ABSTAIN: None. Motion carried

- Denville Line Painting, Inc. – MCCPC #36 - \$1,026.76
- General Foundries, Inc. – MCCPC #14 - \$739.00
- National Highway Products, Inc. – MCCPC #28 - \$98.37

WHEREAS the Borough of Andover received bids on October 5, 2023, for work to be completed on Maple Street; and

WHEREAS the lowest responsible bid for line painting for the project was received from Denville Line Painting, Inc. with a bid price of \$1,026.76; and

WHEREAS the lowest responsible bid for drainage inlet accessories for the project was received from General Foundries, Inc. with a bid price of \$739; and

WHEREAS the lowest responsible bid for traffic sign materials for the project was received from National Highway Products, Inc. with a bid price of \$98.37,

WHEREAS the bid prices received for the project substantially exceed the Borough’s projected estimate for the project; and

WHEREAS the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-13.2(a), allows for rejection of bids by a contracting unit when the lowest bid substantially exceeds the cost estimates for the goods or services;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey, that any and all bids received for the line painting, drainage inlet accessories and traffic sign materials for the Maple Street project are hereby rejected in accordance with the authority granted by N.J.S.A. 40A:11-13.2(a) and applicable law; and that copies of this Resolution shall be sent to each bidder.

ORDINANCES: None.


AUDIENCE PARTICIPATION: None.

MOTION TO PAY THE BILLS:

A MOTION was made by Mr. Mallon, seconded by Mr. Lane to pass the following Resolution: **BE IT RESOLVED** by the Governing Body to approve the payment of all vouchers on the bill listed October 10, 2023, submitted by the Chief Financial Officer for payment. Upon roll call the following votes were cast: **YES:** Smith, Lane, Mallon, Webb. **NAYS:** None. **ABSTAIN:** None. Motion carried.

MOTION TO ADJOURN:

A MOTION was made by Mr. Smith, seconded by Mr. Mallon. The meeting was adjourned.


Beth Brothman
Municipal Clerk