

ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES

THOMAS WALSH, JR, MAYOR
JANIS MC GOVERN, DEPUTY MAYOR
ELLSWORTH E. BENSLEY, JR
DOLORES BLACKBURN
JACK BURKE

March 13, 2017

The regular meeting of the Andover Township Committee was called to order at 6:42 p.m. at 134 Newton Sparta Rd. Andover Township, by Mayor Walsh, followed by a salute to the flag.

ROLL CALL: Present: Mr. Bensley, Ms. Blackburn, Mr. Burke, Ms. Mc Govern,
Mayor Walsh

Also, present: Attorney Semrau, Diana Francisco, Clerk /Administrator

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

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

Personnel Matters:

1. *Assistant Supervisor Position, Department Public Works*
2. *2017 Salary Resolution*

Contract Negotiations:

1. *Rolling Hills Condo Agreement*
2. *Health Benefits Waiver*
3. *Blackdot T- Mobile Cell Tower Contract*

Attorney-Client Privilege:

1. *Lackawanna Cutoff*
2. *Ballantine Woods Subdivision*

Potential Litigation

1. *Crosswalk Perona Farms*

**Was carried unanimously.
(See insert attached to these minutes)**

The Committee went into executive session at 6:43 P.M. Mr. Walsh moved to adjourn executive session at 7:24 P.M., seconded by Ms. Blackburn and carried unanimously. After a short break, the regular meeting resumed at 7:36pm, followed by the flag salute and sunshine notice read by Mayor Walsh.

GENERAL AGENDA:

Ms. McGovern moved to approve the general agenda, Ms. Blackburn seconded, the motion carried with a unanimous roll call vote.

CONSENT AGENDA:

Mayor Walsh opened the consent agenda to the public, no one came forward.

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Mayor Walsh opened to the committee regarding the consent agenda. Mr. Bensley moved to approve the consent agenda, Mr. Burke seconded. The motion carried with a unanimous roll call vote.

***OTHER BUSINESS:**

- 1. APPROVAL OF VOUCHERS FOR PAYMENT**
- 2. ACCEPTANCE OF THE TAX COLLECTOR'S REPORT FOR THE MONTH OF FEBRUARY 2017 \$4,145,219.32 AND YEAR TO DATE \$5,323,820.45**
- 3. ACCEPTANCE OF THE CFO REPORT FOR THE MONTH OF FEBRUARY 2017**
- 4. ACCEPTANCE OF THE 2016 ANNUAL LAND USE ADMINISTRATOR REPORT**
- 5. ACCEPTANCE OF THE 2016 ANNUAL TAX COLLECTOR 'S REPORT**

***PROCLAMATION** - Proclaiming March 19 to March 26 to be National Poison Prevention Week (NPPW)

***PROCLAMATION:** - Proclaiming April as Child Abuse Prevention Month

PUBLIC PORTION

Mayor Walsh opened the public segment of the meeting.

There were several members of the audience who spoke out regarding the Lackawanna Cutoff project which is included in the discussion under ordinance 2017-01 referred to further in these minutes on page 3.

There being no others, Mayor Walsh closed the public portion of the meeting.

RESOLUTIONS

R#2017-53 RESOLUTION OF THE TOWNSHIP OF ANDOVER COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE ADJUSTMENT OF THE OPEN SPACE LEVY FOR THE 2017 CALENDAR YEAR

After a brief explanation regarding the Open Space Tax Levy by Mayor Walsh, Ms. McGovern moved to adopt the above referenced resolution, Ms. Burke seconded, the motion carried with a unanimous roll call vote.

R#2017-54 RESOLUTION OF THE ANDOVER TOWNSHIP COMMITTEE TO AUTHORIZE ANDOVER TOWNSHIP TO PARTICIPATE IN THE SELF EXAMINATION OF THE 2017 MUNICIPAL BUDGET

Mr. Burke moved to adopt R#2017-54, Mr. Bensley seconded, the motion carried with a unanimous roll call vote.

INTRODUCTION OF THE BUDGET OF 2017 MUNICIPAL BUDGET

R#2017-55 RESOLUTION OF THE ANDOVER TOWNSHIP COMMITTEE TO INTRODUCE THE 2017 MUNICIPAL BUDGET

Mayor Walsh read the resolution introducing the 2017 budget. Public hearing scheduled for April 10, 2017. Mr. Burke moved to introduce the budget, Ms. Mc Govern seconded, the motion carried with a unanimous roll call vote.

ORDINANCES: Public Hearing

ORDINANCE NO. 2017-01

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER AUTHORIZING THE ACQUISITION BY PURCHASE OR EMINENT DOMAIN IF NECESSARY, OF A TEMPORARY CONSTRUCTION EASEMENT ON A PORTION OF THE REAL PROPERTY KNOWN AS BLOCK 5, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF ANDOVER FOR THE BENEFIT OF THE " LACKAWANNA CUT OFF RAIL PROJECT"

Mayor Walsh opened hearing to the public.

Nicole Guerreri, longtime resident and member of the Sierra Club, opposes the rail project. She voiced concerns regarding endangered species and a train station village negatively impacting the area.

Chuck Walsh, President of the North Jersey Rail Association, commented in support of project and the ordinance which dates back to 1989 and its long term prospects not just to Andover Township.

Carla Kostelnik, longtime resident, supports the train station. It was an existing train route at one time and would like to see it once again.

Marvin File, a Newton resident and Sierra Club member, expressed that he doesn't want money to be wasted on the project, since there is no commitment from NJ transit.

Seeing no one else, Mayor Walsh closed to the public. Mayor Walsh opened to the committee. Mr. Burke moved to adopt ordinance referenced above on final hearing, Mr. Walsh seconded, the motion carried with a unanimous roll call vote.

UNFINISHED BUSINESS

AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY TO AMEND THE TOWNSHIP CODE BY AMENDING CHAPTER 122 "PROPERTY, ABANDONED" TO ADD SECTIONS TO ADDRESS VACANT PROPERTY

After a brief discussion, it was the consensus of the township committee to adopt an ordinance much like the ordinance currently in the Collingswood Township Code. The township attorney will provide a red line copy for the next meeting, and have the township zoning officer review the changes.

COMMITTEE REPORTS:

Mr. Bensley reported:

The Land Use Board did not meet. The Recreation Committee had to cancel their meeting because of the snow. The Open Space Committee continued discussion regarding upcoming projects and the lack of lighting in the park at certain times.

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Ms. Mc Govern reported:

April 13 is the next Sustainable New Jersey meeting. Sustainable Andover met and spoke about prioritizing and coordinating the projects for Open Space. They are proceeding with clay for ballfields and are looking for quotes for a bocce ball court.

The Greater Andover Seniors received a letter from Andover Borough that they are going to be charged \$15.00-\$20.00 per use of their facility. The Andover Seniors have inquired about insurance coverage under the township. They also would like to use the Hillside House on the first and third Monday of each month from 1-4pm.

Mr. Burke reported:

The Fire Dept. calls for the previous month. He met with the DPW earlier in the day, they are ready for the impending storm. The FOP is having their annual, Saint Patrick's Day dinner at the fire house on March 17, 2017. The Andover Regional Education Foundation is hosting their annual fundraiser on April 8, 2017 at the Hillside Barn. The Venison Dinner is scheduled for March 25, 2017 at the Fire House.

Ms. Blackburn reported:

The Land Use Board did not meet since the last township committee meeting. John O'Connell met with the Economic Development Committee to assist with viable uses for redevelopment of route 206 corridor. The Environmental Commission has chosen to meet every other month, March is the off month.

Andover Day is going to have a battle of the bands led by Joe Steinwand. First prize is a free hour of recording at the Ponderosa Recording Studio in Andover Township.

The Lake Lenape Association had a discrepancy as to ownership of some small lots leading to the lake which were not actually on the tax rolls. She thanked Anne-Marie Wilhelm, Daryn Cashin and Jack Marchione for helping to determine that the Lake Association is the owner of the access lots. The beach lots considered are included in the overall lake bed lot.

Mr. Walsh reported:

The Finance Committee introduced the budget tonight.

The Economic Development Committee is expected to meet shortly. They would like to work on a business directory. He thanked Diane Gillespie for putting most of it together.

He was on call with JCP& L and OEM earlier today. They were informed that if there are outages workers will not be going up in the bucket trucks due to high winds and snow. Snow expectancies are 20-28 inches. The DPW has asked people to be patient until they get the roads cleared. The Governor has declared a state of emergency and the Municipal Building will be closed tomorrow.

REPORT FROM THE CLERK/ADMINISTRATOR: No Report

REPORT FROM THE MUNICIPAL ATTORNEY

Mr. Semrau had nothing additional to report.

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NEXT SCHEDULED MEETINGS:

March 27, 2017
6:30pm Executive Session
7:30pm Regular Meeting
April 10, 2017
6:30pm Executive Session
7:30pm Regular Session

ADJOURN

There being no further business before the committee, Mr. Burke moved to adjourn at 8:22pm. there was a second, the motion carried with all in favor.

Submitted by,



Diana Francisco, RMC/CMR
Clerk/Administrator

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Committee of the Township of Andover on the 13th day of March 2017, that:

1. **Before the commencement of the 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.
 - (X) a. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
 - () a. (4) A collective bargaining agreement including negotiations.
 - () 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.
 - () a. (8) Personnel matters.
 - () 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).

Personnel Matters:

1. ***Assistant Supervisor Position, Department Public Works***
2. ***2017 Salary Resolution***

Contract Negotiations

1. ***Rolling Hills Condo Association***
2. ***T Mobile Lease Renewal***
3. ***Fire Department –Public Safety (added)***

Attorney-Client Privilege:

1. ***Lackawanna Cutoff***
2. ***Ballantine Woods Subdivision***

Potential Litigation

2. ***Crosswalk Perona Farms***

Adopted: March 13, 2017

ANDOVER TOWNSHIP

TAX DEPARTMENT

INTER-OFFICE MEMORANDUM

DATE: February 28, 2017
TO: Mayor, Committee & Administrator
FROM: Daryn Cashin, Tax Collector
SUBJECT: Monthly Report for February, 2017

February tax collections: \$4,145,219.32 (see attached)

Below is a comparative chart of collections in the tax office, from 2016 to 2017.

	<u>2016</u>	<u>2017</u>
January	\$ 874,583.25	\$ 1,178,601.13
February	4,291,740.91	4,145,219.32
<i>Year to date</i>	<i>\$ 5,166,324.16</i>	<i>\$ 5,323,820.45</i>
Delinquent 2016	\$ 197,469.63	
Delinquent 2017	212,022.27	
<i>Total Taxes Delinquent</i>	<i>\$ 409,491.90</i>	

Special Assessment (Forest Lakes Dam)

Collected Year to Date \$0.00



Range: Block: First to Last
 Lot:
 Qual:
 Range of Codes: First to Last
 Range of Batch Ids: First to Last
 Range of Spec Tax Codes: First to Last
 Payment Type Includes: Tax: Y Sp Charges: Y Lien: Y Sp Assmnt: Y
 Misc: Y
 Payment Method Includes: Cash: Y Check: Y Credit: Y Range of Installment Due Dates: First to Last
 Print Miscellaneous w/Block/Lot/Qual: N Print Only Miscellaneous w/Block/Lot/Qual: N
 Range of Years: First to 2018
 Range of Periods: 1 to 12
 Range of Dates: 02/01/17 to 02/28/17
 Print Ref Num: N

Code Description	Count	Arrears/Other	Principal			Interest	Total
			2016	2017	2018		
001 TAX PAYMENT	2017	0.00	26,484.26	4,090,840.71	0.00	2,606.78	4,119,931.75
023 6% YEP PENALTY	1	0.00	738.23	0.00	0.00	371.70	1,109.93
026 TAX SUB PAYMENTS	29	0.00	0.00	25,898.19	0.00	231.70	26,129.89
Tax Payments	2047	0.00	27,222.49	4,116,738.90	0.00	3,210.18	4,147,171.57
002 TAX SRCH/STATUS/REDP	1	10.00	0.00	0.00	0.00	0.00	10.00
009 RETURNED CK FEE	1	20.00	0.00	0.00	0.00	0.00	20.00
Misc Payments	2	30.00	0.00	0.00	0.00	0.00	30.00
017 RETURN CK	1	0.00	0.00	1,982.25-	0.00	0.00	1,982.25-
Tax NSF	1	0.00	0.00	1,982.25-	0.00	0.00	1,982.25-
Payments Total:	2049	30.00	27,222.49	4,116,738.90	0.00	3,210.18	4,147,201.57
NSF Reversals Total:	1	0.00	0.00	1,982.25-	0.00	0.00	1,982.25-
Total:	2050	30.00	27,222.49	4,114,756.65	0.00	3,210.18	4,145,219.32

Total Cash: 10,235.72
 Total Check: 4,134,983.60
 Total Credit: 0.00

ANDOVER TOWNSHIP - CFO'S REPORT
for the Month Ending February 28, 2017

	Beginning Balance	Receipts	Disbursements	Ending Balance
Assessment Trust	\$ 19,598.78	\$ 9.32	\$	\$ 19,608.10
Current Fund	\$ 1,418,572.81	\$ 4,235,097.13	\$ 1,855,488.57	\$ 3,798,181.37
Current Fund - Investment	\$ 123,361.00	\$ 58.67	\$	\$ 123,419.67
Capital Fund	\$ 202,284.06	\$ 96.42	\$ 18,658.45	\$ 183,722.03
Capital Fund - Investment	\$ 180,300.87	\$ 85.75	\$	\$ 180,386.62
Dog Trust Fund	\$ 3,233.21	\$ 1,849.26	\$ 855.98	\$ 4,226.49
COAH Trust Fund	\$ 18,414.17	\$ 5,068.23	\$	\$ 23,482.40
Open Space Trust Fund	\$ 207,476.40	\$ 98.70	\$ 94.40	\$ 207,480.70
Escrow Trust Fund	\$ 357,688.75	\$ 6,685.14	\$ 4,900.84	\$ 359,473.05
Developers Escrow Accounts	\$ 84,323.59	\$ 3.20	\$	\$ 84,326.79
Net Payroll Account	\$ 6.80	\$ 148,023.59	\$ 148,021.73	\$ 8.66
Agency Payroll Account	\$ 17,301.70	\$ 113,527.97	\$ 99,845.95	\$ 30,983.72
Sustainable Andover	\$ 4,633.16	\$ 500.00	\$	\$ 5,133.16
SUI Trust Account	\$ 26,812.19	\$ 12.75	\$ 16.03	\$ 26,808.91
Totals	\$ 2,664,007.49	\$ 4,511,116.13	\$ 2,127,881.95	\$ 5,047,241.67

Dee Maguire
Submitted by _____ Date March 13, 2017

*Township of Andover
Office of the Land Use
134 Newton-Sparta Road
Newton, New Jersey 07860
Tel: 973-383-4280 ext. 245
Fax: 973-383-5039
awilhelm@andovertwp.org*

MEMORANDUM

TO: Andover Township Committee
FROM: Anne-Marie Wilhelm, Land Use Administrator
RE: 2016 Annual Report
DATE: February 28, 2017

Please see the attached *RESOLUTION TOWNSHIP OF ANDOVER LAND USE BOARD REPORT ON VARIANCE APPLICATIONS AND AMENDMENT RECOMMENDATIONS DECIDED ON FEBRUARY 21, 2017 AND MEMORIALIZEED ON FEBRUARY 21, 2017* forwarded pursuant to Andover Township Code §74-29 and N.J.S.A. 40:55D-70.1.

Thank you for your attention.

RESOLUTION
Township of Andover Land Use Board
Report on Variance Applications and
Amendment Recommendations
Decided on February 21, 2017
Memorialized on February 21, 2017

WHEREAS, the Township of Andover Land Use Board in accordance with Andover Code § 74-29 and the Municipal Land Use Law pursuant to N.J.S.A. 40:55D-70.1 shall, at least once a year, review its decisions on applications and appeals for variances and prepare and adopt by Resolution a report on its findings on Zoning Ordinance provisions which were the subject of variance requests and its recommendations for Zoning Ordinance amendment or revisions if any exist; and,

WHEREAS, the Board pursuant to Andover Code §74-29 and N.J.S.A. 40:55D-70.1 makes the following report and recommendations to the Governing Body and Planning Board; and

WHEREAS, the following matters were heard and decided by the Land Use Board during the calendar year 2016:

Applicant	Block & Lot	Decided	Memorialized	Relief
IAT Rensurance Co., Ltd (Hudson Farm)	Block 5 Lot 1 300 Roseville Rd.	September 6, 2016	October 18, 2016	Use Variance to Permit the Storage of Firearms and Ammunition.
Alma Lane Associates, LLC	Block 156 Lots 2, 2.02	September 20, 2016	October 18, 2016	Extension of Minor Subdivision
Theodore Mroz	Block 156 Lots 1, 2.03 and 2.04	September 20, 2016	October 18, 2016	Extension of Minor Subdivision

The Land Use Board recommends that appropriate sections of the Route 206 Corridor be considered for designation as an Area in Need of Redevelopment/Rehabilitation.

The undersigned certifies the within Resolution was adopted by this Land Use Board on February 7, 2017, and memorialized herein pursuant to N.J.S.A. 40:55D-10(g) on February 7, 2017.



Anne-Marie Wilhelm, Andover Township
Land Use Administrator/Board Secretary



Suzanne Howell, Chairman

FOR: Ken Roberts, Richard Skives, Paul Messerschmitt, Cole Patterson
AGAINST: Ellsworth Bersley Jr, Dolores Blackburn, Eric Olson,
John O'Connell, Suzanne Howell

ABSTAIN: &

Board Member(s) Eligible to Vote: S/A

**ANDOVER TOWNSHIP
ANNUAL TAX COLLECTOR'S
STATEMENT OF RECEIPTS**

**YEAR ENDING
DECEMBER 31, 2016**

To:

**Tom Walsh, Mayor
Janis McGovern, Deputy Mayor
Ben Bensley Jr., Committee Member
Dolores Blackburn, Committee Member
Jack Burke, Committee Member**

**Gail Magura, Finance Officer
Diana Francisco, Administrator**

Prepared by:

**Daryn Cashin, Tax Collector
March 1, 2017**

2016 Tax Levy

Tax Levy as Per Duplicate	\$ 22,105,478.56
2016 Added Assessments	17,056.26
2015 Omitted/Added Assessments	0.00
County/State Appeals (Prelim)	(14,037.87)
Original Senior & Veteran Deductions	(49,500.00)
<i>Total 2016 Tax Levy to be collected</i>	<i>\$ 22,058,996.95</i>

Collections & Credits

Prepaid in 2015	\$ (178,189.40)
Cash Collections in 2016	(21,344,487.94)
<i>Total Collections and Credits</i>	<i>(\$21,522,677.34)</i>

Refunds, Cancellations & Adjustments

Refund by Resolution	\$ 8,019.31
County/State Tax Appeals	(12,267.81)
Trans to Municipal Lien	(43,221.50)
Transfer Overpayment	1,597.94
Year End Penalty Added	3,042.32
Cancelled by Resolution	(3,624.18)
Homestead Rebate Applied	(231,067.58)
Vet/Senior Allowed/Disallowed	(394.52)
<i>Total Adjustments</i>	<i>(\$277,916.02)</i>

Tax Overpaid at Year End 181.49

Tax Balance as of December 31, 2016 \$258,585.11

Forest Lakes Dam Special Assessment Received \$25,477.00

Miscellaneous Received in 2016:

Returned Check Fees	\$ 80.00
Tax Sale Ad/Mail Fee	800.41
Search Fees	150.00
Duplicate Bill Fee	5.00
Premiums from Tax Sale	91,100.00
Interest & Costs (including tax sale)	97,637.71
Liens & Fees Redeemed	162,637.11

2015 Tax Receivable Recap

Balance December 31, 2015	\$ 309,233.24
Cash Collected in 2016	(266,962.88)
Collected at Tax Sale, Outside Lien To Municipal Lien (Tax Sale)	(28,516.67)
State Appeal	(23,046.92)
Refunded by Resolution	(10,579.14)
Senior/Disabled Disallow 2015	19,357.48
Adjusted/Cancelled	1,500.00
	(985.11)

Balance as of 12/31/16 \$0

2017 Taxes pre-paid in 2016 \$ 218,153.10

The annual tax sale was held in the municipal building on Tuesday, October 4, 2016.

Properties at start of sale: 19
Remaining, sold at sale: 9

Sold to 3rd party lien holders: 8
Unsold, to Andover Township 1

Total tax sale certificates: 9

Collected at sale:

2015 taxes due (principal): \$28,516.67
Interest: 4,575.22
Tax sale cost: 975.75
Premiums: 91,100.00

Total collected at tax sale: \$125,167.64

Municipal held Tax Title Liens (14)
Balance as of 12/31/16 \$ 187,460.00

Percentage of Collections for 2016 (unaudited) 98.65%

Attached is a listing of delinquent properties as of 12/31/16.

Range: Block: First to Last Property Class Range: First to Last Print Balances Greater Than: 0.00
 Lot: Bill Year Range: 2016 to 2016 Include Prior Yr/Prd In Balance: N
 Qual: Bill Period Range: 1 to 4 Include Interest Through: 12/31/16
 As Of Date: 12/31/16 Assessed Value/SPTX Code Year: 2016 Include Tax Sp Charges: N
 Name/Prop Loc: Name Include Utility Due As Of 12/31/16: N Include Other Special Charges: N

Block	Lot	Qual Class	Name	Prior Yr/Prd Bal	Original Billed Adjustments	Pay Prin Pay Int	Balance
1.	5.03	4A	ANDOVER 206 REALTY, LLC	0.00	16,952.81 3,562.00- Per Diem Interest:	11,593.16 147.43 28.45	1,797.65 1,826.10
1.04	11.03	2	MILNOR, JAMES & MARY	0.00	1,541.56 0.00 Per Diem Interest:	0.35 35.88 103.68	1,541.21 1,644.89
6.	9.	-QFARM- 3B	TYSON, SUSAN B ET AL	0.00	207.58 0.00 Per Diem Interest:	156.33 0.54 0.67	51.25 51.92
7.	9.07	2	PAROW, JOHN & BARBARA	0.00	5,761.28 0.00 Per Diem Interest:	4,486.35 202.95 15.93	1,274.93 1,290.86
7.	11.	-QFARM- 3B	TYSON, SUSAN B ET AL	0.00	105.49 0.00 Per Diem Interest:	79.46 0.28 0.34	26.03 26.37
7.	12.07	2	GEFKEN, PATRICIA	0.00	8,904.07 0.00 Per Diem Interest:	6,288.08 100.75 52.59	2,615.99 2,668.58
9.	5.	2	HARMS, STELLA	0.00	6,615.43 0.00 Per Diem Interest:	0.00 0.00 658.65	6,615.43 7,274.08
12.	9.	2	SMITH, CHRISTOPHER	0.00	6,673.28 0.00 Per Diem Interest:	6,238.69 194.98 5.70	434.59 440.29
12.	16.	2	CENTRELLI, MARC	0.00	5,509.46 0.00 Per Diem Interest:	5,009.46 241.64 0.00	500.00 500.00
12.	27.	2	ZOCCOLA, WENDY S	0.00	5,162.35 0.00 Per Diem Interest:	2.45 233.55 223.37	5,159.90 5,383.27
29.	1.	2	CONSTANTINO, PAUL T	0.00	7,860.93 0.00 Per Diem Interest:	6,087.49 396.41 0.00	1,773.44 1,773.44
29.	2.	2	MINTON, JOHN E SR	0.00	9,072.40 608.90- Per Diem Interest:	6,698.51 0.00 27.49	1,764.99 1,792.48

Block	Lot	Qual Class	Name	Prior Yr/Prd Bal	Original Billed Adjustments	Pay Prin Pay Int	Balance
34.	5.	2	FEDERAL HOME LOAN MORTGAGE CORP	0.00	12,506.03 0.00	9,249.55 0.00	3,256.48
				Per Diem Interest:	Interest:	71.49	3,327.97
35.	1.01	2	BLAUVELT, BRANDON & CARRASCO, ANDREA	0.00	7,513.82 0.00	0.23 273.64	7,513.59
				Per Diem Interest:	Interest:	354.33	7,867.92
35.	1.03	2	BLAUVELT, JOHN	0.00	8,808.79 704.17-	7,241.36 122.63	863.26
				Per Diem Interest:	Interest:	0.00	863.26
37.	2.06	1	SCHAEFFNER, CHRISTOPHER	0.00	3,110.34 0.00	1,002.28 63.85	2,108.06
				Per Diem Interest:	Interest:	94.35	2,202.41
38.	22.03	2	PENROD, BILL H SR	0.00	8,128.19 0.00	7,332.44 104.29	795.75
				Per Diem Interest:	Interest:	10.43	806.18
40.	5.	2	DI BELLA, ELAINE	0.00	7,306.24 0.00	1,360.81 0.00	5,945.43
				Per Diem Interest:	Interest:	400.87	6,346.30
46.	9.	2	SIDOTI, LISA	0.00	6,285.34 0.00	5,185.11 14.89	1,100.23
				Per Diem Interest:	Interest:	14.43	1,114.66
51.	3.	2	EIBON, LUANNE D	0.00	7,833.71 0.00	7,816.86 90.33	16.85
				Per Diem Interest:	Interest:	0.03	16.88
55.	2.	2	GOVERSTEN, MARIE	0.00	7,600.72 250.00	4,002.67 92.85	3,848.05
				Per Diem Interest:	Interest:	137.92	3,985.97
69.	4.09	2	MOREL BUILDERS, LLC	0.00	9,484.16 0.00	47.69 269.69	9,436.47
				Per Diem Interest:	Interest:	354.45	9,790.92
69.	4.13	1	MOREL BUILDERS, LLC	0.00	2,783.65 0.00	720.42 6.12	2,063.23
				Per Diem Interest:	Interest:	155.92	2,219.15
69.	4.15	1	MOREL BUILDERS, LLC	0.00	2,535.24 0.00	724.87 6.16	1,810.37
				Per Diem Interest:	Interest:	143.06	1,953.43
69.	4.24	1	MOREL BUILDERS, LLC	0.00	2,759.83 0.00	716.86 6.09	2,042.97
				Per Diem Interest:	Interest:	154.62	2,197.59
70.	1.11		US TST LSF9 C/O CALIBER HOME LOANS		9,443.33	9,431.48	

Block	Lot	Qual Class	Name	Prior Yr/prd Bal	Original Billed Adjustments	Pay Prin Pay Int	Balance
		2		0.00	0.00	19.73	11.85
					Per Diem Interest:	0.35	12.20
71.	2.11	2	SALERNO, MICHAEL & LINDA	0.00	12,676.18	6,241.21	6,434.97
					Per Diem Interest:	269.72	6,704.69
78.	22.	2	H U D	0.00	8,150.19	6,099.21	2,050.98
					Per Diem Interest:	35.92	2,086.90
87.	3.	2	KAZMAR, HENRY JR & ROSEMARY	0.00	4,879.90	22.18	4,857.72
					Per Diem Interest:	77.72	4,935.44
87.	15.	2	WILLIAMS, PAUL	0.00	5,815.73	4,131.17	1,684.56
					Per Diem Interest:	25.11	1,709.67
88.	4.	2	WEBER, DENISE R	0.00	5,608.14	4,599.13	1,009.01
					Per Diem Interest:	0.67	1,009.68
90.	45.	2	MOLNAR, DAVID S & CELESTE M	0.00	7,275.61	4,362.57	2,913.04
					Per Diem Interest:	91.22	3,004.26
93.	3.03	2	FISH, DAVID & DIANE	0.00	7,173.52	2,732.06	4,441.46
					Per Diem Interest:	230.95	4,672.41
93.	3.10	2	FEBRES, GLORIA I	0.00	12,523.04	8,271.03	3,590.02
					Per Diem Interest:	81.33	3,671.35
93.	3.12	2	LUZZI, DOROTHY	0.00	10,365.54	1,027.39	9,338.15
					Per Diem Interest:	334.91	9,673.06
94.	18.	2	THOMAS, JOHN H & JOAN M	0.00	5,975.67	2,573.55	3,402.12
					Per Diem Interest:	114.83	3,516.95
97.	13.	2	THOMAS, JOHN H & JOAN M	0.00	7,221.17	3,578.03	3,643.14
					Per Diem Interest:	127.37	3,770.51
100.	3.	2	SCHOONOVER, MICHAEL	0.00	5,574.11	76.39	5,497.72
					Per Diem Interest:	371.06	5,868.78
102.	6.	-QFARM- - 3B	MEDA DEVELOPMENT C/O MURPHY DURKIN	0.00	442.39	333.40	108.99
					Per Diem Interest:	3.50	

Block	Lot	Qual Class	Name	Prior Yr/Prd Bal	Original Billed Adjustments	Pay Prin Pay Int	Balance
					Per Diem Interest:	1.43	110.42
103.	8.	2	MARION, DAVID G & CHERYL L	0.00	10,351.93 785.67-	75.39 496.85	9,490.87
					Per Diem Interest:	392.25	9,883.12
103.	10.	-QFARM- 3B	MEDA DEVELOPMENT C/O MURPHY DURKIN	0.00	61.25 0.00	46.66 0.25	14.59
					Per Diem Interest:	0.19	14.78
106.02	8.09	2	BECK, BARBARA & WILLIAM	0.00	12,553.67 20.42	12,553.67 0.00	20.42
					Per Diem Interest:	0.27	20.69
109.	4.01	-C0031- 2	ARGENZIANO, DAWN M	0.00	4,709.75 354.62-	1,893.00 41.88	2,462.13
					Per Diem Interest:	72.67	2,534.80
109.	4.01	-C00G7- 2	ROLLING HILLS C/O GERVIN MNGMT CO	0.00	238.21 0.00	152.95 0.45	85.26
					Per Diem Interest:	1.12	86.38
109.	4.01	-C0101- 2	SMITH, HAROLD W & SUZANNE W	0.00	4,042.76 0.00	0.00 119.70	4,042.76
					Per Diem Interest:	257.54	4,300.30
109.	4.01	-C0197- 2	MAXWELL, SEAN M	0.00	5,216.80 0.00	975.99 28.30	4,240.81
					Per Diem Interest:	199.93	4,440.74
109.	4.01	-C0227- 2	YOUNG, JOHN	0.00	5,216.80 0.00	2,167.87 3.61	3,048.93
					Per Diem Interest:	96.41	3,145.34
109.	4.01	-C0251- 2	FLORES, JOSH	0.00	4,777.81 308.82-	4,439.73 107.08	29.26
					Per Diem Interest:	0.00	29.26
110.	19.	2	MAITA, ROBERT & URSULA	0.00	12,631.94 687.32-	8,166.15 96.60	3,778.47
					Per Diem Interest:	112.79	3,891.26
111.	19.01	3A	GAMBINO, CHRISTOPHER & MOODY-GAMBIN	0.00	7,649.94 0.00	4,079.51 524.64	3,570.43
					Per Diem Interest:	0.00	3,570.43
111.	19.21	-QFARM- 1	HOULIHAN, TIMOTHY & GEORGIANE	0.00	4,189.09 0.00	11.77 0.23	4,177.32
					Per Diem Interest:	155.11	4,332.43
111.	71.	2	GROTYOHANN, CHARLES IV & DENISE	0.00	12,567.28 0.00	3,230.45 582.24	9,336.83
					Per Diem Interest:	409.08	9,745.91

Block	Lot	Qual Class	Name	Prior Yr/Prd Bal	Original Billed Adjustments	Pay Prin Pay Int	Balance
111.01	1.	2	CAMMAROTO, MATTHEW & LINDA	0.00	10,212.40 0.00	4,370.26 902.92	5,842.14 5,888.87
					Per Diem Interest:	46.73	
112.	5.09	2	REAL, CARLOS & JAYNE M	0.00	14,877.92 0.00	14,854.11 305.84	23.81 23.81
					Per Diem Interest:	0.00	
112.01	7.	2	CASATELLI, MAREE	0.00	13,492.90 0.00	12,332.47 19.62	1,160.43 1,184.80
					Per Diem Interest:	24.37	
116.	21.	-C0366- 2	HAUSMAN, ERIC S	0.00	2,446.76 0.00	878.93 0.00	1,567.83 1,631.55
					Per Diem Interest:	63.72	
116.02	1.	4A	WALDRON, DENNIS & JOAN C/O THOMPSON	0.00	11,556.59 738.23	0.00 380.52	12,294.82 12,977.95
					Per Diem Interest:	683.13	
118.	7.	2	WARD, MICHAEL & CHRISTINE	0.00	13,533.73 0.00	10,051.63 207.75	3,482.10 3,584.60
					Per Diem Interest:	102.50	
120.	12.03	2	PASQUALE, MICHAEL P & ANNA W	0.00	10,447.21 0.00	5,698.54 963.92	4,748.67 4,755.80
					Per Diem Interest:	7.13	
121.	4.	2	CONNOR, KEVIN & CONNOLLY, KARA	0.00	6,115.19 0.00	4,616.86 7.99	1,498.33 1,517.97
					Per Diem Interest:	19.64	
124.	5.	4A	DELUCA, VINCENT & AIDA	0.00	8,987.32 0.00	6,898.16 276.38	2,089.16 2,103.78
					Per Diem Interest:	14.62	
124.	8.02	2	PHILLIPS, FLOYD M	0.00	6,612.03 0.00	2,840.70 17.75	3,771.33 3,967.44
					Per Diem Interest:	196.11	
128.	7.	2	PAGERIE, PATRICIA	0.00	8,027.68 0.00	3,199.93 65.99	4,827.75 5,128.72
					Per Diem Interest:	300.97	
134.	17.16	1	BITECOLA, DANIEL & ATKINS, STANLEY	0.00	200.78 0.00	0.00 0.00	200.78 209.76
					Per Diem Interest:	8.98	
134.	29.	B01- 4A	STATE OF NJ / GREEN ACRES	0.00	207.58 0.00	0.00 0.00	207.58 212.38
					Per Diem Interest:	4.80	
134.	29.	B02-	STATE OF NJ / GREEN ACRES		207.58	0.00	

Block	Lot	Qual Class	Name	Prior Yr/Prd Bal	Original Billed Adjustments	Pay Prin Pay Int	Balance
		4A		0.00	0.00	0.00	207.58
					Per Diem Interest:	4.80	212.38
144.	15.	2	CHRISTIANA TST/WILMINGTON SV 2013-1	0.00	4,692.74	3,354.42	1,338.32
					Per Diem Interest:	39.48	1,377.80
145.	1.01	2	JUMP, RICHARD P	0.00	10,991.69	5,006.39	5,985.30
					Per Diem Interest:	249.15	6,234.45
151.	16.	4A	ONEWAY FOCUSED HOLDINGS, LLC	0.00	20,771.91	0.00	22,133.11
					Per Diem Interest:	1,914.75	24,047.86
151.	18.	2	LAYTON, KATHERINE	0.00	6,870.66	6,800.66	70.00
					Per Diem Interest:	0.92	70.92
153.	27.	4A	SMITH, HENRIETTA C TST ET AL	0.00	14,969.80	0.00	15,912.69
					Per Diem Interest:	744.95	16,657.64
154.	28.	2	BONDER REALTY GROUP C/O BONDER, A	0.00	0.00	0.00	2,674.76
					Per Diem Interest:	54.33	2,729.09
155.	4.	-QFARM- - 3B	KOSTELNIK, MICHAEL & CARLADEAN	0.00	47.64	34.59	13.05
					Per Diem Interest:	0.14	13.19
155.	7.	1	TSITSIRAGOS, MARIA	0.00	6,727.73	2,673.28	4,054.45
					Per Diem Interest:	148.75	4,203.20
157.	17.01	2	RISPOLI, VINCENT & IRENE	0.00	6,043.97	5,707.34	14.04
					Per Diem Interest:	0.13	14.17
157.	24.05	2	GONCALVES, MARIA	0.00	19,774.83	15,905.42	3,869.41
					Per Diem Interest:	89.57	3,958.98
158.	6.	4A	H & D HOLDINGS, LLC	0.00	18,318.35	18,284.85	33.50
					Per Diem Interest:	0.44	33.94
159.	7.	4B	ANDOVER REALTY ASSOCIATES, LLC	0.00	1,919.29	4,830.26	2,910.98
					Per Diem Interest:	0.00	2,910.98
161.	6.	4A	WOLOSKY, JESSE	0.00	2,634.61	536.08	15.20
					Per Diem Interest:	0.00	15.20

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

RESOLUTION NO.2017-53

**A RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY
OF SUSSEX, AND STATE OF NEW JERSEY AUTHORIZING THE
ADJUSTMENT OF THE OPEN SPACE LEVY FOR THE 2017
CALENDAR YEAR**

WHEREAS, the voters of the Township of Andover approved a referendum in 2006 establishing an Open Space Recreation and Farmland and Historic Preservation Trust Fund; and

WHEREAS, the referendum provided that the levy for such funding is not to exceed \$0.02 per \$100 of assessed valuation; and

WHEREAS, the Township Committee has reviewed and analyzed the current open space trust fund and evaluated the present needs of the Township; and

WHEREAS, the Township Committee is desirous of reducing the open space levy from \$0.01 per \$100 of assessed valuation to \$0.005 per \$100 of assessed valuation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Township Committee of the Township of Andover, in the County of Sussex, and State of New Jersey hereby authorizes the reduction of the open space tax levy from \$0.01 per \$100 of assessed value to \$0.005 per \$100 of assessed value.

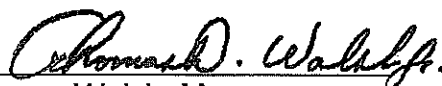
BE IT FURTHER RESOLVED that this levy is effective retroactive to January 1, 2017 and shall remain in effect until the adoption of a further resolution of the Andover Township Committee.

ATTEST:

**TOWNSHIP OF ANDOVER
COUNTY OF SUSSEX
STATE OF NEW JERSEY**



Diana Francisco, Township Administrator

By: 

Thomas Walsh, Mayor

SELF-EXAMINATION OF BUDGET RESOLUTION
R 2017-54

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the **Township of Andover** has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the **2017** budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the *Township of Andover* that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Approved: ^{Ayes} E. Bensley Jr., D. Blackburn, J. Burke, J. McGovern, T. Walsh
NAYS: ~~Ø~~ Absent ~~Ø~~
Vote recorded as follows:



Diana Francisco, RMC/CMR
Clerk Administrator

**TOWNSHIP OF ANDOVER
COUNTY OF SUSSEX
STATE OF NEW JERSEY**

Proclamation

CHILD ABUSE PREVENTION AND AWARENESS MONTH

WHEREAS, the maltreatment, abuse and neglect of children is a significant social problem that damages children physically, mentally and emotionally and inflicts immeasurable harm on society as a whole and all children deserve to be nurtured, protected and free from physical or emotional harm; and

WHEREAS, the State of New Jersey and the Department of Children and Families believe that the best place to raise children is among strong, healthy families; and

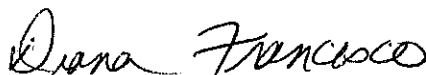
WHEREAS, the State of New Jersey is committed to building a continuum of community-based child abuse prevention and intervention programs that are culturally competent, strength-based and family-centered and that achieve positive outcomes for parenting and family relationships, as well as empower domestic violence victims and their children; and

WHEREAS, the New Jersey Department of Children and Families embraces the Standards for Prevention Programs developed by the New Jersey Task Force on Child Abuse and Neglect; and

WHEREAS, all sectors of the community, including law enforcement, medical professionals, schools, courts and media outlets, as well as numerous public and private agencies, have joined forces to promote public awareness and community involvement in strengthening families during the month of April and continuing throughout the year.

NOW, THEREFORE, ON BEHALF OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY, do hereby proclaim April 2017 as *Child Abuse Prevention and Awareness Month* and urge our residents to become involved in efforts aimed at strengthening families and communities and preventing our children from being abused and neglected.

Date: March 13, 2017



Diana Francisco, Clerk/Administrator
Township of Andover

Proclamation

WHEREAS, Congress designated the third full week in March to be National Poison Prevention Week (NPPW) in 1961 and since then this week has helped to raise national awareness of the dangers of potentially poisonous medicines, household chemicals, and other substances; and

WHEREAS, poison centers across the country will focus the public's attention on identifying poisoning hazards at home as well as learning ways to prevent poisoning emergencies; and

WHEREAS, unintentional poisoning is the leading cause of unintentional injury death in New Jersey; and

WHEREAS, drug overdose deaths including prescription pain medicine and heroin remain at epidemic proportions for both New Jersey and the United States. According to the Centers for Disease Control and Prevention (CDC), the majority of drug overdose deaths (more than six out of ten) involve an opioid; and

WHEREAS, a poison is defined as anything that is taken in the wrong amount, in the wrong way or by the wrong person; and

WHEREAS, every poisoning is preventable! From the youngest to the oldest, all people and even pets are at risk; and

WHEREAS, although the majority of reported poison exposures involve children five (5) years old and younger; the majority of poisoning deaths occur in adults aged 20 to 59; and

WHEREAS, the New Jersey Poison Information and Education System (NJPIES), a division of the Department of Emergency Medicine of the New Jersey Medical School of Rutgers, The State University of New Jersey, provides expert advice, drug information, and poison prevention education to NJ residents through the 800-222-1222 Poison Help Hotline; and

WHEREAS, all services are free, confidential, multilingual and available 24 hours a day, 7 days a week, 365 days a year even during bouts of Mother Nature; and

WHEREAS, the public can contact a poison expert by calling (1-800-222-1222), chatting (www.njpies.org), or texting (8002221222@njpies.org); and

WHEREAS, consumers must be aware that e-cigarette devices, hookah pipes and liquid nicotine may contain very high doses of nicotine in enticing colors, aromas, and flavors – increasing the likelihood that small children and pets will focus their attention on them. These products pose serious risk of poisoning; and

WHEREAS, poison experts urge residents to use our services as a resource for poison and drug information instead of consulting the internet for information that may not be accurate; and

WHEREAS, we encourage all residents to program the Poison Help Line 800-222-1222 into home, office, and cell phones because a rapid response can make a difference in preventing serious injury and saving lives; and

WHEREAS, the use of poison centers services saves residents both time and money. Most cases are managed in the convenience of the caller's home, requiring no hospital visit; and

WHEREAS, NJPIES is also involved with the state's efforts in homeland defense, counter-terrorism, emergency preparedness and response, bio surveillance, and surveillance for clusters of poisonings and their sources (products, food and beverages, chemicals in the workplace and at home, environmental toxins, drugs and medicine, and animal and insect bites and stings);

NOW, THEREFORE, I, Tom Walsh, Mayor of the Township of Andover do hereby proclaim the week of March 19-25, 2017 as National Poison Prevention Week in New Jersey and encourage all citizens to pledge their commitment to ensuring the safety of themselves, their families, and their community.

*Diana Francisco
Municipal Clerk*

ORDINANCE NO. 2017-01

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER AUTHORIZING THE ACQUISITION BY PURCHASE OR EMINENT DOMAIN IF NECESSARY, OF A TEMPORARY CONSTRUCTION EASEMENT ON A PORTION OF THE REAL PROPERTY KNOWN AS BLOCK 5, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF ANDOVER FOR THE BENEFIT OF THE " LACKAWANNA CUT OFF RAIL PROJECT"

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Township of Andover ("Township") is authorized to adopt an Ordinance for the purpose of constructing the Lackawanna Cut-Off Rail Project which is for the benefit of public use; and

WHEREAS, pursuant to N.J.S.A. 40A:12-1 et seq., the Township has the power to acquire real property for a public purpose through negotiated agreement or by the exercise of its powers of eminent domain; and

WHEREAS, the Lackawanna Rail Project is one which will provide public rail transportation to the residents of Sussex County; and

WHEREAS, the completion of the Lackawanna Cut Off Project is contingent upon NJ Transit reconstructing a culvert which is located on the property commonly known as the "Hudson Farm Property" which is known as Block 5, Lot 1 on the official tax map of the Township of Andover; and

WHEREAS, the completion of the repairs to this culvert are critical and necessary to the completion of this project and to address certain public safety, storm water issues related to this project; and

WHEREAS, based on the recommendations of NJ Transit, the Township has determined that in order to make the required improvements to the culvert located on the Hudson Farm Property that are necessary for this project which is for rail transportation and the benefit of the public use, a temporary construction easement in the property known as Block 5, Lot 1, (known as the property on the official tax map of the Township of Andover) is necessary and required; and

WHEREAS, the Township of Andover has determined that the completed improvements in the Lackawanna Cut Off Rail Project will provide significant benefits to public transportation by creating a passenger railroad and station in Andover Township; and

NOW, THEREFORE BE IT ORDAINED, by the Township Committee of the Township of ANDOVER, County of Sussex, State of New Jersey that:

SECTION 1. The Township of Andover be and is hereby authorized to acquire, by negotiation, contract of purchase or, if necessary, by the exercise of its power of eminent domain pursuant to N.J.S.A. 20:3-1 et seq., a temporary construction easement in certain lands and/or any and all other interests in the Property for the purposes described hereinabove identified as Block 5 Lot 1 on the official tax map of Andover Township and the exhibits identified as plans designed by Jacobs Engineering for NJ Transit entitled "Lackawanna Cut-Off Andover Station Trackbed Restoration Project" on sections identified as "Hudson Farm Culvert Replacement Site Restoration Plan" (Exhibits A-F which are on file at the Township's Clerks Office), and take such

other actions necessary to take title and possession of the temporary construction easement in the Property; and

SECTION 2. The Township Attorney, any special counsel retained by the Township and the Township Administrator are hereby authorized to hire and employ such appraisers, consultants and experts as may be appropriate to effectuate such acquisition, whether by negotiation or eminent domain proceedings, and to pay said consultants and experts a reasonable fee for their services; and

SECTION 3. The amount to be offered by the Township of Andover to the record owner of the Property pursuant to N.J.S.A. 20:3-6 shall be fixed by further resolution of the Township upon receipt and approval of an appraisal report prepared on behalf of the Township by a qualified licensed real estate appraiser; and

SECTION 4. The Township Attorney, any special counsel retained by the Township and the Township Administrator are hereby authorized to take any and all actions necessary to acquire the temporary construction easement in the Property and/or any other interests thereto, either through negotiation or, if necessary, the exercise of the Township's powers of eminent domain; and

SECTION 5. The Mayor and Township Administrator are hereby authorized to execute and witness any documents or instruments necessary to acquire the temporary construction easement in the Property and/or any other interests thereto; and


SECTION 6. The Township Administrator is hereby authorized to take all actions necessary to coordinate the Township's improvements to the Hudson Farm Property; and

SECTION 7. If any word, phrase, clause, section or provision of this ordinance shall be adjudged by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of this Ordinance and the remainder of this Ordinance shall remain in full force and effect; and

SECTION 8. If any ordinances or parts thereof are in conflict with the provisions of this Ordinance, such ordinances or parts thereof are hereby repealed to the extent of such conflict; and

SECTION 9. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 10. This ordinance shall take effect immediately upon final passage and publication as required by law.



Diana Francisco, RMC/CMR
Municipal Clerk/Administrator

INTRODUCED: February 27, 2017
ADOPTED: March 13, 2017
PUBLICATION: March 20, 2017