

**ANDOVER TOWNSHIP COMMITTEE  
REORGANIZATION MEETING  
JANUARY 07, 2011  
6:30 P.M.**

The Reorganization meeting of the Andover Township Committee was called to order at 6:37 P.M., by Municipal Clerk Thompson followed by a salute to the flag.

**ROLL CALL:**

Those present: Mr. Boyce, Mr. Lensak, Ms. Phoebus,  
Mr. Smith, Mr. Walsh

Also present: Attorney Semrau

***OPEN PUBLIC MEETING STATEMENT*** Statement of compliance with Chapter 231, P. L. 1975 was made by Municipal Clerk Thompson.

***SUNSHINE NOTICE:*** Adequate notice of this meeting has been posted in accordance with the Open Public Meetings Act by posting written notice and agenda of the meeting at the Andover Township Municipal Building, by mailing such notice and agenda to the New Jersey Herald, Daily Record and Star Ledger and by filing same with the Township Clerk.

***CONSENT AGENDA:*** All items listed with an asterisk (\*) are considered to be routine and non-controversial by the Committee and will be approved by one motion. There will be no separate discussion of these items unless a citizen or Committee member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

**OATHS OF OFFICE -**                    ***DULY ELECTED TO THE ANDOVER TOWNSHIP  
COMMITTEE FOR THE TERM  
JANUARY 1, 2011 TO DECEMBER 31, 2013***  
  
***THOMAS D. WALSH, JR.***

**OATH OF OFFICE CEREMONY** At this time, Municipal Court Judge James Devine conducted the oath of office ceremony for Tom Walsh for the position of Township Committee member for the term January 1, 2011 through December 31, 2013. His son Tommy and daughter Kelly held the Bible. A round of applause followed.

**2011 REORGANIZATION MEETING**

Page - 2 -

**ANDOVER TOWNSHIP COMMITTEE**

January 07, 2011

**REGULAR APPOINTMENTS BY COMMITTEE**

**RESOLUTION #R2011-01 NOMINATION AND ELECTION BY THE  
ANDOVER TOWNSHIP COMMITTEE TO FILL THE  
POSITION OF MAYOR FOR THE TERM  
JANUARY 1, 2011 THROUGH DECEMBER 31, 2011**

At this time Municipal Clerk Thompson asked for nominations for the position of Mayor. Mr. Walsh nominated Mr. Boyce for this position, seconded by Ms. Phoebus. There were no other nominations. Ms. Thompson distributed ballots to the governing body for their vote for the position of Mayor. Municipal Clerk Thompson read the ballots and the votes were as follows:

Mr. Boyce – 4 votes and Mr. Walsh – 1 vote. In accordance with the Code, Mr. Boyce was elected Mayor.

Mr. Walsh moved to adopt resolution #R2011-01 appointing Phil Boyce to the office of Mayor for the term January 1, 2011 through December 31, 2011. The motion was seconded by Ms. Phoebus and carried unanimously.

(See Insert Attached to These Minutes)

**OATH OF OFFICE Presentation of Gavel**

Municipal Court Judge James Devine conducted the Oath of Office ceremony while his family looked on. A round of applause and congratulations followed. Mayor Boyce was presented the gavel as he took his seat on the dais. At this time Mayor Boyce introduced his family.

**RESOLUTION #R2011-02 NOMINATION AND ELECTION BY THE  
ANDOVER TOWNSHIP COMMITTEE TO FILL THE  
POSITION OF DEPUTY MAYOR FOR THE TERM  
JANUARY 1, 2011 THROUGH DECEMBER 31, 2011**

At this time Municipal Clerk Thompson distributed ballots to the governing body for their vote for the position of Deputy Mayor. Mayor Boyce called for nominations and Ms. Phoebus nominated Mr. Lensak and the nomination was seconded by Mr. Walsh. There were no other nominations. Municipal Clerk Thompson read the ballots and the votes were as follows: Mr. Lensak - 4 votes and Mr. Walsh – 1 vote. In accordance with the Code, Mr. Lensak was elected Deputy Mayor.

Mr. Walsh moved to adopt resolution #R2011-02 appointing Mike Lensak to the office of Deputy Mayor for the term January 1, 2011 through December 31, 2011. The motion was seconded by Ms. Phoebus and carried unanimously.

(See Insert Attached to These Minutes)

**OATH OF OFFICE**

Mr. Lensak was sworn in as Deputy Mayor while Lisa Greebel and his daughter Samantha held the Bible. A round of applause followed. He then introduced his family.

## 2011 REORGANIZATION MEETING

Page - 3 -

ANDOVER TOWNSHIP COMMITTEE

January 07, 2011

**APPROVAL OF AGENDA** Mayor Boyce asked for a motion to approve the agenda.

Ms. Phoebus moved to approve the Agenda, seconded by Mr. Walsh and carried unanimously.

**APPROVAL OF CONSENT AGENDA** Mr. Walsh moved to approve the Consent Agenda as amended, seconded by Ms. Phoebus and carried unanimously.

### **\*CONSENT AGENDA**

### **\*MISCELLANEOUS RESOLUTIONS**

1. #R2011-03 Committee Meeting Schedule
2. #R2011-04 Official Newspapers
3. #R2011-05 Unemployment Compensation
4. #R2011-06 Rates of Interest on Delinquent Taxes
5. #R2011-07 Cancel Tax Amounts under \$10.00
6. #R2011-08 Tax Assessor to Defend Tax Appeals
7. #R2011-09 Tax Payments of Less Than 100%
8. #R2011-10 Appointment of Various Officers
9. #R2011-11 Professional Services - Appointment of Municipal Attorney  
**Fred Semrau, Esq.**
10. #R2011-12 Professional Services - Appointment of Township Auditor  
**Nisivoccia and Company**
11. #R2011-13 Professional Services - Appointment of Municipal Court  
Prosecutor - **Anthony M. Arbore**
12. #R2011-14 Professional Services - Appointment of Municipal Court  
Public Defender - **Daniel A. Colfax**
13. #R2011-15 Professional Services - Appointment of Conflict Municipal Court  
Public Defender - **James P. Sloan, Esq.**
14. #R2011-16 Professional Services - Appointment of Animal Pound Facility  
**Sam Castimore, VMD**
15. #R2011-17 Cash Management Plan
16. #R2011-18 Appointment of Public Agency Compliance Officer  
**Vita Thompson, R.M.C., Municipal Clerk**
17. #R2011-19 Appointment of Finance Committee/Capital Projects
18. #R2011-20 Appointment of Bond Counsel  
**McManimon & Scotland, LLC**
19. #R2011-21 2011 Temporary Budget
20. #R2011-22 Appointment of Labor Counsel  
**Matthew Giacobbe of Cleary, Giacobbe, Alfieri, Jacobs, LLC**
21. #R2011-23 Risk Management Consulting Services - Dental  
**P.I.A. Security Programs, Inc.**
22. #R2011-24 Appointment of Alternate Municipal Court Public Defender  
**Shepard Kays, Esq.**
23. #R2011-25 Appointment of a Substitute Municipal Court Prosecutor  
**Jarrod Cofrancesco, Esq.**
24. #R2011-26 To Appoint **James G. Devine, Esq.** as Municipal Court Judge for a Three  
Year Term Beginning January 01, 2011 - December 31, 2013
25. #R2011-27 To Authorize the Contract With **Weather Works** for Weather  
Forecast And Consultation Service

## 2011 REORGANIZATION MEETING

Page - 4 -

ANDOVER TOWNSHIP COMMITTEE

January 01, 2011

### \*CONSENT AGENDA (CONTINUED)

### \*MISCELLANEOUS RESOLUTIONS (CONTINUED)

26. #R2011-28 Appointment of Municipal Engineer – Three Year Term  
*Joseph Golden, P.E., Golden & Moran*
27. #R2011-29 Appointment of Special Projects Engineer – COAH Projects  
*Harold E. Pellow & Associates, Inc.*

### \*OTHER BUSINESS

1. Approval of Vouchers for Payment
2. Approval of Tax Collector's December 2010 Report - \$168,593.33  
Year to Date Total - \$19,863,445.58
3. Accept the Resignation of Diana Boyce – Land Use Board Class IV Member  
Term to Expire December 31, 2013

### \*APPROVAL OF MINUTES

1. December 13, 2010 Regular Meeting

## REGULAR AGENDA

**PUBLIC PORTION** Mayor Boyce wished to recognize Judge Devine who replaced Judge Mulhern. Freeholder Director Rich Zeoli. Director Zeoli congratulated Mayor Boyce and Deputy Mayor Lensak on their appointments. He then introduced Freeholder Phil Crabb.. Director Zeoli stated that the County is always interested in shared services and the township should contact them to begin conversations in this area.

Mayor Boyce stated he is honored to be appointed Mayor by his fellow Committee for the coming year. He stated it will be a challenging year for all of them and he looks for guidance from the four other members as the year moves forward. He commented that he spoke to each of the former mayors for advice about what they would recommend and what he could expect. He thanked them for that advice. He commended Mr. Walsh for a great job the past year as mayor. He is a tireless public servant who gave a great deal of his time to make sure the town was running smoothly. He stated there is a new ball field in front of Long Pond School and Andover Township Day was celebrated this year because of his efforts. He thanked Mr. Walsh for all his has done for Andover Township.

Mayor Boyce stated he wants to continue the spirit of openness and cooperation that he believes Mr. Walsh is responsible for. The members of the public are always encouraged to speak and offer their ideas. He stated that he would like to try and move executive sessions to the second floor conference room. He felt the Committee can better communicate sitting around a table then across the dais. The other reason is to give the public a chance to be seated while executive session is being conducted.

He then invited every to join him at Sheridan's Lodge after the meeting adjourns. There will be no discussion of town business. This is a chance to kick off the new year right.

At this time Mayor Boyce opened the public portion.

Resident Diane Gillespie of Andover-Mohawk Road congratulated everyone in their new assignments. She stated that she would like the Committee when they are making the appointment for the reorganization meeting that we listen to the attorney who suggested an alternate date in the event of inclement weather.

## 2011 REORGANIZATION MEETING

Page - 5 -

ANDOVER TOWNSHIP COMMITTEE

January 07, 2011

**PUBLIC PORTION (CONTINUED)** She agreed that we did do a lot of good things last year and she thanked the Department of Public Works because coming here this evening she was leery of the weather. She said the roads were absolutely bone dry.

Ms. Gillespie then stated she knows the Committee is going to face a tough year and she appreciates everything that the police department, fire department, and town hall employees. She then mentioned the health benefits for the governing body. She said she is a retired senior citizen and she was just kicked off her husband's insurance plan because she was a state employee. She explained they cannot cross file. She said she worked for 31 years and she received health benefits. She stated she was greatly upset that she wasn't entitled to keep those benefits. She said it has come time that this town committee seriously consider the free health benefits. She said she knows the town committee works very hard but so do those who work for a living and many have to pay for their own benefits. She said that she does not think our town can afford to continue doing this. She suggested options such as it being totally abolished, whether it is to allow committee members to purchase benefits or whether to offer a personal insurance just for the member and not the family anything

Seeing no hands, Mayor Boyce closed the public portion.

Mayor Boyce made the following appointments to the Land Use Board and Environmental Commission.

### **REGULAR APPOINTMENTS BY MAYOR**

#### **LAND USE BOARD**

Class I	Diana Boyce , Mayor Designee	1 year term (2011)
Class II	Christine Kretzmer, Township Official	1 year term (2011)
Class IV	Ellsworth "Ben" Bensley	4 year term (2014)
Class IV	Rick Melfi	Unexpired Term (2013)
Alternate No. 1	Paul Messersmith	2 year term (2012)
Alternate No. 2	Kenneth Roberts	2 year term (2011)
Alternate No. 3	(Vacancy)	2 year term (2012)
Alternate No. 4	(Vacancy)	2 year term (2011)

#### **ENVIRONMENTAL COMMISSION**

Regular Member	Diana Boyce	3 year term (2013)
Regular Member	(Vacancy)	3 year term (2013)
Alternate No. 1	(Vacancy)	2 year term (2011)
Alternate No. 2	(Vacancy)	2 year term (2012)
Chairperson	Christine Kretzmer	1 year term (2011)

2011 REORGANIZATION MEETING

Page - 6 -

ANDOVER TOWNSHIP COMMITTEE

January 07, 2011

ANDOVER TOWNSHIP COMMITTEE

LIAISON AND SUBCOMMITTEE APPOINTMENTS FOR 2011

PHIL BOYCE , MAYOR

BOARD OF EDUCATION  
MUNICIPAL COURT  
PERSONNEL  
ACTION ALLIANCE  
LAND USE BOARD – CLASS I DESIGNEE  
DIANA BOYCE

MICHAEL LENSAK , DEPUTY MAYOR

RECREATION COMMITTEE  
RESCUE SQUAD  
POLICE DEPARTMENT  
CONTRACT NEGOTIATIONS/WITH T. WALSH

TOM WALSH

DEPARTMENT OF PUBLIC WORKS  
ENVIRONMENTAL COMMISSION  
CONTRACT NEGOTIATIONS/  
WITH M. LENSAK  
CAPITAL BUDGET

GAIL PHOEBUS

FIRE DEPARTMENT  
LAND USE BOARD – CLASS III MEMBER  
COAH COMMITTEE  
OPEN SPACE COMMITTEE MEMBER

BOB SMITH

SENIOR CITIZENS  
BOARD OF HEALTH  
SOLID WASTE ADVISORY  
DOG LICENSING

ADMINISTRATOR

FINANCE COMMITTEE  
208 WATER QUALITY

NEGOTIATIONS COMMITTEE

TOM WALSH  
MIKE LENSAK

FINANCE COMMITTEE

BOB SMITH, CHAIR  
VITA THOMPSON, ADMINISTRATOR  
CHIEF FINANCIAL OFFICER  
TOWNSHIP AUDITOR  
MIKE LENSAK

**2011 REORGANIZATION MEETING**

**APPOINTMENTS BY TOWNSHIP COMMITTEE**

**LAND USE BOARD**

Mr. Lensak moved to appoint Gail Phoebus to fill the position of Class III Member of the Land Use Board, seconded by Mr. Walsh and carried unanimously.

Class III	Gail Phoebus	1 year term (2011)
-----------	--------------	--------------------

**OPEN SPACE, RECREATION AND FARMLAND AND HISTORIC PRESERVATION COMMITTEE**

Regular Member	Christine Kretzmer	1 year term (2011)
Regular Member	Ed Burgio	1 year term (2011)
Regular Member	Diane Gillespie	1 year term (2011)
Regular Member	Gail Phoebus	1 year term (2011)
Regular Member	Carla Kostelnik	1 year term (2011)
Regular Member	Mike Morel	1 year term (2011)
Regular Member	(Vacancy)Member/Public	1 year term (2011)
Alternate No. 1	Karl Krummel	1 year term (2011)
Alternate No. 2	(Vacancy)	1 year term (2011)

Mr. Lensak moved to confirm the appointments suggested by Mayor Boyce, seconded by Mr. Walsh and carried unanimously.

**BOARD OF HEALTH**

Regular Member	Jackie Huelbig	3 year term (2013)
----------------	----------------	--------------------

Mr. Walsh moved to re-appoint Ms. Huelbig, seconded by Mr. Lensak and carried unanimously.

**RECREATION COMMITTEE**

Regular Member	Ed Burgio	3 year term (2013)
Regular Member	Michael Morel	3 year term (2013)
Alternate No. 1	(Vacancy)	1 year term (2011)
Alternate No. 2	(Vacancy)	1 year term (2011)
Alternate No. 3	(Vacancy)	1 year term (2011)

Mr. Lensak moved to re-appoint Mr. Burgio and Mr. Morel, seconded by Ms. Phoebus and carried unanimously.

**ECONOMIC DEVELOPMENT ADVISORY COMMITTEE**

Mayor Boyce stated that all members expressed an interest to continue their membership. Mr. Walsh moved to re-appoint Rick Melfi Michael Lensak, John Carafello, Charles Grotyohann, Mark Avondoglio, Mike Morel George Morville. Motion was seconded by Ms. Phoebus and carried unanimously.

**2011 REORGANIZATION MEETING**

Page - 8 -

**ANDOVER TOWNSHIP COMMITTEE**

**January 07, 2011**

**PERSONNEL COMMITTEE**

Phil Boyce                      Township Committee                      1 year term (2011)

Mr. Walsh moved to nominate Phil Boyce to the Personnel Committee, seconded by Ms. Phoebus and carried unanimously.

**OTHER BUSINESS**

**APPROVAL OF RAFFLE LICENSE – ST. JOSEPH REGIONAL SCHOOL  
ON PREMISE MERCHANDISE RL #943 TO BE HELD AT PERONA FARMS ON  
FEBRUARY 26, 2011**

Mr. Walsh moved to approve the foregoing license, seconded by Mr. Lensak and carried unanimously.

**NEXT REGULAR MEETINGS**

**JANUARY 24, 2011  
FEBRUARY 14, 2011**

**6:30 P.M. EXECUTIVE SESSION  
7:30 P.M. REGULAR MEETING**

Attorney Semrau stated that due to a level of urgency, he asked that Township Committee that at the next meeting there could be discussions regarding the Krueger litigation in executive session. There is no funding available for the Township to sustain this case because of the need for experts. This item needs to be discussed at the next meeting and he wanted to bring this matter up briefly this evening so that they are aware of it in the event something may happen before the next meeting.

Mayor Boyce stated that while reviewing the professionals for reappointment there were no increases among any of them and there were a number of decreases. Some of those who had decreased in the past year are holding flat into 2011.

Ms. Thompson read the following

- Attorney Semrau continues to keep his rate of compensation the same as he reduced it in 2010.
- Nisivoccia & Company reduced their rate by 2% from 2010
- Sam Castimore rates remain unchanged
- McManimon & Scotland, our Bond Counsel reduced their rates by 10%
- Joe Golden has kept his rates the same the past 3 and the next 3 years.
- Our prosecutors and public defenders rates have not increased in 6 years..

**ADJOURNMENT**

Mr. Walsh moved to adjourn this meeting at 7:15 p.m., seconded by Ms. Phoebus and carried unanimously.

Respectfully submitted,

---

*Phil Boyce, Mayor*

---

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