

**A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY WAS HELD ON MONDAY, JUNE 10, 2024 AT THE BOROUGH HALL BEGINNING AT 7:00 P.M.**

**PRESENT:** Council Members: Dennison, DiRenzo (7:09 P.M.), Smith, Lane, Mallon, and Webb

**ABSENT:** Mayor Morgan,

Council President 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.

**MINUTES:**

A MOTION was made by Mr. Dennison, seconded by Mr. Lane to approve the minutes of the meeting held on 05/13/2024. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: Dennison. Motion carried.

A MOTION was made by Mr. Dennison, seconded by Mr. Lane to approve the minutes of the meeting held on 03/28/24. Upon roll call the following votes were cast: AYES: Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: Dennison. Motion carried.

\*\*\* Mr. DiRenzo entered into the meeting 7:09 PM

**OFFICIALS REPORTS:**

*CFO:* No report.

A MOTION was made by Mr. Lane, seconded by Mr. Mallon to accept the following reports as listed below: Joint Court report for April, ABFD report for May, Water reports for May with Well 1 & 2, Agra report 5/24/24. Upon roll call the following votes were cast: AYES: Dennison, Smith, DiRenzo, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**CORRESPONDENCE: The following was presented to the Council and placed on file:**

NJDEP Div. of Resilience Engineering & Construction dated 05/23/24 re: Dam Safety Inspection Report for Hemlock Lake Dam – NJ Dam File No. 22-78 – Andover Township, Sussex County

Sussex County Admin dated 5/24/24 re: Resolution: amendments to the Sussex County Resolution Establishing County Roads as Through Streets.

**AUDIENCE PARTICIPATION:**

Sandy Hull of the Delaware Defense Fund appeared before the Council. She asked for support to oppose the new proposal. She outlined the negative impacts to local municipalities and county. She asked for support by passing a Resolution opposing the proposal by the Delaware River National Park and Lenape Preserve Alliance to Change the Designation of Delaware Water Gap National Recreation Area to a Nation Park and Preserve. She also asked for the Council to consider providing support for Assembly Resolution AR133 and Senate Res. SR93 Opposing all Proposals to Change the Designation of the Delaware Water Gap National Recreation Area to National and Preserve, Including Proposal by the Delaware River National Park and Lenape Preservice Alliance. Mrs. Hull provided packets for the Council to review.

**REPORTS OF SPECIAL COMMITTEE:**

**NJ Lead Law:** LEW Environmental was presented to the Council. The Mayor is currently reviewing the information. More detail will be brought to the 07/08/24 meeting.

## REPORTS OF STANDING COMMITTEES:

**Administrative & Executive:** Mr. Dennison reported that he still needs to get together with the Municipal Clerk to discuss coverage. The Clerk added that there are some personnel policy updates and cyber security matters that need to be addressed. The Joint Court meeting is scheduled for 6/27 Mayor Morgan will attend. Mr. Lane reported that he must resign from the Cannabis Review Committee due to a conflict. Mr. Lane also reported that the battery backup recently ordered is working. The Municipal Clerk mentioned there are no Miss Andover applicants this year.

### **Celebration of Public Events:**

Mr. Dennison reported that the next public event is the Community Breakfast. It was commented that the Memorial Day Wreath Ceremony had a small, but good gathering.

### **Finance:**

Mr. Lane reported that the budget has been adopted and we're waiting on the school. A tax levy approved by the State will be considered at the next meeting. The audit is completed and will be presented in a couple of weeks.

### **Parks & Playgrounds:**

Mr. Mallon was present. Mr. Smith reported that estimates are being sought for the concrete slab at Sunset Vista Park. This slab is the first part of the pavilion installation project. The Clerk reported that a request was made by a local non-profit for a clean community event. Mrs. Brothman continued to ask if the Council has any clean communities' projects to provide to the Gunnar J. Bigley Foundation, a local organization, founded by a resident of this Borough to honor their son. As the task is typically planned months in advance, the Clerk will continue to search for a project for this group.

### **Public Bldgs. & Grounds:**

Mr. Smith reported that the borough hall funding has been appropriated. The Clerk reported that return of the park building rental deposit on 6/8 by R. Plotts has been requested.

**A MOTION** was made by Mr. Lane, seconded by Mr. Mallon to reimburse \$150 for the park building rental deposit for use on 6/8/24. Upon roll call the following votes were cast AYES: Dennison, Smith, DiRenzo, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

### **Public Safety:**

Mr. Lane reported that Valtek repair estimate has been approved. The insurance company is covering everything but the deductible. They are repairing the truck with no salvage title.

### **Streets & Roads:**

Mr. Mallon reported that one of the municipal signs has fallen. The sign on the North side of Route 206 as you enter town fell when clipped by a NJDOT mower. Mr. DiRenzo offered to go pick it up but was told that it needed two people. The sign will have to be moved to the park building until repairs can be considered.

### **Water Utility:**

Mr. Smith reported that the work on the gate to the pump house was completed. Mr. Richard Mooney was in the audience. Mr. Mooney, when approached, asked if the town was going to cut down the trees around the pump house. He also stated that new doors and a new fence should be installed. Some Council were concerned about potential threats to the system. Mr. Smith moved the conversation to the water tower. He reported that the weeds and small trees need attention. He felt that a work park should be organized to get this done. The Water Repair and Maintenance Agreement is on this evening's agenda. The Council approved the contract pending the mayor's review.

**A MOTION** was made by Mr. Smith, seconded by Mr. Lane to approve the execution and authorization of the Water Service Repair and Maintenance Agreement with Marksmen Enterprises. Upon roll call the following votes were cast AYES: Dennison, Smith, DiRenzo, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried. **See below Resolution R-2024-21**

**BOARD OF HEALTH:**

*The Board Secretary provided the June Health Newsletter. There was no new information.*

**OLD BUSINESS:**

Summer Hours – the closure of the municipal office on Fridays between Memorial Day and Labor Day were considered.

A MOTION was made by Mr. Lane, seconded by Mr. Mallon to approve this office hour change for 2024. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**NEW BUSINESS:** There was no new business.

**PROCLAMATION:** Recognizing Richard Mooney and Honoring Him for 70 Years of Outstanding Service to the Borough of Andover

**Recognizing Richard Mooney and Honoring Him for 70 Years of Outstanding Service to the Borough of Andover**

*WHEREAS, the Borough of Andover desires to recognize and honor a volunteer of the Borough for their dedicated and distinguished contributions to the community; and*

*WHEREAS, Richard “Dick” Mooney has faithfully served as a member of the Andover Borough Fire Department for seventy years and is believed to be the longest serving member of the department; and*

*WHEREAS, through the years, Richard has held many positions in the Andover Borough Fire Department, rising to Chief of the department in 1970, 1971, 1977 and 1991; and*

*WHEREAS, Richard Mooney began his career in fire service with the Borough of Andover in 1953 at the age of twenty-two years old and at the age of ninety-two years young he still responds to fire calls and will help wherever needed; and*

*WHEREAS, Richard Mooney, having been born and raised in Andover Borough, continues to be an integral part of our community and we are proud to honor him for his loyal service and dedication to the citizens of the Borough of Andover.*

**NOW, THEREFORE, I, JOHN MORGAN, MAYOR OF THE BOROUGH OF ANDOVER, SUSSEX COUNTY, NEW JERSEY, DO HEREBY RECOGNIZE AND CONGRATULATE:**

**Richard Mooney**

*For this outstanding accomplishment and extend to him our deepest appreciation for his seventy (70) years of devotion to this community as a volunteer firefighter.*

**RESOLUTIONS:**

**R-2024-19 Resolution Approving Renewal of Liquor License 1901-33-001-010**

A MOTION was made by Mr. Lane, seconded by Mr. Dennison to approve the annual renewal of liquor license #1901-33-001-010 with conditions. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**R-2024-19**  
**RESOLUTION APPROVING RENEWAL OF LIQUOR LICENSE**

WHEREAS, application was made to the Mayor and Council of the Borough of Andover, County of Sussex and State of New Jersey as the issuing authority for renewal of Plenary Retail Consumption Class "C" License 1901-33-001-010 held by and in the name of JJ8789 LLC in compliance with the laws of the State of New Jersey, resolutions and regulations of the Borough of Andover and the laws and rules of the Alcoholic Beverage Control Commission; and

WHEREAS, any requisite advertising having been done and hearing having taken place on June 10, 2024 at 7:00 p.m. at the Borough Hall; and no protest against the renewal of said license having been received in writing by the Borough Clerk, it is hereby

RESOLVED that Plenary Retail Consumption Class "C" License No. 1901-33-001-010 held by and in the name of JJ8789 LLC be and is hereby renewed for a period of one year, from July 1, 2024 through June 30, 2025; SUBJECT TO THE FOLLOWING SPECIAL CONDITION: If the license is not actively used at least three (3) days a week for five (5) hours per day for a period of four (4) weeks continuously, the Licensee will immediately file an amendment to its RETAIL LIQUOR LICENSE APPLICATION to put the license in inactive status; and

BE IT FURTHER RESOLVED that the Borough Clerk be and is authorized to issue, sign and deliver such documents as appropriate in connection herewith.

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**R-2024-20                      Resolution for FY2-2022 Assistance to Firefighters Grant - Awarding Contract to Witmer Public Safety Group, Inc. - State Contract #20-Fleet-01118 – T0106 -Witmer in the amount of \$64,890.00**

A MOTION was made by Mr. Lane, seconded by Mr. Dennison to approve a resolution for FY2022 Assistance to Firefighters Grant Awarding Contract to Witmer Public Safety Group, Inc. State Contract #20-Fleet-01118-Witmer in the amount of \$64,890.00. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**R-2024-20**  
**FY2022 Assistance to Firefighters Grant**  
**Awarding Contract to Witmer Public Safety Group, Inc.**  
**State Contract #20-Fleet-01118-Witmer in the amount of \$64,890.00**

WHEREAS, the Department of Homeland Security announced effective 8/25/2023, the Borough of Andover was awarded grant funds for submission of FY2022 Assistance to Firefighters Grant (AFG) in the amount of \$107,171.19; and

WHEREAS, as a condition of this grant, the Borough of Andover must contribute \$5,358.56 for a total approved budget of \$112,529; and

WHEREAS, the Borough of Andover is awarding to Witmer Public Safety Group, Inc., 101 Independence Way, Coatesville, PA 19320 a contract under their New Jersey State Contract #20-fleet-01118-Witmer in the amount of \$64,890.00; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Andover, County of Sussex, State of New Jersey formally approves the contract award as per the bid proposal submitted for seven MSA "G1" SCBA and cylinders/batteries/air mask bags/facepiece & harnesses.

R-2024-21

Water System Maintenance and Repair Services Agreement

WHEREAS the Borough of Andover entered into a Contract with **MARKSMEN ENTERPRISES, LLC** for water system maintenance and repair services; and

WHEREAS the contract term shall be for a period from July 1<sup>st</sup>, 2024, to June 30<sup>th</sup>, 2025; and

WHEREAS, said conditions are met as follows: (a) the Andover Borough Mayor and Council find that **MARKSMEN ENTERPRISES, LLC** services during the May 1, 2023 to June 30<sup>th</sup>, 2024 contract year were performed in an effective and efficient manner; (b) the price terms and other terms and conditions of the contract shall remain the same as during the one-year term; and (c) the Mayor and Council have determined that sufficient funds shall be appropriated and available to meet the extended obligation; and (d) both parties shall execute such documents as the Borough of Andover deems necessary to confirm the parties' agreement;

BE IT RESOLVED, therefore, by the Mayor and Council of the Borough of Andover, County of Sussex and State of New Jersey that the contract for water system maintenance and repair services between the Borough of Andover and contractor **MARKSMEN ENTERPRISES, LLC** be and is hereby renewed for a term of 12 months starting July 1<sup>st</sup>, 2024 and ending June 30<sup>th</sup>, 2025 on condition that contractor **MARKSMEN ENTERPRISES, LLC** execute the attached form of Agreement to Renew Contract; and that the Andover Borough Mayor and Andover Borough Clerk are authorized to sign the attached form of Agreement to Renew Contract on behalf of Andover Borough.

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**ORDINANCES:**

**Ordinance #2024-04 – first reading and introduction – amending to add fees to Chapter 66 Lead Paint Inspection Fees – creating fee for new Chapter 88**

*A MOTION was made by Mr. Lane, seconded by Mrs. Webb to approve the second reading and adoption of “AN ORDINANCE TO AMEND CHAPTER 66, ENTITLED “FEES”, ADDING A NEW SUBSECTION PERTAINING TO ‘CHAPTER 88’, OF THE CODE OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY”.* There was no public comment. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**ORDINANCE# 2024-04**

**AN ORDINANCE TO AMEND CHAPTER 66, ENTITLED “FEES”,  
OF THE CODE OF THE BOROUGH OF ANDOVER,  
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**BE IT ORDAINED** by the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey, that Chapter 66 of the Code of the Borough of Andover, entitled “Fees”, be and is hereby amended as follows:

**Section 1.** Section 66-1, entitled “Fees”, is hereby amended to add a new subsection pertaining to “Chapter 88, Lead Based Paint Inspections, Rental Units” as follows:

Chapter 88, Lead-Based Paint Inspections, Rental Units	
New Jersey Certified Lead Paint Inspector/Risk Assessor Inspection or Re-Inspection	See Section 88-3(C)(1)
NJ DCA Required Inspection Fee	\$20.00/inspection
Lead Wipe Sample Analysis	\$35.00/wipe
Filing fee – Lead-Safe/Lead-Free Certification	\$50.00

**Section 2.** Severability. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected thereby but shall remain in full force and effect.

**Section 3.** Repealer. All ordinances or parts of ordinances or resolutions inconsistent with or contrary to the provisions of this Ordinance are hereby repealed to the extent of such inconsistency or contrariness. All provisions of Chapter 66 of the Code of the Borough of Andover, entitled “Fees”, not amended hereby shall remain in full force and effect.

**Section 4.** This Ordinance shall take effect immediately upon final passage and publication according to law.

**Ordinance #2024-08 – 2nd reading and adoption**  
*Amending Chapter 95 Entitled Municipal Cannabis Permit*

A MOTION was made by Mr. Dennison, seconded by Mr. Lane to approve the second reading and adoption of **“AN ORDINANCE TO AMEND CHAPTER 95, ENTITLED “MUNICIPAL CANNABIS PERMIT” OF THE CODE OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY.”** There was no public comment. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**ORDINANCE# 2024-08**

**AN ORDINANCE TO AMEND CHAPTER 95, ENTITLED “MUNICIPAL CANNABIS PERMIT” OF THE CODE OF THE BOROUGH OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY.**

**BE IT ORDAINED** by the Borough Council of the Borough of Andover, in the County of Sussex and State of New Jersey, as follows:

**SECTION 1.** Chapter 95, entitled “Municipal Cannabis Permit”, of the Code of the Borough of Andover, County of Sussex, State of New Jersey, is hereby renamed “Cannabis”.

**SECTION 2.** A new Article I, to be entitled “Definitions”, shall be added to Chapter 95, which shall include Section 95-1, entitled “Definitions” which is revised to read as follows:

**§ 95-1. Definitions:**

With regard to Chapter 95, and all sections therein, the following definitions shall apply: The definitions set forth in § 134-66.4 are incorporated by reference herein.

**CANNABIS**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**CONSUMER**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**USABLE CANNABIS**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**SECTION 3.** A new Article II, to be entitled "Municipal Cannabis Permit" shall be added to Chapter 95, and shall be comprised of existing Sections 95-2 through 95-13.

**SECTION 4.** Paragraphs A and F of Section 95-10, entitled "Investigations; Sanctions; Penalties" and Section 95-13, entitled "Violations and Penalties", of Chapter 95 are amended to replace the word "chapter" with "article" wherever the word "chapter" appears.

**SECTION 5.** A new Article III, entitled "Unauthorized Retail Sale and Gainful Transfer of Usable Cannabis." shall be added to Chapter 95, and shall read as follows:

**Article III. Unauthorized Retail Sale and Gainful Transfer of Usable Cannabis.****§ 95-14. Prohibition on Retail Sale of Cannabis.**

The operation of any Cannabis Retailer and/or the retail sale of cannabis, cannabis items and related supplies by any person or business directly to consumers for recreational consumption, except by those persons or businesses holding a New Jersey Class 5 Cannabis Retailer license and the related local license issued by the Borough, is hereby prohibited.

**§ 95-15. Prohibition on Certain Transfers of Usable Cannabis.**

The transfer of usable cannabis in any instance where the usable cannabis is not obtained directly from a licensed cannabis retailer, and/or is transferred with remuneration or for promotional and/or business purposes, is hereby prohibited.

**§ 95-16. Civil Fines and Penalties.**

- A. Any person(s), firm(s), business(es), corporation(s) and/or other organizations, including any licensed medical and/or cannabis establishment, found to be engaged in the retail sale of cannabis in violation of §95-14 or found to be engaged in the transfer of usable cannabis in violation of §95-15 shall, upon conviction, be subject to a civil fine and penalty not exceeding \$2,000. Any person found to be in violation shall, upon conviction, be subject also to imprisonment for a term not exceeding 90 days or to a period of community service not exceeding 90 days as well as such penalties as may otherwise be provided by law.
- B. Each and every day any person(s), firm(s), business(es), corporation(s) and/or other organizations, including any licensed medical and/or cannabis establishment remains in violation of the provisions of this Article after the deadline for compliance set forth in any notice of violation issued by the enforcing officer(s) of the Borough shall, in the discretion of the Court, be considered a continuing violation punishable as a separate and distinct offense and subject to a separate civil fine and penalty for each and every day the violation continues.

- C. The Municipal Court or Superior Court shall have jurisdiction to hear and decide any action(s) brought to enforce the provisions of this Article, the hearing for which shall be conducted in a summary manner if and as authorized by applicable law; and any final order imposing fines and penalties for a violation of this Article shall be enforceable in the Municipal Court or Superior Court and collectible as a lien against the property of the violator in accordance with the Penalty Enforcement Law of 1999, N.J.S.A. 2A:58-10 to – 12.

**SECTION 6.** If any article, section, subsection, paragraph, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**SECTION 7.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION 8.** This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey following the required 20-day period after adoption, as set forth in N.J.S.A. 40:69A-181(b).

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**Ordinance #2024-10 – second reading and adoption –**

Park Entrance Wall Improvement \$3000 – Emergency Repair

**ORDINANCE APPROPRIATING THE SUM OF \$3,000.00 FOR PARK ENTRANCE WALL IMPROVEMENT**

A MOTION was made by Mr. Dennison, seconded by Mr. Lane to approve the second reading and adoption of “ORDINANCE APPROPRIATING THE SUM OF \$3,000.00 FOR PARK ENTRANCE WALL IMPROVEMENT.” There was no public comment. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**ORDINANCE #2024-10**

**ORDINANCE APPROPRIATING THE SUM OF \$3,000.00  
FOR PARK ENTRANCE WALL IMPROVEMENT**

**BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Andover,  
County of Sussex, State of New Jersey as follows:**

SECTION 1: The sum of three thousand dollars (\$3,000.00) presently located in the General Capital Fund is hereby appropriated for retaining wall improvement from the Capital Improvement Fund, Reserve for Improvement to Parks, General Capital Fund:

Reserve for Improvement to Park Entrance Wall: \$3,000.00

SECTION 2: In connection with the amount authorized in Section 1 hereof, the Borough makes the following determinations:

- 1) The purpose described in Section 1 hereof is not a Current Operating Expense and is a purchase the Borough of Andover may lawfully make as a capital purchase.



- 2) The period of usefulness of the purpose described in Section 1 hereof is not in the limitation of said Local Bond law and according to the aggregate reasonable life thereof is five (5) years or longer.

SECTION 3: All ordinances or parts of ordinances which are inconsistent with the terms of this ordinance be and the same hereby repealed to the extent of their inconsistency.

SECTION 4: This ordinance becomes effective immediately upon publication after adoption.

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**Ordinance #2024-11 - second reading and adoption – Borough Hall Renovation**  
General Capital Improvement

A MOTION was made by Mr. Lane, seconded by Mrs. Webb to approve the second reading and adoption of “**ORDINANCE APPROPRIATING THE SUM OF \$85,000.00 FOR IMPROVEMENTS TO MUNICIPAL BUILDING WITHIN ANDOVER BOROUGH**”. There was no comment from the audience. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**ORDINANCE #2024-11**

**ORDINANCE APPROPRIATING THE SUM OF \$85,000.00  
FOR IMPROVEMENTS TO MUNICIPAL BUILDING WITHIN ANDOVER BOROUGH**

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey as follows:

SECTION 1: The sum of eighty-five thousand dollars (\$85,000.00) presently located in the General Capital Improvement Fund and General Capital Reserves is hereby appropriated for the Improvements to Municipal Building funded from the General Capital Improvement Fund:

Improvements to Municipal Building include, but are not limited to new windows, doors, paint, desks and office equipment & furniture, cubicles, general office improvements, and ADA upgrades for the sum of: \$85,000.00

SECTION 2: In connection with the amount authorized in Section 1 hereof, the Borough makes the following determinations:

- 3) The purpose described in Section 1 hereof is not a Current Fund Operating Expense and is a purchase the Borough of Andover may lawfully make as a capital purchase.
- 4) The period of usefulness of the purpose described in Section 1 hereof is not in the limitation of said Local Bond law and according to the aggregate reasonable life thereof is five (5) years or longer.

SECTION 3: All ordinances or parts of ordinances which are inconsistent with the terms of this ordinance be and the same hereby repealed to the extent of their inconsistency.

SECTION 4: This ordinance becomes effective immediately upon publication after adoption.

**Ordinance #2024-12 - second and adoption - Pavilion at Sunset Vista Park**  
General Capital Improvement

A MOTION was made by Mr. Dennison, seconded by Mr. Lane to approve the second reading and adoption of an "Ordinance Appropriating the Sum of \$25,000.00 for Improvements to Parks Within the Borough" for the purpose of installing a new pavilion at Sunset Vista Park. There was no comment from the audience. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**ORDINANCE #2024-12**

**ORDINANCE APPROPRIATING THE SUM OF \$25,000.00  
FOR IMPROVEMENTS TO PARKS WITHIN THE BOROUGH**

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Andover, County of Sussex, State of New Jersey as follows:

SECTION 1: The sum of twenty-five thousand dollars (\$25,000.00) presently located in the General Capital Fund Improvement to Parks is hereby appropriated for the improvements to parks within the Borough funded from the Capital Reserve for Improvement to Park, General Capital Fund:

***Improvement to Sunset Vista Park within the Borough for installation of pavilion:  
\$25,000.000***

SECTION 2: In connection with the amount authorized in Section 1 hereof, the Borough makes the following determinations:

- 5) The purpose described in Section 1 hereof is not a Current Operating Expense and is a purchase the Borough of Andover may lawfully make as a capital purchase.
- 6) The period of usefulness of the purpose described in Section 1 hereof is not in the limitation of said Local Bond law and according to the aggregate reasonable life thereof is five (5) years or longer.

SECTION 3: All ordinances or parts of ordinances which are inconsistent with the terms of this ordinance be and the same hereby repealed to the extent of their inconsistency.

SECTION 4: This ordinance becomes effective immediately upon publication after adoption.

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**AUDIENCE PARTICIPATION: None.**

**MOTION TO PAY THE BILLS:**

A MOTION was made by Mr. Dennison, seconded by Mr. Lane to approve the following Resolution: BE IT RESOLVED by the Governing Body to approve the payment of all vouchers on the bill listed May 13, 2024 submitted by the Chief Financial Officer for payment. Upon roll call the following votes were cast: AYES: Dennison, DiRenzo, Smith, Lane, Mallon and Webb. NAYS: None. ABSTAIN: None. Motion carried.

**MOTION TO ADJOURN:**

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

  
Beth Brothman  
Municipal Clerk