

ANDOVER TOWNSHIP COMMITTEE MEETING AGENDA

**BOB SMITH, MAYOR
GAIL PHOEBUS, DEPUTY MAYOR
PHILIP BOYCE
ALEX GILSENAN
THOMAS WALSH**

JUNE 22, 2009

EXECUTIVE SESSION - 6:30 P.M.

REGULAR MEETING - 7:30 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

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 sending such notice and agenda to the New Jersey Herald, the Star Ledger and Daily Record and by filing same with the Township Clerk.

RULES FOR MEETING: *No new business to be brought before the Committee after 8:30 P.M. The time allotted to the public will be determined by the Committee.*

EXECUTIVE SESSION:

Personnel Matters:

1. ***J. Covalence, Police Dispatcher***

Contract Negotiations:

1. ***Animal Control - New Vendor***

There will be discussion regarding the review of a proposal by the Animal Control Officer to better manage stray cats.

2. ***Recommendation of The Open Space Committee Regarding Acquisition of Certain Land***

3. ***Lakeland Emergency Squad and the Township of Byram***

Discussion regarding the draft agreement with Byram and Lakeland regarding the purchase of ambulances.

Attorney-Client Privilege:

1. ***Riverbank-Sparta Project/Special Counsel-Prol Proposal***

Discussion regarding a status report on the Riverbank matter and review of the proposal filed by Attorney Prol to serve as special counsel.

EXECUTIVE SESSION (CONTINUED)

Potential Litigation

1. **Rolling Hills Condominiums - Block 109/Lot 4.01-CO052**
Zoning Issue

There will be discussion regarding a memo from a builder constructing a deck at this location. He had requested documents concerning underground electric lines.

Pending Litigation

1. **D. Szatkiewicz vs. Andover Township**

Attorney Semrau will provide a status report regarding this matter.

2. **PSE&G - Susquehanna-Roseland Project**

APPROVAL OF THE GENERAL AGENDA

APPROVAL OF 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.

*CONSENT AGENDA:

*OTHER BUSINESS:

1. APPROVAL OF VOUCHERS FOR PAYMENT
2. APPROVAL OF RAFFLE LICENSE - KEEP, INC. TO BE HELD ON JULY 31, 2009 AT THE HILLSIDE PARK HALL FROM 6:30 P.M. TO 10:30 P.M.
 - A. #R.L. 879 - ON-PREMISE 50/50
 - B. #R.L. 880 - ON PREMISE MERCHANDISE

*RESOLUTIONS:

1. #R2009-107 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY AWARDING THE BID FOR THE PURCHASE OF ONE (1) CURRENT MUSTANG MODEL V2700 SKID STEER LOADER WITH DIESEL ENGINE WITH ALL EQUIPMENT AND ACCESSORIES TO G & H SERVICE, INC.
2. #R2009-108 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY AWARDING THE BID FOR THE PURCHASE OF ONE (1) 2010 FREIGHTLINER M-2 106V DIESEL CHASSIS WITH CENTRAL HYDRAULIC SYSTEM AND MG ALL SEASON DUMP BODY WITH WAUSAU PLOW TO CAMPBELL FREIGHTLINER

***CONSENT AGENDA: (CONTINUED)**

***RESOLUTIONS: (CONTINUED)**

2. **#R2009-109 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO AUTHORIZE APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PERONA ROAD PHASE II PROJECT**

3. **#R2009-110 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP FOR THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO APPROVE THE 2008 CORRECTIVE ACTION PLAN**

4. **#R2009-111 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF THE JOINT PURCHASE AGREEMENT FOR THE PURCHASE OF TWO NEW AMBULANCES WITH THE TOWNSHIP OF BYRAM**

***APPROVAL OF MINUTES**

1. APRIL 27, 2009 REGULAR MEETING
2. MAY 27, 2009 EXECUTIVE SESSION

***APPROVAL OF MINUTES FOR RELEASE**

1. MAY 27, 2009 EXECUTIVE SESSION

APPROVAL OF MINUTES

1. FEBRUARY 09, 2009 EXECUTIVE SESSION

PRESENTATIONS

ANDOVER TOWNSHIP GIRL SCOUT TROOP #839 - BRONZE AWARD RECIPIENTS

ANDOVER TOWNSHIP BOY SCOUT TROOP #85 - EAGLE SCOUT RECIPIENTS

REGULAR AGENDA

PUBLIC HEARING FOR THE ADOPTION OF THE 2009 MUNICIPAL BUDGET

**RESOLUTION OF THE ANDOVER TOWNSHIP COMMITTEE TO ADOPT
THE 2009 MUNICIPAL BUDGET AS PRESENTED**

OPEN TO THE PUBLIC

RULES FOR THE PUBLIC PORTION OF THE MEETING

1. Please come forward when recognized and state your name and address.
2. Please direct your comments to the Township Committee.
3. The committee may comment or respond when you conclude your comments.
4. Normally, each member of the public will be recognized and given the floor. When you have concluded, you may be recognized again during that public portion of the meeting upon Committee approval.
5. Anyone that is disruptive and/or speaks when they are not recognized will be considered to be disruptive to the meeting and may be asked to leave.

ORDINANCES: PUBLIC HEARING

1. NO. 2009-23 VACATION OF CERTAIN RIGHTS-OF-WAY
BALLANTINE ROAD AND BALLANTINE WOODS WAY

***"AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX,
AND STATE OF NEW JERSEY AUTHORIZING THE VACATION OF CERTAIN
RIGHTS-OF-WAY"***

2. NO. 2009-24 DEED OF DEDICATION ACCEPTANCE
FOR OPEN SPACE
BALLANTINE WOODS - BLOCK 7/LOT 10

***"AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX,
AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A
DEED OF DEDICATION FOR OPEN SPACE FOR BLOCK 7/LOT 10 FROM
BALLANTINE WOODS, LLC."***

3. NO. 2009-25 DEED OF DEDICATION ACCEPTANCE
ROADWAY PURPOSES
BLOCK 7/LOTS 10, 10.02, 10.03, BLOCK 6/LOT 3.02

***"AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX
AND STATE OF NEW JERSEY AUTHORIZING ACCEPTANCE OF A DEED
OF DEDICATION FOR ROADWAY PURPOSES FOR BLOCK 7, LOTS 10,
10.02, 10.03 AND BLOCK 6 LOT 3.02, FROM BALLANTINE WOODS, LLC."***

ORDINANCES: PUBLIC HEARING (CONTINUED)

4. NO. 2009-28 TO AMEND CHAPTER 190, "ZONING" SECTION 190e, "TABLE 4, USES PERMITTED IN NONRESIDENTIAL AIRPORT ZONES

"AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 190, "ZONING," SECTION 190e, "TABLE 4, USES PERMITTED IN NONRESIDENTIAL AIRPORT ZONES" OF THE REVISED GENERAL ORDINANCES TO INCLUDE "RETAIL SALES" AND "SERVICE ACTIVITIES" AS PRINCIPAL PERMITTED USES IN THE BPO/R/A/ ZONE"

ORDINANCES: INTRODUCTION

RESOLUTIONS

1. #R2009-112 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO JOIN NEW JERSEY SUSTAINABLE ENERGY JOINT MEETING
2. #R2009-113 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY ADVISING THE DIRECTOR OF THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL OF NO OBJECTION TO THE ISSUING OF THE CONFLICT OF INTEREST LICENSE FOR THE FARMSTEAD GOLF AND COUNTRY CLUB FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010
3. #R2009-114 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-44-015-002 PLENARY RETAIL DISTRIBUTION LICENSE FOR ANDOVER WINE AND LIQUORS FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010
4. #R2009-115 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-33-006-002 FOR PERONA ENTERPRISES, INC. T/A PERONA FARMS, PLENARY RETAIL CONSUMPTION LICENSE FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010

RESOLUTIONS (CONTINUED)

5. #R2009-116 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-005-004 FOR J & M WALDRON, INC. T/A MAX'S STATION HOUSE FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010
6. #R2009-117 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE #1902-33-009-002 FOR SHERIDAN'S LODGE, INC. T/A SHERIDAN'S LODGE FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010
7. #R2009-118 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-33-003-002 FOR ALSATIAN CORPORATION T/A LAKE LENAPE LODGE FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010 WITH CERTAIN CONDITIONS
8. #R2009-119 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-010-003 FOR DINA'S LLC FOR THE TERM JULY 01, 2009 THROUGH JUNE 30, 2010
9. #R2009-120 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE #1902-33-004-006, FOR LARRY L. SNOVER, INC. T/A THE CELLAR FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010
10. #R2009-121 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-31-014-002 CLUB LICENSE FOR THE NEWTON COUNTRY CLUB, INC. FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010
11. #R2009-122 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF LIQUOR LICENSE #1902-31-013-001 CLUB LICENSE FOR LT. CHAS A. MEYER POST 86 - AMERICAN LEGION T/A AMERICAN LEGION POST 86 FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010

RESOLUTIONS (CONTINUED)

12. #R2009-123 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE (WITH HOTEL/MOTEL EXCEPTION) #1902-36-002-004 FOR SOMERSET INVESTORS, INC. T/A BELLA ITALIA FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010

13. #R2009-124 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE (WITH BROAD PACKAGE PRIVILEGE) #1902-32-011-002 FOR THE CORNER RESTAURANT, INC. T/A THE CORNER RESTAURANT FOR THE TERM JULY 1, 2009 THROUGH JUNE 30, 2010

14. #R2009-125 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO JOSHUA D. MACKOFF, LLC FOR APPRAISAL WORK ASSOCIATED WITH THE VACANT LAND DESIGNATED AS BLOCK 108/LOT 7 AND BLOCK 109/LOT 7 IN AN AMOUNT NOT TO EXCEED \$2,000.00

15. #R2009-126 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO LANDMARK I APPRAISAL, LLC FOR APPRAISAL WORK ASSOCIATED WITH THE VACANT LAND DESIGNATED AS BLOCK 108/LOT 7 AND BLOCK 109/LOT 7 IN AN AMOUNT NOT TO EXCEED \$4,000.00

16. #R2009-127 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ANDOVER COUNTY OF SUSSEX STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF THE AGREEMENT FOR THE ASSIGNMENT OF INTERESTS IN UNIMPROVED REAL PROPERTY WITH THE COUNTY OF SUSSEX

OLD BUSINESS

1. PERSONNEL COMMITTEE POLICY REVIEW
2. HEALTH BENEFITS PLAN REVIEW

NEW BUSINESS

OTHER BUSINESS

1. APPROVAL OF OFF PREMISE 50/50 RAFFLE LICENSE #R.L. 878
BIRTH HAVEN, INC. - TO BE HELD ON SEPTEMBER 22, 2009 AT
7:00 P.M. AT THE NEWTON COUNTRY CLUB

COMMITTEE REPORTS

REPORT FROM THE TOWNSHIP ADMINISTRATOR

REPORT FROM THE MUNICIPAL ATTORNEY

NEXT SCHEDULED MEETINGS:

Monday, July 13, 2009

Monday, July 27, 2009 (Possible Cancellation)

Monday, August 10, 2009 (Possible Cancellation)

Executive Session - 6:30 p.m.

Regular Meeting - 7:30 p.m.

ADJOURNMENT