

**ANDOVER TOWNSHIP COMMITTEE MEETING MINUTES**

**MICHAEL LENSAK, MAYOR  
ELLSWORTH BENSLEY, DEPUTY MAYOR  
JOHN CARAFELLO  
JANIS MCGOVERN  
THOMAS D. WALSH, JR.**

**September 3, 2020**

**EXECUTIVE SESSION 6:30PM  
REGULAR MEETING 7:30PM**

**CALL TO ORDER:** The meeting of the Andover Township Committee was called to order at 6:30PM at the Municipal Building, 134 Newton Sparta Road, Andover Township, by Mayor Lensak, followed by the Salute to the Flag.

**ROLL CALL:** Present were Mr. Bensley, Ms. McGovern, Mr. Carafello, Mr. Walsh and Mayor Lensak. Also present were Robert Rossmessl, Township Attorney and Patricia Bussow, Clerk/Administrator.

**OPEN PUBLIC MEETING STATEMENT:** This meeting was held in compliance with the provisions of the Open Public Meetings Act, Public Laws of 1975, chapter 231 and was properly advertised and certified by the Municipal Clerk.

**EXECUTIVE SESSION:** At 6:30PM, Mayor Lensak moved to enter Executive Session by Resolution, seconded by Mr. Walsh. The motion carried with all in favor.

**RESOLUTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED by the Township Committee of the Township of Andover on the 3<sup>rd</sup> day of SEPTEMBER 2020, that:**

**1. PRIOR to 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):**

- ( ) a. Confidential or excluded matters, by Express provision of Federal law or State statute or rule of court.
- ( ) b. A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- ( ) c. Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- (x) d. A collective bargaining agreement including negotiations.
- ( ) e. 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.
- ( ) f. 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) g. Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
- ( ) h. Personnel matters.
- ( ) i. 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).

**COLLECTIVE BARGAINING AGREEMENT:** IUE-CWA Local 81134 (DPW)

**CONTRACT NEGOTIATIONS:** Cable Franchise Agreement

The Regular Meeting resumed at 7:30PM by motion of Mr. Bensley, seconded by Ms. McGovern. The motion carried with all in favor.

**APPROVAL OF THE GENERAL AGENDA:**

Mr. Walsh moved to approve the General Agenda, seconded by Mr. Bensley. The motion carried with all in favor.

**APPROVAL OF CONSENT AGENDA:**

Mayor Lensak opened to the public for comment on the Consent Agenda. Hearing none, Mayor Lensak closed to public comment.

Mr. Bensley moved to approve the Consent Agenda, seconded by Ms. McGovern. Roll Call was taken for the following vote: Mr. Bensley, yes; Mr. Carafello, yes; Ms. McGovern, yes; Mr. Walsh, yes, abstaining from approval of the Executive Session Minutes; Mayor Lensak, yes. The motion carried.

**CONSENT AGENDA**

**OTHER BUSINESS:**

1. APPROVAL OF VOUCHERS FOR PAYMENT

**MINUTES:**

**August 20, 2020 - Regular and Executive Session Minutes**

**RESOLUTIONS:**

**R#2020-95 A RESOLUTION 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, 2020 THROUGH JUNE 30, 2021**

**R#2020-96 A RESOLUTION 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) #1902-36-002-005 FOR SOMERSET INVESTORS, INC. T/A BELLA ITALIA FOR THE TERM JULY 1, 2020 THROUGH JUNE 30, 2021**

**R#2020-97 A RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND STATE OF NEW JERSEY REQUESTING THE COUNTY OF SUSSEX TO PROVIDE A SEPARATE TAXATION TO MUNICIPALITIES THAT UTILIZE THE SUSSEX COUNTY DISPATCH SERVICES**

**PUBLIC PORTION:**

Resident Richard Koenig commented that he saw an article in the paper regarding a legal challenge concerning the Glenn Lake Dam in Sparta and was wondering if anything had come up regarding Lake Lenape, as the situations seem to be the similar. Discussion ensued regarding the process that was taken by the Lake Lenape Association. Ultimately, after years of legal issues, the decision was made by the Association and not the Township regarding the assessment.

There being no further comments from the public, Mayor Lensak closed to public portion of the meeting.

**NEW BUSINESS:**

- Mayor Lensak made the following appointments to the Land Use Board:
  1. Steve Krepeos to Class IV Member to fill the unexpired term ending December 31, 2021
  2. Joseph Tolerico to Alternate #2 to fill the unexpired term ending December 31, 2020
  3. Eric Karr to Alternate #3 to fill the unexpired term ending December 31, 2021
  
- The Township Committee agreed unanimously on the following Liaison and Subcommittee Appointments to Fill Vacancies (due to Dolores Blackburn's resignation):
  1. Committeewoman McGovern to the Environmental Commission (appt. made 8/20/20)
  2. Committeeman Walsh to Finance Committee/Capital Budget/Projects Subcommittee
  3. Committeeman Walsh to Joint Municipal Court
  4. Committeeman Walsh to Human Resources and Employee Relations Subcommittee

**UNFINISHED BUSINESS:**

- Property Maintenance Issues – Forest Lakes Drive: Attorney Rossmeyssl stated that at this point and from their perspective, this is a done deal, and they will be forwarding the Resolution and Memorandum of Understanding to Andover Borough to sign off on. Mayor Lensak stated that it is his understanding that the Township, Byram and the Forest Lakes Association are all in agreement to move forward, and it is just the Borough that everyone is waiting on.

**RESOLUTION #R2020-98 RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY AUTHORIZING A MEMORANDUM OF UNDERSTANDING FOR THE REPAIR OF A CERTAIN PORTION OF FOREST LAKES DRIVE**

Mr. Bensley moved to approve Resolution #R2020-98 contingent upon the road improvements being made, seconded by Mayor Lensak. The motion carried by unanimous roll call vote.

**COMMITTEE REPORTS:**

***Mr. Bensley reported:***

Reported that he saw Planet Network working in the area, and at this time he has no other Committee reports.

***Mr. Carafello reported:***

Reported that the Police Department is doing a good job, no complaints, and he has no other Committee reports at this time.

***Ms. McGovern reported:***

The Environmental Commission met and the entire meeting was devoted to putting together their report regarding the findings for the BHT hearing, which will be held on September 15<sup>th</sup>.

Ms. McGovern also asked the Committee for their input regarding the possibility of the Recreation Department holding the Annual Senior Citizen's Luncheon. If held, it would be at The Barn, which limit would be 75 people. Given the current circumstances and that they are the most vulnerable, the Committee decided as a whole to cancel the event. Discussion took place regarding the annual donation to the Senior Citizen's group, and it was suggested that possibly this year's donation be given to them, but save for next year's possible events, as the group has not been able meet this year due to COVID. The CFO will be made aware.

Ms. McGovern asked that information regarding voting be placed on the website as there have been many questions regarding the process. The Clerk/Administrator stated that she will absolutely make sure the correct information is posted once the County Board of Elections has compiled all of information.

Ms. McGovern commented that she would like to see some attention given to the curb appeal on our building. Mr. Carafello also stated that we need to make the building look better, and that we could potentially use our DPW to assist Ms. Gillespe, who is a master gardener and was willing to help. Ms. McGovern would like to request that we get new Holiday decorations, specifically new white lights of commercial grade so that we have better quality lighting.

Ms. McGovern also added that a Land Use Board hearing was held regarding Suez Water North America application for the installation of an emergency generator to be installed for the water supply to the 55 homes in Sussex Park. The application was approved, and this will allow for an emergency back-up should the system's power fail.

***Mr. Walsh reported:***

Mr. Walsh spoke regarding finance and commented on how hard COVID hit the tax collection rate earlier this year, however, our Tax Collector has been doing a great job and is currently even with last year's collection rate. Moving forward we will have to be mindful of our purse strings as people are suffering due to the current situation.

Mr. Walsh commented on the audit and stated that our CFO has done a tremendous job. He will be meeting with the Administrator and the CFO next Thursday to begin discussing next year's budget and future budgets. Although we have to be frugal, there are necessities that we need to budget for and keep in mind moving forward. He will report to the Committee at the next meeting.

***Mayor Lensak reported:***

Mayor Lensak participated in a Mayor's conference call on August 25, 2020. To date in the County, 26,208 have been tested, with 1,428 positive, 1,225 recovered and 197 total deaths, mostly attributed to long term health care facilities. Covidactnow.org is a great website to view the numbers and see what is going on around the Country.

The Mayor participated in a Facebook stream conference with Congressman Gottheimer, as well as doctor and EMS representatives, giving a status update on what is coming this fall. With a resurgence of COVID plus the flu, how will they differentiate between the two. The Mayor looks at it in a positive light that now that we are wearing masks, social distancing and washing our hands, it could help contain the spread of the flu.

Restaurants will be opening for indoor dining at 25% capacity beginning this Friday. He has petitioned the Governor to give us some kind of game plan as to timing and when these businesses can go to 50% or more.

**REPORT FROM THE CLERK/ADMINISTRATOR:**

The Clerk/Administrator reported that the NJ League of Municipalities Convention has gone all virtual for 2020, and if any member of the Committee wishes to register for online classes to let her know by the next meeting.

**REPORT FROM THE MUNICIPAL ATTORNEY:**

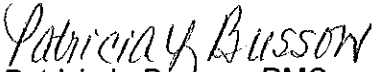
Attorney Rossmeissl reported that they have been working with the Assessor on the 2020 tax appeals, which due to COVID have been delayed. Andover's appeals will be heard on September 15, 2020. Andover is in very good shape with regard to the total assessed value that has come under appeal for 2020. He added that the Assessor has been on top of everything.

**NEXT SCHEDULED MEETINGS:**

**SEPTEMBER 17, 2020 6:30PM EXECUTIVE SESSION, 7:30 PM REGULAR SESSION  
OCTOBER 1, 2020 6:30PM EXECUTIVE SESSION, 7:30 PM REGULAR SESSION**

**ADJOURNMENT:** There being no further business, Mr. Walsh moved to adjourn, with a second by Ms. McGovern. The motion carried with all in favor.

Submitted:

  
Patricia L. Bussow, RMC  
Municipal Clerk/Administrator

**List of Bills - (0110101000002) CASH CHECKING FIRST HOPE**  
**Current Fund**

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
25329	60 - ABCODE SECURITY, INC.	PO 11443 2020 ANNUAL FIRE INSPECTION - DPW & REGR	200.00	200.00	200.00
		01-201-26-310-020 BUILD & GRNDS OTHER EXPENSE			
25330	2468 - ALLIED OIL	PO 11441 08/10/2020 - GASOLINE DELIVERY - 450.20	673.05	673.05	673.05
		01-201-31-460-020 UTILITY OTHER EXPENSE			
25331	91 - ANDOVER BOARD OF EDUCATION	PO 11101 2020 SCHOOL TAX PAYMENTS	1,058,709.50	1,058,709.50	1,058,709.50
		01-201-26-290-020 PUBLIC WORKS OTHER EXPENSE			
25332	2630 - BARC ENTERPRISES, CORP.	PO 11459 DPW - TRUCK 1	39.06	39.06	39.06
		01-201-26-310-020 BUILD & GRNDS OTHER EXPENSE			
25333	133 - BASSANT POWER EQUIPMENT LLC	PO 11435 MOWER PARTS	146.48	146.48	146.48
		01-201-28-375-020 PARK MAINT OTHER EXPENSE			
25334	2174 - CINEMAS CORPORATION	PO 10831 2020 BLANKET - MEDICAL CABINET SUPPLIES	159.60	159.60	159.60
		01-201-26-310-020 BUILD & GRNDS OTHER EXPENSE			
25335	990 - DORSEY & SEMRAU	PO 11433 JULY 2020 - PROFESSIONAL SERVICES	7,220.90	7,220.90	7,220.90
		01-201-20-155-020 LEGAL OTHER EXPENSE			
25336	2625 - ENDURA, LLC.	PO 11329 SHIPPING & HANDLING FOR DISPATCH CHAIR	127.45	127.45	127.45

**List of Bills - (0110101000002) CASH CHECKING FIRST HOPE  
Current Fund**

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
25337	1130 - FAMILY FORD, INC.	PO 10731 2020 BLANKET - DPW PARTS	127.45	719.08	719.08
01-201-25-250-020	DISPATCH OTHER EXPENSE				
01-201-26-290-020	PUBLIC WORKS OTHER EXPENSE				
25338	245 - HAROLD E. PELLLOW & ASSOC. INC.	PO 11453 ENGINEERING SERVICES	195.00	195.00	195.00
01-201-20-165-020	ENGINEERING OTHER EXPENSE				
25339	2635 - HFE SERVICES, LLC.	PO 11445 domain registration	63.51	63.51	63.51
01-201-25-240-020	POLICE OTHER EXPENSE				
25340	693 - HOME DEPOT CREDIT SERVICES	PO 10738 2020 BLANKET - DPW MISC SUPPLIES	94.86	94.86	94.86
01-201-26-290-020	PUBLIC WORKS OTHER EXPENSE				
25341	344 - MONTAGUE TOOL&SUPPLY CO., INC.	PO 11458 MAGNESIUM ASPHALT TUFFE	97.90	97.90	97.90
01-201-26-290-020	PUBLIC WORKS OTHER EXPENSE				
25342	2531 - MR. JOHN	PO 10697 2020 BLANKET - RESTROOM SERVICES	259.90	259.90	259.90
01-201-28-375-020	PARK MAINT OTHER EXPENSE				
25343	1230 - NORTH JERSEY MUNICIPAL EMPLOYEE	PO 10699 2020 BLANKET - DENTAL INSURANCE PREMIUMS	3,311.00	3,311.00	3,311.00
01-201-23-220-020	GROUP INSURANCE OTHER EXPENSE				



**List of Bills - (0110101000002) CASH CHECKING FIRST HOPE  
Current Fund**

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
25344	2389 - OCA BENEFIT SERVICES	PO 10770 2020 BLANKET - FLEXIBLE SPENDING ACCOUNT	50.00	50.00	50.00
	01-201-23-220-020	GROUP INSURANCE OTHER EXPENSE			
25345	424 - READYREFRESH BY NESTLE	PO 11457 JULY 2020 BOTTLED WATER SERVICE	171.60	283.27	283.27
	01-201-43-490-020	MUNICIPAL COURT OTHER EXPENSE	111.67		
	01-201-26-310-020	BUILD & GRNDS OTHER EXPENSE			
25346	2207 - RICOH USA, INC.	PO 10773 2020 BLANKET - COPIER CONTRACT	410.00	410.00	410.00
	01-201-26-310-020	BUILD & GRNDS OTHER EXPENSE			
25347	475 - SAFETY KLEEN CORPORATION	PO 10923 2020 BLANKET - DPM PARTS CLEANER SERVICE	287.90	287.90	287.90
	01-201-26-290-020	PUBLIC WORKS OTHER EXPENSE			
25348	2262 - SYNCE/AMAZON	PO 11295 IEMS CLEANING WIPES & PERSONNEL FILE FOL	18.50	55.45	55.45
	01-201-26-310-020	BUILD & GRNDS OTHER EXPENSE	36.95		
	01-201-20-100-020	ADMIN OTHER EXPENSE			
	01-201-42-490-020	PO 11350 VARIOUS SUPPLIES	59.98	99.15	99.15
	01-201-43-490-020	SHARED SERVICE - JOINT COURT O/E	39.17		
		MUNICIPAL COURT OTHER EXPENSE			154.60
25349	864 - T.A. MOUNTFORD COMPANY, INC.	PO 11442 2020 COPIER SERVICE CONTRACT	200.00	200.00	200.00
	01-201-26-310-020	BUILD & GRNDS OTHER EXPENSE			
25350	1291 - THE STANDARD INSURANCE CO.	PO 10755 2020 BLANKET - LONG TERM INSURANCE DISAB	1,378.79	1,378.79	1,378.79
	01-201-23-220-020	GROUP INSURANCE OTHER EXPENSE			

**List of Bills - (0110101000002) CASH CHECKING FIRST HOPE  
Current Fund**

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
25351	1251 - THE UPS STORE	PO 11439 SHIPPING OF ALCOHOL UNIT - ACPD	45.53	45.53	45.53
	01-201-25-240-020	POLICE OTHER EXPENSE			
25352	2388 - UGI ENERGY SERVICES, LLC	PO 11437 JULY 2020 HEATING GAS	3.15	3.15	3.15
	01-201-31-460-020	UTILITY OTHER EXPENSE			
25353	1511 - WEINER LESNIAK LLP	PO 11448 PROFESSIONAL SERVICES	432.00	432.00	432.00
	01-201-20-155-020	LEGAL OTHER EXPENSE			
TOTAL					1,075,262.53

Total to be paid from Fund 01 Current Fund

1,075,262.53  
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1,075,262.53

List of Bills - (1810101000000) CASH - OPEN SPACE  
Open Space Trust

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
256	1163 - FARMSIDE LANDSCAPE, INC.	PO 11055 2020 BLANKET - TURF CARE		1,395.00	
	18-260-05-900-000	OPEN SPACE - RESERVE FOR EXPENSES		1,395.00	1,395.00
	TOTAL				----- 1,395.00
	Total to be paid from Fund 18 Open Space Trust			<u>1,395.00</u>	<u>1,395.00</u>

List of Bills - (1910101000001) CASH - FIRST HOPE DEV ESCROW

Developers Escrow Fund

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
135	245 - HAROLD E. PELLOW & ASSOC. INC.	PO 11455 ENGINEERING SERVICES		260.00	
	19-260-57-100-000	DEVELOPERS AGREEMENTS - OVER \$5,000	260.00		260.00
136	601 - VOGEL, CHAIT, COLLINS, SCHNEIDER	PO 11454 JULY 2020 PROFESSIONAL SERVICES		192.00	
	19-260-57-100-000	DEVELOPERS AGREEMENTS - OVER \$5,000	192.00		192.00
TOTAL					452.00

Total to be paid from Fund 19 Developers Escrow Fund

452.00

452.00

List of Bills - (1310101000004) OTHER TRUST - FIRST HOPE - OTHER TRUST  
OTHER TRUST

Meeting Date: 09/03/2020 For bills from 08/21/2020 to 08/26/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
4172	245 - HAROLD E. PELLOW & ASSOC. INC.	PO 11451 ENGINEERING SERVICES	62.81	62.81	
		PO 11452 ENGINEERING SERVICES	162.50	162.50	
					225.31
4173	1511 - WEINER LESNIAK LLP	PO 11447 PROFESSIONAL SERVICES	320.00	320.00	
		PO 11449 PROFESSIONAL SERVICES	1,312.00	1,312.00	
		PO 11450 PROFESSIONAL SERVICES	128.00	128.00	
					1,760.00
TOTAL					1,985.31

Total to be paid from Fund 13 OTHER TRUST

1,985.31  
1,985.31

TOWNSHIP OF ANDOVER  
COUNTY OF SUSSEX, STATE OF NEW JERSEY

RESOLUTION #R2020-95

RESOLUTION 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, 2020 THROUGH JUNE 30, 2021

**WHEREAS**, the following Plenary Retail Consumption License holder has made proper application for renewal, has submitted to the New Jersey Division of Alcoholic Beverage Control the proper fee of Two Hundred Dollars (\$200.00) and to the Township of Andover, the proper fee of Five Hundred Ninety-Seven Dollars (\$597.00):

**#1902-33-010-003**

**Dina's, LLC.**  
**269 Newton-Sparta Road**  
**Newton, New Jersey 07860**

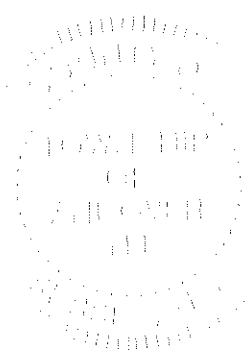
**WHEREAS**, the Director of the Division of Taxation, in accordance with chapter 161, Laws of NJ, 1995, has reviewed the records of these holders of retail alcoholic beverage licenses. This license holder is in compliance and the necessary Tax Clearance Certificate has been filed.

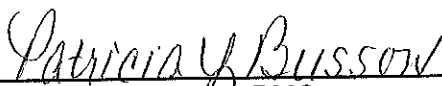
**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Andover, County of Sussex and State of New Jersey, that the above listed Plenary Retail Consumption License be and is hereby renewed for the 2020-2021 licensing year, effective July 01, 2020 subject to substantial compliance with all existing codes and provisions of N.J.S.A. 33:1-12.13.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to the Division of Alcoholic Beverage Control and the License holder for their records.

CERTIFICATION

I, Patricia L. Bussow, Municipal Clerk of the Township of Andover, in the County of Sussex in the State of New Jersey, do hereby certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Andover Township Committee at its meeting on September 3, 2020.



  
\_\_\_\_\_  
Patricia L. Bussow, RMC  
Municipal Clerk/Administrator

TOWNSHIP OF ANDOVER  
COUNTY OF SUSSEX, STATE OF NEW JERSEY

RESOLUTION #R2020-96

RESOLUTION 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)  
#1902-36-002-005 FOR SOMERSET INVESTORS, INC. T/A BELLA ITALIA  
FOR THE TERM JULY 1, 2020 THROUGH JUNE 30, 2021

**WHEREAS, Somerset Investors, Inc., T/A Bella Italia**, has made proper application for renewal of Plenary Retail Consumption License Number #1902-36-002-005 for the licensing year 2020-2021 and has submitted to the New Jersey Division of Alcoholic Beverage Control the proper fee of Two Hundred Dollars (\$200.00) and to the Township of Andover, the proper fee of Five Hundred Ninety-Seven Dollars (\$597.00).

**WHEREAS**, the Director of the Division of Taxation, in accordance with Chapter 161, Laws of NJ, 1995, has reviewed the records of this holder of retail alcoholic beverage license. This license holder is in compliance and the necessary Clearance Certificate has been filed.

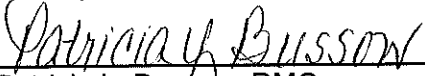
**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Andover, County of Sussex and State of New Jersey, that Plenary Retail Consumption License Number 1902-36-002-005, **Somerset Investors, T/A Bella Italia**, is hereby renewed for the licensing year 2020-2021 subject to the following condition:

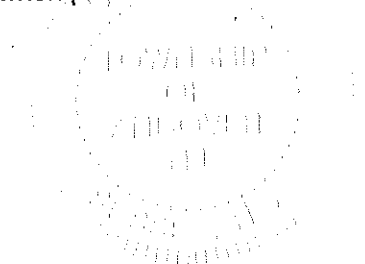
that all requirements pertaining to the issuance of the Hotel/Motel plenary retail consumption license, pursuant to the provisions of N.J.S.A. 33:1-12.20 as promulgated by the State of New Jersey, but not limited to the minimum 50-room requirement, be complied with. Failure to comply shall constitute an automatic revocation of said license.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be forwarded to the License holder and the Alcoholic Beverage Control Commission for their records.

CERTIFICATION

I, Patricia L. Bussow, Municipal Clerk of the Township of Andover, in the County of Sussex in the State of New Jersey, do hereby certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Andover Township Committee at its meeting on September 3, 2020.

  
\_\_\_\_\_  
Patricia L. Bussow, RMC  
Municipal Clerk/Administrator



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

**RESOLUTION #R2020-98**

**RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, STATE OF NEW JERSEY AUTHORIZING A MEMORANDUM OF UNDERSTANDING FOR THE REPAIR OF A CERTAIN PORTION OF FOREST LAKES DRIVE**

**WHEREAS**, Forest Lakes Drive is currently a developed and completed roadway in the Borough of Andover; and

**WHEREAS**, Forest Lakes Drive is utilized by residents of Andover Township as well as neighboring communities; and

**WHEREAS**, a portion of Forest Lakes Drive, which has been developed and improved in Andover Borough is in substandard care and condition, and, although it is located in the Borough of Andover, there are issues regarding the actual ownership and responsibility of that area of the roadway; and

**WHEREAS**, the Township of Andover, in the interest of its residents, has been requested to join the Borough of Andover, the Township of Byram, Forest Lakes Association, and IAT Reinsurance Company (a property owner in the vicinity of the roadway) to join a memorandum of understanding for the improvement of the roadway known as Forest Lakes Drive and a contribution of not to exceed \$10,000 or like kind services for an equal amount of each participant; and

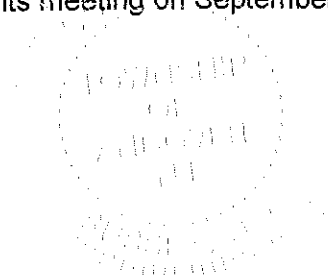
**WHEREAS**, this agreement is conditioned upon Andover Borough to accept title ownership and responsibility of the roadway thereafter for the upkeep, repair, maintenance and improvements without any further obligation of Andover Township.

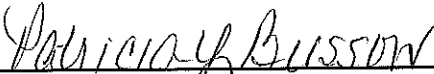
**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Committee of the Township of Andover, County of Sussex, and State of New Jersey that the parties hereby agree as follows:

The Mayor is hereby authorized to enter into a memorandum of understanding, subject to the approval of the Township Attorney and Administrator, for the improvements to the entrance of Forest Lake Drive with Andover Borough, Byram Township, Forest Lakes Property Owners Association, and IAT Reinsurance Company for the repair, construction and dedication of Forest Lake Drive roadway.

**CERTIFICATION**

I, Patricia L. Bussow, Municipal Clerk of the Township of Andover, in the County of Sussex in the State of New Jersey, do hereby certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Andover Township Committee at its meeting on September 3, 2020.



  
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Patricia L. Bussow, RMC  
Municipal Clerk/Administrator



**MEMORANDUM OF UNDERSTANDING  
ENTRANCE TO FOREST LAKES  
BETWEEN  
ANDOVER TOWNSHIP, BYRAM TOWNSHIP, FOREST LAKES  
AND IAT REINSURANCE COMPANY LTD.**

**WHEREAS**, the Forest Lakes development is a substantial housing development in of 300+ homes;

**WHEREAS**, the residents of Forest Lakes are residents of both Byram Township and Andover Township;

**WHEREAS**, the main entrance to Forest Lakes is located at the intersection of State Highway Route 206 and Forest Lakes Drive in the Borough of Andover;

**WHEREAS**, Forest Lakes Drive as currently developed is located in the Borough of Andover as it leaves Route 206, it then enters Andover Township for a short distance and then is located in Byram Township for a substantial distance;

**WHEREAS**, issues have arisen regarding the maintenance, repairs and snow plowing of Forest Lakes Drive in the area of the entrance to Forest Lakes;

**WHEREAS**, further investigation has determined that the portion of Forest Lakes Drive as developed located in Andover Borough has never been deeded to Andover Borough or accepted by Andover Borough as a municipal road;

**WHEREAS**, the portion of Forest Lakes Drive in the Borough of Andover is actually part of Block 5 Lot 8 owned by IAT Reinsurance Company Ltd.;

**WHEREAS**, IAT Reinsurance Company's property is developed with a commercial building and a residential house;

**WHEREAS**, this Memorandum of Understanding is an agreement between the interested parties who are attempting to solve a long-standing property and maintenance issue affecting a large number of residents in the Forest Lakes development;

**WHEREAS**, the interested parties are the Borough of Andover, the Township of Andover, the Township of Byram, Forest Lakes Association, and IAT Reinsurance Company Ltd.;

**WHEREAS**, the interested parties have discussed these issues on multiple occasions and have met to attempt to find a permanent solution to the problem;

**WHEREAS**, the parties have tentatively agreed on how to solve problem;

**WHEREAS**, this Memorandum of Understanding is intended to set forth each parties' obligations in an attempt to address the issues and solve the problems in a permanent manner;

**NOW THEREFORE** the parties hereby agree as follows:

1. Andover Borough will develop engineering plans showing the reconfiguration and redevelopment of the entrance to Forest Lakes. The plans prepared by Andover Borough will be provided at no cost to IAT Reinsurance. The plans will be in sufficient detail to form the basis for contracting to perform the necessary work at no cost to the other parties. Andover Borough will provide engineering construction support and municipal permits and approvals at no cost.
2. IAT Reinsurance will enter into a contract with a contractor to perform the work shown in the plans provided by Andover Borough. Prior to commencing the work, IAT Reinsurance will solicit the approval of the Forest Lakes Association with respect to the reconfiguration of the road.
3. IAT Reinsurance will authorize the work to be performed on its property and be responsible to pay the contractor.
4. Upon completion of the construction work, Andover Borough will authorize its Engineer to provide an "as built" drawing. The "as built" drawing will serve as a basis for an application for subdivision. Andover Borough will waive all application and professional escrow fees associated with the subdivision application.
5. When the subdivision is completed, Andover Borough will accept title to the reconfigured and redeveloped portion of Forest Lakes Drive located in Andover Borough. Andover Borough will not seek any fees from the other interested parties with respect to the transfer of title and dedication of the portion of Forest Lakes Drive located in Andover Borough.
6. The estimated cost of the work to be completed is \$43,000.00.
7. Within thirty (30) days of the transfer of title of the portion of Forest Lakes Drive located in Andover Borough, three of the interested parties, the Township of Byram, the Township of Andover, and the Forest Lakes Association will pay the sum of \$10,750 to IAT Reinsurance as a contribution to the cost of the construction work.
8. When the section of the Road is accepted as a municipal road by Andover Borough, Byram will enter into a shared service to continue snowplowing the road, terms and duration to be negotiated.

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

**RESOLUTION #R2020-97**

**RESOLUTION OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX AND  
STATE OF NEW JERSEY REQUESTING THE COUNTY OF SUSSEX TO PROVIDE A  
SEPARATE TAXATION TO MUNICIPALITIES THAT UTILIZE THE SUSSEX COUNTY  
DISPATCH SERVICES**

**WHEREAS**, the Township of Andover (the "Township") has maintained its own emergency dispatch center through the Township of Andover Police Department since 1992; and

**WHEREAS**, the Township receives exceptional service and value from the local Township dispatch, which contributes to the safety of residents and others within the Town of Newton; and

**WHEREAS**, it costs the Township of Andover approximately \$329,970.00 to provide the Township dispatch services, which cost is paid for solely by the taxpayers of the Township of Andover; and

**WHEREAS**, Sussex County (the "County") has established an emergency dispatch system, which has been providing dispatch services to additional municipalities; and

**WHEREAS**, the County appropriations for the 911 Emergency Communications was approximately \$1,393,295.00 in 2019 and \$1,314,388.00 in 2018, per the County budget information; and

**WHEREAS**, all County taxpayers contribute to the County dispatch costs; and

**WHEREAS**, Sussex County provides dispatching services to the County Prosecutor, Sheriff, and County OEM, as well as individual municipalities with whom it has entered into shared services agreements; and

**WHEREAS**, Sussex County now provides dispatching services to the following thirteen (13) municipalities: Branchville, Byram, Frankford, Fredon, Green, Hampton, Lafayette, Montague, Sandyston, Stillwater, Sussex, Walpack, and Wantage; and

**WHEREAS**, there remains six (6) municipalities that provide local police dispatching services: Andover, Hardyston, Hopatcong, Sparta, Newton, and Vernon; and

**WHEREAS**, a total of eleven (11) municipalities utilize local dispatch services, and not Sussex County, due in large part to the recognized great service and safety provisions provided by municipal dispatch services; and

**WHEREAS**, taxpayers in the eleven (11) municipalities utilize local dispatch services and do not receive any benefit from the Sussex County dispatch; and

**WHEREAS**, residents of the eleven (11) municipalities utilizing local dispatch services pay the same County tax as the thirteen (13) municipalities that use the County dispatch; and

**WHEREAS**, taxpayers of the Township of Andover and the other ten (10) municipalities that utilize local municipal dispatch services, are being double-taxed for dispatch services, yet being provided dispatch services only through the local municipal level, and not the County level; and


**WHEREAS**, the Township of Andover seeks to have the County of Sussex discontinue the taxation of all County residents for dispatch services, wherein some County residents do not receive any benefits from the County dispatch;

**NOW, THEREFORE BE IT RESOLVED**, that the Andover Township Mayor and Committee hereby request the County of Sussex provide a separate tax to municipalities which utilize the Sussex County dispatch services, and cease billing other certain municipal taxpayers for County dispatch services for which they do not receive benefit from; and

**BE IT FURTHER RESOLVED**, that the Municipal Clerk/Administrator is directed to send a copy of this Resolution to the Sussex County Freeholders, County Administrator, and the Governing Bodies and Clerks of the other ten (10) municipalities utilizing local municipal dispatch services.

#### CERTIFICATION

I, Patricia L. Bussow, Municipal Clerk of the Township of Andover, in the County of Sussex in the State of New Jersey, do hereby certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Andover Township Committee at its meeting on September 3, 2020.

  
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Patricia L. Bussow, RMC  
Municipal Clerk/Administrator

