

January 25, 2011

The regular meeting of the Andover Township Land Use Board was called to order at 7:30 p.m. on Tuesday, January 25, 2011 by the Acting Secretary, Jackie Huelbig.

Present: Members Suzanne Howell
 Gail Phoebus, Class III
 Christine Kretzmer, Class II
 Ellsworth Bensley, IV
 Paul Messerschmidt, Alt. No. 1
 Ken Roberts, Alt. No. 2
 John O'Connell

Acting Secretary Jackie Huelbig

Absent: Diana Boyce
 Gerald Huelbig
 CeCe Pattison
 Rick Melfi

Professional Present: Attorney Richard Brigliadoro, Esq.

FLAG SALUTE - RULES - OPEN PUBLIC MEETINGS ACT

OPEN TO THE PUBLIC – The Secretary opened the meeting to the public and read the rules of the act.

OATH OF OFFICE – Richard Brigliadoro, Esq. administered the oath to the following members: Gail Phoebus, Class III; Ellsworth Bensley, Class IV; Christine Kretzmer, Class II; Paul Messerschmidt, Alt. No. 1; Ken Roberts, Alt. No. 2 who took the Oath of Allegiance and Office.

REORGANIZATION –Brigliadoro asked for nominations for Board Officers. A motion was made by Howell, seconded by Phoebus to nominate John O'Connell as Chairman. There were no further nominations. In favor: Howell, Phoebus, Kretzmer, Bensley Messerschmidt Roberts, O'Connell. Opposed: None. Motion carried. O'Connell then took the Chair and called for nominations for the following:

VICE-CHAIRMAN - A motion was made by Phoebus, seconded by Messerschmidt, to nominate Sue Howell as Vice-Chairman. There were no further nominations. In favor were: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

SECRETARY – A motion was made by Phoebus, seconded by Howell to nominate Linda Paolucci as Secretary. There were no further nominations. In favor were: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

APPOINTMENT OF LAND USE ATTORNEY - Motion was made by Howell to appoint Richard Briigliodoro, Esq., second by Phoebus. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

APPOINTMENT OF LAND USE ENGINEER – Motion was made to appoint Joseph Golden, P.E. of Golden & Moran, by Phoebus, second by Bensley. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts and O'Connell. Opposed: None. Motion carried.

APPOINTMENT OF CONFLICT ENGINEER – Briigliodoro announced that there is an engineer presently serving as the conflict engineer in regard to the Cambridge Pavers matter who is Robert Guerin, PE of Guerin and Vreeland Engineering. O'Connell asked if it is the Board's desire to continue with Guerin's services and asked for motion. Motion was made by Phoebus to continue with the services of Robert Guerin, PE, second by Bensley. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

APPOINTMENT OF SPECIAL PLANNER – Motion was made to appoint Chuck McGroarty of Banisch Associates by Phoebus, second by Messerschmidt. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

APPOINTMENT OF CONFLICTS COUNSEL – Motion was made by Phoebus to appoint Michael Hanifan, Esq., second by Bensley. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

APPOINTMENT OF LITIGATION COUNSEL – O'Connell asked for a motion to appoint Richard Briigliodoro, Esq. Briigliodoro stated that the matter is in regard to the Testa vs. Andover Township Land Use Board, Docket No. SSXL-1002-09. Motion was made by Phoebus to appoint Richard Briigliodoro, Esq., second by Howell. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed: None. Motion carried.

OPEN PUBLIC MEETINGS ACT RESOLUTION – A motion to adopt a resolution for 1) setting a meeting schedule agenda. Motion was made by Phoebus, seconded by Messerschmidt. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts and O'Connell. Opposed: None. Motion carried.

LOCAL PUBLIC CONTRACTS LAW RESOLUTIONS – Setting of fees for Board Attorney's contracts. A motion was made by Phoebus, seconded by Messerschmidt. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed. None. Motion carried.

LOCAL PUBLIC CONTRACTS LAW RESOLUTIONS – Setting of fees for Board Engineers contracts. A motion was made by Phoebus, seconded by Howell. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O'Connell. Opposed. None. Motion carried.

LOCAL PUBLIC CONTRACTS LAW RESOLUTIONS – Setting of fees for Board Planner’s contract. A motion was made by Phoebus, seconded by Howell. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O’Connell. Opposed. None. Motion carried.

ANNUAL ZONING REPORT – A motion was made by Phoebus to approve the report, second by Bensley. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, O’Connell. Opposed: None. Motion carried.

MINUTES - December 21, 2010 – Motion was made by Phoebus, second by Howell to approve the minutes. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, O’Connell. Opposed: None. Motion carried.

OLD/NEW BUSINESS – Under “new business” Phoebus advised the Board that she serves on the Sussex County Planning Board and she was made Vice-Chair of the County Planning Board.

VOUCHERS - See Schedule A. A motion was made by Phoebus, seconded by Bensley to approve the vouchers submitted. In favor: Howell, Phoebus, Kretzmer, Bensley, Messerschmidt, Roberts, O’Connell. Opposed: None. Motion carried.

MATERIAL RECEIVED, GENERAL INFORMATION - See Schedule A.

RESOLUTIONS – Resolutions adopted during this meeting are made a part of these minutes by referral to the specific file.

ADJOURNMENT – Time 7:58 p.m. A motion was made by Howell, seconded by Phoebus, to adjourn. All in favor. Carried unanimously.

Respectfully submitted,

John O’Connell, Chairman

By: _____
Jackie Huelbig, Acting Secretary