

Adopted

A#4

**TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE MEETING MINUTES
DECEMBER 1, 2016**

Deputy Mayor Sullivan called the regular meeting of the Township Committee of the Township of Chatham to order at 7:30 PM.

Deputy Mayor Sullivan led the Flag Salute.

Adequate Notice of this meeting of the Township Committee was given as required by the Open Public Meetings Act as follows: Notice was given to both *The Chatham Courier* and the *Morris County Daily Record* on January 8, 2016; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 8, 2016; and notice was filed with the Township Clerk on January 8, 2016.

Roll Call

Answering present to the roll call were Committeeman Gallop, Committeeman Kelly, Committeewoman Swartz and Deputy Mayor Sullivan. Mayor Ritter was absent.

Approval of Agenda

The Agenda was approved as drafted.

Reports

Committeeman Kelly reported that notices have been sent to current plot holders at the Community Garden to renew for 2017, and remaining plots will be opened to the public. The deadline for applications is the end of the year.

Committeewoman Swartz reported that Public Works is working with a contractor to have the lot by the Colony Tennis Courts paved. As winter sports are now in season, the recreation fields are not in use or needing maintenance. Committeewoman Swartz reported that JCP&L will be doing some vegetation maintenance in the Green Village area. JCP&L has also urged that residents use caution with holiday lighting. NJ American Water will be upgrading some water mains near Chatham High School.

Administrator Ciccarone reported that the contractor for the Wickham Woods Drainage Improvements Phase II project will be mobilizing soon. The Colony Pool Wall Replacement project is also underway. The Electrical Improvements & Fuel Storage project is being rebid, and the bid opening is scheduled for December 15, 2016 at 11:00 AM.

Hearing of Citizens

Deputy Mayor Sullivan opened the Hearing of Citizens.

1. Ron Walton, representing JCP&L, reported that upgrades were made to the A13 and A14 circuits within the Township, and he described the upgrades.

Seeing no further members of the public coming forward, Deputy Mayor Sullivan closed the Hearing of Citizens.

MAP FROM R-3 RESIDENCE DISTRICT TO R-4 RESIDENCE DISTRICT FOR THE FOLLOWING PROPERTIES: BLOCK 54, LOTS 10, 11.01, 11.02, 12, 13, 14 AND 15 FRONTING ON CHESTNUT ROAD NEAR ITS INTERSECTION WITH FAIRMONT AVENUE

BE IT ORDAINED by the Mayor and Township Committee of the Township of Chatham, in the County of Morris and State of New Jersey as follows:

SECTION 1. Subsection 30-75.2 titled "Map and Schedule" of Section 30-75 titled "Zone Districts and Enforcement" of Chapter XXX titled "Land Development" of the Revised General Ordinances of the Township of Chatham is hereby amended as follows:

- A. Change the zoning district classification on the official zoning map from the R-3 Residence District to R-4 Residence District for the following properties:

Block 54, Lot 10
Block 54, Lot 11.01
Block 54, Lot 11.02
Block 54, Lot 12
Block 54, Lot 13
Block 54, Lot 14
Block 54, Lot 15.

- B. The "Official Zoning Map, Township of Chatham, Morris County, New Jersey", dated March, 1999, is hereby replaced by the "Official Zoning Map, Township of Chatham, Morris County, New Jersey", dated March, 1999, revised as of October, 2016, and is hereby adopted, and the Schedule of Requirements which is part of Chapter XXX remains as shown in Appendix I, "Schedule of Zoning Requirements."

SECTION 2. All other Ordinances, part of Ordinances, or other local requirements that are inconsistent or in conflict with this Ordinance are hereby repealed to the extent of any inconsistency or conflict, and the provisions of this Ordinance apply.

SECTION 3. Notwithstanding that any provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, all remaining provisions of the Ordinance shall continue to be of full force and effect.

SECTION 4. This Ordinance shall take effect immediately upon (1) adoption; (2) publication in accordance with the laws of the State of New Jersey; and (3) filing of the final form of adopted Ordinance by the Clerk with the Morris County Planning Board pursuant to N.J.S.A. 40:55D-16.

Deputy Mayor Sullivan opened the Public Hearing on Ordinance 2016-19. Seeing no members of the public coming forward, Deputy Mayor Sullivan closed the Public Hearing.

Administrator Ciccarone said that the Planning Board reviewed Ordinance 2016-19 and determined that the ordinance is not inconsistent with the Master Plan. He also explained that the change in zoning designation affects front yard setbacks, and allows the existing homes to be conforming to zoning regulations.

Committeewoman Swartz moved to adopt Ordinance 2016-19. Committeeman Kelly seconded the motion.

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves the minutes of the Township Committee meeting held on November 10, 2016.

RESOLUTION 2016-219
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING EXECUTIVE SESSION MINUTES OF MEETINGS

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves Executive Session minutes of the Township Committee meeting held on November 10, 2016.

RESOLUTION 2016-220
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, RELEASING DEVELOPER ESCROW ACCOUNT AND/OR PERFORMANCE BOND BALANCES

WHEREAS, developers are required to deposit monies with the Township for the purposes of offsetting Township professional costs to review plans or to inspect approved development and for the purpose of ensuring the satisfactory completion of public or private improvements; and

WHEREAS, these deposited monies, following all necessary withdrawals to cover Township expenses or costs, may be released upon satisfactory completion of work, receipt of review board decisions, or completion of guaranteed work, upon passage of a Township resolution authorizing such release.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following guarantee amount or account balances, with interest adjustments as prescribed by state and local laws, may be released to the depositor of record:

<u>NAME</u>	<u>Project</u>	<u>A/C NUMBER</u>	<u>AMOUNT</u>
Fullerton Landscapes LLC 12 Chesler Terr Succasunna, NJ 07876	ROI 2015-48 18 Whitman Drive	7763179875	\$167.00

RESOLUTION 2016-221
RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AWARDED A CONTRACT TO THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY FOR RECYCLING SERVICES

WHEREAS, State law permits contracts for services between governmental entities without formal competitive bids; and

WHEREAS, the Township has entered into a contract with the Morris County MUA for the collection of Township recyclables using a single-stream system; and

WHEREAS, the Township wishes to renew the contract for an additional three years with two renewal options;

WHEREAS, the contract rate will be at the cost of annual rate of \$126,847.62 payable on a monthly basis for the year 2017, with a 2% increase for the successive three years with two annual renewal options at the same rate of increase;

WHEREAS, the contract also includes a formula for revenue sharing;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY REJECTING ALL BIDS SUBMITTED FOR THE 2016 ELECTRICAL IMPROVEMENTS AND FUEL STORAGE TANK PROJECT

WHEREAS, the Township of Chatham has prepared the necessary bid document and published the appropriate advertisement to enable it to seek bids an Electrical Improvements and Fuel Storage Tank Project; and

WHEREAS, the bid specifications contained a typographical error in the bid opening date; and

WHEREAS, the bid specifications reserved to the Township the right to reject all bids and, under the circumstances, it is fully appropriate to do so;

WHEREAS, it is the recommendation of the Township Attorney that the bids be rejected;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that, for the reasons set forth above, all bids received in response to the Notice to Bidders be and the same are hereby rejected.

BE IT FURTHER RESOLVED by the Township Committee that the Township Administrator is hereby authorized and directed to re-advertise for the receipt of bids for the Electrical Improvements and Fuel Storage Tank Project.

RESOLUTION 2016-223

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING A SETTLEMENT OF THE TAX APPEALS OF KEITH & RENEE O'CONNOR

WHEREAS, Keith and Renee O'Connor ("Taxpayer"), the owner of Block 128, Lot 43 on the Township of Chatham's Tax Assessment Maps, commonly known as 9 Woodmont Drive ("Property"), filed an appeal of its 2016 tax assessment in the Tax Court of New Jersey, Docket No. 010141-2016.

WHEREAS, the Township Committee of the Township of Chatham, County of Morris, State of New Jersey met and discussed the aforesaid tax appeal and the recommendations of its Township Tax Assessor and Township Attorney, DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C.

WHEREAS, Block 128, Lot 43 was assessed at \$2,175,300 for the year under appeal; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated which reduces the total tax assessment levied upon Taxpayer's property located at Block 128, Lot 43; and

WHEREAS, the 2016 total tax assessment, based upon said reduction, will be \$2,100,000 instead of \$2,175,300 for Block 128, Lot 43; and

WHEREAS, Taxpayer has agreed that any refunds due shall be without interest provided the tax refund is paid within 60 days of the date of entry of the Tax Court Judgment; and

WHEREAS, the Township Committee leaves the allocation between land and improvements of the aforesaid tax assessment reduction to the Township of Chatham's Tax Assessor's discretion with the direction that the same be set so as to be most beneficial to the Township; and

WHEREAS, the aforesaid reduction has no general application to other properties within the Township of Chatham as a result of the aforesaid specific fact situation; and

WHEREAS, the Township Committee makes this settlement with Taxpayer without prejudice to its dealing with any other Chatham Township's taxpayers' request for tax assessment reduction; and

Docket No. 010141-2016 which reduces the total tax assessment on Block 128, Lot 43 from \$2,175,300 to a total tax assessment of \$2,100,000 for the 2016 Tax Year; and which further provides that any refunds due shall be without interest provided the tax refund is paid within 60 days of the date of entry of the Tax Court Judgment.

3. The settlement outlined above shall be without prejudice to the Township of Chatham's dealings with any other Township taxpayers' request for tax assessment reductions.

Committeewoman Swartz addressed the renewal of the contract with the Morris County MUA for recycling pickup. She said that having weekly pickup would be too costly. Measures will be taken to make the Tanglewood Recycling Center more efficient, such as the installation of a compactor. Administrator Ciccarone said that the cost increase for weekly pickup was about \$60,000. He also said that there is not much of a market for recyclables, and used glass bottles are used for capping landfills.

Committeewoman Swartz moved to approve the Consent Agenda. Committeeman Gallop seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Sullivan, Aye; Mayor Ritter, Absent.

Discussion

2017 Meeting Schedule

A proposed 2017 meeting schedule was provided to the members of the Township Committee. The Township Clerk said that the 2017 meeting schedule will be formally approved at the Reorganization Meeting in January.

Hearing of Citizens

Deputy Mayor Sullivan opened the Hearing of Citizens. Seeing no members of the public coming forward, Deputy Mayor Sullivan closed the Hearing of Citizens.

Executive Session

RESOLUTION 2016-P-18

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE WITH THE PUBLIC EXCLUDED

WHEREAS, N.J.S.A. 10:4-12 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee of the Township of Chatham is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

Committeewoman Swartz moved to pass Resolution 2016-P-18 to enter Executive Session at 7:51 PM. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Sullivan, Aye; Mayor Ritter, Absent.

The Township Committee returned to public session at 8:24 PM, and the meeting was adjourned.

Gregory J. LaConte
Township Clerk

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE AGENDA

December 1, 2016

December 1, 2016 Draft

Meeting Called to Order

Adequate Notice of this meeting of the Township Committee was given as required by the Open Public Meetings Act as follows: Notice was given to both The Chatham Courier and the Morris County Daily Record on January 8, 2016; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 8, 2016; and notice was filed with the Township Clerk on January 8, 2016.

Flag Salute

Roll call

Approval of Agenda

Reports:

Hearing of Citizens/Petitions Note: This is an opportunity for any member of the public to be heard about issues which are not topics scheduled for Public Hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to three minutes.

Public Hearing/Final Adoption of Ordinances

1. Ordinance 2016-19 Amending Zoning Map and Rezoning Certain Properties on Chestnut Road

Consent Agenda (routine items that may be passed by a single roll call vote; any Committee member may call for a separate discussion or vote on any item)

1. Resolution 2016-218 Approving Meeting Minutes
2. Resolution 2016-219 Approving Executive Session Minutes
3. Resolution 2016-220 Releasing Escrow Balances
4. Resolution 2016-221 Renewal of Contract with MCMUA for Recycling Pickup
5. Resolution 2016-222 Rejecting Bids and Authorizing Re-Bid for Electrical Improvements & Fuel Storage Tank
6. Resolution 2016-223 Settlement of Tax Appeal

Discussion: possible ordinance or resolution

1. 2017 Meeting Schedule

Hearing of Citizens (Time Permitting)

Executive Session* – Resolution 2016-P-18

1. Litigation: In the Matter of the Township of Chatham for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan Docket No. MRS-L-1659-15
2. Collective Bargaining Agreement: PBA

ORDINANCE 2016-19

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO AMEND SUBSECTION 30-75.2 TITLED "MAP AND SCHEDULE" OF CHAPTER XXX, TITLED "LAND DEVELOPMENT" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF CHATHAM TO CHANGE THE ZONING DISTRICT CLASSIFICATION ON THE OFFICIAL ZONING MAP FROM R-3 RESIDENCE DISTRICT TO R-4 RESIDENCE DISTRICT FOR THE FOLLOWING PROPERTIES: BLOCK 54, LOTS 10, 11.01, 11.02, 12, 13, 14 AND 15 FRONTING ON CHESTNUT ROAD NEAR ITS INTERSECTION WITH FAIRMONT AVENUE

BE IT ORDAINED by the Mayor and Township Committee of the Township of Chatham, in the County of Morris and State of New Jersey as follows:

SECTION 1. Subsection 30-75.2 titled "Map and Schedule" of Section 30-75 titled "Zone Districts and Enforcement" of Chapter XXX titled "Land Development" of the Revised General Ordinances of the Township of Chatham is hereby amended as follows:

- A. Change the zoning district classification on the official zoning map from the R-3 Residence District to R-4 Residence District for the following properties:

Block 54, Lot 10
Block 54, Lot 11.01
Block 54, Lot 11.02
Block 54, Lot 12
Block 54, Lot 13
Block 54, Lot 14
Block 54, Lot 15.

- B. The "Official Zoning Map, Township of Chatham, Morris County, New Jersey", dated March, 1999, is hereby replaced by the "Official Zoning Map, Township of Chatham, Morris County, New Jersey", dated March, 1999, revised as of October, 2016, and is hereby adopted, and the Schedule of Requirements which is part of Chapter XXX remains as shown in Appendix I, "Schedule of Zoning Requirements."

SECTION 2. All other Ordinances, part of Ordinances, or other local requirements that are inconsistent or in conflict with this Ordinance are hereby repealed to the extent of any inconsistency or conflict, and the provisions of this Ordinance apply.

SECTION 3. Notwithstanding that any provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, all remaining provisions of the Ordinance shall continue to be of full force and effect.

SECTION 4. This Ordinance shall take effect immediately upon (1) adoption; (2) publication in accordance with the laws of the State of New Jersey; and (3) filing of the final

form of adopted Ordinance by the Clerk with the Morris County Planning Board pursuant to
N.J.S.A. 40:55D-16.

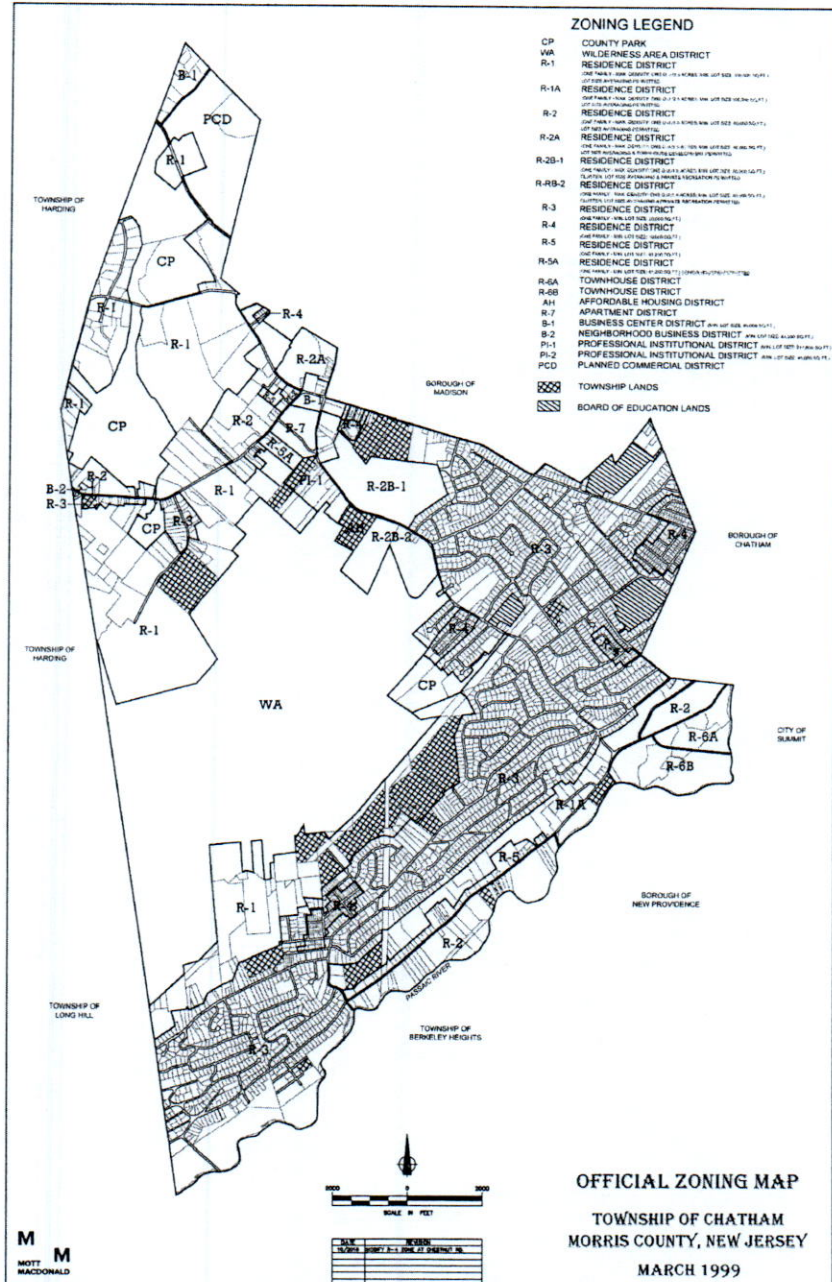
Introduced: October 27, 2016

TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY

Adopted:
 Attest:

BY: _____
 Curt Ritter, Mayor

 Gregory J. LaConte, Clerk



Introduced

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE MEETING MINUTES
OCTOBER 27, 2016

Mayor Ritter called the regular meeting of the Township Committee of the Township of Chatham to order at 7:30 PM.

The Chatham Township Volunteer Fire Department led the Flag Salute.

Adequate Notice of this meeting of the Township Committee was given as required by the Open Public Meetings Act as follows: Notice was given to both *The Chatham Courier* and the *Morris County Daily Record* on January 8, 2016; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 8, 2016; and notice was filed with the Township Clerk on January 8, 2016.

Roll Call

Answering present to the roll call were Committeeman Gallop, Committeeman Kelly, Committeewoman Swartz, Deputy Mayor Sullivan and Mayor Ritter.

Approval of Agenda

Committeeman Kelly moved to approve the agenda. Committeewoman Swartz seconded the motion, and it carried unanimously.

Reports

Committeeman Kelly reported that the Open Space Committee had a dedication ceremony for the Hillside Avenue Trails.

Committeeman Gallop reported that the Pilgrim Pipeline Committee has drafted two model letters to be sent by member municipalities to towns that have not yet joined the group and to state legislators expressing opposition to the pipeline project.

Committeewoman Swartz reported that the Senior Center will be hosting their shred event at Lafayette Avenue School's parking lot on October 29th. The Public Works Department has been busy with leaf removal in public areas. Crosswalks have been repainted, and recreation facilities are being winterized. Committeewoman Swartz also noted DPW's participation in volunteer projects in the Township. She also said that a cupola is being installed at the Red Brick Schoolhouse, and DPW also replaced a pipe at the Chatham Emergency Squad.

Deputy Mayor Sullivan reported that the Historical Society hosted a presentation on castles in New Jersey. The next program will be held on November 13th. He also noted the installation of the new cupola at the Red Brick Schoolhouse. The Library of the Chathams is continuing to work on their capital improvement program, and there will be a presentation at the next Township Committee meeting. Deputy Mayor Sullivan also reported that the Morris County Freeholders also recently had a meeting at the Great Swamp Outdoor Education Center.

Mayor Ritter reported that the recent presentation on domestic violence awareness was successful, and the video has been posted on the Township website. A redesigned Township website is expected to go live soon. The Chatham Education Foundation will be holding their

upcoming road projects. Shunpike Road improvements will begin on October 28th, and the Police Department has asked the County to wait until a project on New Vernon Road is finished before they begin work on Green Village Road. Southern Boulevard will also be repaved soon. Chief Hennelly further reported that the recent prescription drug take back program saw 90 pounds turned in. Mayor Ritter asked for Everbridge notices to be sent out regarding the road construction projects.

Administrator Ciccarone reported on the Best Practices Checklist. He said that the number of questions has been reduced from 50 questions to 30 questions, and the Township's score is 29/30 or 97%. The one question to which the Township answered "no" is if collective bargaining agreements have been modified to eliminate sick leave cash outs after a certain date. While this has not been successfully negotiated with the PBA or Teamsters contract, it remains an item of negotiation. Deputy Mayor Sullivan noted that the checklist no longer includes the question about requirements for elected officials to attend classes.

Hearing of Citizens

Mayor Ritter opened the Hearing of Citizens.

1. George Stafford, 16 Kitchell Avenue in Wharton, NJ, spoke representing the NJ Highlands Coalition. He said that the Highlands Council sent a request to the State Legislature to create a water tax to be used to compensate those property owners who claim real estate losses due to the Highlands Water Protection and Planning Act. Mr. Stafford asked the Township Committee to consider passing a resolution to support the Highlands Water Protection and Planning Act. He also asked for a resolution encouraging the State and the DEP to publish an updated water master plan.

Seeing no further members of the public coming forward, Mayor Ritter closed the Hearing of Citizens.

Introduction of Ordinances

Ordinance 2016-19

ORDINANCE 2016-19

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO AMEND SUBSECTION 30-75.2 TITLED "MAP AND SCHEDULE" OF CHAPTER XXX, TITLED "LAND DEVELOPMENT" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF CHATHAM TO CHANGE THE ZONING DISTRICT CLASSIFICATION ON THE OFFICIAL ZONING MAP FROM R-3 RESIDENCE DISTRICT TO R-4 RESIDENCE DISTRICT FOR THE FOLLOWING PROPERTIES: BLOCK 54, LOTS 10, 11.01, 11.02, 12, 13, 14 AND 15 FRONTING ON CHESTNUT ROAD NEAR ITS INTERSECTION WITH FAIRMONT AVENUE

BE IT ORDAINED by the Mayor and Township Committee of the Township of Chatham, in the County of Morris and State of New Jersey as follows:

SECTION 1. Subsection 30-75.2 titled "Map and Schedule" of Section 30-75 titled "Zone Districts and Enforcement" of Chapter XXX titled "Land Development" of the Revised General Ordinances of the Township of Chatham is hereby amended as follows:

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hereby adopted, and the Schedule of Requirements which is part of Chapter XXX remains as shown in Appendix I, "Schedule of Zoning Requirements."

SECTION 2. All other Ordinances, part of Ordinances, or other local requirements that are inconsistent or in conflict with this Ordinance are hereby repealed to the extent of any inconsistency or conflict, and the provisions of this Ordinance apply.

SECTION 3. Notwithstanding that any provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, all remaining provisions of the Ordinance shall continue to be of full force and effect.

SECTION 4. This Ordinance shall take effect immediately upon (1) adoption; (2) publication in accordance with the laws of the State of New Jersey; and (3) filing of the final form of adopted Ordinance by the Clerk with the Morris County Planning Board pursuant to N.J.S.A. 40:55D-16.

Committeewoman Swartz moved to introduce Ordinance 2016-19. Deputy Mayor Sullivan seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Sullivan, Aye; Mayor Ritter, Aye.

Public Hearing on Ordinance 2016-19 will be scheduled for December 1, 2016.

Consent Agenda

RESOLUTION 2016-201 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, ACKNOWLEDGING RECEIPT OF REPORTS

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following monthly reports of departments be acknowledged as received:

Tax Collector – August
Construction Official – August
Chief Financial Officer – September
Police Department – September
Fire Official – July, August, September
Registrar of Vital Statistics – 3rd Quarter
Dog Licenses – 3rd Quarter
State Training Fees – 3rd Quarter

RESOLUTION 2016-202 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING MINUTES OF MEETINGS

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves the minutes of the Township Committee meeting held on October 13, 2016.

RESOLUTION 2016-203 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING EXECUTIVE SESSION MINUTES OF MEETINGS

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves Executive Session minutes of the Township Committee meeting held on October 13, 2016.

<u>BLOCK</u>	<u>LOT</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
69	25.03	Charles & Brooke McCaghey 10 Cobblestone Court Chatham, NJ 07928	\$6,900.68 3 rd quarter 2016 Overpayment of taxes

RESOLUTION 2016-205

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPROVING A THREE YEAR CONTRACT WITH COPPOLA SERVICES OF RINGWOOD,
NEW JERSEY FOR THE TRANSPORTATION OF WET SEWAGE SLUDGE**

WHEREAS, the Township advertised for bids for the hauling of wet sludge on September 14, 2016 with the bid opening scheduled for October 20, 2016 at 10:00 am; and

WHEREAS, the bid specifications requested bids for a three year period commencing December 1, 2016 through November 30, 2019, with one (1) year options for each of the two succeeding years; and

WHEREAS, at said date and time three bids were received: Accurate Waste, \$0.04 per gallon for the initial three years, with \$.0415 per gallon for the fourth year and \$.0425 for the fifth year; R & D Trucking, \$0.039 per gallon for the initial three years, with \$.039 per gallon for the fourth year and \$.0395 for the fifth year; Russell Reid Company, \$0.0516 per gallon for the initial three years, with \$0.0516 per gallon for the fourth year and \$0.0516 for the fifth year; and Coppola Services, \$0.0385 per gallon for the initial three years, with \$0.0399 per gallon for the fourth year and \$0.0399 for the fifth year; and

WHEREAS, the lowest bid was submitted by Coppola Services and meets all required conditions and contract specifications; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this contract in the operating 2016 budget and will be available subject to the adoption of the 2017, 2018, 2019, 2020 and 2021 budgets;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with Coppola Services of Ringwood, New Jersey for the removal of wet sewage sludge at a cost of \$0.0385 per gallon for the period December 1, 2016 through November 30, 2019, \$0.0399 per gallon for the period December 1, 2019 through November 30, 2020, and \$0.0399 per gallon for the period December 1, 2020 through November 30, 2021.

RESOLUTION 2016-206

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPROVING SEWER CONNECTION FOR 750 RIVER ROAD**

WHEREAS, the Township Engineer has certified that all applications requirements for 750 River Road, Block 39, Lot 78 including the payment of the administrative review fee have been met and that sewer capacity is available; and

WHEREAS, in a memo dated October 24, 2016 the Township Engineer outlined various conditions for the approval of a sewer connection for 750 River Road, Block 39, Lot 78;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that it hereby, approves the issuance of a sanitary sewer permit for 750 River Road, Block 39, Lot 78 subject to the conditions set forth by the Township Engineer.

Deputy Mayor Sullivan moved to approve the Consent Agenda. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Sullivan, Aye; Mayor Ritter, Aye.

tax, and noted that the voters in the Township approved a \$0.02 per \$100 assessed value tax. He said that because voters approved the tax, it should remain at that rate or only lowered if a further referendum is held. Administrator Ciccarone said that the question on the open space tax is revisited every year during budget discussions, and it automatically reverts to \$0.02 per \$100 assessed value unless the Township Committee takes further action. Mr. Carr opined that the tax should not be lowered, as evidenced by the public support for the tax when it was voted upon. Mr. Carr also addressed the proposal for development of the Dixiedale Farm and the proposed development of affordable housing at the Skate Park. He spoke in favor of preserving the area as open space. Mr. Carr also suggested reconfiguring existing housing stock as affordable housing rather than having an expansion in the overall amount of housing in the Township.

There being no public comment, Mayor Ritter closed the Hearing of Citizens.

Executive Session

RESOLUTION 2016-P-16 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE WITH THE PUBLIC EXCLUDED

WHEREAS, N.J.S.A. 10:4-12 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee of the Township of Chatham is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a. Litigation: In the Matter of the Township of Chatham for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan Docket No. MRS-L-1659-15
 - b. Property acquisition or investment options: Open Space
3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.
4. The Committee will come back into Regular Session and may take further action.
5. This Resolution shall take effect immediately.

Committeeman Kelly moved to pass Resolution 2016-P-16 to enter Executive Session at 8:11 PM. Committeewoman Swartz seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Sullivan, Aye; Mayor Ritter, Aye.

The Township Committee returned to public session, and Committeeman Kelly moved to adjourn at 8:40 PM. Committeewoman Swartz seconded the motion, and it carried unanimously.