

ORDINANCE 2021-19

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING SECTION 30-78.3 REGARDING FIREHOUSES AND EMERGENCY SQUADS

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

Section 1. Revise § 30-78.3 Conditional Uses as follows:

The following conditional uses as regulated in § [30-99](#) are permitted:

- a. The office of a professional person residing on a one-family residential premises, attending to human ailments.
- b. Institutional uses.
- c. Market gardens, except in the Rolling Knolls Landfill (Block 48.20, Lots 184, 189, and 189.01).
- d. Fire houses and emergency squads

Section 2. Add new section 30-99.11 to read as follows:

§ 30-99.11 Fire houses and emergency squads

- a. No building shall exceed a height of 2 1/2 stories or 35’.
- b. There shall be a minimum lot area of one acre.
- c. Sleeping quarters for volunteers may be included in any firehouse or emergency squad building.
- d. One free standing sign not exceeding 32 square feet and building mounted signage not exceeding 5% of the building façade on which the signage is located.
- e. Outdoor lighting is permitted as necessary for safety and security and all such lighting shall be downward directed.
- f. Sheds or other accessory structures are permitted, provided they are at least 10’ from any property line.

Section 3. The Township Clerk is hereby directed to give notice at least ten (10) days prior to a hearing on the adoption of this Ordinance to the Morris County Planning Board and all other persons or entities entitled thereto pursuant to N.J.S.A. 40:55D-15, including to the Clerks of adjoining municipalities. The Township Clerk shall execute Affidavits of Proof of Service of the notices required by this Section, and shall keep the Affidavits on file along with the Proof of Publication of the notice of the required public hearing on the proposed change.

Section 4. After introduction, the Township Clerk is hereby directed to submit a copy of this Ordinance to the Planning Board of the Township of Chatham for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Township Committee, within thirty-five (35) days after referral, a report including identification of any provisions in this proposed Ordinance which are inconsistent with the Township’s Master Plan and recommendations concerning any inconsistencies and any other matters as the Board may deem appropriate.

Section 5. Any article, section, paragraph, subsection, clause, or other provision of the Revised General Ordinances of the Township of Chatham inconsistent with the provisions of this Ordinance is hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take immediately upon: (i) adoption; (ii) publication in accordance with the laws of the State of New Jersey; and (iii) filing of the final form of adopted Ordinance by the Township Clerk with the Morris County Planning Board pursuant to N.J.S.A. 40:55D-16.

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

Adopted:
Attest: BY: _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

DRAFT

ORDINANCE 2021-20

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER 3 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP TITLED “POLICE REGULATIONS” TO A NEW SECTION 3-15 TITLED “PLANTING, CULTIVATING OR GROWING OF BAMBOO AND/OR JAPANESE KNOTWEED PLANTS”

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

Section 1. Chapter 3 of the Revised General Ordinances of the Township titled “Police Regulations” is hereby amended to add a new Section 3-15 titled “Planting, Cultivating or Growing of Bamboo and/or Japanese Knotweed Plants”

Section 2. Section 3-15.1 titled “Purpose” is added as follows:

§3-15.1 Purpose

This chapter is adopted to control the planting, cultivating or growing of bamboo and/or Japanese knotweed in the Township of Chatham; and to require barriers to prevent the spread of existing bamboo and/or Japanese knotweed into other areas of the Township.

Section 3. Section 3-15.2 titled Regulation of Planting, Growing or Cultivating of Bamboo and Japanese Knotweed is added as follows:

§3-15.2 Regulation of Planting, Growing or Cultivating of Bamboo and Japanese Knotweed

Subject to certain exemptions set forth in this chapter, no persons, or other property owners or tenants, shall plant, cultivate, or cause to grow any bamboo and/or Japanese knotweed on any lot or parcel of ground in the Township of Chatham, subject to the following exceptions:

- A. The root system of such bamboo plants and/or Japanese knotweed plants is entirely contained within an above-ground-level planter, barrel, or other vessel of such design, material, and location as to entirely prevent the spread of growth of the bamboo and/or Japanese knotweed plants' root system beyond the container in which it is planted; or
- B. The root system is contained within a properly constructed and maintained barrier system.
- C. Whether planted or growing in a container, as described herein, all bamboo plants and Japanese knotweed plants shall be located, trimmed and maintained so that no part of the plant shall be closer than 10 feet to any property line.

Section 4. Section 3-15.3 titled Exemptions is added as follows:

§3-15.3 Exemptions

This chapter shall not apply to any land owner or possessor who, prior to the effective date of this chapter, has planted or caused to grow any bamboo and/or Japanese knotweed on any property within the Township limits unless the Code Enforcement Official determines, on his own or upon complaint from any abutting or nearby property owner, that any portion of such bamboo and/or Japanese knotweed has been allowed to grow upon, extend roots across, or extend branches, stalks or leaves over any public way or any private property not owned by or in the possession of such land owner or any possessor of said land.

Section 5. Section 3.15.4 titled Complaint Notice, Order for Removal, Compliance is added as follows:

§3-15.4 Complaint Notice, Order for Removal, Compliance

Whenever a complaint is received by the Township regarding the encroachment of any bamboo plant, Japanese knotweed plant or root, or whenever the Township, on its own observations and inspections, determines that there is an encroachment of bamboo plants, Japanese knotweed plants or roots on to the property of another land owner, or tenant in possession of the property, or both, the Township shall cause notice to be served, which notice shall be substantially as follows:

- A. The notice shall be mailed by certified mail, return receipt requested, properly addressed and with sufficient postage, and also by first-class mail. Notice by certified mail shall be deemed complete on the date of personal delivery, or the date the certified mail is marked refused or unclaimed or otherwise undeliverable by the United States Post Office, when the first-class mail was not returned.
- B. The notice shall specify the nature of the violation.
- C. The notice shall state that the violation must be corrected within 30 days from the date of the received or returned mailing.
- D. The notice shall state specifically what must be done by the responsible party to correct the violation.

Section 6. Section 3.15.5 titled Violations & Penalties is added as follows:

§3-15.4 Violations & Penalties

- A. Any person determined by any court of competent jurisdiction to have violated this chapter shall be subject to pay a fine of not less than \$50 per day, nor more than \$125 per day, or each day the violation existed after the date for removal as set forth in the notice which was sent to violator, and received by the violator. Each day of a continuing violation shall constitute a separate offense, for which an additional fine can be levied. The per-day fine will be in addition to a penalty for failure to comply with the Bamboo and/or Japanese Knotweed Ordinance. This fine can be up to the maximum penalty set by the State of New Jersey.
- B. If the violation is not remedied within the time set forth in the aforesaid notice, the Township is hereby authorized to remove or have removed any encroaching bamboo and/or Japanese knotweed and to take all reasonable steps to eradicate the regrowth of the bamboo and/or Japanese knotweed on the public rights-of-way, including sidewalks, and to restore such land to its normal condition, prior to such removal and eradication.
- C. The cost of the corrective action together with any civil penalties, legal fees and other costs shall be recoverable from the responsible party.

Section 7. Section 3-15.6 titled “Effective Date” is added as follows:

§3-15.6 Effective Date. This Ordinance shall take effect immediately as provided by law.

Introduced:

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

Adopted:

Attest:

BY: _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-208

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING PAYMENT OF BILLS, PAYROLLS, SCHOOL TAXES
AND COUNTY TAXES**

BE IT RESOLVED that bills in the total amount of \$5,861,554.05 and the prior month's payroll of \$492,919.82 Current Fund, \$48,795.78 Sewer No. 1, \$11,498.47 Sewer No. 2, and \$17,962.67 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of August 2021, in the amount of \$3,336,094.00 be paid.

BE IT FURTHER RESOLVED that taxes due to the County of Morris, for the Third Quarter of 2021, in the amount of \$2,400,041.59 be paid.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-209

**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:

CFO – June, July
Police Department – June
Animal Control – July

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2021-210

**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 meetings held on July 15, 2021.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2021-211

**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 July 15, 2021.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2021-212

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM ADOPTING RULES AND ORDER OF BUSINESS OF THE TOWNSHIP
COMMITTEE**

**BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY**, that the following Rules
and Order of Business of the Township Committee are hereby adopted:

**RULES AND ORDER OF BUSINESS
OF THE TOWNSHIP COMMITTEE**

ARTICLE I.

Robert's Rules of Order Newly Revised.

The deliberations of the Township Committee shall be governed by Robert's Rules of
Order Newly Revised.

ARTICLE II.

Selection of Mayor and Deputy Mayor.

Section 1. The Mayor and Deputy Mayor shall be selected at the Reorganization Meeting.

Section 2. The Mayor and Deputy Mayor shall serve a term expiring on December 31st.

Section 3. The Annual Reorganization Meeting shall be chaired by the Township Clerk
until such time that the Mayor has been selected by the Township Committee.

ARTICLE III.

Meetings.

Section 1. The Mayor shall preside at all meetings of the Township Committee. In the
absence of the Mayor, the Deputy Mayor shall perform all the duties of the Mayor. The Mayor
shall on all occasions preserve order and shall cause the arrest or removal of all persons who
interrupt the proceedings of the Township Committee.

Section 2. The Mayor shall decide all questions of order subject to appeal to the
Township Committee.

Section 3. Each member of the Township Committee, including the Mayor, shall have the
right to make and second motions and nominations and to vote thereon.

Section 4. Regular meetings shall be held as scheduled at the annual organization meeting
each year or as rescheduled by resolution adopted at a regular meeting.

Section 5. Special meetings shall be held as provided by Code of the Township of
Chatham and applicable State law. Upon the filing of a proper call for a Special meeting, the
Township Clerk shall give at least two (2) business days' notice thereof with a copy of the call to
all members of the Township Committee by delivery to each member personally or to each
member's residence. Copies of the notice shall be promptly released to the news media and
posted in a prominent place in the Township Hall.

Section 6. Regular and Special meetings of the Township Committee shall be open to the
public. A portion of all meetings shall be set aside for citizens to address the Township
Committee on any matter of interest.

Section 7. All items of business on a consent agenda will be delivered to each member of the Township Committee at least 2 days prior to the meeting at which it is to be considered, unless circumstances do not permit advance delivery.

Section 8. No new business will be considered after 11 PM. Township Committee meetings will adjourn no later than 12 AM (midnight).

Section 9. The Township Committee may, by a majority vote of members then present, waive any section of the By-Laws in the public interest to be able to complete Township Committee business at a duly noticed Township Committee meeting.

Section 10. All Township Committee meetings will be conducted in accordance with the requirements of the Open Public Meetings Act. (N.J.S.A. 10:4-6 et seq.)

Section 11. Township Committee meetings will be broadcast over Zoom, Comcast and Fios as a convenience for the public. In the event that the broadcast is interrupted for any reason, the Township Committee meeting will continue as noticed.

ARTICLE IV.

Order of Business.

Section 1. The following shall be the normal order of business of all Regular meetings of the Township Committee:

1. Meeting called to order
2. Open Public Meetings Act announcement
3. Salute to flag
4. Moment of Silent Reflection (as necessary)
5. Roll Call
6. Review and acceptance of agenda
7. Special Recognition/Awards
8. Reports
9. Hearing of citizens
10. Public Hearing and final adoption of ordinances
11. Introduction of ordinances
12. Adoption of resolutions
13. Miscellaneous business
14. Hearing of Citizens
15. Closed session resolution; if applicable
16. Adjournment

Section 2. The final agenda shall be adopted as amended, if need be, by vote of the Township Committee at the start of each meeting.

Section 3. Hearing of Citizens

(a). During the first public portion on the Agenda, speakers may comment upon items that are not the subject of a separate public hearing scheduled for that meeting. Speakers may comment for up to five (5) minutes. Speakers may speak once and may not yield their time to another speaker.

(b). During public hearings, Section 3(a) will also apply.

(c). During the second public comment period, speakers may comment upon any topic for the good and general welfare of the Township of Chatham. Speakers may comment for up to five (5) minutes. Speakers may speak once and may not yield their time to another speaker.

(d). During all public portions, residents of the Township of Chatham will be called upon to speak before non-Township residents.

Section 4. Sub-Committee chairpersons and liaisons will provide short update reports to the Township Committee during the report section of meetings.

Section 5. The Chief of Police, Public Works Manager, Recreation Director and Township Administrator shall report on a quarterly basis to the Township Committee, during the report section of meetings.

ARTICLE V.

Committees and Boards.

Section 1. The Township Committee hereby creates four Standing Committees, each consisting of two (2) members of the Township Committee as follows:

1. Public Safety/Emergency Management
2. Administration/Finance
3. Public Works/Sewer Utilities
4. Communications

Note: The Township Administrator shall supervise all departments, attend all meetings of the Standing Committees and implement the policies adopted by the Township Committee. The Standing Committees are not authorized to exert any administrative control over the departments assigned.

Section 2. Except as otherwise required by State statute and the Code of the Township of Chatham, the Mayor shall appoint members to the various Township boards with the approval of the Township Committee.

Section 3. The Township Committee may appoint advisory committees for special purposes composed of no more than 2 Members of Township Committee and such other Administrative staff members and members of the general public as it deems necessary and appropriate.

Section 4. At the time of creation of an advisory committee, the Township Committee shall establish the duration of the advisory committee. No advisory committee shall take a position on behalf of the Township Committee without the Township Committee's approval.

Section 5 . A member of the Township Committee, appointed by the Committee, shall serve as liaison to the following Boards, Commissions and Community Groups and other Entities:

Mayor's Wellness Campaign
Board of Education
Environmental Commission
Senior Citizens Center/Senior Club of the Chathams
Municipal Alliance Committee
Chamber of Commerce
Fire and Rescue
Historical Society
Public Utilities
Affordable Housing Committee
Business Advisory Committee
Diversity Committee

Section 6. A member(s) of the Township Committee, appointed by the Committee, shall serve as a member of the following Boards and Committees:

Joint Recreation Advisory Committee
Joint Municipal Court Committee (2 members)
The Board of Health
The Board of Trustees of the Joint Library of the Chathams (Mayor or Mayor's designee)
Open Space Committee
Joint Community Garden

ARTICLE VI.

Ordinances.

Section 1. All proposed ordinances, supplements to and amendments of ordinances shall be presented in writing at a regular meeting, except in those instances when the Township Committee decides to act on an ordinance at a special meeting.

Section 2. Every ordinance duly passed by the Township Committee shall be recorded by the Township Clerk in the Township Ordinance Book, with a proper index. Each ordinance entered in the Ordinance Book shall be compared with the original and shall not be entered unless it is identical in content with such original. The Township Clerk shall enter at the foot of the ordinance the date it was passed and the number and page of the Minute Book containing the minutes of the meeting at which it was passed. Each ordinance entered in the Ordinance Book shall be signed by the Mayor or Deputy Mayor and the Township Clerk.

Section 3. The Township Ordinance Book is hereby established as the original permanent record of the Ordinances of the Township.

Section 4. All ordinances shall be introduced, considered, read, heard, adopted and published in accordance with applicable law and inserted in the correct place in the Code of the Township of Chatham.

ARTICLE VII.

Filings.

Section 1. The Township Committee shall file with the Township Clerk all ordinances, resolutions, reports, petitions, correspondence and other papers considered by or presented to the Township Committee.

ARTICLE VIII.

Minutes.

Section 1. The Township Clerk shall keep minutes of all Township Committee meetings as provided by law.

Section 2. Draft minutes for all meetings shall be delivered to the Township Committee Members no later than the Friday preceding the next regular meeting. Such minutes shall be clearly marked as a draft minutes.

Section 3. Minutes will be filed into the minute book and released to the public only by the Township Clerk and only after approval by the Township Committee.

Section 4. All open sessions of the regular and special meetings may be recorded.

Section 5. The recordings, if made, will be kept by the Township Clerk as required by law.

Section 6. The approved minutes shall become the official record of the meeting.

ARTICLE IX.

Newly Elected Township Committee Members

Section 1. Upon certification of election results, the Township Clerk shall begin sending newly elected Township Committee members the meeting agendas and supporting documentation.

Section 2. Upon certification of election results, newly elected Township Committee members shall be invited to attend Executive Sessions prior to swearing-in provided that the newly elected Township Committee Member agrees to be bound by confidentiality requirements.

ARTICLE X.

Code of Conduct.

Section 1. No member of the Township Committee, including the Mayor, can conduct business for, or on behalf of, the Township without express, specific approval of the Township Committee. This includes all correspondence, written or otherwise, negotiations, and the like.

Section 2. It is the responsibility of each Committee member to disclose to the Township Attorney any personal or private interest, directly or otherwise, in any question or measure proposed or pending before the Township Committee. The Township Attorney will determine whether a conflict of interest exists.

Section 3. A member of the Township Committee who has a conflict of interest on a particular matter shall neither vote on nor take part in discussion of same.

Section 4. A member of the Township Committee shall not use or disseminate confidential information acquired by or available to them for personal gain or for personal, non-Township business related reasons. Any member who is aware of a breach of confidentiality, is expected to bring forth that information to the appropriate officials in a timely manner.

ARTICLE XI.

Township Administrator.

Section 1. The Township Administrator shall be the Chief Administrative Officer of the Township, shall supervise all Departments, perform the duties of Township Administrator as specified in the Code of the Township and shall be responsible to the Township Committee for the proper and efficient administration of Township affairs. The Township Administrator shall make reports to the Township Committee as requested.

Section 2. The Township Administrator and staff under his direction shall prepare the annual budget. In preparation for the budget process, all departments, including the volunteer Fire Departments and Emergency Medical Service, shall submit their goals and objectives along with short-term and long-term budget and capital requests in a format to be decided by the Township Administrator. Members of the Township Committee also shall submit their goals and objectives to the Township Administrator. The funding requests accepted by the Township Administrator shall be included in the budget along with the goals and objectives to create a planning document to be shared with the public. It shall be the responsibility of the Township Administrator and the Township Committee to provide a short-term and long-term capital plan that includes an assessment of all Township facilities, physical plants, land and infrastructure as part of the planning and budget process.

Section 3. Professional services. In order to maintain transparency and the efficient use of professional services, the Township Administrator shall conduct a Request for Qualifications/Proposals every three years, on a staggered basis, for all professional services.

Section 4. It is intended that the Township Committee shall act in all matters as a body. Members of the Township Committee shall not seek individually to influence the official acts of the Township Administrator or any other officer or to interfere in any way with the performance by such officers of their duties.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Stacey Ewald, Mayor

RESOLUTION 2021-213

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, AMENDING ANNUAL NOTICE FOR REGULAR MEETING SCHEDULE FOR THE TOWNSHIP COMMITTEE DURING 2021

WHEREAS, the "Open Public Meetings Act," N.J.S.A. 10:4-6 et seq. requires that public bodies provide adequate notice of meetings.

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

1. For the remainder of the calendar year 2021, meetings will be held by the Township Committee to discuss or act upon public business at 7:30 p.m. (unless otherwise noted), prevailing time, at the Municipal Building, 58 Meyersville Road, Chatham Township on the following dates:

September 9

September 23

October 14

October 28

November 18

December 16

January 6, 2022 (2022 Reorganization Meeting)

2. If an Executive Session is necessary, it will be held one (1) hour prior to the Regular Session starting at 6:30 PM. The posted Agenda will state whether an Executive Session is necessary.
3. Zoom access to meetings will continue as a convenience and accommodation for the public for the remainder of 2021. Zoom access information for each meeting will be included on the meeting Agenda, which will be posted on the Township website at least 48 hours in advance of each meeting. Agendas will also be posted on the front door and the bulletin board in the main hallway of the Municipal Building.
4. In the case of a special meeting, Zoom access information will also be included in the Open Public Meetings Act notice.
5. During public hearings, members of the public will be able to participate via Zoom by using the Raise Hand feature to signify their desire to make public comment. The Zoom platform also provides the ability for the public to listen to the meeting by telephone without video and to also comment by telephone by pressing *9 to raise their hand during public comment sessions.
6. In the event that the Zoom and TV broadcasts are interrupted due to power outage, service interruption or any other reason, the Township Committee meeting will continue to be held notwithstanding because the in-person meeting held at the Municipal Building is the only official meeting of the Township Committee.
7. When Township Committee meetings are made available remotely, written comments to be read during the public hearings or public comment periods may be submitted to the Township Clerk electronically by email or letter no later than 3:00 PM on the date of the meeting. Only one public comment, whether oral or written, from each person at each public comment period will, as with all public comments, be heard or read. The reading of the written comments will, as with all public comments, be limited to five minutes and the reading will end after five minutes. Duplicative comments may be summarized.
8. Certified copies of this Resolution shall be:
 - a) Mailed to the Chatham Courier;

- b) Mailed to the Morris County Daily Record;
- c) Filed with the Clerk of the Township of Chatham;
- d) Posted on the bulletin board in the main hallway and on the front door of the Municipal Building; and
- e) Mailed to any person requesting notice of meetings to N.J.S.A. 10:4-19 who has paid the required fee thereof.

9. All of the foregoing shall be accomplished within seven (7) days of adoption of this Resolution pursuant to N.J.S.A. 10:4-18.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

I, Gregory J. LaConte, Township Clerk of the Township of Chatham in the County of Morris, New Jersey, hereby certify the foregoing to be a true complete copy of a resolution passed by the Township Committee of the Township of Chatham at a regular meeting held on August 12, 2021.

Date Issued: _____

Gregory J. LaConte, Township Clerk

RESOLUTION 2021-214

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, ACCEPTING FUNDS FOR BODY-CAMS FOR THE POLICE DEPARTMENT

WHEREAS, the Township of Chatham has received \$40,760.00 from the State of New Jersey Department of Law and Public Safety Body-Worn Camera Grant Program; and

WHEREAS, the State amount is \$40,760.00 and there is not any in-kind or local match amount; and

WHEREAS, the Township Committee adopted Resolution 2021-186 on June 2, 2021 to amend the 2021 Municipal Budget to receive and appropriate the funds; and

WHEREAS, the Award Number is 21-BWC-088 and the Award Period is January 1, 2021 – December 31, 2025; and

WHEREAS, the Township of Chatham is authorized to accept this award.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that the SFY21 Body-Worn Camera Grant Program Funds in the amount of \$40,760.00 are accepted and will be used for the purpose described in the grant application.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor

RESOLUTION 2021-215

**RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY MORRIS, STATE OF
NEW JERSEY APPROVING CELL TOWER CO-LOCATION AGREEMENT WITH
CROWN ATLANTIC COMPANY LLC AND DISH NETWORK**

WHEREAS, by Land Lease Agreement dated December 30, 1998, the Township of Chatham entered into an agreement with New York SMSA Limited Partnership for the ground lease and construction of a cellular communications tower at the municipal facilities at 401 Southern Boulevard; and

WHEREAS, said Agreement provides at Paragraph 20 that space on the tower may be leased to other parties for communications purposes by agreement of the Township and lessee, which consent shall not be unreasonably withheld, with the rental for such space being split equally between the Township and lessee; and

WHEREAS, Crown Atlantic Castle Company, LLC, the assignee of New York SMSA Limited Partnership, proposed leasing space on the tower and ground to the DISH Network, with the monthly rental to be split equally between Crown Castle and the Township as provided in Paragraph 20 of the Land Lease Agreement; and

WHEREAS, the Township has reviewed the papers submitted by Crown Atlantic, is satisfied with the agreement between Crown Atlantic and DISH Network, and hereby consents to said agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, consent is hereby given to Crown Atlantic Company LLC for the lease of space on the cellular communications tower at 401 Southern Boulevard to DISH Network in accordance with the terms of the above described Land Lease Agreement, with attachments, and the Site License Agreement, and the Mayor and Clerk are hereby authorized to execute such documents as are necessary to implement this consent.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor

RESOLUTION 2021-216

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING THE SALE OF SURPLUS MUNICIPAL EQUIPMENT

WHEREAS, the Township of Chatham is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, these items were found by the Police Department or forfeited as a result of an arrest; and

WHEREAS, the Township Committee are desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

- (1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com.
- (2) The sale will be conducted online and the address of the auction site is govdeals.com.
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- (4) A list of the surplus property to be sold is as follows:

	<u>ITEM</u>	<u>VIN or MODEL No</u>
2003	Ford F550 Mason Dump Telescope with Autostar Computer Controller	1FDAF57P63ED34782 Meade DS-70

- (5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (6) The Township of Chatham reserves the right to accept or reject any bid submitted.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-217

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AUTHORIZE THE MUNICIPAL ALLIANCE COMMITTEE TO SUBMIT A GRANT APPLICATION FOR THE FISCAL YEAR 2022

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township Committee of the Township of Chatham, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and,

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Committee has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Morris;

NOW, THEREFORE, BE IT RESOLVED by the Township of Chatham, County of Morris, State of New Jersey hereby recognizes the following:

- 1. The Township Committee does hereby authorize submission of a strategic plan for the Municipal Alliance Committee of the Chathams grant for fiscal year 2022 in the amount of:

DEDR	\$8,038.00
Cash Match	\$2,009.50
In-Kind	\$6,028.50
- 2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Adopted: August 12, 2021
Attest:

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor

RESOLUTION 2021-218

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY TO ADOPT PROCEDURES FOR ADMINISTRATION AND INSPECTION OF FEDERAL AID HIGHWAY PROJECTS IN THE TOWNSHIP OF CHATHAM

WHEREAS, the Federal Highway Administration (FHWA) provides opportunities for Local Public Agencies (LPA), such as the NAME OF LPA, to receive Federal Aid Highway Program (FAHP or federal-aid) funds through New Jersey Department of Transportation (NJDOT); and

WHEREAS, the Township of Chatham is presently the recipient of federal-aid funds through a project awarded under the NJDOT Transportation Alternatives Program (TAP); and

WHEREAS, the Township of Chatham as an LPA, is responsible for administering federal-aid funded projects in compliance with all federal-aid requirements established by the FHWA; and

WHEREAS, the NJDOT, through its Stewardship Agreement with FHWA, is responsible for ensuring that the Township of Chatham is adequately staffed and suitably equipped to undertake federal-aid projects, and ensure that federal requirements are met; and

WHEREAS, the Township of Chatham, as required by the NJDOT, has developed a Policy outlining the required procedures for the Administration of Federally Funded Transportation Projects administered through the NJDOT;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the Township of Chatham adopts the policy entitled, “Township of Chatham Procedure for Administration and Inspection of federal Aid Highway Projects” dated August, 2021.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor

RESOLUTION 2021-220

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM SUPPORTING THE CHATHAM TOWNSHIP VOLUNTEER FIRE
DEPARTMENT'S OPEN HOUSE ON SATURDAY, OCTOBER 9, 2021**

WHEREAS, the Chatham Township Volunteer Fire Department (CTVFD) as part of Fire Prevention Week (Sunday, October 3, 2021 through Saturday, October 9, 2021) wishes to hold an Open House at its River Road Fire Headquarters on Saturday afternoon, October 9, 2021; and,

WHEREAS, the CTVFD wishes to invite residents to visit Fire Headquarters, see the equipment and apparatus that is used to protect people and property as well as prevent fires; and,

WHEREAS, one of the goals of this event is to teach fire safety, as well as prevention; and,

WHEREAS, a second goal of this open house is to ask residents to consider joining the CTVFD as a volunteer Fire Fighter so that the health, welfare and safety of all Chatham Township residents continue to be protected.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham hereby approves and salutes the efforts of the Chatham Township Fire Department to hold an Open House on Saturday afternoon, October 9, 2021.

BE IT FURTHER RESOLVED, that the Township Committee authorizes the Township Administrator and at his direction other Township staff members to take appropriate steps to assist the CTVFD in their efforts to hold the Open House.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-221

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING THE PURCHASE OF TWO FORD F250 SUPER DUTY
PICKUP TRUCKS WITH PLOWS AND OTHER EQUIPMENT FOR THE TOWNSHIP
OF CHATHAM DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Township of Chatham was scheduled to replace trucks and related equipment during calendar year 2021; and,

WHEREAS, Ordinance 2021-09 Section A, provides funding for trucks and related equipment; and,

WHEREAS, Capital Account C-04-55-951-901 is the specific account that the **acquisition** of this equipment will be charged to; and,

WHEREAS, State Contract 88727 covers the proposal dated July 22, 2021 submitted by Beyer Ford, 170 Ridgedale Avenue, Morristown, New Jersey 07960; and,

WHEREAS, each F250 Super Duty with plow and other equipment will cost \$34,504.50 for a total of \$69,009.00.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham hereby authorizes the purchase of two (2) Ford F250 Super Duty Pickup Trucks with plows and other equipment as outlined in the Beyer Ford July 22, 2021 proposal under State Contract Number 88727 for an amount not to exceed \$69,009.00.

BE IT FURTHER RESOLVED, that funds are available for this purchase in Capital Account Number C-04-55-951-901.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-223

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING FIREWORKS FOR FAIRMOUNT COUNTRY CLUB

WHEREAS, state regulations require municipal governing body approval for the use of fireworks displays; and

WHEREAS, the Township has received an application to conduct a fireworks display by the Fairmount Country Club on September 6, 2021, to take place at the Fairmount Country Club on Southern Boulevard, Chatham, New Jersey; and

WHEREAS, the Township wishes to permit the applicant to conduct this fireworks display in accordance with all applicable laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that it hereby approves the Fairmount Country Club Fireworks Application contingent upon the payment of all required fees, posting of appropriate insurance certificates, and compliance with all state and local laws and regulations.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-224

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM SUPPORTING THE GRANT APPLICATION SUBMITTED BY THE TRUST FOR PUBLIC LANDS TO ACQUIRE BLOCK 48.16, LOTS 121 & 122

BE IT RESOLVED, that the Township Committee of the Township of Chatham supports the grant application filed by The Trust For Public Land as outlined at the July 15, 2021 Township Committee Meeting.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2021-P-16

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF CHATHAM IN THE COUNTY OF MORRIS, STATE OF 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 – Township of Chatham v. Kronos Holdings LLC and SL Chatham II, LLC-Condemnation Action Docket No. MRS-L-789-21
 - b. 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
 - c. Contract Negotiations: Walters-Cornerstone Development, LLC
 - d. Personnel: Police
 - e. Personnel: Public Works
 - f. Potential Litigation
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.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-P-17

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF CHATHAM IN THE COUNTY OF MORRIS, STATE OF 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.
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 - c. Contract Negotiations: Walters-Cornerstone Development, LLC
 - d. Personnel: Police
 - e. Personnel: Public Works
 - f. Potential Litigation
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.

Adopted: August 12, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk