

RESOLUTION 2021-P-20

**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. Potential Litigation
 - c. Personnel
 - d. Contract Negotiations
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: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2021-19

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, NEW JERSEY AMENDING THE LAND DEVELOPMENT ORDINANCE SECTION 30-78.1 TO PERMIT FIRE HOUSES AND EMERGENCY SQUAD BUILDINGS AS PRINCIPAL PERMITTED USES IN RESIDENTIAL ZONES

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

Section 1. Amend § 30-78.1 Permitted Uses to include a new subsection as follows:

h. Fire houses and emergency squads, which may include sleeping quarters.

Section 2. Add new footnote 11 to Schedule 1 to read as follows:

11. Notwithstanding the requirements of Appendix I, Section 30-75.2 Schedule of Zoning Requirements, fire houses and emergency squad buildings may be erected or expanded on any lot of at least ½ acre, provided lot overage does not exceed 60% and further provided that no front, side or rear yard is less than 10 feet.

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. If any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

Section 7. This Ordinance shall take effect immediately upon: (1) 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: September 9, 2021

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

Adopted:

Attest:

BY: _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2021-23

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A QUITCLAIM DEED FROM HARVCO CONSTRUCTION COMPANY FOR LOT 8.12, BLOCK 35 AS SHOWN ON A CERTAIN MAP ENTITLED “ROLLING HILL COMPANY, FINAL PLAT, ‘ROLLING HILL VISTAS’” RECORDED WITH THE MORRIS COUNTY CLERK ON DECEMBER 18, 1995 AS MAP NO. 5207 FOR A DETENTION BASIN.

WHEREAS, the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, wishes to accept the dedication of a detention basin by Quitclaim Deed from Harvco Construction Company for Lot 8.12, Block 35 as shown on a certain map entitled “Rolling Hill Company, Final Plat, ‘Rolling Hill Vistas’” (“Property”) recorded with the Morris Clerk on December 18, 1995 as Map No. 5207; and

WHEREAS, the dedication of the Property and detention basin was required by the Planning Board approval of this subdivision; and

WHEREAS, by Township of Chatham Resolution 2021-153, adopted on May 13, 2021, the Township Committee authorized the Mayor and Clerk to sign a Release and Settlement Agreement through which the Township agreed to take title to the Property, including the detention basin; and

WHEREAS, the Township Attorney for the Township of Chatham reviewed the Quitclaim Deed and finds it acceptable.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the Township is hereby authorizes acceptance of the Property, including the detention basin, by Quitclaim Deed.

BE IT FURTHER ORDAINED that the Township of Chatham Mayor and Clerk are hereby authorized to sign the Quitclaim Deed and any supporting documents as may be necessary.

This Ordinance shall become effective according to law.

Introduced: October 14, 2021

Adopted:
Attest:

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

BY: _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2021-24

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, AMENDING BUILDING COVERAGE ORDINANCE
SECTION 30-78.11 b. TO INCLUDE PROJECTIONS THAT INCREASE THE FLOOR
AREA OF THE PRINCIPAL STRUCTURE**

BE IT ORDAINED by the Township Committee of the Township of Chatham as follows:

Section 1. Section 30-78.11 b. be amended to read as follows:

As used in this subsection, the maximum coverage of the principal structure shall include only the foundation under the roofed portion of such structure and all area contiguous to the structure below an eave, bay window, oriel, balcony, or overhang which project more than three feet beyond the face of the structure shall be included in the calculation of building coverage. All projections that increase the floor area of the principal structure shall be included in the building coverage calculation.

Section 2. 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 3. 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 4. 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 5. If any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

Section 6. This Ordinance shall take effect 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: October 14, 2021

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

Adopted:

Attest:

BY: _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-247

**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 \$709,923.73 and the prior month's payroll of \$449,703.49 Current Fund, \$49,712.66 Sewer No. 1, \$11,497.18 Sewer No. 2, and \$15,524.63 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of October 2021, in the amount of \$3,336,093.00 be paid.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-248

**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 September 23, 2021.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Stacey Ewald, Mayor

DRAFT

RESOLUTION 2021-249

**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 September 23, 2021.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2021-251

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY ADOPTING A
REVISED EMPLOYEE HANDBOOK AND PERSONNEL POLICIES AND
PROCEDURES HANDBOOK**

WHEREAS, the Township of Chatham is a member of the Morris County Joint Insurance Fund (JIF); and,

WHEREAS, every two (2) to three (3) years all member municipalities are required to update their Employee Handbook and personnel policies; and,

WHEREAS, the Township's Labor Counsel has reviewed and approved the updated Employee Handbook and personnel policies, and will conduct training for employees so that they will be familiar with the Township's policies; and,

WHEREAS, the Township Committee wishes to approve a revised employee handbook and the personnel policies and procedures handbook, which are on file in the office of the Township Clerk;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that a revised employee handbook and personnel policies and procedures handbook are hereby adopted and shall be available to employees and the public in the office of the Township Clerk.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-252

**RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY AUTHORIZING A LEASE EXTENSION
WITH THE SENIOR SERVICES CENTER OF THE CHATHAMS, INC.**

WHEREAS, the Township of Chatham entered into a Lease with the Senior Services Center of the Chathams, Inc. (“Senior Center”) on November 12, 2006 to occupy a portion of the lower level of the municipal building at 58 Meyersville Road for use as a senior citizens center; and

WHEREAS, the provisions of the Lease allow for five (5) year extensions of the Lease; and

WHEREAS, the current lease extension expires on October 31, 2021; and

WHEREAS, both the Township and the Senior Center wish to exercise the extension option by entering into a Lease Extension.

NOW, THEREFORE, BE IT RESOLVED by the Township of Chatham, County of Morris, State of New Jersey, that the Lease between the Township of Chatham and the Senior Services Center of the Chathams, Inc. is hereby extended for a five (5) year term in accordance with the terms of the Lease Extension at a rate of \$1.00 per year and that the Mayor and Clerk are hereby authorized to sign the Lease Extension.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Stacey Ewald, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2021-253

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY,
REFUNDING CREDIT BALANCE ON COLONY POOL MEMBERSHIP FEE**

WHEREAS, a full membership registration fee was paid for some Colony Pool
Memberships; and

WHEREAS, there were some registrations for which the membership fee was overpaid.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the
Township of Chatham that the following refunds be made:

<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
Zito 66 Weston Avenue Chatham, NJ 07928	\$85.00
Almgren 36 Garden Avenue Chatham, NJ 07928	\$250.00

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Stacey Ewald, Mayor

RESOLUTION 2021-254

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY,
REFUNDING TAX AND SEWER LIEN**

WHEREAS, due to payment by property owner of the lien amount, a redemption of the tax and sewer lien is appropriate; and

WHEREAS, the Tax Collector has recommended the refund of redemption monies as well as the Premium to the Outside Lien Holder;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following refund be made as indicated:

<u>BLOCK</u>	<u>LOT</u>	<u>LIEN HOLDER</u>	<u>AMOUNT</u>
115	12	Lienholder: Christiana T. c/f C&E1/First PO Box 5021 Philadelphia, PA 19111-5021 Certificate #19-00002 Distinguished Homes % D Angelis 35 Gates Ave	\$30,691.80-Certificate <u>\$46,100.00-Premium</u> \$76,791.80-Total

BE IT FURTHER RESOLVED that the Tax Collector is authorized to prepare and sign a Discharge of Certificate 19-00002.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor

RESOLUTION 2021-255

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE
MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW
MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2021 THROUGH
SEPTEMBER 30, 2026**

WHEREAS, the Morris County Cooperative Pricing Council ("MCCPC") was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of education, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Township of Chatham desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency, to renew its membership in the MCCPC for the period of October 1, 2021 through September 30, 2026.

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 Township Committee of the Township of Chatham hereby authorizes the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2021, pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for renewal of membership in the MCCPC for a five . (5) year period from October 1, 2021, through September 30, 2026.
2. The Township Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Stacey Ewald, Mayor

RESOLUTION 2021-258

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AWARDING
TRAFFIC STRIPING CONTRACT TO DENVILLE LINE PAINTING, INC. FOR 2021
ROAD RESURFACING**

WHEREAS, Denville Line Painting, Inc. of 2 Green Pond Road, Rockaway, New Jersey has been awarded the 2021 Contract #36: Traffic Striping of Roadways under the Morris County Cooperative Pricing Council; and

WHEREAS, Chatham Township is a member of the Morris County Cooperative Pricing Council; and

WHEREAS, Chatham Township has resurfaced Rose Terrace, Johnson Drive, Longwood Avenue, Lisa Drive (partial), Susan Drive (Partial), Hillcrest Avenue, and Woodland Avenue (Partial, Islands only), collectively referred to as “2021 Road Resurfacing”.

BE IT RESOLVED that the Township of Chatham hereby awards a contract to Denville Line Painting, Inc. in the amount of \$6,685.56 subject to applicable contract provisions under the Morris County Cooperative Pricing Council.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor

RESOLUTION 2020-XXX

RESOLUTION OF THE TOWNSHIP OF CHATHAM AUTHORIZING THE PHASE 2 STUDY OF THE SANITARY SEWER COLLECTION SYSTEM TO IDENTIFY AREAS THAT MAY REQUIRE REPAIR AND REHABILITATION

WHEREAS, the Township of Chatham sanitary sewer system dates back to the 1960 and some sections require repair and renovation; and

WHEREAS, the Township of Chatham wishes to determine the amount of penetration from tree roots and other environmental factors such as frost heaves that have caused damage to the collection system; and

WHEREAS, there has been a noticeable increase in the volume of gallons in the system after heavy rains; and

WHEREAS, this is an indicator that the system is also treating storm water which is clean and does not require treatment; and

WHEREAS, the treatment of storm water is an unnecessary cost and in the future the treatment of storm water could have an adverse impact on the Township's Treatment Permit; and

WHEREAS, Resolution 2020-261 authorized the Phase 1 Flow Metering Study which identified six (6) drainage basins that appear to require correction for Rainfall induced Infiltration and Inflow into the Township's Sanitary Sewer System; and

WHEREAS, the cost for this study as outlined in the Township Engineer's proposal dated October 7, 2021 is \$37,900 and funds for this study are available through the Sewer Utility budget

NOW THEREFORE BE IT RESOLVED, that the Township of Chatham authorizes the Township Engineer to take the steps necessary to trace the flow volume in the Township's Sanitary Sewer Collection System including the use of video inspections of the Township sewer mains for a cost not to exceed \$37,900; and,

BE IT FURTHER RESOLVED that the results of this study will be used to prepare a strategic plan for preventative maintenance, repairs and the planned replacement of deteriorating infrastructure such as pipe.

Adopted: October 14, 2021

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By: _____
Stacey Ewald, Mayor