

**MINUTES
TOWNSHIP COMMITTEE
REGULAR MEETING
FEBRUARY 11, 2021**

Mayor Ness called the Regular Meeting of the Township Committee of the Township of Chatham to order at 6:30 P.M.

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, 2021; notice was posted on the front door and the bulletin board in the main hallway of the Municipal Building on January 8, 2021; and notice was filed with the Township Clerk on January 8, 2021.

Roll Call

Answering present to the roll call were Committeewoman Felice, Committeeman Hamilton, Committeewoman Fondaco, Deputy Mayor Ewald and Mayor Ness.

Committeewoman Felice, Committeewoman Fondaco and Deputy Mayor Ewald participated in the meeting via Zoom.

Executive Session

**RESOLUTION 2021-P-03
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 –Kronos Holdings, LLC v. Township of Chatham et al Docket No. MRS-L-2024-20
 - 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. Personnel – Advisory Committee Appointments
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.

Deputy Mayor Ewald moved to adopt Resolution 2021-P-03 to enter Executive Session at 6:32 PM. Committeewoman Fondaco seconded the motion.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

The Township Committee returned to Public Session at 7:44 PM.

Mayor Ness led the Flag Salute.

Roll Call

Answering present to the roll call were Committeewoman Felice, Committeeman Hamilton, Committeewoman Fondaco, Deputy Mayor Ewald and Mayor Ness.

Proclamation – Black History Month

Mayor Ness read aloud the attached proclamation for Black History Month.

Approval of Agenda

Committeewoman Felice asked if three resolutions could be pulled from the Consent Agenda. The Township Clerk indicated that the resolutions can be separated from the Consent Agenda when the Committee gets to that point in the meeting.

Deputy Mayor Ewald moved to approve the Agenda. Committeewoman Fondaco seconded the motion, which carried unanimously.

Mayor Ness announced that there will be a second Executive Session at the end of the meeting.

Planning Board Annual Report

Planning Board Chairman Tom Franko provided the Annual Report of the Planning Board. Mr. Franko described the work performed by the Planning Board during 2020. He noted several applications that were heard, Master Plan consistency reviews that were performed, and investigations regarding areas in need of redevelopment. Mr. Franko also addressed public hearings on Master Plan elements. A redevelopment plan for 522 Southern Boulevard was also reviewed. Mr. Franko also thanked former Chairman Don Travisano for his dedication and hard work. Mr. Franko noted that Mr. Travisano moved out of the Township in 2020.

Reports

Mayor Ness thanked the Department of Public Works for their response to recent snowstorms. Mayor Ness said that development of the Dixiedale and Arbor Green developments has begun. She asked that any owners of large tracts consider reaching out to the Township or the Open Space Committee before selling any land to private developers. The Township is still in negotiations with Kronos Holdings, LLC for the acquisition of 522 Southern Boulevard. Mayor Ness also said that the Silverman Group was notified that the Township will not participate in any discussions regarding development of the Noe Pond site until a Letter of Interpretation has been obtained from the DEP regarding wetlands and setbacks. Mayor Ness stated that there have been 20 new cases of COVID since February 3rd, which is up from the last reporting period. She asked residents to remain vigilant. The CVS in Chatham Borough is going to be a COVID vaccine distribution site, and Mayor Ness commented on the Atlantic Health vaccine centers. Mayor Ness also stated that DPW has added another layer of water to the ice at the Nash Field Ice Skating Rink. Regarding the Comcast Franchise Agreement, Mayor Ness said that the Township is waiting to receive the \$35,000 grant that will be used for upgrades to the Township's broadcast equipment. She also reported that the Skate Park Committee has submitted renderings for possible locations, and a potential vendor will also review the sites. The final HVAC unit at the Municipal Building has been installed, and there will now be better airflow in the gym. Mayor Ness stated that she met with the Chatham Emergency Squad, and they are well staffed. Mayor Ness reminded residents that the Emergency Squad is funded by donations.

Committeeman Hamilton reported that he attended the first meeting of the Board of Trustees for the Library of the Chathams. He commented on virtual book borrowing programs and efforts to reopen the library on a limited basis. Committeeman Hamilton also commented positively on the DPW response to the recent storms, and reminded residents to lock their cars at night.

Committeewoman Felice reported that the Colony Pool Committee is making plans for the 2021 season. A Memorial Day Weekend opening is currently anticipated. Committeewoman Felice

noted that in 2020 there were not any reported transmissions of COVID traced to Colony Pool, and proper protocols will be in place in 2021. It is hoped that the swim team program will be brought back in 2021, and other programs are being planned. Committeewoman Felice noted that Colony Pool offers a summer recreation venue for those who were members of the Noe Pond Club. She also stated that applications for summer employment at Colony Pool are being accepted.

Committeewoman Fondaco reported that on February 21st the Chatham Historical Society will be hosting an online presentation about New Jersey Diners. On March 21st there will be a presentation about New Jersey Women in World War II. Committeewoman Fondaco said that she attended a Mayor's Wellness Committee meeting, and they will be continuing to reach out to residents to encourage end of life plans. Committeewoman Fondaco further reported that the Environmental Commission is working toward Silver-level Certification in the Sustainable Jersey Program. Committeewoman Fondaco stated that the Township is working to install electric vehicle charging stations, and there are resolutions on this meeting's agenda to reaffirm sustainable efforts. Committeewoman Fondaco also thanked Attorney Cruz for assisting the Environmental Commission in reaching out to energy aggregation firms.

Deputy Mayor Ewald reported that the Municipal Alliance Committee met, and they work to reduce alcohol and substance abuse and to support wellness. Deputy Mayor Ewald noted a grant received by the Municipal Alliance, and they will be seeking matching funds from the Township and the Borough. On February 24th there will be a program about adolescent anxiety and the impact of the pandemic on mental health. More information is available on the School District website. Deputy Mayor Ewald also reported that at a recent Planning Board meeting an application was approved for a subdivision on Hillside Avenue which included variance relief for steep slopes. Height variances were not approved. The height issue will be readdressed at a later time. Deputy Mayor Ewald also gave an overview of the budget adoption process. She stated that introduction of the 2021 Budget is anticipated at the February 25th meeting, and the discussion and public hearing is anticipated for the March 25th meeting.

Engineer Ruschke reported that bids were received for the Hillside Avenue Trail project, and he recommends award of a contract to the lowest responsible bidder. He noted that the project is funded through a grant from Morris County. Engineer Ruschke also reported that bids were received for an Alum Tank for the Wastewater Treatment Plant. The bids have not been fully reviewed, however there were bids within budget and Engineer Ruschke anticipates an award at the next meeting.

Attorney Cruz reported that on February 24th there will be a public hearing via Zoom regarding a Green Acres diversion application from several years ago. The diversion relates to two cell tower antennas that were temporarily relocated due to a project on the PSE&G transmission lines. The antennas were located on Green Acres properties and remained in place longer than Green Acres allows. The delays in getting the antennas relocated to the PSE&G transmission lines were not the fault of the cellular antenna companies. The antennas were removed from the Green Acres properties in 2018, and the diversion application process was delayed due to the COVID-19 pandemic.

Administrator Hoffmann reported that preliminary work for the Hillside Avenue Trail Project was performed by Engineer Ruschke and the Department of Public Works. Administrator Hoffmann commended Environmental Commission Chairwoman Dot Stillinger for leading the effort regarding charging stations. He also reported that the Police Department has two new police vehicles, one of which is a hybrid.

The Township Clerk reminded residents to renew their dog licenses and cat licenses.

Hearing of Citizens

The Township Clerk read aloud written comments from the following residents:

1. Emily Conlin – Support for acquisition of 522 Southern Boulevard for Affordable Housing and advocating for preservation of the Noe Pond Club site.
2. Kathy Havens – Advocating for preservation of the Noe Pond Club site.

3. Stewart Carr – Advocating for keeping the Open Space Tax at \$0.02 per \$100 assessed value.
4. Kacy Leonard – Advocating for preservation of Noe Pond Club.
5. Sally Rubin – Indicating that the Great Swamp Watershed Association is working with the Save Noe Pond Group and will monitor developments at the site.

Mayor Ness opened the Hearing of Citizens.

1. Bernadette McDonough, Madison Borough Resident, advocated for the preservation of the Noe Pond site.

Seeing no further comment, Mayor Ness closed the Hearing of Citizens.

Public Hearing/Final Adoption of Ordinances

Ordinance 2021-01

ORDINANCE 2021-01

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, ACCEPTING A DRAINAGE EASEMENT ACROSS LOT 5, BLOCK 102.11 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF CHATHAM

WHEREAS, on July 20, 2020, the Summit Monthly Meeting Religious Society of Friends obtained minor subdivision approval from the Township of Chatham Planning Board for Lot 5, Block 102.11 as shown on the Tax Map of the Township of Chatham; and

WHEREAS, on August 17, 2020, that approval was memorialized by Resolution of the Township Planning Board; and

WHEREAS, the Planning Board approval required that a drainage easement be conveyed to the Township across Lot 5, Block 102.11; and

WHEREAS, the owner of Lot 5, Block 102.11 agreed to provide the Township with the drainage easement as memorialized in that Grant of Drainage Easement attached to this Ordinance; and

WHEREAS, the Grant of Drainage Easement is in a form acceptable to the Township Attorney and Engineer; and

WHEREAS, the Township Committee desires to accept that dedication through the Grant of Drainage Easement.

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

1. The Township of Chatham hereby accepts the attached Grant of Drainage Easement and directs the Township Clerk to record the same and charge the escrow account for this application for the recording fees.
2. This Ordinance shall take effect as provided by law.

Administrator Hoffmann noted that Ordinance 2021-01 related to the Summit Monthly Meeting property. He said that there was a Planning Board approval in the late 1960's that was not properly recorded, and the ordinance corrects that recording.

Mayor Ness opened the Public Hearing on Ordinance 2021-01.
Seeing none, Mayor Ness closed the Public Hearing.

Deputy Mayor Ewald moved to adopt Ordinance 2021-01. Committeeman Hamilton seconded the motion.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

Introduction of Ordinances

Ordinance 2021-02

ORDINANCE 2021-02
ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, ACCEPTING A CONSERVATION EASEMENT ACROSS LOT 18.02, BLOCK 60 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF CHATHAM.

WHEREAS, on May 16, 2019, Bhaskar M. Nair and Anamika Nair obtained approval of variances from the requirements of Section 30-96.24.g.1 and Section 30-96.24.g.2 of the Land Development Regulations of the Township of Chatham to permit the disturbance of steep slopes during construction and for proposed rear yard improvements from the Township of Chatham Zoning Board of Adjustment for Block 60, Lot 18.02 as shown on the Tax Map of the Township of Chatham; and

WHEREAS, on May 16, 2019, that approval was memorialized by Resolution of the Township Zoning Board of Adjustment; and

WHEREAS, the Zoning Board of Adjustment approval required that a conservation easement be conveyed to the Township across Block 60, Lot 18.02; and

WHEREAS, the owner of Block 60, Lot 18.02 agreed to provide the Township with the drainage easement as memorialized in that Grant of Conservation Easement attached to this Ordinance; and

WHEREAS, the Grant of Conservation Easement is in a form acceptable to the Township Attorney and Engineer; and

WHEREAS, the Township Committee desires to accept that dedication through the Grant of Conservation Easement.

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

3. The Township of Chatham hereby accepts the attached Grant of Conservation Easement and directs the Township Clerk to record the same and charge the escrow account for this application for the recording fees.
4. This Ordinance shall take effect as provided by law.

Engineer Ruschke stated that Ordinance 2021-02 is for a conservation easement on the property of a single-family home at 700 Fairmount Avenue. The Board of Adjustment required the conservation easement in connection with a variance approval.

Committeewoman Fondaco moved to introduce Ordinance 2021-02. Committeewoman Felice seconded the motion.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

Public Hearing on Ordinance 2021-02 will be scheduled for February 25, 2021.

Ordinance 2021-03

ORDINANCE 2021-03
AN ORDINANCE TO PROVIDE MINIMUM AND MAXIMUM RANGES FOR COMPENSATION FOR CERTAIN POSITIONS OF EMPLOYMENT IN THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, EFFECTIVE JANUARY 1, 2021

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

Section 1. The following offices and positions of employment in the Township of Chatham in the County of Morris are hereby established and the persons occupying such offices and positions shall be compensated at the rates, or within the ranges, set forth below. Actual compensation, consistent with the salary ranges established herein, is established by Township Resolution.

<u>Office or Position of Employment</u>	<u>Minimum</u>	<u>Maximum</u>
Township Committee Member	\$0	\$2,400
Township Administrator	\$160,000	\$188,000
Chief of Police (as well as additional compensation as outlined in the employment agreement)	\$150,000	\$177,000
Public Works Manager	\$110,000	\$125,000
Chief Financial Officer	\$100,000	\$127,000
Qualified Purchasing Agent	\$3,000	\$8,000

Township Clerk/Registrar	\$60,000	\$78,000
Secretary Board of Health/Dog Licensing Clerk	\$5,000	\$13,000
Deputy Clerk	\$35,000	\$50,000
Tax Collector/Utility Collector	\$60,000	\$83,000
Tax Assessor (PT)	\$20,000	\$38,000
Assistant Tax & Utility Collector	\$20,000	\$46,000
Assistant Tax Assessor	\$20,000	\$46,000
Confidential Administrative Assistant/Payroll Clerk	\$35,000	\$58,000
Human Resources Manager/Assistant Treasurer	\$35,000	\$61,000
Accounts Payable	\$35,000	\$60,000
Administrative Assistant/Deputy Registrar	\$35,000	\$53,000
DPW Administrative Assistant/Recycling Coordinator	\$35,000	\$55,000
Police Administrative Assistant	\$35,000	\$47,000
Police Administrative Assistant/Records Manager	\$35,000	\$57,000
Special Law Enforcement Officer III (SLEO III)	\$25.00 Hr.	\$40.00 Hr.
Emergency Management Coordinator PT	\$3,000	\$10,000
Deputy Emergency Management Coordinator PT	\$1,000	\$3,000
Ass't. Public Works Manager	\$108,000	\$120,000
Licensed Sewer Plant Operator	\$108,000	\$120,000
Construction Official/Building Sub-code Official /Inspector	\$75,000	\$119,000
Construction Office Control Person/Bd. Manager	\$35,000	\$58,000
Construction Office Administrative Assistant	\$35,000	\$48,000
Deputy Zoning Officer(s)	\$3,000	\$7,000
Fire Sub-code Official/Inspector PT	\$13,000	\$24,000
Electrical Sub-code Official/Inspector PT	\$13,000	\$30,000
Plumbing Sub-code Official/Inspector PT	\$13,000	\$30,000
Fire Prevention Official/Inspector PT	\$8,000	\$17,000
Planning Board Secretary		\$250 per meeting
Zoning Board Secretary		\$250 per meeting
Governmental Access TV Manager/Video Producer PT	\$3,000	\$9,000
		\$25 hr special services
Recreation Director/Grant Writer	\$35,000	\$70,000
Pool Manager	\$15,000	\$23,000
Assistant Pool Manager	\$10,000	\$21,000
Second Assistant Pool Manager	\$5,000	\$12,000
Swim Team Coach	\$1,000	\$5,000
Assistant Swim Team Coach	\$1,000	\$3,000
Lifeguard		\$11.10 - \$15.00 Hr.
Substitute Lifeguard		\$11.10 - \$15.00 Hr.
Water Safety Instructor (added to lifeguard wages)		\$.50 Hr.
Gate Attendants		\$11.10 - \$15.00 Hr.
Laborer (PT or seasonal)		\$11.10 - \$15.00 Hr.
Crossing Guards		\$11.10 - \$20.00 Hr.
Clerk/Typist (PT)		\$11.10 - \$20.00 Hr.

Section 2. Overtime for eligible employees shall be at the rate of straight time for hours exceeding 35 per week and one and one-half times employee's regular rate of pay for hours exceeding 40 per week.

Section 3. Employees covered by a collective bargaining agreement shall be entitled to compensation as provided in their respective agreements.

Section 4. Salaries provided herein shall be effective January 1, 2021, for those employed with the Township.

Section 5. When required by law, the Township shall pay at least the minimum wage established for the State of New Jersey.

Section 6. This ordinance shall take effect upon publication as provided by the law.

Administrator Hoffmann stated that the Salary Ordinance sets the minimum and maximum range for municipal salaries, and specific salaries will be set by the Salary Resolution later in the year.

Deputy Mayor Ewald moved to introduce Ordinance 2021-03. Committeewoman Fondaco seconded the motion.

Committeeman Hamilton asked if it is permissible for a person to hold multiple positions on the list. Administrator Hoffmann said that there are some Township employees who hold multiple titles, and the Salary Resolution will set compensation for a specific title.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

Public Hearing on Ordinance 2021-03 will be scheduled for February 25, 2021.

Ordinance 2021-04

ORDINANCE 2021-04 ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Chatham in the County of Morris finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 2.5% increase in the budget for said year, amounting to \$303,026.12 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Chatham, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Chatham shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$424,236.57, and that the CY 2021 municipal budget for the Township of Chatham be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Administrator Hoffmann explained that the Cap Bank Ordinance is a routine part of the budgetary process. Cap Bank offers municipalities some flexibility with their budgeting from one year to the next. He also said that Cap Bank works on a three-year rolling average.

Deputy Mayor Ewald moved to introduce Ordinance 2021-04. Committeewoman Fondaco seconded the motion.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

Public Hearing on Ordinance 2021-04 will be scheduled for February 25, 2021.

Consent Agenda

Committeewoman Felice asked that Resolutions 2021-076, 076 and 077 be pulled from the Consent Agenda. Committeeman Hamilton asked that Resolution 2021-065 also be pulled for separate discussion.

RESOLUTION 2021-061

**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 \$1,209,163.32 and the prior month's payroll of \$450,144.41 Current Fund, \$55,267.28 Sewer No. 1, \$11,603.83 Sewer No. 2, and \$30,663.01 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of February 2021, in the amount of \$3,270,037.00 be paid.

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

RESOLUTION 2021-062

**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 January 21, 2021.

RESOLUTION 2021-063

**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 January 21, 2021.

RESOLUTION 2021-064

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN
THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING OVERPAYMENT OF
TAXES**

WHEREAS, an overpayment of property taxes has been made for the following properties; and
WHEREAS, the Tax Collector has recommended the refund of such overpayment,

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

<u>BLOCK</u>	<u>LOT</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
135	22	Garippa, Lotz & Giannuario 66 Park Street Montclair, New Jersey 07042 Attn: Adam R. Jones Property Address- 650 Shunpike Rd	\$20,000.00 State Tax Court Judgment Agreement for Tax Years 2011-2013

RESOLUTION 2021-066

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY AFFIRMING THE ADOPTION OF IDLE
FREE ZONES**

WHEREAS, emissions from gasoline and diesel powered vehicles contribute significantly to air pollution, including greenhouse gases, ozone formation, fine particulates, and a multitude of potentially harmful pollutants that can trigger asthma attacks and other ailments; and

WHEREAS, asthma is a significant public health concern in New Jersey, especially among children (up to 25% of New Jersey's school age children are asthmatic) and the elderly; and

WHEREAS, for every gallon of gasoline used, the average car produces about 20 pounds of carbon dioxide (CO₂), the largest greenhouse gas contributor to climate change, with one-third of greenhouse gas emissions coming from the transportation sector; and

WHEREAS, the U.S. Argonne National Laboratory estimates that about 20 million barrels of diesel fuel are consumed each year by idling long-haul trucks (estimated truck emissions total about 10 million tons of CO₂, 50,000 tons nitrogen oxides, and 2000 tons of particulates); and

WHEREAS, we can avoid producing unnecessary greenhouse emissions and exposure to air toxins by reducing or eliminating wasteful vehicle idling; and

WHEREAS, petroleum-based gasoline and diesel fuel are nonrenewable fuels and should be used wisely and not wasted; and

WHEREAS, idling is not generally beneficial to a vehicle's engine because it wears engine parts; and

WHEREAS, idling more than 10 seconds uses more fuel and emits more pollutants than turning a warm engine off and on again; and

WHEREAS, idling for 10 minutes uses as much fuel as it takes to travel 5 miles; and

WHEREAS, vehicle idling occurs in locations (e.g. school grounds, parking lots, drive-through windows, business centers, etc.) where New Jerseyans can be exposed to air pollutant emissions; and

WHEREAS, moving beyond New Jersey's no-idling code of 3 minutes would significantly improve public health, air quality, reduce costs and greenhouse emissions;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham affirms its continuing support of Resolution 2007-195 adopted on October 11, 2007, which resolution supports the adoption of "Idle Free Zones, by government agencies, schools, businesses and other organizations.

RESOLUTION 2021-067

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY MORRIS, STATE OF NEW JERSEY REAFFIRMING SUPPORT OF SUSTAINABLE LAND USE

WHEREAS, land use is an essential component of overall sustainability for a municipality; and

WHEREAS, poor land use decisions can lead to and increase societal ills such as decreased mobility, high housing costs, increased greenhouse gas emissions, loss of open space and degradation of natural resources; and

WHEREAS, well planned land use can create transportation choices, provide for a range of housing options, create walkable communities, preserve open space and allow for continued use of vital natural resources; and

WHEREAS, given New Jersey's strong tradition of home rule and local authority over planning and zoning, achieving a statewide sustainable land use pattern will require municipalities to take the lead;

WHEREAS, the Township Committee adopted Resolution 2009-150 on July 9, 2009 to support sustainable land use planning, and desires to reaffirm that pledge;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, with the intent of making the Township of Chatham a truly sustainable community, reaffirms the following pledge:

1. **Facilities Siting** - To consider factors, to the extent reasonable, such as walkability, bikability, access to transit and proximity to other uses when siting new or relocated municipal facilities, recognizing that the actions of a municipality when locating its own facilities can set a positive example and encourage other public and private sector entities to employ sustainable land use measures when locating their own facilities.
2. **Housing Variety** – Through the application, to the extent reasonable, of the Township's Housing Element and Fair Share Plan, to foster a diverse mix of housing types to meet the needs of people from all ages and walks of life, recognizing that a variety of housing options from single family homes to one-bedroom apartments, including low and moderate income housing, is vital to allow residents to live and work in a municipality through various stages of their lives.
3. **Natural Resources Preservation** – To continue its existing program for preservation of open space and create recreational opportunities, recognizing that, as the most densely populated state in the nation, open space is at a premium, and that preservation of open space for its ecological and recreational value is critical for a sustainable future, and further to review and to update, as appropriate, the existing Natural Resources Inventory to identify and

assess the extent of the Township's resources and to link natural resource management and protection to carrying capacity analysis and land use planning and zoning.

4. **Transportation Choices** – Where appropriate, to create transportation choices within the Township by considering all modes of transportation, including walking, biking, public transit and automobiles, when planning transportation projects, given that emissions from transportation, mainly passenger cars, make up the largest share of the state's carbon footprint, creating transportation alternatives at the local level is critical to reducing the state's overall carbon footprint.
5. **Mix of Uses** – Where appropriate, to use the zoning power to create a mix of uses in areas that make the most sense for the Township, recognizing that allowing for a mix of compatible land uses can reduce the need for automobile transportation.
6. **Green Design** – To incorporate, as appropriate, green design principles and renewable energy generation when updating site plan and subdivision requirements, because green design strategies, including energy efficiency, water conservation, indoor environmental quality, use of recycled materials, construction waste reduction, reduced auto use, tree preservation, native planting and avoidance of environmentally sensitive features, not only improve the environmental performance of buildings, but lessen the environmental impact of those buildings.
7. **Regional Cooperation** – To work cooperatively with neighboring municipalities concerning land use decisions and to consider the respective concerns of each community, recognizing that local land use decisions often have regional impacts, even though decided exclusively by one municipality.
8. **Parking Regulations** – To reevaluate parking requirements with the goal of limiting the amount of required parking spaces and promoting shared parking, recognizing that flexible parking requirements decrease the amount of land dedicated to parking lots, storm water runoff, land clearing, and heat island effects, while promoting alternatives to individual automobile use., with special emphasis placed on appropriate locations for safe and secure bicycle parking.
9. **Legal Effect** – This Resolution is a policy statement of the Chatham Township Committee. It is a statement of goals that the Committee pledges to attempt to accomplish. However, these pledges create no legal obligation on behalf of the Township and have no legal weight.

RESOLUTION 2021-068

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AFFIRMING THE DESIGNATION OF THE ENVIRONMENTAL COMMISSION OF THE TOWNSHIP OF CHATHAM AS THE GREEN TEAM TO LEAD IN THE IMPLEMENTATION OF SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION

WHEREAS, the Township Committee of the Township of Chatham supports participation of the Township of Chatham in the Sustainable Jersey Municipal certification Program; and

WHEREAS, the Sustainable Jersey Municipal certification Program has a mandatory action requirement that participating communities create a Green Team to lead and coordinate the sustainable activities of the community; and

WHEREAS, the Environmental Commission of the Township of Chatham was created for the protection, development or use of all-natural resources located within the Township

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham affirms its continued support of Resolution 2009-124 adopted on May 28, 2009, which resolution designated the Environmental Commission of the Township of Chatham to serve as the Green Team to lead in the sustainable activities of the community and in coordinating the implementation of local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

RESOLUTION 2021-069

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE TOWNSHIP OF CHATHAM TO ENTER INTO A CONTRACT WITH FENNELLY ENVIRONMENTAL ASSOCIATES, LLC (FEA) FOR AN ENVIRONMENTAL INVESTIGATION AND REMEDIATION TASK RELATED TO THE DEPARTMENT OF PUBLIC WORKS GARAGE SITE

WHEREAS, in 2014 found discharges from an underground storage tank previously located at the Department of Public Works location; and

WHEREAS, the Township of Chatham has worked with the Department of Environmental Protection (NJDEP) to investigate, remediate and implement procedures to address ground water contamination; and

WHEREAS, The Township Engineer has reviewed a proposal from FEA, LLC dated January 6, 2021 that will include the:

Conduct of a well search as required by NJAC7:26E-1.14 which is required every two (2) years;

Conduct ground water sampling

Prepare a Remedial Action Plan (RAWP) in accordance with NJDEP Technical Requirements for Site Remediation; and

WHEREAS, the fees and costs for the services outlined in the January 6, 2021 proposal shall not exceed \$18,900; and

WHEREAS, the Chief Financial Officer has certified that funds for this project are available and will be charged to Ordinance 2020-06-H.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham authorizes the Mayor and Township Clerk sign the contract for this project after the Township Attorney has reviewed the contract document.

BE IT FURTHER RESOLVED, that FEA's proposal dated January 6, 2021 shall become part of this resolution

RESOLUTION 2021-070

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF ADDITIONAL EQUIPMENT FOR THE TOWNSHIP OF CHAHTAM POLICE DEPARTMENT PHONE SYSTEM FROM EXTEL COMMUNICATIONS, INC.

WHEREAS, on October 8, 2020 the Township Committee unanimously adopted Resolution 2020-217 for the purchase of a new phone system for all Township Buildings and Facilities in an amount not to exceed \$41,224; and

WHEREAS, after installation the new phone system will save the Township \$20,600 per year; and

WHEREAS, the Police Department requires the ability to record certain lines, and

WHEREAS, the equipment that was scheduled to be reused for this function will not be compatible with the evolving needs of the Police Department; and

WHEREAS, EXTEL Communications, Inc. has provided a quote dated February 3, 2021 for the needed equipment at a cost of \$3,900 including software licensing and training; and

WHEREAS, the purchase of this piece of equipment will allow the Township to further reduce the monthly charges paid by the Police Department for telephone services; and

WHEREAS, the "Certification of Funds" is annexed hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham authorizes the acquisition of this piece of equipment as indicated in Township Administrator Mayor and Township Clerk sign the contract for this project after the Township Attorney has reviewed the contract document.

BE IT FURTHER RESOLVED, that EXTEL Communications, Inc., proposal dated February 3, 2021 shall become part of this resolution

RESOLUTION 2021-071

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE PRPREPARATION OF A REQUEST FOR PROPOSAL (RFP) FOR SUSTAINABLE OR ORGANIC LAWN AND FIELD MAINTENANCE SERVICES

WHEREAS, all the Township of Chatham is evaluating the feasibility and cost benefit of using sustainable and or organic methods to maintain its lawns and fields for calendar year 2021, 2022 and potentially 2023; and

WHEREAS, the Township Committee has not made a policy decision for this period and will not be able to do so until the cost of Sustainable or Organic methods are determined; and

WHEREAS, in 2019 quotes were solicited for calendar year 2019 and 2020; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham authorizes the Qualified Purchasing Agent (QPA) and Alternate Purchasing Agent to prepare and advertise an RFP for care and maintenance of lawns and fields using sustainable and or organic methods

RESOLUTION 2021-072

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>
8 Panasonic Toughbook Computers	CF-31AAAAX1M
One Panasonic Toughbook Computer	CF-29HNL32BM
Various jewelry, jewelry box	
Sony Playstation 3	
El Al First Class USB mouse	
Business Card Holder	
Desk Clock	
30 Gb Apple iPod	
iPad Air model A1475 with case and keyboard	
MacBook Air	A1465

- (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.

RESOLUTION 2021-073

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE PREPARATION OF A REQUEST FOR PROPOSAL (RFP) OR REQUEST FOR QUALIFICATIONS (RFQ) FOR THE DECONSTRUCTION OR DEMOLITION OF THE STRUCTURE AT 490 RIVER ROAD SUSTAINABLE OR ORGANIC LAWN AND FIELD MAINTENANCE SERVICES

WHEREAS, all the Township of Chatham has purchased the property known as 490 River Road for the purpose of having two (2) ranch style homes constructed on the site by Nouvelle, LLC.; and

WHEREAS, the houses will become the homes for developmentally disabled residents and is part of the Township’s Affordable Housing settlement implementation; and

WHEREAS, the current structure must be removed to make way for the new houses; and

WHEREAS, the Township seeks to obtain quotes or proposals from Contractors to deconstruct or demolish the current home;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham authorizes the Qualified Purchasing Agent (QPA) and Alternate Purchasing Agent in conjunction with the Township Engineer and others to prepare and advertise an RFP for the removal of the home currently located at 490 River Road

RESOLUTION 2021-074

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AWARDING A CONTRACT FOR HILLSIDE AVENUE TRAIL PROJECT TO T.R. WENIGER

WHEREAS, the Township Committee of the Township of Chatham solicited bids for a Hillside Avenue Walking Trail Project; and

WHEREAS, six total bids were received and opened on Thursday, January 28, 2021 at 11:00 A.M.;

WHEREAS, T.R. Weniger, Inc. of Piscataway, New Jersey were the lowest responsible bidder in the amount of \$69,740.00; and

WHEREAS, the Township Engineer has recommended the award of the Hillside Avenue Walking Trail Project to T.R. Weniger, Inc. in the amount of \$69,740.00.

BE IT RESOLVED that the Township of Chatham hereby awards a contract to T.R. Weniger, Inc. in the amount of \$69,740.00.

Deputy Mayor Ewald moved to adopt the Consent Agenda. Committeeman Hamilton seconded the motion.

Mayor Ness noted that the Township will be saving \$20,000 with the new phone system.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

RESOLUTION 2021-065
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
PLEDGING SUPPORT OF NEW JERSEY'S WILDLIFE ACTION PLAN

WHEREAS, animals are an integral and valuable part of all communities and concern for the wellbeing of wild animals and wild species is a hallmark of a sustainable natural community,

WHEREAS, New Jersey is home to a rich diversity of wildlife and ecologically significant natural communities,

WHEREAS, New Jersey's wildlife and wild places are under threat from development, fragmentation, invasive species and the impacts of people,

WHEREAS, the populations of mammals, birds, invertebrates, fish, reptiles and amphibians that live in and migrate through New Jersey find themselves clinging to smaller and smaller pieces of wild clean lands and aquatic habitats,

WHEREAS, it is more cost-effective to prevent species from becoming imperiled than it is to recover them once their populations have declined,

WHEREAS, a naturally functioning and healthy ecosystem represents a healthy environment for NJ wildlife and our citizens,

WHEREAS, the NJ Division of Fish and Wildlife, other state and federal agencies, and many partners in conservation have worked together to develop a state Wildlife Action Plan for the benefit of biologists, wildlife experts, municipal leaders, land stewards, non-profit organizations, educators, planners, researchers, outdoor recreation enthusiasts, landowners and all the people who know the wild places of New Jersey State,

WHEREAS, the New Jersey Wildlife Action plan is a comprehensive action agenda for the conservation of native wildlife, the restoration of important lands and water, and public education targeting the needs of rare wildlife in New Jersey,

WHEREAS, the residents of, and visitors to, New Jersey also enjoy and benefit from New Jersey's wildlife and wild spaces.

NOW THEREFORE, the Township Committee of the Township of Chatham pledges its support for the New Jersey Wildlife Action Plan and resolves to take the following steps with regard to our municipal land-use decisions with the intent of making the Township of Chatham an ecologically sustainable community. It is our intent to include these principles in our public lands management, our environmental resources inventory and to inform the next master plan revision and update our zoning accordingly.

1. We will identify imperiled species, critical habitat and unique ecosystems in our Environmental Resource Inventory.
2. Acknowledging that it is more cost-effective to protect species than recover species, we will protect populations of rare and imperiled species that live and breed in, and migrate through, the municipality and the habitats they depend upon.
3. Because habitat integrity is critical to healthy biodiversity we will manage publicly owned lands in accordance with wildlife management actions laid out in the New Jersey Wildlife Action Plan and will promote the management of all protected lands to promote biodiversity.
4. We will protect wildlife habitats and maintain connectivity of habitat when formulating an open space acquisition strategy, open space stewardship plans and through the municipal master plan including planning and zoning ordinances.
5. We will seek to minimize disturbance of critical wildlife populations and their habitats from human activities, subsidized predators and invasive species.
6. When possible and appropriate, we will work with neighboring municipalities to implement the aforementioned principles across municipal boundaries.

- 7. When possible and appropriate, we will strive to monitor and implement appropriate management of municipal easements to ensure native vegetation and wildlife takes precedence over invasive and/or exotic species.

Committeewoman Fondaco moved to adopt Resolution 2021-065. Committeewoman Felice seconded the motion.

Committeeman Hamilton asked about the definitions of some of the terms in the resolution.

The Township Clerk indicated that the resolution is a reaffirmation of a resolution adopted in 2012, and is part of the Environmental Commission’s efforts toward Silver Certification in the Sustainable Jersey pProgram.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

RESOLUTION 2021-075
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPOINTING MEMBERS TO THE AFFORDABLE HOUSING COMMITTEE

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following appointments be made effective immediately:

<u>Affordable Housing Committee</u>	<u>Term Expires</u>
District 1 Paul Wehn	December 31, 2021
District 2 Amee Shah	December 31, 2021
District 3 Rich Rein	December 31, 2021
District 4 Pauline Morris	December 31, 2021
District 5 Stewart Carr	December 31, 2021
District 6 Nicole Hagner	December 31, 2021
District 7 Doug Pitney	December 31, 2021
District 8 Mike Oien	December 31, 2021
District 10 Melissa Lowver	December 31, 2021

Deputy Mayor Ewald moved to adopt Resolution 2021-075. Committeewoman Fondaco seconded the motion.

Committeewoman Felice said she does not feel she was included in the process for selecting the appointees. She said she has not yet received the applications for those chosen. Mayor Ness stated that the list of appointees was sent to the whole Township Committee on February 8th, and the topic was included in the earlier Executive Session at Committeewoman Felice’s request.

Committeeman Hamilton said that the names were sent to the Township Committee members earlier in the week, and he acknowledged that the appointments are Mayoral appointments. He also said that the discussion in Executive Session was brief. Committeeman Hamilton further noted that the resolutions were not on the Agenda earlier in the day and he said that he does not believe the process was transparent. The Township Clerk indicated that the request for adding the resolutions to the Agenda was made that afternoon.

Roll call: Committeewoman Felice, Nay; Committeeman Hamilton, Nay; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

RESOLUTION 2021-076
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPOINTING MEMBERS TO THE BUSINESS ADVISORY COMMITTEE

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following appointments be made effective immediately:

<u>Business Advisory Committee</u>	<u>Term Expires</u>
Sally Allen	December 31, 2021
Cathy Maloney	December 31, 2021
Doris Rhee	December 31, 2021

Puja Swamy
Sayantan Chakraborty
Webster Lewin
Disha Modi

December 31, 2021
December 31, 2021
December 31, 2021
December 31, 2021

Committeewoman Fondaco moved to adopt Resolution 2021-076. Deputy Mayor Ewald seconded the motion.

Attorney Cruz explained the voting process. Committeewoman Felice asked how the Advice and Consent process works.

Committeeman Hamilton reiterated that he did not feel the selection process was transparent. He also asked the Clerk to confirm that the resolutions were added on the afternoon of the meeting. Committeeman Hamilton also said that some of the owners of business being appointed are not owners of local brick & mortar stores. Mayor Ness said that the resolution creating the Business Advisory Committee did not require that the business owners run brick & mortar stores.

Committeewoman Felice asked who has seen the applications. Mayor Ness said that she and Deputy Mayor Ewald reviewed the applications. Mayor Ness stated that the whole Township Committee was asked for feedback. The Township Clerk noted that the request for the applications came after business hours on the date of the meeting.

Deputy Mayor Ewald said that she only received applications for the Affordable Housing Committee, and she spoke with Mayor Ness in advance of the meeting with her questions.

Committeeman Hamilton said he thought the applications would have been discussed in the Executive Session. He also asked that the businesses owned by the appointees be specified publicly.

Deputy Mayor Ewald said that there were not any brick & mortar business owners who applied to be on the Business Advisory Committee.

Roll call: Committeewoman Felice, Nay; Committeeman Hamilton, Nay; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

RESOLUTION 2021-077
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPOINTING MEMBERS TO THE DIVERSITY COMMITTEE

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following appointments be made effective immediately:

<u>Diversity Committee</u>	<u>Term Expires</u>
Chintan Choski	December 31, 2021
Peggy Minkah	December 31, 2021
Jocelyn Xu (CHS)	December 31, 2021
Kalpana Tumu	December 31, 2021
Melissa Hartzell	December 31, 2021
Rinna Lin	December 31, 2021
Shazia Seth	December 31, 2021

Deputy Mayor Ewald moved to adopt Resolution 2021-077. Committeewoman Fondaco seconded the motion.

Committeewoman Felice asked what the qualifications are for the appointees. Committeewoman Fondaco said they are volunteers. Mayor Ness said that candidates for committees will not be publicly discussed.

Roll call: Committeewoman Felice, Nay; Committeeman Hamilton, Nay; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

Hearing of Citizens

Mayor Ness opened the Hearing of Citizens.

1. Robert Vessecchia, Spring Valley Road, said he applied to be on the Diversity Committee, and claimed that he received no consideration. Mayor Ness said that she and Mr. Vessecchia exchanged several emails about volunteer opportunities.

Seeing no further public comment, Mayor Ness closed the Hearing of Citizens.

Executive Session

**RESOLUTION 2021-P-04
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 –Kronos Holdings, LLC v. Township of Chatham et al Docket No. MRS-L-2024-20
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 will not take further action.
5. This Resolution shall take effect immediately.

Deputy Mayor Ewald moved to adopt Resolution 2021-P-04 to enter Executive Session at 9:39 PM. Committeewoman Fondaco seconded the motion.

Roll call: Committeewoman Felice, Aye; Committeeman Hamilton, Aye; Committeewoman Fondaco, Aye; Deputy Mayor Ewald, Aye; Mayor Ness, Aye.

The Township Committee returned to public session at 10:13 PM.

Deputy Mayor Ewald moved to adjourn at 10:13 PM. Committeewoman Fondaco seconded the motion, which carried unanimously.

Gregory J. LaConte
Municipal Clerk

Proclamation

BLACK HISTORY MONTH

WHEREAS, During Black History Month, we celebrate the many achievements and contributions made by African Americans to our economic, cultural, spiritual and political development: and

WHEREAS, In 1915, Dr. Carter Godwin Woodson, noted Black scholar and son of former slaves, founded the Association for the Study of Negro Life and History, which was later renamed the Association for the Study of African American Life and History (ASALH); and

WHEREAS, Dr. Woodson initiated Black History Week, February 12, 1926; and for many years, the second week of February, chosen so as to coincide with the birthdays of Frederick Douglas and Abraham Lincoln, was celebrated by African Americans in the United States, and

WHEREAS, In 1976, as part of the nation's bicentennial, Black History Week was expanded and became established as Black History Month, and is now celebrated all over North America.

NOW, THEREFORE, I, Tracy Ness, Mayor of the Township of Chatham do hereby proclaim February 2021 as Black History Month in Chatham Township, and urge all citizens to celebrate our diverse heritage and culture and continue our efforts to create a world that is more just, peaceful and prosperous for all.

Tracy Ness, Mayor