

**MINUTES
TOWNSHIP COMMITTEE
REGULAR MEETING
MARCH 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, Committeewoman Fondaco, Committeeman Hamilton, Deputy Mayor Ewald and Mayor Ness.

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

Executive Session

**RESOLUTION 2021-P-06
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. Potential Litigation – Municipal Real Estate Tax Appeal
 - c. Potential Property Acquisition for Open Space/Recreation
 - d. Contract Negotiations – NJAW
 - e. Contract Negotiations – Interlocal Service Agreement
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-06 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 7:30 PM.

Mayor Ness led the Flag Salute.

Approval of Agenda

Mayor Ness announced that a resolution will be added to the Non-Consent Agenda for approval of an interlocal agreement with Denville Township.

Committeeman Hamilton asked to add discussion about the Open Space Tax. Mayor Ness said that can be discussed at a future meeting so that residents can be aware that the topic is on the agenda.

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

Annual Reports

Zoning Board of Adjustment

The Annual Report for the Zoning Board of Adjustment was presented by Chairman Tony Vivona. Mr. Vivona stated that in 2020 the Board heard 14 applications, one of which was a commercial application for PSE&G to use the Ferber Farm as a staging area for an upcoming project. Mr. Vivona also stated that most applicants are willing to work with the Board and appreciate the Board's suggestions. He also explained the hearing process. Mr. Vivona also gave an overview of the variances requested in 2020 and said that there were not any controversial requests. Mr. Vivona also commented that there are several new members on the Zoning Board and he is proud to be the Board Chairman.

Mayor Ness asked what types of variances are most commonly requested. Mr. Vivona said that most variance applications are for impervious coverage or steep slope disturbance. He also said that setback variance requests are common. Mayor Ness asked how many applications are generally submitted. Mr. Vivona said that there is typically 1-2 a month. Mayor Ness asked if the brochure of zoning procedures for applicants is on the website, and Mr. Vivona said that he believes it is.

Mayor Ness thanked Mr. Vivona for his service to the Township and the Zoning Board.

Joint Recreation Advisory Committee

The Joint Recreation Advisory Committee Annual Report was given by Chairman Peter McNally. Mr. McNally said that 2020 was a quiet year for the Recreation Committee. Spring sports were cancelled due to the pandemic. Baseball and softball were able to begin in the summer with appropriate COVID protocols in place. Fall sports were also able to have complete seasons. Winter sports were delayed as the Recreation Committee followed the NJISAA guidelines and the School District had a period in which in-school instruction was not being held. Basketball and wrestling have been able to be held in a limited capacity. Mr. McNally further stated that things are slowly getting back to normal.

Mayor Ness thanked Mr. McNally for his work to guide Rec Sports during the pandemic. Mr. McNally noted the work of Administrator Hoffmann and Recreation Coordinator Carl Nauta. Mayor Ness noted the efforts of Health Officer Mike Fitzpatrick. She also said that this year representatives from club sports were included in meetings. Mayor Ness further stated that a plan for returning to outdoor sports is being created.

Deputy Mayor Ewald said that the Planning Board recently worked with the Oak Knoll School for access to their athletic field by the Recreation Program when it is available. She asked if the field has been used yet. Mr. McNally said he is not aware of the field being used by the Recreation Program. Mayor Ness said that Mrs. Nauta is aware of the Oak Knoll Field's availability and she has been in touch with representatives of Oak Knoll School.

Administrator Hoffmann commented on his experience working with Mr. McNally, and complimented Mr. McNally's work on behalf of the Recreation Committee. Administrator Hoffmann also said that there has been success thus far in making sure that the recreation program has been conducted safely.

Proclamations

Library Volunteers

Mayor Ness read aloud the attached proclamation recognizing volunteers at the Library of the Chathams who participated in making face masks as part of the COVID-19 pandemic response.

Library Director Karen Brodsky was present via Zoom and said she is grateful that the mayors of Chatham Township and Chatham Borough have recognized the Library's volunteers.

Women's History Month

Mayor Ness read aloud the attached proclamation for Women's History Month.

Mayoral Appointments

Mayor Ness announced that Lisa McHugh has been appointed as an Alternate Member of the Environmental Commission.

Reports

Committeeman Hamilton reported that the Library Board of Trustees has approved a reopening plan which is contingent upon approval of the Health Officers for Chatham Township and Chatham Borough. The Library will be admitting patrons by appointment. Committeeman Hamilton further reported that the Board of Health reviewed COVID statistics at their recent meeting, and cases are going down while vaccinations are increasing. Regarding public safety, Committeeman Hamilton reported that another car was stolen in the Township. He also reported that the CTPD caught a car theft in progress. Committeeman Hamilton also commented on recent legislation regarding apprehension of minors for underage possession of marijuana. Committeeman Hamilton also reported that the members of the Business Advisory Committee are working on organizing an inaugural meeting.

Committeewoman Felice reported that the public can assist JCP&L plant 50 saplings at 405 Southern Boulevard on April 30th. The Green Team, Women In Leadership Team and the Great Swamp Watershed Association will also participate in that project. Committeewoman Felice further reported that a 4,000-foot water line will be replaced on River Road starting next week.

Committeewoman Fondaco reported on the Chatham Community Food Distribution Pantry. Committeewoman Fondaco also reported that the Chatham Township Historical Society will host a program titled NJ Women in World War II at 2:00 PM on March 21st. She also reported on other upcoming programs. Committeewoman Fondaco reported that the Chatham Township and Chatham Borough Environmental Commissions will be co-hosting a program about composting. On April 6th the Great Swamp Watershed Association will be hosting a program about wildlife. On April 17th a town-wide garage sale will be held. On April 22nd an electric vehicle expo will be held at the Sunday Motor Vehicle Company in Madison. On April 30th the Library of the Chathams will hold a program about owls.

Deputy Mayor Ewald commented that it was a year ago that the pandemic hit and she complimented residents on how they have helped each other. Deputy Mayor Ewald reported that the Municipal Alliance will be hosting several upcoming programs. She further reported that there will be a prescription drug takeback day on April 24th. The Affordable Housing Advisory Committee has had their first meeting and several organizational matters were addressed.

Mayor Ness noted that Daylight Savings Time begins this weekend. She also commented about the anniversary of the beginning of the pandemic in New Jersey. Mayor Ness noted that the number of vaccinated residents has increased, however there are also 32 active cases of COVID in the Township. Mayor Ness further reported that the American Recovery Act passed, and the Township is expected to receive over \$950,000 that can be used for several purposes. Additional grant money was also received for installation of sidewalks on Shunpike Road and Spring Street. Mayor Ness further reported that a new phone system has been installed at Town Hall. She also thanked the Great Swamp Watershed Association for preserving a parcel of open space in the Township. Mayor Ness also addressed the resolution for a Relocation Agreement for a cell

tower conduit by the Skate Park. She also addressed a site access agreement reached with Kronos Holdings LLC, which is on the agenda for approval at this evening.

Attorney Cruz addressed the resolution on the Non-Consent Agenda to support the application to the NJDEP for a Green Acres Diversion. He explained that there were temporary cell towers located at Esternay Field and Colony Pool. Circumstances beyond the control of the Township and T-Mobile resulted in the towers remaining at each site for a period longer than the DEP rules allow, which resulted in the need for a diversion application. The towers were removed in 2018, and the diversion process has been ongoing since. A public hearing was recently held on the diversion application, and a transcript of the hearing has been submitted. The resolution on the agenda supports the diversion application. Attorney Cruz also said that T-Mobile has paid all the costs due to the Township.

Engineer Ruschke reported that the developer of the Dixiedale Property has been working on installing a sewer line on Mount Vernon Avenue. He also said that there has been a focus on installing a drainage system along River Road. Engineer Ruschke noted that the detention basins are a critical component for the stormwater management system. He also said that Toll Brothers has been very responsive when issues have arisen. Mayor Ness said that concerns have been submitted by residents about the number of trees that have been removed. Engineer Ruschke said that there are extensive construction controls on the development, and a licensed land surveyor identified the limit of disturbance so that there is not any disturbance beyond that which was approved. Engineer Ruschke also noted that there is a lot of open space being preserved at the site and there is an extensive landscape plan. He also stated that the approved plans are available on the Township website. Deputy Mayor Ewald asked about the NJAW project and how it may affect the Passaic River Bridge project. Engineer Ruschke said that the closure for the NJAW project will move quickly and there should not be any impacts between the projects.

Mayor Ness reported that she performed a marriage ceremony recently, and she thanked the Township Clerk for assisting in the process.

Administrator Hoffmann reported that DPW is constructing a second ramp at the recycling center to help speed up the drop-off process. He also reported on the NJAW water line project and said that 79 houses will benefit from the project. The new water line will have an increase in capacity of 50%. Administrator Hoffmann noted the 103rd anniversary of the outbreak of the Spanish Flu pandemic. He noted that his grandfather was stationed at Fort Reilly where the pandemic originated, and his unit was unable to go overseas during World War I due to flu-related casualties.

Hearing of Citizens

The Township Clerk indicated that there were not any written comments received prior to the meeting.

Mayor Ness opened the Hearing of Citizens.

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

Public Hearing/Final Adoption of Ordinances

Ordinance 2021-05

ORDINANCE 2021-05

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, NAMING STREETS LOCATED IN THE TOWNSHIP OF CHATHAM IN THE DIXIE DALE DEVELOPMENT

WHEREAS, on October 21, 2021 the Planning Board granted approval for a major subdivision application for the property located at Block 66, Lot 1, also known as the Dixiedale Property; and

WHEREAS, a condition of approval was that the streets in the development be named in honor of the Averett Family; and

WHEREAS, the Developer has requested to have the entry boulevard be named Enclave Boulevard and the main road be named Samuel Way.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chatham, in the County of Morris, and State of New Jersey, that the entry boulevard be named Enclave Boulevard and the main road be named Samuel Way; and

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication according to law; and

BE IT FURTHER ORDAINED that upon adoption of this Ordinance, the Township Clerk is hereby authorized and directed to forward a certified copy of same to the Township Engineering Department, the Township Tax Assessor, the Township Office of Emergency Management, the Township Police Department, the Township Fire Departments, the Post Master of the local post office, the County of Morris and the New Jersey Department of Transportation.

Mayor Ness opened the Public Hearing on Ordinance 2021-05.

Seeing no public comment, Mayor Ness closed the Public Hearing.

Deputy Mayor Ewald moved to adopt Ordinance 2021-05. Committeewoman Fondaco seconded the motion.

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

Consent Agenda

RESOLUTION 2021-088

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 \$664,323.49 and the prior month's payroll of \$466,432.04 Current Fund, \$54,559.78 Sewer No. 1, \$11,544.06 Sewer No. 2, and \$19,774.83 Police Private Employment be paid.

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

RESOLUTION 2021-089

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 February 25, 2021.

RESOLUTION 2021-090

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 February 25, 2021.

RESOLUTION 2021-091

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING A SETTLEMENT OF THE TAX APPEAL OF JONATHAN & ERIKA LOPES-McLEMAN

WHEREAS, Jonathan/Erika Lopes-McLeman ("Taxpayers"), the owner of Block 35, Lot 8.02 on the Township of Chatham's Tax Assessment Maps, commonly known as 3 Tree Top Lane ("Property"), filed appeals of their 2020 tax assessment in the Tax Court of New Jersey, Docket No.: 006813-2020; and

WHEREAS, the Township Committee of the Township of Chatham, County of Morris, State of New Jersey met and discussed the aforesaid tax appeals and the recommendations of its Township Tax Assessor Special Tax Appeal Attorneys; and

WHEREAS, the Property was assessed at \$1,400,000 for the year under appeal; and

WHEREAS, the Property was purchased by Taxpayers in June 2019 for \$1,287,000;

WHEREAS, the Director's ratio for the 2020 tax year was 88.52%;

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated which reduces the total tax assessment levied upon the Property for 2020; and

WHEREAS, the 2020 total tax assessment, based upon said reduction, will be \$1,275,000 instead of \$1,400,000 for the Property; and

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

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

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

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

WHEREAS, the Mayor and Township Committee have reviewed a copy of the proposed Stipulation of Settlement, which is annexed hereto and incorporated herein by this reference.

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

1. The Township of Chatham’s Tax Assessor is hereby directed to establish the allocation between land and improvements of a \$1,275,000 total tax assessment for the 2020 Tax Year for Block 35, Lot 8.02, which is most beneficial to the Township of Chatham and advise the Township Attorney of that allocation.
2. The Special Tax Appeal Attorney is authorized to execute a Stipulation of Settlement relative to the tax appeal of Jonathan/Erika Lopes-McLeman (“Taxpayers”) Docket No.: 006813-2020, which reduces the total tax assessment on Block 35, Lot 8.02 from \$1,400,000 to a total tax assessment of \$1,275,000 for the 2020 Tax Year; and which further provides that any refunds due shall be without interest provided the tax refund is paid within 60 days of the date of entry of the Tax Court Judgment.
3. The settlement outlined above shall be without prejudice to the Township of Chatham’s dealings with any other Township taxpayers’ request for tax assessment reductions.

RESOLUTION 2021-092

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:

BLOCK	<u>LOT</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
48.10	3	Kleinbauer, Derek & Deborah 128 Westminster Rd Chatham, NJ 07928 Property Address - 128 Westminster Rd.	\$5,131.45 1 st Quarter 2021 Overpayment of Taxes

RESOLUTION 2021-093

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPOINTING MEMBER TO THE COLONY POOL ADVISORY COMMITTEE

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

Colony Pool Advisory Committee

Term Expires

Amanda Fowler

December 31, 2021

RESOLUTION 2021-094

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING APPRAISAL OF PROPERTY FOR POTENTIAL ACQUISITION FOR RECREATION AND OPEN SPACE

WHEREAS, the Township of Chatham has been made aware that grant funding may be available for the acquisition of real property that could be used for recreation and open space; and,

WHEREAS, one of the requirements for use of the grant funding is that the Township of Chatham pay the cost of two appraisals of the property; and,

WHEREAS, the Chairman of the Township Open Space Committee has solicited quotes from three (3) certified appraisers, licensed to conduct real property appraisals in the State of New Jersey; and,

WHEREAS, the quotes range from \$2,250.00 to \$3,500.00 to \$8,000.00; and,

WHEREAS, after evaluation the best value for the Township of Chatham is Joshua D. Mackoff LLC at \$2,250.00 and Robert McNerney, MAI, SAI, CRE at \$3,500.00 and,

WHEREAS, the Chief Financial Officer has certified that funds for this expense are available in the Open Space Trust Account R-98-55-000-020.

NOW THEREFORE BE IT RESOLVED that the Township Committee authorizes the Mayor and Township Clerk to enter into an agreement on behalf of the Township of Chatham with Joshua D. Mackoff LLC and Robert McNerney, MAI, SAI, CRE for appraisal services.

RESOLUTION 2021-095

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPOINTING MEMBERS TO THE ZONING BOARD OF ADJUSTMENT

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

Zoning Board of Adjustment

Term Expires

Marty McHugh

December 31, 2023 – Filling Unexpired Term

Bruno Silva – Alternate 1

December 31, 2022 – Filling Unexpired Term

Emily Chang – Alternate 2

December 31, 2021 – Filling Unexpired Term

RESOLUTION 2021-096

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING THE LIST OF VOLUNTEERS ELIGIBLE FOR LOSAP

WHEREAS, the Township of Chatham has received a list of volunteers eligible for LOSAP from the Green Village Volunteer Fire Department, the Chatham Township Volunteer Fire Department and the Chatham Emergency Squad; and

WHEREAS, the Township Committee has reviewed the list from each emergency service organization.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that the volunteers on the attached certified lists are hereby approved as being eligible for LOSAP; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to each emergency service organization for a 30-day posting.

RESOLUTION 2021-097

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING THE SIGNING OF A CONTRACT FOR GRANT FUNDED SIDEWALK IMPROVEMENTS ON THE SOUTH SIDE OF SHUNPIKE ROAD BETWEEN FALMOUTH ROAD AND PINE STREET

WHEREAS, the Township of Chatham received a letter dated December 22, 2020 from GPI 100 Corporate Drive, Suite 301 Lebanon, New Jersey 08833 with the revised Final Design for the NJDOT Safe Routes to School (SRTS) 2016 Shunpike Road Sidewalk Project; and,

WHEREAS, the GPI is the Engineering Firm designated by the State DOT to design and prepare the bid specifications for this grant funded project; and,

WHEREAS, GPI submitted initial design proposals that were revised in 2019 that reflected discoveries made during the Preliminary Design Phase, as well as input from meetings with citizens; and,

WHEREAS, the purpose of this project is to enable more children to walk or bike to school by connecting Shunpike Road (CR 646) to the Lafayette School and the Washington School by constructing a sidewalk along the south side of Shunpike Road between Falmouth Road and Pine Street; and,

WHEREAS, the Township Engineer has completed a review of the revised Final Design and recommends that the proposed Scope of Services and Cost Proposal be approved; and,

WHEREAS, the Final Design estimated cost of \$117,197.10 is grant funded by the State of New Jersey Department of Transportation; and

WHEREAS, the award of this contract is contingent upon approval of this phase of the NJDOT Safe Routes to School Grant.

NOW THEREFORE BE IT RESOLVED, that the Township Committee authorizes the Mayor and Township Clerk to enter into an agreement on behalf of the Township of Chatham with GPI for work related to this next phase of this 100% grant funded sidewalk and pedestrian safety project as outlined in the letter and attachments dated December 22, 2020.

BE IT FURTHER RESOLVED, that the award is contingent upon receipt of funds from the NJDOT Safe Routes to School Program.

RESOLUTION 2021-098
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
AUTHORIZING BUDGET TRANSFERS

WHEREAS, the Township Committee of the Township of Chatham, County of Morris has determined that certain appropriations, in the 2020 municipal reserve budget, are not sufficient to meet anticipated expenses; and

WHEREAS, N.J.S. 40A: 4-58 authorizes the transfer from appropriations where excess exists to other appropriations that are anticipated to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris that the following transfers are hereby affected:

Current Fund

Appropriation	To	From
Tax Collector Reserve for Tax Appeals	\$100,000.00	
Road Repair & Maintenance S&W	\$150,000.00	
Legal Services OE	\$60,000.00	
Planning Board OE	\$10,000.00	
Fire Department OE	\$5,000.00	
General Administration S&W		\$13,000.00
Mayor/Township Committee S&W		\$6,000.00
Municipal Clerk S&W		\$9,000.00
Computerized Data Process S&W		\$2,500.00
Tax Collector S&W		\$3,500.00
Planning Board S&W		\$2,500.00
Zoning Board of Adjustment S&W		\$2,000.00
Code Enforcement /Admin S&W		\$39,000.00
Police S&W		\$202,500.00
Solid Waste Collection S&W		\$25,500.00
Board of Health S&W		\$5,000.00
Defined Contribution Retirement Program		\$500.00
Social Security System		\$14,000.00
Current Fund Total	\$325,000.00	\$325,000.00

RESOLUTION 2021-099
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN
THE COUNTY OF MORRIS, ESTABLISHING EMPLOYEE SALARIES FOR THE YEAR 2021

BE IT RESOLVED by the Township Committee of the Township of Chatham, in the County of Morris, New Jersey, that annual salaries of non-contractual employees are hereby established as shown below and shall be effective January 1, 2021. Seasonal salaries shall be effective May 1, 2021, Crossing Guards and SLEO III shall be effective for the 2021/2022 School Year. Employees terminating their employment prior to the effective date of this resolution shall not be eligible for any retroactive increase.

Township Committee Member	\$1,200.00
Township Administrator	\$182,516.00
Chief of Police (as well as additional compensation as outlined in the employment agreement)	\$171,762.47
Public Works Manager	\$119,358.00
Chief Financial Officer	\$121,342.00
Qualified Purchasing Agent	\$5,000.00
Township Clerk/Registrar	\$72,719.68

Secretary Board of Health/Dog Licensing Clerk	\$9,916.32
Deputy Clerk	Vacant
Tax Collector/Utility Collector	\$77,658.00
Tax Assessor (PT)	\$32,264.00
Assistant Tax & Utility Collector	\$40,250.00
Assistant Tax Assessor	\$40,250.00
Confidential Administrative Assistant/Payroll Clerk	\$52,148.00
Human Resources Manager/Assistant Treasurer	\$56,000.00
Accounts Payable	\$54,314.00
Administrative Assistant/Deputy Registrar	\$47,125.00
DPW Administrative Assistant/Recycling Coordinator	\$51,541.00
Police Administrative Assistant	\$41,411.00
Police Administrative Assistant/Records Manager	\$51,184.00
Special Law Enforcement Officer III (SLEO III)	\$35.00 Hr.
Emergency Management Coordinator PT	\$6,120.00
Deputy Emergency Management Coordinator PT	Vacant
Ass't. Public Works Manager	Vacant
Licensed Sewer Plant Operator	Vacant
Construction Official/Building Sub-code Official /Inspector	\$113,697.00
Construction Office Control Person/Bd. Manager	\$52,148.00
Construction Office Administrative Assistant	\$47,500.00
Deputy Zoning Officer(s)	\$3,722.00
Fire Sub-code Official/Inspector PT	\$20,348.00
Electrical Sub-code Official/Inspector PT	\$26,534.00
Plumbing Sub-code Official/Inspector PT	\$26,534.00
Fire Prevention Official/Inspector PT	\$13,404.00
Planning Board Secretary	\$250 per meeting
Zoning Board Secretary	\$250 per meeting
Governmental Access TV Manager/Video Producer PT	\$6,258.00 \$25 hr special services
Recreation Director/Grant Writer	Vacant
Pool Manager	\$20,073.00
Assistant Pool Manager	Vacant
Second Assistant Pool Manager	Vacant
Swim Team Coach	Vacant
Assistant Swim Team Coach	Vacant
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.

Deputy Mayor Ewald moved to adopt the Consent Agenda. Committeewoman Fondaco seconded the motion.

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

Non-Consent Agenda

RESOLUTION 2021-100
RESOLUTION OF THE TOWNSHIP OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, SUPPORTING THE STATE HOUSE COMMISSION FINAL APPLICATION TO THE NJDEP GREEN ACRES PROGRAM TO LEGALIZE UNAUTHORIZED DIVERSION AT ESTERNAY FIELD AND COLONY POOL

WHEREAS, Esternay Field, located on Fairmount Avenue and designated as Block 62.08, Lot 18, on the Township Tax Assessment Map, and Colony Pool, located at 55 School Avenue and designated as Block 105, Lot 6, on the Township Tax Assessment Map, are encumbered with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection's Green Acres Program; and

WHEREAS, T-Mobile Northeast LLC ("T-Mobile") had operated two wireless communications facilities in the Township on electric transmission towers owned by Public Service Electric and Gas Company ("PSE&G") since 1999; and

WHEREAS, in 2012, T-Mobile was directed by PSE&G to remove its facilities as a result of PSE&G's tower replacement project; and

WHEREAS, PSE&G estimated that the tower replacement project would last from two to three years and at the end of the project T-Mobile would be allowed to install its facilities on the new towers; and

WHEREAS, T-Mobile sought to install temporary antenna facilities in order to maintain uninterrupted service to its customers during the PSE&G project; and

WHEREAS, the siting options for the temporary towers were limited because the location of the existing facilities is overwhelmingly residential; and

WHEREAS, the Township agreed, subject to approval of the Green Acres Program, to lease space to T-Mobile for the construction of temporary communications facilities on the two Green Acres park properties, Esternay Field and Colony Pool; and

WHEREAS, T-Mobile secured permits from the Green Acres Program to use the two park properties for the construction of its temporary facilities and on July 17, 2012, the Township and T-Mobile entered into two identical leases ("Leases") for a duration of two years, with an option to extend for two additional six (6) month terms; and

WHEREAS, the PSE&G project took significantly longer than anticipated and extended beyond the term of T-Mobile's Leases and the Green Acres' permits; and

WHEREAS, pursuant to Green Acres' regulations, temporary leases may only be for a duration of two years, with one six-month extension, N.J.A.C. 7:36-25.14(b)2.ii, and a lease for a longer duration constitutes a diversion of parkland requiring State House Commission approval pursuant to N.J.A.C. 7:36-25.14(b)2.iii; and

WHEREAS, the Township sought to terminate the Leases and issued written notices to quit to T-Mobile; and

WHEREAS, T-Mobile brought an action in Superior Court of New Jersey to stay the Township's action and by Order dated September 19, 2016, the Court allowed T-Mobile's temporary facilities to remain at Esternay Field and Colony Pool until the PSE&G towers were available; and

WHEREAS, T-Mobile's permanent antenna facilities were installed, the park properties restored and the diversions ceased as of January 31, 2018; and

WHEREAS, in conjunction with the proposed diversion, it was necessary to remove the Green Acres restrictions from an approximately 1,000 square foot portion of Esternay Field and an approximately 1,196 square foot portion of Colony Pool; and

WHEREAS, the removal of Green Acres restrictions from parkland requires the approval of the Commissioner of the New Jersey Department of Environmental Protection and the State House Commission pursuant to N.J.A.C. 7:36-26; and

WHEREAS, the Township of Chatham wishes to apply for approval for the T-Mobile temporary towers as a major disposal or diversion of parkland under N.J.A.C. 7:36-26; and

WHEREAS, Ordinance No. 2017-12 was adopted and Ordinance No. 2018-21 was adopted supporting the pre-application submission for the Esternay Field and Colony Pool diversions, pursuant to N.J.A.C. 7:36-26.9(d)11; and

WHEREAS, it was determined that the diversion period commenced when the respective Leases expired under Green Acres regulations and ended when the temporary facilities were removed and parks restored, as follows:

Esternay Field: September 1, 2015 through January 31, 2018

Colony Pool: January 17, 2015 through January 31, 2018

WHEREAS, it was further determined that the required compensation ratio would be 10:1 for financial compensation or 6:1 for replacement land and the Township decided that replacement land having a market value of \$217,942.98 would be appropriate compensation (based on the monthly rental payment of \$3,352.98 during the six-month lease extensions as an approximation of the fair market value of the diverted properties); and

WHEREAS, the Township has designated an approximately 0.86-acre parcel of land designated as Block 62, Lots 93 and 94, on the Township Tax Map as the replacement Green Acres parkland; and

WHEREAS, T-Mobile has paid to the Township the amount of \$217,942.98, the market value of the replacement land; and

WHEREAS, a public hearing was held on February 24, 2021 and continued on February 25, 2021, to review the diversion activities and the compensation proposal at which time no member of the public appeared to voice opposition to the compensation paid by T-Mobile; and

WHEREAS, in accordance with N.J.A.C. 7:36-26.11(i)4, it is necessary for the Township of Chatham to submit as part of the final application a Resolution endorsing the application to divert or dispose of parkland;

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 endorses the filing of a final application to the New Jersey Department of Environmental Protection Green Acres Program to legalize the unauthorized diversion at Esternay Field and Colony Pool pursuant to N.J.A.C. 7:36-26 and the payment of compensation as set forth above.
2. The Township did not receive oral or written comments during the public comment period and have made a finding that the major disposal or diversion of parkland is still in the best interest of the public.
3. The Township hereby finds that the Esternay Field and Colony Pool temporary diversion to allow for the continuity of wireless communications services met the minimum substantive criteria at N.J.A.C. 7:36-26.1(d) by protecting the public health and safety.
4. The Township acknowledges that in order to obtain the approval of the Esternay Field and Colony Pool diversions, all substantive and procedural requirements of N.J.A.C. 7:36-26 must be met, including compensation requirements at N.J.A.C. 7:36-26.10.
5. Upon approval of the Esternay Field and Colony Pool diversions by the Commissioner of the New Jersey Department of Environmental Protection and the State House Commission and proof that all terms and conditions of the approval have been satisfied or will be satisfied in a timely manner, the Township of Chatham hereby authorizes and directs the Mayor of the Township of Chatham to execute 1) a Green Acres Release and Compensation Agreement and 2) a Deed of Restriction for any replacement land serving in whole or in part as compensation for the diversion, in accordance with N.J.A.C. 7:36-26.11(m).

Mayor Ness clarified that the temporary towers have been removed and the public hearings have happened. Attorney Cruz said that the signs need to remain through the public comment period, which expires on March 11th.

Deputy Mayor Ewald moved to adopt Resolution 2021-100. Committeewoman Fondaco seconded the motion.

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

**RESOLUTION 2021-101
RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW
JERSEY AUTHORIZING THE MAYOR AND CLERK TO SIGN A RELOCATION
AGREEMENT WITH SOUTHERN BOULEVARD URBAN RENEWAL, LLC AND CROWN
ATLANTIC COMPANY, LLC AND A FIRST AMENDMENT TO LAND LEASE AGREEMENT
WITH CROWN ATLANTIC**

WHEREAS, the Township of Chatham is the owner of property located at 401-405 Southern Boulevard, Chatham, New Jersey on which the Police and Public Works Departments and the former Skate Park are located; and

WHEREAS, a portion of that property is also leased to Crown Atlantic Company, LLC for a telecommunications compound in which a cell tower is located; and

WHEREAS, the Township conveyed a portion to that property to Southern Boulevard Urban Renewal, LLC on which Southern is constructing a 100% affordable family rental development know as Arbor Green at Chatham; and

WHEREAS, there is a conduit from Southern Boulevard to the cell tower compound which has to be relocated because if it remains in its current location, the conduit will be underneath the Arbor Green building; and

WHEREAS, the Township, Crown Atlantic and Southern negotiated a Relocation Agreement because once the conduit is relocated, a portion of the conduit will remain on the Southern property,

under a portion of the Arbor Green parking lot but not the building, and a portion will remain on the Township owned property; and

WHEREAS, Southern agreed to be responsible for all relocation costs; and

WHEREAS, Southern agreed to grant Crown Atlantic an easement over a portion of the Arbor Green property, which easement is memorialized in an Easement Agreement between Southern and Crown Castle; and

WHEREAS, there is also a need for the Township to enter into a First Amendment to Land Lease to make the existing Land Lease Agreement consistent with the Relocation Agreement; and

WHEREAS, the relocation of the conduit promotes the Township's efforts to comply with its affordable housing mandate as approved by the Superior Court of New Jersey, Law Division, by a Conditional Judgment of Compliance and Repose entered on January 19, 2021; and

WHEREAS, it is in the best interests of the Township to enter into the Relocation Agreement and First Amendment to Land Lease substantially in the form attached.

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

1. That the Mayor and Clerk are hereby authorized to sign the Relocation Agreement and First Amendment to Land Lease substantially in the form attached upon the approval of the Township Administrator, Engineer and Attorney.
2. That this Resolution shall take effect immediately.

Committeeman Hamilton asked if the cables are being relocated due to the construction of Arbor Green, and if the relocation will affect the Skate Park area. Attorney Cruz said that the conduit will be shifted as close to the property line as possible. Engineer Ruschke said that half of the communications lines are being shifted, and the other half will be along the property line. Committeeman Hamilton asked why the Skate Park is still in place. Engineer Ruschke said that the Township wants to preserve the right to redevelop that area in the future.

Deputy Mayor Ewald moved to adopt Resolution 2021-101. Committeewoman Fondaco seconded the motion.

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

RESOLUTION 2021-102

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, RATIFYING AND CONFIRMING THE MAYOR SIGNING A SITE ACCESS AGREEMENT WITH KRONOS HOLDINGS LLC

WHEREAS, the Township of Chatham expressed its intention to acquire 522 Southern Boulevard, Chatham, New Jersey from Kronos Holdings LLC for a 100% municipally sponsored affordable housing development; and

WHEREAS, the Township and Kronos are negotiating in good faith to reach an agreement on the fair market value of the property; and

WHEREAS, as of March 11, 2021, the Township and Kronos had not reached an agreement; and

WHEREAS, the Township requested that Kronos grant the Township initial access to inspect the property; and

WHEREAS, Kronos agreed to provide access to the property while the parties' negotiations continue; and

WHEREAS, the Township and Kronos negotiated a mutually acceptable form of Site Access Agreement ("Agreement"); and

WHEREAS, because the Township desires to commence its inspections as soon as possible, the Mayor signed the Agreement; and

WHEREAS, Walters-Cornerstone Development, LLC, the Township's designated developer of the property is separately indemnifying the Township and posting a Certificate of Liability Insurance naming the Township for any and all claims arising from Walters and Walters' subcontractors, consultants and professionals performing any initial due diligence at the property.

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

1. That the action of the Mayor in signing a Site Access Agreement between the Township of Chatham and Kronos Holdings LLC, allowing the Township access to 522 Southern Boulevard to perform certain inspections as described in the Agreement, is hereby ratified and confirmed.

2. The Mayor is hereby authorized to sign an Indemnification Agreement from Walters-Cornerstone Development, LLC to the Township.
3. That this Resolution shall take effect immediately.

Committeewoman Fondaco moved to adopt Resolution 2021-102. Committeeman Hamilton seconded the motion.

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

**RESOLUTION 2021-103
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
AUTHORIZING THE SIGNING OF AN INTERLOCAL AGREEMENT WITH THE
TOWNSHIP OF DENVILLE FOR DEPUTY TAX ASSESSOR SERVICES**

WHEREAS, the Township of Chatham continually evaluates opportunities for shared services or interlocal agreements that will improve service delivery and reduced long term costs; and,

WHEREAS, the Township of Chatham and the Township of Denville have explored an opportunity for an interlocal agreement related to a Deputy Tax Assessor; and,

WHEREAS, both the Township of Chatham and the Township of Denville upon completing their due diligence believe that an interlocal agreement between both Townships for a Deputy Tax Assessor will provide customer service and cost efficiency improvements; and,

NOW THEREFORE BE IT RESOLVED, that the Township Committee authorizes the Mayor and Township Clerk to enter into an agreement on behalf of the Township of Chatham with the Township of Denville as outlined in the Interlocal Shared Services Agreement for Deputy Tax Assessor as prepared by the Township of Chatham Township Attorney for the period April 1, 2021 through December 31, 2023.

Committeewoman Fondaco moved to adopt Resolution 2021-103. Deputy Mayor Ewald seconded the motion.

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

Discussion

Colony Pool Fees

Committeewoman Felice reported that the Colony Pool Committee recommends either increasing the rates for 2021 or having use of Colony Pool be a free resource for all those who pay property taxes in Chatham Township. Mayor Ness asked what the proposed new fees would be. Administrator Hoffmann said that the budget would have to be amended to account for not anticipating Colony Pool Fees if the Township Committee opts to fully subsidize costs through property taxes.

Colony Pool Committee Chairman Mark Lois presented the proposed new fees and membership categories for 2021. He also gave comparative rates for municipal pools in neighboring towns.

Committeeman Hamilton asked what the next step would be to move forward with the fees.

Deputy Mayor Ewald noted a hesitation to raise fees at a time when there are still members of the community who are struggling economically from the pandemic.

Committeewoman Felice spoke in favor of fully subsidizing Colony Pool through tax dollars. Deputy Mayor Ewald asked what would be cut in the budget as introduced in order to fund Colony Pool through property taxes.

Mr. Lois commented on the budget structure for Colony Pool. Mr. Lois also commented on the Patron of the Pool category and opined that the revenue can offset increases in other categories. He also said that Colony Pool is a bargain compared to other municipal pools. Mr. Lois also said that registration for other pools is already open. He also noted that the cost increases are roughly

the same amount of money as what it costs to take a family of four out to dinner. Committeeman Hamilton opined that Colony Pool is a bargain for members.

Mayor Ness noted that some of the neighboring municipalities’ pools are very different facilities from Colony Pool.

Deputy Mayor Ewald asked that the fees analysis be sent to the Township Committee members. Administrator Hoffmann said it will be sent. Deputy Mayor Ewald asked if there is still a Colony Tennis fee. Mayor Ness said that was separated out several years ago. Committeewoman Felice said that a separate tennis program is being considered. Mayor Ness asked that the Colony Pool Committee create a formal proposal.

Attorney Cruz noted that an ordinance will be required to change the Colony Fees. The Township Clerk said that the proposed numbers can be plugged into the prior Colony Fees Ordinance. Committeeman Hamilton asked if a motion can be made at this meeting to introduce an ordinance. Attorney Cruz suggested that the Township Committee wait until March 25th to introduce an ordinance. Deputy Mayor Ewald proposed that early-bird pricing be set at the 2020 rates until a later date. The Township Clerk said that the ordinance can have an effective date of May 1st so as to have the early bird pricing through April 30th. Committeewoman Felice asked to introduce the ordinance at this meeting.

ORDINANCE 2021-06
AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, ESTABLISHING POOL MEMBERSHIP FEES FOR COLONY RECREATION CENTER COMMENCING 2021

BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that Section 20-1 of the Township Code is hereby amended to read as follows:

1. 20-1 Pool Membership Fees at the Colon Recreation Center
 - a. The following schedule of Colony Recreation Center Fees for Pool Membership is hereby established:

Chatham Township Resident Rates	
Patron of the Pool	\$875
Non-Resident Family Membership	\$675
Family Membership	\$575
EMT family membership	\$261
Non-Resident Couple Membership	\$550
Couple Membership	\$405
Non-Resident Individual Membership (14 years or older)	\$315
Individual Membership (14 years or older)	\$250
Non-Resident Babysitter / Parent Helper	\$160
Babysitter / Parent Helper	\$125
Non-Resident Senior Couple Membership	\$120
Senior Couple Membership	\$120
Non-Resident Senior Individual Membership	\$65
Senior Individual Membership	\$65

No refunds will be made after opening day.

- b. Reduced Fees for Emergency Response Organization Volunteers. Active members of the Chatham Emergency Squad, Green Village Volunteer Fire Department, and Chatham Township Volunteer Fire Department, who are eligible for the Length of Service Award Program (LOSAP), shall be entitled to a fifty (50%) percent reduction in the fee for the appropriate pool membership category listed above.
2. The Township Administrator, in consultation with the Colony Recreation Center liaison, may authorize special promotional events and offer special discounts to promote Colony Recreation Center membership.

3. This ordinance shall take effect on May 1, 2021.

Committeeman Hamilton moved to introduce Ordinance 2021-06. Committeewoman Felice seconded the motion.

Mayor Ness said she has concerns about some of the numbers and would prefer to hear from the public before taking action. Committeeman Hamilton noted that there will be a public hearing on the ordinance at the next meeting.

Deputy Mayor Ewald asked how long the early bird pricing would be available. Committeewoman Felice said that early bird pricing would extend through April 30th. The Township Clerk clarified that the ordinance will have the rates as presented inserted into the draft ordinance with an effective date of May 1, 2021. Attorney Cruz noted that if any of the rates are changed at the next meeting, it would be a substantive change that would require additional public hearings. Mayor Ness said that delaying the adoption of the Colony Pool rate ordinance until a meeting in April would not impact having the early bird rates through the month of April. Committeeman Hamilton asked for clarification if changing the substance of an introduced ordinance would be a substantive change, and if the Township Attorney would be the arbiter as to whether changing the rates would be a substantive change. Attorney Cruz confirmed that changing the substance of an ordinance would be a substantive change. Administrator Hoffmann noted that additional data will be distributed to the Township Committee for review.

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

Public Hearing on Ordinance 2021-06 will be scheduled for March 25, 2021.

Recreation Sunday Start Times

Mr. McNally presented a request to allow Recreation Program sports to begin as early as 10:30 AM on Sundays. He said that the Recreation Committee will make the same request of Chatham Borough.

Committeeman Hamilton asked if granting the request would require either an ordinance or a resolution. Mayor Ness said that the Township does not currently regulate start times via ordinance. She also commented on those sports that begin earlier than noon on Sundays. Committeeman Hamilton noted that the Township's policy is for sports to begin at noon or later on Sundays on Township fields. Mayor Ness noted that the Borough has codified start times in an ordinance.

Committeeman Hamilton said that he is opposed to granting the request so that neighbors can have quiet Sunday mornings. He also noted that starting before noon would interfere with religious services.

Committeewoman Felice asked if there were any agreements put into place when Shunpike Field was built. Engineer Ruschke said that neighbors raised concerns when the artificial turf was installed at Shunpike Field, and the concerns centered mostly around lighting of the fields at night.

Mayor Ness said that many team sports are already playing as early as 9:00 AM on Sundays by travelling to other towns. Mayor Ness said that a 10:30 AM start was a compromise, and she supports allowing a 10:30 AM start.

Deputy Mayor Ewald said that she has concerns about the proximity of Esternay Field to nearby homes. She asked if the earlier start time would be approved by ordinance or resolution. Mayor Ness said that it is important to get feedback from residents, and asked Attorney Cruz if an ordinance would be required. Attorney Cruz said that normally such matters would be regulated by ordinance so that there can be an enforcement mechanism. He said that the Township Committee could approve the request by resolution if there is not a concern about enforcement.

Committeeman Hamilton pointed out that the start times can be enforced through proper scheduling of field usage.

Mayor Ness asked that a resolution be placed on the next meeting's agenda for consideration.

Committeeman Hamilton asked if the Recreation Committee plans to ask the Borough Council to install lights at Lum Field. Mayor Ness said that there are portable lights at Lum Field.

Mayor Ness thanked Mr. McNally for his participation in the discussion.

Goals and Objectives

Mayor Ness asked if all Township Committee members submitted their Goals & Objectives. Committeeman Hamilton and Committeewoman Felice indicated that they have not yet submitted theirs.

Mayor Ness asked that the Goals & Objectives be discussed at the next meeting once all members have submitted their lists.

Capital Budget Review

Administrator Hoffmann said he will email information to the Township Committee to review for the next meeting.

Cannabis Legislation

Mayor Ness asked if all members reviewed the model ordinance provided by Attorney Cruz, and if any Township Committee members object to moving forward with the ordinance to prohibit all six classes of marijuana facilities.

Attorney Cruz noted that the ordinance circulated was a model ordinance from the NJ League of Municipalities. He also suggested that one of the Whereas clauses be removed to clarify that the Township Committee does not intend to revisit the matter at a later time. Attorney Cruz also said that the ordinance would be amendable at a later time, and acting within 180 days preserves the Township Committee's ability to take action.

Committeeman Hamilton asked if the legislation allows any time of facility that was not previously prohibited by the Township's prior ordinance regarding marijuana facilities. Attorney Cruz said that there is an open issue regarding medical marijuana facilities, and the model ordinance only addresses retail facilities. He also said that recreational use of marijuana would still be allowed, and the Township would not be able to restrict delivery services.

Deputy Mayor Ewald cited the list of establishments that can be prohibited. She asked if there are other aspects of delivery services that could be regulated. Attorney Cruz said that the legislation is very specific on the aspects that municipalities can regulate. He said that if Deputy Mayor Ewald had something specific in mind, he can check to see if there is statutory authorization for the Township Committee to consider regulation.

The consensus of the Township Committee was to direct Attorney Cruz to prepare an ordinance for introduction at the next Township Committee meeting.

Paper Copies for Submissions to Land Use Boards

Administrator Hoffmann stated that the Township's current ordinance requires submission of 25 copies of plans for land use applications. He said that only 3-4 copies are actually needed. Photos were presented showing the amount of extra paperwork that the Township has in the file storage room.

The consensus of the Township Committee was to authorize the drafting of an ordinance to reduce the number of copies required to be submitted with land use applications.

Open Space Advisory Committee Composition

Mayor Ness said that a memorandum was received from Attorney Cruz that the Open Space Committee membership ordinance can be modified to have alternate members. She said she supports having that change made. Attorney Cruz said that the Township Clerk also had input in the memorandum.

Mayor Ness asked if any of the Township Committee members object to adding two alternates to the Open Space Committee. The Township Clerk recommended that the term be for one year consistent with the remainder of the Open Space Committee. The consensus of the Township Committee was to have an ordinance prepared to make that change.

Hearing of Citizens

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

Committeewoman Fondaco moved to adjourn at 10:59 PM. Committeeman Hamilton seconded the motion, which carried unanimously.

Gregory J. LaConte
Municipal Clerk

Proclamation

WHEREAS, the Mayor of the Borough of Chatham and Mayor of the Township of Chatham jointly award annual recognition to a Library of the Chathams Volunteer who has demonstrated extraordinary commitment and dedication to library service, and

WHEREAS, library resiliency efforts came to the fore on March 29, 2020 when our community was rallied and rose to meet the library's *1000 Masks Challenge*, and

WHEREAS, this effort helped protect our frontline workers through volunteers making masks with materials funded by 2019 Friends Book Sale proceeds delivered to volunteers' homes, and

WHEREAS, 115 amazing Chatham Borough and Chatham Township residents made more than 5,900 masks, which were sanitized by the Chatham Emergency Squad and distributed to first responders in Chatham Borough and Chatham Township, Morristown Medical Center, Overlook Medical Center, RWJ/Barnabas Health Children's Hospital of New Jersey at Newark Beth Israel, and elsewhere as needed.

WHEREAS, the leaders of the *1,000 Masks Challenge* gave residents a way to help during a time when people were feeling a need to contribute in some way, other than passively staying at home, and helped restore a sense of normalcy during a time of community upheaval,

THEREFORE, the Mayors of the Borough of Chatham and the Township of Chatham are pleased to name the following 18 individuals as

Mayors' Library Volunteer of the Year Awardees Library of the Chathams 2020

Kit Preparation Volunteers

Susan Tackaberry
Debbie Fabian
Maureen Kelly
Marla Osinski
Alexandra Falconi
Fernando Falconi

Delivery Volunteers

Phyllis Stevens
Betsy Maltby
Cynthia Merwin
Susan Hoag

Mask-Making Superstars

Jun Quon - 500
Peggy Melvin - 500
Elizabeth Stewart - 226
Alexandra Falconi - 208
Marla Osinski - 170
Maria Brunetta - 146
Sandra Heighway - 144
Nancy Foxson - 144
Linda Harter - 120
Virginie Aris - 120

Honorable Mention:

Chatham Emergency Squad Volunteers

Tracy Ness, Mayor

Proclamation

March 11, 2021

Women's History Month

WHEREAS, for more than two centuries, our Nation has grown under the simple creed that each of us is created equal. It is a notion that makes America unlike any other place on earth, a Country where no matter where you come from or what you look like, you can go as far as your talents will take you; and

WHEREAS, Women's History Month is a time to remember those who fought to make that freedom as real for our daughters as for our sons. Written out the promise of the franchise, they were women who reached up to close the gap between America and what it could be. They were driven by a faith that our Union could extend true equality to every citizen willing to claim it.

WHEREAS, that legacy of the change is all around us. Women are more than half of our population, nearly half of our Nation's workforce, and more than half of our college graduates.

WHEREAS, women are still not fully or adequately represented at the top tables of organizations and corporations nor on local, state and national legislative and governing bodies, and are therefore not being heard or listened to; nor is a woman's very important perspective properly represented when decisions and laws are being made; and

WHEREAS, our history shows that when we couple grit and ingenuity with our beliefs, there is no barrier we cannot overcome. We can stay true to our founding creed that in America, all things should be possible for all people.

WHEREAS, Chatham Township community leaders are working together to shine the spotlight on Women's History Month, and to celebrate women's empowerment, and to focus on women in history who fought for our rights and whose lives changed the course of history.

NOW THEREFORE, Mayor Tracy Ness and the Township Committee, do hereby proclaim March 2021 as Women's History Month in the Township of Chatham.

Tracy Ness, Mayor