

**MINUTES
TOWNSHIP COMMITTEE
REGULAR MEETING
MAY 10, 2022**

Mayor Felice called the Regular Meeting of the Township Committee of the Township of Chatham to order at 6:34 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 7, 2022; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 7, 2022; and notice was filed with the Township Clerk on January 7, 2022.

Roll Call

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

Executive Session

**RESOLUTION 2022-P-09
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. Personnel – Colony Pool
 - b. Personnel
 - c. Potential Litigation – Affordable Housing
 - d. Contract Negotiations
3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.
4. The Committee will come back into Regular Session and may take further action.
5. This Resolution shall take effect immediately.

Committeewoman Ewald moved to adopt Resolution 2022-P-09 to enter Executive Session at 6:36 PM. Committeewoman Fondaco seconded the motion.

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

The Township Committee returned to Public Session at 7:34 PM.

Mayor Felice led the Flag Salute.

Mayor's Statement

Mayor Felice announced that Administrator Hoffmann has resigned effective May 10, 2022. Mayor Felice and Committeewoman Ewald will serve on the search committee for a new Township Administrator, and a temporary administrator will be appointed for the duration of the search. Mayor Felice stated that the Township is lucky to have qualified department heads to

handle the Township's business, and she cited the number of years of experience in the Township for those officials. Until a temporary administrator is appointed, any questions can be directed to the Township Clerk or the Chief Financial Officer. Mayor Felice asked committee chairs to be understanding and respect the Township Staff's time during the transition period.

Approval of Agenda

Committeewoman Ewald asked that Resolutions 2022-165 be pulled from the Consent Agenda for discussion and a separate vote.

Committeeman Lois moved to approve the Agenda as amended. Committeewoman Ewald seconded the motion, which carried unanimously.

Proclamations

Celiac Disease Awareness Month

Mayor Felice read aloud the attached proclamation for Celiac Awareness Month.

Mental Health Awareness Month

Mayor Felice read aloud the attached proclamation for Mental Health Awareness Month. The proclamation was accepted by Molly Ritter, Kathleen McBride and Jane Middleton of Chatham Teens for Mental Health.

Ms. Ritter spoke on behalf of Chatham Teens for Mental Health and also promoted an upcoming Talk Saves Lives event. Ms. McBride and Ms. Middleton addressed suicide prevention.

Reports

Committeewoman Fondaco said that the Historical Society will be holding a Colony Pool Centennial Event on June 8th. She also reported that the Chatham Emergency Squad will be hosting a blood drive on May 14th. The Emergency Squad is also in the midst of a fund drive, and they are seeking new volunteers. The Senior Citizens Advisory Committee hosted a program by Tom Salvas about end-of-life care and advance directive conversations. There are two empty plots at the Community Garden. Committeewoman Fondaco reported on the recent activities of the Department of Public Works. The Green Village Fire Department will celebrate their Centennial on May 14th. The Town and Country Garden Club planted red, white and blue plants and flowers at the Veterans Memorial.

Committeewoman Ewald reported that she and Committeewoman Fondaco got a tour of the Wastewater Treatment Plant, and she addressed the excellent work of the staff at the plant.

Committeeman Lois reported that the spotting of an eagle in the PSE&G right-of-way has been preventing work within the right-of-way until August. He further reported that the Colony Pool Committee has branded apparel available for sale through the Colony website. Regarding Communications, Committeeman Lois reported that some new equipment arrived and will soon be installed. He further reported that the capital ordinances on this evening's agenda do not create any new debt. Deputy Mayor Hamilton asked if the eagle was a sighting or if it is nesting. Committeeman Lois said that he does not have details, but the orange fencing may be able to be removed.

Deputy Mayor Hamilton reported that the Friends of the Library Book Sale generated \$30,001 for the Library. Deputy Mayor Hamilton further reported that there are some personnel changes in the School District. The CHS Principal and the District Assistant Superintendent have both accepted Superintendent roles in other districts.

Engineer Ruschke reported that Resolution 2022-160 deals with a change order for Noe Avenue Paving, and the project went over budget because of the actual quantity of material that was needed for the sidewalk. He also explained that he keeps the anticipated materials low in the estimate to keep the budget low.

The Township Clerk reported that Covid is still spreading and encouraged people to get tested.

Hearing of Citizens

Mayor Felice asked if any written comments had been received. The Township Clerk indicated that there were not any written comments.

Mayor Felice opened the Hearing of Citizens.

- 1. Jamie O’Brien, a member of Moms Demand Action, asked for a proclamation declaring June 3rd as Gun Violence Awareness Day. She noted the number of gun suicides and gun homicides annually. This year an event will be held in Chatham Borough about stemming the tide of gun violence.

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

Resolutions

**RESOLUTION 2022-169
RESOLUTION AUTHORIZING A SEPARATION AGREEMENT AND GENERAL RELEASE
BETWEEN THE TOWNSHIP OF CHATHAM AND ROBERT S. HOFFMANN**

WHEREAS, the Township of Chatham has accepted the resignation, Separation Agreement and General Release between the Township of Chatham and Robert S. Hoffmann (hereinafter “Employee”); and

WHEREAS, the Employee resigned effective May 10, 2022; and

WHEREAS, pursuant to municipal ordinance, the Employee is entitled to receive ninety (90) additional days of salary, any unpaid balance of Employee’s salary, and all benefits and rights as any other employee of Chatham would receive upon separation of employment; and

WHEREAS, the Employee and Township of Chatham have released each other from various potential causes of action and Employee has provided a letter of resignation dated May 10, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Chatham Committee, in the County of Morris, that the Committee does hereby authorize the proper Township officials to enter into the Separation Agreement and General Release with Robert S. Hoffmann and hereby accepts the resignation of its Township Administrator, Robert S. Hoffmann, which document is attached hereto and made a part of this Resolution.

BE IT FINALLY RESOLVED that a notice of this action shall be printed once in the legal newspaper of the Township of Chatham.

Committeeman Lois moved to adopt Resolution 2022-169. Committeewoman Ewald seconded the motion.

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

Introduction of Ordinances

Ordinance 2022-06

**ORDINANCE 2022-06
AN ORDINANCE TO AMENDING MINIMUM AND MAXIMUM RANGES FOR
COMPENSATION FOR CERTAIN POSITIONS OF EMPLOYMENT IN THE TOWNSHIP OF
CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY**

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	\$196,000
Chief of Police (as well as additional compensation as outlined in the employment agreement)	\$150,000	\$190,000
Public Works Manager	\$110,000	\$140,000
Assistant Public Works Manager	\$100,000	\$130,000
Wastewater Treatment Facility Manager	\$100,000	\$124,000
Chief Financial Officer	\$110,000	\$160,000
Qualified Purchasing Agent	\$3,000	\$8,000
Township Clerk/Registrar	\$60,000	\$80,000
Secretary Board of Health/Dog Licensing Clerk	\$5,000	\$14,000
Deputy Clerk	\$35,000	\$50,000
Tax Collector/Utility Collector	\$60,000	\$85,000
Tax Assessor (PT)	\$20,000	\$38,000
Assistant Tax & Utility Collector	\$20,000	\$47,000
Assistant Tax Assessor	\$20,000	\$47,000
Confidential Administrative Assistant/Payroll Clerk	\$35,000	\$57,000
Human Resources Manager/Payroll Clerk	\$35,000	\$57,000
Accounts Payable/Assistant Treasurer	\$35,000	\$63,000
Administrative Assistant/Deputy Registrar	\$35,000	\$50,000
DPW Administrative Assistant/Recycling Coordinator	\$35,000	\$58,000
Police Administrative Assistant	\$35,000	\$53,000
Police Administrative Assistant/Records Manager	\$35,000	\$58,000
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	\$5,000
Construction Official/Building Sub-code Official /Inspector	\$75,000	\$126,000
Construction Office Control Person/TACO	\$35,000	\$62,000
Construction Office Administrative Assistant	\$35,000	\$50,000
Board Manager PT	\$35,000	\$51,000
Deputy Zoning Officer	\$3,000	\$6,000
Fire Sub-code Official/Inspector PT	\$13,000	\$24,000
Electrical Sub-code Official/Inspector PT	\$13,000	\$31,000
Plumbing Sub-code Official PT	\$13,000	\$21,000
Plumbing Inspector/Alternate Sub-code Official PT	\$13,000	\$25,000
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/Hour special services	
Recreation Director	\$68,000	\$85,000
Pool Manager	\$15,000	\$23,000
Assistant Pool Manager	\$10,000	\$22,000
Second Assistant Pool Manager	\$5,000	\$12,000
Swim Team Coach	\$1,000	\$5,000
Assistant Swim Team Coach	\$1,000	\$3,000
Lifeguard		\$11.90 - \$20.00 Hr
Substitute Lifeguard		\$11.90 - \$20.00 Hr
Water Safety Instructor (added to lifeguard wages)		\$0.50 Hr
Gate Attendants		\$11.90 - \$20.00 Hr
Laborer (PT or seasonal)		\$11.90 - \$20.00 Hr
Crossing Guards		\$13.00 - \$26.00 Hr
Clerk/Typist (PT)		\$13.00 - \$22.00 Hr

Head Guard	\$20.00 - \$30.00 Hr
Senior Guard	\$15.00 - \$25.00 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, 2022, 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.

Committeewoman Ewald moved to introduce Ordinance 2022-06. Deputy Mayor Hamilton seconded the motion.

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

Public Hearing for Ordinance 2022-06 will be scheduled for May 24, 2022.

Capital Budget Resolution

RESOLUTION 2022-168 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CAPITAL BUDGET

WHEREAS, the Township of Chatham deems it necessary and desirable to revise the Funding Source and Debt Authorized to the existing Capital Projects not previously reflected in the 2022 Capital Budget of said municipality, and

WHEREAS, N.J. A.C. 5:30-4.4B provides that the Capital Budget of a governing body shall be amended to reflect any provisions, changes or inconsistencies with said Capital Budget,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, in the County of Morris, State of New Jersey, that the 2022 Capital Budget shall be amended to reflect the revised Funding Source and Debt Authorized as reflected in the attached 2022 Capital Budget Sheets not previously reflected for in the Capital Budget.

BE IT FURTHER RESOLVED that the attached form, as promulgated by the Local Finance Board shall represent the amended Capital Budget for the year 2022.

Committeewoman Ewald moved to adopt Resolution 2022-168. Committeewoman Fondaco seconded the motion.

CFO King explained that the resolution is required before the Capital Ordinances can be introduced.

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

Ordinance 2022-07

ORDINANCE 2022-07 CAPITAL ORDINANCE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP, APPROPRIATING THEREFOR THE SUM OF \$1,329,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP AND FROM THE TOWNSHIP'S OPEN SPACE TRUST FUND.

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

Section 1. The Township of Chatham, in the County of Morris, New Jersey (the "Township") is hereby authorized to make various public improvements and acquisitions in, by and for the Township, including, but not limited to:

- (A) Department of Public Works ("DPW")

(i) Replacement of the garage doors at the DPW Main Building and Storage 1, (ii) replacement of the roof on the DPW Main Building, (iii) Acquisition of new additional or replacement equipment and machinery consisting of (a) a trailer, (b) truck bodies and (c) recycling container lids and (iv) acquisition of new automotive vehicles, including original apparatus and equipment, consisting of (a) a pickup truck with plow and (b) a dump truck.

Estimated Cost: \$307,000

(B) Police Department

(i) Replacement of the lockers at the Police Station, (ii) installation of traffic cameras at the intersection of Lafayette Avenue and Shunpike Road, (iii) acquisition of new communication and signal systems equipment consisting of speed signs, (iv) acquisition of new information technology equipment consisting of mobile data terminals, (v) acquisition of new automotive vehicles, including original apparatus and equipment, consisting of SUVs and (vi) acquisition of new additional or replacement equipment and machinery consisting of (a) radar units, (b) an evidence system printer, (c) a shredder and (d) a washer/dryer.

Estimated Cost: \$287,000

(C) Roads and Sidewalks

Undertaking of improvements to various roads and construction of sidewalks, as set forth on a list prepared or to be prepared by the Township Engineer and placed on file with the Township Clerk and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Township Committee, there may be additions to or deletions from the aforesaid list.

Estimated Cost: \$377,000

(D) Building Improvements

Installation of an automatic transfer switch for the generator at the Municipal Building.

Estimated Cost: \$3,000

(E) Administration

Undertaking of the Township Records Management Project.

Estimated Cost: \$45,000

(F) Volunteer Fire Departments

Acquisition of new additional or replacement equipment and machinery consisting of self-contained breathing apparatus equipment and various items of firefighting, emergency and safety equipment.

Estimated Cost: \$70,000

(G) UST Remediation

Undertaking of underground storage tank remediation at the DPW Yard.

Estimated Cost: \$40,000

(H) Open Space Improvements

Undertaking of the following improvements: Colony – refurbish tennis courts; Nash Field – refurbish basketball court; Shunpike Park – refurbish basketball court, installation of playground equipment, installation of restroom access automation system, improvement of overflow parking walkway and installation of deer fence; and Various locations – installation of "Open Space" signage.

Estimated Cost: \$200,000

Section 2. The sum of \$1,329,000 is hereby appropriated to the payment of the cost of the improvements and acquisitions authorized and described in Section 1 hereof. Said appropriation shall be

raised from the Capital Improvement Fund of the Township and from the Township's Open Space Trust Fund, as hereinafter provided. The sum of \$1,129,000 is hereby appropriated from the Capital Improvement Fund of the Township to the payment of the cost of purposes (A) to (G) set forth in Section 1 hereof. The sum of \$200,000 is hereby appropriated from the Township's Open Space Trust Fund to the payment of the cost of purpose (H) set forth in Section 1 hereof.

Section 3. Said improvements and acquisitions are lawful capital improvements of the Township having a period of usefulness of at least five (5) years. Said improvements and acquisitions shall include all work, materials and appurtenances necessary and suitable therefor. Said improvements and acquisitions shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefited.

Section 4. The capital budget is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 5. This ordinance shall take effect at the time and in the manner provided by law.

Committeewoman Ewald moved to introduce Ordinance 2022-07. Deputy Mayor Hamilton seconded the motion.

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

Public Hearing for Ordinance 2022-04 will be scheduled for May 24, 2022.

Ordinance 2022-08

**ORDINANCE 2022-08
CAPITAL ORDINANCE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE SEWER UTILITY OF THE TOWNSHIP, APPROPRIATING THEREFOR THE SUM OF \$250,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE SEWER UTILITY CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP.**

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

Section 1. The Township of Chatham, in the County of Morris, New Jersey (the "Township") is hereby authorized to make various improvements and acquisitions in, by and for the Sewer Utility of the Township, including, but not limited to: (i) undertaking of an infiltration and inflow reduction study and related improvements; (ii) acquisition of an SUV; and (iii) roof replacement at the Water Pollution Control Plant Administration Building. Said improvements and acquisitions shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$250,000 is hereby appropriated to the payment of the cost of the improvements and acquisitions authorized and described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be raised from the Sewer Utility Capital Improvement Fund of the Township. The sum of \$250,000 is hereby appropriated from the Sewer Utility Capital Improvement Fund of the Township to the payment of the cost of said purpose.

Section 3. Said improvements and acquisitions are lawful capital improvements of the Township having a period of usefulness of at least five (5) years. Said improvements and acquisitions shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefitted.

Section 4. The capital budget is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 5. This ordinance shall take effect at the time and in the manner provided by law.

Deputy Mayor Hamilton moved to introduce Ordinance 2022-08. Committeeman Lois seconded the motion.

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

Public Hearing for Ordinance 2022-04 will be scheduled for May 24, 2022.

Consent Agenda

RESOLUTION 2022-151

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 \$1,065,769.47 and the prior month’s payroll of \$470,303.59 Current Fund, \$63,570.43 Sewer No. 1, and \$20,425.22 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of May 2022, in the amount of \$3,336,090.00 be paid.

BE IT FURTHER RESOLVED that taxes due to the County of Morris, for the Second Quarter of 2022, in the amount of \$2,420,442.58 be paid.

RESOLUTION 2022-152

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING MINUTES OF MEETINGS

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves the minutes of the Township Committee meeting held on April 26, 2022.

RESOLUTION 2022-153

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 April 26, 2022.

RESOLUTION 2022-154

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

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

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

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

<u>BLOCK</u>	<u>LOT</u>	<u>LIEN HOLDER</u>	<u>AMOUNT</u>
48.04	20	Lienholder: Christiana T. c/f C&E1/First PO Box 5021 Philadelphia, PA 19111-5021 Certificate #20-00002 Witthuser, Carsten & Andrea H Widmer 82 Hampton Rd. Chatham, NJ 07928	\$1,219.90 – Certificate <u>\$1,600.00 – Premium</u> \$2,819.90 – Total

59	2	Lienholder: Christiana T. c/f C&E1/First PO Box 5021 Philadelphia, PA 19111-5021 Certificate #20-00003 Nonnemacher, John, Jr. & Laura Ali 744 Fairmount Ave Chatham, NJ 07928	\$558.04 – Certificate <u>\$1,600.00 – Premium</u> \$2,158.04-Total
62	5	Lienholder: Christiana T. c/f C&E1/First PO Box 5021 Philadelphia, PA 19111-5021 Certificate #20-00004 Chen, Xin & Ka Lam 19 Huron Dr. Chatham, NJ 07928	\$1,434.43 – Certificate <u>\$1,600.00 – Premium</u> \$3,034.43-Total
102.06	22	Lienholder: Christiana T. c/f C&E1/First PO Box 5021 Philadelphia, PA 19111-5021 Certificate #20-00005 Dekeyzer, Marcel & Cynthia 64 Rolling Hill Dr. Chatham, NJ 07928	\$1,634.27 – Certificate <u>\$1,600.00 – Premium</u> \$3,234.27 – Total

BE IT FURTHER RESOLVED that the Tax Collector is authorized to prepare and sign a Discharge of Certificate 20-0000, 20-00003, 20-00004 and 20-00005.

RESOLUTION 2022-155
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 SANDY & JESSICA LOMM

WHEREAS, Sandy and Jessica Lomm (“Taxpayers”), the owners of Block 123, Lot 10 on the Township of Chatham’s Tax Assessment Maps, commonly known as 3 Overlook Road (the “Property”), filed appeals of its 2020, 2021, and 2022 tax assessments in the Tax Court of New Jersey, Docket Nos.: 006812-2020, 006303-2021, & 001060-2022; 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 and Special Tax Appeal Attorneys; and

WHEREAS, the Property was assessed at \$2,210,700 for each year under appeal; and

WHEREAS, the Taxpayers provided an appraisal report, valuing the Property at \$2,000,000 for the 2020 tax year and \$1,850,000 for the 2021 tax year; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated which reduces the total tax assessment levied upon the Property for 2021 and 2022, with the Taxpayers withdrawing the 2020 tax appeal; and

WHEREAS, the 2021 total tax assessment, based upon said reduction, will be \$2,100,000 instead of \$2,210,700 for the Property; and

WHEREAS, the 2022 total tax assessment, based upon said reduction, will be \$2,100,000 instead of \$2,210,700 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 \$2,100,000 total tax assessment for the 2021 and 2022 Tax Years, for Block 123, Lot 10, 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 Sandy and Jessica Lomm ("Taxpayers") Docket Nos.: 006812-2020, 006302-2021, & 001060-2022, which reduces the total tax assessment on Block 123, Lot 10 from \$2,210,700 to a total tax assessment of \$2,100,000 for the 2021 and 2022 Tax Years, with the Taxpayers withdrawing their 2020 tax appeal; 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 2022-156

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING FIRE DEPARTMENT MEMBERSHIPS

WHEREAS, the Township of Chatham has designated the Green Village Volunteer Fire Department and the Chatham Township Volunteer Fire Department as the official fire companies for the Township; and

WHEREAS, members of both departments are eligible for membership in N.J. State Firemen's Association as provided by applicable law; and

WHEREAS, in order to become members of the association, the Township is required to certify that each applicant is an active member of the respective Fire Department;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that the following named individual has been admitted to active membership in the respective department as approved by the Township Committee.

NAME

FIRE DEPARTMENT

Jake R. Almgren

Chatham Township Volunteer Fire Department

Olivia H. Bary

Chatham Township Volunteer Fire Department

RESOLUTION 2022-157
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING
PUBLIC SAFETY INFORMATION SHARING TECHNOLOGY COMMUNITY
PROJECT

WHEREAS, the objective of the Public Safety Information Sharing Technology Community Project is to improve the information flow and effectiveness of Law Enforcement; and

WHEREAS, this is an important initiative for public safety which involves information technology equipment in a physical network targeted at interoperable communication and sharing of existing public safety information within Chatham Township as well as with surrounding communities, the County of Morris and the region; and

WHEREAS, this public safety technology project integrates, connects and improves the information flow from public safety equipment situated in parks, streets and public spaces to interfacing technology in police headquarters for sharing and analysis; and

WHEREAS, the project provides for a 9-mile looped fiber optic network with a resilient design that replaces slower, less reliable wireless modem data connections that are costly to operate and maintain; and

WHEREAS, the new network provides real-time public safety data from current situational awareness cameras, license plate readers and other sensors to aid in investigating, responding to and preventing crime in the region; and

WHEREAS, the project is focused on reliability and speed of service with a fiber loop offering multiple data pathways for each node on the network and redundancy of fibers; and

WHEREAS, acquisition of this technology and installation of the fiber optic network technology provides an immediate enhancement of current technical capabilities and reduces the cost of acquisition of new technology that supports police effectiveness; and

WHEREAS, funding may be available to support this project from the Federal Government of the United States of America, administered from the Commerce, Justice, and Science Agency, Department of Justice - Account: **Community Oriented Policing Services (COPS) – Technology and Equipment**; and

WHEREAS, the **realized 3-year cost savings generated by eliminating the wireless modem points of failure in the existing network and replacing them with fast fiber could reduce the cost of operation of effective law enforcement technology by as much as \$65,000 depending on the expansion of network nodes and future equipment service charges**; and

WHEREAS, the local cost share of this project is equivalent or less than the projected 3-year cost savings generated and will only be incurred if there is federal agency funding this community project; and

WHEREAS, this authorization is a duly appropriate and reasonable to provide for public safety in Chatham Township, surrounding jurisdictions and throughout Morris County.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham authorizes the Public Safety Information Sharing Technology Community Project and commits to dedicating public matching funds from the 2023 local municipal budget of Chatham Township in the amount of 10% of the total project cost, not to exceed \$89,816 with a final amount dependent on the project option funded by the Federal agency appropriation.

This resolution shall take effect immediately.

RESOLUTION 2022-158
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM, IN THE COUNTY OF MORRIS, AMENDING EMPLOYEE SALARIES
FOR THE YEAR 2022

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 amended as shown below.

Crossing Guards	\$26.00 Per Hour
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RESOLUTION 2022-159

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AWARDING A CONTRACT TO INDEPENDENCE CONSTRUCTORS
INCORPORATED TO REMOVE THE ABANDONED UNDERGROUND STORAGE
TANK AT THE TOWNSHIP OF CHATHAM WATER POLLUTION CONTROL
PLANT**

WHEREAS, the Township of Chatham Water Pollution Control (WPC) Plant had an expansion in 1989, and

WHEREAS, part of the expansion was to install a 6,000 gallon underground storage tank for storing liquid alum; and

WHEREAS, a new 5,447 gallon above ground storage tank was installed at the Water Pollution Control Plant in 2021 to replace the 6,000-gallon underground storage tank; and

WHEREAS, the new above ground storage tank has been tested and certified, and was placed into service on March 24, 2022; and

WHEREAS, the removal and disposal of the underground storage tank was not included in the “Alum Storage Tank” project specifications; and

WHEREAS, the underground storage tank is no longer being used, and must be removed because it is a liability to the Township of Chatham; and

WHEREAS, Independence Constructors Inc. from 1200 Route 22E, Bridgewater New Jersey, 08807 has been awarded the NJ State Contract 42270 for Storage Tank Removal; and

WHEREAS, Independence Constructors Inc. has furnished estimate M21552 R1 to the Township of Chatham Water Pollution Control Department for the removal and disposal of the underground storage tank for \$45,430.00 through NJ State Contract 42270; and

WHEREAS, Independence Constructors Inc.’s estimate M21552 R1 exceeds the pay to play threshold of \$17,500.00 and the bid threshold of \$44,000.00; and

WHEREAS, Independence Constructors Inc. s’ estimate M21552 R1 assumes that the underground storage tank is intact, and its contents have not contaminated the surrounding soil; and

WHEREAS, the funds for the work outlined in the estimate M21552 R1 from Independence Constructors Inc. are available under the Water Pollution Control System Bond Ordinance 2019-13 Account C-06-55-563-551, and the Chief Financial Officer has certified that funds are available; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, hereby awards a contract to Independence Constructors in the amount of \$45,430.00 to complete the work outlined in estimate M21552 R1 to remove the abandoned underground storage tank at the Township of Chatham Water Pollution Control Plant.

RESOLUTION 2022-160

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM CHANGE ORDER NOE AVENUE ADA RAMPS**

BE IT RESOLVED, by the Township Committee of the Township of Chatham that Cifelli and Sons is entitled to an additional \$3,023.00 associated with constructing ADA concrete ramps and new curbing on Noe Avenue under the Morris County Cooperative Pricing Program. The additional cost is based on the actual quantities of curb and sidewalk installed.

RESOLUTION 2022-161

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING THE TRADING IN OF OLD FIREARMS FOR THE
CHATHAM TOWNSHIP POLICE DEPARTMENT**

WHEREAS, the Township Committee has previously authorized the Police Department to update their weapons, which occurs approximately every ten (10) years; and,

WHEREAS, after a thorough evaluation by the Chatham Township Police Department Atlantic Tactical 777 Corporate Circle, New Cumberland Pennsylvania 17070 was selected to provide updated fire arms for the Department; and,

WHEREAS, the Department has the option to trade in its previous weapons for an amount of \$8,004.00 per Quote Number SQ-80737790 dated April 17, 2022

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey authorizes the transfer of

ownership of twenty-nine (29) weapons and related equipment such as magazines from the Township of Chatham Police Department to Atlantic Tactical; and

BE IT FURTHER RESOLVED, that Chief Thomas Miller or his designee in the Department will ensure that the transfer follows all related Attorney General directives and guidelines.

RESOLUTION 2022-162

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING THE PURCHASE OF BULK POLYALUMINUM CHLORIDE “DELPAC 1525” FROM USALCO CHEMICALS THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL FOR THE PERIOD JANUARY 1, 2022 THROUGH DECEMBER 31, 2022

WHEREAS, the Township of Chatham Water Pollution Control Plant requires the use of Polyaluminum Chloride as part of its wastewater treatment process; and

WHEREAS, the annual cost of Polyaluminum Chloride required for use by the Township of Chatham Water Pollution Control Plant is likely to exceed the pay to play threshold of \$17,500.00 and the bid threshold of \$44,000.00; and

WHEREAS, the Morris County Cooperative Pricing Council was established in 1974 and operates under the guidelines of N.J.S.A. 5:34-7.1; and

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

WHEREAS, the Morris County Cooperative Pricing Council has awarded contract MCCPC Contract #17-19 b. to USALCO from 2601 Cannery Ave. Baltimore Maryland 21226 for bulk polyaluminum chloride “Delpac 1525” with minimum deliveries of 4,000 gallons at a price of \$2.5561 per gallon; and

WHEREAS, the funds for this purchase are available under the Water Pollution Control System 2022 Operating Budget; and

WHEREAS, the Chief Financial Officer has certified that funds are available in account number 2-07-55-502-031.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, does hereby authorize the purchase of Polyaluminum Chloride “Delpac 1525” from USALCO through the Morris County Cooperative Pricing Council Contract 17-19 b. for the period January 1, 2022 through December 31, 2022.

RESOLUTION 2022-163

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING THE TOWNSHIP OF CHATHAM TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Hunterdon County Educational Services Commission, hereinafter referred to as the “Lead Agency ” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on May 10, 2022 the Township Committee of the Township of Chatham, County of Morris, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Chatham.

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

**RESOLUTION 2022-164
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM APPOINTING POOL MANAGER**

BE IT RESOLVED, by the Township Committee of the Township of Chatham that Larry McCann is hereby appointed to the position of Pool Manager, effective immediately, at a pay rate as set by the Salary Resolution.

**RESOLUTION 2022-166
RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE
OF NEW JERSEY TO AUTHORIZE THE MUNICIPAL ALLIANCE COMMITTEE TO
SUBMIT A GRANT APPLICATION FOR THE FISCAL YEAR 2023**

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

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

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

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

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

1. The Township Committee does hereby authorize submission of a strategic plan for the Municipal Alliance Committee of the Chathams grant for fiscal year 2023 in the amount of:

DEDR	\$8,038.00
Cash Match	\$2,009.50
In-Kind	\$6,028.50

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**RESOLUTION 2022-167
RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE
OF NEW JERSEY TO AUTHORIZE THE MUNICIPAL ALLIANCE COMMITTEE TO
SUBMIT A DMHAS YOUTH LEADERSHIP GRANT APPLICATION**

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent

alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

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

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

WHEREAS, the Township Committee has applied for DMHAS Youth Leadership funding through the Governor's Council on Alcoholism and Drug Abuse through the County of Morris;

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

3. The Township Committee does hereby authorize submission of an application for DMHAS Grant funding for the Municipal Alliance Committee of the Chathams for Year One Grant Term 7/1/22 – 3/14/23 in the amount of:

DMHAS Grant Funding \$3,900.00

4. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

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

RESOLUTION 2022-165

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING SAFETY IMPROVEMENTS ON NASH AND SHUNPIKE FIELDS

WHEREAS, the Township Committee has previously authorized improvements to recreation fields and related facilities; and

WHEREAS, Resolution 2022-131 confirmed the purchase of field netting for the Mountainview (municipal building) field which provided netting along the first and third base foul lines; and,

WHEREAS, a safety and property damage hazard exists on Nash Field at the Nash 1 baseball diamond where foul balls can and have been hit into the parking lot over the 3rd base line dugout where no netting is present; and,

WHEREAS, netting is present to protect the 1st base foul line and neighboring properties, but no similar or comparable netting exists to protect foul balls from traveling to the main and closest parking lot to Nash field where residents and guests must park; and,

WHEREAS, the fees collected and deposited in the Joint Recreation Trust Fund of the Chathams are intended to be used, in part, for field and facility maintenance; and,

WHEREAS, the Joint Recreation Trust Fund of the Chathams funded the purchase of netting previously to provide for Resolution 2022-131; and,

WHEREAS, the poles which support basketball hoops at both Nash Field and Shunpike field are without covering or padding that could provide impact protection for those using the facility.

WHEREAS, covering and padding for poles which support basketball hoops are meant to provide for the safety of players, referees and participants as well as the protection of the equipment and are made specifically for all-weather use.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham authorizes improvements to the 3rd base foul line netting at Nash 1 baseball diamond, and also authorizes the installation of all-weather basketball pole pads for both Nash basketball court and Shunpike Field's basketball courts. Be it further resolved, funds to cover the cost for these improvements charged to the Joint Recreation Trust Fund and not drawn from any other Chatham Township fund.

This resolution shall take effect immediately.

Committeeman Lois moved to adopt Resolution 2022-165. Deputy Mayor Hamilton seconded the motion.

Committeewoman Ewald asked about using Joint Recreation Funds and if there is a limit how much Joint Recreation can contribute to either municipality. Committeeman Lois clarified that the upcoming field restoration is part of the capital budget, and netting is being funded by Joint Recreation. He also said that Joint Rec has not reconciled their budgets has been requested by the Township.

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

Discussion

Repurposing Former Skate Park

Committeewoman Ewald said that she has been contacted about how the site of the former Skate Park is an eyesore. She also said that the concrete slab has remained so that the Township can reserve the right to use the spot in the future.

Mayor Felice said she would prefer to remove the concrete to allow it to be a field.

Committeewoman Fondaco noted the possibility of using the site in the future. Mayor Felice said she is not aware of any potential use.

Deputy Mayor Hamilton said it is his inclination to allow it to be greenspace.

Committeeman Lois asked Engineer Ruschke about the timeline for completion of Arbor Green. Engineer Ruschke said he does not have an exact date, however the restoration should be cleaned up soon with plantings in the fall. He anticipated completion later in the fall. Committeeman Lois asked how long it would take to get a new gazebo at the site if one was desired. Engineer Ruschke said it does not take long, as there are prefabricated options. Cleaning up the site was also discussed. Mayor Felice warned that it is an attractive nuisance.

Engineer Ruschke said that removing the Skate Park slab would not prohibit future development, it may make it more difficult.

Deputy Mayor Hamilton moved to adjourn at 8:22 PM. Committeeman Lois seconded the motion, which carried unanimously.

Gregory J. LaConte
Municipal Clerk