

**MINUTES
TOWNSHIP COMMITTEE
REGULAR MEETING
July 12, 2022**

Mayor Felice called the Regular Meeting of the Township Committee of the Township of Chatham to order at 7:30 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 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 and Mayor Felice. Deputy Mayor Hamilton was absent.

Mayor Felice led the Flag Salute.

Approval of Agenda

Committeewoman Ewald asked that Resolution 2022-237 be pulled from the Consent Agenda for separate discussion.

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

Resolutions

**RESOLUTION 2022-220
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM APPOINTING DAVID GALLO TO THE POSITION OF
SERGEANT IN THE CHATHAM TOWNSHIP POLICE DEPARTMENT**

BE IT RESOLVED, by the Township Committee of the Township of Chatham that David Gallo is hereby appointed Sergeant in the Chatham Township Police Department, effective August 1, 2022. The terms and conditions shall be as found in the Collective Bargaining Agreement in effect between the Township of Chatham and PBA Local 170.

Committeeman Lois moved to adopt Resolution 2022-220. Committeewoman Fondaco seconded the motion.

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

**RESOLUTION 2022-221
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY
APPOINTING ZIAD SHEHADY AS TOWNSHIP ADMINISTRATOR**

WHEREAS, the Township Committee has completed a search process to hire a new Township Administrator; and

WHEREAS, the Township Committee has determined to offer the position of Township Administrator to Ziad Shehady; and

WHEREAS, the Township Committee offered employment to Ziad Shehady as Township Administrator and Mr. Shehady accepted that offer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that Ziad Shehady is hereby appointed as Administrator of the Township of Chatham effective August 1, 2022, to serve in

accordance with the laws of the State of New Jersey and the Revised Ordinances of the Township of Chatham, 1995, as may be amended from time to time.

BE IT FURTHER RESOLVED that the starting salary for Ziad Shehady shall be \$195,000 per year and that he shall be eligible for benefits in accordance with the Personnel Policy of the Township of Chatham, acknowledging that Mr. Shehady has waived health benefits.

Committeewoman Ewald moved to adopt Resolution 2022-220. Committeewoman Fondaco seconded the motion.

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

Oaths of Office

Police Sergeant

Mayor Felice provided background on Sgt. Gallo's career in law enforcement. Sgt. Gallo was sworn in, and the oath was administered by Mayor Felice.

Township Administrator

Mayor Felice provided background on Ziad Shehady's background in public office. She noted that Mr. Shehady is the unanimous choice of the Township Committee for the Township Administrator position.

The Oath of Office for Mr. Shehady was administered by Mayor Felice.

The Committee took a recess at 7:46 PM.

The meeting was reconvened at 8:03 PM.

Reports

Committeewoman Ewald apologized for not being able to attend in person. She congratulated Sgt. Gallo on his promotion and welcomed Administrator Shehady. Committeewoman Ewald reported that the Senior Center reintroduced the Dinner With Friends program. Tech Support is up and running. The Senior Center is also hosting a grief support group and a support group for those who are recently retired. On July 14th a program will be held about the Beatles. The Senior Center is also participating in a free weight loss management program and there are spots available. National Night Out will be held on August 2nd.

Committeewoman Fondaco reported on Historical Society programs. She also reported on DPW activities. The Food Pantry is also accepting donations.

Committeeman Lois reported on a historical marker being installed at Colony Pool. He further reported that Session 3 programs are beginning soon at Colony. The Finance Committee will soon be holding a mid-year review. Regarding Communications, Committeeman Lois reported that some audio upgrades were made.

Engineer Ruschke provided a report on the Road Paving Program. Bids have been advertised for the Municipal Building Roof Replacement Project. Engineer Ruschke reported on potential trail upgrades.

Administrator Shehady thanked the Mayor and the Township Committee for their support.

Hearing of Citizens

Mayor Felice asked if any written comments had been received.

The Township Clerk stated that none had been received.

Mayor Felice opened the Hearing of Citizens.

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

Public Hearing/Final Adoption of Ordinances

Ordinance 2022-09

ORDINANCE 2022-09

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER II, ARTICLE VI (ADMINISTRATIVE POLICIES AND PROCEDURES) OF THE REVISED ORDINANCES OF THE TOWNSHIP OF CHATHAM REGARDING PRIVATE EMPLOYMENT OF POLICE PERSONNEL

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

SECTION 1. Chapter II, Administration, Article VI, Administrative Policies and Procedures, Section 2-49, Private Employment of Police Personnel, of the Code of the Township of Chatham, County of Morris, State of New Jersey, is revised so that Subsection 2-49.2 shall read as follows:

CHAPTER II
ARTICLE VI
ADMINISTRATIVE POLICIES AND PROCEDURES

2-49 PRIVATE EMPLOYMENT OF POLICE PERSONNEL

2-49.2 PAYMENT.

- a. The Police Chief shall estimate the number of hours anticipated to be worked, and payment for the estimated work shall be paid by the private employer to the Township Treasurer prior to commencement of work. The minimum charge shall be for four (4) hours.
- b. If additional work time is required due to unanticipated circumstances, and such work is approved by the Police Chief, the private employer shall be liable for payment to the Township for all such additional hours worked.
- c. The private employer must give at least 2 hours prior notice to the Police Chief for cancellation of any scheduled off-duty service. Any private employer who fails to give the required 2 hours notice shall pay the full cost of the estimated hours up to 4 hours.
- d. An invoice from the Township for any balance due, or a credit for any refund, if any, shall be issued by the Township Treasurer. Payments due from private employers shall be made within ten (10) days of receipt of the invoice from the Township.
- e. The Township may choose to utilize a secondary service to administer and perform the above actions related to the off-duty employment process. These actions include but are not limited to: communicating with said person or company to schedule off-duty "jobs," scheduling the officers for the said jobs, invoicing person, or company, and receiving escrow and or payments from person or company in a manner set forth by the secondary service provider. The secondary service provider may charge an additional fee for services that is above and in addition to the fee structure stated and shall utilize business type collection rules as set forth in the contract between the Township and the secondary service provider. The secondary service provider will reimburse the Township via ACH or other funds transfer methods, according to the fees set forth above, due to the Township and officer, in a timely manner, usually coinciding with payroll periods for "jobs" that the officers have performed or were scheduled for, in accordance with the above listed rules of employment between the Township and person(s) or company seeking services.
- f. The Township holds the right to outsource, by contract, the Police Department outside employment process to a third-party vendor to administer. The vendor shall have the right to charge an additional fee, other than the officer, administration and any other fees set forth in this chapter. The vendor may handle scheduling, billing, collections, pay or other services previously performed by the Borough.
- g. As of the effective date of this revised ordinance, contractors requesting officers to work off-duty traffic and security jobs pay the following rates:

Officer – A sum equal to the number of hours worked times the highest hourly overtime rate for patrolman as contained in the collective bargaining agreement with the Patrolmen's Benevolent Association then in effect. In cases where a third-party contractor is being paid directly by the Township of Chatham to perform work on their behalf, the rate of pay for an officer will be their overtime rate.

In cases where officers are directly assisting Township employees with their work, they will be paid at their overtime rate.

Police vehicles – \$75.00 per vehicle

Township administration fee – \$10.00

Third party administrative fee - The Township will be permitted to add a reasonable third-party administrative fee.

- h. The rate of pay for police outside work/police special services including or excluding traffic services shall be a sum equal to the number of hours worked times the highest hourly overtime rate for patrolman as contained in the collective bargaining agreement with the Patrolmen's Benevolent Association then in effect. All traffic control services will be contracted for a minimum of four hours other than for long-term assignments. The Township, as an administrative fee, shall retain 10% of these hourly rates. The Chatham Township Police Department is authorized to contract a third-party vendor to process and bill all police outside work/special police services. The third-party vendor shall charge an additional processing fee of 8% in addition to the costs stated above.
- i. All payments made from the reserve are subject to required deductions and an administrative fee to be retained by the Township and/or the Township's designated management company. The hourly rate, administrative charges and all other fees for special duty assignments shall be set forth in a resolution and/or agreement adopted by the governing body and amended as determined by the governing body.

SECTION 2. This ordinance shall take effect as provided by law.

Mayor Felice opened the Public Hearing on Ordinance 2022-09.
Seeing no comment, Mayor Felice closed the Public Hearing.

Committeewoman Ewald moved to adopt Ordinance 2022-09. Committeewoman Fondaco seconded the motion.

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

Introduction of Ordinances

ORDINANCE 2022-10
AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, NEW JERSEY AMENDING THE LAND DEVELOPMENT ORDINANCE SECTION 30-60.5 TITLED “APPLICATION CONTENT” TO INCREASE THE NUMBER OF PAPER COPIES OF APPLICATIONS AND PLANS TO BE SUBMITTED

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

Section 1.

Section 30-60.5 titled “Application Content” of the Revised General Ordinances of the Township of Chatham, the first full paragraph is hereby amended to change the number of hard copies of subdivision plats or site plans to fifteen (15) and one (1) subdivision plat or site plan in electronic format and fifteen (15) hard copies of the application and one (1) application in electronic format as follows:

30-60.5 Application Content.

Applications shall be made on forms available from the Board Manager of the Planning Board. Fifteen (15) hard copies of the application and one (1) copy in electronic format accompanied by the required filing fee as specified in §30-17 shall be submitted. Fifteen (15) hard copies of blue or black on

white paper prints of the subdivision plat or site plan and one (1) plat or plan in electronic format, along with any other required documents and improvement plans.

Section 2.

Attachment 5, Appendix II, Checklist A to Chapter 30, titled “Land Development”, the first and fourth Checklist items shall be revised to conform to the Ordinance as follows:

___ Fifteen completed copies of the appropriate application form(s) and one complete copy in electronic format.

___ Fifteen copies (blue or white) of the plat plan, site plan, building or subdivision plan (25 x 36 inches folded engineer style) and one complete plan in electronic format.

Section 3.

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

Section 4.

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

Section 5.

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

Section 6.

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

Section 7.

This Ordinance shall take effect immediately upon: (1) adoption; (ii) publication in accordance with the laws of the State of new Jersey; and (iii) filing of the final form of adopted Ordinance by the Township Clerk with the Morris County Planning Board pursuant to N.J.S.A. 40:55D-16.

The Township Clerk explained that Ordinance 2022-10 is based on a recommendation in the Zoning Board of Adjustment’s Annual Report to increase the number of paper copies of applications and plans. He noted that if the ordinance is introduced, it will be referred to the Planning Board for a Master Plan consistency review.

Committeewoman Ewald said that the number was reduced to four copies last year, and the Planning Board supported the measure. She asked if the increase in copies could be limited to the Zoning Board, or if the size of the plans could be reduced.

Mayor Felice noted that there are openings on the Zoning Board and the Planning Board, and she wants to encourage those volunteers who are currently serving to remain. Engineer Ruschke suggested that the ordinance be worded to have a minimum number of copies, and that additional copies could be required upon request. He also addressed the requirement for an electronic copy.

Mayor Felice suggested the language be modified to require up to 15 copies. The Township Clerk stated that 15 copies assumes a full Planning Board and professionals. It was suggested that the wording be changed to require at least four copies, with more required upon request at the discretion of the land use board. The Township Clerk said that a revised version can be presented at the next meeting.

Committeewoman Ewald asked why there was a minimum of four copies. The Township Clerk said that one copy would be kept with the project file and the other three would be sent to Board professionals for review.

Consent Agenda

RESOLUTION 2022-222

**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 \$753,726.93 and the prior month’s payroll of \$506,064.42 Current Fund, \$67,190.73 Sewer Utility, \$15,553.65 Open Space and \$41,668.82 Police Private Employment be paid.
BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of July 2022, in the amount of \$4,404,440.00 be paid.

RESOLUTION 2022-223

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM,
ACKNOWLEDGING RECEIPT OF REPORTS**

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following monthly reports of departments be acknowledged as received:

- Animal Control – June
- CFO – June
- Police – June
- WPC – April

RESOLUTION 2022-224

**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 June 28, 2022 and July 6, 2022.

RESOLUTION 2022-225

**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 June 28, 2022 and July 6, 2022.

RESOLUTION 2022-226

**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>
123	10	Michael A. Vespasiano Attorney Trust Account	\$2,137.62 (2021)

		331 Main St Chatham, NJ 07928 Property Owner Address- Sandy & Jessica Lomm 3 Overlook Road Chatham, NJ 07928	State Tax Court Judgement
64.04	22.03	Michaels, Patricia 187 Riveredge Dr Chatham, NJ 07928	\$2,179.14 1 st Quarter 2022
64.04	22.08	Roh, Kwangdong/Kim, Choah 193 Riveredge Dr Chatham, NJ 07928	\$1,160.53 2 nd Quarter 2022
72	2.01	Mc Guire, Grant W & Karen B. 74 Hall Rd Chatham, NJ 07928	\$5,014.32 2 nd Quarter 2022
113	17	Daly, Matthew & Jennifer 32 Mitchell Ave Chatham, NJ 07928	\$4,352.47 2 nd Quarter 2022

RESOLUTION 2022-227

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
RESCINDING THE AWARD OF A ROAD RESURFACING CONTRACT TO DENVILLE LINE
PAINTING, INC. VIA 2021 MORRIS COUNTY COOPERATIVE PRICING COUNCIL**

WHEREAS, the Township of Chatham awarded Denville Line Painting Inc. a Road Resurfacing contract for the Noe Avenue Resurfacing Project (2021 NJDOT Municipal Aid) via 2021 Morris County Cooperative Pricing Council for \$6,280.10, and;

WHEREAS, the resurfacing was not completed in 2021, and;

WHEREAS, the 2021 Morris County Cooperative Pricing Council Contracts have now expired;
and

WHEREAS, the contract with Denville Line Painting Inc. is void and the contract is rescinded.

NOW, THEREFORE BE IT RESOLVED, that the Township of Chatham rescinds the award of a contract to Denville Line Painting Inc. for \$6,280.10.

RESOLUTION 2022-228

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
RESCINDING THE AWARD OF A ROAD RESURFACING CONTRACT TO SCHIFANO
CONSTRUCTION COR. INC. VIA 2021 MORRIS COUNTY COOPERATIVE PRICING
COUNCIL**

WHEREAS, the Township of Chatham awarded Schifano Construction Cor. Inc. a Road Resurfacing contract for the Noe Avenue Resurfacing Project (2021 NJDOT Municipal Aid) via 2021 Morris County Cooperative Pricing Council for \$146,577.50, and;

WHEREAS, the resurfacing was not completed in 2021, and;

WHEREAS, the 2021 Morris County Cooperative Pricing Council Contracts have now expired;
and

WHEREAS, the contract with Schifano Construction Cor. Inc is void and the contract is rescinded.

NOW, THEREFORE BE IT RESOLVED, that the Township of Chatham rescinds the award of a contract to Schifano Construction Cor. Inc. for \$146,577.50.

RESOLUTION 2022-229

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
RECOMMENDING AWARD OF STATE AID PROJECT**

BE IT RESOLVED that the Township of Chatham hereby recommends to the New Jersey Department of Transportation that the contract for Noe Avenue Resurfacing Project (2021 NJDOT Municipal Aid) in the Township of Chatham, County of Morris be awarded to Denville Line Painting,

Inc. via 2022 Morris County Cooperative Pricing Council whose bid amounted to \$10,272.32 subject to the approval of the Department.

BE IT FURTHER RESOLVED that the Mayor is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

BE IT FURTHER RESOLVED that the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

RESOLUTION 2022-230

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM RECOMMENDING AWARD OF STATE AID PROJECT

BE IT RESOLVED that Township of Chatham hereby recommends to the New Jersey Department of Transportation that the contract for Noe Avenue Resurfacing Project (2021 NJDOT Municipal Aid) in the Township of Chatham, County of Morris be awarded to Tilcon New York, Inc. via 2022 Morris County Cooperative Pricing Council whose bid amounted to \$140,793.50 subject to the approval of the Department.

BE IT FURTHER RESOLVED that the Mayor is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

BE IT FURTHER RESOLVED that the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

RESOLUTION 2022-231

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM RECOMMENDING AWARD OF STATE AID PROJECT

BE IT RESOLVED that Township of Chatham hereby recommends to the New Jersey Department of Transportation that the contract for Fairmount Avenue Neighborhood Road Resurfacing Project (2022 NJDOT Municipal Aid) in the Township of Chatham, County of Morris be awarded to Denville Line Painting, Inc. via 2022 Morris County Cooperative Pricing Council whose bid amounted to \$2,074.50 subject to the approval of the Department.

BE IT FURTHER RESOLVED that the Mayor is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

BE IT FURTHER RESOLVED that the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

RESOLUTION 2022-232

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM RECOMMENDING AWARD OF STATE AID PROJECT

BE IT RESOLVED that Township of Chatham hereby recommends to the New Jersey Department of Transportation that the contract for Fairmount Avenue Neighborhood Road Resurfacing Project (2022 NJDOT Municipal Aid) in the Township of Chatham, County of Morris be awarded to Tilcon New York, Inc. via 2022 Morris County Cooperative Pricing Council whose bid amounted to \$325,050.00 subject to the approval of the Department.

BE IT FURTHER RESOLVED that the Mayor is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

BE IT FURTHER RESOLVED that the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

RESOLUTION 2022-233

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AWARDING ROAD RESURFACING CONTRACT TO TILCON NEW YORK, INC. FOR 2022 ROAD RESURFACING.

WHEREAS, Tilcon New York, Inc. of 9 Entin Road, Parsippany, New Jersey has been awarded the 2022 Contract #6: Road Resurfacing for District #1 under the Morris County Cooperative Pricing Council; and

WHEREAS, Chatham Township is a member of the Morris County Cooperative Pricing Council and located in District No. 1; and

WHEREAS, Chatham Township wishes to resurface Jodi Lane, Jay Road, Fairview Avenue, Ridge Road, Robin Hood Lane, Lincoln Circle, and Lori Lane, collectively referred to as "2022 Road Resurfacing".

BE IT RESOLVED that the Township of Chatham hereby awards a contract to Tilcon New York, Inc. in the amount of \$191,760.00 subject to applicable unit prices and contract provisions under the Morris County Cooperative Pricing Council.

RESOLUTION 2022-234

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN
THE COUNTY OF MORRIS, NEW JERSEY, REGARDING THE RENEWAL OF ALCOHOLIC
BEVERAGE LICENSES IN THE TOWNSHIP OF CHATHAM FOR THE FISCAL YEAR
BEGINNING JULY 1, 2022**

WHEREAS, an application for the renewal of an Alcoholic Beverage License in the Township of Chatham for the fiscal year beginning July 1, 2022 has been made by Chattam Wine & Liquor LLC.

WHEREAS, the applicants have complied with all the requirements of “An Act for the Manufacture, Distribution and Sale of Alcoholic Beverages”, known as the “Alcoholic Beverage Act and Amendments and Supplements thereto”, as well as the Ordinance of the Township of Chatham entitled “An Ordinance to Regulate the Sale and Distribution of Alcoholic Beverages”, as amended, including the submission of the appropriate license fees, and no objections to the renewal of said licenses have been received.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk be and hereby is authorized to deliver the plenary retail distribution license as issued by the New Jersey Division of Alcoholic Beverage Control for the fiscal year beginning July 1, 2022, as follows:

To Chattam Wine & Liquor LLC., trading as Buy Rite Liquor, for premises situated at 650 Shunpike Road, Unit 1A Chatham, New Jersey (Lic. No. 1405-44-004-007).

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk be forwarded to the Division of Alcoholic Beverage Control and the State Department of Taxation and Finance, Newark, New Jersey, for their information and guidance.

**RESOLUTION 2022-235
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
REFUNDING CCO FEE**

WHEREAS, a CCO form was submitted and paid for in duplicate; and
WHEREAS, the fee collected for the CCO was \$50.00.
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following amount be refunded to the depositor of record:

<u>NAME</u>	<u>AMOUNT</u>
Christy Crawford 40 Rose Terrace Chatham, NJ 07928	\$50.00

**RESOLUTION 2022-236
RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW
JERSEY ACCEPTING THE RESIGNATION OF KATHLEEN BUCKLEY**

WHEREAS, the Township of Chatham has accepted the resignation of Kathleen Buckley (hereinafter “Employee”); and
WHEREAS, the Employee resigned effective July 29, 2022.
NOW, THEREFORE, BE IT RESOLVED, by the Township of Chatham Committee, in the County of Morris, that the Committee accepts the resignation of Kathleen Buckley.

Committeewoman Ewald moved to approve the Consent Agenda. Committeewoman Fondaco seconded the motion.

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

**RESOLUTION 2022-237
RESOLUTION OF THE CHATHAM TOWNSHIP COMMITTEE AUTHORIZING THE LEASE
EXTENSION FOR 30 DAYS OF CERTAIN PROPERTY OWNED BY THE TOWNSHIP OF
CHATHAM, COUNTY OF MORRIS**

WHEREAS, the Local Lands and Building Laws, *N.J.S.A. 40A:12-24, et seq.*, authorizes the lease by municipalities of any real property, capital improvements or personal property, or interests therein, not needed for public use by lease in the manner provided by law; and
WHEREAS, the Township of Chatham is the owner of certain real property being Block 128, Lot 2 on the Tax Map of the Township of Chatham, commonly known as 522 Southern Boulevard, Chatham, New Jersey, hereinafter (“522 Southern Boulevard”), not needed for public use at this time, and

the Mayor and Township Committee had determined that it was in the best interest of the Township to lease the same to generate revenue, reduce taxes and liabilities and help the school district.

WHEREAS, there currently exists a lease for the parking lot with First Student, Inc. and pursuant to paragraphs 14 and 22 thereof the parties wish to extend the lease term for an additional 30 days at the rate of \$5,000.

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

Section 1. The parking lot associated with 522 Southern Boulevard was offered for lease and awarded to First Student, Inc for \$5,000.00 a month pursuant to *N.J.S.A.* 40A:12-24.

Section 2. The property lease shall be extended pursuant to sections 14 and 22 for an additional 30 days at a rate of \$5,000.00.

Section 3. All terms and conditions contained in the original lease agreement are still in full force and affect except for the above-mentioned lease period and payment.

Section 4. The lease amendment is made subject to all applicable laws and ordinances of the State of New Jersey and the Township of Chatham. The parking of the buses will not interfere with any remediation being conducted at the site.

Section 5. If any section or provision of this Resolution shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provision of this Resolution, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 6. The Mayor and the Township Clerk are hereby authorized to execute all documents necessary for the amendment of the current lease of the property listed herein, including but not limited to executing all amendments to the current lease and other required documents if any.

Section 7. This Resolution shall take effect immediately.

Committeewoman Ewald moved to adopt Resolution 2022-237. Committeewoman Fondaco seconded the motion.

Committeewoman Ewald asked about the pricing for the lease extension, and said that the lease was \$1,500 per week which should generate \$6,000 for the extended term. Attorney King explained how the rate was determined from the existing lease agreement at \$5,000 per month. He also addressed the term of the lease.

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

Committeewoman Fondaco moved to adjourn at 8:37 PM. Committeewoman Ewald seconded the motion, which carried unanimously.

Gregory J. LaConte
Municipal Clerk