

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE AGENDA
NOVEMBER 13, 2014
November 12, 2014 Draft

Meeting Called to Order – 7:30 PM

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 6, 2014; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 6, 2014; and notice was filed with the Township Clerk on January 6, 2014.

Flag Salute

Roll call

Approval of Agenda

Proclamations

1. Pancreatic Cancer Awareness Month
2. Chatham Turkey Trot

Reports:

1. Report by Auditor

Introduction of Ordinances

1. Ordinance 2014-16 Accepting Easement and Conservation Restriction

Hearing of Citizens/Petitions Note: This is an opportunity for any member of the public to be heard about issues which are not topics scheduled for Public Hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to three minutes.

Consent Agenda (routine items that may be passed by a single roll call vote; any Committee member may call for a separate discussion or vote on any item)

3. Resolution 2014-198 Payment of Bills
4. Resolution 2014-199 Receipt of Reports
5. Resolution 2014-200 Approving Meeting Minutes
6. Resolution 2014-201 Approving Executive Session Minutes
7. Resolution 2014-202 Refunding Overpayment of Taxes
8. Resolution 2014-203 Amending 2014 Budget – MACC Supplemental Grant
9. Resolution 2014-204 Amending 2014 Budget – MACC DEDR Grant
10. Resolution 2014-205 Releasing Escrow Balances
11. Resolution 2014-206 Lien Redemption
12. Resolution 2014-207 Budget Transfers
13. Resolution 2014-208 Canceling Stale Dated Checks
14. Resolution 2014-209 Ratifying and Confirming Conservation Partnership Agreement
15. Resolution 2014-210 Awarding Contract to AM Consultants for Fixed Asset Inventory

Discussion: possible ordinance or resolution

1. Mailbox Damage Repairs
2. Rosepond Developers Agreement
3. Request from Pilgrim Pipeline

Hearing of Citizens (Time Permitting)

Executive Session – Resolution 2014-P-18

Adjourn

ORDINANCE 2014-16

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING ACCEPTANCE OF A GRANT OF EASEMENT FOR ROADWAY PURPOSES THROUGH, OVER, UPON AND UNDER PORTIONS OF BLOCK 37, LOTS 12 AND 14, AND A CONSERVATION RESTRICTION OVER AND UPON BLOCK 37, LOT 12, AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, FROM INNOVATIVE CONSTRUCTION & DESIGN, LLC

WHEREAS, the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, wishes to accept a Grant of Easement for Roadway Purposes through, over, upon and under portions of Block 37, Lots 12 and 14, and a Conservation Restriction over and upon Block 37, Lot 12, as shown on the Township of Chatham Tax Map, conveyed unto the Township by Innovative Construction & Design, LLC; and

WHEREAS, these conveyances are required by the Township of Chatham Planning Board Resolution memorialized on August 18, 2014, Calendar No. PLAN:13-128-14; and

WHEREAS, the Township Attorney reviewed the above described documents and finds them acceptable in all respects.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that it hereby authorizes acceptance of the attached Grant of Easement for Roadway Purposes and Conservation Restriction.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon its adoption, passage and publication according to law.

Introduced: November 13, 2014

Adopted:

Attest:

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

BY: _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2014-198

**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 \$1,720,378.73 and the prior month's payroll of \$384,410.76 Current Fund, \$48,909.14 Sewer No. 1, \$10,884.83 Sewer No. 2, and \$15,164.74 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of November 2014, in the amount of \$2,828,281.01 be paid.

BE IT FURTHER RESOLVED that taxes due to the County of Morris, for the Fourth Quarter of 2014, in the amount of \$2,283,416.12 be paid.

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2014-199

**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:

Construction Official – October
CFO – October
Tax Collector – October

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2014-200

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM APPROVING MEETING MINUTES**

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 October 23, 2014.

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2014-201

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM APPROVING EXECUTIVE SESSION MINUTES**

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 October 23, 2014.

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

DRAFT

RESOLUTION 2014-202

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING OVERPAYMENT OF TAXES AND SEWER UTILITY FEES

WHEREAS, an overpayment of property taxes or sewer utility fees has been made for the following properties; and

WHEREAS, the Tax Collector has recommended the refund of such overpayment,

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

| <u>BLOCK</u> | <u>LOT</u> | <u>NAME & ADDRESS</u> | <u>AMOUNT</u> |
|--------------|------------|---|--|
| 38 | 40 | Eber, Richard & Fran 267 Riverside Drive Princeton, NJ 08540 Property: 21 Meyersville Road | \$5,372.98 Property Tax Overpayment |
| | | | |

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2014-203

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2014 BUDGET.

WHEREAS, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have become available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Township of Chatham will receive \$4,000.00 from the County of Morris Municipal Alliance to Prevent Alcoholism and Drug Abuse Supplemental and wishes to amend its 2014 Budget to include these funds as a revenue,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$4,000.00 which will be available as a revenue from:

Miscellaneous Revenues – Section F: Special Items of General revenue – Public and Private Revenues Offset with Appropriations:

Municipal Alliance to Prevent Alcoholism and Drug Abuse Supplemental, and

BE IT FURTHER RESOLVED, that a like sum of \$4,000.00 be and the same is hereby appropriated under the caption of:

Public and Private Programs Offset by Revenues:

Municipal Alliance to Prevent Alcoholism and Drug Abuse Supplemental.

BE IT FURTHER RESOLVED, that the Township Clerk forward a copy of this resolution to the Director of Local Government Services.

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2014-204

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2014 BUDGET.

WHEREAS, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have become available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Township of Chatham will receive \$21,950.00 from the County of Morris Municipal Alliance to Prevent Alcoholism and Drug Abuse DEDR and wishes to amend its 2014 Budget to include these funds as a revenue,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$21,950.00 which will be available as a revenue from:

Miscellaneous Revenues – Section F: Special Items of General revenue – Public and Private Revenues Offset with Appropriations:

Municipal Alliance to Prevent Alcoholism and Drug Abuse DEDR, and

BE IT FURTHER RESOLVED, that a like sum of \$21,950.00 be and the same is hereby appropriated under the caption of:

Public and Private Programs Offset by Revenues:

Municipal Alliance to Prevent Alcoholism and Drug Abuse DEDR.

BE IT FURTHER RESOLVED, that the Township Clerk forward a copy of this resolution to the Director of Local Government Services.

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2014-205

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, RELEASING DEVELOPER ESCROW ACCOUNT AND/OR PERFORMANCE BOND BALANCES

WHEREAS, developers are required to deposit monies with the Township for the purposes of offsetting Township professional costs to review plans or to inspect approved development and for the purpose of ensuring the satisfactory completion of public or private improvements; and

WHEREAS, these deposited monies, following all necessary withdrawals to cover Township expenses or costs, may be released upon satisfactory completion of work, receipt of review board decisions, or completion of guaranteed work, upon passage of a Township resolution authorizing such release.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following guarantee amount or account balances, with interest adjustments as prescribed by state and local laws, may be released to the depositor of record:

| <u>NAME</u> | <u>Project</u> | <u>A/C NUMBER</u> | <u>AMOUNT</u> |
|---|-------------------------|-------------------|---------------|
| Nicole Hagner & Jim Novick 396 River Road Chatham, NJ 07928 | BOA 13-62-85 | 7761693402 | \$120.00 |
| Ridge at Chatham Richard L. Frigerio PO Box 454 New Vernon, NJ 07976 | Performance Guaranty | 7200038968 | \$4,229.28 |

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2014-206

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

WHEREAS, due to payment by property owner of the lien amount, an overpayment of property taxes now exists; and

WHEREAS, the Tax Collector has recommended the refund of such tax lien

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> |
|---------------------|-------------------|--|--|
| 63 | 1.01 | John Venutolo 25 Hughes Place Summit, NJ 07901 | \$8,549.69 – Certificate \$5,300.00 – Premium |
| | | Lien #13-00003 Williams, Magalys | \$13,849.69 – Total |

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin Sullivan, Mayor

RESOLUTION 2014-207

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 2014 municipal 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 |
| General Administration OE | \$8,500 | |
| Public Buildings & Grounds OE | \$10,000 | |
| Road Repairs OE | \$20,000 | |
| Solid Waste Collection | \$15,000 | |
| PFRS | \$4,650 | |
| Vehicle Maintenance | \$7,350 | |
| Colony S&W | | \$50,000 |
| Code Enforcement OE | | \$5,500 |
| Recreation OE | | \$10,000 |
| Current Fund Total | \$65,500 | \$65,500 |

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2014-208

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, CANCELLATION OF STALE DATED CHECKS

WHEREAS, there exist various reconciling items on the balance sheet of the Payroll Account; and

WHEREAS, the funds creating these reconciling items have been investigated and it has been determined that these reconciling items should be cancelled; and

WHEREAS, these cancelled funds will be returned to their respective funds and or accounts;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the following reconciling items are hereby cancelled:

| <u>Check #</u> | <u>Payroll \$ Amount</u> | <u>Date</u> |
|----------------|------------------------------|-------------|
| 59305 | 43.52 | 28-Jun-13 |
| 59379 | 17.46 | 15-Jul-13 |
| 59493 | 270.97 | 30-Jul-13 |
| 59642 | 12.04 | 30-Aug-13 |
| 59650 | 20.67 | 30-Aug-13 |
| 59689 | 494.13 | 13-Sep-13 |
| 59690 | 12.07 | 13-Sep-13 |
| 59780 | 126.56 | 30-Dec-13 |
| | <u>\$997.42</u> | |

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2014-209

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, RATIFYING AND CONFIRMING MAYOR'S SIGNATURE OF A CONSERVATION PARTNERSHIP AGREEMENT BY AND BETWEEN THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY, THE TOWNSHIP OF CHATHAM, THE OPEN SPACE INSTITUTE AND MORRIS COUNTY PARK COMMISSION

WHEREAS, the Township of Chatham has partnered with the Morris County Municipal Utilities Authority, the Open Space Institute and the Morris County Park Commission for the purchase of land known as the Giralda Farms property; and

WHEREAS, the above cited parties desire to enter into a Conservation Partnership Agreement for the conservation property to be acquired; and

WHEREAS, the Agreement has been signed by Mayor Sullivan and attested by the Township Clerk under the authority granted to them by Ordinance 2014-15.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the Township Committee approves the attached Agreement between the Township of Chatham, the Morris County Municipal Utilities Authority, the Open Space Institute and the Morris County Park Commission, and ratifies and confirms the Mayor's signature on the Agreement.

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin Sullivan, Mayor

RESOLUTION 2014-210

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT FOR PROFESSIONAL AUDITING SERVICES WITH
AM CONSULTANTS FOR FIXED ASSET INVENTORY**

WHEREAS, the Township of Chatham has a need to acquire professional services for a fixed asset inventory; and,

WHEREAS, the amount of the contract will be in an amount not to exceed \$8,500.00; and,

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available in the 2014 Municipal Budget; and

NOW THEREFORE, BE IT RESOLVED that the Township of Chatham authorizes the Mayor and Clerk to enter into a contract with AM Consultants as described herein; and,

BE IT FURTHER RESOLVED that this contract is awarded without formal competitive bidding as a "Professional Service" in accordance with 40A: 11-5 (1) (a) of the Local Public Contracts Law because the services required are those of a recognized profession for which bid specifications are not appropriate or required; and

BE IT FURTHER RESOLVED that a copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Township of Chatham; and

Adopted: November 13, 2014

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin Sullivan, Mayor

Gregory J. LaConte, Clerk