

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE AGENDA
OCTOBER 22, 2015
October 22, 2015 Draft

Meeting Called to Order

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, 2015; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 7, 2015; and notice was filed with the Township Clerk on January 7, 2015.

Flag Salute

Roll call

Approval of Agenda

Proclamation – Pancreatic Cancer Awareness Month

Oath of Office – Richard Young, Public Works Director

Reports:

1. Litigation – Fechtner v. Township of Chatham

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)

1. Resolution 2015-185 Receipt of Reports
2. Resolution 2015-186 Approving Meeting Minutes
3. Resolution 2015-187 Approving Executive Session Minutes
4. Resolution 2015-188 Amending 2015 Municipal Budget – MACC Grant
5. Resolution 2015-189 Refunding Overpayment of Taxes
6. Resolution 2015-190 Confirming Tax Exemption and Waiving 2015 Real Estate Tax for Block 144 Lots 40 & 41.01
7. Resolution 2015-191 Releasing Escrow Balances
8. Resolution 2015-192 Authorizing Submission of NJDOT Grant Application for Woodland Road Walkway
9. Resolution 2015-193 Amending 2015 Municipal Budget – MACC Supplemental Grant

Discussion: possible ordinance or resolution

1. Follow Up on Safe Routes to School Grant

Hearing of Citizens (Time Permitting)

Executive Session* – Resolution 2015-P-13

1. Litigation – Rieck v. Township of Chatham
2. Litigation – In the Matter of the Application of the Township of Chatham for a Determination of Mount Laurel Compliance

Adjourn

*In accordance with the Open Public Meetings Act, items to be discussed in Executive Session will be made public as soon as known.

RESOLUTION 2015-185

**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:

Tax Collector – September
CFO – September
Construction Official – September
State Training Fees – 3rd Quarter
Dog/Cat Licenses - 3rd Quarter
Registrar of Vital Statistics - 3rd Quarter
Raffle Licenses - 3rd Quarter

Adopted: October 22, 2105

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2015-186

**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 October 8, 2015.

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

DRAFT

RESOLUTION 2015-187

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 8, 2015.

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2015-188

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2015 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 \$20,073.00 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 2015 in the sum of \$20,073.00 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 \$20,073.00 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: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2015-189

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 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>
39	47	Dr. Joseph Barresi & Dr. Kathleen Heffernan 68 Johnson Drive Chatham, NJ 07928	\$3,919.20

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2015-190

**RESOLUTION CONFIRMING REAL ESTATE TAX EXEMPTION FOR AND
WAIVING 2015 REAL ESTATE TAXES FOR BLOCK 144, LOTS 40 AND 41.01
OWNED BY THE COUNTY OF MORRIS.**

WHEREAS, on December 20, 2014, Helen Hartley duPont and Alexander H. Platt conveyed to the County of Morris (For Park Purposes) Block 144, Lot 40 as shown on the Township of Chatham Tax Map; and

WHEREAS, on December 30, 2014, Helen Mead Platt and Alexander H. Platt conveyed to the County of Morris (For Park Purposes) Block 144, Lot 41.01 as shown on the Township of Chatham Tax Map; and

WHEREAS, pursuant to N.J.S.A. 54:4-3.3, the County of Morris is exempt from real estate taxation by the Township and these properties were exempt from taxation effective January 1, 2015; and

WHEREAS, the County of Morris was incorrectly issued a 2015 Final/2016 Preliminary Tax Bill.

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

1. Block 144, Lot 40 was, effective January 1, 2015, owned by the County of Morris and is exempt from real estate taxation.
2. Block 144, Lot 41.01 was, effective January 1, 2015, owned by the County of Morris and is exempt from real estate taxation.
3. The Township of Chatham Tax Assessor and Tax Collector are hereby authorized to correct the tax records.
4. Any real estate taxes for 2015 for these properties are hereby waived.
5. This Resolution shall take effect immediately.

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2015-191

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>
East Park Builders 7 Young Court East Hanover, NJ	31 Mountainview Road ROI 13-54-2.02	7761693303	\$600.00
Scott Tannen 8 Westminster Rd Chatham, NJ 07928	ROI 12-48.06-9	7761692982	\$2,200.00
Robin Travers 20 Garden Ave Chatham, NJ 07928	PLANBD 13-128-14	7761693304	\$946.80
David & Christina Hill 44 Edgewood Road Chatham, NJ 07928	BOA 05-92-20	7760011087	\$62.00
Accurate Sewer And Drain 528 Dower Street Westfield, NJ 07090	ROI 14-48.07-20	7763179304	\$400.00

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Kevin M. Sullivan, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2015-P-13

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE WITH THE PUBLIC EXCLUDED

WHEREAS, N.J.S.A. 10:4-12 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee of the Township of Chatham is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a. Litigation - Rieck v. Township of Chatham
 - b. Litigation - In the Matter of the Application of the Township of Chatham for a Determination of Mount Laurel Compliance
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.

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2015-192

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING SUBMITTAL AND EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR TE WOODLAND ROAD IMPROVEMENT PROJECT

BE IT RESOLVED that Council of Township of Chatham formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Woodland Road Improvements-00197 to the New Jersey Department of Transportation on behalf of Township of Chatham.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Township of Chatham and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Adopted: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2015-193

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2015 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 \$2,000.00 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 2015 in the sum of \$2,000.00 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 \$2,000.00 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: October 22, 2015

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor

RESOLUTION 2015-P-13

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THE COUNTY OF MORRIS

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Gregory J. LaConte, Clerk

By _____
Kevin M. Sullivan, Mayor