

**TOWNSHIP OF CHATHAM  
TOWNSHIP COMMITTEE AGENDA**

**March 24, 2016**  
March 22, 2016 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 8, 2016; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 8, 2016; and notice was filed with the Township Clerk on January 8, 2016.

**Flag Salute**

**Roll call**

**Approval of Agenda**

**Reports:**

**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.

**Public Hearing/Final Adoption of Ordinances**

1. Ordinance 2016-11 Summer Recreation Fees

**Public Hearing & Final Adoption of 2016 Municipal Budget**

1. Resolution 2016-083 Adopting 2016 Municipal Budget

**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 2016-084 Receipt of Reports
2. Resolution 2016-085 Approving Meeting Minutes
3. Resolution 2016-086 Approving Executive Session Minutes
4. Resolution 2016-087 Appointing Auditor
5. Resolution 2016-088 Refunding Permit Fee
6. Resolution 2016-089 Releasing Escrow Balances
7. Resolution 2016-090 Refunding Permit Fees

**Discussion: possible ordinance or resolution**

**Hearing of Citizens** (Time Permitting)

**Executive Session\*** – Resolution 2016-P-06

1. Litigation – In the Matter of the Township of Chatham for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan Docket No. MRS-L-1659-15

**Adjourn**

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

**ORDINANCE 2016-11**

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,  
STATE OF NEW JERSEY, ESTABLISHING FEES FOR THE SUMMER  
RECREATION PLAYGROUND PROGRAM**

**BE IT ORDAINED**, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that Section 20-2 of the Township Code is hereby amended to modify the listed fees as follows:

1. Summer Recreation Playground Program: \$150.00 for the season for the first child per family; \$200.00 for two children per family; \$250.00 for three or more children per family.
2. All other fees listed in Section 20-2 shall be repealed.
3. This ordinance shall take effect in accordance with law.

Introduced: March 10, 2016

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

Adopted: March 24, 2016

Attest:

BY: \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory LaConte, Clerk

**SECTION 2 - UPON ADOPTION FOR YEAR 2016**

(Only to be included in the Budget as Finally Adopted)

**RESOLUTION**

Be It Resolved by the \_\_\_\_\_ Governing Body \_\_\_\_\_ of the \_\_\_\_\_ Township  
of \_\_\_\_\_ Chatham \_\_\_\_\_, County of \_\_\_\_\_ Morris \_\_\_\_\_ that the budget herein before set forth is hereby  
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 8,164,139.50 (item 2 below) for municipal purposes and
- (b) \$ \_\_\_\_\_ (item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ \_\_\_\_\_ (item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in  
Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of  
the following summary of general revenues and appropriations.
- (d) \$ 155,221.91 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ 1,041,259.47 (Item 5 below) Minimum Library Tax

Abstained

**RECORDED VOTE**

(insert last name)

AYES

Nays

Absent

**SUMMARY OF REVENUES**

<b>1. General Revenues</b>			
Surplus Anticipated	08-100	\$	3,100,000.00
Miscellaneous Revenues Anticipated	13-099	\$	2,597,520.86
Receipts from Delinquent Taxes	15-499	\$	450,000.00
<b>2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)</b>	07-190	\$	8,164,139.50
<b>3. AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE I</u> SCHOOL DISTRICTS ONLY:</b>			
Item 6, Sheet 11	07-195	\$	
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	
<b>Total Amount to be Raised by Taxation for Schools in Type I School Districts Only</b>			
<b>4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE II</u> SCHOOL DISTRICTS ONLY:</b>			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	
<b>5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY</b>	07-192	\$	1,041,259.47
<b>Total Revenues</b>	13-299	\$	15,352,919.83

## SUMMARY OF APPROPRIATIONS

<b>5. GENERAL APPROPRIATIONS:</b>	XXXXXXX	XXXXXXXXXXXXXX
<b>Within "CAPS"</b>	XXXXXXX	XXXXXXXXXXXXXX
<u>(a&amp;b) Operations Including Contingent</u>	34-201	\$ 11,015,524.00
<u>(e) Deferred Charges and Statutory Expenditures - Municipal</u>	34-209	\$
<u>(g) Cash Deficit</u>	46-885	\$
<b>Excluded from "CAPS"</b>	XXXXXXX	XXXXXXXXXXXXXX
<u>(a) Operations - Total Operations Excluded from "CAPS"</u>	34-305	\$ 1,244,813.33
<u>(c) Capital Improvements</u>	44-999	\$ 628,000.00
<u>(d) Municipal Debt Service</u>	45-999	\$ 1,050,566.98
<u>(e) Deferred Charges - Municipal</u>	46-999	\$ 30,000.00
<u>(f) Judgements</u>	37-480	\$
<u>(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 &amp; 17.3)</u>	29-405	\$
<u>(g) Cash Deficit</u>	46-885	\$
<u>(k) For Local District School Purposes</u>	29-410	\$
<u>(m) Reserve for Uncollected Taxes (Include Other Reserves If Any)</u>	50-899	\$ 1,384,015.52
<b>6. SCHOOL APPROPRIATIONS - TYPE 1 SCHOOL DISTRICTS ONLY (N.J.S.A. 40A:4-13)</b>	07-195	\$
<b>Total Appropriations</b>	34-499	\$ 15,352,919.83

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 24th day of March, 2016. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2016 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 24th day of March, 2016, \_\_\_\_\_, Clerk  
*Signature*

**RESOLUTION 2016-084**

**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 – February  
Construction Official – February  
CFO – February  
Police Department – February

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

\_\_\_\_\_  
Gregory J. LaConte, Clerk

By \_\_\_\_\_  
Curt Ritter, Mayor

DRAFT

**RESOLUTION 2016-085**

**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 March 10, 2016.

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory J. LaConte, Clerk

DRAFT

**RESOLUTION 2016-086**

**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 March 10, 2016.

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory J. LaConte, Clerk

DRAFT

**RESOLUTION 2016-087**

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL AUDITING SERVICES WITH NISIVOCCIA LLP FOR 2016**

**WHEREAS**, the Township of Chatham has a need to acquire the professional auditing services as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Chief Financial Officer has determined and certified in writing that the value of the contract will exceed \$17,500; and,

**WHEREAS**, the anticipated term of this contract is 1 year; and

**WHEREAS**, Nisivoccia LLP has completed and submitted a proposal pursuant to a Request for Proposals issued by the Township of Chatham; and

**WHEREAS**, the Chief Financial Officer has determined that sufficient funds are or will be available upon adoption of the budget for year 2016; and

**NOW THEREFORE, BE IT RESOLVED** that the Township of Chatham authorizes the Mayor and Clerk to enter into a contract with Nisivoccia LLP, Inc. as described herein; 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.

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory J. LaConte, Clerk

**CERTIFICATION OF THE AVAILABILITY OF FUNDS**

I herewith certify that as sufficient funds are available in the budget for year 2016 to carry out the purpose of this resolution.

\_\_\_\_\_  
Debra A. King  
Chief Financial Officer

**RESOLUTION 2016-088**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM REFUNDING ELECTRICAL PERMIT FEE**

**WHEREAS**, the Township Committee has considered the request submitted by the Construction Official with regard to the fee that was paid for an electrical permit that was submitted to the Township and overcharged;

**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>PERMIT #</u>	<u>AMOUNT</u>
Land Gate Inc 17 Williams Road Chatham, NJ 07928	15-0253	\$600.00

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory J. LaConte, Clerk

**RESOLUTION 2016-089**

**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>
Jeff Morgan 58 Lisa Drive Chatham, NJ 07928	BOA 15-35-15	7763179560	\$511.70
Louis Nowikas 13 Loantaka Lane South Morristown, NJ 07960	BOH 14-139-17	7763179247	\$1,114.00
Santarlas, Brian & Rachel 41 Lisa Drive Chatham, NJ 07928	ROI 14-27-8	7763179510	\$133.33
Mark Van Fossen 26 Loantaka Lane North Morristown, NJ 07960	PLNBD 04-141-2	7200013011	\$30.00

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory J. LaConte, Clerk

**RESOLUTION 2016-090**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM REFUNDING CONSTRUCTION PERMIT FEE**

**WHEREAS**, the Township Committee has considered the request submitted by the Construction Official with regard to the DCA fee that was paid for a construction permit that was submitted to the Township and was overcharged;

**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>PERMIT #</u>	<u>AMOUNT</u>
Avanro Group LLC 11 Sterling Ave Mendham, NJ 07945	16-0036	\$9.00
Associate Fireplace 331 Springfield Ave Summit, NJ 07901	16-0040	\$14.00
Aldo Arpaia 614 Fairmount Ave Chatham, NJ 07928	16-0047	\$5.00
Ken Shutte 6G Heritage Drive Chatham, NJ 07928	16-0052	\$31.00
Edward Clark 362 Route 206 Flanders, NJ 07836	16-0091	\$9.00
Pinny Kellener 35 Schunemunk Road Monroe, NY 10950	16-0136	\$85.00
Facility Solutions 224 Washington Street Perth Amboy, NJ 08861	16-0149	\$518.00
Green Village Garage 525 Green Vilalge Road Green Village, NJ 07935	16-0164	\$112.00
Garvin 24 Nicholson Drive Chatham, NJ 07928	16-0170	\$36.00
Aqua Doctor 23 Merry Lane Chatham, NJ 07928	16-0207	\$9.00

Adopted: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Curt Ritter, Mayor

\_\_\_\_\_  
Gregory J. LaConte, Clerk

**RESOLUTION 2016-P-06**

**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 – In the Matter of the Township of Chatham for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan Docket No. MRS-L-1659-15
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: March 24, 2016

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

\_\_\_\_\_  
Gregory J. LaConte, Clerk

By \_\_\_\_\_  
Curt Ritter, Mayor