

**MINUTES
TOWNSHIP COMMITTEE
REGULAR MEETING
APRIL 6, 2017**

Mayor Ritter 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 6, 2017; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 6, 2017; and notice was filed with the Township Clerk on January 6, 2017.

Mayor Ritter led the flag salute.

Roll Call

Answering present to the roll call were Committeeman Kelly, Committeeman Sullivan, Committeeman Maurer, Deputy Mayor Swartz and Mayor Ritter.

Approval of Agenda

Deputy Mayor Swartz moved to approve the Agenda. Mayor Ritter seconded the motion, and it carried unanimously.

Proclamations

Volunteer Appreciation Month

Mayor Ritter thanked all the volunteers who serve Chatham Township. He read aloud the attached proclamation for Volunteer Appreciation Month. The members of the Township Committee thanked the volunteers present for all of their service to the Township.

A group photo with all the volunteers present was taken. Mayor Ritter asked all the volunteers to introduce themselves and indicate where they serve.

Recognition

Mayor Ritter recognized three Boy Scouts in attendance at the meeting and asked them to introduce themselves. They were Jackson Corey, Matthew Doherty and Sam Ellis. They are members of Troop 121, and are working toward their Citizenship in the Community merit badge.

Reports

Committeeman Kelly reported that the Open Space Committee and the Environmental Commission are hosting a work day on April 22nd for spreading wood chips on the Hillside Trail from 9:00 AM to 1:00 PM. The Community Garden Committee will also be holding a work day on April 22nd and 23rd for common areas. Committeeman Kelly noted that the driveway to the Community Garden will be paved. He also reported that the Community Garden is fully subscribed, with one person on the waiting list.

Deputy Mayor Swartz reported that the Department of Public Works has been preparing Colony Pool for the 2017 season. They have also been installing and repairing lighting fixtures in the parking areas at the Municipal Building. DPW will begin taking orders for mulch delivery on April 7th, and deliveries will be on Fridays. Mulch can also be picked up at the compost area during regular hours. Deputy Mayor Swartz further reported that the Green Village Fire Department will hold a Wet Down on May 6th from 2:00 to 4:00. The Senior Center will host a shred event at the Chatham Train Station on April 22nd.

Mayor Ritter reported that a Talk Saves Lives event will be held at the Chatham Library on April 26th.

Engineer Ruschke reported that the Colony Pool Wall Replacement project is nearing completion. The contract will be amended for the painting of the wall.

Deputy Mayor Swartz reported that NJAW intends to do a lot of work on the Lafayette Ave water main during the upcoming school vacation, and she cited the work which still needs to be performed. NJAW expects the work to be complete by April 21st, at which time they can begin work on the side street tie-ins. The second phase should be complete by May 5th.

Administrator Ciccarone reported that the 2016 Audit is complete. The Finance Committee has met with the Auditor to go over the content of the Audit, and Valerie Dolan from Nisivoccia LLP will be present at the next meeting to make a presentation. Administrator Ciccarone also reported that registration for Colony Pool and for the swim team are now open. He also noted that spring sports are underway, and Public Works has been busy with field maintenance.

Hearing of Citizens

Mayor Ritter opened the Hearing of Citizens.

1. Dot Stillinger, 216 Noe Ave, Chair of the Chatham Township Environmental Commission, said that the Commission has several new members who have produced some new programs. Mrs. Stillinger also noted that the Environmental Commission wants to create a Facebook page. Deputy Mayor Swartz thanked Mrs. Stillinger and the Environmental Commission for all the work that they do.
2. Cara Feeser, 3 Falmouth Road, a member of the Environmental Commission, addressed the desire to have CTEC events advertised on the web. She said that the CTEC Facebook page has been taken down until it can be in compliance with Township protocols. Administrator Ciccarone noted that anything that CTEC posts online would be subject to the Open Public Records Act. Township Clerk LaConte noted that the Communications Committee has a protocol manual, in which there is a section on social media. Mayor Ritter thanked Mrs. Feeser for the efforts.
3. Jane Devlin, 25 Hickory Place Apt. E24, asked if any reconsideration has been given to a welcoming resolution. Ms. Devlin commented on Mayor Ritter's response to questions about the Take Pride in Chatham Proclamation at a prior meeting, and commented on public input on various matters. Ms. Devlin also suggested some changes that could be made to the proclamation. She further criticized Mayor Ritter for issuing a proclamation without input from the remaining Township Committee members.
4. Bailey Brower, 16 Driftway, asked Committeeman Kelly what his thoughts are about budget preparation now that he has served on the Finance Committee. Committeeman Kelly said that the process is looking good. Mr. Brower complimented the Township on holding the line on property taxes. Administrator Ciccarone said that since 2007 there have been small increases and decreases, and the current rate is the same as it was in 2007.

Seeing no further members of the public coming forward, Mayor Ritter closed the Hearing of Citizens.

Public Hearing on 2017 Municipal Budget

Mayor Ritter opened the Public Hearing on the 2017 Municipal Budget as amended. Seeing nobody coming forward, Mayor Ritter closed the Public Hearing.

RESOLUTION 2017-082 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY ADOPTING 2017 MUNICIPAL BUDGET

See Attached

Committeeman Sullivan moved to pass Resolution 2017-082. Committeeman Kelly seconded the motion.

Roll call: Committeeman Maurer, Aye; Committeeman Kelly, Aye; Committeeman Sullivan, Aye; Deputy Mayor Swartz, Aye; Mayor Ritter, Aye.

Introduction of Ordinances

Ordinance 2017-07

ORDINANCE 2017-07

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,530,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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

Section 1. The Township of Chatham, in the County of Morris, State of New Jersey (the "Township") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery and new automotive vehicles, including original apparatus and equipment, in, by and for said Township, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Township.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery and new automotive vehicles, including original apparatus and equipment, for the use of the Department of Public Works, including, but not limited to, mason dump trucks.

Appropriation and Estimated Cost	\$ 150,000
Down Payment Appropriated	\$ 7,500
Bonds and Notes Authorized	\$ 142,500
Period of Usefulness	5 years

B. Acquisition of new additional or replacement equipment and machinery for the use of the Police Department, including, but not limited to, in-vehicle video equipment.

Appropriation and Estimated Cost	\$ 30,000
Down Payment Appropriated	\$ 1,500
Bonds and Notes Authorized	\$ 28,500
Period of Usefulness	5 years

C. Undertaking of improvements to various roads, 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. It is

hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$1,250,000
Down Payment Appropriated	\$ 62,500
Bonds and Notes Authorized	\$1,187,500
Period of Usefulness	10 years

D. Undertaking of improvements to various public buildings, including, but not limited to, exterior improvements to the Municipal Building. It is hereby determined and stated that said public buildings to be improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 50,000
Down Payment Appropriated	\$ 2,500
Bonds and Notes Authorized	\$ 47,500
Period of Usefulness	15 years

E. 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 for the use of the Volunteer Fire Departments.

Appropriation and Estimated Cost	\$ 50,000
Down Payment Appropriated	\$ 2,500
Bonds and Notes Authorized	\$ 47,500
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost	\$1,530,000
Aggregate Down Payment Appropriated	\$ 76,500
Aggregate Amount of Bonds and Notes Authorized	\$1,453,500

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$100,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$76,500, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Township, are now available to finance said purposes. The sum of \$76,500 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$1,453,500 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$1,453,500 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 9.41 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of said Township, and that such statement so filed shows that the gross debt of said Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,453,500 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Morris, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this 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 14. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Township incurs such costs prior to the issuance of the bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Administrator Ciccarone said that the projects in this ordinance are also listed in the Capital Budget, and the major component is for road repairs.

Committeeman Sullivan moved to introduce Ordinance 2017-07. Deputy Mayor Swartz seconded the motion.

Roll call: Committeeman Maurer, Aye; Committeeman Kelly, Aye; Committeeman Sullivan, Aye; Deputy Mayor Swartz, Aye; Mayor Ritter, Aye.

Public Hearing on Ordinance 2017-07 will be scheduled for May 11, 2017.

Ordinance 2017-08

ORDINANCE 2017-08

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, PARTIALLY VACATING A PORTION OF CHATHAM STREET

WHEREAS, on July 9, 2009, the Township of Chatham, County of Morris, State of New Jersey, adopted Ordinance 2009-13, which partially vacated, for public street purposes only, a portion of Chatham Street as described in that Ordinance; and

WHEREAS, the Township has constructed a paved bike path ten (10) feet in width through said portion of Chatham Street; and

WHEREAS, the Township retained title to the street and the right to use it as a bike path and for vehicular access to the paved portion of Chatham Street in adjoining Borough of Chatham, and to a Township Pump Station for emergency and maintenance purposes; and

WHEREAS, Paragraph 2 of Ordinance 2009-13 provides the following reservation:

All rights and privileges possessed by public utilities, as defined by R.S. 48:2-13, and by any cable television company, as defined in the Cable Television Act, P.L. 1972, c.186 (N.J.S.A. 48:5A-1 et seq.) to maintain, repair and replace facilities, in adjacent to, over or under Chatham Street are hereby expressly reserved from vacation

; and

WHEREAS, Ordinance 2009-13 was recorded with the Morris County Clerk's office on August 21, 2009 in ORDV-OR Book 21379, beginning at Page 1283; and

WHEREAS, historically, a portion of the Chatham Street right-of-way had been utilized, and remains utilized, as a lawn and driveway area serving the property located at 37 Rose Terrace (Block 92, Lot 8), which is situated at the corner of Rose Terrace and Chatham Street; and

WHEREAS, by reason of the vacation of Chatham Street for public street purposes, Lot 8 has lost access to Rose Terrace via a public street; and

WHEREAS, for the purpose of retaining public street access to Rose Terrace without the necessity of reconfiguring the existing driveway, the present owner of Lot 8 has requested the Township to fully vacate, for the benefit of Lot 8, a portion of Chatham Street lying between (i) the Lot 8 property line, and (ii) a line located between Lot 8 and the center line of the bike path, which line is parallel to, and 15 feet distant from, the center line of the bike path, which area to be vacated contains 2472 sq. ft. and is shown on a plan entitled "Proposed Right-of-Way Option 3, 37 Rose Terrace, Lot 8, Block 92, Township of Chatham, Morris County, N.J.", prepared by Stewart Surveying & Engineering, LLC, dated 10/15/2016, revised through 12/19/2016 ("Survey"); and

WHEREAS, having considered the proposal, the Township Committee of the Township of Chatham has concluded that the same is reasonable and appropriate, subject to certain conditions as set forth herein.

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

1. Pursuant to the authority vested in the Township Committee by N.J.S.A. 40:67-19, the Township hereby vacates, in favor of Block 92, Lot 8, that portion of Chatham Street (the "Vacated Area") lying between (i) the Lot 8 property line, and (ii) a line located between Lot 8 and the center line of the bike path, which line is parallel to, and 15 feet distant from, the center line of the bike path, as shown on the Survey attached as Exhibit A, and having the metes and bounds description attached as Exhibit B, subject to the following terms and conditions:
 - A. There is reserved to the Township an easement for the installation and maintenance of utilities within the entirety of the Vacated Area.
 - B. In the event that the Township has to perform work within the Vacated Area consistent with Section 1.A above, the Township may perform same at its own cost and expense but without the necessity of repairing or restoring the Vacated Area.
 - C. All rights and privileges possessed by public utilities, as defined by R.S. 48:2-13, and by any cable television company, as defined in the Cable Television Act, P.L. 1972, c.186 (N.J.S.A. 48:5A-1 et seq.) to maintain, repair and replace facilities, in adjacent to, over or under the Vacated Area are hereby expressly reserved from vacation.
 - D. The owner of Lot 8 shall reimburse to the Township all advertising expenses and professional fees incurred by the Township in connection with the adoption of this Ordinance.
 - E. Future subdivision of Lot 8 shall be prohibited to the extent any proposed subdivision requires one or more dimensional variances under the Township zoning regulations in effect at the time of any proposed subdivision.
 - F. The foregoing conditions shall be confirmed in a written agreement between the owner of Lot 8 and the Township, which shall be recorded in the Morris County Clerk's office.
2. The Mayor and Clerk are authorized to execute such documents, if any, as may be necessary to effectuate such purpose.
3. This Ordinance shall take effect and be recorded in the Office of the Morris County Clerk in accordance with law.

Committeeman Kelly moved to introduce Ordinance 2017-08. Deputy Mayor Swartz seconded the motion.

Roll call: Committeeman Maurer, Aye; Committeeman Kelly, Aye; Committeeman Sullivan, Aye; Deputy Mayor Swartz, Aye; Mayor Ritter, Aye.

Public Hearing on Ordinance 2017-08 will be scheduled for April 20, 2017.

Consent Agenda

RESOLUTION 2017-083

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 \$1,583,602.13 and the prior month's payroll of \$403,923.52 Current Fund, \$45,116.36 Sewer No. 1, \$9,078.64 Sewer No. 2, and \$40,276.71 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of April 2017, in the amount of \$2,963,374.00 be paid.

**RESOLUTION 2017-084
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 23, 2017.

**RESOLUTION 2017-085
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 23, 2017.

**RESOLUTION 2017-086
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, a redemption of a tax lien is appropriate; 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>
2	10	JONATHAN KATZ 61 HILLTOP ROAD SHORT HILLS, NJ 07078 Certificate #10-00001 Hodgkiss, Meredith Jeanne 823 River Road	\$91,496.75 – Certificate Plus Interest Calculated to April 12, 2017

**RESOLUTION 2017-087
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>
Harrison Grady 440 River Road Chatham, NJ 07928	BOH 16-62-76	7763180161	\$840.00
Paul & Kimberly Sheehan 15 Falmouth Road Chatham, NJ 07928	BOA 15-89-4	7763179833	\$120.17

Ivan Levytsky 3 Laurel Court Hackettstown, NJ 07840	BOA 16-51-1.03 28 Mountainview Road	7764128235	\$245.00
Calusa Partners LLC 89 Sunset Drive Chatham, NJ 07928	BOA 16-96-1.03 1 Linden Lane	7763180103	\$480.00
David Silverstein 47 Rolling Hill Drive Chatham, NJ 07928	BOA 16-102.10-67	7763180004	\$240.00

Administrator Ciccarone noted that the resolution authorizing the release of the tax lien has interest calculated to April 12th. Although the release is being authorized at this meeting, the check will not be released until April 12th.

Committeeman Kelly moved to approve the Consent Agenda. Committeeman Sullivan seconded the motion.

Roll call: Committeeman Maurer, Aye; Committeeman Kelly, Aye; Committeeman Sullivan, Aye; Deputy Mayor Swartz, Aye; Mayor Ritter, Aye.

Hearing of Citizens/Petitions

Mayor Ritter opened the Hearing of Citizens.

1. Ms. Devlin asked for an update on affordable housing. Administrator Ciccarone said that there is not much that can be publicly discussed as the matter is still in litigation. He also said that negotiations are still ongoing with the Fair Share Housing Center. Ms. Devlin asked if there will be an update within the next six months. Administrator Ciccarone said that he hopes the matter will be resolved in that time frame. Committeeman Kelly said that the Township Committee shares Ms. Devlin’s desire to have this matter be discussed publicly, and will do so when the time is appropriate.

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

Executive Session

**RESOLUTION 2017-P-05
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
 - b. Property Acquisition: Open Space
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.

Deputy Mayor Swartz moved to pass Resolution 2017-P-05 to enter Executive Session at 8:20 PM. Committeeman Kelly seconded the motion.

Roll call: Committeeman Maurer, Aye; Committeeman Kelly, Aye; Committeeman Sullivan, Aye; Deputy Mayor Swartz, Aye; Mayor Ritter, Aye.

The Township Committee returned from Executive Session at 8:50 PM. Deputy Mayor Swartz moved to adjourn. Mayor Ritter seconded the motion, and it carried unanimously.

Gregory J. LaConte
Municipal Clerk