

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE AGENDA

May 31, 2018
May 25, 2018 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 5, 2018; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 5, 2018; and notice was filed with the Township Clerk on January 5, 2018.

Flag Salute

Roll call

Approval of Agenda

Proclamation – Gun Violence Awareness Day

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 2018-12 Repealing Section 30-34A Referral to Tree Protection Committee

Introduction of Ordinances

1. Ordinance 2018-13 Installation of Stop Signs on Highland Ave and Hall Road
2. Ordinance 2018-14 Establishing Office of Municipal Prosecutor
3. Ordinance 2018-15 Establishing Office of Tax Assessor
4. Ordinance 2018-16 Establishing Office of Zoning Officer

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 2018-098 Receipt of Reports
2. Resolution 2018-099 Approving Meeting Minutes
3. Resolution 2018-100 Approving Executive Session Minutes
4. Resolution 2018-101 Refunding Overpayment of Taxes
5. Resolution 2018-102 Authorizing Estimated Tax Bills
6. Resolution 2018-103 Refunding Overpayment of Commercial Sewer Fee
7. Resolution 2018-104 Releasing Escrow Balances
8. Resolution 2018-105 Purchasing Standby Generator for River Road Firehouse
9. Resolution 2018-106 Purchasing Automatic Transfer Switch for River Road Firehouse

Discussion: possible ordinance or resolution

1. Pilgrim Pipeline Legal Services

Hearing of Citizens (Time Permitting)

Executive Session* – 2018-P-07

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
2. Litigation: Fair Share Housing Center v. Township of Chatham
Docket No. MRS-L-000234-18

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 2018-12

**ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
REPEALING SECTION 30-34A, TITLED "REFERRAL TO TREE PROTECTION
COMMITTEE" OF THE TOWNSHIP OF CHATHAM**

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

Section 1. Section 30-34A, titled "Referral to Tree Protection Committee", is hereby repealed.

Section 2. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. This Ordinance shall take effect immediately upon: (i) 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 Clerk with the Morris County Planning Board pursuant to N.J.S.A. 40:55D-16.

Introduced: April 12, 2018

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

Adopted:

Attest:

BY: _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2018-13

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING SECTION 7-20 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP, TITLED “STOP INTERSECTIONS”, BY INSTALLING “STOP SIGNS” AT THE INTERSECTIONS OF HIGHLAND AVENUE WITH HALL ROAD AND HALL ROAD WITH WYNWOOD ROAD.

WHEREAS, the Township of Chatham Chief of Police recommended the installation of a “STOP” sign on Highland Avenue at its intersection with Hall Road and a “STOP” sign on Hall Road at its intersection with Wynwood Road.

WHEREAS, the Township Committee of the Township of Chatham desires, pursuant to N.J.S.A. 39:4-140, to follow the recommendations of the Chief of Police to promote the health, safety and welfare of its residents.

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

Section 1. Section 7-20 of the Revised General Ordinances of the Township of Chatham, titled “Stop Intersections”, is hereby amended to designate the following as “STOP” Intersections:

<u>Intersection</u>	<u>STOP Sign on:</u>
Highland Avenue and Hall Road	Highland Avenue
Hall Road and Wynwood Road	Hall Road

Section 2. All other provisions of Section 7-20 remain in effect.

Section 3. Severability.

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

Section 4. Effective Date.

This Ordinance shall take effect after final passage, adoption and publication according to law.

Introduced: May 31, 2018

Adopted:

Attest:

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

BY: _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2018-14

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, AMENDING CHAPTER II, TITLED “ADMINISTRATION”,
ARTICLE IV, TITLED “THE MUNICIPAL COURT”, BY ADDING SECTION 2-21.8,
TITLED “MUNICIPAL PROSECUTOR”**

WHEREAS, N.J.S.A. 2B:25-1 and following require that each municipality shall, by ordinance, establish the office of Municipal Prosecutor; and

WHEREAS, the Revised General Ordinances of the Township of Chatham do not establish the office of Township of Chatham Municipal Prosecutor; and

WHEREAS, the Township Committee of the Township of Chatham desires to correct that oversight and establish the office of Municipal Prosecutor.

NOW, THEREFORE, 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, titled “Administration”, Article IV, titled “The Municipal Court”, is hereby amended to add a new Section 2-21.8 titled “Municipal Prosecutor” as follows:

§2-21.8 Municipal Prosecutor.

§2-21.9 Established.

There is hereby established the office of Municipal Prosecutor in the Township pursuant to N.J.S.A. 2B:25-1 and following.

§2-21.10 Qualifications and Supervision.

The Municipal Prosecutor must be an attorney-at-law of the State of New Jersey, in good standing and will be under the supervision of the State of New Jersey Attorney General and/or the Morris County Prosecutor.

§2-21.11 Duties.

The Municipal Prosecutor shall appear in the Municipal Court of Chatham Township, New Jersey on behalf of the State of New Jersey, the County of Morris and/or the Township or any agencies or officers thereof. The Municipal Prosecutor shall perform such duties as are prescribed by law including the prosecutor of complaints for violations of the Revised General Ordinances of the Township and Morris County Ordinances or Resolutions.

§2-21.12 Appointment and Term.

The Municipal Prosecutor shall be annually appointed by the Township Committee for a term expiring on December 31 and until a successor shall have been qualified in accordance with law.

Section 2. Severability

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section 3. Effective Date

This Ordinance shall take effect upon final adoption and publication according to law.

Introduced: May 31, 2018

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

Adopted:

Attest:

BY: _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2018-15

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER II, TITLED “ADMINISTRATION”, ARTICLE II, TITLED “MUNICIPAL OFFICIALS AND EMPLOYEES”, BY ADDING SECTION ____ TITLED “TAX ASSESSOR”

WHEREAS, N.J.S.A. 40A:9-146 and following require that each municipality shall, by ordinance, establish the office of municipal Tax Assessor; and

WHEREAS, the Revised General Ordinances of the Township of Chatham do not establish the office of Township of Chatham Tax Assessor; and

WHEREAS, the Township Committee of the Township of Chatham desires to correct that oversight and establish the office of Tax Assessor.

NOW, THEREFORE, 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, titled “Administration”, Article II, titled “Municipal Officials and Employees” is hereby amended to add a new Section ____ titled “Tax Assessor” as follows:

§ ____ Tax Assessor.

§ ____ Office Created, Continued and Confirmed. The office of Township of Chatham Tax Assessor is hereby created, continued and confirmed by the Township Committee.

§ ____ Appointment, Term, Vacancy. The Township Tax Assessor shall hold office for a term of four (4) years from the first day of January next following the appointment. Vacancies other than due to expiration of term shall be filled by appointment of the Township Committee for the unexpired term.

§ ____ Tenure. The Township Tax Assessor may obtain tenure as provided by law.

§ ____ Qualifications. The Township Tax Assessor shall meet those qualification requirements and hold those certifications required by law.

§ ____ Duties. The Township Tax Assessor shall perform all duties and obligations imposed or granted to a Tax Assessor by law, including but not limited to the following:

a. Having, performing and discharging all the functions, powers and duties prescribed by law for a Tax Assessor.

b. Making assessments for benefits for local improvements and, for that purpose, having and exercising the powers and duties of an assessor for local improvements as provided by law.

c. Maintaining adequate assessment records of each separate parcel of real property assessed or exempt.

d. Maintaining a current tax duplicate of the municipality and causing to be recorded thereon all changes in ownership or character of the real property assessed.

e. Reporting to the Township Committee as to equalization proceedings and other matters involving the County Tax Board and making recommendations.

f. Reporting to the Township Committee on all New Jersey Tax Court or County Tax Board litigation in which the Township is a party.

§ _____ Deputy Tax Assessors. There shall be as many Deputy Tax Assessors as shall be appointed by the Township Committee to hold office until removed by the Township Committee.

§ _____ Compensation. The Township Tax Assessor and Deputy Tax Assessors shall receive such salary or compensation as shall be fixed and determined by the Township Committee in accordance with law.

Section 2. Severability

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section 3. Effective Date

This Ordinance shall take effect upon final adoption and publication according to law.

Introduced: May 31, 2018

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

Adopted:

Attest:

BY: _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

ORDINANCE 2018-16

ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER II, TITLED "ADMINISTRATION", ARTICLE II, TITLED "MUNICIPAL OFFICIALS AND EMPLOYEES", BY ADDING SECTION ____ TITLED "ZONING OFFICER"

WHEREAS, the Revised General Ordinances of the Township of Chatham do not establish the office of Township of Chatham Zoning Officer; and

WHEREAS, the Township Committee of the Township of Chatham desires to correct that oversight and establish the office of Zoning Officer.

NOW, THEREFORE, 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, titled "Administration", Article II, titled "Municipal Officials and Employees" is hereby amended to add a new Section ____ titled "Zoning Officer" as follows:

§ ____ Zoning Officer.

§ ____ Office Created, Continued and Confirmed. The office of Township of Chatham Zoning Officer is hereby created, continued and confirmed by the Township Committee.

§ ____ Appointment and Removal from Office. The Township Zoning Officer shall be appointed by and hold office until removed by the Township Committee.

§ ____ Qualifications. The Township Zoning Officer shall meet those qualification requirements and hold those certifications required by law.

§ ____ Duties. It shall be the duty of the Zoning Officer to enforce and administer the Land Development Regulations of the Township.

§ ____ Deputy Zoning Officers. There shall be as many Deputy Zoning Officers as shall be appointed by the Township Committee to hold office until removed by the Township Committee.

§ ____ Compensation. The Township Zoning Officer and Deputy Zoning Officers shall receive such salary or compensation as shall be fixed and determined by the Township Committee in accordance with law.

Section 2. Severability

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section 3. Effective Date

This Ordinance shall take effect upon final adoption and publication according to law.

Introduced: May 31, 2018

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

Adopted:

Attest:

BY: _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2018-098

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:

CFO – April
Construction Official – April
Police Department – April

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2018-099

**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 May 10, 2018.

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Curt Ritter, Mayor

DRAFT

RESOLUTION 2018-100

**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 May 10, 2018.

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2018-101

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 Chief Financial Officer 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>
48.12	7	Everbank c/o Lereta, LLC Attn: A'Lonna Trotter Reference contract #1351003711 1123 Parkview Drive Covina, CA 91724 RE: Morelli, Robert T. & Sara S. 14 Peppermill Road Chatham Township, New Jersey	\$4,706.07 (1st QTR 2018) <u>\$4,706.06 (2nd QTR 2018)</u> \$ 9,412.13 Total Overpayment of Taxes
35	8.08	Godovits, Alexander & Adrienn 14 Tree Top Lane Chatham, NJ 07928	\$11,231.30 (3 rd QTR 2018) Overpayment of Taxes

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2018-102

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM AUTHORIZING ESTIMATED TAX BILLING**

WHEREAS, due to the expected late adoption of the State of New Jersey's budget the Morris County Board of Taxation will be unable to certify the tax rate throughout the County, and the Township's Tax Collector will be unable to mail the tax bills on a timely basis;

WHEREAS, the Tax Collector, in consultation with the Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range permitted estimated tax levies;

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 Municipal Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2018 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, c. 72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2018 is hereby set at \$56,195,284.79.
3. In accordance with the law, the third installment of 2018 taxes shall not be subject to interest until the later of: the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2018-103

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING OVERPAYMENT OF COMMERCIAL SEWER FEE

WHEREAS, an overpayment of a commercial sewer fee 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>Account</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
1067-26	Hickory Square Assoc. Attn: Amy Sikkerbol 641 Shunpike Road Chatham, NJ 07928 RE: Electric Beach	\$717.55 2017 Commercial Sewer Bill Overpayment of Sewer

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Curt Ritter, Mayor

RESOLUTION 2018-104

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>
Chatham Mall Associates c/o Corner Property Management PO Box 297 Springfield, NJ 07081	BOA 13-135-22	7761693246	\$1.22
William McGuinn 50 Mountain Ave Chatham, NJ 07928	Street Opening Permit 01-39-31	7760011083	\$167.00
Golden River Homes 2 Cramer Lane Mendham, NJ 07945	BOA 14-61-16	7761693550	\$240.00
WP Lloyd Custom Building 661 Shunpike Road Green Village, NJ 07935	Performance Guarantee 18-008	7764128897	\$2,250.00
Fenix-Chatham, LLC 41 Fairview Ave Madison, NJ 07940	PLNBD 16-9-1	7763180012	\$120.00
72 Southern Estates, LLC 145 Garfield St Berkeley Heights, NJ 07922	EIF 12-69-15.03	7761692933	\$321.89

72 Southern Estates, LLC 145 Garfield St Berkeley Heights, NJ 07922	Performance Bond 12-69-15	7761693139	\$5,034.20
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Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2018-105

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE AND INSTALLATION OF A STANDBY GENERATOR AT THE RIVER ROAD FIREHOUSE

WHEREAS, the Township of Chatham seeks to purchase and have installed a standby generator at the River Road Firehouse; and

WHEREAS, the Township of Chatham joined the HGACBuy Cooperative in March 2018; and

WHEREAS, the Township Engineer has received a price quote from Cummins Sales and Service through the HGACBuy Cooperative for the purchase and installation of a Cummins Power Generation model C125N6 standby generator for the River Road Firehouse; and

WHEREAS, the cost of the generator set is \$35,514.00, and the cost of the Start Up and Site Load Bank Test is \$1,700.00.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that, for the reasons set forth above, the purchase and installation of a Cummins Power Generation model C125N6 standby generator from Cummins Sales and Service is hereby authorized at a total cost of \$37,214.00, and the Mayor and Clerk are hereby authorized to execute a contract with Cummins Sales and Service in accordance with the quote specifications and terms of the HGACBuy Cooperative.

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

CERTIFICATION OF THE AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-14.5, and any other applicable requirement, I, Debra A. King, Chief Financial Officer of the Township of Chatham, have ascertained that there are available sufficient, uncommitted appropriations pursuant to Ordinance 2018-10 to award a contract to Cummins Sales and Service in the maximum amount of \$37,214.00.

Debra A. King
Chief Financial Officer

RESOLUTION 2018-106

**RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF AN
AUTOMATIC TRANSFER SWITCH FOR THE RIVER ROAD FIREHOUSE**

WHEREAS, the Township of Chatham seeks to purchase and have installed an automatic transfer switch at the River Road Firehouse; and

WHEREAS, the Township Engineer has received a price quote from Cummins Sales & Service for the purchase of an automatic transfer switch for the River Road Firehouse; and

WHEREAS, the total net package price of the automatic transfer switch is \$8,586.00.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that, for the reasons set forth above, the purchase of an automatic transfer switch from Cummins Sales & Service is hereby authorized at a total cost of \$8,586.00, and the Mayor and Clerk are hereby authorized to execute a contract with Cummins Sales & Service.

Adopted: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk

CERTIFICATION OF THE AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-14.5, and any other applicable requirement, I, Debra A. King, Chief Financial Officer of the Township of Chatham, have ascertained that there are available sufficient, uncommitted appropriations pursuant to Ordinance 2018-10 to award a contract to Cummins Sales & Service in the maximum amount of \$8,586.00.

Debra A. King
Chief Financial Officer

RESOLUTION 2018-P-07

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF CHATHAM IN THE COUNTY OF MORRIS, STATE OF 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. Litigation: Fair Share Housing Center v. Township of Chatham Docket No. MRS-L-000234-18
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: May 31, 2018

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Curt Ritter, Mayor

Gregory J. LaConte, Clerk