

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE AGENDA
July 18, 2019
July 16, 2019 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 4, 2019; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 4, 2019; and notice was filed with the Township Clerk on January 4, 2019.

Flag Salute

Roll call

Approval of Agenda

Recognition

1. Resolution 2019-132 Honoring Sgt. Meade

Oath of Office

1. Police Officer Anthony Campanelli

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 will be limited to five 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 2019-152 Payment of Bills
2. Resolution 2019-153 Receipt of Reports
3. Resolution 2019-154 Approving Meeting Minutes
4. Resolution 2019-155 Approving Executive Session Minutes
5. Resolution 2019-156 Refunding Overpayment of Taxes
6. Resolution 2019-157 Releasing Escrow Balances
7. Resolution 2019-158 Authorizing Contract for Purchase of Fire Apparatus
8. Resolution 2019-159 Rescinding Resolution 2019-131
9. Resolution 2019-160 Authorizing Contract with Lincoln Landscaping
10. Resolution 2019-161 Authorizing Purchase of Police Vehicles

Discussion: possible ordinance or resolution

1. Hillside Avenue Rezoning Request
2. Goals and Objectives

Hearing of Citizens

Executive Session* – Resolution 2019-P-11

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. Personnel: Police
3. Personnel: Public Works

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 2019-152

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 \$866,565.33 and the prior month's payroll of \$450,659.15 Current Fund, \$39,862.20 Sewer No. 1, \$8,244.24 Sewer No. 2, and \$23,275.16 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of July 2019, in the amount of \$4,127,653.00 be paid.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Tayfun Selen, Mayor

DRAFT

RESOLUTION 2019-153

**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:

Police Department – June
Tax Collector – June
Dog Licensing Official – 2nd Quarter
Registrar of Vital Statistics – 2nd Quarter

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Tayfun Selen, Mayor

DRAFT

RESOLUTION 2019-154

**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 June 27, 2019.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2019-155

**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 June 27, 2019.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

DRAFT

RESOLUTION 2019-156

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 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>
64.04	27.12	Dmitriy Koval 1200 Clinton St. Apt. 224 Hoboken, NJ 07030 Property Location: 297 Riveredge Dr.	\$1,054.43 3 rd Quarter 2019 Overpayment of Taxes

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Tayfun Selen, Mayor

RESOLUTION 2019-157

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>
Brittany & Eric Brodsky 6 Whitman Drive Chatham, NJ 07928	BOA 17-74-31	7764128558	\$484.00
Jennifer Voelksen 75 Susan Drive Chatham, NJ 07928	BOA 18-33-34	7764128756	\$1590.40

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk

RESOLUTION 2019-158

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AWARDED CONTRACT TO THE SUTHPEN CORPORATION FOR THE PURCHASE ONE FIRE PUMPER TRUCK

WHEREAS, the Chatham Township Volunteer Fire Department (“Department”) recommends that the Township of Chatham procure new pumper truck (Fire Apparatus) for the protection of life and property of the residents of the Township; and

WHEREAS, the Department has researched vendors that would achieve the Department’s goals and determined that the sought-after equipment may be procured through a nationally-recognized and accepted cooperative purchasing contract in effect until November 30, 2019 between the Houston-Galveston Area Council (“H-GAC”) Sutphen Corporation; and

WHEREAS, pursuant to N.J.S.A. 52:34-6.2b.(3) (as amended by P.L. 2011, c.139) and LFN 2012-10, a New Jersey municipality may purchase goods and services without public bidding under the Local Public Contracts Law through the use of a nationally-recognized and accepted cooperative purchasing contract that has been developed utilizing a competitive bidding or contracting process by another contracting unit within New Jersey or another state; and

WHEREAS, H-GAC is a regional organization of governments operating under the laws of the State of Texas and is a political subdivision of the State of Texas; and

WHEREAS, the subject cooperative purchasing contract was awarded by H-GAC to Sutphen Corporation utilizing a competitive contracting process; and

WHEREAS, also pursuant to N.J.S.A. 52:34-6.2b.(3) (as amended by P.L. 2011, c.139) and LFN 2012-10, prior to making purchases under nationally-recognized and accepted cooperative purchasing contracts, the municipality must determine that the use of the cooperative purchasing contract shall result in cost savings after all factors, including charges for service, material, and delivery, have been considered; and

WHEREAS, the Department has determined that the Township of Chatham’s use of the H-GAC cooperative purchasing contract to procure the Fire Apparatus will result in cost savings for the Township of Chatham; and

WHEREAS, consistent with the H-GAC cooperative purchasing contract and needs of the Township of Chatham and the Chatham Township Volunteer Fire Department, the Sutphen Corporation has submitted a proposal to provide one (1) Sutphen Monarch 4 Door Custom Full

Tilt Aluminum Cab, Pumper, Extruded Aluminum Body, Single Axle to the Township of Chatham, within for the sum of \$757,910.03; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds will be available as of July 25, 2019 in Ordinance 2019-11 Section 4D for this purchase.

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

1. The foregoing “Whereas” clauses are hereby incorporated as if fully restated.
2. A contract for the purchase of one (1) Fire Pumper for the sum of \$757,910.03 is hereby awarded to Sutphen Corporation without public bidding as permitted by law.
3. The Mayor or Township Administrator and Township Clerk are hereby authorized and directed to execute an “End User Agreement” with Sutphen Corporation pursuant to the terms of its nationally-recognized and accepted cooperative purchasing agreement with the Houston-Galveston Area Council.
4. The form and terms of the End User Agreement shall be consistent with this resolution and is subject to the approval of the Township Attorney.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Tayfun Selen, Mayor

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 as of July 25, 2019 that there will be available sufficient, uncommitted appropriations pursuant to Ordinance 2019-11 to award a contract to Sutphen Corporation in the maximum amount of \$757,910.03.

Debra A. King
Chief Financial Officer

RESOLUTION 2019-159

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING THAT RESOLUTION 2019-131 AGREEMENT WITH TRU-GREEN FOR FERTILIZATION AND MAINTENANCE OF LAWNS AND FIELDS BE RESCINDED

WHEREAS, the Township solicited four (4) proposals for weed control and maintenance of the municipally owned lawns and fields; and

WHEREAS, three (3) proposals were submitted to the Township; and

WHEREAS, the Township Committee adopted Resolution 2019-131 awarding a contract to Tru-Green in the amount not to exceed \$11,000 as the best overall value at the June 27, 2019 Township Committee meeting; and

WHEREAS, at a July 2, 2019 project implementation meeting it was determined that the cost for the services required exceeded the proposal submitted, and,

WHEREAS, the Township Administrator further determined that it is in the best interests of both parties to refrain from entering into the proposed agreement, and,

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham rescinds Resolution 2019-131.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Tayfun Selen, Mayor

RESOLUTION 2019-160

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING AN AGREEMENT WITH LINCOLN LANDSCAPING FOR FERTILIZATION AND MAINTENANCE OF LAWNS AND FIELDS

WHEREAS, the Township solicited four (4) proposals for weed control and maintenance of the municipally owned lawns and fields; and

WHEREAS, three (3) proposals were submitted to the Township; and

WHEREAS, the Township Committee adopted Resolution 2019-131 awarding a contract to Tru-Green at the June 27, 2019 Township Committee meeting; and

WHEREAS, at a July 2, 2019 project implementation meeting it was determined that the cost for the services required exceeded the proposal submitted, and,

WHEREAS, the Township Administrator further determined that it is in the best interests of both parties to refrain from entering into the proposed agreement, and,

WHEREAS, on July 3, 2019 the Township Administrator met with Lincoln Landscaping, the apparent best value price and other considerations such as service included, and,

WHEREAS, Lincoln Landscaping was able to begin the services required on Friday, July 5, 2019 and.

WHEREAS, the Township Administrator authorized that the work begin on Friday, July 5, 2019 per Section 2-2.7 of the Township Code, and,

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Chatham authorizes that Lincoln Landscaping provide the services required by the Township of Chatham for the remainder of 2019 for an amount not to exceed \$17,000.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

Gregory J. LaConte, Clerk

By _____
Tayfun Selen, Mayor

RESOLUTION 2019-161

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM TO AWARD CONTRACT FOR PURCHASE OF POLICE VEHICLE

WHEREAS, a 2006 Chevrolet Impala Police vehicle with over 100,0000 miles of service requires over \$5,000 worth of repairs and

WHEREAS, it has been determined the Township Committee of the Township of Chatham wishes to purchase one (1) Police Car and,

WHEREAS, the Chief of Police has recommended the purchase of a 2019 Dodge Charger with Police Package, including spot light, and

WHEREAS, the above referenced vehicle is available through Beyer Chrysler Dodge Jeep Ram, 200 Ridgedale Avenue, Morristown, New Jersey 07936 through the cooperative purchasing system, Cranford Contract number 47-CPCPS, Item # 8, and

WHEREAS, "Certification of Availability of Funds" is annexed hereto:

NOW, THEREFORE, BE IT RESOLVED by the Township Committee on this day, July 18, 2019 that:

1. Contract for: Purchase of Police Car be and is hereby awarded to:

Beyer Chrysler Dodge Jeep Ram
200 Ridgedale Avenue
Morristown, New Jersey 07936

For a sum not to exceed \$36,000.

The exact title of the appropriation to be charged is:

POLICE VEHICLES

2. This Resolution shall take effect immediately.

Adopted: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, 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 will be available sufficient, uncommitted appropriations pursuant to Ordinance 2019-11 to award a contract to Beyer Chrysler Dodge Jeep Ram in the maximum amount of \$36,000.

Debra A. King
Chief Financial Officer

RESOLUTION 2019-P-11

**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. Personnel Matters: Police Department
 - c. Personnel Matter: Department of Public Works
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: July 18, 2019

TOWNSHIP OF CHATHAM IN
THE COUNTY OF MORRIS

Attest:

By _____
Tayfun Selen, Mayor

Gregory J. LaConte, Clerk