

**MINUTES
TOWNSHIP COMMITTEE
REGULAR MEETING
JULY 19, 2018**

Deputy Mayor Swartz called the Regular Meeting of the Township Committee of the Township of Chatham to order at 7:36 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 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.

Deputy Mayor Swartz led the flag salute.

Roll Call

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

Approval of Agenda

Administrator Ciccarone asked that a personnel matter be added to the Executive Session agenda.

Committeeman Selen moved to approve the agenda as amended. Committeeman Sullivan seconded the motion, which carried unanimously.

Reports

Committeeman Selen reported that the Department of Public Works has finished the first round of street sweeping, and has begun repairing catch basins. Other projects that DPW is undertaking include regrading Swamp Road, tree debris cleanup, pothole repairs, repainting crosswalks, maintaining Colony Pool and other recreation facilities, and painting street sign posts.

Committeeman Sullivan reported that the Joint Municipal Court is on schedule and within budget. He further reported that the Library of the Chathams has sent out a fund drive mailer, which describes the Library's upcoming project.

Deputy Mayor Swartz reported that the Chatham Township Police Department has earned reaccreditation through the NJ State Association of Chiefs of Police.

Engineer Ruschke reported that the Morris County Co-Op is being utilized for repaving projects, and DPW will be doing preparation work for the repaving. He anticipates that the repaving work will begin mid-August. Two projects related to paving are out to bid. One is drainage improvements on Woodlawn Drive, and the second is curbing on Lenape Trail. Deputy Mayor Swartz asked about concerns raised by residents in the Woodlawn Drive area about drainage. Engineer Ruschke said that the drainage improvements have nothing to do with recent redevelopment in the area, and the improvements are being made because the current drainage is substandard. Deputy Mayor Swartz asked about the Lenape Trail repaving. Engineer Ruschke said that there was already a need for repaving, which was exacerbated by the installation of a new water main by NJ American Water. The curbing to be installed on Lenape Trail is designed to help with drainage issues.

Engineer Ruschke further reported that there are deadlines in August for submission of applications for two Federal grants. One is a Transportation Enhancement Grant, and the other is a Safe Routes to School Grant. Engineer Ruschke said that a suggestion has been made to apply for the Safe Routes to School Grant for a section of sidewalk on Shunpike Road by Cougar Field where there is currently an asphalt sidewalk. For the Transportation Enhancement Grant, Engineer Ruschke suggested that upgrades be made to an asphalt sidewalk on Fairmount Ave,

which may have to be done in segments. Submittal of the grant applications requires Township Committee approval, and Engineer Ruschke asked the Township Committee to approve them by motion with resolutions to be forthcoming at the next Township Committee meeting.

Committeeman Sullivan moved to authorize submittal of the grant applications.

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

Administrator Ciccarone reported that a Bond Anticipation Note Sale was held, with bids having been received on June 27, 2018. The closing date was July 11, 2018. The principal amount is \$11,014,222.00 with a maturity date of May 1, 2019. Four bids were received, with the winning bid from TD Securities with a net interest cost of 1.7693%. The maturity date of May 1, 2019 is because there are some additional pay downs that will be done in May 2019, and there may be a bond sale within the next 12 months.

Hearing of Citizens

Deputy Mayor Swartz opened the Hearing of Citizens.

1. Beverly Klepper, 10 Cornell Place (Chatham Borough), said that she was dismayed when she found out the instructional tennis clinic was cancelled, and she would prefer there had been more discussion before it was cancelled.
2. Dan Miller, 465 Green Village Road, said that he has sent emails to Township officials about 366 Green Village Road. Mr. Miller said that the County has done some work to clean up the property, but they stopped abruptly, did not do a good job, and left out the area closest to his mother's property. He said that the area of concern has a drainage issue because it is not being properly maintained. Mr. Miller asked the Township Committee to appeal to the County to maintain the property, and he asked for the Zoning Officer to inspect the property. He also said he thinks the County failed to maintain the section of the property out of spite. Mr. Miller further asked that bicycle riders and joggers be advised to be quiet, as they create a disturbance when they talk to each other while riding down Green Village Road.
3. Michelle Higgins, 5 Jay Road, said that neighboring towns have many more recreation opportunities for children. Administrator Ciccarone noted that the Township and Borough share an extensive recreation program, and he provided an overview on the transition that was made to the club model. He also said that the Township and the Borough used to both have a recreation director, and a decision was made to have only one recreation director shared by both municipalities. Mrs. Higgins said that she had difficulty finding information online about recreation camps, and she opined that there might be an advertising problem that is causing the low enrollment in camps.

Seeing no further public comment, Deputy Mayor Swartz closed the Hearing of Citizens.

Public Hearing/Final Adoption of Ordinances

Ordinance 2018-17

ORDINANCE 2018-17
BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE SEWER UTILITY OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 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 undertake the following public improvements in, by and for the Sewer Utility of the Township: (A) upgrading of electrical systems at the Northside and Southside Sanitary Sewer Pump Stations; and (B) removal of underground storage tanks and installation of above-ground storage tanks at the Water Pollution Control Plant. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$550,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). 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 benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Township, and (2) it is necessary to finance said purpose by the issuance of obligations of said Township pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$550,000, and (4) \$27,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$523,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$50,000 which is estimated to be necessary to finance the cost of such purpose, 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 4. It is hereby determined and stated that moneys exceeding \$27,000, appropriated for down payments on capital improvements or for the capital improvement fund in Sewer Utility budgets heretofore adopted for said Township, are now available to finance said purpose. The sum of \$27,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Township of an aggregate principal amount not exceeding \$523,000 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 6. To finance said purpose, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$523,000 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 7. 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 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. 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 \$523,000 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 10. Any funds received from 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 purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 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 12. 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 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. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Deputy Mayor Swartz opened the Public Hearing on Ordinance 2018-17.

1. Dan Miller asked that if and when any State, County or Federal funds are appropriated to offset bonds for sewer projects, that those outside the sewer area be treated equally when the funds become available.

Seeing no further public comment, Deputy Mayor Swartz closed the Public Hearing.

Mr. Robertson said that the vote on Ordinance 2018-17 will need to be tabled until the next meeting as there are not enough members of the Township Committee present to take action on a bond ordinance.

Consent Agenda

RESOLUTION 2018-122

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 \$1,830,891.78 and the prior month's payroll of \$449,268.17 Current Fund, \$46,641.44 Sewer No. 1, \$11,005.85 Sewer No. 2, and \$11,797.81 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of July 2018, in the amount of \$4,085,379.00 be paid.

RESOLUTION 2018-123

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 – June
Construction Official – June
Police Department – June
State Training Fees – 2nd Quarter
Registrar of Vital Statistics - 2nd Quarter
Dog Licensing Official - 2nd Quarter

RESOLUTION 2018-124
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 21, 2018.

RESOLUTION 2018-125
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN
THE COUNTY OF MORRIS, NEW JERSEY, COVENANTING TO COMPLY WITH THE
PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE
TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES
OF INTEREST ON OBLIGATIONS ISSUED BY THE TOWNSHIP OF CHATHAM AND
AUTHORIZING THE MAYOR, TOWNSHIP CLERK, CHIEF FINANCIAL OFFICER AND
OTHER TOWNSHIP OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM
NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE

WHEREAS, the Township of Chatham, in the County of Morris, New Jersey (the "Township") from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, that require issuers of tax-exempt obligations, such as the Township, to account for and rebate certain arbitrage earnings to the United States Treasury and to take such other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Township intends to issue \$11,014,222 of Notes consisting of \$9,908,222 General Bond Anticipation Notes and \$1,106,000 Sewer Utility Bond Anticipation Notes, both issues dated July 11, 2018 and payable May 1, 2019 (collectively, the "Notes");

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

SECTION 1. The Township Committee hereby covenants on behalf of the Township, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Township (including the Notes) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Township Clerk, Chief Financial Officer and the other officials of the Township are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. This resolution shall take effect immediately upon its adoption.

RESOLUTION 2018-126
A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN
INTER-LOCAL AGREEMENT WITH THE PASSAIC VALLEY SEWERAGE COMMISSION
FOR THE DISPOSAL OF WET SLUDGE.

WHEREAS, the Township Committee of the Township of Chatham adopted Ordinance 2002-011 on September 12, 2002, approving an inter-local agreement between the Township of Chatham and the Passaic Valley Sewerage Commission for the treatment and disposal of wet sludge generated by the Township's sewer treatment plants, known as the Tanglewood Plant and the Chatham Glen Plant, and

WHEREAS, the Agreement(s) entered into had a term of five (5) years, expiring December 31, 2007, which was renewed for an additional five (5) year term expiring December 31, 2012; and

WHEREAS, the Agreement(s) were further renewed in August 2013 for an additional five (5) year term expiring August 19, 2018; and

WHEREAS, the Township of Chatham wishes to renew the Agreement(s) for another five (5) year term.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute said Agreement(s).

RESOLUTION 2018-127
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>
Hofmann Design Build Inc 365 South Street, Suite 101 Morristown, NJ 07960	BOA 17-62.01-56 20 Buxton Road	7764128574	\$120.00
Calusa Partners LLC 89 Sunset Drive Chatham, NJ 07928	RO 2017-26 1 Linden Lane	7764128459	\$466.67
Essex & Morris Contracting 12 Candace Way East Hanover, NJ 07936	RO 2017-38	7764128524	\$777.78
Parlapiano Builders c/o Peter Parlapiano 490 River Road Chatham, NJ 07928	BOH 08-62-70	7760011249	\$383.59
Hofmann Design Build Inc 365 South Street, Suite 101 Morristown, NJ 07960	BOA 16-115-18	7763180088	\$138.00

RESOLUTION 2018-128

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING INSTRUCTIONAL TENNIS CLINIC FEE

WHEREAS, registration fees were paid for an Instructional Tennis Clinic; and

WHEREAS, the Instructional Tennis Clinic has been canceled; and

WHEREAS, the CFO has requested that the registration fees be refunded.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following refunds be made:

<u>FAMILY NAME</u>	<u>AMOUNT</u>
Angelis (454059)	\$250.00
Rigal (226626)	\$250.00
Kelly (28066)	\$150.00
Burgo (672709)	\$150.00
Gurando (173077)	\$150.00
Klepper (231803)	\$150.00
Loatman (550815)	\$250.00
Uhler (338314)	\$150.00
Roesch (785826)	\$150.00
Cerverizzo (37939)	\$250.00

RESOLUTION 2018-129

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING COLONY SWIM LESSON FEE

WHEREAS, registration fees were paid for swimming lessons at Colony Pool; and

WHEREAS, the registrants are unable to participate in the program; and
WHEREAS, a refund of the registration fee has been requested;
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the following refunds be made:

<u>NAME</u>	<u>AMOUNT</u>
Meredith Hamilton 143 Watchung Ave Chatham, NJ 07928	\$150.00

RESOLUTION 2018-130
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING OVERPAYMENT OF SEWER FEES

WHEREAS, an overpayment of property sewer 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>
32	36	M. E. Hatfield & D.W. Gingerich 43 Ormont Road Chatham, NJ 07928 Account #262-0	\$175.00 (1 st QTR 2018) <u>\$175.00 (2nd QTR 2018)</u> \$350.00 Total Overpayment of Sewer Fees

RESOLUTION 2018-131
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, REGARDING THE RENEWAL OF ALCOHOLIC BEVERAGE LICENSES IN THE TOWNSHIP OF CHATHAM FOR THE FISCAL YEAR BEGINNING JULY 1, 2018

WHEREAS, an application for the renewal of an Alcoholic Beverage License in the Township of Chatham for the fiscal year beginning July 1, 2018 has been made by N and M Chatham Inc., trading as the Hickory Wine Cellar;

WHEREAS, the applicant has complied with all the requirements of “An Act for the Manufacture, Distribution and Sale of Alcoholic Beverages”, known as the “Alcoholic Beverage Act and Amendments and Supplements thereto”, as well as the Ordinance of the Township of Chatham entitled “An Ordinance to Regulate the Sale and Distribution of Alcoholic Beverages”, as amended, including the submission of the appropriate license fees, and no objections to the renewal of said licenses have been received.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk be and hereby is authorized to deliver the plenary retail distribution license as issued by the New Jersey Division of Alcoholic Beverage Control for the fiscal year beginning July 1, 2018, as follows:

To N and M Chatham Inc., trading as the Hickory Wine Cellar, for premises situated at 641 Shunpike Road, Chatham, New Jersey (Lic. No. 1405-44-003-008).

BE IT FURTHER RESOLVED that a copy of this Resolution certified by the Township Clerk be forwarded to the Division of Alcoholic Beverage Control and the State Department of Taxation and Finance, Newark, New Jersey, for their information and guidance.

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

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

Hearing of Citizens/Petitions

Deputy Mayor Swartz opened the Hearing of Citizens.
 Seeing no public comment, Deputy Mayor Swartz closed the Hearing of Citizens.

Announcements

Administrator Ciccarone announced that at the next Township Committee meeting, Chief Steven Hennelly will be honored on his retirement.

Administrator Ciccarone also noted that Chelsea Gilligan, who was going to teach the instructional tennis clinic, has been authorized to teach private lessons at the Colony Tennis Courts, and anyone interested can reach out directly to her. Contact information is available at Colony Pool. Committeeman Sullivan noted that the contact information is also available online, and Ms. Gilligan is charging a reasonable fee.

Executive Session

**RESOLUTION 2018-P-08
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
 - c. Personnel
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.

Committeeman Sullivan moved to adopt Resolution 2018-P-08 to enter Executive Session at 8:16 PM. Committeeman Selen seconded the motion.

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

The Township Committee returned from Executive Session, and Committeeman Selen moved to adjourn at 9:00 PM. Deputy Mayor Swartz seconded the motion, which carried unanimously.

Gregory J. LaConte
Municipal Clerk