

**TOWNSHIP OF CHATHAM**  
**TOWNSHIP COMMITTEE AGENDA**  
**OCTOBER 25, 2018**  
October 23, 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**

**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.

**Introduction of Ordinances**

1. Ordinance 2018-21 Specifying Open Space Purposes of Block 62, Lots 93 & 94

**Public Hearing/Final Adoption of Ordinances**

1. Ordinance 2018-18 Regarding Temporary Certificate of Occupancy Guarantee
2. Ordinance 2018-20 Accepting Conservation Easement for 446 Green Village Road

**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 2018-175 Receipt of Reports
2. Resolution 2018-176 Approving Meeting Minutes
3. Resolution 2018-177 Approving Executive Session Minutes
4. Resolution 2018-178 Release of Escrow Balances
5. Resolution 2018-179 Accepting Amendment to Open Space Funding Agreement
6. Resolution 2018-180 Amending 2018 Budget – Lenape Trail Restoration
7. Resolution 2018-181 Amending 2018 Budget – MACC DEDR Grant
8. Resolution 2018-182 Amending 2018 Budget – MACC Supplemental Grant

**Discussion: possible ordinance or resolution**

**Hearing of Citizens** (Time Permitting)

**Executive Session\*** – Resolution 2018-P-13

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 2018-18**

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SUBSECTION 30-61.4, TITLED “INSTALLATION OF IMPROVEMENTS; DEVELOPERS AGREEMENTS AND GUARANTEES; TOWNSHIP DESIGN STANDARDS AND SPECIFICATIONS” BY AMENDING PARAGRAPH C THEREOF TITLED “PERFORMANCE GUARANTEE,” BY ADDING NEW PARAGRAPH K TITLED “SAFETY AND STABILIZATION GUARANTEE,” AND ADDING NEW PARAGRAPH L TITLED “TEMPORARY CERTIFICATE OF OCCUPANCY GUARANTEE.”**

**WHEREAS**, on January 16, 2018, P.L. 2017, c.312 was signed into law, amending N.J.S.A.40:55D-53 of the Municipal Land Use Law regarding performance, maintenance and other guarantee requirements; and

**WHEREAS**, the Township Committee of the Township of Chatham now desires to amend its Land Development Ordinance to conform to the new legislation.

**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. Paragraph (c) titled “Performance Guarantee” of subsection 30-61.4 is hereby repealed and replaced as follows:

*Performance Guarantee.* The performance guarantee shall be in favor of the Township in an amount equal to one hundred twenty (120%) percent of the estimate cost of such improvements as determined by the Township Engineer according to the method of calculation set forth in N.J.S.A. 40:55D-53.4 for the following improvements as shown on the approved plans or plat: streets, pavement, gutters, curbs, sidewalks, street lighting, street trees, surveyor’s monuments, as shown on the final map and required by the “Map Filing Law,” N.J.S.A. 46:23-9.9 et seq., water mains, sanitary sewers, community septic systems, drainage structures, public improvements of open space, and any grading necessitated by the preceding improvements. The performance guarantee may also be required to include, at the discretion of the Township, Planning Board or Zoning Board of Adjustment, a guarantee for the installation of privately-owned perimeter buffer landscaping. At the developer’s option, a separate performance guarantee may be posted for the privately-owned perimeter buffer landscaping. Ten (10%) percent of the performance guarantee shall be in the form of cash or a certified check made payable to "Township of Chatham" and shall be accompanied by a cash deposit agreement and performance guarantee in a form satisfactory to the Township Attorney.

Each performance guarantee, or part thereof, paid in cash, shall be held in escrow by the Township in an account separate from the general funds of the Township and separate from any other such account. The account shall be in a banking institution or savings and loan association in this State insured by an agency of the Federal government, or in any other fund or depository approved for such deposits by the State, in an amount bearing interest at the minimum rate currently paid by the institution or depository on time or savings deposits. The Township Treasurer shall notify the developer in writing of the name and address of the institution or depository in which the deposit is made and the amount of the deposit.

All interest earned on any account shall be retained in the account until paid over as provided in subsection 30-17.10.

In the event that other governmental agencies or public utilities will automatically own the utilities to be installed or the improvements are covered by a performance guarantee to another governmental agency, no performance guarantee shall be required by the

municipality or such utilities or improvements, provided, however, that the municipality may require evidence that the developer has paid to any such other governmental agency or public utility any charges which are required for installation, including any refundable deposits.

All interest earned on any account shall be retained in the account until paid over as provided herein and in accordance with subsection 30-17.10.

Section 2. Subsection 30-61.4 is hereby amended through the addition of Paragraph (k) titled “Safety and Stabilization Guarantee” as follows:

1. *Safety and Stabilization Guarantee.* In addition to a performance guarantee required pursuant to subsection 30-61.4(c), a developer may be required to furnish to the Township a separate guarantee, referred to herein as a “safety and stabilization guarantee”, in favor of the Township, to be available to the Township solely for the purpose of returning property that has been disturbed to a safe and stable condition or otherwise implementing measures to protect the public from access to an unsafe or unstable condition, only in the circumstance that:

a. site disturbance has commenced and, thereafter, all work on the development has ceased for a period of at least 60 consecutive days following such commencement for reasons other than force majeure, and

b. work has not recommenced within 30 days following the provision of written notice by the Township to the developer of the Township’s intent to claim payment under the guarantee. The amount of the safety and stabilization guarantee shall be calculated as set forth in N.J.S.A. 40:55D-53. At the developer’s option, the safety and stabilization guarantee may be included as a line item for safety and stabilization in the performance guarantee rather than in the form of a separate guarantee.

2. The amount of a “safety and stabilization guarantee” for a development with bonded improvements exceeding \$100,000 shall be calculated as a percentage of the bonded improvement costs of the development or phase of development as follows:

\$5,000 for the first \$100,000 of bonded improvement costs, plus two and a half percent of bonded improvement costs in excess of \$100,000 up to \$1,000,000, plus one percent of bonded improvement costs in excess of \$1,000,000.

3. The Township Committee shall release a separate “safety and stabilization guarantee” to a developer upon the developer’s furnishing of a performance guarantee which includes a line item for safety and stabilization in the amount required under this paragraph.

4. The Township Committee shall release a “safety and stabilization guarantee” upon the Township Engineer’s determination that the development of the site has reached a point that the improvements installed are adequate to avoid any potential threat to public safety.

Section 3. Subsection 30-61.4 is hereby amended through the addition of Paragraph (l) titled “Temporary Certificate of Occupancy Guarantee” as follows:

*Temporary Certificate of Occupancy Guarantee.* In the event that the developer shall seek a temporary certificate of occupancy for a development, unit, lot, building or phase of development, as a condition of the issuance thereof, the developer shall furnish a separate guarantee, referred to herein as a “temporary certificate of occupancy guarantee” in favor of the Township in an amount equal to one hundred twenty (120%) percent of the cost of installation of only those improvements or items which remain to be completed or installed under the terms of the temporary certificate of occupancy and which are required to be installed or completed as a condition precedent to the issuance of the permanent certificate of occupancy for the development, unit, lot, building or phase of development and which are not covered by an

existing performance guarantee. Upon posting of a temporary certificate of occupancy guarantee, all sums remaining under a performance guarantee, required pursuant to subsection 30-61.4(c), which relate to the development, unit, lot, building or phase of development for which the temporary certificate of occupancy is sought, shall be released. The scope and amount of the temporary certificate of occupancy guarantee shall be determined by the Township Engineer. The temporary certificate of occupancy guarantee shall be released by the Township Engineer upon the issuance of a permanent certificate of occupancy with regard to the development, unit, lot, building or phase as to which the temporary certificate of occupancy relates.

Section 4. 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 5. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. 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: September 27, 2018

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

Adopted:

Attest:

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

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

**ORDINANCE 2018-20**

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, ACCEPTING CONSERVATION EASEMENT FROM MAD S JEPSEN AND SARI JEPSEN, HUSBAND AND WIFE, FOR A CONSERVATION EASEMENT ACROSS LOT 50 IN BLOCK 144 AS SHOWN ON THE CHATHAM TOWNSHIP TAX MAP AND COMMONLY KNOWN AS 446 GREEN VILLAGE ROAD.**

**WHEREAS**, Mads Jepsen and Sari Jepsen, husband and wife, are the owners in fee of real property located at 446 Green Village Road and designated on the Township Tax Map as Lot 50, Block 144 (“Property”); and

**WHEREAS**, approval was granted to Mads Jepsen and Sari Jepsen by the Township of Chatham Board of Adjustment for the demolition and replacement of the existing single family house with variances as memorialized in Resolution No. BOA-16-144-50; and

**WHEREAS**, the Property contains extensive wetlands, flood hazard zones and related buffer and transition areas subject to New Jersey Department of Environmental Protection regulations; and

**WHEREAS**, during the hearing a representative of the Township of Chatham Environmental Commission requested that a Conservation Easement be granted to the Township to allow the Township to inspect and monitor compliance with the aforesaid regulations; and

**WHEREAS**, Mads Jepsen and Sari Jepsen have agreed to subject a portion of the Property to a Conservation Easement to permit the Township to verify compliance with the aforesaid regulations.

**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. The attached Conservation Easement has been reviewed by the Township Attorney and is hereby accepted.

Section 2. 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 3. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect according to law.

Introduced: October 11, 2018

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

Adopted:

Attest:

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

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

**ORDINANCE 2018-21**

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,  
STATE OF NEW JERSEY SPECIFYING THE OPEN SPACE PURPOSES FOR WHICH  
BLOCK 62, LOTS 93 AND 94 AS SHOWN ON THE TOWNSHIP TAX MAP ARE  
DEDICATED**

**WHEREAS**, on September 28, 2017, the Township Committee of the Township of Chatham, in the County of Morris, State of New Jersey, adopted Ordinance 2017-12, a Bond Ordinance titled “BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY FOR OPEN SPACE PURPOSES IN, BY AND FOR THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,000,000 TO PAY THE COST THEREOF, 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” (“Bond Ordinance”); and

**WHEREAS**, Ordinance 2017-12 authorized the acquisition of Block 62, Lots 93 and 94 for Township open space purposes (“Property”); and

**WHEREAS**, the Township acquired the Property by deed dated December 21, 2017 and recorded on January 26, 2018 in Morris County Deed Book 23286, Page 1191 under File #2018005727 (“Property Deed”); and

**WHEREAS**, the Bond Ordinance authorized the issuance of bonds based on general Township revenue, not revenue derived from the Township’s open space tax or other funds restricted for open space purposes; and

**WHEREAS**, the Property Deed does not contain restrictions limiting the future use of the Property to open space purposes; and

**WHEREAS**, it is the Township’s intention to seek reimbursement from the State of New Jersey, Department of Environmental Protection, Green Acres Program (“Green Acres”), for a portion of the purchase price of the Property; and

**WHEREAS**, prior to the adoption of Ordinance 2017-12, the Township was also in discussions with Green Acres about the need to provide compensation, in the form of replacement land, for past diversions of parkland at Colony Pool and Esternay Field (“the Outstanding Diversions”); and

**WHEREAS**, in advance of seeking reimbursement for the purchase of the Property from Green Acres, the Township Committee desires to clarify that at the time of acquisition of the Property, it intended that a portion of the Property be available as potential replacement property for the Outstanding Diversions, as allowed by *N.J.A.C. 7:36-26.10(d)2ii(3)*; and

**WHEREAS**, the Township wishes to memorialize that it will not seek Green Acres reimbursement for an undivided portion of the Property consisting of approximately \_\_\_\_\_ acres (“the Replacement Property”), or such other amount of replacement land as may be required by the DEP Commissioner and the State House Commission, in order to preserve the eligibility of the Replacement Property as compensation for the Outstanding Diversions; and

**WHEREAS**, the undivided remainder of the Property will be utilized for general open space purposes; and

**WHEREAS**, if accepted by the DEP Commissioner and the State House Commission, the Replacement Property will be utilized for general open space purposes.

**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. The purpose of this Ordinance is to specify the open space purposes for which the Property may be dedicated.

Section 2. An undivided portion of the Property consisting of approximately \_\_\_\_\_ acres, or such other amount as may be required by the DEP Commissioner and the State House Commission with the consent of the Township, is designated as Replacement Property to serve as compensation associated with past diversions of parkland at Colony Pool and Esternay Field and will be designated for general open space purposes upon approval of the Township's diversion application, with the undivided remainder of the Property also utilized for general open space purposes, all in accordance with Chatham Township Green Acres Project #1405-98-003-12.

Section 3. 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. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect in accordance with law.

Introduced: October 25, 2018

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

Adopted:

Attest:

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

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

**RESOLUTION 2018-175**

**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 – September  
Construction Official – September  
Police Department – September  
State Training Fees – 3<sup>rd</sup> Quarter  
Registrar of Vital Statistics - 3<sup>rd</sup> Quarter  
Dog Licensing Official - 3<sup>rd</sup> Quarter

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

DRAFT

**RESOLUTION 2018-176**

**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 October 11, 2018.

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

DRAFT

**RESOLUTION 2018-177**

**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 October 11, 2018.

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

DRAFT

**RESOLUTION 2018-178**

**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>
Business Holdings LLC (Superior Builders LLC) PO Box 32 Maywood, NJ 07607	PLBD 15-135-24-25	7763179693	\$368.70
Laura & Greg Sutton 15 Country Club Drive Chatham, NJ 07928	BOA 15-102.08-18	7763179809	\$120.00
Shaun Van Vliet 51 Dale Drive Chatham, NJ 07928	BOA 15-102.08-10	7763179908	\$113.50

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

**RESOLUTION 2018-179**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, ACCEPTING AMENDMENT TO GREEN ACRES FUNDING AGREEMENT**

**WHEREAS**, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

**WHEREAS**, the Township of Chatham has previously obtained a grant of \$3,200,000.00 from the State to fund the following project(s):

Project #1405-98-003  
Chatham Open Space Acquisition;  
and

**WHEREAS**, the State and the Township of Chatham intends to increase Green Acres funding by \$500,000.00; and

**WHEREAS**, the applicant is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chatham in the County of Morris and State of New Jersey that:

1. The Township Administrator is hereby authorized to execute an agreement and any amendment thereto with the State known as Chatham Township Open Space Acquisition Project # 1405-98-003, and;
2. The applicant has its matching share of the project, if a match is required, in the amount of \$500,000.
3. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. This resolution shall take effect immediately.

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

**RESOLUTION 2018-180**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2018 BUDGET**

**WHEREAS**, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have become available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Township of Chatham has received \$59,120.00 from New Jersey American Water for the final paving of Lenape Trail in order to restore same after a water main replacement project and wishes to amend its 2018 Budget to include these funds as a revenue,

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$59,120.00 which will be available as a revenue from:

**Miscellaneous Revenues – Section F: Special Items of General revenue – Public and Private Revenues Offset with Appropriations:**

NJAW Grant for Lenape Trail Restoration, and

**BE IT FURTHER RESOLVED**, that a like sum of \$59,120.00 be and the same is hereby appropriated under the caption of:

**Public and Private Programs Offset by Revenues:**

NJAW Lenape Trail Restoration.

**BE IT FURTHER RESOLVED**, that the Township Clerk forward a copy of this resolution to the Director of Local Government Services.

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

**RESOLUTION 2018-181**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2018 BUDGET.**

**WHEREAS**, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have become available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Township of Chatham will receive \$20,073.00 from the County of Morris Municipal Alliance to Prevent Alcoholism and Drug Abuse DEDR and wishes to amend its 2018 Budget to include these funds as a revenue,

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$20,073.00 which will be available as a revenue from:

**Miscellaneous Revenues – Section F: Special Items of General revenue – Public and Private Revenues Offset with Appropriations:**

Municipal Alliance to Prevent Alcoholism and Drug Abuse DEDR, and

**BE IT FURTHER RESOLVED**, that a like sum of \$20,073.00 be and the same is hereby appropriated under the caption of:

**Public and Private Programs Offset by Revenues:**

Municipal Alliance to Prevent Alcoholism and Drug Abuse DEDR.

**BE IT FURTHER RESOLVED**, that the Township Clerk forward a copy of this resolution to the Director of Local Government Services.

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

**RESOLUTION 2018-182**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING THE 2018 BUDGET.**

**WHEREAS**, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have become available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Township of Chatham will receive \$3,000.00 from the County of Morris Municipal Alliance to Prevent Alcoholism and Drug Abuse Supplemental and wishes to amend its 2018 Budget to include these funds as a revenue,

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Chatham, County of Morris, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$3,000.00 which will be available as a revenue from:

**Miscellaneous Revenues – Section F: Special Items of General revenue – Public and Private Revenues Offset with Appropriations:**

Municipal Alliance to Prevent Alcoholism and Drug Abuse Supplemental, and

**BE IT FURTHER RESOLVED**, that a like sum of \$3,000.00 be and the same is hereby appropriated under the caption of:

**Public and Private Programs Offset by Revenues:**

Municipal Alliance to Prevent Alcoholism and Drug Abuse Supplemental.

**BE IT FURTHER RESOLVED**, that the Township Clerk forward a copy of this resolution to the Director of Local Government Services.

Adopted: October 25, 2018

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

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

**RESOLUTION 2018-P-13**

**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: October 25, 2018

Attest:

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

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

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