

**TOWNSHIP OF CHATHAM**  
**TOWNSHIP COMMITTEE AGENDA**  
**DECEMBER 10, 2015**  
December 3, 2015 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 7, 2015; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 7, 2015; and notice was filed with the Township Clerk on January 7, 2015.

**Flag Salute**

**Roll call**

**Approval of Agenda**

**Presentation** – Library of the Chathams

**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 2015-22 Lafayette Ave Speed Limits

**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 2015-203 Payment of Bills
2. Resolution 2015-204 Receipt of Reports
3. Resolution 2015-205 Approving Meeting Minutes
4. Resolution 2015-206 Approving Executive Session Minutes
5. Resolution 2015-207 Extending Senior Center Lease
6. Resolution 2015-208 Refunding Overpayment of Taxes
7. Resolution 2015-209 Releasing Escrow Balances
8. Resolution 2015-210 Refunding Permit Fee
9. Resolution 2015-211 Releasing Police 3<sup>rd</sup> Party Escrow
10. Resolution 2015-212 Releasing Unclaimed Escrow Balances
11. Resolution 2015-213 Budget Transfers
12. Resolution 2015-214 Appointing Auditor
13. Resolution 2015-215 Releasing Demolition Bond

**Discussion: possible ordinance or resolution**

1. 2016 Meeting Schedule

**Hearing of Citizens** (Time Permitting)

**Executive Session\*** – Resolution 2015-P-15

1. Personnel: Department of Public Works
2. Personnel: Police Department

**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 2015-22**

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,  
AMENDING SECTION 7-29 OF THE REVISED GENERAL ORDINANCES OF THE  
TOWNSHIP, TITLED "SPEED LIMITS", BY CHANGING THE SPEED LIMIT ON  
LAFAYETTE AVENUE TO 25 MILES PER HOUR FROM SOUTHERN BOULEVARD  
TO SHUNPIKE ROAD WITHIN THE TOWNSHIP**

**WHEREAS**, the Township Committee of the Township of Chatham believes that it is in the interest of the health, safety and welfare of its residents to change the speed limit on Lafayette Avenue to 25 miles per hour from Southern Boulevard to Shunpike Road within the Township.

**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 7-29 of the Revised General Ordinances of the Township of Chatham, titled "Speed Limits", is hereby amended to establish the speed limit on Lafayette Avenue as follows:

<u>Name of Street</u>	<u>Direction</u>	<u>Speed Limit and Location</u>
Lafayette Avenue	Both	25 m.p.h. from Southern Boulevard to Shunpike Road within Chatham Township.

Section 2. All other provisions of Section 7-29 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: November 12, 2015

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

Adopted:

Attest:

BY: \_\_\_\_\_  
Kevin M. Sullivan, Mayor

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

**RESOLUTION 2015-204**

**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 – November  
Construction Official – November  
Police Department – October

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

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

DRAFT

**RESOLUTION 2015-205**

**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 November 12, 2015.

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

DRAFT

**RESOLUTION 2015-206**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING EXECUTIVE SESSION MINUTES**

**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 November 12, 2015.

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

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

DRAFT

**RESOLUTION 2015-207**

**RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING A LEASE RENEWAL WITH THE SENIOR SERVICES CENTER OF THE CHATHAMS, INC.**

**WHEREAS**, the Township of Chatham entered into a lease agreement with the Senior Services Center of the Chathams, Inc. ("the Senior Center") in 2006 to occupy a portion of the lower level of the municipal building at 58 Meyersville Road for use as a senior citizens center; and

**WHEREAS**, the provisions of the lease agreement allow for five year extensions of the lease agreement; and

**WHEREAS**, the current lease extension expires at the end of 2015; and

**WHEREAS**, both the Township and the Senior Center wish to exercise the extension option;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that the lease agreement between the Township of Chatham and the Senior Center is hereby extended for the five year period, in accordance with the terms of said agreement and at a rate of \$1 per year.

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Nicole Hagner, Mayor

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

**RESOLUTION 2015-208**

**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 or sewer utility 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 &amp; ADDRESS</u>	<u>AMOUNT</u>
62	38	Franz Roland & Michele Davis 2750 Marshall Lake Drive Oakton, VA 22124  Re: 126 Sunset Drive	\$5,895.97 (4 <sup>th</sup> Quarter 2015)

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

**RESOLUTION 2015-209**

**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>
Mads Jepsen 330 Green Village Road Green Village, NJ 07935	BOA 06-144-39.05	7760011164	\$120.00
Robert & Carrie Conte 2 Lenape Trail Chatham, NJ 07928	BOA 07-86-22	7760011183	\$79.20
CAP Realty Group LLC 1837 Springfield Ave Maplewood, NJ 07040	BOH 15-48.17-131 Re: 333 Green Village Rd	7763179685	\$1357.00
Chatham Care – King James Care Center 415 Southern Blvd Chatham, NJ 07928	BOA 05-48.16-118	7760011131	\$446.25
Watchung Somerset St Part LLC 81 Industrial Road Berkeley Heights, NJ 07922	BOA 06-117-12	7760011154	\$513.00
Telecable/Comcast 1511 New Market Ave South Plainfield, NJ 07080	ROI 14-48.04-4	7763178437	\$134.00

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

**RESOLUTION 2015-210**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM REFUNDING CONSTRUCTION PERMIT FEE**

**WHEREAS**, the Township Committee has considered the request submitted by the Construction Official with regard to the fee that was paid for a construction permit that was submitted to the Township in error;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chatham that the following amount be refunded to the depositor of record:

<u>NAME</u>	<u>PERMIT #</u>	<u>AMOUNT</u>
Solar City Corporation 1 Chaplain Road, Unit #4 Pine Brook, NJ 07058	#15-0588	\$473.00

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

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

**RESOLUTION 2015-211**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY REFUNDING THIRD-PARTY POLICE SERVICES ESCROW ACCOUNT OVERPAYMENT**

**WHEREAS**, the Township, pursuant to Section 2-49 of the Code of the Township of Chatham, has established a policy regarding the employment of off-duty police officers by private employers for matters involving safety and security; and

**WHEREAS**, Section 2-49.2 authorizes the establishment of an escrow account for the deposit of funds paid by private employers in advance of the rendering of such security and safety services; and

**WHEREAS**, CRJ Contracting Corporation has deposited funds in an escrow account for such employment; and

**WHEREAS**, after expenses the account has a remaining balance of \$4,489.50 to be refunded;

**WHEREAS**, Finne Building & Investment Inc. also has deposited funds in an escrow account for such employment; and

**WHEREAS**, after expenses the account has a remaining balance of \$1,440.00 to be refunded;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the Treasurer of the Township of Chatham is hereby authorized to refund from the Third-Party Police Services Escrow Account to CRJ Contracting Corporation the sum of \$4,489.50; and

**BE IT FURTHER RESOLVED** that the Treasurer of the Township of Chatham is hereby authorized to refund from the Third-Party Police Services Escrow Account to Finne Building & Investment Inc. the sum of \$1,440.00.

Adopted: December 10, 2015

Attest:

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

THE TOWNSHIP OF CHATHAM  
IN THE COUNTY OF MORRIS

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

**RESOLUTION 2015-212**

**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.

**WHEREAS**, there are funds in the Escrow Account that have remained unclaimed for many years; and

**WHEREAS**, efforts were made unsuccessfully to return these funds;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Chatham that these funds be cancelled and turned over to the Treasurer for depositing into the Current Fund as Miscellaneous Revenue.:

<b>Account #</b>	<b>Account Name and Mailing Address</b>	<b>Property Location</b>	<b>Escrow for:</b>	<b>Amount</b>
7760011310	Lancor Construction 21 Charlotte Hill Dr Bernardsville, NJ 07924	65 Loanataka Lane N	Bd of Health	\$71.81
7760011270	Robert Ardolino 35 Rose Terr Chatham, NJ 07928	Rose Terr	TCC Plan Bd	\$565.00
7200038906	Edmund Buscher 59 Johnson Dr Chatham, NJ 07928	59 Johnson Dr	Bd of ADJ	\$120.00
7760011186	Damon & Krissy Caputo 2 Overlook Rd Chatham, NJ 07928	2 Overlook Rd	Bd of Adj	\$60.00
7760011215	Rivermount Development 623 Eagle Rock #153 West Orange, NJ 07052	820 Fairmount Ave	Rd Open Fee	\$355.55
7200013005	Thomas Nebus 35 Sandy Hill Rd Chatham, NJ 07928	35 Sandy Hill Rd	Bd of Adj	\$120.00
7760011132	Telcove 224 Old New Brunswick Rd Piscataway, NJ 08854	Giralda Farms Woodland Ave	Rd Open Fee	\$1,300.00

7760011275	Chatham Township 58 Meyersville Rd Chatham, NJ 07928	42 Mountain Ave	Fixing Ditch	\$2,500.00
7760011150	Britten Road Development Po BOX 286 278 Green Village Green Village, NJ 07935	Britten Rd	Plan Bd	200.00

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

DRAFT

**RESOLUTION 2015-213**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING BUDGET TRANSFERS**

**WHEREAS**, the Township Committee of the Township of Chatham, County of Morris has determined that certain appropriations, in the 2015 municipal budget, are not sufficient to meet anticipated expenses; and

**WHEREAS**, N.J.S. 40A: 4-58 authorizes the transfer from appropriations where excess exists to other appropriations that are anticipated to be insufficient.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Chatham, County of Morris that the following transfers are hereby affected:

<b>Current Fund</b>	<b>To</b>	<b>From</b>
Appropriation		
Group Health Insurance	\$50,000	
Recreation OE	\$18,000	
Water	\$5,000	
Engineering Services	\$10,000	
Fire Departments OE	\$10,000	
Police S&W		\$40,000
Recreation S&W		\$18,000
Gasoline		\$5,000
Colony SW		\$30,000
Current Fund Total	\$93,000	\$93,000

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

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

**RESOLUTION 2015-214**

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN  
CONTRACT FOR PROFESSIONAL AUDITING SERVICES WITH  
NISIVOCIA LLP FOR 2015**

**WHEREAS**, the Township of Chatham has a need to acquire the professional auditing services as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Chief Financial Officer has determined and certified in writing that the value of the contract will exceed \$17,500; and,

**WHEREAS**, the anticipated term of this contract is 1 year; and

**WHEREAS**, Nisivoccia LLP has completed and submitted a proposal pursuant to a Request for Proposals issued by the Township of Chatham; and

**WHEREAS**, the Chief Financial Officer has determined that sufficient funds are or will be available upon adoption of the budget for year 2015; and

**NOW THEREFORE, BE IT RESOLVED** that the Township of Chatham authorizes the Mayor and Clerk to enter into a contract with Nisivoccia LLP, Inc. as described herein; and,

**BE IT FURTHER RESOLVED** that a copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Township of Chatham; and

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

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

**CERTIFICATION OF THE AVAILABILITY OF FUNDS**

I herewith certify that as of December 10, 2015 sufficient funds are available in the budget for year 2015 to carry out the purpose of this resolution.

\_\_\_\_\_  
Debra A. King  
Chief Financial Officer

**RESOLUTION 2015-215**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, RELEASING DEMOLITION BOND BALANCES**

**WHEREAS**, the Board of Adjustment required the demolition of a pre-existing dwelling on the property situate at Block 144, Lot 27 as a condition of approval in a resolution dated December 19, 2013; and

**WHEREAS**, the demolition of said dwelling has been completed; and

**WHEREAS**, the Township Engineer has recommended the release of said bond in a memorandum dated December 2, 2015;

**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>Block &amp; Lot</u>	<u>Amount</u>
Thomas Anselmi 677 Shunpike Road Chatham, NJ 07928	Block 144, Lot 27	\$15,000.00

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By: \_\_\_\_\_  
Kevin M. Sullivan, Mayor

**RESOLUTION 2015-216**

**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>Block &amp; Lot</u>	<u>Amount</u>
East Park Builders 7 Young Court East Hanover, NJ 07936	Block 54, Lots 2.01 & 2.02	\$10,008.18

Re: 35 Mountainview Road

Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By: \_\_\_\_\_  
Kevin M. Sullivan, Mayor

**RESOLUTION 2015-P-15**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE WITH THE PUBLIC EXCLUDED**

**WHEREAS**, N.J.S.A. 10:4-12 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Township Committee of the Township of Chatham is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
  - a. Personnel: Department of Public Works
  - b. Personnel: Police Department
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: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor

**RESOLUTION 2015-P-15**

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Adopted: December 10, 2015

TOWNSHIP OF CHATHAM IN  
THE COUNTY OF MORRIS

Attest:

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

By \_\_\_\_\_  
Kevin M. Sullivan, Mayor