

TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE MEETING MINUTES
February 12, 2015

Mayor Sullivan called the Regular meeting of the Township Committee of the Township of Chatham to order at 7:33 PM.

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.

Roll Call

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

Approval of Agenda

The agenda was approved.

Proclamation

Mayor Sullivan read the attached proclamation for American Heart Month. Brian George, the Chairman of the Mayors Wellness Advisory Committee, was present to accept the proclamation. He noted that in the Municipal Building and in the Library, posters have been displayed with facts related to heart health.

JCP&L Presentation

Rob Walton of JCP&L was present to give a report on the preparation methods being employed by JCP&L to respond to power outages caused by storm damage. Committeeman Gallop asked about the methods that JCP&L intends to use for communicating with municipalities and the public during widespread outages. Mr. Walton said that the area manager staff has been doubled. Staff will also be stationed at the county operations centers to better communicate with OEM Coordinators.

Mr. Walton also addressed the vegetation management program for the transmission lines that run along the Passaic River. The program is federally mandated, and should not be invasive.

Reports

Committeewoman Swartz reported that she has been in touch with the Health Department regarding the recent measles outbreaks, and the School District of the Chathams is well insulated from those outbreaks. Committeewoman Swartz further reported that the Environmental Commission is actively seeking Sustainable Jersey points, and is planning an open space cleanup day for the spring. The Environmental Commission is also monitoring matters related to the Pilgrim Pipeline. Committeewoman Swartz further reported that a report was received from the Chatham Chamber of Commerce that they have invited area businesses to become members. Committeewoman Swartz also reported that the Public Works Department has been busy clearing roads of snow and ice.

Deputy Mayor Ritter reported that the Communications Committee had a conference call recently regarding proposed updates to the Telvue system. Deputy Mayor Ritter also gave updated figures on the Chatham Township Facebook page and Twitter accounts. He further reported that the Chatham Education Foundation will be holding their annual Taste of Chatham event.

Committeeman Kelly reported that the Community Garden Committee will be holding their organizational meeting on February 17th. He also reported that the Open Space Committee is

looking forward to working on determining the best uses for the portion of the Giralda Farms property that was recently purchased by the Township. They also want to see a walking trail developed on an open space property between Hillside Ave and Fairmount Ave.

Committeeman Gallop reported that the Joint Recreation Committee met with the leaders of baseball, softball and lacrosse clubs to coordinate the respective seasons. He also reported on the Pilgrim Pipeline, that the statute for eminent domain for pipelines has never been subject to judicial review, and there are questions as to the constitutionality of the statute. The Pilgrim Pipeline Advisory Committee will be meeting soon.

Engineer Ruschke reported that the new generator at WPC1 has been installed. The new pump stations are also functional, and are awaiting final testing. Committeeman Gallop asked if the portable generator is ready to go. Engineer Ruschke said that it is ready, and is currently at the Sewer Plant. Committeeman Gallop said that the generator should be located at the Municipal Building so that it is on hand should it be needed.

Mayor Sullivan asked if the lines for Shunpike Road need to be shifted now that the sidewalks have been installed. Engineer Ruschke said that the lanes are still a standard width. Administrator Ciccarone said that the County plans to repave the road, and the County will decide where they want to have the lines striped.

Chief Hennelly provided a report on burglary investigations. He noted that Detective Hayworth obtained confessions for some of the burglaries. Chief Hennelly also said that the burglaries are linked to a heroin epidemic. Chief Hennelly further reported on parking restrictions within the Township. He said that the ordinance which prohibits overnight parking is useful for patrol purposes. He also addressed the prohibition for on-street parking when roads are snow-covered, and said that this prohibition assists the Department of Public Works in their effort to clear the roads following storms. Chief Hennelly further encouraged residents to reach out to their community officer to receive updates, and to also sign up for ACT Now! alerts. He also said that PSE&G is addressing a gas leak at the intersection of Southern Boulevard and Fairmount Ave.

Committeeman Gallop asked if there is a particular time of day when homes are vulnerable. Chief Hennelly said that there has been a rise in evening burglaries in recent years.

Hearing of Citizens/Petitions

Mayor Sullivan opened the Hearing of Citizens.

1. George Stafford of the Highlands Council was present to request a resolution of support for the 2004 Highlands Water Protection Act.

Seeing no further comment, Mayor Sullivan closed the Hearing of Citizens.

Preliminary Budget Report

Administrator Ciccarone reported on the content of the Annual Debt Statement. He also gave a summary of revenues collected in 2014 and those anticipated for 2015. The levy cap was also addressed, and the Township has some levy cap bank that will be expiring. Administrator Ciccarone said that the introduction of the budget is anticipated for the next Township Committee meeting, at which time State Aid figures should be available. He also explained the reserve for uncollected taxes.

Public Hearing/Final Adoption of Ordinances

Ordinance 2015-01

ORDINANCE 2015-01
AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, AMENDING CHAPTER VI OF THE TOWNSHIP CODE TO
AMEND THE ANNUAL RENEWAL FEE FOR LIQUOR LICENSES

BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the Revised General Ordinances of the Township of Chatham, 1995, are hereby amended in pertinent part to modify subsection 6-3.7 of Chapter VI, Alcoholic Beverage Control, to increase the renewal fees for plenary retail consumption licenses and plenary retail distribution licenses as follows:

1. **6-3.7 License Fees, Maximum Number.**

The annual fees of licenses for the sale or distribution of alcoholic beverages in the Township shall be as follows:

<i>Class of License</i>	<i>Annual Fee</i>	<i>Number</i>
Plenary Retail Consumption License	\$2500.00	3
Plenary Retail Distribution License	\$1088.00	2

2. All other terms and provisions of subsection 6-3.7, Chapter VI, Alcoholic Beverage Control, of the Township Code shall remain unchanged.

3. This ordinance shall take effect as provided by law.

Mayor Sullivan opened the Public Hearing on Ordinance 2015-01.
Seeing none, Mayor Sullivan closed the Public Hearing.

Committeeman Kelly moved to adopt Ordinance 2015-01. Committeewoman Swartz seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Ordinance 2015-02

ORDINANCE 2015-02
AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, PURSUANT TO N.J.S.A. 52:14-15f

WHEREAS, P.L. 2013 c. 28, authorizes local governments to mandate direct deposit for certain governmental employees effective after July 1, 2014; and

WHEREAS, P.L. 2013 c. 28 permits governing bodies to grant exemptions on such terms and conditions as they deem necessary.

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

Section 1. All full time employees and elected public officials who receive compensation from the Township of Chatham are mandated to have direct deposit of their compensation as of March 1, 2015 in accordance with Chapter 28 P.L. 2013, as defined under N.J.S.A. 52:14-15f(b).

Section 2. Seasonal and temporary employees who are employed by the Township of Chatham are exempt from the direct deposit mandate.

Section 3. Municipal employees may request, in writing, an exemption from the direct deposit mandate to the Township of Chatham Administrator. Such requests will be presented to the Township Committee at the next regularly scheduled meeting of the Township Committee after the request is received by the Administrator. The Township Committee may grant such an exemption by Resolution and for good cause.

Section 4. 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 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 after final passage, adoption and publication according to law.

Mayor Sullivan opened the Public Hearing on Ordinance 2015-02.
Seeing none, Mayor Sullivan closed the Public Hearing.

Deputy Mayor Ritter moved to adopt Ordinance 2015-02. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Ordinance 2015-03

**ORDINANCE 2015-03
AN ORDINANCE TO PROVIDE MINIMUM AND MAXIMUM RANGES FOR
COMPENSATION FOR CERTAIN POSITIONS OF EMPLOYMENT IN THE
TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY,
EFFECTIVE JANUARY 1, 2015**

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

Section 1. The following offices and positions of employment in the Township of Chatham in the County of Morris are hereby established and the persons occupying such offices and positions shall be compensated at the rates, or within the ranges, set forth below. Actual compensation, consistent with the salary ranges established herein, is established by Township Resolution.

<u>Office or Position of Employment</u>	<u>Minimum</u>	<u>Maximum</u>
Member of Township Committee	1,200	1,200
Township Administrator	85,000	178,000
Township Clerk/Registrar	40,000	75,000
Deputy Clerk	10,000	50,000
Secretary Bd. Of Health	4,500	10,000
Chief Financial Officer/Treasurer	3,000	25,000
Assistant Treasurer/HR Assistant	3,000	25,000
Administrative Assistant	26,000	87,000
Accounting Clerk	24,000	55,000
Receptionist or Clerk Typist	22,000	50,000
Secretary	24,000	45,000
Chief of Police	125,000	141,000
Emergency Management Coordinator	2,500	6,000
Public Works Manager	65,000	135,000

Director Water Pollution Control	50,000	100,000
Tax Collector/Utility Collector	30,000	75,000
Ass't. Tax & Utility Collector	20,000	50,000
Tax Assessor (Part-time)	15,000	30,000
Ass't. Assessor	22,000	53,000
Escrow Accounting Clerk	3,500	5,000
Director of Recreation and Colony Recreation Center	30,000	60,000
Board Manager Planning/Zoning	5,000	10,000
Planning Board Secretary	\$250 per	meeting
Zoning Board Secretary	\$250 per	meeting
Secretary Environmental Commission	500	1,500
Construction Office Control Person	25,000	64,000
Construction Official/Building Sub-code Official/Inspector	50,000	89,000
Zoning officer/Deputy Zoning Officer (PT)	2,500	15,000
Fire Sub-code Official/Inspector	10,000	19,000
Fire Prevention Official/Inspector	10,000	19,000
Dog Licensing Clerk	2,000	4,000
Governmental Access TV/Community Bulletin Board Manager	5,000	11,000
Seasonal and Hourly Positions		
Pool Manager	10,000	23,000
Assistant Pool Manager	4,600	14,000
Snack Bar Manager	4,600	12,000
Playground Director	3,000	7,000
Swim Team Coach	1,400	3,000
Swim Team Ass't. Coach	500	1,000
Lifeguards	7.15 HR	18.00 HR
Gate Attendants	6.50 HR	15.00 HR
Recreation Aide	6.50 HR	15.00 HR
Clerk Typist PT	7.50 HR	15.00 HR
Building Inspector	25.00 HR	42.00 HR
Plumbing Sub-code Official/Inspector	25.00 HR	42.00 HR

Section 2. Overtime for eligible employees shall be at the rate of straight time for hours exceeding 35 per week and one and one-half times employee’s regular rate of pay for hours exceeding 40 per week.

Section 3. Employees covered by a collective bargaining agreement shall be entitled to compensation as provided in their respective agreements.

Section 4. Salaries provided herein shall be effective January 1, 2014, except where noted, for those employed with the Township as of the adoption date of the ordinance.

Section 5. When required by law, the Township shall pay at least the minimum wage established for the State of New Jersey.

Section 6. This ordinance shall take effect upon publication as provided by the law.

Mayor Sullivan opened the Public Hearing on Ordinance 2015-03.
Seeing none, Mayor Sullivan closed the Public Hearing.

Committeewoman Swartz moved to adopt Ordinance 2015-03. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Ordinance 2015-04

ORDINANCE 2015-04
ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, PARTIALLY VACATING A PORTION OF THE RIGHT OF WAY FOR LOANTAKA LANE NORTH SOLELY FOR ROAD PURPOSES

WHEREAS, a portion of the easterly end of the right of way for Loantaka Lane North adjacent to Block 141, Lot 3 in the Township of Chatham, County of Morris, State of New Jersey, has never been paved or used for road purposes and constitutes a paper street; and

WHEREAS, while this portion of Loantaka Lane North has not been used for road purposes; it has been used as a footpath and entrance to the Loantaka Brook Reservation, part of the Morris County Park Commission park system; and

WHEREAS, the Township has no need for this portion of Loantaka Lane North to be used for road purposes, but desires to retain the entire width and length of this portion of Loantaka Lane North for pedestrian, emergency and maintenance access to the Loantaka Brook Reservation and it appearing that the public interest will be better served by vacating this portion of Loantaka Lane North right of way solely for road purposes; and

WHEREAS, the property owner of Block 141, Lot 3 in the Township of Chatham requested this vacation for road purposes only and agreed that continuing to use Loantaka Lane North as a footpath and entrance to Loantaka Brook Reservation was necessary and appropriate;

WHEREAS, the purpose of this Ordinance is to vacate this portion of Loantaka Lane North for road purposes and as a paper street so that Block 141, Lot 3 in the Township of Chatham is no longer considered a corner lot while retaining this portion of Loantaka Lane North for pedestrian, emergency and maintenance access to the Loantaka Brook Reservation.

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

1. A portion of the easterly side of Loantaka Lane North right of way adjacent to Block 141, Lot 3 for an approximate distance of two hundred and ninety-three (293±’) feet is solely vacated for road purposes, with the entire width and length of the right of way designated for pedestrian, emergency and maintenance access to the Loantaka Brook Reservation.
2. All rights and privileges possessed by public utilities, as defined by N.J.S.A. 48:2-13, and by any cable television company, as defined in the Cable Television Act, P.L. 1972, c.186 (N.J.S.A. 48:5A-1 et seq.) to maintain, repair and replace

facilities, in, adjacent to, over or under Loantaka Lane North are hereby expressly reserved from vacation.

3. At least seven (7) days prior to the time fixed for the consideration of this Ordinance for final passage, a copy of this Ordinance, together with a notice of its introduction and the time and place when and where the Ordinance will be further considered for final passage, shall be mailed to every person whose land may be affected by this Ordinance so far as may be ascertained. Said notices shall be mailed by the Township Clerk in accordance with the provisions of N.J.S.A. 40:49-6.
4. The Township Clerk shall, within sixty (60) days of the effective date of this Ordinance, record a copy of this Ordinance certified by the Clerk under the seal of the Township, to be a true copy thereof, together with proof of publication thereof, in the office of the Clerk of the County of Morris, in accordance with the provisions of N.J.S.A. 40:67-21.
5. The Mayor and Township Clerk are authorized to execute such documents as may be necessary to effectuate such purpose.
6. If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.
7. This Ordinance shall take effect and be recorded in the Office of the Morris County Clerk in accordance with law.

Mayor Sullivan opened the Public Hearing on Ordinance 2015-04.
Seeing none, Mayor Sullivan closed the Public Hearing.

Committeeman Kelly moved to adopt Ordinance 2015-04. Deputy Mayor Ritter seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Ordinance 2015-05

ORDINANCE 2015-05
ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AMENDING CHAPTER XIX, TITLED “STREETS AND SIDEWALKS” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF CHATHAM TO ADD A NEW SECTION 19-2, TITLED “RIGHTS OF WAY – MAILBOXES”

WHEREAS, the maintenance of the public Rights of Way is required for the safety of the general public; and

WHEREAS, the existing ordinances of the Township of Chatham do not regulate the placement of mailboxes in the Rights of Way; and

WHEREAS, it is advantageous to establish standards in Chapter XIX, Streets and Sidewalks, relating to the public use of the Rights of Way and to damage caused to residential rural delivery mailboxes located in the Rights of Way.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that Chapter XIX, Streets and Sidewalks, of the Revised General Ordinances of the Township of Chatham is hereby amended to add the following Section 19-2 titled “Rights of Way – Mailboxes”:

Section 1. Mailboxes.

- A. Posts, stanchions or other support upon which mail-boxes are placed may be located in the Rights of Way in accordance with United States Post Office Regulations. Mailboxes which exceed United States Post Office Regulations are

not a permitted structure and remain in the Rights of Way solely at the expense and liability of the abutting property owner.

- B. Should the Township, through its required maintenance activities, destroy a post and/or mailbox properly placed in the Rights of Way, the Township may reimburse the property owner the sum of Fifty (\$50.00) Dollars for parts and labor or replace and install the post and/or mailbox with one of the Township's selection. The property owner shall notify the Township in writing whether the property owner seeks payment of Fifty (\$50.00) Dollars or replacement as provided herein.

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 after final passage, adoption and publication according to law.

Mayor Sullivan opened the Public Hearing on Ordinance 2015-05.
Seeing none, Mayor Sullivan closed the Public Hearing.

Deputy Mayor Ritter moved to adopt Ordinance 2015-05. Committeewoman Swartz seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Introduction of Ordinances

Ordinance 2015-06

ORDINANCE 2015-06

AN ORDINANCE AMENDING ARTICLE III, TITLED "DEPARTMENTS ESTABLISHED", SECTION 2-11, TITLED "POLICE DEPARTMENT", SUBSECTION 2-11.7, TITLED "POLICE DEPARTMENT PERSONNEL", OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF CHATHAM TO ALLOW FOR A CHANGE IN THE RATIO OF LIEUTENANTS TO SERGEANTS

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

Section 1. Article III, titled "Departments Established", Section 2-11, titled "Police Department", Subsection 2-11.7, titled "Police Department Personnel" of the Revised General Ordinances of the Township of Chatham is hereby amended as follows:

Subsection 2-11.7 Police Department Personnel.

The Police Department shall consist of a Chief of Police, up to two (2) Lieutenants, up to four (4) Sergeants, or in the event that there is only one (1) Lieutenant, up to five (5) Sergeants, and up to fourteen (14) Patrol Officers. In addition, there may be clerical staff as shall be deemed necessary from time to time by the Township Committee.

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 after final passage, adoption and publication according to law.

Administrator Ciccarone explained that this ordinance would modify the structure of the Police Department to allow for there to be five sergeants when there is only one lieutenant.

Committeeman Gallop moved to introduce Ordinance 2015-06. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Public Hearing on Ordinance 2015-06 will be scheduled for February 26, 2015.

Ordinance 2015-07

ORDINANCE 2015-07
AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, REPEALING SECTION 2:81.1 OF CHAPTER II, ADMINISTRATION, ARTICLE IX, FEES, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF CHATHAM REGARDING JITNEY BUS SERVICE FEES

BE IT ORDAINED by the Township Committee of the Township of Chatham, County Morris, State of New Jersey that Chapter II, Administration, Article IX of the Revised General Ordinances of the Township of Chatham, Section 2-81, Fees, is amended as follows:

Section 1. Repeal.

Section 2-81.1 Jitney Bus Service, is hereby repealed in its entirety.

Section 2. Amendment.

Section 2-81.2 of Section 2-81 is hereby redesignated as Section 2-81.1, Police Firing Range Fees.

Section 3. Effective Date.

This ordinance shall take effect as provided by law.

Mayor Sullivan said that the Township no longer has a jitney bus service, and this ordinance seeks to clean up the code book by repealing an outdated ordinance.

Committeewoman Swartz moved to introduce Ordinance 2015-07. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Public Hearing on Ordinance 2015-07 will be scheduled for February 26, 2015.

Consent Agenda

RESOLUTION 2015-048
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 \$1,204,428.12 and the prior month's payroll of \$385,671.03 Current Fund, \$51,911.60 Sewer No. 1, \$11,478.90 Sewer No. 2, and \$12,631.01 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of February 2015, in the amount of \$2,828,281.01 be paid.

BE IT FURTHER RESOLVED that taxes due to the County of Morris, for the First Quarter of 2015, in the amount of \$2,099,738.65 be paid.

RESOLUTION 2015-049

**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 January 22, 2015.

**RESOLUTION 2015-050
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 January 22, 2015.

**RESOLUTION 2015-051
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
AUTHORIZING THE SUBMISSION OF A STATE RECYCLING TONNAGE GRANT
APPLICATION FOR 2014**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987. c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee of the Township of Chatham to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the Township of Chatham hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates EILEEN HLADKY, Certified Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**RESOLUTION 2015-053
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>
Antonio Molino 47 Susan Drive Chatham, NJ 07928	BOA 06-20-20	7760011140	\$480.0

**RESOLUTION 2015-054
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
REFUNDING CERTIFICATION OF SMOKE DETECTORS COMPLIANCE INSPECTION FEE**

WHEREAS, the Township Committee has considered the request submitted by the Fire Official with regard to the fee that was paid for an inspection for Smoke Detector & Carbon Monoxide Alarm & Portable Fire Extinguisher Compliance that was deemed unnecessary;

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>AMOUNT</u>
Debbie Woerner 21 Falmouth Road Chatham, NJ 07928	\$50.00

RESOLUTION 2015-055

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, REFUNDING TAX LIEN

WHEREAS, due to payment by property owner of the lien amount, an overpayment of property taxes now exists; and

WHEREAS, the Tax Collector has recommended the refund of such tax lien

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

<u>BLOCK</u>	<u>LOT</u>	<u>LIEN HOLDER</u>	<u>AMOUNT</u>
60	72	US BANK CUST BV001 TRST & CRDT 50 South 16 th Street Suite 2050 Philadelphia, PA 19102-2513	\$ 12,784.14 – Certificate \$ 32,900.00 – Premium \$ 45,684.14-Total
		Certificate #14-00002 Shepack, David D	

RESOLUTION 2015-056

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, ESTABLISHING EMPLOYEE SALARIES FOR THE YEAR 2015

BE IT RESOLVED by the Township Committee of the Township of Chatham, in the County of Morris, New Jersey, that annual salaries of non-contractual employees are hereby established as shown below and shall be effective January 1, 2015. Seasonal salaries shall be effective June 1, 2015. Employees terminating their employment prior to the effective date of this resolution shall not be eligible for any retroactive increase.

Township Committee Member	\$1,200
Township Administrator	\$177,996
Township Clerk/Registrar	\$65,198
Secretary Board of Health	\$4,993
Deputy Clerk	Vacant
Chief Financial Officer	\$10,353
Administrative Assistant	\$86,573
Accounting Clerk	\$48,331
Assistant Treasurer/HR Assistant	\$19.60 Hr.
Secretary (Administration)	vacant
Secretary (DPW)	\$35,613
Secretary (Police)	\$35,000
Chief of Police	\$140,802
Clerk/Assistant (Police)	\$45,788
Public Works Manager	\$119,904
Ass't. Public Works Manager	Vacant
Director Water Pollution Control	\$97,319
Tax Collector/Utility Collector	\$69,945
Assistant Tax and Utility Collector	\$41,718
Tax Assessor	\$28,857
Assistant Assessor/Recycling Coordinator	\$52,917
Escrow Account Clerk	\$4,688
Director of Recreation	\$5,000 per month

Planning Board Secretary	\$250 per meeting
Zoning Board Secretary	\$250 per meeting
Construction Office Control Person/Bd. Manager/Dog Licensing Clerk	\$63,517
Deputy Zoning Officer(s)	\$2,500
Construction Office Secretary	\$46,397
Construction Official/Building Sub-code Official/Inspector	\$89,180
Electrical Sub-code Official/Inspector	\$38.00Hr.
Fire Sub-code Official/Inspector	\$18,201
Plumbing Sub-code Inspector	\$38.00 Hr.
Fire Prevention Official/Inspector	\$18,836
Building Inspector (PT)	\$38.00Hr.
Governmental Access TV/Community Bulletin Board Manager	\$5,500 plus \$25 HR for special services
Pool Manager	\$23,000
First Assistant Pool Manager	\$10,000
Second Assistant Pool Manager	\$9,000
Playground Director	\$3,400
Swim Team Coach	\$3,000
Assistant Swim Team Coach	\$1,000
Recreation Counselor	\$7.50 - \$12.00 Hr
Lifeguard 1 st year	\$8.50 Hr.
Lifeguard 2 nd year	\$9.00 Hr.
Lifeguard 3 rd year and up	\$9.50 - \$17.50Hr.
Water Safety Instructor (added to lifeguard wages)	\$.50 Hr.
Gate Attendants	\$7.50 - \$12.00Hr.
Recreation Aide	\$7.50 - \$12.00 Hr.
Laborer (PT or seasonal)	\$8.50 - \$15.00 Hr.
Crossing Guards	\$10.00- \$25.00Hr.
Clerk/Typist (PT)	\$10.00- \$20.00Hr

In addition to the base salary to be paid, the Public Works Manager shall be paid \$12,500 for the year 2015 which shall not be considered an addition to the base salary for pension purposes or any other purpose. This payment will be subject to all appropriate federal and state taxes and will be paid in one lump sum with the last pay of the year.

This Resolution shall take effect immediately.

RESOLUTION 2015-057
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPOINTING MEMBER TO THE ZONING BOARD OF ADJUSTMENT

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following appointment be made effective immediately:

Zoning Board of Adjustment:

1. Gregory Borsinger (2016)

RESOLUTION 2015-058
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM
APPOINTING MEMBERS TO THE OPEN SPACE ADVISORY COMMITTEE

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following appointment be made effective immediately:

Open Space Committee:

1. Joseph Basrailian (Chairman) (2015)
2. Abigail Maddi (2015)
3. Susan Hoag (2015)
4. Nina Benton (2015)
5. Sharon Tether (2015)
6. Wendy Graham (2015)

RESOLUTION 2015-059

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, ESTABLISHING EMERGENCY TEMPORARY APPROPRIATIONS FOR 2015

WHEREAS, 40A:4-20 Local Budget Act provides that in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of adoption of the budget for said year. The amount of such emergency appropriation shall be included under the correct headings in the budget as adopted, and

WHEREAS, the by resolution adopted January 6, 2015 the Governing Body adopted temporary appropriations for 2015, and

WHEREAS, due to an extraordinary number of winter storms the temporary appropriation for Road Repairs and Maintenance has now proven to be inadequate.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Chatham, County of Morris, that the following additional temporary appropriations are made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

Road Repairs and Maintenance	
Salaries and Wages	\$25,000
Other Expense	\$30,000

BE IT FURTHER RESOLVED that the total appropriation for Road Repairs and Maintenance to be included in the regular budget shall include the amounts hereby appropriated.

Resolution 2015-052 was pulled for consideration at a future meeting.

Committeeman Gallop asked about budgeting for street salt. Administrator Ciccarone said that the budget amendment resolution appropriates additional money for street salt, and the figures will be factored into the 2015 Budget.

Deputy Mayor Ritter moved to approve the Consent Agenda. Committeewoman Swartz seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Mayor Sullivan read aloud the names of the appointees to the Open Space Committee and the Board of Adjustment.

Discussion

Colony Pool Fees

**ORDINANCE 2015-08
AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, ESTABLISHING POOL MEMBERSHIP FEES FOR
COLONY RECREATION CENTER COMMENCING 2015**

BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that Section 20-1 of the Township Code is hereby amended to read as follows:

1. **20-1 POOL MEMBERSHIP FEES AT THE COLONY RECREATION CENTER.**
 - a. The following schedule of Colony Recreation Center Fees for Pool Membership is hereby established:

Chatham Township Resident Rates	
Family – includes parent(s) and children under 23 years old	\$400
Couple or single parent and 1 child under 23 years old	\$300
Individual – 14 years and older	\$200
Senior Citizen – 62 or older	\$50

Senior Citizen couple – one must be 62 or older	\$75
Babysitter/nanny/parent helper (must accompany family member)	\$100
Adult twilight daily fee (4:30 P.M. until closing) (Township Residents only)	\$5
Non-Resident Rates	
Family – includes parent(s) and children under 23 years old	\$550
Couple or single parent and 1 child under 23 years old	\$450
Individual – 14 years and older	\$225
Senior Citizen – 62 or older	\$50
Senior Citizen couple – one must be 62 or older	\$75
Babysitter/nanny/parent helper (must accompany family member)	\$100
Daily Guest – accompanied by Member	\$8

No refunds will be made after opening day.

b. *Reduced Fees for Emergency Response Organization Volunteers.* Active members of the Chatham Emergency Squad, Green Village Volunteer Fire Department, and Chatham Township Volunteer Fire Department, who are eligible for the Length of Service Award Program (LOSAP), shall be entitled to a fifty (50%) percent reduction in the fee for the appropriate pool membership category listed above.

2. The Township Administrator, in consultation with the Colony Recreation Center liaison, may authorize the Recreation Director to schedule special promotional events and to offer special discounts to promote Colony Recreation Center membership.

3. This ordinance shall take effect as provided by law.

Mayor Sullivan said that the Colony Recreation Fee revisions seek to address categories that have not been addressed before, and seek to be more aggressive compared with neighboring municipalities. Mayor Sullivan also said that it is hoped to begin marketing for the 2015 Colony season as soon as possible.

Committeeman Kelly said that the fees are an aggressive marketing strategy. He asked if the Township Committee should obtain the advice of the Colony Pool Advisory Committee before moving forward with this ordinance.

Deputy Mayor Ritter suggested that the individual age be raised from 12 to 14. He also suggested that the age for Seniors be lowered to 62.

Deputy Mayor Ritter moved to introduce Ordinance 2015-08. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

Public Hearing on Ordinance 2015-08 will be scheduled for February 26, 2015.

Hearing of Citizens/Petitions

Mayor Sullivan opened the Hearing of Citizens.

1. Kathy Abbott, 40 Wynwood Road, suggested that the Colony Pool Advisory Committee should be included in the decision-making process for matters related to the pool. She also said that the Colony Pool Advisory Committee would like to make a full report to the Township Committee. Administrator Ciccarone said that the role of the Colony Pool Advisory Committee should be to advise on social events and marketing, and not to get involved in membership fees or employee salaries. Mrs. Abbott said that she would like the Colony Committee to help make the facility be profitable. Deputy Mayor Ritter posed the question if the Township should be out to make a profit on Colony Pool, and what the ultimate goal of having Colony Pool should be. He said that the fees are being

reduced to help increase membership and generate interest in Colony Pool. Mrs. Abbott further suggested that the Township Committee should receive monthly financial statements regarding Colony Pool. Administrator Ciccarone pointed out that when Mrs. Abbott was on the Township Committee, she had access to the financial information for Colony Pool. He also said that Colony is not a self-liquidating facility, similar to other recreation facilities. Mayor Sullivan said that consideration has been given to having the Colony Committee be structured more like the Friends of the Library, but it was deemed that such a structure would not work. Committeeman Kelly said that he would be more comfortable adopting Ordinance 2015-08 if some input is received from the Colony Committee. Committeeman Gallop commented on lowering the age of Seniors to 62. Committeewoman Swartz suggested that non-members be surveyed as to why they are not members.

Seeing no further comment, Mayor Sullivan closed the Hearing of Citizens.

Executive Session

RESOLUTION 2014-P-02 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. Contract negotiations: Lease Negotiations with New Cingular Wireless PCS, LLC
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.

Deputy Mayor Ritter moved to pass Resolution 2015-P-02 to enter Executive Session at 9:48 PM. Committeeman Kelly seconded the motion.

Roll call: Committeeman Gallop, Aye; Committeeman Kelly, Aye; Committeewoman Swartz, Aye; Deputy Mayor Ritter, Aye; Mayor Sullivan, Aye.

The Township Committee returned from Executive Session at 10:28 PM, and the meeting was adjourned.

Gregory J. LaConte
Township Clerk