

**TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE MEETING MINUTES
FEBRUARY 14, 2008**

Mayor Tubbs called the workshop meeting of the Township Committee of the Township of Chatham to order at 7:41 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 4, 2008; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 4, 2008; and notice was filed with the Township Clerk on January 4, 2008.

Boy Scout Troop # 121 led the flag salute.

Roll Call

Answering present to the roll call were Committeeman Gallop, Committeeman O'Connor, Committeewoman Hagner, Deputy Mayor Brower and Mayor Tubbs.

Approval of Agenda

Deputy Mayor Brower moved to approve the agenda. Committeewoman Hagner seconded the motion, and the motion carried unanimously.

Proclamation

Mayor Tubbs read the attached proclamation declaring February 2 – 9, 2008 as Scouting Anniversary Week. Boy Scout Troop 121 was present at the meeting to accept the proclamation.

Reports

Committeewoman Hagner reported that the Recreation Advisory Committee meeting was canceled due to inclement weather. She also reported that the background check process has gone well, and the new structure at Castle Park is expected to be installed in March. Committeewoman Hagner also said that the Tree Protection Committee has met with an arborist to review commentary on the tree protection ordinance proposals. Mayor Tubbs said the tree protection ordinance would be discussed at the next workshop meeting. Committeewoman Hagner added that John Linson was interviewed to be the Township Arborist, and she asked if the Township Committee wanted to interview additional potential candidates. Mayor Tubbs asked for a resume to be submitted before moving forward. Committeewoman Hagner further reported that a \$95,000 grant was awarded to the Township for a portion of the bike path project. Furthermore, Committeewoman Hagner said that she met with two vendors for television broadcasting equipment, and she expects to have their proposals soon. She and Administrator Ciccarone are scheduled to have a teleconference with Comcast on February 15, 2008 to determine when the live feed will be installed. Deputy Mayor Brower reported that the number of deer killed by automobiles has gone down. The deer hunting effort has also been productive, with 26 deer killed by shotgun and 27 by bow. Deputy Mayor Brower also explained that due to warm weather in autumn, 25 to 33 percent of the deer population in the Great Swamp died from a parasite. However, the deer population living in residential areas has not thinned out proportionately. Deputy Mayor Brower also reported that the Senior Center is pleased with the planned improvements to the facility. Furthermore, Deputy Mayor Brower addressed Chatham Disposal's program whereby senior citizens are offered a discount if they have only one can placed at the curb. Deputy Mayor Brower suggested that Chatham Disposal should consider not requiring seniors to place their cans at the curb during winter months. Deputy Mayor Brower further reported that the Chatham Police Department offers a program called Operation Reassurance to senior citizens and people with medical problems. Additionally, the Local Assistance Board does not currently have any clients. Committeeman O'Connor reported that the Environmental Commission met on February 5, 2008, and discussed the municipal recycling ordinance. They also discussed the "Turn the Key, Be Idle Free" program. The annual riverside cleanup will be held on Saturday, April 19, 2008 from 9:30 AM to 12:30 PM. The spring

electronics-recycling event will be held on Saturday, May 3, 2008 from 9:00 AM to 12:00 PM. Committeeman Gallop reported that the Open Space Committee met and discussed the Swamp Loop. They felt that it would be worthwhile to move forward with the project regardless as to whether or not Harding Township is involved. The Open Space Committee will be conducting another review of the proposed plan, and will be sending their comments to Angela Clerico of Banisch & Associates. Committeeman Gallop also noted the role of Banisch & Associates in the acquisition of the aforementioned \$95,000 grant. Mayor Tubbs reported that on March 1, 2008 Congressman Frelinghuysen would be hosting a Town Meeting at the Municipal Building from 10:00 A.M. to 11:00 A.M. Mayor Tubbs also reported that he is working to reinstitute the All-Board Dinner Meeting, which would likely be held at the end of March. In regard to Shunpike Field, Mayor Tubbs reported that he, Administrator Ciccarone, Engineer Ruschke, and Chatham Borough Mayor Vaughn met with the NJDEP, and it was a productive meeting. Mayor Tubbs also reported that the Borough of Madison sent a letter to the Township Committee regarding possible discussions on a potential joint project converting the Exxon Property into recreation fields. The consensus of the Township Committee was to engage in said discussions with Madison. Engineer Ruschke reiterated that the meeting with the DEP was positive. He also reported that there were discussions about replacing the current shelter at the Colony Tennis Courts with a gazebo, and he distributed some photos of possible designs. A rectangular 10 by 30 foot structure was recommended. The cost would be \$6,800 including delivery. The Committee agreed to move ahead with the gazebo. Mayor Tubbs also reported that Chatham Township is going to be named by New Jersey Monthly Magazine as the best place to live in New Jersey.

Budget Presentation

Administrator Ciccarone presented the 2008 Budget. This is the first budget prepared since the State imposed a 4 percent cap on the tax levy, and this year there will be a zero percent increase in the municipal purposes tax rate. Administrator Ciccarone stated that the Township is trying to save money on personnel costs through attrition whenever possible, however there have been budgetary increases in the following areas:

1. Police Salaries – \$112,000
2. Police Pension Costs – \$168,000
3. Other Employee Pensions – \$84,000
4. Joint Library – \$34,000
5. Utilities – \$58,000
6. Board of Health – \$14,000
7. Reserve for Uncollected Taxes – \$58,500

Mayor Tubbs said that utility costs would be addressed, to which Administrator Ciccarone added that one possibility would be having a hybrid vehicle for the police department. Miscellaneous revenues have seen an increase in \$68,000, and \$2,040,000 of the surplus will be used in 2008. Total revenues for 2008 are \$12,860,619, which is an increase of \$575,222 from 2007. Total appropriations for 2008 will be \$13,077,548, which is up \$792,151 from 2007. Administrator Ciccarone advised the Estimated Tax Rates for 2008 are as follows:

Local – \$0.284 per \$100 assessed value
Open Space – \$0.020 per \$100 assessed value
County – \$0.262 per \$100 assessed value
School – \$0.975 per \$100 assessed value
Total – \$1.541 per \$100 assessed value

For every dollar collected, 64 percent goes to the School District of the Chathams, 17 percent to Morris County, 18 percent to the Township of Chatham, and 1 percent to the Open Space Fund. Administrator Ciccarone noted the 2008 Capital Budget would include the following goals:

1. Purchase of DPW equipment
2. Improvements to the Municipal Building, including handicap accessibility and energy efficiency
3. Preliminary engineering work and permitting for improvements to Shunpike Field
4. Various road improvements
5. Purchase of fire equipment to support volunteers

Administrator Ciccarone requested that the Township Committee consider introducing the 2008 Budget at either the February 28, 2008 meeting or the March 13, 2008 meeting. Mayor Tubbs said that the introduction of the budget would be conducted at the March 13, 2008 meeting. Committeeman O'Connor commented that the zero percent increase in municipal taxes is attributed to good fiscal management. Mayor Tubbs also noted all departments are being asked to do more with less. Deputy Mayor Brower suggested that a chart be created showing more of a breakdown by department of services rendered to the community. He also asked if it would be worthwhile to refinance long-term notes or obligations due to the lowering of interest rates. Administrator Ciccarone said that it would not be since there has not been a recall or refinance feature in them. With regard to Deputy Mayor Brower's request for a financial breakdown chart, Administrator Ciccarone indicated that the current format follows State mandated budget procedures. Committeewoman Hagner asked about the capital costs for improvements to the Municipal Building. Mayor Tubbs explained that money was allocated in the past to hire an architect, but money has not yet been allocated for the actual work. Administrator Ciccarone added that the Township would also probably be making a contribution to the renovation of the Southern Boulevard Firehouse. Committeewoman Hagner also asked if the vacancy in Department of Public Works would be filled. Administrator Ciccarone said that there is money allocated in the budget for that position, but it has not yet been determined if the position would be filled. Committeeman Gallop asked what the Township needs to do to maintain control over its financial destiny. Administrator Ciccarone suggested continuing current practices, with adjustments made as necessary. Deputy Mayor Brower warned about the costs associated with possible future sewer plant upgrades.

Public Hearing/Final Adoption of Ordinances

ORDINANCE 2008-01

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING MUTUAL AID AGREEMENTS AND INTERLOCAL SERVICE AGREEMENTS BETWEEN THE TOWNSHIP POLICE DEPARTMENT AND NEIGHBORING POLICE DEPARTMENTS

WHEREAS, N.J.S.A. 40A:14-156.1 provides that the governing bodies of two or more municipalities may by reciprocal ordinances enter into agreements with each other for mutual police or fire aid in case of emergency; and

WHEREAS, N.J.S.A. 40:8A-1 et seq. provides that the governing bodies of two or more municipalities may by resolution enter into interlocal service agreements; and

WHEREAS, The Chief of the Chatham Township Police Department desires to enter into such agreements with surrounding police departments; and

WHEREAS, the Chatham Township Police Department and most other police departments have contractual provisions with their officers permitting off-duty employment, including but not limited to construction traffic duty, for third parties when such work is provided through the police department and the officer is paid by the third party; and

WHEREAS, there may be times when there are no local officers available to perform off-duty traffic duty for third parties;

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

1. The Mayor and Township Clerk are hereby authorized to execute the mutual aid agreements with Chatham Borough, City of Summit, Madison Borough, Borough of New Providence, Township of Berkeley Heights, Town of Morristown, Morris Township, Long Hill Township, Harding Township, Warren Township, and Bernards Township, copies of which are attached hereto and incorporated herein by reference.

2. The Mayor and Township Clerk are hereby authorized to execute the police interlocal service agreements with Chatham Borough, City of Summit, Madison Borough, Borough of New Providence, Township of Berkeley Heights, Town of Morristown, Morris Township, Long Hill Township, Harding Township, Warren Township, and Bernards Township, copies of which are attached hereto and incorporated herein by reference.

3. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

4. In case any part of the ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other part of this ordinance except insofar as the part declared invalid shall be inseparable from the remainder of any other part thereof.

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

Mayor Tubbs opened the Public Hearing on Ordinance 2008-01.

Seeing no public comment, Mayor Tubbs closed the Public Hearing on Ordinance 2008-01.

Deputy Mayor Brower moved to adopt Ordinance 2008-01. Committeeman O'Connor seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O'Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

Introduction of Ordinances

ORDINANCE 2008-03

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, ACCEPTING THE GIFT OF A TRAFFIC SPEED
MONITOR FROM THE FAIRMOUNT COUNTRY CLUB**

WHEREAS Fairmount Country Club, 400 Southern Boulevard, Chatham Township has offered to the Township a Traffic Speed Monitor for use on Township roads, and the Township, being most appreciative of this generous gift to improve the safety of the community, wishes to accept the same;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that the Township, pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., hereby accepts, with thanks, the donation of a Traffic Speed Monitor from the Fairmount Country Club for use in the Township of Chatham.

This ordinance shall take effect as provided by law.

Deputy Mayor Brower moved to introduce Ordinance 2008-03. Committeeman O'Connor seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O'Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

Public Hearing for Ordinance 2008-03 will be scheduled for February 28, 2008.

Consent Agenda

RESOLUTION 2008-042

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF CHATHAM APPROVING RAFFLES FOR
PTO OF THE CHATHAMS, INC.**

BE IT RESOLVED by the Township Committee of the Township of Chatham that on-premise raffles to be conducted by PTO of the Chathams, Inc. on March 28, 2008, at Chatham High School, 255 Lafayette Avenue, Chatham Township, are hereby approved.

RESOLUTION 2008-043

**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 \$987,087.05 and the prior month's payroll of \$430,299.74 Current Fund, \$43,628.45 Sewer No. 1, \$8,428.68 Sewer No. 2, and \$6,045.93 Police Private Employment be paid.

BE IT FURTHER RESOLVED that taxes due to the School District of the Chathams, for the month of February 2008, in the amount of \$2,110,429.00 be paid.

BE IT FURTHER RESOLVED that taxes due to the County of Morris, for the 1st Quarter of 2008, in the amount of \$1,841,391.89 be paid.

RESOLUTION 2008-044

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 meetings held on January 17, 2008.

RESOLUTION 2008-045

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 meetings held on January 17, 2008.

RESOLUTION 2008-046

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>A/C NUMBER</u>	<u>AMOUNT</u>
Gina Flanigan 38 Hill Top Terrace Chatham, NJ 07928	7760011169	\$120.00
Hickory Square Associates 641 Shunpike Road Chatham, NJ 07928	7200038910	\$26.00
Mandzij, Jerry and Kathleen 170 Lafayette Ave Chatham, NJ 07928	7760011155	\$120.00

RESOLUTION 2008-047

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM OPPOSING REVISIONS TO THE WRONGFUL DEATH STATUTE

WHEREAS, liability claims against municipalities are already increasing 10 percent per year;

WHEREAS, the proposed revisions to the Wrongful Death Statute will add another 6 percent to the 10 percent to this cost;

WHEREAS, under the current wrongful death law, family members can already collect substantial compensation for actual losses such as medical bills and lost income as well as loss of companionship;

WHEREAS, this bill will also allow juries to award substantial additional compensation for “emotional distress”;

WHEREAS, this bill is contrary to the principles in Title 59;

WHEREAS, without the limitations in Title 59, it would be very difficult for state, county and local government to respond to a wide range of emergency situations.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Chatham that we urge the legislature to exempt Title 59 entities from any expansion of the Wrongful Death Statute.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Senator Thomas H. Kean, Jr., Assemblyman Jon M. Bramnick, Assemblyman Dr. Eric Munoz, Governor Corzine, Senate President Cody and Assembly Speaker Roberts.

RESOLUTION 2008-048

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AWARDED A PROFESSIONAL SERVICES CONTRACT FOR LABOR COUNSEL.

WHEREAS, the Township of Chatham is in need of the services of a professional labor attorney to assist with legal advice relating to general employment law related issues which may include reviewing and revising existing documents and providing training on employment related issues, and

WHEREAS, the Township Administrator has recommended the appointment of the firm Nukk-Freeman & Cerra, P.C. to provide the services listed above.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey that a professional service contract is hereby awarded to Nukk-Freeman & Cerra, P.C. in accordance with a proposal submitted and on file in the Office of the Township Clerk.

Resolution 2008-041 was pulled from the Consent Agenda. Committeewoman Hagner asked if the labor counsel would be billing the Township at their hourly rate to review the Personnel Policy. Administrator Ciccarone said that the billing would be as per the original proposal. Deputy Mayor Brower asked if the aerial surveys on the bill list were for the GIS system. Administrator Ciccarone and Engineer Ruschke explained that the aerial surveys were for reconnaissance for the sewer project.

Deputy Mayor Brower moved to adopt the Consent Agenda. Mayor Tubbs seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O’Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

RESOLUTION 2008-041

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING RAFFLES FOR CORPUS CHRISTI CHURCH

BE IT RESOLVED by the Township Committee of the Township of Chatham that off-premise raffles to be conducted by Corpus Christi Church on June 14, 2008, on-premise hourly raffles to be conducted on June 12, June 13, and June 14, 2008, and non-draw raffles (wheels of chance) to be conducted on June 12, June 13, and June 14, 2008 are hereby approved.

Deputy Mayor Brower moved to adopt Resolution 2008-041. Committeewoman Hagner seconded the motion.

Roll Call: Committeeman Gallop, Abstain; Committeeman O’Connor, Abstain; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

Introduction of Ordinances

ORDINANCE 2008-02

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY AMENDING CHAPTER II, ARTICLE VI
(ADMINISTRATIVE POLICIES AND PROCEDURES) OF THE REVISED
ORDINANCES OF THE TOWNSHIP OF CHATHAM REGARDING PRIVATE
EMPLOYMENT OF POLICE PERSONNEL.**

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

SECTION 1. Chapter II, Administration, Article VI, Administrative Policies and Procedures, Section 2-49, Private Employment of Police Personnel, of the Code of the Township of Chatham, County of Morris, State of New Jersey, is revised so that Subsection 2-49.2 shall read as follows:

**CHAPTER II
ARTICLE VI
ADMINISTRATIVE POLICIES AND PROCEDURES**

**2-49 PRIVATE EMPLOYMENT OF POLICE PERSONNEL
2-49.2 PAYMENT.**

a. Private employers shall pay to the Treasurer of the Township as compensation for the services a sum equal to the number of hours worked times the highest hourly overtime rate for patrolman as contained in the collective bargaining agreement with the Patrolmen's Benevolent Association then in effect, plus \$6.00 per hour for each hour worked for administration.

b. The Police Chief shall estimate the number of hours anticipated to be worked, and payment for the estimated work shall be paid by the private employer to the Township Treasurer prior to commencement of work. The minimum charge shall be for 2 hours.

c. If additional work time is required due to unanticipated circumstances, and such work is approved by the Police Chief, the private employer shall be liable for payment to the Township for all such additional hours worked.

d. The private employer must give at least 2 hours prior notice to the Police Chief for cancellation of any scheduled off-duty service. Any private employer who fails to give the required 2 hours notice shall pay the full cost of the estimated hours up to 4 hours.

e. An invoice from the Township for any balance due, or a credit for any refund, if any, shall be issued by the Township Treasurer. Payments due from private employers shall be made within ten (10) days of receipt of the invoice from the Township.

SECTION 2. This ordinance shall take effect as provided by law.

Committeewoman Hagner asked if Administrator Ciccarone had an opportunity to study whether or not the new fee would be sufficient to cover the costs assumed by the Township for third party police services. Committeeman Gallop suggested that there be separate fees for non-profit and for profit organizations. Administrator Ciccarone suggested that the matter could be revisited at a later time, and said that at the moment it is more important to establish a rate.

Committeeman O'Connor moved to introduce Ordinance 2008-02. Deputy Mayor Brower seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O'Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

Public Hearing for Ordinance 2008-02 will be scheduled for February 28, 2008.

Discussion

Swamp Loop/Bikeway

Committeeman Gallop explained that Morris County wants the Township Committee to pass a resolution supporting the plan for the Swamp Loop. He also pointed out that since this is a route

already traveled by bicyclists, the official designation of a bicycle route would have a public safety element by encouraging motorists to respect bicyclists and vice versa. Mayor Tubbs asked why Harding Township is not participating in this program. Committeeman Gallop said the County had said that Harding Township is concerned that the designation of the route would lead to increased usage by bicyclists. Committeewoman Hagner said that Pleasantville Road in Harding is part of the Swamp Loop, and part of Harding's reluctance to support the Swamp Loop is because Pleasantville Road is narrow and somewhat in disrepair. Mayor Tubbs suggested that the Township Committee first review the report from Banisch & Associates to make sure that the Swamp Loop would be consistent with their suggestions. Committeeman Gallop said that the Swamp Loop designation would not be dependent upon the suggestions from Banisch & Associates. He also reported that the Open Space Committee plans to consolidate all their comments at their next meeting and send them along to Angela Clerico from Banisch & Associates. At that point, revisions will be made to the plans, and they can then be submitted for approval. Deputy Mayor Brower suggested that the Township Committee wait for Banisch & Associates to submit their report before taking any action on the Swamp Loop. Mayor Tubbs requested that a resolution be prepared for the next meeting and that Banisch & Associates prepare a short letter endorsing the Swamp Loop. Deputy Mayor Brower also suggested that the County be encouraged to improve the parking situation in the Green Village Post Office area, as bicyclists often park there. Committeewoman Hagner responded there have already been discussions with the County on this.

Multi-Jurisdictional Hazard Mitigation Plan – Resolution of Endorsement

RESOLUTION 2008-049

RESOLUTION OF THE TOWNSHIP OF CHATHAM, COUNTY MORRIS, STATE OF NEW JERSEY STATEMENT OF INTENT TO PARTICIPATE IN THE MULTI-JURISDICTIONAL ALL-HAZARD MITIGATION PLANNING PROCESS WITH THE COUNTY OF MORRIS

WHEREAS, the County of Morris is the recipient of a Pre-Disaster Mitigation grant from the State of New Jersey, Office of Emergency Management, in order to develop a Multi-Jurisdictional Hazard Mitigation Plan that covers all jurisdictions of Morris County; and

WHEREAS, the County has requested that each municipality in the County in the planning process and that each municipality execute a Statement of Intent to so participate; and

WHEREAS, it is advantageous to the Township and the County to participate in the planning process;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that the Mayor, Township Administrator and Clerk, and their designees are hereby authorized to execute a Statement of Intent to participate in the multi-jurisdictional All-Hazard mitigation planning process, to participate as appropriate in said planning process and to provide the Township Committee with periodic updates on the plan.

Attorney Woodward explained that Morris County received a grant for a Multi-Jurisdictional Hazard Mitigation Plan, which would assist with such hazardous events as flooding and major storms. As part of the program, the County needs the support of the municipalities, and a failure of the Township to participate in the planning process would jeopardize possible hazard relief in the future. Mayor Tubbs asked if there was a particular individual who would represent the Township in the planning process. Chief Goeckel explained that the OEM Coordinator would attend the planning meetings.

Committeewoman Hagner moved to adopt Resolution 2008-049. Mayor Tubbs seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O'Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

PBA Fundraiser

RESOLUTION 2008-050

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
CHATHAM APPROVING FIREWORKS FOR CHATHAM TOWNSHIP
PBA LOCAL #170 “FUND RAISING” EVENT**

WHEREAS, state regulations require municipal governing body approval for the use of fireworks displays; and

WHEREAS, the Township has received an application to conduct a fireworks display by the Chatham Township PBA Local #170 on June 21, 2008, for “Fund raising” to take place at Shunpike Field on Shunpike Road, Chatham, New Jersey; and

WHEREAS, the Township wishes to permit the applicant to conduct this fireworks display in accordance with all applicable laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that it hereby approves the Chatham Township PBA Local #170 Fireworks Application contingent upon the payment of all required fees, posting of appropriate insurance certificates, and compliance with all state and local laws and regulations.

Administrator Ciccarone explained that the Chatham Township PBA Local #170 is looking to hold a fundraising event on June 21, 2008, which would include a fireworks display at Shunpike Field. Resolution 2008-050 will approve the fundraising event, subject to the PBA obtaining the proper fireworks application and license through the Fire Prevention Official. Deputy Mayor Brower raised a concern about the potential for construction projects at Shunpike Field.

Committeeman O’Connor moved to adopt Resolution 2008-050. Deputy Mayor Brower seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O’Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

Hearing of Citizens/Petitions

Mayor Tubbs opened the Hearing of Citizens.

1. Peter Hofmann, May Drive resident, complimented Administrator Ciccarone on the budget presentation. He also asked if there had been any increase in the rate of delinquency in payment of property taxes. Administrator Ciccarone said that there has been a slight increase in payment delinquency, but it was a minor change. Deputy Mayor Brower asked if the sale of foreclosed properties would result in the payment of back taxes. Administrator Ciccarone explained the tax sale and foreclosure process, and said that all costs would be covered during the process.

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

Executive Session

RESOLUTION 2008-P-03

**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**

BE IT RESOLVED by the Township Committee of the Township of Chatham that it adjourn to an executive session to discuss the following subject matters without the presence of the public in accordance with the provisions of N.J.S.A. 10:4-2b

Potential Litigation
Contract Negotiations
Personnel

The matters discussed will be made known to the public at such time as appropriate action is taken on said matters, and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Township of Chatham; provided such

disclosure will not violate Federal, State or Local Statutes and does not fall within the attorney/client privilege.

Deputy Mayor Brower moved to adopt Resolution 2008-P-03 to go into Executive Session for potential litigation and board appointments at 9:25 P.M. Committeeman O'Connor seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O'Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

The Township Committee returned from Executive Session at 10:13 P.M.

RESOLUTION 2008-051

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPOINTING MEMBER TO THE OPEN SPACE 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. Full member | Jeff Furbish | (2008) |
|----------------|--------------|--------|

Committeewoman Hagner moved to adopt Resolution 2008-051. Committeeman O'Connor seconded the motion.

Roll Call: Committeeman Gallop, Aye; Committeeman O'Connor, Aye; Committeewoman Hagner, Aye; Deputy Mayor Brower, Aye; Mayor Tubbs, Aye.

Deputy Mayor Brower moved to adjourn at 10:15 P.M. Committeeman Gallop seconded the motion, and it carried unanimously.

Joy Wiley
Municipal Clerk