

**TOWNSHIP OF CHATHAM
TOWNSHIP COMMITTEE MEETING MINUTES
JUNE 26, 2008**

Mayor Tubbs called the regular meeting of the Township Committee of the Township of Chatham to order at 7:38 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.

Mayor Tubbs 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.

Special Recognition

Mayor Tubbs noted the recent deaths of Peter Hofmann and Gail MacNeil, and recognized the contributions they had made to the community. A moment of silence was held in their honor.

Approval of Agenda

Committeewoman Hagner said that she had some concerns about Ordinance 2008-09, and Mayor Tubbs said that the ordinance would be carried until the next meeting. Resolution 2008-135 was pulled from the Consent Agenda for a separate vote. Mayor Tubbs changed the order of the discussion items.

Committeeman O'Connor moved to approve the agenda as amended. Deputy Mayor Brower seconded the motion and it carried unanimously.

Reports

Deputy Mayor Brower discussed a request from the Senior Services that relief be granted to senior citizens on sewer usage charges. He also addressed screening and shrubs at the Colony Tennis Courts. Committeeman Gallop reported that Angela Clerico from Banisch Associates presented the bikeway plans to the Planning Board, and the plans were well received. A public comment period for the bikeway plans will be open during the summer, which includes the use of a Public Participatory GIS website. Furthermore, the Open Space Committee plans to investigate the possible purchase of a parcel. Mayor Tubbs reported that things are going well at Colony Pool. There is also a lot of usage of the Colony Tennis Courts. The Public Safety Committee is moving along with the accreditation program, and Patrolman Giannone is overseeing that process.

Hearing of Citizens/Petitions

Mayor Tubbs opened the Hearing of Citizens.
Hearing none, Mayor Tubbs closed the Hearing of Citizens.

Administrator's Report

Administrator Ciccarone asked if the Township Committee would like an ordinance for the next meeting about proposed regulations for the Colony Tennis Courts.

Public Hearing/Final Adoption of Ordinances

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL PROJECTS OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$625,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$593,750 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COSTS THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Chatham, New Jersey, as general improvements. For the improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$625,000, including the aggregate sum of \$31,250 as the several down payments for the improvements or purposes. The down payments are now available for capital improvement purposes in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$593,750 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated costs of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows, and are more particularly described in the plans and specifications on file with the Township, which plans and specifications are hereby approved, including all work, materials and all else necessary therefor and incidental thereto:

	Improvement or Purpose	Appropriation & Estimated Cost	Maximum Amount of Bonds or Notes	Useful Life
1.	Purchase of DPW equipment – (1) pickup truck with plow or hybrid utility vehicle; (1) large, portable air compressor; (1) small shop air compressor; (1) emergency generator; (1) trailer	\$125,000	\$118,750	5
2.	Misc road improvements, including engineering	50,000	47,500	15
3.	Improvements to the municipal building, including various energy efficiency upgrades; handicap accessibility improvements; improvements to the lower level multipurpose room and construction of a 9/11 memorial including landscaping, together with all engineering and architectural work necessary	300,000	285,000	15
4.	Various Fire Safety Equipment	50,000	47,500	15
5.	Underground Storage Tank Remediation, including engineering	100,000	95,000	15
	TOTAL	\$625,000	\$593,750	

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with the bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued

hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale, and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained, and the name of the purchaser.

Section 5. The capital budget of the Township of Chatham is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. Any grants received by the Township for any purpose set forth in Section 3 hereof are hereby appropriated for said purpose set forth in Section 3 hereof and shall be applicable either to the direct payment of the cost of such purpose or to the payment or reduction of the obligations issued or authorized herein. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 7. The following additional matters are hereby determined, declared, recited, and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof, within the limitations of the Local Bond Law, is 13 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and bond anticipation notes provided in this bond ordinance by \$593,750. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$70,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. This bond ordinance shall take effect 20 days after publication thereof after final adoption, as provided by the Local Bond Law.

Mayor Tubbs opened the Public Hearing on Ordinance 2008-10.

Hearing none, Mayor Tubbs closed the Public Hearing on Ordinance 2008-10.

Deputy Mayor Brower moved to adopt Ordinance 2008-10. 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.

ORDINANCE 2008-11

AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER 30, LAND DEVELOPMENT, OF THE TOWNSHIP CODE AS RESPECTS CONSERVATION EASEMENT MONUMENTS

BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, that Chapter 30, Land Development, is hereby amended to add Section 30-96.28, Conservation Easement Monuments, as follows:

1. 30-96.28 Conservation Easement Monuments.

All conservation easements required in connection with any subdivision, site plan, or variance approval, shall be identified with concrete monuments conforming to the Map Filing Law and identified with the letter "C". Monuments shall be installed at all angle points and where the easement intersects lot lines. The location of such monuments shall be shown on the preliminary and final plans. Such monuments shall be installed prior to the issuance of any building permit. If weather or other conditions are present, or the property is actively devoted to crop farming, so that the installation of such monuments is impractical, the applicant shall post a cash deposit with the Township in an amount determined by the Township Engineer to insure the installation of the monuments. The monuments shall be installed not more than one year from the date of approval of the subdivision, site plan, or variance. The Zoning Official may grant an additional period or periods of time for such installation. The Zoning Official may also require additional cash to be deposited in accordance with any increase in the cost of survey and setting of the monuments.

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

Mayor Tubbs opened the Public Hearing on Ordinance 2008-11.
Hearing none, Mayor Tubbs closed the Public Hearing on Ordinance 2008-11.

Deputy Mayor Brower asked about all of the existing easements that have not been monumented. Attorney Woodward explained that the ordinance is designed to handle new easements, and cannot be applied ex post facto to easements that have already been granted. However, the Township could elect to monument the existing easements, so long as the Township is willing to pay for it.

Committeeman O'Connor moved to adopt Ordinance 2008-11. 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.

Introduction of Ordinances

ORDINANCE 2008-12

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, DESIGNATING ELIGIBILITY FOR AND EXEMPTION
FROM THE DEFINED CONTRIBUTION RETIREMENT PROGRAM**

WHEREAS, the State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials; and,

WHEREAS, N.J.S. 43:15C-2 requires the governing body of each county, municipality, and other local entity to adopt, as appropriate, either a resolution or ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law; and,

Whereas the Township Committee of the Township of Chatham has considered the guidelines issues by the Local Finance Board;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chatham that:

1. Pursuant to N.J.S. 43:15C-2, the following positions are deemed to be eligible for and shall participate in the Defined Contribution Retirement Program:
 - a. Township Administrator, unless filled by promotion of a present Public Employees Retirement System (PERS) member from within the Township;
 - b. Public Works Manager, unless filled by promotion of a present PERS member from within the Township;

- c. Township Attorney, when an employee and not employed pursuant to a professional service contract;
 - d. Municipal Prosecutor;
 - e. Municipal Court Judge;
2. Individuals holding a professional license or certificate to perform and who are serving in the following positions are exempt from Defined Contribution Retirement Program membership, pursuant to N.J.S. 43:15C-2 and therefore are eligible to join or remain in PERS:
 - a. Tax Collector;
 - b. Chief Financial Officer;
 - c. Construction Code Official;
 - d. Qualified Purchasing Agent;
 - e. Tax Assessor;
 - f. Registered Municipal Clerk;
 - g. Principal Public Works Manager.
 3. This ordinance shall be implemented, construed and subject to the aforesaid Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) as amended from time to time, and any regulations or guidance documents from the Local Finance Board or the Division of Pensions and Benefits.
 4. Should any part or parts of this ordinance be held to be invalid by any competent court of law, such invalidity shall only affect the part or parts held to be invalid, and all other parts shall remain in effect.
 5. A copy of this ordinance shall be filed with the Director of the Division of Pensions & Benefits of the New Jersey Department of the Treasury.
 6. This ordinance shall take effect in accordance with law.

Administrator Ciccarone explained that the State's pension reforms have changed the classification of eligibility for membership in the Public Employee Retirement System (PERS), and created the Defined Contribution Retirement Program (DCRP). The State has required that every municipality adopt an ordinance specifying which of their positions would fall under the DCRP criteria. Deputy Mayor Brower asked about part-time employees who work for several municipalities. Administrator Ciccarone explained that every municipality employing such an individual would make a contribution to the appropriate pension system. Committeewoman Hagner asked about situations in which an employee could fall into both categories. Administrator Ciccarone explained that if an employee fell under both categories, a contribution would be made to each system accordingly. Committeeman Gallop asked if trying to keep people in the PERS system would help to attract talent. Administrator Ciccarone explained that if a person were promoted from within, they could remain in PERS, but it is unclear if a PERS employee could remain in PERS if they moved to a DCRP classified position in another municipality.

Committeeman Gallop moved to introduce Ordinance 2008-12. Committeewoman Hagner seconded the motion.

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

Public Hearing on Ordinance 2008-12 will be scheduled for July 17, 2008.

Consent Agenda

RESOLUTION 2008-133

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, ACKNOWLEDGING RECEIPT OF REPORTS AND MINUTES FROM VARIOUS BOARDS AND COMMITTEES

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following monthly reports of departments be acknowledged as received:

- Tax Collector – April, May
- Municipal Court – May
- Construction Official – May

Animal Control – May
Chatham Emergency Squad – May
Public Works – April, May
Police Department – April

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following minutes from various boards and committees be acknowledged as received:

Chatham Joint Recreation Advisory Committee – May
Board of Health – December 2007, January 2008, March 2008

RESOLUTION 2008-134

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING MINUTES OF MEETINGS

BE IT RESOLVED that the Township Committee of the Township of Chatham acknowledges receipt of and approves the minutes of the Township Committee meeting held on June 12, 2008.

RESOLUTION 2008-136

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, REGARDING THE RENEWAL OF ALCOHOLIC BEVERAGE LICENSES IN THE TOWNSHIP OF CHATHAM FOR THE FISCAL YEAR BEGINNING JULY 1, 2008

WHEREAS, applications for the renewal of Alcoholic Beverage Licenses in the Township of Chatham for the fiscal year beginning July 1, 2008 have been made by Kanhae Inc. and N and M Chatham Inc.;

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

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk be and hereby is authorized to deliver plenary retail distribution licenses as issued by the New Jersey Division of Alcoholic Beverage Control for the fiscal year beginning July 1, 2008, as follows:

To Kanhae Inc., trading as the Chatham Wine & Liquor, for premises situate at 650 Shunpike Road, Chatham, New Jersey (Lic. No. 1405-44-004-005).

To N and M Chatham Inc., trading as the Hickory Wine Cellar, for premises situate at 641 Shunpike Road, Chatham, New Jersey (Lic. No. 1405-44-003-007).

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

RESOLUTION 2008-137

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM CERTIFYING REVIEW OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, The Local Finance Board has promulgated N.J.A.C. 5:30-6-5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local

Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations” as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Chatham, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION 2008-138

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM AUTHORIZING THE SALE OF MUNICIPAL PUBLIC PROPERTY

WHEREAS, the Township of Chatham has determined that certain personal property as described below is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40A:11-36 requires that all such personal property be sold at public sale to the highest bidder.

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

1. The following schedule of Township property is hereby declared to be surplus, no longer needed for public purposes;

<u>YEAR</u>	<u>ITEM</u>	<u>VIN or MODEL No.</u>
1980	Mack 4x4 Dump Truck w/Plow & Salt Spreader	RM6854X1353
1988	Dodge Pickup Truck	1B7JD24Y5JS763867
1992	Dodge 4x4 Pickup Truck w/Plow	1B7KM36Z4NS577825
1986	Chevrolet w/Aerial Lift (32 ft. reach)	1GBJC34M3J118269
1999	Chevrolet 4x4 Tahoe (engine bad)	1GNEK13R6XR154175

2. The Administrator is hereby authorized and directed to advertise a public sale of said property, and said sale to be held at the Public Works Building at 405 Southern Boulevard, Chatham, NJ.

3. The Township reserves the right to reject any and all bids if it determines such rejection to be in the public interest.

4. Said auction sale shall be conducted by the Township Administrator in accordance with the provisions of 40A:11-36.

RESOLUTION 2008-139

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM APPROVING RECREATION PROGRAM FEE REFUNDS

WHEREAS, the Recreation Director has recommended that the following requests for refunds of Recreation Program fees be approved:

<u>NAME</u>	<u>ADDRESS</u>	<u>Program</u>	<u>AMOUNT</u>
Catherine Wakefield	18 Highland Avenue Chatham, NJ 07928	Summer Music Program	\$140.00

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chatham that the above listed Recreation Program refunds be approved.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Chatham that the Township Clerk forward a certified copy of this resolution to the Township Chief Financial Officer and to the Recreation Director.

Deputy Mayor Brower asked why a refund is being granted for the Summer Music Program. He also suggested that penalties be assessed when a person signs up for a program and then withdraws.

Committeeman O'Connor moved to adopt the Consent Agenda. Committeewoman Hagner seconded the motion.

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

RESOLUTION 2008-135

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING ONE-DAY SPECIAL PERMIT FOR LIQUOR LICENSE

BE IT RESOLVED by the Township Committee of the Township of Chatham that the following permit for a One-Day Liquor License is hereby approved:

<u>Name of Organization</u>	<u>Dates of Social Affair</u>	<u>Place where Affair will be held</u>
Noe Pond Club	August 10, 2008	Noe Pond Club 395 Southern Blvd. Chatham, NJ 07928

Committeeman O'Connor moved to adopt Resolution 2008-135. Committeewoman Hagner seconded the motion.

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

Discussion

Southern Boulevard Firehouse Renovations

Gary Sagendorf from the Chatham Township Fire Department gave a presentation regarding Southern Boulevard Firehouse renovations. Mr. Sagendorf pointed out on a map where all the firehouses in the Township are located, and gave a brief history of the Southern Boulevard Firehouse's initial construction. Although the firehouse has been well maintained, it is now too small to accommodate contemporary fire trucks. Mr. Sagendorf discussed the funding options that were investigated. He also provided the conceptual idea of what they want the renovated firehouse to look like, and what features are being sought. Chief Burke commented on POSHA's exhaust removal requirements. Deputy Mayor Brower asked if a larger facility would allow for a quicker response. Chief Burke said that they would like to have the option of storing the ladder truck and the rescue truck at the Southern Boulevard Firehouse, as that station is more centrally located. He also said that most of the time, the truck that is housed at the Southern Boulevard Firehouse is the first to show up to a site. Deputy Mayor Brower asked how bonding the costs of the renovations would affect the average taxpayer, and Administrator Ciccarone explained how the bonding process would work. Chief Burke pointed out the differences in the manner in which the Chatham Township Fire Department is funded as compared with neighboring departments. Deputy Mayor Brower asked when they hope to get this project off the ground. Administrator Ciccarone explained that September would be the earliest that any money could be spent on this project if appropriated, but in the mean time they could begin

getting bid documents in order. Committeeman Gallop asked where the trucks would be stored while the building is under construction. Chief Burke said that a truck would probably be stored at the Public Works Garage. A bond ordinance will be prepared for possible introduction at the July 17, 2008 meeting.

Rolling Knolls Landfill

John Persico from Arcadis provided an update on the Rolling Knolls cleanup project. There are some visible drums that need to be investigated and removed from the site. Deputy Mayor Brower suggested that a public meeting be held to let the community know that there is not any great risk anticipated from these drums. Chief Goeckel said that the Police Department could use the Reverse 9-11 System to alert residents if any problems should arise. She would also hold a question and answer period on June 28, 2008. Deputy Mayor Brower raised a concern about the costs of this project.

Tree Protection Ordinance

Committeewoman Hagner gave an overview of the proposed tree ordinance, and said that the biggest change is that arborist John Linson would review the more complex tree removal applications. Mr. Linson said that he works for several municipalities, not all of which have tree ordinances, and he described the time commitments that he makes to those municipalities. He would be able to work in Chatham Township on Mondays and Fridays on an as needed basis. Committeeman Gallop asked Mr. Linson if he thinks that the proposed ordinance would allow for a consistent result. Deputy Mayor Brower asked if Mr. Linson has ever worked with the utility companies, and if there is a possibility of developing a program to monitor them. Mr. Linson said that the proposed ordinance contains a provision requiring utility companies to inform the Township prior to conducting any pruning. Furthermore, because of federal regulations, there is a lot less flexibility in pruning standards. Committeewoman Hagner asked Mr. Linson to comment on the idea of a one-size-fits-all ordinance as opposed to having different standards for different sizes and types of properties. Administrator Ciccarone asked about circumstances where a property owner simply wants to take down a single tree in the middle of their back yard. Mr. Linson did not think that there would be any reason to prevent the removal of such a tree. Administrator Ciccarone also described the prior tree ordinance, which required permits only for certain types of trees and trees in buffer zones, and left other trees alone. Mayor Tubbs raised a concern about having one set of standards for developed lots and a different set of standards for undeveloped lots. Mary Olmsted raised a concern that the three free tree provision would be exploited. Deputy Mayor Brower said that some developers have been abusing trees, and he suggested that stop work orders be issued when the developers are not adequately protecting trees. Mr. Linson added that some Planning Boards and Zoning Boards require tree preservation plans. Mayor Tubbs asked that Committeewoman Hagner and Attorney Woodward fine-tune the language of the ordinance, so that a vote on introduction could be held at the July 17, 2008 meeting.

9-11 Memorial

Brian Clemson, a landscape architect from Hatch Mott MacDonald, presented the proposed design for a 9-11 Memorial. Mr. Clemson described the parameters of the project, and said that plant selections took into account the likelihood of deer damage. Mayor Tubbs commented on the reasons behind the selection of the location for the memorial. Furthermore, proposals for the landscaping work are still being sought. Mr. Clemson described what the memorial wall would look like. Deputy Mayor Brower suggested that the fountain be an attractive sculpted structure, since the water would be turned off in the winter. He also suggested that the fountain include a fishpond, which would be easier to maintain than a generic pool of standing water. Committeeman Gallop asked if input would be sought from the family members of the 9-11 victims. Administrator Ciccarone said that the last time a meeting was set up, none of the families showed up. Committeeman Gallop also asked if the family members of the victims want their lost ones names on the memorial, and Mayor Tubbs suggested that a written acknowledgement be sought from the family members. Attorney Woodward said that as long as people have adequate time to object, a written authorization is not necessary. Deputy Mayor Brower suggested that the family members also be allowed to have input as to the format of the name, as it will appear on the wall.

August Meeting Schedule

Mayor Tubbs suggested that the August meeting dates stand as they are for now, and at the July 17, 2008 meeting the Township Committee could decide whether or not to eliminate one of the August meetings based on what needs to be done.

Request for Madison Grant Application

Administrator Ciccarone said that there is a piece of the Exxon Property that the Borough of Madison is under contract to purchase, and they are seeking a Morris County Open Space Grant to assist in the purchase of the parcel. Madison only needs half of the property to meet their recreational needs, and they have suggested to Morris County that the other half could be developed to help meet the needs of neighboring municipalities. As such, Madison is seeking the endorsement of the neighboring municipalities to strengthen their grant application. The Township Committee agreed a letter of support should be written.

Hearing of Citizens/Petitions

Mayor Tubbs opened the Hearing of Citizens.
Hearing none, Mayor Tubbs closed the Hearing of Citizens.

Committeewoman Hagner moved to adjourn at 10:47 PM. Deputy Mayor Brower seconded the motion, and it carried unanimously.

Joy M. Wiley
Municipal Clerk