

AGENDA
September 12, 2016

Regular Meeting
Mayor and Borough Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

CALL MEETING The meeting will be called to order at 7:30 p.m.
TO ORDER

SALUTE TO FLAG

MOMENT OF SILENCE

STATEMENT OF
ADEQUATE NOTICE Pursuant to the requirements of the Open Public Meetings Act, adequate notice of this meeting has been provided by including same in the Annual Notice, copies of which were posted on the Municipal Bulletin Board on the main floor of Borough Hall, emailed to the Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and The Alternative Press and filed with the Borough Clerk, all on January 11, 2016.

ROLL CALL Mayor Bruce A. Harris
 Council Member James J. Collander
 Council President James Lonergan
 Council Member Victoria Fife
 Council Member Gerald J. Helfrich
 Council Member Leonard Resto
 Council Member Peter Hoffman
 Robert J. Falzarano, Borough Administrator
 James L. Lott, Jr., Borough Attorney
 Robin R. Kline, Borough Clerk

PROCLAMATIONS

RESOLUTION #16-266

RESOLUTION CELEBRATING THE MONTH OF OCTOBER AS NATIONAL FARM TO SCHOOL MONTH AND APPLAUDING THE CHATHAM FARM TO SCHOOL COMMITTEE FOR PROMOTING LOCALLY GROWN PRODUCE AND HEALTHY NUTRITION PROGRAMS IN OUR SCHOOLS

WHEREAS, parents of the School District of the Chathams, as well as administrators and health professionals, formed the Chatham Farm to School Committee in 2015; and

WHEREAS, October is National Farm to School Month, designated by Congress in 2010 to demonstrate the growing importance of farm to school programs as a means to improve child nutrition, support local economies and educate children about the origins of food; and

WHEREAS, the New Jersey Department of Agriculture's Jersey Fresh® Farm to School Program works to connect schools with New Jersey farmers to source more than 100 types of Jersey Fresh produce grown here in the Garden State; and

WHEREAS, serving locally-grown produce in school cafeterias not only supports local farmers but helps improve student nutrition, provide healthy options and nutrition education opportunities that will last a lifetime, while educating students about local farms and the local ecosystem; and

WHEREAS, during National Farm to School Month, the School District of the Chatham's food service will focus on serving local vegetables and fruits to promote our local Jersey Fresh® harvests, as well as Chatham school garden harvests; and

WHEREAS, classroom education on locally-grown fruits and vegetables will also take place in the school district during the month of October because it is a proven way to induce students to try new fruits and vegetables.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby join in celebrating the month of October as National Farm to School Month and applaud the Chatham Farm to School Committee for promoting locally-grown produce and healthy nutrition programs in our schools.

RESOLUTION #16-267

RESOLUTION CELEBRATING THE OBSERVANCE OF CONSTITUTION WEEK SEPTEMBER 17 THROUGH 23, 2016

WHEREAS, on September 17, 1787, the United States Constitution was approved by the Constitutional Convention, laying the framework for our country's laws and government; and

WHEREAS, the United States Constitution stands as a testament to the tenacity of Americans throughout history to maintain their liberties, freedoms and inalienable rights; and

WHEREAS, today this document continues to protect the liberties of the people and provides our nation with a unique form of government that stands as an outline for an effective democracy; and

WHEREAS, the tradition of celebrating the Constitution was started by the Daughters of the American Revolution in 1955 when the DAR petitioned Congress to set aside September 17th through-23rd annually to be dedicated for the observance of Constitution Week, and the resolution was later adopted by the United States Congress and signed into public law on August 2, 1956 by President Dwight D. Eisenhower; and

WHEREAS, as we celebrate the anniversary of the signing of our Constitution, we commemorate the foresight and commitment of our Founding Fathers and their hard work in ensuring a system that would carry our country for centuries to come; and

WHEREAS, it is fitting and proper to officially recognize this magnificent document and the anniversary of its creation and to officially recognize the patriotic celebrations, which will commemorate the occasion.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that in observance of Constitution Week, September 17th through September 23rd, 2016, they hereby encourage all citizens to read and study the Constitution, and to reflect on the privilege of being an American with all the rights and responsibilities, which that privilege involves and by remembering that lost rights may never be regained.

PROCLAMATION

AMERICAN FOUNDATION FOR SUICIDE PREVENTION MONTH

WHEREAS, the Borough of Chatham is committed to increasing awareness of suicide prevention and wishes to recognize the importance of suicide awareness in our community; and

WHEREAS, suicide claimed more than 41,000 lives in 2015 in the United States alone, with someone dying by suicide every 12.8 minutes; and

WHEREAS, a suicide attempt is made every minute of every day, resulting in nearly one million attempts made annually; and

WHEREAS, the American Foundation for Suicide Prevention is a multi-faceted organization made up of esteemed scientists, dedicated survivors of suicide loss, people with mental disorders and their families, and an expansive network of business and community leaders; and

WHEREAS, the American Foundation for Suicide Prevention is at once a grassroots movement, a support network, an educator, a professional research organization and a grant-making foundation that organizes hundreds of events in communities across the country, raising millions of dollars each year to support its work, both locally and nationally; and

WHEREAS, the Borough of Chatham supports Chatham Township's partnering with the American Foundation for Suicide Prevention to host, "Talk Saves Lives" a community-based presentation on suicide prevention; and

WHEREAS, Chatham Township is hosting its first annual "Out of The Darkness Walk" on September 24, 2016 at Chatham High School to increase awareness of suicide prevention and raise funds for the American Foundation for Suicide Prevention, an endeavor which the Borough of Chatham fully supports; and

WHEREAS, the American Foundation for Suicide Prevention remains an advocate for social change, supporting policies that contribute to reducing and preventing suicides nationwide and encouraging all individuals who may be in crisis to call the National Suicide Prevention Lifeline at 1-800-273-TALK (8255).

NOW, THEREFORE, I, Bruce A. Harris, Mayor of the Borough of Chatham, do hereby proclaim the month of September in the Borough of Chatham as 'American Foundation for Suicide Prevention Month.'

RESOLUTION #16-268

RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

BE IT RESOLVED, by the Council of the Borough of Chatham that the minutes from the following meeting are approved as prepared and shall be filed as a permanent record in the Borough Clerk's office:

August 8, 2016

BE IT FURTHER RESOLVED, by the Council of the Borough of Chatham that the minutes from the following Closed Session meeting(s) are approved as prepared and shall be filed as a permanent record in the Borough Clerk's office:

August 8, 2016

DISCUSSION ITEMS

1. 2017 Parking Fees – Council President Lonergan
 2. Motorcycle & Scooter Parking Fees – Council Member Collander
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MEETING OPEN TO THE PUBLIC

NOTICE OF PUBLIC COMMENT TIME LIMIT

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/are not topics scheduled for Public Hearing tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to a reasonable length of time.

ORDINANCE FOR SECOND READING

Mayor Harris asks Council Member Collander to proceed with Ordinance #16-08.

Council Member Collander reads Ordinance #16-08 entitled:

ORDINANCE #16-08

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 139 OF THE BOROUGH CODE TO REGULATE STOPPING/STANDING ALONG A SECTION OF DELLWOOD AVENUE DURING CERTAIN TIMES

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on July 11, 2016.

Mayor Harris asks the Borough Clerk to give a summary of the legal notice.

The Borough Clerk states: A legal notice was published indicating that Ordinance #16-08 was introduced and passed on first reading at the July 11, 2016 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on August 8, 2016 for consideration of final adoption. A public hearing was held on August 8, 2016, after which Ordinance #16-08 was tabled for second reading and public hearing at 7:30 p.m. on September 12, 2016. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Harris: The meeting is now open for a public hearing on the Ordinance and any member of the public may be heard.

Mayor Harris: Seeing no one else wishing to be heard, I will now close the public hearing.

Council Member Collander: I offer the following Ordinance and move its adoption:

BE IT RESOLVED, that this Ordinance as read by title on second reading, and after public hearing at this meeting, be adopted and finally passed.

Council Member _____ seconds the motion.

Mayor Harris asks the Borough Clerk for a Roll Call Vote.

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Lonergan						
Fife						
Helfrich						
Resto						
Hoffman						

Mayor Harris: I declare this Ordinance adopted and finally passed and request the Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

REPORTS

Board & Commission Members & Liaison Reports

Affordable Housing Advisory Committee

Mayor Bruce A. Harris
Council Member James J. Collander
Council Member Victoria Fife

Open Space & Historic Preservation Trust Advisory Committee

Mayor Bruce A. Harris
Council Member Leonard Resto

Traffic & Pedestrian Safety Advisory Committee Shade Tree Commission

Council Member James J. Collander
Council Member James J. Collander

Communications & Technology Advisory Committee Joint Recreation Advisory Committee Municipal Pool Advisory Committee

Council President James Lonergan
Council President James Lonergan
Council President James Lonergan

Farmers' Market Advisory Committee Mayors' Wellness Committee

Council Member Victoria Fife
Council Member Victoria Fife

MyChathamNJ Advisory Committee Planning Board Project Community Pride Senior Center of the Chathams

Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife

9/11 Memorial Advisory Committee Board of Education Joint Municipal Court Municipal Alliance of the Chathams

Council Member Gerald J. Helfrich
Council Member Gerald J. Helfrich
Council Member Gerald J. Helfrich
Council Member Gerald J. Helfrich

Environmental Commission Joint Community Gardens Advisory Committee Madison-Chatham Joint Meeting Pilgrim Pipeline Advisory Committee Public Arts Council Advisory Committee

Council Member Leonard Resto
Council Member Leonard Resto
Council Member Leonard Resto
Council Member Leonard Resto
Council Member Leonard Resto

Board of Health Historic Preservation Commission

Council Member Peter Hoffman
Council Member Peter Hoffman

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

CONSENT AGENDA

The following items are considered to be routine by the Chatham Borough Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

Resolution #16-269 through Resolution #16-276 have been placed on the Consent Agenda.

RESOLUTION[S] REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION AND VOTE

RESOLUTION #16-

CONTRACT

RESOLUTION #16-269

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CHRISTMAS DÉCOR FOR THE INSTALLATION AND REMOVAL OF HOLIDAY LIGHTS ON MAIN STREET AND REASONER PARK FOR THE 2016 HOLIDAY SEASON

WHEREAS, the Borough of Chatham enjoys the festive tradition of decorating its Main Street and public library with holiday lights during the holiday season; and

WHEREAS, the Mayor and Council of the Borough of Chatham wish to continue this tradition for the 2016 holiday season; and

WHEREAS, because the anticipated contract amount is less than the Borough's bid threshold of \$40,000.00, but 15% or more of that amount, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires the Borough to solicit at least two (2) competitive quotations for said work; and

WHEREAS, the Borough solicited two (2) quotations from Christmas Décor and We Hang Christmas Lights; and

WHEREAS, the Director of the Department of Community Services for the Borough of Chatham recommends that a contract be awarded to Christmas Décor of Woodland Park, New Jersey for the installation of holiday lights along Main Street, the public library and Reasoner Park, on or about November 15, 2016 and to be taken down and removed on or before January 15, 2017, in the aggregate amount not to exceed \$14,446.03; and

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds in the amount not to exceed \$14,446.03 to be appropriated from Account #6-01-30-420-201, Account #6-01-20-115-208 and Account #T-17-56-000-213.

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it hereby concurs with the recommendation of the Director of the Department of Community Services and authorizes the Mayor to execute a contract with Christmas Décor for the installation and removal of holiday lights in the aggregate contract amount not to exceed \$14,446.03; and

BE IT FURTHER RESOLVED, all other Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

FINANCE

RESOLUTION #16-270

RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Borough Council by the various municipal departments.

BE IT RESOLVED, by the Council of the Borough of Chatham that all vouchers approved by the Finance Chairman be paid subject to the certification of the availability of funds by the Chief Financial Officer.

OTHER

RESOLUTION #16-271

RESOLUTION APPROVING THE KELLEY'S POND BIRD HABITAT AND BIRD WATCHING EAGLE SCOUT SERVICE PROJECT

WHEREAS, the Borough-owned property known as Kelley's Pond is designated for recreation and conservation; and

WHEREAS, Stephen Piccari of Boy Scout Troop 8 has requested permission to construct three (3) custom birdhouses, each with a different size hole to attract different species of birds at Kelley's Pond as his Eagle Scout service project (the "Project"); and

WHEREAS, the Project would also include the construction and installation of a bench for bird watchers and a kiosk providing information about the common nesting birds in the area; and

WHEREAS, the Mayor and Council recognize that the proposed Project would be beneficial to the community and enjoyed by many residents and that the Project furthers the recreation and conservation purposes of Kelley's Pond.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby approve Stephen Piccari's proposed Eagle Scout service project and commend him for his efforts in designing and building a project that will benefit the Chatham Borough community; and

BE IT FURTHER RESOLVED, that all Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

RESOLUTION #16-272

RESOLUTION APPROVING THE JULY 18, 2016 MINUTES OF THE MADISON-CHATHAM JOINT MEETING

WHEREAS, the approval of the minutes for the July 18, 2016 Regular Meeting of the Madison-Chatham Joint Meeting was listed on the August 15, 2016 agenda of the Madison-Chatham Joint Meeting; and

WHEREAS, the Borough of Chatham did not have a quorum present at the August 15, 2016 meeting of the Madison-Chatham Joint Meeting; and

WHEREAS, it is necessary for the Borough of Chatham to approve the July 18, 2016 Regular Meeting minutes of the Madison-Chatham Joint Meeting.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the minutes of the July 18, 2016 Regular Meeting of the Madison-Chatham Joint Meeting are hereby approved.

RESOLUTION #16-273

RESOLUTION APPROVING THE JUNE 20, 2016 EXECUTIVE SESSION MEETING MINUTES, AS CORRECTED, OF THE MADISON-CHATHAM JOINT MEETING

WHEREAS, the approval of the minutes, as corrected for the June 20, 2016 Executive Session Meeting of the Madison-Chatham Joint Meeting was listed on the August 15, 2016 agenda of the Madison-Chatham Joint Meeting for approval; and

WHEREAS, the Borough of Chatham did not have a quorum present at the August 15, 2016 meeting of the Madison-Chatham Joint Meeting; and

WHEREAS, it is necessary for the Borough of Chatham to approve the June 20, 2016 Executive Session Meeting minutes, as corrected, of the Madison-Chatham Joint Meeting.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the minutes of the June 20, 2016 Executive Session Meeting of the Madison-Chatham Joint Meeting, as corrected, are hereby approved.

RESOLUTION #16-274

RESOLUTION APPROVING THE AUGUST 2016 CHECK REGISTER AND PURCHASE ORDERS RENDERED BY THE MADISON-CHATHAM JOINT MEETING

WHEREAS, the approval of the August 2016 Check Register and Purchase Orders Rendered were presented on the August 15, 2016 agenda of the Madison-Chatham Joint Meeting for approval; and

WHEREAS, the Borough of Chatham did not have a quorum present at the August 15, 2016 Regular meeting of the Madison-Chatham Joint Meeting; and

WHEREAS, it is necessary for the Borough of Chatham to approve the August 2016 Check Register and Purchase Orders Rendered for the Madison-Chatham Joint Meeting in the amount totaling \$167,043.66.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the August 2016 Check Register and Purchase Orders Rendered for the Madison-Chatham Joint Meeting in the amount totaling \$167,043.66 are hereby approved.

RESOLUTION #16-275

RESOLUTION APPROVING THE AUGUST 2016 FACILITY IMPROVEMENTS CHECK REGISTER AND PURCHASE ORDERS RENDERED BY THE MADISON-CHATHAM JOINT MEETING

WHEREAS, the approval of the August 2016 Facility Improvements Check Register and Purchase Orders Rendered were presented on the August 15, 2016 agenda of the Madison-Chatham Joint Meeting for approval; and

WHEREAS, the Borough of Chatham did not have a quorum present at the August 15, 2016 Regular meeting of the Madison-Chatham Joint Meeting; and

WHEREAS, it is necessary for the Borough of Chatham to approve the August 2016 Facility Improvements Check Register and Purchase Orders Rendered for the Madison-Chatham Joint Meeting in the amount totaling \$158,310.46.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the August 2016 Facility Improvements Check Register and Purchase Orders Rendered for the Madison-Chatham Joint Meeting in the amount totaling \$158,310.46 is hereby approved.

RESOLUTION #16-276

RESOLUTION APPROVING RESOLUTION #16-38 OF THE MADISON-CHATHAM JOINT MEETING PROMOTING ROBERT KLEIN TO THE POSITION OF LEAD OPERATOR

WHEREAS, the approval of Resolution #16-38 was presented on the August 15, 2016 agenda of the Madison-Chatham Joint Meeting for approval; and

WHEREAS, the Borough of Chatham did not have a quorum present at the August 15, 2016 meeting of the Madison-Chatham Joint Meeting; and

WHEREAS, it is necessary for the Borough of Chatham to approve Resolution #16-38 of the Madison-Chatham Joint Meeting promoting Robert Klein to the position of Lead Operator (Operator-L).

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that Resolution #16-38 of the Madison-Chatham Joint Meeting promoting Robert Klein to the position of Lead Operator (Operator-L) is hereby approved.

CONSENT AGENDA VOTE:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #16-269 through #16-276.

Council Member _____: I would like to make a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Council.

Seconded by Council Member:_____.

ADD-ON RESOLUTIONS

ORDINANCES FOR FIRST READING

Mayor Harris asks Council Member Resto to introduce Ordinance #16-09.

Council Member Resto introduces Ordinance #16-09 by title as follows:

ORDINANCE #16-09

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY DISCLAIMING THE BOROUGH'S INTEREST IN BLOCK 99, LOT 12

Council Member Resto explains the purpose of the Ordinance and moves for introduction on First Reading.

Council Member Resto reads:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on September 12, 2016.

BE IT RESOLVED, that at the Council meeting to be held on September 26, 2016 at 7:30 p.m. prevailing time, at the Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

BE IT FURTHER RESOLVED, that the Clerk is hereby requested to publish the proper notice thereof, including this Ordinance, post the Ordinance on the bulletin board in Borough Hall and make copies available to members of the general public.

Council Member Resto: I offer Ordinance #16-09 and move its adoption on first reading.

Council Member _____ seconds the motion.

Mayor Harris asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Lonergan						
Fife						
Helfrich						
Resto						
Hoffman						

Mayor Harris asks Council President Lonergan to introduce Ordinance #16-10.

Council President Lonergan introduces Ordinance #16-10 by title as follows:

ORDINANCE #16-10

CAPITAL ORDINANCE OF THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY AUTHORIZING THE UNDERTAKING OF VARIOUS IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$347,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE WATER UTILITY CAPITAL IMPROVEMENT FUND OF THE BOROUGH

Council President Lonergan explains the purpose of the Ordinance and moves for introduction on First Reading.

Council President Lonergan reads:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on September 12, 2016.

BE IT RESOLVED, that at the Council meeting to be held on September 26, 2016 at 7:30 p.m. prevailing time, at the Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

BE IT FURTHER RESOLVED, that the Clerk is hereby requested to publish the proper notice thereof, including this Ordinance, post the Ordinance on the bulletin board in Borough Hall and make copies available to members of the general public.

Council President Loneran: I offer Ordinance #16-10 and move its adoption on first reading.

Council Member _____ seconds the motion.

Mayor Harris asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Loneran						
Fife						
Helfrich						
Resto						
Hoffman						

RESOLUTION #16-277

RESOLUTION TO ADJOURN INTO CLOSED SESSION

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it shall adjourn into closed session to discuss the following subject matter(s) without the presence of the public in accordance with the provisions of R.S. 10:4-12b:

Personnel: 1. Compensatory time – Council Member Resto

BE IT FURTHER RESOLVED, the matter(s) discussed will be made known to the public at such time as appropriate action is taken on said matter(s), and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Borough of Chatham, provided such disclosures will not violate Federal, State or local statutes and does not fall within the attorney-client privilege. The Borough Council will not return to public session after this closed session.

ADJOURNMENT