

**REGULAR MEETING OF THE  
MAYOR AND BOROUGH COUNCIL**

**March 14, 2016 MINUTES**

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, March 14, 2016 at 7:30 p.m. in the Council Chambers in the Municipal Building, 54 Fairmount Avenue, Chatham, New Jersey.

**SALUTE TO FLAG**

The Mayor and Borough Council led the assembled in the Pledge of Allegiance.

**MOMENT OF SILENCE**

Mayor Harris asked for a moment of silence for those who have given their lives for our country.

**STATEMENT OF ADEQUATE NOTICE**

Robin R. Kline, Municipal Clerk, read the following 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**

On a call of the roll, the following officials were present:

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

**PRESENTATION**

**Historic Preservation Flag Award** – Colleen Foley, Chair of the Historic Preservation Commission, and James Greener, Vice Chair of the Historic Preservation Commission, presented the Jan Westfall Historic Preservation Flag Award to Mr. Bill Sitar, of Sitar Realty and owner of the Parrot Mill building at 47 Main Street. Ms. Foley provided a brief history of the colonial era building, which was constructed around 1780. She noted many of the building's details that were attractively restored by Sitar Realty.

Mr. Sitar expressed his appreciation in being selected for the Jan Westfall Historic Preservation Flag Award and thanked the Historic Preservation Commission for its support and guidance throughout the restoration project.

Mayor Harris and the Borough Council thanked Mr. Sitar for embracing historic preservation and for preserving a part of the Borough's cultural heritage.

Mayor Harris proceeded with Resolution #16-134.

## **RESOLUTION #16-134**

### **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:

February 22, 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:

February 22, 2016

Council President Lonergan made a motion to approve Resolution #16-134. Council Member Collander seconded the motion. A vote was taken and Resolution #16-134 was approved unanimously.

### **DISCUSSION ITEMS**

**2016 Budget Presentation** – Mr. Timothy Day, the Borough's Chief Financial Officer, began the 2016 Budget presentation by first setting forth the following budget process schedule:

- March 28<sup>th</sup> Introduction of the 2016 Budget
- March 28<sup>th</sup> Introduction of the Cost of Living Adjustment (COLA) Ordinance
- March 28<sup>th</sup> Introduction of the General and Water Capital Bond Ordinances
- April 11<sup>th</sup> Adoption of the Cost of Living Adjustment (COLA) Ordinance
- April 25<sup>th</sup> Adoption of the 2016 Budget
- April 25<sup>th</sup> Adoption of the General and Water Capital Bond Ordinances

#### Operating Budget

He reported that the Borough's 2016 operating budget is \$14,259,512, a 1.01% increase over last year's budget, and estimated that the average assessed home in the Borough would pay a \$26.00 increase in their 2016 municipal and library tax levy .

Mr. Day confirmed that the Borough's 2016 operating budget is well within the 2% tax levy cap [the maximum allowable amount to be raised by taxation is \$7,866,476], as well as the 2% appropriations cap [the maximum allowed for the appropriations cap is \$9,838,950]. He reported that the 2016 CAP Bank Ordinance, scheduled for introduction on March 28<sup>th</sup>, would allow the Borough to increase the annual Cost of Living Adjustment (COLA) percentage up to 3.5% if needed. Should the Cost of Living Adjustment not be utilized, the Borough would be allowed to bank the difference between the final appropriation, subject to the 2% CAP and the 3.5% COLA, for up to three years. The banked dollar amount would be available to the Borough in the event of an emergent need.

Mr. Day advised that operating expenses remain flat for all departments and programs in 2016. He presented a summary showing what expense line items represent the largest budget appropriation increases. Council Member Collander, liaison to the Shade Tree Commission, noted that \$56,000 has been budgeted in the 2016 operating budget for tree plantings, tree maintenance, tree removals and the treatment of the emerald ash borer, which he said would be necessary to help maintain the aging tree canopy in the Borough. There was also some Council discussion regarding costs associated with the affordable housing declaratory judgment action and its impact on the municipal budget.

Mr. Day reported that Chatham Borough ranks 6<sup>th</sup> highest in Morris County (out of 39 municipalities) with respect to the Reserve for Uncollected Taxes. He further reported that revenues for the sewer utility, leases and general accounts (e.g. parking, court, grants, permits and fees) are projected to remain flat in 2016 and that State Aid would also remain flat in 2016. Mr. Day cautioned that, to help offset the challenge of a widening gap between generated revenues and the total tax levy, revenues would need to grow or expenses reduced.

#### General Capital Budget

Mr. Day reported \$1,074,500 would be funded in the 2016 Capital Budget and presented a summary of programs and items, by department, that are to be funded. Road improvement projects scheduled in 2016 include Front Street, Lafayette Avenue, Vincent Street, Duchamp Place and Center Street (Yale to the dead end). Several buildings and grounds improvement projects are also planned.

#### Water Capital Budget

Mr. Day presented a summary of improvements to be funded for the Water Utility. He reported that \$500,000 would be funded through the Water Utility surplus account; \$195,700 would be funded through the Water Capital Bond Ordinance scheduled for adoption on April 25<sup>th</sup>. Mayor Harris commented that the capital projects include, among other things, painting of the water storage tank to prevent deterioration, as well as electrical and backup power upgrades to the well pumps.

Mr. Falzarano and Mr. Day answered questions from the Council upon conclusion of the 2016 Budget presentation.

Council President Lonergan, Chairman of the Budget and Finance Committee, thanked all department heads for holding the line on costs.

Mayor Harris thanked the Finance Committee, Administration, and Department Heads for all the hard work that has gone into the budget planning to achieve established goals and objectives for the Borough. He mentioned that the 2016 Budget presentation will be posted on the Borough's website.

**Pilgrim Pipeline** – Council Member Len Resto provided an update on the proposed Pilgrim Pipeline project (“Pilgrim”). The 178-mile pipeline project would consist of two separate, parallel underground lines running between supply and distribution terminals in Albany, New York, and Linden, New Jersey. The proposed pipeline would mainly follow pre-existing utility rights-of-way. In New Jersey, the pipeline proposes to utilize PSE&G's rights-of-way; however, PSE&G officials have provided statements that the utility has not granted Pilgrim permission to use its rights-of-way for the project.

Council Member Resto reported that in December 2015, Pilgrim filed permits with the New York Department of Environmental Protection and has asked that the New York State Thruway be named as the lead agency for the pipeline project in the state of New York, which he said is being challenged by several New York municipalities.

Council Member Resto advised that 18 municipalities in northern New Jersey have joined efforts to ensure that their communities' concerns and interests are protected when Pilgrim files regulatory permits in New Jersey. He reported that the municipal pipeline group is seeking to retain expert legal services to navigate the complex regulatory procedures and to advise the group on land use and environmental matters. He said the New Jersey Department of Environmental Protection does not conduct an independent environmental impact study when reviewing permit submissions.

At the close of his report, Council Member Resto requested that \$6,000 - \$10,000 be placed in the 2016 budget for legal costs associated with Pilgrim pipeline. He stated that 11 municipalities have confirmed their participation and would be budgeting funds for legal costs as well.

Mayor Harris mentioned that the municipal pipeline group would be retaining the attorney who is currently retained by the New Jersey State League of Municipalities as the League's Environmental Counsel and is an expert in the regulatory process. The cost of the legal retainer and fees are based on 15 municipalities sharing costs and does not include litigation costs or environmental experts.

The Council inquired whether other municipalities have the ability to contribute money towards legal counsel, and if so, to what extent. Council Members also raised concerns that legal fees can grow rather quickly. A question was further raised regarding the ability for the Borough to keep up with mounting legal fees.

Council President Lonergan confirmed that \$6,000 has been budgeted in the 2016 budget for Pilgrim Pipeline. He suggested that private monies must also be raised to help finance the municipal pipeline group's long-term efforts.

## **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.

Mayor Harris opened the meeting to the public.

Joe Marts, former Mayor of Chatham Borough, thanked Mayor Harris and the Borough Council for their vigilance in ensuring that the interests of the community are protected with respect to the proposed Pilgrim Pipeline project and encouraged Borough officials to continue to take proactive steps. Mr. Marts further commented on the importance of maintaining the community's urban forestry and tree canopy and suggested that the Borough develop a tree nursery utilizing vacant lands with the help of residents and volunteers.

Brendan Keating, 2 Garden Avenue, voiced his support for the Council to budget money for legal services regarding the proposed Pilgrim Pipeline project. He thanked Mayor Harris and the Council for their proactive efforts. Mr. Keating further inquired whether the Police Department needed to purchase riot gear and questioned if county resources could be shared.

Michael Dean, 181 North Passaic Avenue, commented that Pilgrim Pipeline might find that it would be more convenient and less expensive to route the pipeline along the Tri-Borough Bridge when crossing Route 24. Mr. Dean also commented that he does not believe there is an impending need for the Police Department to be equipped with riot gear. Lastly, he asked Mayor Harris and the Council to inquire with the Board of Education why healthcare costs have risen so much in the school budget.

Seeing no one else wishing to comment, Mayor Harris closed the meeting to the public.

## **REPORTS**

### **BOARD & COMMISSION MEMBERS & LIAISON REPORTS**

**Affordable Housing Advisory Committee** - Mayor Harris had nothing new to report.

**Open Space & Historic Preservation Trust Advisory Committee** – Mayor Harris had nothing new to report.

**Traffic & Pedestrian Safety Advisory Committee** - Council Member Collander reported that the Borough is working with Borough residents and Chatham Township officials to address traffic issues along Dellwood Avenue.

**Shade Tree Commission** - Council Member Collander reported that the Shade Tree Commission will meet on Tuesday, March 15<sup>th</sup>. The treatment plan for the emerald ash borer will be discussed.

**Communications & Technology Advisory Committee** - Council President Lonergan had nothing new to report

**Joint Recreation Advisory Committee** - Council President Lonergan reported that the Joint Recreation Shared Services Agreement has been finalized and is listed on tonight's consent agenda for Council approval.

**Municipal Pool Advisory Committee** - Council President Lonergan reported that a new member has expressed interest in joining the Municipal Pool Advisory Committee. He also reported that the committee will be developing a marketing plan this season in efforts to increase pool memberships.

**Farmers' Market Advisory Committee** - Council Member Fife reported that the Chatham Farmers' Market Advisory Committee will open its 10<sup>th</sup> season on Saturday, June 11<sup>th</sup> and will coincide with the Fishawack Festival.

**Mayors' Wellness Advisory Committee** - Council Member Fife reported that the committee is developing a new website and is also interested in participating in Fishawack this year. She further reported that this year's Sustainability Fair is scheduled for September 17<sup>th</sup>.

**MyChathamNJ Advisory Committee** - Council Member Fife reported that the committee continues its planning of this year's Fishawack.

**Planning Board** - Council Member Fife reported that commercial property owners and business owners have been invited to meet with the Planning Board's Master Plan consultants on March 23<sup>rd</sup>.

**Project Community Pride** - Council Member Fife had nothing new to report.

**Senior Center of the Chathams** - Council Member Fife reported that the Senior Center of the Chathams, in conjunction with the Madison Board of Health, is conducting a survey for residents aged 55 years and older to better understand their present and future needs living in Chatham Borough, Chatham Township and Madison Borough. The online survey has been posted to the Borough's website and copies are available at Borough Hall and the library.

**9/11 Memorial Advisory Committee** - Council Member Helfrich reported that the committee will be planning its 15<sup>th</sup> 9/11 Memorial Service this year.

**Board of Education** - Council Member Helfrich reported that a Board of Education issue has been scheduled for closed session discussion.

**Joint Municipal Court** - Council Member Helfrich had nothing new report.

**Municipal Alliance of the Chathams** - Council Member Helfrich had nothing new to report.

**Environmental Commission** - Council Member Resto reported that the Environmental Commission has organized an "Eco-Friendly House of the Year" award program and encouraged Borough homeowners to nominate candidates. He further reported that the commissioners have organized a trail clean-up of the Shepard Kollock trails along the Passaic River on April 30<sup>th</sup>.

**Joint Community Gardens Advisory Committee** - Council Member Resto reported that gardeners met at the library on February 22<sup>nd</sup>. Registrations for garden plots have increased this season with 94% of the plots taken. A few half-plots and quarter-plots remain available.

**Madison-Chatham Joint Meeting** - Council Member Resto reported that an agreement has been reached with Madison Borough to split Joint Meeting costs 70% Madison and 30% Chatham. **Pilgrim Pipeline Advisory Committee** - Council Member Resto provided an update on the proposed Pilgrim Pipeline earlier in the meeting.

**Public Arts Council Advisory Committee** - Council Member Resto reported that the committee continues to explore the idea of painting utility boxes located throughout the Borough.

**Board of Health** - Council Member Hoffman had nothing new to report.

**Historic Preservation Commission** - Council Member Hoffman reported the Historic Preservation Commission will meet on Tuesday, March 15<sup>th</sup> and had nothing new to report.

### **MAYOR'S REPORT**

Mayor Harris reported that State Assemblyman Jon Bramnick's office coordinated a meeting with the New Jersey Department of Transportation, county, and local officials on Friday, March 11<sup>th</sup> to discuss Route 24 and Route 124 traffic issues. He reported that the Columbia Turnpike and Park Avenue Traffic Study will be expanded to include options to expand Route 24 and to also improve traffic flow on Route 124 (Main Street).

Mayor Harris also reported that Congressman Rodney Frelinghuysen reaffirmed his opposition to the Pilgrim Pipeline project and mentioned that State Senator Thomas Kean, Assemblyman Jon Bramnick, and Assemblywoman Nancy Munoz have also reaffirmed their opposition to the pipeline.

Lastly, Mayor Harris announced that the library would be hosting a program on Notable Women in New Jersey on March 23<sup>rd</sup> at 8:00 p.m. He mentioned that Paula Wiseman, JoJo Starbucks, Assemblywoman Munoz and Chatham Borough's Irene Britt will be participating in the panel discussion and invited everyone to attend.

### **ADMINISTRATOR'S REPORT**

Mr. Falzarano reported that the Department of Public Works will be installing a permanent fence around the scarlet oak tree at Lower Lum Field. The fence is expected to be delivered the week of March 28<sup>th</sup>. He also reported that the Police Department and Borough staff created a commuter contingency plan in the event New Jersey Transit rail employees were to go out on strike on March 14<sup>th</sup>. He said arrangements were made with Passaic Valley Coach Lines to provide 3-4 buses for commuters to and from New York City.

### **CONSENT AGENDA**

The following items are considered 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 #16-135 through Resolution #16-144 have been placed on the Consent Agenda.

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

None.

**LAW & PUBLIC SAFETY**

**RESOLUTION #16-135**

**RESOLUTION APPOINTING MATTHEW PRIDHAM AS A FULL MEMBER OF THE  
CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT HOSE COMPANY**

**WHEREAS**, the Mayor and Council of the Borough of Chatham recognize the valuable contributions volunteer firefighters make to our community every day of every year; and

**WHEREAS**, Matthew Pridham was appointed as a Probationary Firefighter with the Chatham Borough Volunteer Fire Department Hose Company on August 11, 2014; and

**WHEREAS**, Matthew Pridham has successfully completed his probationary term and has shown excellent attendance at fire alarms, meetings and drills; and

**WHEREAS**, the Fire Chief and Fire Coordinator have recommended that Matthew Pridham be appointed as a full member of the Chatham Borough Volunteer Fire Department Hose Company.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Matthew Pridham is hereby appointed as a full member of the Chatham Borough Volunteer Fire Department Hose Company; and

**BE IT FURTHER RESOLVED**, that Matthew Pridham is to be commended for his dedicated volunteer service to the Borough of Chatham.

**FINANCE**

**RESOLUTION #16-136**

**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.

**RESOLUTION #16-137**

**RESOLUTION AUTHORIZING REFUND FOR PROPERTY TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised that an overpayment of property taxes was made by a service company that included a Chatham Township property tax payment resulting in an overpayment of property taxes; and

**WHEREAS**, the Tax Collector has further advised that a refund for the property tax overpayment is to be made as follows:

<b><u>BLOCK/LOT</u></b>	<b><u>OWNERS/PROPERTY LOCATION</u></b>	<b><u>AMOUNT</u></b>	<b><u>TAX QTR.</u></b>
110/7	Truppo, Jeffrey & Colleen 10 Overlook Road	\$2,607.09	2016 1st Qtr.

Please make check payable & mail to:  
CoreLogic – Refund Unit  
P.O. Box 961250  
Fort Worth, TX 76161

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to process a refund for the overpayment of property taxes as herein referenced.

**RESOLUTION #16-138**

**RESOLUTION AUTHORIZING REFUND FOR PROPERTY TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised that a duplicate payment was made by both the property owner and the mortgage service company resulting in an overpayment of property taxes; and

**WHEREAS**, the Tax Collector has further advised that a refund for the duplicate property tax overpayment is to be made as follows:

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	<u>TAX QTR.</u>
6/19	Wittmer, Colin & Karen 30 Highland Avenue	\$5,883.77	2015 3rd Qtr.

Please make check payable & mail to:  
Wittmer, Colin & Karen  
30 Highland Avenue  
Chatham, NJ 07928

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to process a refund for the duplicate overpayment of property taxes as herein referenced.

**RESOLUTION #16-139**

**RESOLUTION AUTHORIZING SETTLEMENT OF THE 2012 TAX APPEAL ENTITLED FAUVER, JOHN & FRANCES V. BOROUGH OF CHATHAM, DOCKET NO. 012912-2012 OF THE TAX ASSESSMENT OF BLOCK 97, LOT 5, KNOWN AS 18 CHANDLER ROAD IN THE BOROUGH OF CHATHAM, MORRIS COUNTY, NEW JERSEY**

**WHEREAS**, an appeal of the real property tax assessment on property located at 18 Chandler Road, Block 97, Lot 5 had been filed by John and Frances Fauver for tax year 2012; and

**WHEREAS**, a proposed Stipulation of Settlement has been reviewed and recommended by the Borough Tax Assessor and Municipal Tax Attorney; and

**WHEREAS**, the settlement of said matter as more fully set forth below is in the best interests of the Borough of Chatham.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the settlement of the 2012 tax appeal is hereby authorized as follows:

18 Chandler Road, Block 97, Lot 5

Year: 2012

<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land: \$ 838,500	\$ 838,500	\$ 838,500
Imprvts: \$1,316,300	\$1,316,300	\$1,061,500
Total: \$2,154,800	\$2,154,800	\$1,900,000

And,

**BE IT FURTHER RESOLVED**, that the Municipal Tax Attorney is authorized to enter into the Stipulation of Settlement in this matter; and

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

### **BOARDS, COMMISSIONS & COMMITTEES**

#### **RESOLUTION #16-140**

#### **RESOLUTION APPROVING THE BOROUGH OF CHATHAM'S THIRD FIVE-YEAR COMMUNITY FORESTRY MANAGEMENT PLAN**

**WHEREAS**, the Shade Tree Commission for the Borough of Chatham, in conjunction with its Certified Tree Expert, John Linson, prepared the Borough's third five-year Community Forestry Management Plan in accordance with the New Jersey Shade Tree and Community Forestry Assistance Act, P.L. 1996, Chapter 135; and

**WHEREAS**, the Community Forestry Management Plan is an essential guide to successfully achieving a healthy and safe community forest; and

**WHEREAS**, the Shade Tree Commission recommends the adoption of the prepared third five-year Community Forestry Management Plan so that it may be submitted to the State of New Jersey, Department of Environmental Protection, Division of Parks and Forestry, Forest Service for its review and approval.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby adopt the third five-year Community Forestry Management Plan prepared by the Shade Tree Commission; and

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to execute the Borough's third five-year Community Forestry Management Plan and that it be submitted to the State of New Jersey, Department of Environmental Protection, Division of Parks and Forestry, Forest Service for its review and approval; and

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

### **PERSONNEL**

#### **RESOLUTION #16-141**

#### **RESOLUTION PROMOTING ANGELLO CAMPOS TO LEAD PERSON #1, IN THE DEPARTMENT OF PUBLIC WORKS UTILITIES DIVISION**

**WHEREAS**, a promotional posting for Lead Person #1 in the Department of Public Works Utilities Division was advertised to solicit resumes and applications from interested candidates in accordance with the Department of Public Works collective bargaining unit contract; and

**WHEREAS**, one employee, Angello Campos, applied for the position; and

**WHEREAS**, the Public Works selection committee (the “Committee”) conducted an interview with the employee and found that he is well-qualified for the position and has recommended his promotion to Lead Person #1 in the Department of Public Works Utilities Division, to be effective March 16, 2016 with an annual salary of \$71,219.00, which is to be pro-rated for the remainder of the calendar year.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Committee and hereby authorize the promotion of Angello Campos to Lead Person #1 in the Department of Public Works Utilities Division, to be effective March 16, 2016, with an annual salary of \$71,219.00, which is to be pro-rated for the remainder of the calendar year; and

**BE IT FURTHER RESOLVED**, that the terms and conditions of Angello Campo’s promotion to Lead Person #1 in the Department of Public Works Utilities Division shall be in accordance with the Department of Public Works collective bargaining unit contract and in accordance with provisions set forth in a memo from Tony Torello, Director of Public Works to Robert Falzarano, Borough Administrator, dated February 23, 2016.

#### **RESOLUTION #16-142**

#### **RESOLUTION TO HIRE SEAN LIGHTNER AS A SERVICE PERSON IN THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Borough of Chatham publicly advertised the job opening for the position of a Service Person in the Department of Public Works and solicited resumes and applications from interested candidates; and

**WHEREAS**, the Public Works selection committee (the “Committee”) conducted interviews of interested and qualified candidates; and

**WHEREAS**, after considering all interested and qualified candidates, the Committee found that Sean Lightner is the best-qualified candidate and has recommended that he be hired for the Service Person position in the Department of Public Works, to be effective March 16, 2016 with an annual starting salary of \$36,115.00, which is to be pro-rated for the remainder of the calendar year.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Committee and hereby authorize that Sean Lightner shall be hired as a Service Person in the Department of Public Works, to be effective March 16, 2016 with an annual starting salary of \$36,115.00, which shall be pro-rated for the remainder of the calendar year; and

**BE IT FURTHER RESOLVED**, that the terms and conditions of Sean Lightner’s employment shall be in accordance with the Department of Public Works collective bargaining unit contract and in accordance with provisions set forth in the offer of employment letter from Tony Torello, Director of Public Works, dated February 23, 2016

#### **RECREATION**

#### **RESOLUTION #16-143**

#### **RESOLUTION AUTHORIZING THE REFUND OF RECREATION FEES**

**WHEREAS**, the Borough’s Recreation Coordinator for the Chatham Joint Recreation Program has advised that a refund for certain recreation fees should be refunded as follows:

<u>Last Name</u>	<u>Amount</u>	<u>Activity</u>	<u>Reason</u>
Fortuna	\$178.00	Ski/Basketball	Medical
DiDio	\$75.00	Track	Transferred to another track program

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough’s Recreation Coordinator for the Chatham Joint Recreation Program to process the herein referenced recreation fee refund; 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.

**SHARED SERVICES**

**RESOLUTION #16-144**

**RESOLUTION AUTHORIZING THE EXECUTION OF THE JOINT RECREATION PROGRAM OF THE CHATHAMS SHARED SERVICES AGREEMENT WITH CHATHAM TOWNSHIP**

**WHEREAS**, Chatham Township and Chatham Borough (the “Parties”) participate in the Joint Recreation Program of the Chathams to provide for joint shared recreation and athletic services in order to avoid having to incur largely duplicative costs to upgrade their programs, facilities, and fields; and

**WHEREAS**, the Parties wish to enter into a Shared Services Agreement pursuant to the provisions of the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., to provide for shared services related to the Program Coordinator, trust fund management and supervision of background checks for the Joint Recreation Program.

**BE IT RESOLVED**, by Council of the Borough of Chatham that the Mayor is hereby authorized to execute the herein referenced Joint Recreation Program of the Chathams Shared Services Agreement with Chatham Township; and

**BE IT FURTHER RESOLVED**, that this Resolution shall be effective as of the date that the Chatham Township Committee and the Chatham Borough Council shall adopt companion Resolutions; and

**BE IT FURTHER RESOLVED**, that 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.

**CONSENT AGENDA VOTE**

Council Member Collander moved to approve Resolution #16-135 through Resolution #16-144. Council President Lonergan seconded the motion. A vote was taken and Resolution #16-135 through Resolution #16-144 listed on the Consent Agenda were approved unanimously.

**ADD-ON RESOLUTIONS**

None.

Mayor Harris asked Council Member Helfrich to proceed with Resolution #16-145.

Council Member Helfrich read Resolution #16-145.

**RESOLUTION #16-145**

**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:

- |                            |                                      |
|----------------------------|--------------------------------------|
| Contract Matter:           | 1. DPW – Mr. Falzarano               |
| Litigation Matter:         | 1. Affordable Housing – Mr. Lott     |
| Attorney-Client Privilege: | 1. Oliver Street Vacation – Mr. Lott |

**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.

Council Member Helfrich moved to approve Resolution #16-145. Council Member Collander seconded the motion. A vote was taken and Resolution #16-145 was approved unanimously.

**ADJOURNMENT**

Having no other business to be conducted, Mayor Harris adjourned the public meeting.

The Mayor and Borough Council convened into Closed Session.

Meeting adjourned 9:50 p.m.

Respectfully Submitted:

*Robin R. Kline*

Robin R. Kline, MAS, RMC, CMR  
Borough Clerk  
BOROUGH OF CHATHAM