

AGENDA
November 13, 2017

Regular Meeting
Mayor and Borough Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

**CALL MEETING
TO ORDER**

The meeting will be called to order at 7:30 p.m.

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 official 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 was filed with the Borough Clerk, all on January 5, 2017.

ROLL CALL

Mayor Bruce A. Harris
Council Member James J. Collander
Council Member James Lonergan
Council President Victoria Fife
Council Member Gerald J. Helfrich
Council Member Leonard Resto
Council Member Peter Hoffman
Stephen W. Williams, Acting Borough Administrator
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

PROCLAMATIONS

RESOLUTION #17-310

**RESOLUTION CONGRATULATING STANLEY CONGREGATIONAL CHURCH, UNITED
CHURCH OF CHRIST, ON ITS 150TH YEAR ANNIVERSARY OF SERVICE TO OUR
COMMUNITY**

WHEREAS, in 1867, George Shepard Page, a businessman involved in multiple successful endeavors in both the gas and coal industries, acquired several hundred acres in Chatham, naming his extensive holdings “Stanley;” and

WHEREAS, George Shepard Page, founded the Stanley Congregational Church, which welcomed all people in the community, regardless of their creed or nationality, to take part in religious services, its school and social gatherings; and

WHEREAS, the Stanley Congregational Church has a long history of providing service to the broader community through its active and longtime participation in the Family Promise and Bridges Programs that serve homeless families and individuals and many other activities that have benefited those in need; and

WHEREAS, the Stanley Congregational Church is a certified GreenFaith Congregation, having gone through a rigorous process demonstrating its commitment to protecting the natural environment and celebrating the beauty of our earth; and

WHEREAS, the Stanley Congregational Church continues to be an open and affirming congregation, welcoming all who pass through its doors; and

WHEREAS, this year marks the Stanley Congregational Church's 150th anniversary.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby offer their congratulations to the Stanley Congregational Church, United Church of Christ, upon the celebration its 150th year anniversary serving our community and advocating for peace and social justice for all people, and celebrating and protecting our natural environment, and extend their best wishes on this occasion.

RESOLUTION #17-311

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:

October 23, 2017

And,

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:

October 23, 2017

DISCUSSION ITEMS

1. 2018 Fee Schedule: Recreation, Water, Sewer, Solid Waste and others
– Council Member Lonergan
2. 2017 Tree Lighting – Council President Fife

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.

REPORTS

Council Committees

Budget and Finance	Council Member James Lonergan
Long Range Traffic & Pedestrian Safety Planning	Council Member James J. Collander
Public Safety & Emergency Services	Council Member James J. Collander
Personnel	Council Member Leonard Resto
Public Works Planning/Community Services	Council President Victoria Fife
Shared Services & 3rd Party Agreements	Council Member Gerald Helfrich

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

RESOLUTION REQUIRING SEPARATE ACTION

RESOLUTION #17-312

RESOLUTION GRANTING PERMISSION TO TOWN & COUNTRY PROPERTIES TO CONDUCT THIS YEAR'S TREE LIGHTING EVENT AND SANTA ARRIVAL AT REASONER PARK

WHEREAS, Town & Country Properties has requested permission to organize and conduct a Tree Lighting and Santa's arrival event on December 2, 2017 between 5:00 p.m. and 7:00 p.m. at Reasoner Park and has also requested permission to use the Commons Room and bathrooms at the Chatham Borough firehouse for the event; and

WHEREAS, the event will require the temporary closure of Firehouse Plaza to traffic and parking during the event for public safety; and

WHEREAS, Town & Country Properties has filed a Reservation of Borough Facilities Use Application with the Borough's Department of Community Services, signed a Hold Harmless Agreement, and provided the required Certificate of Insurance for the event; and

WHEREAS, the Mayor and Borough Council wish to grant permission to Town & Country Properties to conduct this event.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that permission is hereby granted to Town & Country Properties to conduct the Tree Lighting and Santa's arrival event on December 2, 2017 between 5:00 p.m. and 7:00 p.m. at Reasoner Park; and

BE IT FURTHER RESOLVED, that permission is hereby granted to Town & Country Properties to use the Commons Room and bathrooms at the Chatham Borough firehouse for the event; and

BE IT FURTHER RESOLVED, that the Chief of Police is hereby authorized to close Firehouse Plaza and establish appropriate detour routes and to regulate traffic conditions that may be created because of the closure of Firehouse Plaza and parking spaces; and

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

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 #17-313 through Resolution #17-316 have been placed on the Consent Agenda.

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

RESOLUTION #17-

FINANCE

RESOLUTION #17-313

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.

SHARED SERVICES

RESOLUTION #17-314

RESOLUTION OF THE BOROUGH OF CHATHAM AUTHORIZING PARTICIPATION IN THE OPERATION OF A JOINT MUNICIPAL COURT

WHEREAS, the Borough of Chatham, the Township of Chatham, the Township of Harding, the Borough of Madison, and the Township of Morris have indicated a desire to renew their participation to operate a Joint Municipal Court, known as “The Joint Municipal Court of Madison, the Chathams, Harding and Morris Township” and to utilize the court facilities at the Hartley Dodge Memorial (Madison Borough Hall) at Kings Road in Madison in accordance with the Uniform Shared Services and Consolidation Act; and

WHEREAS, the Joint Municipal Court Agreement shall expire on December 31, 2017; and

WHEREAS, participation in the Joint Municipal Court will result in financial savings to the Borough and will provide for the efficient administration of justice; and

WHEREAS, the Borough Council deems it appropriate to authorize renewal into an agreement for a Joint Municipal Court with the Borough of Madison, the Township of Chatham, the Township of Harding and the Township of Morris for a three (3) year period, beginning January 1, 2018 and ending December 31, 2010, subject to the concurrence and approval of the Assignment Judge, Superior Court of New Jersey, Morris County.

BE IT RESOLVED, by the Council of the Borough of Chatham, in the County of Morris and State of New Jersey, that the Mayor is hereby authorized to execute an agreement for participation in the operation of said Joint Municipal Court; and

BE IT FURTHER RESOLVED, that upon the execution of the Joint Municipal Court Agreement, the Borough Clerk shall forward a copy of the signed agreement, together with a certified copy of the authorizing Resolution to the Township of Chatham, the Township of Harding, the Borough of Madison, and the Township of Morris; and

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

OTHER

RESOLUTION #17-315

RESOLUTION AUTHORIZING THE CHATHAM ROTARY CLUB TO PLACE LIGHTED CHRISTMAS LUMINARIES AT REASONER PARK ON CHRISTMAS EVE

WHEREAS, it is a holiday tradition that the Rotary Club of Chatham (“Rotary Club”) places lighted Christmas luminaries at Reasoner Park on Christmas Eve or, in the event of rain, on the evening of Christmas Day; and

WHEREAS, the Rotary Club has again requested permission to place lighted Christmas luminaries at Reasoner Park on Christmas Eve or, in the event of rain, on the evening of Christmas Day.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Rotary Club is hereby authorized to place lighted Christmas luminaries at Reasoner Park on Christmas Eve or, in the event of rain, on the evening of Christmas Day; and

BE IT FURTHER RESOLVED, that all Christmas luminaries shall be removed on Christmas Day or, in the event of rain, on December 26th, 2017.

RESOLUTION #17-316

RESOLUTION AUTHORIZING THE PUBLIC SALE OF BOROUGH PROPERTY NO LONGER NEEDED FOR PUBLIC USE THROUGH GOVDEALS.COM PUBLIC ONLINE AUCTION

WHEREAS, the Borough of Chatham is the owner of certain property which is no longer needed for public use; and

WHEREAS, N.J.S.A. 40A:11-36 authorizes municipalities to sell public property that is no longer needed for public use at a public sale to the highest bidder as surplus property; and

WHEREAS, the Mayor and Borough Council are desirous of selling such surplus property in “as is” condition without express or implied warranties.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the sale of Borough property no longer needed for public use; and

BE IT FURTHER RESOLVED, that the public auction shall be conducted through GovDeals.com public online auction pursuant N.J.S.A. 40A:11-36, Local Finance Notice 2008-9 of the New Jersey Department of Community Affairs, Division of Local Government Services, and in accordance with the terms and conditions of State Contract A-70967/T2581. The terms and conditions of the agreement with GovDeals are available online at www.govdeals.com and are also available in the Borough Clerk’s office.; and

BE IT FURTHER RESOLVED, that the sale of surplus property to be sold in “is as” condition without expressed or implied warranties is as follows:

<u>ITEM</u>	<u>MINIMUM BID</u>
2006 Leach truck body, Model 2R 111, Serial #40378 25 cubic yard capacity	\$25,000.00 with reserve

And,

BE IT FURTHER RESOLVED, that the Borough of Chatham reserves the right to accept or reject any bid submitted; and

BE IT FURTHER RESOLVED, that the successful bidder shall be required to pay the full amount of the sale, execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property, and shall be required to pick-up the sold property from within 7 business days of the auction sale; and

BE IT FURTHER RESOLVED, the Borough Clerk shall publish a legal advertisement in the official newspapers informing the public as to the nature of item being sold and how to obtain more information on the sale as required by N.J.S.A. 40A:11-36; 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:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #17-313 through #17-316.

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 RESOLUTION(S)

ORDINANCES FOR FIRST READING

Mayor Harris asks Council Member Resto to introduce Ordinance #17-10.

Council Member Resto introduces Ordinance #17-10 by title as follows:

ORDINANCE #17-10

AN ORDINANCE TO AMEND THE SALARIES AND WAGES FOR CERTAIN MUNICIPAL POSITIONS OF THE BOROUGH OF CHATHAM FOR THE YEAR 2018

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 November 13, 2017.

BE IT RESOLVED, that at the Council meeting to be held on November 27, 2017 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 #17-10 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						
Lonergan						
Fife						
Helfrich						
Resto						
Hoffman						

Mayor Harris asks Council Member Lonergan to introduce Ordinance #17-11.

Council Member Lonergan introduces Ordinance #17-11 by title as follows:

ORDINANCE #17-11

BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF THE ARTIFICIAL TURF ATHLETIC FIELD AT LUM AVENUE FIELD IN, BY AND FOR THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, TO APPROPRIATE THE SUM OF \$385,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE A PRIVATE CONTRIBUTION, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Council Member Lonergan reads:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on November 13, 2017.

BE IT RESOLVED, that at the Council meeting to be held on November 27, 2017 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 Lonergan: I offer Ordinance #17-11 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						

RESOLUTION #17-317

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:

- | | |
|------------|--------------------------------------------------|
| Contracts: | 1. PBA Collective Bargaining – Mr. Williams |
| | 2. CPS Lease Agreement – Mr. Williams |
| | 3. ECLC Lease – Mr. Williams |
| | 4. Professional Service Providers – Mayor Harris |
| Personnel: | 1. 2018 Employee Salaries – Council Member Resto |
| | 2. Borough Administrator – 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