

REGULAR COUNCIL MEETING
February 12, 2007 8:00 p.m.

The Regular Council Meeting of the Borough of Chatham was held on Monday February 12, 2007 beginning at 8:00 p.m. in the Council Chambers, in the Municipal Building.

The meeting was called to order at 8:00 p.m.; Mayor Richard L. Plambeck presiding

The Mayor and Borough Council saluted the flag.

Mayor's statement regarding Adequate Notice of Meeting

Pursuant to the requirements of R.S. 10:4-10, 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 the Municipal Building, emailed to the Morris County Daily Record, the Star Ledger, the Chatham Courier and Independent Press and filed with the Borough Clerk, all on December 29, 2006.

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

Council Member Cordelia O. Fuller
Council Member Richard E. Crater, Jr.
Council President Bruce A. Harris
Council Member James J. Collander
Council Member Joseph Mikulewicz
Council Member Neal T. Collins
Mayor Richard L. Plambeck
Robert J. Falzarano, Borough Administrator
David J. Lloyd, Borough Attorney
Susan Caljean, Municipal Clerk

MOMENT OF SILENCE

Mayor Plambeck asked for a moment of silence for Mr. Bob Thompson who passed away last week.

PRESENTATION

Mayor Plambeck presented Alan Pfeil a Certificate of Appreciation for his many years of service on the Zoning Board of Adjustment.

RESOLUTION #07-86
RESOLUTION TO RECESS INTO CLOSED SESSION

BE IT RESOLVED by the Borough Council of the Borough of Chatham that it adjourn to executive 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:

LITIGATION: 1. Town Hall Tax Appeal

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.

closed session 8:15 p.m.
reconvene 8:25 p.m.

RESOLUTION #07-87
RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the minutes from the following meeting are approved as typed and filed in the Borough Clerk's office:

Council Meeting, January 22, 2007

Council Member Mikulewicz moved to approve Resolution # 07-87 and Council Member Crater seconded. A vote was taken and it was approved unanimously.

ADMINISTRATOR'S REPORT

Bob Falzarano stated new internal procedures were implemented for the vacation of streets. A fixed asset inventory will be completed by May. Introduction of the 2007 Budget should be at the February 26th meeting; if not, it will be introduced at the March 12th meeting. The mayors, administrators, and recreation liaisons from Chatham Borough and Chatham Township met on January 24th to discuss the recreation program. The administrators and the directors are working on job descriptions. Mr. Falzarano thanked the DPW for moving and renovating the borough offices. The Annual Report is scheduled to be delivered to the Council on March 2nd. The new court security plan has been approved.

DISCUSSION ITEMS

LOSAP

Nina Benton explained the LOSAP program. She asked for an increase of the LOSAP reward to \$1,050.00 per person. Last year 28 people qualified; this year 32 people qualified.

Donation Of Emergency Squad Ambulance to Police

Lt. Crosson and Officer George explained the need for a vehicle to mobilize the Emergency Services Team when required. The Emergency Squad offered their old ambulance to the team free of charge. It will cost approximately \$2,500.00 to convert the vehicle.

Installation of fence at Shepard Kollock

Mrs. Nauta explained the need for a fence at Shepard Kollack Park. There has been vandalism there recently and the fence would keep vehicles off the field. Mrs. Nauta received two estimates for the fencing of \$7,000.00 and \$9,300.00.

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David Lloyd recused himself.

Request to remove parking spaces at 221 Main Street

Mr. Osmun and Janet Siegel from Siegel Architects proposed removing three public parking spaces behind the proposed building at 221 Main Street. They would re-line the existing parking lot to regain the three lost spaces. 221 Main St., LLC has purchased 5 parking permits from the Borough.

New Well Head Site

Mayor Plambeck made a presentation showing the wells in the surrounding area and stated all our wells are at the DPW site; this creates a problem because of the potential pollutants and salt at that site. Every well in Madison is contaminated with volatile organic chemicals and they have their water treated. Mayor Plambeck explained why he is proposing that we dig some monitoring wells. Mayor Plambeck explained the advantages and disadvantages of several proposed well sites.

Re-schedule 2008 Reorganization Meeting

The Council discussed and decided not to change the date.

COUNCIL LIAISON REPORTS

Historic Preservation Commission

Council Member Cordelia O. Fuller reported the next meeting is February 20th.

Local Assistance Board

Council Member Neal Collins reported he attended his first meeting and there are no active cases.

Streetscape Committee

Council Member Cordelia O. Fuller reported the Committee reviewed what has been completed on the Streetscape project. They have taken delivery of the lights. After the next meeting they should have a schedule for the installation of the lights.

Board of Education

Council Member Joseph Mikulewicz reported he attended the Budget Advisory Committee meeting and they are waiting to see how much they will receive in aid from the state. They should know that by March 5th.

Chamber of Commerce

Council Member Richard E. Crater, Jr. reported the Chamber will hold its Spring Fest in June and a Comedy Night in April.

Environmental Commission

Council President Bruce A. Harris reported the next meeting is Wednesday February 14th.

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Open Space Committee

Council President Bruce A. Harris reported the next meeting will be February 15th and they will be discussing some new requests to vacate paper streets.

Planning Board

Council President Bruce A. Harris reported the next meeting will be Wednesday night. Dunkin Donuts will be discussed and the meeting will be televised.

Traffic Committee

Council Member James J. Collander reported the Traffic Committee continues to discuss the traffic and parking problems on Elmwood Avenue. They are also discussing Fairview Avenue. The Committee is working on funding for a message board/speed indicator.

Recreation Committee

Council Member James J. Collander reported the next meeting will be tomorrow at 7:30 in Chatham Township. The Chatham Baseball Committee continues to meet twice a month; there are 1200 children signed up for baseball and softball. There are 500 children signed up for boys and girls lacrosse this spring. There is a computer in Carol Nauta's office that can be used to sign up for the recreation programs or the computer in the Clerk's Office can be used.

Board of Health

Council Member Neal T. Collins reported the Board discussed banning trans fats and smoking in vehicles with children 18 years and younger.

Shade Tree Commission

Council Member Richard E. Crater, Jr. reported the next meeting is March 6th.

MEETING OPEN TO THE PUBLIC

MAYOR'S 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 three minutes.

Marc Knoll of Ogden Church requested that the Church be notified of any Traffic Safety Committee meetings. Their engineering firm is doing an examination on the drainage and zoning issues on Elmwood Avenue. Mr. Knoll read a letter of support signed by over 70 members of the church.

Anthony Piechnik of 19 Coleman Avenue, East supports the Ordinances for Elmwood Avenue but is concerned about how they will affect Coleman Avenue, East.

Council Member Collander made a statement about the parking restrictions on Elmwood Avenue and Coleman Avenue.

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Mary Donahue of the Mother's Morning Out Program explained the drop off procedures they have for the program and that they use the Center Street lot as much as possible.

Peter Hoffman of 17 Elmwood Avenue stated a drop off program is what is needed, not parking spaces of Elmwood Avenue.

Marsha Casais of Ogden Church stated their plan for the church does include a drop off program.

Michael Dean of 181 North Passaic Avenue asked for an update on Woodland Park and the 9/11 monument. Mayor Plambeck stated the status is unchanged.

Jim Young of 157 Center Avenue had questions about the proposed well on Center Avenue. Mayor Plambeck explained.

Bob Leverich of 43 Elmwood Avenue supports the Ordinances regarding parking on Elmwood Avenue.

Martin Selzer of 72 Hedges Avenue presented a survey to the council that shows 79% of the people responding do not approve of a Dunkin Donuts at the corner of Hedges Avenue and Main Street. Mr. Selzer asked if there is anything the Council can do to represent the citizens' objections to the Planning Board decision.

Bernie Vella of 58 North Summit Avenue asked if the Council is going to pursue the clean up of the vacant house on Hedges Avenue. Mayor Plambeck stated clean up of the contamination is up to the state.

Pat Boettger of 11 Lum Avenue stated her support for the parking lot on Elmwood Avenue.

Brenda Hynes of 29 Elmwood Avenue thanked Council Member Collander for the excellent job he has been doing. Mrs. Hynes supports the parking Ordinances.

Sandy Roos of 8 Garden Avenue does not agree with the no parking ordinances on Elmwood Avenue. Mrs. Roos thinks there should be a parking lot built at the church.

Rob Goldberg of 41 Hedges Avenue does not want Dunkin Donuts. Mr. Goldberg stated the residents are prepared to appeal the decision in court. Mr. Goldberg presented the Council with a draft Ordinance banning deliveries between midnight and 6 a.m.

Herb Cannon former Chatham Borough Engineer, stated the town should dig another well that is further from the existing wells. He stated this has been a long-term concern.

Janice Perrone of 82 Fairmount Avenue asked for comments from the council members about creating neighborhood liaisons to the Recreation Committee. Only Council Members Collins and Mikulewicz thought this was a good idea.

Jan Boettger of 45 Elmwood Avenue stated the church needs a parking lot.

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Martha May of 20 Kimball Street asked about a well being put at Memorial Park. The Mayor stated a well could not be located there because the land is on the ROSI, and therefore would require state approval.

CONSENT AGENDA

The following items are considered to be routine by the Chatham Borough Mayor and 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 #07-88 through Resolution #07-94 and Resolution #07-98 through Resolution #07-101 have been placed on the Consent Agenda.

RESOLUTION #07-88

RESOLUTION TO AMEND THE CHATHAM BOROUGH POLICE DEPARTMENT RULES AND REGULATIONS

WHEREAS, the Borough of Chatham Chief of Police has informed the Borough Administrator that it is necessary to amend the Rules and Regulations of its Police Department [“CBPD”], as required by the Commission on Accreditation for Law Enforcement Agencies, Inc. (“CALEA”);

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham authorize the CBPD Chief of Police to amend the Rules and Regulations of the CBPD by adding the following:

“7.3 Chief of Police – Authority and Responsibilities

.....

7:3.2 The Chief Executive Officer is designated as having authority and responsibility for the fiscal management of the agency.”

and it is further

RESOLVED, that these Rules and Regulations of the CBPD are hereby ratified as amended in all other respects.

RESOLUTION # 07-89

RESOLUTION SUPPORTING RENEWAL OF THE GARDEN STATE PRESERVATION TRUST FUND AND PETITIONING MEMBERS OF THE MORRIS COUNTY LEGISLATIVE DELEGATION TO PROVIDE SUPPORT FOR THE RENEWAL OF THE FUND

WHEREAS, continued investment in open space and farmland preservation is vitally important to the state, as it enhances New Jersey’s economy, safeguards its remaining natural, agricultural, recreational and cultural resources and preserves its character, and

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WHEREAS, New Jersey continues to face incredible pressure from development, losing nearly 50 acres of open space daily to new development projects; and

WHEREAS, the Garden State Preservation Trust provides a match for open space taxes collected by all 21 counties and more than 225 municipalities; and

WHEREAS, protecting open spaces and improving urban natural areas stabilizes local property taxes and revitalizes communities; and

WHEREAS, since its creation in 1998, the Garden State Preservation Trust has enabled the State of New Jersey, its local governments, and nonprofits to acquire over 432,000 acres of parks, open space and farmland; and

WHEREAS, the Garden State Preservation Trust is essential not only to the State's conservation programs, but also to the work of counties, municipalities and nonprofit organizations by providing grants and low interest loans to help preserve land while protecting natural resources and farmland for future generations; and

WHEREAS, even many of the places already protected – our state and local parks – are threatened by inadequate levels of funding for operation, maintenance, and stewardship; and

WHEREAS, the Garden State Preservation Trust is virtually depleted, with funds to be completely exhausted in 2007 despite the continued need for the programs it makes possible.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Chatham, in the County of Morris and State of New Jersey as follows:

1. The Borough of Chatham supports the renewal and strengthening of the Garden State Preservation Trust, to provide \$325 million annually for New Jersey to continue its programs to acquire open space and farmland and improve historic sites and preserved lands. This amount includes \$225 million a year for acquisition and \$100 million a year for capital projects, which could be provided by bonding an annual dedicated stream of approximately \$150 million.

2. The Borough of Chatham supports the dedication of \$56 million annually to establish a stable source of funding for operation, maintenance, and stewardship for parks, recreation and natural areas.

3. That a certified copy of this resolution shall be transmitted to the Governor, the Speaker of the General Assembly, the President of the State Senate, the elected Legislative Representatives of the 26th Legislative District, the Morris County Board of Chosen Freeholders, Morris Land Conservancy, the New Jersey Conservation Foundation, the Outdoor Recreation Alliance, the Morris County League of Municipalities, and all Morris County municipalities.

RESOLUTION #07-90

**RESOLUTION TO AUTHORIZE A TIME-TO-TIME CPI ADJUSTMENT TO THE
LOSAP AWARD PROGRAM**

WHEREAS, the Borough of Chatham deems it appropriate to act to ensure retention of existing members and to provide incentives for recruiting new first aid organization members; and

WHEREAS, the Borough of Chatham has a Length of Service Award Plan Document that implements the Program's objectives; and

WHEREAS, the Division of Local Government Services has calculated the CY 2006 adjustment to the maximum LOSAP contribution due to changes in the CPI in the amount of 5.0% for municipalities;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham is authorizing the adjustment of 5.0% increase in qualifying LOSAP participants to an amount of \$1,050.00 for the new base year of 2007.

and it is further

RESOLVED, that this Resolution shall become effective upon the passage of a reciprocal Resolution by the governing body of the Township of Chatham.

**RESOLUTION #07-91
RESOLUTION TO APPROVE PAYMENT OF VOUCHERS**

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough 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 #07-92
RESOLUTION TO REFUND PROPERTY TAXES**

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that a refund of property taxes be issued to the individuals listed below as follows:

BLOCK/LOT	OWNER & PROPERTY ADDRESS	AMOUNT	YEAR/QTR
114/5	Shaw, John & Jennifer 99 Hillside Avenue	\$4,604.37 Overpayment	2006/3 Qtr.

**RESOLUTION #07-93
RESOLUTION TO REFUND PRO-RATED MONEY FOR THE FOLLOWING
PARKING PERMIT**

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BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that a refund for the return of parking permit be given to the following listed below:

Suter, Stephen \$296.11
7 Carmine Street
Chatham, NJ 07928

**RESOLUTION #07-94
RESOLUTION TO AWARD CONTRACT FOR THE CHATHAM BOROUGH
MULTI SPACE PAY STATION PROJECT TO METRIC GROUP INC.**

WHEREAS, the Borough of Chatham has a need to acquire two (2) Multi Space Pay Stations; and

WHEREAS, the contract was awarded through a “fair and open” process, pursuant to the provisions of N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, the Borough of Chatham has received one (1) bid for the Multi Space Pay Station Project from Metric Group Inc., a corporation duly incorporated in the State of Delaware; and

WHEREAS, the bid submitted by Metric Group Inc. is in the amount of \$42,800.00 for the Multi Space Pay Station Project; and

WHEREAS, the Chief Financial Officer has determined sufficient funds are available;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Chatham, County of Morris, State of New Jersey that a contract be processed and awarded to Metric Group Inc. in the amount of \$42,800.00; and be it further

RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute a contract with Metric Group Inc., in the amount of \$42,800.00 for the Multi Space Pay Station Project.

**RESOLUTION #07-95
RESOLUTION TO ADOPT NEW GROUP MEDICAL INSURANCE FOR THE
BOROUGH OF CHATHAM**

REMOVED FROM THE AGENDA

WILL BE ON THE AGENDA FOR THE FEBRUARY 26, 2007 MEETING

**RESOLUTION #07-96
RESOLUTION TO TERMINATE PARTICIPATION UNDER THE NEW JERSEY
STATE HEALTH BENEFITS PROGRAM (WHICH INCLUDES PRESCRIPTION
DRUG PROGRAM AND/OR DENTAL PLAN COVERAGE).**

WILL BE ON THE AGENDA FOR THE FEBRUARY 26, 2007 MEETING

**RESOLUTION #07-98
 RESOLUTION TO TRANSFER MONIES BETWEEN ACCOUNTS**

WHEREAS, there appears to be insufficient funds in the following accounts to meet the demands thereon for the expenses of the 2006 reserve year Current Fund in the following account;

Account Number 25-240-2 Police OE

WHEREAS, there appears to be sufficient funds in the following account over and above the demand deemed to be necessary for the balance of the 2006 reserve year Current Fund,

Account Number 31-446-2 Natural Gas

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.S.A. 40A:4-59, the Borough Council of the Borough of Chatham authorizes the Chief Financial Officer to the make the following transfers:

<u>Transfer To:</u>			<u>Transfer From</u>		
	<u>Account #</u>	<u>Amount</u>		<u>Account #</u>	<u>Amount</u>
Police OE	25-240-2	<u>\$3,000.00</u>	Natural Gas	31-446-2	<u>\$3,000.00</u>
Operating Fund		\$3,000.00			\$3,000.00

**RESOLUTION #07-99
 RESOLUTION TO REFUND PRO-RATED RECREATION FEES**

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the following fees be hereby refunded:

Last Name	Amount	Activity	Account
Palma	45	Baseball	851-405
Chase	90	Baseball	851-405
Macchia	90	Baseball	851-405
Franklin	90	Baseball	851-405
LoBosco	55	Baseball	851-405
Bugajski	55	Baseball	851-405
Leonard	55	Baseball	851-405
Voight	35	Baseball	851-405
Conlan	20	Boys Lacrosse	851-410

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Chiperfield	125	Boys Lacrosse	851-410
Moore	155	Girls Lacrosse	851-409
Schacht	155	Girls Lacrosse	851-409
Callahan	155	Girls Lacrosse	851-409
Pruitt	90	Softball	851-406
Redgate	90	Softball	851-406
Downey	90	Softball	851-406
Diaz-Saavedra	90	Softball	851-406
Polise	90	Softball	851-406
Norce	55	Softball	851-406
Lamb	55	Softball	851-406

RESOLUTION #07-100

RESOLUTION TO AUTHORIZE EXECUTION OF STIPULATION OF SETTLEMENT IN THE MATTER OF THE TAX APPEAL OF TOWN HALL ASSOCIATES, PLAINTIFF v. CHATHAM BOROUGH, DEFENDANT

WHEREAS, Amber N. Heinze, Esq. of the Irwin Law Firm, P.A., on behalf of Town Hall Associates and David J. Lloyd, Esq., on behalf of the Borough of Chatham, have agreed to a settlement in the matter of “TOWN HALL ASSOCIATES, PLAINTIFF v. CHATHAM BOROUGH, DEFENDANT,” docketed with the Tax Court of New Jersey as Docket No. 002716-2005, for the subject premises located at 14 Fairmount Avenue and known as Lot 17 in Block 85 on the tax maps of the Borough of Chatham; and

WHEREAS, the municipal tax assessor has reviewed the terms of the settlement and has notified the Borough Administrator that the settlement is in proper form and order;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Chatham authorize David J. Lloyd, the municipal attorney for the Borough of Chatham, to sign the Stipulation of Settlement in the above referenced matter on behalf of the Borough of Chatham; and

BE IT FURTHER RESOLVED, that a copy of the Stipulation of Settlement will be filed with the Office of the Borough Clerk upon receipt of duly executed filed copy from the Tax Court of New Jersey.

RESOLUTION #07-101

RESOLUTION TO AMEND RESOLUTION #07-06 AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES FOR INDIVIDUAL LISTED BELOW

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the contract awarded to Thomas A. Shepard, Jr., Municipal Prosecutor reflect the correct amount of \$25,116 for contract year 2007.

MONTHLY REPORTS

Accept Monthly Reports received from the following Departments:

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Council Member Collander	Bills & Warrants List (December 2006) Monthly Financial Statement
Council Member Collander	Recreation Committee (December 2006)
Council Member Fuller	Department of Public Works (Dec. 2006)
Council Member Crater	Police Report (December 2006) Emergency Squad (December 2006) Municipal Court (November 2006) Fire Department Report (December 2006) Emergency Management (December 2006)
Council President Harris	Building & Zoning Report (December 2006) Fire Inspections (December 2006)

CONSENT AGENDA VOTE

Resolution #07-95 and Resolution #07-96 were not on the Consent Agenda.

Resolution #07-88 through Resolution #07-94 and Resolution #07-98 through Resolution #07-101 and the Monthly Reports have been placed on the Consent Agenda.

Council Member Collander moved to approve the Consent Agenda and Council Member Fuller seconded. A vote was taken and it was approved unanimously.

RESOLUTION #07-97

**RESOLUTION TO RESCIND SECOND READING OF CERTAIN ORDINANCES
AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139
THEREOF, ENTITLED "VEHICLES AND TRAFFIC"**

WHEREAS, the governing body of the Borough of Chatham has undertaken additional due diligence at the request of the public which is the subject matter of certain Ordinances introduced at its January 22, 2007 Meeting.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it rescinds the following ordinances scheduled for second reading:

ORDINANCE #07-02

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," GOVERNING A CERTAIN NO PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

ORDINANCE #07-03

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO ADD A CERTAIN PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

ORDINANCE #07-04

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO REPEAL CERTAIN ORDINANCES PROHIBITING LEFT TURNS FROM ROOSEVELT AVENUE, COLEMAN AVENUE, AND TALLMADGE AVENUE AND TO ADD A LEFT TURN PROHIBITION FROM ELMWOOD AVENUE

ORDINANCE #07-05

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC", GOVERNING A CERTAIN TIME LIMIT PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

Council Member Collander moved to approve Resolution # 07- 97 and Council Member Harris seconded, A vote was taken and it was approved unanimously.

UNFINISHED BUSINESS

ORDINANCE #07-01

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 165 THEREOF, ENTITLED "LAND DEVELOPMENT ORDINANCE", TO ALLOW EATING AND DRINKING ESTABLISHMENTS AND APARTMENTS IN THE M-1 AND M-3 ZONING DISTRICTS, AND TO AMEND THE PROVISIONS REGARDING THE NECESSITY OF SITE PLAN APPROVAL

Council Member Harris made a motion to open the public hearing on Ordinance #07-01 seconded by Council Member Fuller, and it was approved unanimously.

Council President Harris moved to delete the M-1 zone from the Ordinance, seconded by Council Member Collins.

Donna Cali-Charles asked about the M-1 and M-3 zoning, she would like to see apartments removed from the Ordinance.

Michael Dean is not in favor of apartments in the M-1 and M-3 zoning districts.

Council President Harris moved to delete Sections 1 and 2 from Ordinance #07-01, seconded by Council Member Crater, and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Fuller	x			
Crater	x			
Harris	x			
Collander	x			
Mikulewicz	x			
Collins	x			

ORDINANCE #07-02

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," GOVERNING A CERTAIN NO PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

RESCINDED

ORDINANCE #07-03

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO ADD A CERTAIN PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

RESCINDED

ORDINANCE #07-04

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO REPEAL CERTAIN ORDINANCES PROHIBITING LEFT TURNS FROM ROOSEVELT AVENUE, COLEMAN AVENUE, AND TALLMADGE AVENUE AND TO ADD A LEFT TURN PROHIBITION FROM ELMWOOD AVENUE

RESCINDED

ORDINANCE #07-05

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC", GOVERNING A CERTAIN TIME LIMIT PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

RESCINDED

ORDINANCE #07-06

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE TO PROVIDE FOR VARIOUS PURCHASES AND TO MAKE CERTAIN IMPROVEMENTS FOR THE BOROUGH OF CHATHAM FOR THE YEAR 2007 AND TO APPROPRIATE A TOTAL AMOUNT OF \$86,520 FROM THE WATER CAPITAL FUND

Council Member Collander made a motion to open the public hearing on Ordinance #07-06 seconded by Council Member Fuller, and it was approved unanimously.

Michael Dean disagrees with needing a new well. He asked why we couldn't buy water from NJ American Water.

Donna Cali-Charles asked why we couldn't just buy water from NJ American Water. Mayor Plambeck explained.

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Martha May stated we should first go to the state and ask if we can buy water from NJ American Water

Council Member Crater made a motion to close the public hearing on Ordinance #07-06, seconded by Council President Harris, and it was approved unanimously. Council Member Collander moved Ordinance #07-06, seconded by Council Member Fuller and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Fuller	x			
Crater	x			
Harris	x			
Collander	x			
Mikulewicz	x			
Collins	x			

ORDINANCE #07-07

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE TO PROVIDE FOR VARIOUS PURCHASES AND TO MAKE CERTAIN IMPROVEMENTS FOR THE BOROUGH OF CHATHAM FOR THE YEAR 2007 AND TO APPROPRIATE A TOTAL AMOUNT OF \$67,156 FROM THE GENERAL CAPITAL FUND

Council Member Collander made a motion to open the public hearing on Ordinance #07-07 seconded by Council Member Fuller, and it was approved unanimously.

No Public Comment.

Council Member Crater made a motion to close the public hearing on Ordinance #07-07, seconded by Council Member Fuller, and it was approved unanimously. Council Member Collander moved Ordinance #07-07, seconded by Council Member Crater and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Fuller	x			
Crater	x			
Harris	x			
Collander	x			
Mikulewicz	x			
Collins	x			

ORDINANCE #07-08

INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO ADD A LEFT TURN PROHIBITION FROM ELMWOOD AVENUE

Council Member Collander introduced Ordinance # 07-08 on first reading and moved that a public hearing be held on February 26, 2007 at 8:00 p.m. in the Council Chambers of the

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Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law and was seconded by Council Member Crater.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-08 was introduced with a vote of 6 to 0.

ORDINANCE #07-09

INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO REPEAL A CERTAIN ORDINANCE PROHIBITING A LEFT TURN FROM COLEMAN AVENUE

Council Member Collander introduced Ordinance # 07-09 on first reading and moved that a public hearing be held on February 26, 2007 at 8:00 p.m. in the Council Chambers of the Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law and was seconded by Council President Harris.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-09 was introduced with a vote of 5 to 1.

ORDINANCE #07-10

INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO ADD A CERTAIN "NO PARKING CERTAIN HOURS" PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE AND TO AMEND A CERTAIN "TIME LIMIT PARKING" PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

Council Member Collander introduced Ordinance # 07-10 on first reading and moved that a public hearing be held on February 26, 2007 at 8:00 p.m. in the Council Chambers of the Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law and was seconded by Council Member Mikulewicz.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-10 was introduced with a vote of 6 to 0.

ORDINANCE #07-11

INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," GOVERNING A CERTAIN "NO PARKING" PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

Council Member Collander introduced Ordinance # 07-11 on first reading and moved that a public hearing be held on February 26, 2007 at 8:00 p.m. in the Council Chambers of the Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law and was seconded by Council Member Crater.

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Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-11 was introduced with a vote of 6 to 0.

ORDINANCE #07-12

INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 139 THEREOF, ENTITLED "VEHICLES AND TRAFFIC," TO ADD A CERTAIN "NO STOPPING OR STANDING" PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE AND TO AMEND A CERTAIN "TIME LIMIT PARKING" PARKING REGULATION ON A PORTION OF ELMWOOD AVENUE

Council Member Collander introduced Ordinance # 07-12 on first reading and moved that a public hearing be held on February 26, 2007 at 8:00 p.m. in the Council Chambers of the Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law and was seconded by Council Member Fuller.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-12 was introduced with a vote of 6 to 0.

RESOLUTION #07-102

RESOLUTION TO RECESS INTO CLOSED SESSION

BE IT RESOLVED by the Borough Council of the Borough of Chatham that it adjourn to executive 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 NEGOTIATIONS:
1. Extension of ECLC Lease
 2. Loboizzo- Mr. Lloyd
 3. MacGregor- Mr. Lloyd
 4. Center Street West parking-Bank of America-Mr. Lloyd

- PERSONNEL:
1. Professional Service Employee appointments

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.

Council Member Mikulewicz moved to approve Resolution # 07-102 and Council Member Fuller seconded. A vote was taken and it was approved unanimously.

Adjourn 11:55 am

Respectfully Submitted:

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Susan Caljean
Municipal Clerk

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