

REGULAR COUNCIL MEETING
August 13, 2007 8:00 p.m.

The Regular Council Meeting of the Borough of Chatham was held on Monday August 13, 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
IN MEMORY OF ROGER HEGLIE

Mayor Plambeck asked for a moment of silence in memory of Roger Heglie.

Council Member Fuller read the following Proclamation

PROCLAMATION

WHEREAS, Ovarian cancer is called the "silent killer" because its symptoms are often vague or subtle; and

WHEREAS, Ovarian cancer is the fourth leading cause of death among women and the leading cause of gynecologic cancer death in the United States; and

WHEREAS, each year, more than 22,000 Americans are diagnosed with the disease and approximately 16,000 die from it; and

WHEREAS, if detected in its early stages, survival from ovarian cancer is 90-95 percent. Yet the five year survival rate for the disease is only 28 percent, because it is so difficult to detect early; and

WHEREAS, the Kaleidoscope of Hope Foundation (KOH), a local non-profit group co-founded by ovarian cancer survivors Gail MacNeil of Chatham Township and Lois Myers and Patricia Stewart of Harding Township, raises funds for ovarian cancer research and to increase awareness of the disease and its symptoms, and wishes to remind the public that September is Ovarian Cancer Awareness Month; and

WHEREAS, KOH will be holding its annual Walkathons on September 16 at Loantaka Brook Reservation in Morristown starting with special guest speaker Senator Richard J. Codey; on September 29 at Avon and September 30 at Richard De Korte Park in Lyndhurst and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Chatham declare their support for the *Kaleidoscope of Hope Walkathons* and proclaim September as Ovarian Cancer Awareness Month.

Gail MacNeil a nine year survivor of ovarian cancer and Marc Boisclair thanked the Mayor and Council for supporting the Kaleidoscope of Hope Foundation.

RESOLUTION #07-218
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, July 9, 2007

Council Member Collander moved to approve Resolution # 07-218 and Council Member Crater seconded. A vote was taken and it was approved unanimously.

DISCUSSION ITEMS

Time restrictions for the placement of garbage bags at curb-Mr. Harris stated there is no Ordinance restricting when garbage can be placed at the curb for pick up. Mr. Harris suggested the police department could enforce various Land Development Ordinances such as placing garbage at the curb, parking on lawns and outdoor displays. Mr. Harris stated there is a problem with commercial dumpsters being left open and having broken lids. Council Member Collander suggested increasing the hours of the Code Enforcement Official or to make enforcement a coordinated effort between the Code Enforcement Official and the Sanitarian and the Police.

Bikeway Grant-Lee Byrd asked the Council for permission to apply for a NJDOT grant available to construct bicycle lanes. Mr. Byrd made some suggestions of where to place these bicycle lanes. The Council had questions about the grant and the safety of the bicycle lanes.

Open Space Referendum-Mr. Harris explained the Open Space Referendum and the two questions that will be on the ballot in November. The web site survey on Open Space received 31 responses; only two responses wanted the open space tax eliminated.

Elmwood Avenue Improvements-Mr. DeNave stated the improvements on Elmwood Avenue will be the resurfacing of the roadway, drainage improvements and curbing. These improvements will be made from Main Street to Weston Avenue. The width of the roadway will be standardized at the Main Street entrance, which is very narrow. The gravel parking at the Main Street entrance will be widened and paved. The Borough's drainage improvements on Elmwood Avenue will have to be completed before the church makes the improvements they are planning, if they are approved by the Planning Board.

Fairview Traffic Plan-Mr. DeNave stated the residents of Fairview Avenue are concerned about speeding on the road. Mr. DeNave stated a crosswalk is being painted across Fairview Avenue to Dellwood Avenue and there will be warning signs erected to slow down that a crosswalk is ahead.

COUNCIL LIAISON REPORTS

Senior Center

Council Member Cordelia O. Fuller reported the next meeting will be September 8th. They are working on a project "Ride Provide" to help with senior transportation. The construction at the Senior Center has not started yet.

Historic Preservation Commission

Council Member Cordelia O. Fuller reported the next meeting will be August 21st. They will be looking at the HSBC Bank application again.

Streetscape Committee

Council Member Cordelia O. Fuller reported the Committee will meet tomorrow. The lighting fixtures will start being installed starting at Hillside Avenue. The White Lights were discussed at the last meeting.

Chamber of Commerce

Council Member Richard E. Crater, Jr. reported the Chamber did not meet this month. The next meeting will be in September to plan their sidewalk sale to be held on September 15th.

Shade Tree Commission

Council Member Richard E. Crater, Jr. reported the Commission will meet next the second Tuesday in September. Two trees will be planted at the library in September.

Environmental Commission

Council President Bruce A. Harris reported some members of the Chatham Township Environmental Commission asked the Borough Commission to work with them on a no idling campaign.

Regular Council Meeting Minutes
August 13, 2007

Open Space Committee

Council President Bruce A. Harris had already reported on the Open Space Tax.

Planning Board

Council President Bruce A. Harris stated the Ogden Church plans will be discussed at the next meeting in September. The Board has approved a proposed ordinance to increase side yard set backs in the business district.

Traffic Committee

Council Member James J. Collander stated the Committee will meet Wednesday at 7:00 p.m. they will continue to monitor the Elmwood Avenue, Ogden Church parking situation.

Recreation Committee

Council Member James J. Collander stated the next meeting will be tomorrow night at 7:30 p.m. Lum Field has been used for soccer, baseball and softball. The DPW has been working hard grooming the fields for the fall season.

Board of Education

Council Member Joseph Mikulewicz stated the next meeting will be August 20th. Smart boards are installed in all the K through 5 classrooms. Computers at the High School that are 4 to 5 years old have been replaced. The school construction should be complete by September.

Board of Health

Council Member Neal T. Collins stated the next meeting will be September 13th.

Local Assistance Board

Council Member Neal T. Collins stated the next meeting will be in early September.

ADMINISTRATOR'S REPORT

Bob Falzarano reported the memorial bench for Sydney Schlobohm has been installed at Stanley Park. The department heads will submit their department budgets by September 1st. The 2008 budget is underway. NJ Transit will be installing railroad ties along the Madison Chatham line Saturday and Sunday evening. Shepard Kollock Park will not be closed this fall to replace the sprinkler system. The sprinkler and drainage work will be done in the spring. There was a partial collapse of a sewer main on Raymond Street. The section has been replaced. It cost approximately \$8,500.00. Seal coating has been done on several streets. The painting of the Watchung Avenue bridge should be done within two weeks. A coyote was spotted on Rutgers Street. The Watchung Avenue sidewalk work and the yearly sidewalk program should start shortly. There have been 47 sites with rat infestation reported.

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.

Nelson Vaughan of 69 Elmwood Avenue stated he has concerns about the plans at Ogden Church and the street resurfacing. Mr. Vaughan has concerns if residents switch to Verizon, they will not be able to access Channel 21. Mr. Vaughan asked if Chatham had approached Madison about sharing recreation services with them as they are purchasing part of the Exxon site for recreational fields. Mayor Plambeck explained. Mr. Vaughan asked when the policies for video taping public meetings would be ready. Mr. Falzarano stated they are working on the policies and when they have been revised they will be presented at a Council Meeting for discussion.

Michael Dean of 181 North Passaic Avenue had questions about the Open Space Tax. Mr. Dean asked for an update on Woodland Park. Mayor Plambeck explained the Open Space Tax. Mayor Plambeck stated there have been no new decisions made about Woodland Park. Mr. Dean asked if Chatham Township is working on putting artificial turf on any of their fields. Mayor Plambeck stated the Township is working with the DEP at Shunpike Field. Mr. Dean asked about the Dunkin Donuts lawsuit. Bob Falzarano stated the Borough was removed from the suit and the cost so far is \$3,757.40.

Barry Osmun appearing on behalf of 221 Main Street asked the Council to please move on the parking situation soon.

Donna Cali-Charles of 131 Center Avenue asked if the bike lane will prohibit people from parking in front of their residence. She would also like to know the cost of the bike lane project. Ms. Cali-Charles had questions about the Open Space tax. Mayor Plambeck explained.

Rich Thorne explained his non-profit sidewalk replacement company.

Janice Perrone of 82 Fairmount Avenue stated she would like to have the Traffic Safety Committee meetings listed on the Borough calendar. Ms. Perrone stated some of her neighbors are concerned about safety at the intersection of Washington Avenue and Chatham Street. The issue will be discussed at the Traffic Safety Committee meeting. Ms. Perrone asked when the video taping policy will be presented. Mr. Falzarano stated he did not have a time frame.

10:25 recess into closed session.

10:30 reconvene

RESOLUTION #07-226
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:

221 Main Street – Gail Fraser

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 Collins moved to approve Resolution # 07-226 and Council President Harris seconded. A vote was taken and it was approved unanimously.

The Mayor and Council will reconvene into Public Session after Closed Session.

11:00 reconvene into public session

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 #07-219 through Resolution #07-225 have been placed on the Consent Agenda.

RESOLUTION #07-219 RESOLUTION TO EXTEND THE 3RD QUARTER DUE DATE FOR PROPERTY TAXES FROM AUGUST 1, 2007 TO AUGUST 27, 2007

WHEREAS, the Morris County Tax Board will certify the Borough of Chatham tax rate; and

WHEREAS, the taxpayer by law has 25 days from the date of mailing of the tax bill to pay taxes due without interest of penalty; and

WHEREAS, the time required from notice of the tax rate to have the bills printed and mailed is three weeks; and

WHEREAS, the next tax payment is due August 1 with interest and penalties charged for any payments received after August 10; and

WHEREAS, the taxpayer would have less than the required 25 day period from the date of mailing to the August 1 due date;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the date by which the tax payment due August 1, 2007 may be paid without interest or penalty is extended to August 27, 2007.

BE IT RESOLVED, that there is no additional grace period beyond August 27, 2007 and any payment received after that date shall be late and accrue the applicable interest and penalties.

**RESOLUTION #07-220
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 #07-221
RESOLUTION TO REFUND PRO-RATED MONEY FOR THE FOLLOWING
PARKING PERMITS AND PARKING MACHINE REFUNDS**

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

Scarlatelli, Anthony \$ 20.00
65 May Drive
Chatham, NJ 07928

Kenny, Meghan \$ 15.75
10 Lisa Drive
Chatham, NJ 07928

Broemmer, K. \$150.00
38A Park Avenue
Caldwell, NJ 07006

Pouderoyen, Martha \$ 16.00
31 Inwood Road
Chatham, NJ 07928

McDaniel, Robert \$163.00
39 Evergreen Avenue
New Providence, NJ 07974

Molnar, Robert \$336.00
30 Stonewyck Drive
Chatham, NJ 07928

Regular Council Meeting Minutes
August 13, 2007

Williamson, James F. \$136.00
69 Fairview Avenue
Chatham, NJ 07928

Witzman, Maureen \$ 85.00
37 Wall Street Apt 20-A
New York, NY 10005

Johnson, Chris \$ 76.00
24 Jay Road
Chatham, NJ 07928

O'Shaughnessy, Bill \$ 6.75
9 Overlook Road
Chatham, NJ 07928

Levato, Thomas \$ 20.00
136 Washington Avenue
Chatham, NJ 07928

**RESOLUTION #07-223
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
56/35.02	Infante, Frederick & Suzanne 49 Hillside Avenue	\$176.96	2007/4Qtr.

**RESOLUTION #07-224
RESOLUTION RECOMMENDING A PROJECT FOR NEW JERSEY
DEPARTMENT OF TRANSPORTATION BIKEWAY GRANT PROGRAM FOR THE
YEAR 2007**

WHEREAS, the New Jersey Department of Transportation has offered an application for a bikeway grant, and

WHEREAS, the Borough of Chatham Environmental Commission, in coordination with the Administrator and the Director of Public Works, and the Borough Engineer, Vincent

DeNave have recommended a project for the Mayor and Council to submit for the consideration of the NJDOT, and

WHEREAS, the Mayor and Council of the Borough of Chatham have concluded that completion of the recommended project would benefit the residents of Chatham Borough.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Chatham authorize the Borough Administrator to oversee the completion of the required application for submission to NJDOT, and that the Mayor is authorized to sign said application.

BE IT FURTHER RESOLVED that the application is hereby made to the Commissioner of Transportation for aid under the New Jersey Transportation Trust Fund Authority Act for the Bikeway Grant;

AND BE IT FURTHER RESOLVED that any State Aid received as a result of this application will be used to effectuate the project comprised of the Bikeway Grant.

RESOLUTION #07-225

RESOLUTION BY THE CHATHAM BOROUGH GOVERNING BODY WHICH SUPPORTS THE CHATHAM BOROUGH POLICE DEPARTMENT'S "OVER THE LIMIT UNDER ARREST 2007 IMPAIRED DRIVING CRACKDOWN" CAMPAIGN

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 34% of motor vehicle fatalities in New Jersey are alcohol related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday are traditionally times of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Over the Limit Under Arrest 2007 Impaired Driving Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 17 to September 3, 2007; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW, THEREFORE BE IT RESOLVED, that Chatham Borough declares its support for the Chatham Borough Police Department's *Over the Limit Under Arrest 2007*

Impaired Driving Crackdown Campaign from August 17 to September 3, 2007 and pledges to support the CBPD's efforts to increase awareness of the dangers of drinking and driving.

MONTHLY REPORTS

Accept Monthly Reports received from the following Departments:

Council Member Collander	Bills & Warrants List (July 2007) Monthly Financial Statement
Council Member Collander	Recreation Committee (July 2007)
Council Member Fuller	Department of Public Works (July 2007)
Council Member Crater	Police Report (July 2007) Emergency Squad (July 2007) Municipal Court (June & July 2007) Fire Department Report (July 2007) Emergency Management (July 2007)
Council President Harris	Building & Zoning Report (July 2007) Fire Inspections (July 2007)

CONSENT AGENDA VOTE

Resolutions #07-219 through #07-221 and Resolution #07-223 through Resolution #07-225 and the Monthly Reports

Council Member Collander asked to have Resolution #07-222 removed from the Consent Agenda.

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

RESOLUTION #07-222

RESOLUTION TO REJECT THE BID OF DEMAIO ELECTRICAL CONTRACTORS, INC. FOR THE JACKSON AVENUE PUMP STATION IMPROVEMENTS PROJECT AND TO AWARD A CONTRACT FOR THE JACKSON AVENUE PUMP STATION IMPROVEMENTS PROJECT TO COPPOLA SERVICES, INC. OF 28 EXECUTIVE PARKWAY, RINGWOOD, NJ 07456

WHEREAS, the Borough of Chatham has received three (3) bids for the Jackson Avenue Pump Station Improvements Project; and

WHEREAS, the three bids received are as follows:

DeMaio Electrical Company, Inc.	Proposal	\$308,000.
	Alternate Bid Item	<u>67,000.</u>
	Total	\$375,000.

Regular Council Meeting Minutes
August 13, 2007

Coppola Services, Inc.	Proposal	\$317,500.
	Alternate Bid Item	<u>70,500.</u>
	Total	\$388,000.
CFM Construction, Inc.	Proposal	\$339,600.
	Alternate Bid Item	<u>74,700.</u>
	Total	\$414,300.

and

WHEREAS, DeMaio Electrical Company, Inc. submitted the ostensible lowest bid proposal together with the Alternate Bid Item in the total amount of \$375,000, but added a condition to the bid making the bid subject to “further negotiating and agreeing to revise” certain provisions of the bid specifications regarding “Insurance To Be Provided” (hereinafter referred to as “Exception”); and

WHEREAS, a copy of this Exception to the DeMaio Bid Specifications is attached to this Resolution and made a part hereof: and

WHEREAS, the Borough Attorney and the Borough Engineer have provided written opinions that this Exception is contrary to the procurement process prescribed by the Local Public Contracts Law, *N.J.S.A. 40A:11-1 to 50*, and therefore requires that this bid be and is hereby rejected; and

WHEREAS, Coppola Services, Inc. has submitted the lowest bid proposal (because the DeMaio “bid” is not recognized by law) or the second lowest bid proposal (because the DeMaio “bid” contains the Exception which a material defect) together with the Alternate Bid Item in the total amount of \$388,000; and

WHEREAS, the Borough Engineer for the Borough of Chatham, has reviewed the Coppola Services, Inc. bid and advised that the bidder is both qualified and responsible for the type of work contemplated; and

WHEREAS, the Borough Attorney has reviewed the Coppola Services, Inc. bid proposal and has advised that this bid is satisfactory in form and content; and

WHEREAS, the Finance Director has determined sufficient funds are available for the completion of the Jackson Avenue Lift Station Improvements Project, to and including Alternate Bid Item in the amount of \$388,000;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey that, for the foregoing reasons, the Borough of Chatham rejects the bid of DeMaio Electrical Company, Inc. for the contract for the Jackson Avenue Pump Station Improvements Project; and it is further

RESOLVED, that a contract for the Jackson Avenue Pump Station Improvements Project for the Proposal and the Alternate Bid Item in the total amount of \$388,000 be processed and awarded to Coppola Services, Inc.; and it is further

Regular Council Meeting Minutes

August 13, 2007

RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute a contract for the Jackson Avenue Pump Station Improvements Project with Coppola Services, Inc.

Council Member Fuller moved to approve Resolution #07-222 and Council Member Mikulewicz seconded.

Mr. Lloyd explained the reasons that the DeMaio bid was rejected.

A vote was taken and it was approved unanimously.

**OPEN SPACE RESOLUTION
RESOLUTION #07 –227**

Whereas, the Borough of Chatham caused a non-binding referendum to be placed on the November, 2001 (the “2001 Referendum”) general election ballot pursuant to the “Open Space, Recreation, Farmland and Historic Preservation Taxing Districts” statute, [P.L. 1997, C. 24 (N.J.S.A. 40:12-15.1 et seq.)], which authorizes the governing body of any New Jersey municipality to submit to the voters of the municipality in a general election a referendum question authorizing imposition of an amount or at a rate deemed appropriate for an open space tax; and

Whereas, the Borough of Chatham voters approved the aforementioned 2001 Referendum; and

Whereas, the Interpretative Statement to the 2001 Referendum provided that “After five years the Borough Council shall review the need for additional funding of the Open Space Trust Fund and recommend its continuation or termination.” and

Whereas, the 2001 Referendum limited the use of the open space tax revenues to the acquisition of Open Space and did not permit the tax revenues to be used for other purposes authorized by the statute; and

Whereas, expansion in the permitted uses of the open space tax will require a public referendum in Chatham Borough; and

Whereas, the Chatham Borough Open Space Advisory Committee has recommended the continuation of the Open Space Tax and an expansion of the purposes for use of the Open Space Tax as set forth herein; and

Whereas, the Council of the Borough of Chatham has determined that it would be in the public interest to place a non-binding referendum question on the November 2007 general election ballot to comport with the prior Referendum question as to time of review and for the purpose of assessing voter preference to continue the Open Space Tax at the same rate by annual levy, i.e. tax, at an annual rate not to exceed \$.01 per \$100.00 of total municipal equalized real property valuation which shall be imposed in Chatham Borough; and

Whereas, the Council of the Borough of Chatham has also determined to undertake the sentiment of the voters to include any or all of the following purposes:

- a. acquisition of lands and easements, for recreation and conservation purposes;
- b. development of lands acquired for recreation and conservation purposes;
- c. maintenance of lands acquired for recreation and conservation purposes;
- d. Historic Preservation of historic properties, structures, facilities, sites, areas, or objects, and the acquisition of such properties, structures, facilities, sites, areas or objects for Historic Preservation purposes; or
- e. payment of debt service on indebtedness issued or incurred by the Borough for any of the purposes set forth in paragraphs (a), (b), or (d) herein above.

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Chatham, Morris County, New Jersey, that the Borough cause the following referendum question to be placed on the November 2007 general election ballot:

MUNICIPAL QUESTION NO. 1A

Shall the Borough of Chatham continue its "Open Space Tax" of 1 cent per \$100 of assessed value?

Yes [] No []

MUNICIPAL QUESTION NO. 1B

Shall the Borough of Chatham continue its "Open Space Tax" of 1 cent per \$100 of assessed value and permit the resulting revenues to be used for acquisition, maintenance and development of open space and Historic Preservation?

Yes [] No []

Council President Harris moved to approve Resolution #07-227 and Council Member Collins seconded. A vote was taken and it was approved unanimously.

NEW BUSINESS

ORDINANCE #07-27

INTRODUCTION AND FIRST READING OF AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF CHATHAM, TO ADD PARKING LOT NO. 10 AT FIREHOUSE PLAZA, AMENDING CHAPTER 139 ENTITLED "VEHICLES AND

**TRAFFIC” ARTICLE XIV ENTITLED “Borough Parking Lots” SECTION 139-59
ENTITLED “Definitions.” and SECTION 139-63 ENTITLED “Designation of Parking
Space.”**

Council Member Collander introduced Ordinance # 07-27 on first reading and moved that a public hearing be held on September 10, 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.

Council Member Collander explained the Ordinance.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-27 was introduced with a vote of 6 to 0.

**RESOLUTION #07-228
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. Kings Road- Sale of Borough property-Mr. Lloyd
2. St. Paul’s Agreement-Mr. Lloyd

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 # 07-228 and Council President Harris seconded. A vote was taken and it was approved unanimously.

Adjourn 11:15 p.m.

Respectfully Submitted:

Susan Caljean
Municipal Clerk