

**REGULAR COUNCIL MEETING**  
**March 24, 2008 8:00 p.m.**

The Regular Council Meeting of the Borough of Chatham was held on Monday March 24, 2008 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 V. Nelson Vaughan, III presiding

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 Independent Press, the Morris County Daily Record, the Star Ledger, and Chatham Courier and filed with the Borough Clerk, all on January 4, 2008.

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

Council Member Richard E. Crater, Jr.  
Council Member Bruce A. Harris  
Council Member James J. Collander  
Council President Joseph Mikulewicz  
Council Member Neal T. Collins, M.D.\*  
Council Member Joseph L. Marts  
Mayor V. Nelson Vaughan, III  
Joseph J. Bell, Borough Attorney  
Robert J. Falzarano, Borough Administrator\*\*  
Susan Caljean, Municipal Clerk

\* speaker phone

\*\* absent, Vince DeNave filled in

**RESOLUTION #08-137**  
**RESOLUTION TO APPOINT FREDERICK INFANTE AS A REGULAR**  
**MEMBER OF THE ZONING BOARD OF ADJUSTMENT EFFECTIVE**  
**JANUARY 1, 2008 FOR A TERM TO EXPIRE DECEMBER 31, 2011**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Frederick Infante is hereby appointed as a Full Member of the Zoning Board of Adjustment effective January 1, 2008 with a term to expire on December 31, 2011.

Council President Mikulewicz moved to approve Resolution #08-137 and Council Member Harris seconded. A vote was taken and it was approved unanimously.

**RESOLUTION #08-138**  
**RESOLUTION TO APPOINT TAYFUN SELEN AS A REGULAR MEMBER TO**  
**THE ZONING BOARD OF ADJUSTMENT EFFECTIVE MARCH 24, 2008 FOR**  
**AN UNEXPIRED TERM TO EXPIRE ON DECEMBER 31, 2010**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Tayfun Selen is hereby appointed as a Full Member to the Zoning Board of Adjustment effective March 24, 2008 with an unexpired term to expire on December 31, 2010.

Council President Mikulewicz moved to approve Resolution #08-138 and Council Member Marts seconded. A vote was taken and it was approved unanimously.

**RESOLUTION #08-139**  
**RESOLUTION TO APPOINT MICHAEL A. CIFELLI AS 2<sup>ND</sup> ALTERNATE TO**  
**THE ZONING BOARD OF ADJUSTMENT EFFECTIVE MARCH 24, 2008 FOR**  
**AN UNEXPIRED TERM TO EXPIRE ON DECEMBER 31, 2008**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Michael A. Cifelli is hereby appointed as a 2<sup>nd</sup> Alternate effective March 24, 2008 for an unexpired term to expire on December 31, 2008.

Council President Mikulewicz moved to approve Resolution #08-139 and Council Member Collander seconded. A vote was taken and it was approved unanimously.

**RESOLUTION #08-140**  
**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, March 10, 2008

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Executive Session minutes be adopted herein as approved and redacted by the Borough Attorney:

Executive Session Meeting, February 11, 2008  
Executive Session Meeting, February 25, 2008  
Executive Session Meeting, March 10, 2008

Council Member Marts moved to approve Resolution #08-140 and Council President Mikulewicz seconded. A vote was taken and it was approved unanimously.

### **DISCUSSION ITEM**

911 Memorial-Mrs. Donna Cali-Charles, Chairwoman, reported that 5 of the 7 families from Chatham Township who lost loved ones on 9/11/01 would like to have their loved ones names included in the memorial. The 911 Memorial Committee is having a fund set up to collect donations for the construction of the memorial. George Sweetin explained how they selected the site for the memorial and the landscaping that will be done. Dan Smith explained the reasons behind the design of the memorial. The Committee unveiled a replica of the Memorial. The Council Members had several questions.

Borough Clerk Susan Caljean administered the Oath of Allegiance to Michael A. Cifelli.

Roosevelt, Wilson, Hedges Sanitary Sewer Line- Mr. DeNave explained the problems with the sanitary lines, on especially Wilson Avenue. Mr. DeNave explained several ways to fix the problem.

Elmwood Avenue Design- Mr. DeNave explained the current parking situation on Elmwood Avenue near Main Street. Mr. DeNave presented two different options to create the parking on church property; and asked the Council for their preference. The Council Members agreed that parallel parking in that area would be the best option. The Church also agreed to the parallel parking plan

Appointment of Borough Surveyor- Mr. DeNave explained that the state requires that the Borough appoint a Borough Surveyor. This position will not be a paid position the surveyor will be paid and used on an as needed basis.

Mutual Aid & Interlocal Police Services Agreement- Chief Drake agreed to postpone the discussion item until April 14, 2008.

Recycling Ordinance- Mr. DeNave reported he spoke to the County Coordinator for solid waste and the County is requesting that all municipalities within the County adopt new standards and a new Ordinance to increase recycling.

Request from Education Counts to distribute Absentee Ballots- Mrs. Nauta explained that the Education Counts organization would like to set up a table at some Borough fields to hand out absentee ballots. Mrs. Nauta asked if the Borough had a policy on this type of activity. Borough Attorney Bell suggested that the Council adopt a policy. Council Member Harris stated that he was pretty sure that any such policy would be viewed as violating the First Amendment. Borough Attorney Joseph Bell then agreed you can not prohibit organizations from encouraging residents to vote.

### **MAYOR'S ACTIVITIES REPORT**

Since my last report, in addition to my normal duties, which include daily meetings with the Borough Administrator and others, Saturday office hours and assigned Board and Liaison meetings I have also completed the following:

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- As the result of an invitation I gave in early January to the Director of the Morris County Board of Chosen Freeholders to hold one of their open public regular meetings in Chatham Borough I have made arrangements for them to meet in our Council Chambers on June 25<sup>th</sup> at 7:30 p.m. This is an opportunity for Borough residents to see in action and question their County elected officials on any subject--from county parks to county taxes--without having to go to Morristown. These County meetings are not normally televised, but we plan to televise this meeting. Current plans are for the county's "state of the art" Mobile Emergency Center to be parked at Borough Hall prior to the meeting at a time to be announced with Sheriff's deputies giving guided tours. Our kids should enjoy the tours, and so will older kids, such as myself.
- There was a meeting of the Chatham High School Graduates Great Reunion 2008 Committee and we can anticipate close to 1,500 registered attendees will be in the Borough during the weekend of July 3, 4, 5 and 6<sup>th</sup>. The considerable amount of planning for the event is on schedule.
- We can see that with June 14<sup>th</sup> being the Fishawack Festival day, the Morris County Freeholders coming on the June 25<sup>th</sup>, Farmer's Market starting on June 28<sup>th</sup>, and the customary superb Chatham Fire Department Parade on July 4<sup>th</sup> being augmented by the Great Reunion 2008 that mid June to early July will be a wonderful time to be in Chatham.
- Therefore to be around in June and July, and to ensure that I will not miss any meetings for the rest of 2008, I am taking my annual two-week vacation in early April, as I do every year, a commitment that I made last April, prior to making the decision in June to run for Mayor. Therefore the next Council meeting will be presided over by the Council President, Joe Mikulewicz.
- Council Member Marts, and Farmers' Market manager Janice Piccolo and Zoning Board member Herb Ramo and I attended the 5<sup>th</sup> annual Morris County Municipal summit at Morris County College where the keynote speakers described Business Improvement Districts and how they can help a municipality. The outgoing and incoming Presidents of Downtown New Jersey described the Cranford, East Hanover and Morristown Districts. I was impressed with the great diversity of the districts and how customized a Business Improvement District can be and how fantastic such a district can be for New Jersey towns. Those of us who attended will be delighted to share our experience at the summit with Chatham Borough business owners or with anyone who asks.

## **COUNCIL COMMITTEE REPORTS:**

### **Budget and Finance**

Council Member James J. Collander, Chairman will report when Resolution #08- 151 is discussed.

### **Communications**

Council Member Bruce A. Harris, Chairman reported he met with Greg Borsinger last week about some enhancements to the web site; including reformatting the Council

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Meeting and Agenda page, also they will load the video of the Council Meetings on the web site. Forms and Applications will have their own tab. They are also going to add some links.

### **Infrastructure & Strategic Planning**

Council Member Richard E. Crater, Jr., Chairman stated the next meeting will be April 8<sup>th</sup>.

### **Personnel**

Council Member Neal T. Collins, M.D., Chairman stated the Committee has not met.

### **Public Safety & Emergency Services**

Council Member Joseph L. Marts, Chairman complimented the Police Department for their excellent help apprehending a bank robber. Council Member Crater read a letter received by Chief Drake stating the Police Department has received National Accreditation. The Council congratulated the Chief and the Department on this achievement.

### **Shared Services & 3<sup>rd</sup> Party Agreements**

Council Member Joseph Mikulewicz, Chairman reported the Committee met on March 14<sup>th</sup> and will meet again on April 15<sup>th</sup> to discuss items that the Borough may be able to share with Chatham Township and other governmental groups.

## **ADMINISTRATOR'S REPORT**

Acting Administrator Vince DeNave reported that the DPW will continue the brush pick up which was scheduled for today. The Department of Public Works did not finish due to the heavy volume and the fact they had a water main break on Summit Avenue.

## **MEETING OPEN TO THE PUBLIC**

### **MAYOR'S NOTICE OF PUBLIC COMMENT TIME LIMIT**

Hearing of citizens during the Public Comment Sections 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.

Martha May of 20 Kimball Street thanked the 9-11 Memorial Committee for the wonderful job and presentation. Thanked the DPW for picking up the brush. Stated there was an article about the County having a reverse 911 system and maybe we could save money by using the County system.

Bernie Vella of 58 North Summit Avenue had questions about Verizon. Mayor Vaughan explained.

There were no further comments from the public.

Council Member Marts moved to close the Public Comment section.

### **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 #08-141 through Resolution #08-150 have been placed on the Consent Agenda.

#### **RESOLUTION #08-141 RESOLUTION TO APPOINT ANNE MANDAL AS CERTIFIED MUNICIPAL REGISTRAR**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham Anne Mandal be hereby appointed as Certified Municipal Registrar effective March 24, 2008, with a term to expire March 24, 2010.

#### **RESOLUTION #08-142 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 #08-143 RESOLUTION TO RESCIND PETTY CASH FUND**

**WHEREAS**, it is the desire of the Borough of Chatham, County of Morris that the petty cash fund for the Registrar in the amount of \$50.00 be rescinded.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Chatham, County of Morris hereby authorizes such action and two copies of this resolution is to be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

**RESOLUTION #08-145**  
**RESOLUTION TO AUTHORIZE THE CHIEF OF POLICE TO CLOSE CERTAIN DESIGNATED PARKING LOTS AND TO CONTROL AND TO REGULATE TRAFFIC CONDITIONS CONSEQUENT THERETO FOR THE 2008 CHATHAM FISHAWACK FESTIVAL**

**WHEREAS**, the 2008 Chatham Fishawack Festival (Festival) is scheduled for June 14, 2008; and

**WHEREAS**, the Chief of Police has reviewed the traffic conditions created by the Festival and has recommended to the Borough Administrator that certain designated parking lots be closed in order to facilitate the public activity created by the Festival and to control and to regulate traffic conditions consequent thereto;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham authorize the Chief of Police to close the following parking lots from 8:00 a.m. to 11:00 p.m. on June 14, 2008 to facilitate the public activity created by the Festival:

Parking Lot No. 1 or Plaza North  
Parking Lot No. 4 or Passaic Avenue Lot  
Parking Lot No. 7 or Firehouse Plaza Lot

and

**BE IT FURTHER RESOLVED**, that the Chief of Police is authorized to undertake such traffic measures to control and to regulate traffic conditions created consequent to the closure of the aforesaid parking lots.

**RESOLUTION #08-146**  
**RESOLUTION AMENDING RESOLUTION #08-23 TO DESIGNATE DEPOSITORIES AND CHECK SIGNATURE AUTHORIZATION**

**WHEREAS**, Revised Statutes 40A:5-14 of the State of New Jersey provide that the Governing Body of every municipality shall designate the depository or depositories wherein all public moneys and other funds of the municipality shall be kept;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Chatham that the following financial institutions are designated as the depositories wherein all such public moneys and funds shall be deposited to the credit of the Borough of Chatham and the custodian shall be:

Bank of America  
Bank of New York  
Commerce Bank  
Investor's Savings Bank  
J.P. Morgan Chase Bank

MBIA Class  
(NJARM) NJ Arbitrage Rebate Management Program  
Peapack-Gladstone Bank  
State of New Jersey Cash Management Fund  
Valley National Bank  
Wachovia Bank

**BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Chatham that one signature from each of the following three groups of officials is required on checks and drafts of the Borough of Chatham, with the exception of checks to transfer funds from interim accounts to regular accounts of the Borough and to refund deposits or to pay dedicated funds to appropriate state agencies in which cases only the signature of the Chief Financial Officer, Administrator or Assistant Financial Officer is required.

V. Nelson Vaughan III, Mayor  
or  
Joseph Mikulewicz, Council President  
and  
Robert J. Falzarano, Borough Administrator  
or  
Vincent DeNave, Borough Engineer/Zoning Official  
and  
Dorothy M. Klein, Chief Financial Officer  
or  
Tyrina Milian, Assistant Financial Officer

**BE IT FURTHER RESOLVED** that the Borough of Chatham proposes to execute its checks by means of a mechanical check signer.

**RESOLVED**, that the Borough of Chatham hereby authorizes and directs Commerce Bank to accept and pay out of the moneys on deposit with said Bank to the credit of this Company any and all checks drawn upon said Bank in the name of this Company bearing the facsimile signature(s) of its officer(s) now or hereafter authorized to sign checks on behalf of the Borough of Chatham, no matter by whom or how said facsimile signature(s) shall have been impressed thereon, the said facsimile signature(s) to be in the form of a specimen furnished to said Bank.

**RESOLUTION #08-147**  
**RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE**  
**BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY,**  
**AUTHORIZING THE USE OF CHATHAM BOROUGH FIELDS FOR A**  
**MEMORIAL DAY SOCCER TOURNAMENT**

**WHEREAS**, the Chatham United Soccer League is planning to host a Memorial Day Soccer Tournament to be held in the municipality on May 24, 2008 from 9:00 a.m. to 6:00 p.m. and on May 25, 2008 from 11:00 a.m. to 6:00 p.m.; and

**WHEREAS**, the Chatham United Soccer League will also provide portable restrooms suitable for the public use as well as be responsible for cleanup of each site; and

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Chatham in the County of Morris, New Jersey authorizing the use of the Chatham Borough fields for the Chatham United Soccer League Tournaments to be held on May 24, 2008 and May 25, 2008 in the Borough of Chatham.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be published as required by law.

This Resolution shall take effect immediately.

**RESOLUTION #08-148**  
**RESOLUTION OPPOSING S-770 AND A-1645 MANDATING THE**  
**APPOINTMENT OF A QUALIFIED PURCHASING AGENT AND THE**  
**ATTENDANT REORGANIZATION OF THE BOROUGH OF CHATHAM'S**  
**PURCHASING FUNCTIONS**

**WHEREAS**, the Borough of Chatham strongly supports the employment of the best purchasing practices to not only ensure compliance with the numerous state statutes governing public procurement but also to obtain the most favorable pricing for required services and products; and

**WHEREAS**, the Borough of Chatham encourages and allows its employees to receive continuing education courses and frequent training relevant of new statutes, changes in regulations and best practice procedures which encourage proper cost effective purchasing; and

**WHEREAS**, the Legislature has before it bills, S-770 and A-1645, endorsed by the Purchasing Officials and no other statewide local government organization that would significantly impact on the operation of the purchasing function by requiring the reorganization of the purchasing function into a separate office not under the direct supervision of the local unit's administrator, manager, CFO and other official; and

**WHEREAS**, the Borough of Chatham has not experienced any challenges or crisis in purchasing procedures that warrants imposing this unfunded mandate upon governments and questions what existing problem(s) it purports to fix; and

**WHEREAS**, the Borough of Chatham takes exception to this unfunded state mandate which represents an intrusion into the management prerogatives of local

officials to organize purchasing functions that are in the best interests of resident taxpayers; and

**WHEREAS**, S-770 and A-1645 will not reduce the cost of the municipal operation nor lead to better purchasing activities; rather these unfunded mandates will, in all probability, lead to higher personnel costs in the future given the mandates contained therein; and

**WHEREAS**, it is unconscionable for the Legislature to impose another unfunded mandate during a time when Mayors and governing body members are focused on proposed budget cuts that will result in increased property taxes and curtailment of services to residents.

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Borough of Chatham in the County of Morris:

Opposes S-770 and its companion bill A-1645 as an unfunded state mandate with no new or additional capabilities to assist towns in improving purchasing activities and in all probability will lead to future cost increases.

Opposes S-770 and its companion bill A-1645 which change an existing option afforded local units into an unfunded mandate to appoint a qualified purchasing agent.

Certified copies of this resolution be forwarded to Governor Jon Corzine, Congressman Rodney P. Frelinghuysen, Senator Joseph Pennacchio, Assemblyman Alex DeCroce, Assemblyman Jay Webber, and the New Jersey State League of Municipalities.

**RESOLUTION #08-149**  
**RESOLUTION TO AWARD A CONTRACT FOR PROFESSIONAL**  
**ENGINEERING SERVICES FOR THE WOODLAND ROAD AND GARDEN**  
**AVENUE IMPROVEMENT PROJECT TO T&M ASSOCIATES, MIDDLETOWN,**  
**NJ**

**WHEREAS**, the Borough of Chatham has received one (1) bid for professional engineering services for the Woodland Road and Garden Avenue Improvement Projects; and

**WHEREAS**, the summary of the bid received is as follows:

T&M Associates	\$31,250.00
Crew Engineering	\$35,600.00
Dynamic Engineering	\$47,750.00
Neglia Engineering	\$52,000.00
PMK Group	\$48,600.00

**WHEREAS**, the Borough Engineer had advised that the Borough of Chatham is only awarding the design portion for \$31,250.00: construction observation and contract administration will be accomplished in house; and

**WHEREAS**, the Borough Engineer for the Borough of Chatham has reviewed the T&M Associates 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 T&M Associates bid and has advised that the bid is satisfactory in form and content; and

**WHEREAS**, the Finance Director has determined sufficient funds are available for the aforescribed professional engineering services required to be undertaken for the Woodland Road and Garden Avenue Improvement Project.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey that a contract for the professional engineering services required to be undertaken for the Woodland Road and Garden Avenue Improvement Project in the total amount of \$31,250.00 for the design and bidding of the Woodland Road and Garden Avenue Improvement Project be processed and awarded to T&M Associates; and it is further

**RESOLVED**, that the Mayor and Clerk are hereby authorized and directed to execute a contract for the professional engineering services required to be undertaken for the Woodland Road and Garden Avenue Improvement Project in the total amount of \$31,250.00 duly awarded to, T&M Associates.

**RESOLUTION #08-150**

**RESOLUTION TO AWARD A CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF THE IMPROVEMENTS TO SHEPARD KOLLOCK FIELD TO NEGLIA ENGINEERING ASSOCIATES OF LYNDHURST, NJ**

**WHEREAS**, the Borough of Chatham has received one (3) bid for professional engineering services for the Improvements to Shepard Kollock Field; and

**WHEREAS**, the summary of the bid received is as follows:

Neglia Engineering	\$43,800.00
T&M Associates	\$27,500.00**
PMK Group	\$49,975.00

\*\* Omitted permitting fees

and

**WHEREAS**, the Borough Engineer had advised that the Borough of Chatham is only awarding the design portion for \$43,800.00: construction observation and contract administration will be accomplished in house; and

**WHEREAS**, the Borough Engineer for the Borough of Chatham has reviewed the Neglia Engineering Associates 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 Neglia Engineering Associates bid and has advised that the bid is satisfactory in form and content; and

**WHEREAS**, the Finance Director has determined sufficient funds are available for the aforescribed professional engineering services required to be undertaken for the Improvements to Shepard Kollock Field.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey that a contract for the professional engineering services required to be undertaken for the Improvements to Shepard Kollock Field in the total amount of \$43,800.00 for the design and bidding of the Improvements to Shepard Kollock Field be processed and awarded to Neglia Engineering Associates, Lyndhurst, NJ; and it is further

**RESOLVED**, that the Mayor and Clerk are hereby authorized and directed to execute a contract for the professional engineering services required to be undertaken for the Improvements to Shepard Kollock Field in the total amount of \$43,800.00 duly awarded to Neglia Engineering Associates, Lyndhurst, NJ.

#### **CONSENT AGENDA VOTE**

Resolutions #08-141 and Resolution #08-143 and Resolution #08-145 through #08-150.

Mayor Vaughan removed Resolution #08-144 from the Agenda completely, the Resolution will be revised.

Council Member Collander asked to have Resolution #08-151 removed from the Consent Agenda.

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

#### **RESOLUTION #08-151 RESOLUTION FOR AN EMERGENCY TEMPORARY APPROPRIATION**

**WHEREAS**, an emergent budget condition has arisen with respect to the Borough of Chatham, in the year 2008 budget has not yet been adopted and no adequate provision has been made in the year 2008 temporary appropriations for the aforesaid

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purposes, and N.J.S.A. 40A:4-20 provides for the creation of emergency temporary appropriations for the purpose mentioned above, and

**WHEREAS**, the total emergency temporary appropriation resolution for the year 2008 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A 40A:4-20) including this resolution total \$9,994,753.19 in the Current fund and \$734,729.73 in the Water Fund and \$376,783.66 in the Solid Waste Fund.

**NOW, THEREFORE BE IT RESOLVED** that in accordance with the provisions of N.J.S.A. 40A: 4-20 the following emergency appropriations are approved and the one certified copy of this resolution is to be filed with the Director of Local Government Services.

Current Fund Budget Line	Emergency Temporary Appropriation
Administrative Salaries	\$ 80,000.00
Administrative O. E.	\$ 49,500.00
Human Resources Salaries	\$ 18,500.00
Human Resources O. E.	\$ 7,000.00
Mayor & Council O. E.	\$ 6,000.00
Volunteer Event	\$ 5,000.00
Clerk Salaries	\$ 67,652.00
Clerk O. E.	\$ 13,000.00
Finance Salaries	\$ 78,000.00
Finance O. E.	\$ 6,900.00
Audit Services	\$ 34,330.00
Tax Collector Salaries	\$ 34,000.00
Tax Collector O. E.	\$ 2,400.00
Tax Assessor Salaries	\$ 39,500.00
Tax Assessor O. E.	\$ 7,000.00
Legal O. E.	\$ 79,000.00
Court Salaries	\$ 112,500.00
Court O. E.	\$ (21,675.00)
Public Defender	\$ 3,000.00
Engineering Salaries	\$ (5,000.00)
Engineering O. E.	\$ (13,000.00)

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Historical Preservation	\$	350.00
Planning Salaries	\$	17,000.00
Planning O. E.	\$	18,000.00
Zoning Salaries	\$	17,000.00
Zoning O. E.	\$	10,000.00
Liability Insurance	\$	45,500.00
Workers Comp Insurance	\$	64,000.00
Unemployment	\$	6,000.00
Group Insurance	\$	506,696.00
Police - Salaries	\$	2,029,717.00
Police - O. E.	\$	103,244.00
Police - Vehicle	\$	25,000.00
Project Community Pride	\$	19,875.00
Parking Salaries	\$	55,000.00
Parking O. E.	\$	3,500.00
Emergency Mgt - Salaries	\$	7,800.00
Emergency Mgt - O. E.	\$	2,500.00
Emergency Squad OE	\$	15,000.00
Fire Salaries	\$	32,700.00
Fire O. E.	\$	60,250.00
Fire Safety S/W	\$	39,200.00
Fire Safety O. E.	\$	4,000.00
Prosecutor	\$	19,000.00
Public Works S& W	\$	626,929.00
Public Works O. E.	\$	60,000.00
Shade Tree Commission	\$	30,500.00
S/W Collection O. E.	\$	13,200.00
Buildings & Grounds O. E.	\$	39,500.00
Vehicle Maintenance Salaries	\$	69,791.00
Vehicle Maintenance O. E.	\$	35,000.00
Community Services Act. Condo Costs	\$	800.00

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Board of Health Salaries	\$	18,700.00
Board of Health Salaries O. E.	\$	46,443.00
PEOSHA	\$	1,200.00
Environment Commission Salaries S& W	\$	5,500.00
Environment Commission Salaries O. E.	\$	4,000.00
Animal Control Services O. E.	\$	1,000.00
Recreation Salaries	\$	98,000.00
Recreation Salaries O. E.	\$	18,850.00
Sr. Citizen Center Transportaton	\$	12,000.00
Park Maintenance O. E.	\$	12,900.00
Accumulated Leave Compensation	\$	20,000.00
Celebration - Public Events	\$	2,000.00
Library	\$	623,322.36
Electric	\$	67,000.00
Street Lighting	\$	58,000.00
Telephone	\$	46,000.00
Fuel - Natural Gas	\$	25,000.00
Fuel/Heating Oil	\$	4,000.00
Sewerage Proc & Disposal S/W	\$	99,900.00
Sewerage Proc & Disposal O. E.	\$	(6,000.00)
Madison - Chatham Joint Meeting	\$	498,157.18
Gasoline	\$	49,000.00
Construction - Salaries	\$	136,000.00
Construction O. E.	\$	11,000.00
PERS-Inside	\$	-
Outside	\$	-
Social Security Taxes	\$	170,100.00
Group Health Outside Cap	\$	21,304.00

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LOSAP	\$	20,000.00
PFRS	\$	-
Farmers Market S & W	\$	5,000.00
Other	\$	7,000.00
DDEF	\$	1,640.72
Body Armor	\$	2,567.33
Municipal Alliance- Match	\$	2,500.00
Other Matching for Grants	\$	10,000.00
Reserve for Uncollected Taxes	\$	2,715,254.44
	\$	<u>9,387,998.03</u>
Pub. Assistance Salaries (Outside Temporary Budget)	\$	8,000.00
Public Assistance O. E.	\$	250.00
Capital Improvement. (Outside Temporary Budget)	\$	(40,000.00)
Debt Service	\$	638,505.16
Total Outside Calculation	\$	<u>606,755.16</u>
<u>Total Current fund Emergency Temporary Appropriations</u>	\$	<u><u>9,994,753.19</u></u>
<u>Water Fund</u>		
Operating Salaries	\$	371,000.00
Operating O. E.	\$	295,336.33
Statutory	\$	31,000.00
<u>Total Water Fund Temporary Appropriations</u>	\$	<u>697,336.33</u>
Debt Service & Capital Improvements	\$	<u>37,393.40</u>
Total Water Fund	\$	<u><u>734,729.73</u></u>
<u>Solid Waste Fund</u>		
Operating Salaries	\$	50,000.00
Operating O. E.	\$	304,908.66
Capital Outlay	\$	18,000.00
Statutory	\$	3,875.00
<u>Total Solid Waste Fund Temporary Appropriations</u>	\$	<u><u>376,783.66</u></u>

Council Member Collander moved to approve Resolution #08-151 and Council Member Marts seconded.

Council Member Collander explained the Resolution.

Resolution #08-151 was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Mr. Collander	x			
Mr. Collins	x			
Mr. Crater	x			
Mr. Harris	x			
Mr. Marts	x			
Mr. Mikulewicz	x			

### **UNFINISHED BUSINESS**

#### **ORDINANCE #08-05**

#### **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 2008 AND TO APPROPRIATE A TOTAL AMOUNT OF \$90,000 FROM THE GENERAL CAPITAL IMPROVEMENT FUND**

Council Member Collander made a motion to open the public hearing on Ordinance #08-05 seconded by Council Member Crater, and it was approved unanimously.

There were no comments from the public.

Council Member Collander made a motion to close the public hearing on Ordinance #08-05, seconded by Council Member Crater, and it was approved unanimously. Council Member Collander moved Ordinance #08-05, seconded by Council Member Crater and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Mr. Collander	x			
Mr. Collins	x			
Mr. Crater	x			
Mr. Harris	x			
Mr. Marts	x			
Mr. Mikulewicz	x			

#### **ORDINANCE #08-06**

#### **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 2008 AND TO APPROPRIATE A TOTAL AMOUNT OF \$72,000 FROM THE WATER CAPITAL IMPROVEMENT FUND**

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Council Member Collander made a motion to open the public hearing on Ordinance #08-06 seconded by Council Member Harris, and it was approved unanimously.

There were no comments from the public.

Council Member Marts made a motion to close the public hearing on Ordinance #08-06, seconded by Council Member Crater, and it was approved unanimously. Council Member Marts moved Ordinance #08-06, seconded by Council Member Crater and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Mr. Collander	x			
Mr. Collins	x			
Mr. Crater	x			
Mr. Harris	x			
Mr. Marts	x			
Mr. Mikulewicz	x			

**ORDINANCE #08-09**  
**SECOND READING AND PUBLIC HEARING OF AN ORDINANCE TO**  
**EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO**  
**ESTABLISH A CAP BANK FOR THE CALENDAR YEAR 2008 (N.J.S.A. 40A:4-**  
**45.14)**

Council Member Collander made a motion to open the public hearing on Ordinance #08-09 seconded by Council Member Marts, and it was approved unanimously.

There were no comments from the public.

Council Member Marts made a motion to close the public hearing on Ordinance #08-09, seconded by Council Member Crater, and it was approved unanimously. Council Member Marts moved Ordinance #08-09, seconded by Council Member Crater and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Mr. Collander	x			
Mr. Collins	x			
Mr. Crater	x			
Mr. Harris	x			
Mr. Marts	x			
Mr. Mikulewicz	x			

**NEW BUSINESS**

**ORDINANCE #08-10**

**INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING  
THE CODE OF THE BOROUGH OF CHATHAM, CHAPTER 284 THEREOF,  
ENTITLED "FOOD-HANDLING ESTABLISHMENTS," TO ADD A PROVISION  
FOR ADDITIONAL FEES FOR THE CHATHAM BOROUGH FARMERS'  
MARKET**

Council President Mikulewicz introduced Ordinance # 08-10 on first reading and moved that a public hearing be held on April 14, 2008 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 Harris and it was approved on vote as follows:

Council Member	Yes	No	Abstain	Absent
Mr. Collander	x			
Mr. Collins	x			
Mr. Crater	x			
Mr. Harris	x			
Mr. Marts	x			
Mr. Mikulewicz	x			

Council President Mikulewicz moved to approve Resolution #08-152 and Council Crater seconded. A vote was taken and it was approved unanimously.

**RESOLUTION #08-152**

**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. 59 Lafayette Avenue- Mr. Hague  
2. 221 Main Street- Mr. Bell

PERSONNEL MATTER: Borough Employee

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.

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Adjourn 9:57 p.m.

Respectfully Submitted:

Susan Caljean  
Municipal Clerk