

Regular Council Meeting Minutes
April 8, 2012

REGULAR COUNCIL MEETING
April 8, 2013 7:30 p.m.

The Regular Council Meeting of the Borough of Chatham was held on Monday April 8, 2013 beginning at 7:30 p.m. in the Council Chambers, in the Municipal Building.

The meeting was called to order at 7:32 p.m.; Mayor Bruce A. Harris presiding.

The Borough Council saluted the flag.

Mayor Harris asked for a moment of silence for those people who have given their life for this country.

Susan Caljean, Municipal Clerk read the 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, e-mailed to the Independent Press, the Morris County Daily Record, the Star Ledger, and Chatham Courier, the Chatham Patch, and Alternative Press and filed with the Borough Clerk, all on January 4, 2013.

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

Mayor Bruce A. Harris
Council Member James J. Collander
Council Member James Lonergan
Council Member John Holman*
Council President Leonard Resto
Council Member Victoria Fife
Council Member Gerald J. Helfrich
Robert J. Falzarano, Borough Administrator
James L. Lott, Jr., Borough Attorney
Susan Caljean, Municipal Clerk

*arrive 7:45 p.m.

Council Member Lonergan read the following Proclamation

PROCLAMATION

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees in our town increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

BE IT RESOLVED, I, Bruce A. Harris, Mayor of the Borough of Chatham, do hereby proclaim April 26TH as

ARBOR DAY

In the Borough of Chatham and I urge all citizens to support efforts to protect our trees and woodlands to support our town's forestry program; and

Further, I urge all citizens to plant trees to gladden hearts and promote the well-being of present and future generations.

Mayor Harris read the following Resolution

RESOLUTION #13-167

**RESOLUTION RECOGNIZING COUNCIL PRESIDENT LEONARD RESTO
FOR HIS SERVICE TO CHATHAM BOROUGH**

WHEREAS, Leonard Resto served Chatham in his capacity as Council Member for over three years, from January 1, 2010 to April 8, 2013; and

WHEREAS, Leonard Resto started on the Green Initiatives Committee in 2008, served as the first Green Initiatives Committee Chairman and made a substantial contribution to Chatham Borough's efforts to obtain, first, Bronze and now Silver, Sustainable Jersey certifications; and

WHEREAS, Leonard Resto served as the liaison to the Environmental Commission, Historic Preservation Commission and the Public Arts Council; and

WHEREAS, Leonard Resto also served as a member of the Personnel, Shared Services, Joint Municipal Court, Joint Meeting and Overnight Parking committees of the Borough of Chatham; and

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WHEREAS, on January 7, 2013, Councilman Resto was elected by the Chatham Borough Council to serve as Council President for the year 2013; and

WHEREAS, Leonard Resto's expertise and knowledge about insurance has clearly benefited the Borough of Chatham; and

WHEREAS, Leonard Resto carried out his responsibilities as Council Member with an infectious enthusiasm and in a conscientious, thoughtful and caring manner; and

WHEREAS, Leonard Resto has continually sought to improve the quality of life for the residents of Chatham Borough; and

WHEREAS, Leonard Resto will always be remembered for his kindness, compassion and fairness when dealing with residents of the community, visitors and especially the Borough employees; and

WHEREAS, Leonard Resto was dedicated to preserving the Borough's small town character, and embodied the spirit of volunteerism that has helped make Chatham Borough the town we love.

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that the Mayor and Council recognize, appreciate and will sorely miss Len's dedication and commitment to the Mayor, Borough Council, residents and the employees of Chatham Borough; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Council extend their personal appreciation and thanks to Len for his positive attitude and the exemplary work that he demonstrated during his time as a member of the Borough Council. Len, you will be missed!

Council Member Holman moved Resolution #13-167, seconded by Council Member Lonergan. A vote was taken and it was approved unanimously.

Council President Resto thanked the Council and the residents.

OPEN TO THE PUBLIC-2013 BUDGET ADOPTION HEARING

Mayor Harris opened the meeting to the public.

No public comment.

Mayor Harris closed the meeting to the public.

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RESOLUTION #13-168
RESOLUTION TO ADOPT THE 2013 BOROUGH OF CHATHAM'S MUNICIPAL BUDGET

PLEASE SEE ATTACHED:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander		x	x			
Lonergan			x			
Holman						x
Resto	x		x			
Fife			x			
Helfrich			x			

RESOLUTION #13-169
RESOLUTION TO APPOINT JOHN HOLMAN TO THE JOINT MUNICIPAL COURT COMMITTEE

WHEREAS, the Borough of Chatham, Borough of Madison, Harding Township and Chatham Township have approved an interlocal service agreement for the Borough of Madison to host the Joint Municipal Court.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that John Holman be appointed to the Joint Municipal Court Committee with a term to expire on December 31, 2013.

Council Member Fife moved Resolution #13-169, seconded by Council Member Collander. A vote was taken and it was approved unanimously.

RESOLUTION #13-170
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 25, 2013

Council Member Collander moved Resolution #13-170, seconded by Council Member Lonergan. A vote was taken and it was approved unanimously.

Patty Page thanked Len for all his work and that she will miss him. Susan Allen thanked Len and stated she will miss him.

DISCUSSION ITEMS

Overnight Parking - Mr. Resto explained the reasons that the Council is considering an overnight parking ordinance which would allow parking on the street overnight. There are approximately 50 calls to Morris County dispatch each day from residents requesting permission to park on the street. The yearly fee will be \$250.00. There will be an Ordinance on the April 22, 2013 agenda.

Community Garden - Mr. DeNave reported the lease with PSE&G for the Community Garden site has been denied. The Community Garden Committee looked at several sites in the Borough. Mr. DeNave identified several sites in the Borough to possibly locate the garden. The Council Members discussed the locations. Paul Suszcynski stated the Committee favors Lum Field for the location of the garden. The Council will take a tour of three of the locations; Lum Field, Shepard Kollack Park and Garden Park.

ECLC Community Garden - Mr. DeNave explained that ECLC would like to establish a small enclosed garden for their students. There will be a Resolution on the next meeting to approve the garden.

Construction Office Scheduling - Mr. DeNave stated the inspection scheduling will be done by Madison. Inspections are currently done on Tuesday and Thursday. After the inspections are scheduled through Madison they will be done on a daily basis.

Lum Field Lacrosse Wall - Mr. Lonergan/Mr. DeNave explained what a lacrosse wall looks like; and that it is used for practice. Mr. DeNave explained the location of the wall. Mr. Lonergan stated the wall would be funded entirely by the Lacrosse Club and CAF. Mr. DeNave will have a demonstration for the Council and the neighbors on Lum Avenue and Chatham Street.

MEETING OPEN TO THE PUBLIC

NOTICE OF PUBLIC COMMENT

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/are not topics scheduled for Public Hearing tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to a reasonable length of time.

Mayor Harris opened the meeting to the public.

John Cerick of 24 Lum Avenue is in favor of the overnight parking but has concerns about the 700 feet restriction; he stated that is a long way to walk in inclement weather. Mr. Cerick does not like the location of the lacrosse wall.

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Katey DePinto of 40 Clark Street, Chair of the Community Garden Advisory Committee stated the Committee does not think Shepard Kollack Park is a good location for the garden.

Former Mayor Plambeck of 28 Dellwood Avenue thanked Len for his work as a liaison to all the green committees; he will be greatly missed. Mr. Plambeck stated the gardeners would like to have larger plots.

Tony Britt of 1 Colonial Way thanked Len for all his great work. He stated this town is a better place thanks to Len's work.

Ed DiFiglia of 177 Hillside Avenue thanked Len for his service.

Jessica Buzzelli of 29 Chatham Street had concerns about the rules and regulations for the lacrosse wall.

Mayor Harris closed the meeting to the public.

COUNCIL COMMITTEE REPORTS

Budget and Finance

James Lonergan reported the Committee met last week they are working on a multiyear plan.

Public Works Planning

John Holman stated they are working on outside contracts, shared services and evaluating new equipment.

Personnel

Leonard Resto stated the Committee met and discussed several personnel issues.

Public Safety & Emergency Services

James J. Collander reported the Committee met on March 22nd they focused on the Police Department's efforts to fill two vacant positions. In May the Police Department will hire a parking enforcement officer. Verizon is upgrading their system and some of the old parking meters at the train station cannot be upgraded they will purchase a new parking meter and upgrade the two newer meters. There will be three new machines and one older machine.

Long Range Traffic & Pedestrian Safety Planning

James J. Collander stated the Committee will meet Friday morning at 7:30 a.m.

Shared Services & 3rd Party Agreements

Victoria Fife had nothing new to report.

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Council Member Fife stated the Spring Clean 2013 will be April 20, 2013 from 8 a.m. to 1 p.m.

Madison/Chatham Joint Meeting

Gerald J. Helfrich reported the audit was accepted and they are implementing the recommendations. They are reviewing the long range capital plan.

MAYOR'S REPORT

Mayor Bruce A. Harris stated Diane O'Brian is retiring on April 30th some events are being planned to recognize her work at the library. The Library Book Sale was very successful. The Borough has received some political posters from Leona Brown which are hung in room 216 and the Mayor's Office.

ADMINISTRATOR'S REPORT

Robert J. Falzarano reported the Emergency Management booklet is at the printer Mr. Falzarano will receive proofs to circulate. The recycling bid specifications have been circulated. Mr. Falzarano hopes to have a recycling contract awarded by September for 2014; and possibly for a three or five year contract. Mr. Falzarano, Ray Codey and the engineers from Madison and Chatham met with Chris Manak at the Joint Meeting to discuss the capital budget. Madison and Chatham would like to review the capital projects so they can coordinate their budgets.

RESOLUTION #13-171

RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, APPROVING CONSTRUCTION OF LACROSSE WALL AT LUM FIELD

WHEREAS, the Mayor and Borough Council of the Borough of Chatham have received requests from the public to construct a lacrosse wall for sports and recreational use; and

WHEREAS, the Mayor and Borough Council wish to approve the construction of a lacrosse wall at Lum Field all in accordance with the specifications reviewed and approved by the Borough Engineer; and

WHEREAS, the specific location of the lacrosse wall at Lum Field shall be determined by the Borough Engineer; and

WHEREAS, funds are available for the construction of the lacrosse wall from the Recreation Trust Fund.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham as follows:

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1. The Mayor and Borough Council of the Borough of Chatham approve the construction of a lacrosse wall at Lum Field all in accordance with the specifications reviewed and approved by the Borough Engineer and at the specific location determined by the Borough Engineer.

2. All Borough officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

Council Member Collander made a motion to table Resolution #13-171. Seconded by Council President Resto. A vote was taken and approved unanimously.

CONSENT AGENDA

The following items are considered to be routine by the Chatham Borough Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

Resolution #13-172 through Resolution #13-178 have been placed on the Consent Agenda.

PERSONNEL

RESOLUTION #13-172

RESOLUTION TO APPROVE PART TIME STATUS FOR TYRINA CITTRICH

WHEREAS, Tyrina Cittrich is employed by the Borough of Chatham; and

WHEREAS, Mrs. Cittrich has requested that after her maternity leave she be permitted to work a varied schedule; and

WHEREAS, it is to the advantage of the Borough for Mrs. Cittrich to return to work as a part time employee after her maternity leave with such a schedule at an hourly rate of \$34.51; and

WHEREAS, the Director of Finance shall prepare a work schedule that will provide for the completion of the duties assigned to Mrs. Cittrich in a timely and efficient manner; and

WHEREAS, the Personnel Committee has reviewed the request and schedule plan submitted by the Director of Finance; and

WHEREAS, the Personnel Committee agrees with the recommendations submitted by the Director of Finance.

BE IT RESOLVED, by the Mayor and Chatham Borough Council that the request submitted by the Director of Finance is approved; and

BE IT FURTHER RESOLVED, that Mrs. Cittrich shall maintain time sheets (in form and substance satisfactory to the Director of Finance) for all time worked for the Borough on the varied schedule; and

BE IT FURTHER RESOLVED, that this is considered a unique situation that does not set a precedent that would compel the Borough to make this type of temporary employment schedule available to any other employee in the future.

RESOLUTION #13-173
RESOLUTION TO EMPLOY SARAH HOLLAND AS AN UNPAID INTERN
THROUGH THE CHATHAM HIGH SCHOOL SENIOR INTERNSHIP PROGRAM
FROM MAY 20TH TO JUNE 15, 2013

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Sarah Holland be employed as an unpaid intern for the Borough of Chatham through the Chatham High School Senior Internship Program.

FINANCE

RESOLUTION #13-174
RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

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

BE IT RESOLVED, by the 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 Director of Finance.

OTHER

RESOLUTION #13-175
RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE SHADE TREE REPORT
FOR TREE CITY, USA

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that the Mayor is hereby authorized to sign an application for recertification for the Tree City, USA community plan annual accomplishment report form.

RESOLUTION #13-176

**RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF
CHATHAM, COUNTY OF MORRIS, APPROVING PLACEMENT OF PLAQUE AT
POOL HOUSE AT THE MEMORIAL PARK POOL**

WHEREAS, the Mayor and Borough Council of the Borough of Chatham wish to place a plaque at the Pool House at the Memorial Park Pool; and

WHEREAS, the design and specific location of the plaque shall be determined by the Mayor and Borough Council; and

WHEREAS, funds are available for the plaque from the Memorial Bond Fund.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham as follows:

1. The Mayor and Borough Council of the Borough of Chatham approve the placement of a plaque at the Pool House at the Memorial Park Pool, the design and specific location of which shall be determined by the Mayor and Borough Council.

2. All Borough officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

RESOLUTION #13-177

**RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF
CHATHAM, COUNTY OF MORRIS, APPROVING OF THE “EXPLORE CHATHAM”
PHOTOGRAPHY CONTEST**

WHEREAS, the Chatham Borough Environmental Commission and Open Space and Historic Preservation Trust Advisory Committee are jointly sponsoring the 2013 “Explore Chatham” Photography Contest to showcase the ecology and history of the Borough; and

WHEREAS, the Mayor and Borough Council of the Borough of Chatham desire to express their support of the 2013 “Explore Chatham” Photography Contest for such laudable purposes.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham as follows:

1. The Mayor and Borough Council of the Borough of Chatham hereby approve of the 2013 “Explore Chatham” Photography Contest.

2. The Borough Administrator and Borough Attorney are hereby authorized and directed to review and revise the contest rules and Consent, Waiver and Release Entry Form as appropriate in the best interests of the Borough.

3. All Borough officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

RESOLUTION #13-178
RESOLUTION TO AUTHORIZE THE SUBMISSION OF THE 2013 CLICK IT OR
TICKET SEAT BELT MOBILIZATION GRANT APPLICATION

WHEREAS, the Chatham Borough Police Department has submitted a request to the Borough Council to authorize the submission of the 2013 Click It or Ticket Seat Belt Mobilization Grant; and

WHEREAS, the most effective device for preventing deaths and injuries in motor vehicle crashes is the seat belt; and

WHEREAS, the Click It or Ticket Seat Belt Mobilization Grant will provide funding for increased education and enforcement programs.

BE IT RESOLVED, by the Borough Council that the Mayor is authorized to execute the grant application and that the Chief of Police is authorized to submit the executed grant application.

CONSENT AGENDA VOTE:

Mayor Harris asked Council President Resto to proceed with the Resolutions listed on the Consent Agenda. Resolutions #13-172 through #13-178.

Council President Resto stated I would like to make a motion to allow the resolution on this evening's agenda to be approved by consent of the Council; and I so move.

Seconded by Council Member Helfrich. A vote was taken and the Resolutions on the Consent Agenda were approved unanimously.

RESOLUTION #13-179
RESOLUTION TO RECESS INTO CLOSED SESSION

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it adjourn into Closed Session to discuss the following subject matter(s) without the presence of the public in accordance with the provisions of R.S. 10:4-12b:

- CONTRACTS: 1. Sale of Borough Property- Mr. DeNave
2. PSE&G Lease- Mr. Lott
3. Legal Contracts-Mr. Lonergan

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PERSONNEL: 1. DPW Deputy Director- Mr. Resto

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 Helfrich moved Resolution #13-179, seconded by Council President Resto. A vote was taken and it was approved unanimously.

Adjourn 9:32 p.m.

Respectfully Submitted:

Susan Caljean, RMC, CMC