

Council Meeting Minutes  
December 9, 2013

**REGULAR COUNCIL MEETING**  
**December 9, 2013      7:30 p.m.**

The Regular Council Meeting of the Borough of Chatham was held on Monday December 9, 2013 beginning at 7:30 p.m. in the Council Chambers, in the Municipal Building.

The meeting was called to order at 7:30 p.m.; Mayor Bruce A. Harris presiding.

The Mayor and 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 President John Holman  
Council Member Victoria Fife  
Council Member Gerald J. Helfrich  
Council Member Alida Kass  
Robert J. Falzarano, Borough Administrator  
James L. Lott, Jr., Borough Attorney  
Susan Caljean, Municipal Clerk

**RESOLUTION #13-387**  
**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, November 25, 2013

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**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, November 25, 2013

Council Member Kass moved to approve Resolution #13-387, seconded by Council Member Fife. A vote was taken and Resolution #13-387 was approved unanimously.

### **DISCUSSION ITEMS**

Relay for Life- Mrs. Fife stated the Relay for Life event last year had over 300 participants and raised over \$70,000.00 for the American Cancer Society. The event is scheduled for Saturday May 31<sup>st</sup> to Sunday June 1<sup>st</sup>, 2014. The Chairmans for this event are Cory Willis and Maggy Atkins.

2014 Daily Parking Fees & New Daily Phone Pay Feature- Mr. Lonergan explained the Borough has installed new machines at the Train Station which has eliminated most of the meter problems. There is also an enforcement officer stationed there every day to resolve any problems. The daily parking rate for non-residents has not increased since 2008. The rate will increase to \$5.50 for daily non-resident parking Borough resident parking fees will remain at \$4.00 for daily and \$425.00 yearly. The Borough will contract with a company Parkmobile; this company has a product which allows you to pay for your parking spot on line.

Community Garden Update- Mr. Holman reported the Resolution for the Community Garden fees and application will be on the Consent Agenda tonight. Chatham Township has already approved the fees and application. The DPW has done a great job opening up the road to the garden and creating parking spaces.

Library Parking Lot Expansion- Mr. Collander explained why the parking lot should be expanded. Mr. Collander stated they will lose only .003% of the Borough's open space if the parking lot is completed. It will be paved with pervious material. Mr. DeNave explained the proposed parking lot. It would not impact the homes on Hillside Avenue; a fence and buffers were installed when the park was renovated. The proposed parking lot would increase the parking lot with 14 spaces. The park is 8.11 acres and the parking lot would use 4,500 sq. ft. Mr. DeNave stated there will be a drainage system installed. Mr. DeNave estimated the cost to be between \$16,000.00 and \$17,000.00.

Tax Map Update- Mr. DeNave reported the County has finished the tax maps. The state has to approve the map before it is official. Mr. DeNave stated the county would like to change the block and lots for the entire Borough the system we are using now is antiquated.

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Community Beekeeping- Mayor Harris proposed a Community Beekeeping Club at the River Road property. Mayor Harris stated they would probably seek members after the New Year. Local Boy Scouts might be enticed into helping with fencing and other services.

## **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.

Bill Heap of Hillside Avenue representing the Jaycees stated the annual tree sale is open week days 6pm the 9pm or 10pm and on weekends the hours are 9am to 7pm on weekends. This could be the last year for the tree sale. The Jaycees are looking for a charitable organization to take over the tree sale. The Jaycees donated \$2,500 to the Shade Tree Commission and will donate to the beekeepers. Mayor Harris stated the Jaycees have donated to the Emergency Squad and donated to Eagle Scout Projects and they sponsor a scholarship for high school students among other things.

Paul Suszczynski of 23 Kimball Street was concerned about gardeners who have been educated will lose their plots and not be able to share their knowledge with the new gardeners.

Barb Montague of 45 Dellwood Avenue is in favor of expanding the parking lot behind St. Paul's Church; the Library is in need of more parking, services and patronage at the Library has increased.

Mary Davis the Rector of St. Paul's Church stated parking has been an issue; it has become a daily issue with parishioners, repairmen, visitors and staff members. They have all received parking tickets. Rev. Davis would like to see the parking increased.

Pat Rossman, Director of Sprout House is concerned about the safety of the patrons of the Library, Park and the Church. Ms. Rossman would like the parking expanded.

Former Mayor John Bennett the treasurer of St. Paul's Church, stated he would like the parking increased.

Tony Britt of 1 Colonial Way supports the expansion for the parking lot.

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Nancy Clancy of 14 North Hillside Avenue stated undedicated open space is important for families. She is not sure 14 spaces would resolve the parking issues.

Neal Collins of 19 North Hillside Avenue is not in favor of expanding the parking lot.

Monty Montague of 45 Dellwood Avenue a member of the Planning and Zoning Board stated all the planners have stated this is the worst area in town. He would like to have the parking lot expanded.

Andrew Roos of 8 Garden Avenue stated he would favor the proposal if the spaces near the Library were designated for seniors.

Karen Brodsky, Director of the Library stated there have only been a few days in the three months she has been the Director that parking wasn't a problem.

Bill Joyce of 11 North Hillside Avenue asked if parking could be constructed by the 9/11 Memorial. Mr. DeNave stated there are drainage pits that could not be relocated.

Libby Hilsenrath of 37 Weston Avenue had questions about the salary resolution on the agenda. Ms. Hilsenrath asked if taxpayer money would be used for the beekeeping. The Mayor stated tax- payer money would not be used for the beekeeping.

Ken McCullough of 33 Parrott Mill Road is in favor of increasing the parking spaces.

9:04 pm break

9:09 pm reconvene

**SECOND READING ORDINANCE PROCEDURE**

Mayor Harris asked Council Member Fife to proceed with Ordinance #13-23

Council Member Fife read Ordinance #13-23 entitled:

**ORDINANCE #13-23  
AN ORDINANCE TO AMEND THE SALARIES AND WAGES FOR CERTAIN  
MUNICIPAL POSITIONS OF THE BOROUGH OF CHATHAM  
FOR THE YEAR 2014**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on November 25, 2013.

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Mayor Harris asked the Clerk to give a summary of the legal notice.

The Clerk stated: A legal notice was published indicating that Ordinance #13-23 was introduced and passed on first reading at the November 25, 2013 meeting and indicating that the second reading and public hearing would be held at the Council meeting on December 9, 2013 for consideration of final adoption. Copies were made available to the general public and posted in accordance with the law.

Mayor Harris opened the meeting to the public.

Mayor Harris closed the meeting to the public.

Council Member Fife offered the following Ordinance and move its adoption:

Resolved, that this Ordinance as read by title on second reading, at this regular meeting, be adopted and finally passed.

Council President Holman seconded the motion.

| Name      | Motion | Second | Yes | No | Abstain | Absent |
|-----------|--------|--------|-----|----|---------|--------|
| Collander |        |        | x   |    |         |        |
| Lonergan  |        |        | x   |    |         |        |
| Holman    |        | x      | x   |    |         |        |
| Fife      | x      |        | x   |    |         |        |
| Helfrich  |        |        | x   |    |         |        |
| Kass      |        |        |     | x  |         |        |

Mayor Harris declared this Ordinance adopted and finally passed. He requested the Clerk to publish the proper notice of this adoption in the newspaper and to record the Ordinance in the proper places.

**Council Liaison Reports**

Affordable Housing Advisory Committee

Mayor Bruce A. Harris had nothing new to report.

Communications Technology Advisory Committee

Mayor Bruce A. Harris had nothing new to report.

Community Gardens Advisory Committee

Vacant

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Environmental Commission  
Vacant

Overnight Parking Advisory Committee  
Vacant

Cares & Shares Advisory Committee  
James Lonergan thanked St. Patricks Church for a great donation they contributed “Christmas in a Box” for several families.

Municipal Pool Advisory Committee  
James Lonergan stated volunteers are needed for the Pool Committee; Jim LeMon is doing all the work.

Joint Recreation Advisory Committee  
James Lonergan reported the Committee is looking at some big capital projects.

Shade Tree Commission  
James Lonergan stated the Commission planted about 40 trees this year; they did not plant anything last year since they concentrated on trimming.

Board of Health  
John Holman had nothing new to report. The next meeting is on Thursday.

Community Garden  
John Holman stated the Community Garden was discussed earlier in the meeting.

Farmers’ Market Advisory Committee  
John Holman had nothing new to report.

Madison Chatham Joint Meeting  
John Holman stated the phosphorus levels are below the State mandated limits.

Mayors’ Wellness Committee  
Victoria Fife reported the next meeting will be held tomorrow morning; they are planning activities for 2014.

Project Community Pride  
Victoria Fife stated the next meeting will be held Thursday December 12<sup>th</sup>. It will be a strategic planning meeting. They are asking all the officials from the participating municipalities to attend.

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Chamber of Commerce

Victoria Fife reported she has asked for contact information for all the members.

Planning Board

Victoria Fife stated the Planning Board had a very busy year. Ms. Fife thanked Donna Cal-Charles and Richard Crater for their service; they are both stepping down.

Public Arts Council Advisory Committee

Victoria Fife reported the Committee will be participating in the Train Station Anniversary. They will be unveiling their mural and will also have a train craft for the children.

Senior Center of the Chathams

Victoria Fife stated the Center is very busy. The paper shredding event was very successful. They shredded 7 tons of paper. Their Holiday Party will be held on December 18<sup>th</sup>. On June 14<sup>th</sup> they will have their bi-annual garden tour.

9/11 Memorial Advisory Committee

Gerald J. Helfrich had nothing new to report.

Historic Preservation Commission

Gerald J. Helfrich had nothing new to report.

Board of Education

Gerald J. Helfrich reported construction is ongoing; the addition at the High School has started. Ralph Pesapane is retiring after 40 years.

Traffic Safety Advisory Committee

James Collander stated the meetings in 2014 will be at 6:45 pm the second Wednesday of each month. Mr. Collander asked everyone to use the pedestrian lights at the corner of Coleman Avenue and Main Street.

**MAYOR'S REPORT**

Mayor Bruce A. Harris reported there will be a formal Train Station Centennial Committee; Len Resto will head the Committee. Mayor Harris attended the Eagle Scout Court of Honor yesterday. He presented commendations to the following scouts: John Tancredi, III for replacement of a fence and shrubs at Shepard Kollock Park, Brain Goldstein for two deer exclosures in the woods surrounding Kelley's Pond, Hunter Stusnick for custom built shelves at the Senior Center of the Chathams, Taylor Boehmer for building and installing shelving inside the recreation storage building and William Carey for building and painting a shed for ECLC school.

### **ADMINISTRATOR'S REPORT**

Robert J. Falzarano stated the Route 24 exit ramp was cleaned by the County Slap Program on December 2<sup>nd</sup>. Mr. Falzarano has been working on the 2014 budget and the 2013 Annual Report. The 2014 Goals and Objectives has been circulated to the Council.

### **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 #13-388 through Resolution #13-399 have been placed on the Consent Agenda.

### **RESOLUTIONS REMOVED FROM THE CONSENT AGENDA**

Council Member Kass asked to have Resolution #13- 393 removed from the Consent Agenda.

Council Member Kass had concerns about the employee raises that it would defeat cutting costs of the shared services agreement for the Construction Office.

The Council discussed the reasons behind the raises.

### **RESOLUTION #13-393 RESOLUTION TO SET THE ANNUAL RATES OF COMPENSATION FOR BOROUGH EMPLOYEES FOR THE YEAR 2014**

**WHEREAS**, Ordinance #13-23 being adopted by the Mayor and Council of the Borough of Chatham establishes the minimum and maximum rate of pay for the various positions in the Borough of Chatham; and

**WHEREAS**, specific rates of pay must be established for each individual employee of the Borough.

| <b>Position</b>  | <b>Name</b>          | <b>2014 Salary</b> |
|--|----------------------|--------------------|
| Deputy Clerk   | Baldwin, Catherine   | \$49,726           |
| Parking Enforcement Officer                              | Bochniack, Mike      | \$45,554           |
| Municipal Clerk/Bd. Health<br>Secretary/Deputy Registrar | Caljean, Susan       | \$84,893           |
| Police Secretary   | Ciccarone, Mary Beth | \$51,987           |



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|   |                   |                 |
|---|-------------------|-----------------|
| Police Chief                                    | Crosson, Phil     | \$145,883       |
| Engineering/Zoning Official/Code Enforcement    | DeNave, Vince     | \$146,385       |
| Tax Assessor                                    | DePierro, Therese | \$18,132        |
| Administrator                                   | Falzarano, Robert | \$165,685       |
| Fire Chief                                      | Glogolich, Peter  | \$18,467        |
| Media Programming Manager                       | Grobert, John     | \$26.15 per hr. |
| Minute Clerk                                    | Holler, Liz       | \$37,295        |
| Director of Finance                             | Mariniello, Mike  | \$98,354        |
| Accounts Clerk/Registrar/Senior Assessing Clerk | Mandal, Anne      | \$69,222        |
| Assistant Finance Officer                       | Cittrich, Tyrina  | \$35.03 per hr. |
| Utility Billing Rep/Deputy Registrar            | Morris, Cheri     | \$58,647        |
| Deputy Recreation Director/Program Supervisor   | Nauta, Carolyn    | \$74,319        |
| Emergency Management Coordinator                | Nauta, William    | \$12,997        |
| Fire Inspector/Fire Official (UFC)              | Nugent, Walter    | \$37.33 per hr. |
| Executive Administrative Asst.                  | O'Shea, Kevin     | \$74,661        |
| Administrative Secretary I                      | Piccolo, Janice   | \$68,440        |
| Tax Collector                                   | Polidor, Madeline | \$56,763        |
| Deputy Director of Public Works                 | Torello, Tony     | \$103,013       |
| Parking Enforcement Officer                     | Sweetin, Robert   | \$45,554        |
| Fire Coordinator                                | Williams, Steve   | \$56,100        |
| Director of Public Works                        | Venezia, Robert   | \$116,987       |

Council Member Lonergan moved to approve Resolution #13-393, seconded by Council Member Holman. A vote was taken and Resolution #13-393 was approved with a 5 to 1 vote, Council Member Kass voted no.

## **FINANCE**

### **RESOLUTION #13-388 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.

**RESOLUTION #13-389**  
**RESOLUTION TO REDEMPTION OF A TAX SALE CERTIFICATE**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that a redemption of a tax sale certificate be issued to the individuals listed below as follows:

| <b>BLOCK/LOT</b> | <b>OWNERS &amp; PROPERTY ADDRESS</b> | <b>AMOUNT</b> | <b>YEAR/QTR</b> |
|------------------|--------------------------------------|---------------|-----------------|
| 61/7             | Donchez, Marie<br>94 Elmwood Avenue  | \$6,662.07    | +200.00 2012    |

**Please make check payable & mail to lien holder:**  
**Park Finance II, LLC.**  
**PO Box 109**  
**Cedar Knolls, NJ 07927**

**RESOLUTION #13-390**  
**RESOLUTION TO TRANSFER MONIES IN THE APPROPRIATION BUDGET 2013**  
**CURRENT FUND**

**WHEREAS**, N.J.S.A. 40A: 4-59 provides that during the last two months of any fiscal year, when the amount of the current fiscal year is insufficient to pay the claims authorized or incurred during said current year which were chargeable to said appropriation.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham in the County of Morris and state of New Jersey that the Director of Finance is hereby authorized to make the following line-item transfers in the 2013 Current Fund Budget with an effective date of November 11<sup>st</sup>, 2013:

**From:**

| <b><u>Departments</u></b>  | <b><u>Account #</u></b> |                    |
|----------------------------|-------------------------|--------------------|
| Parking S/W                | 25-245-010              | \$ 7,000.00        |
| Social Security Taxes O.E. | 36-472-000              | 5,000.00           |
| Public Works O.E.          | 26-290-242              | 800.00             |
| <b>TOTAL</b>               |                         | <b>\$12,800.00</b> |

**To:**

| <b><u>Departments</u></b>  | <b><u>Account #</u></b> |             |
|----------------------------|-------------------------|-------------|
| Borough Clerk O. E.        | 20-120-205              | \$ 3,000.00 |
| Emergency Management O. E. | 25-252-201              | 1,000.00    |
| Animal Control O. E.       | 27-340-201              | 3,000.00    |
| Sewer O.E.                 | 31-455-213              | 5,000.00    |
| P.E.O.S.H.A.               | 26-310-245              | 800.00      |

|              |                     |
|--------------|---------------------|
| <b>TOTAL</b> | <b>\$ 12,800.00</b> |
|--------------|---------------------|

**RESOLUTION #13-391  
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:

| <b>BLOCK/LOT</b> | <b>OWNERS &amp; PROPERTY ADDRESS</b>         | <b>AMOUNT</b>          | <b>YEAR/QTR</b> |
|------------------|--|------------------------|-----------------|
| 79/22            | Vogt, Lawrence & Patrice<br>14 Dunbar Street | \$30.00<br>Overpayment | 2012/4 Qtr.     |

**RESOLUTION #13-392  
RESOLUTION FOR THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG  
ABUSE FISCAL GRANT EXTENSION JANUARY 1, 2014 TO JUNE 30, 2014**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS**, the Borough Council of the Borough of Chatham, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

**WHEREAS**, the Borough was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and

**WHEREAS**, funding has been made available to Chatham Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding.

**BE IT RESOLVED**, that the Borough Council does hereby authorize the submission of the grant extension for the Chatham Municipal Alliance grant in the amount of:

|   |            |
|---|------------|
| Drug Enforcement Demand Reduction (DEDR Grant contribution) | \$9,721.00 |
| Cash Match  | \$2,430.25 |
| In-Kind   | \$7,290.75 |

**BE IT RESOLVED**, the Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**PERSONNEL**

**RESOLUTION #13-394**

**RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, ELIMINATING THE TECHNICAL ASSISTANT POSITION IN THE BOROUGH CONSTRUCTION OFFICE**

**WHEREAS**, the Mayor and Borough Council of the Borough of Chatham desire to enter into a shared service arrangement with the Borough of Madison for all State mandated Uniform Construction Code Services; and

**WHEREAS**, the shared services arrangement with Madison will provide for more efficient and cost-effective services to Borough residents and is in the best interest of the Borough; and

**WHEREAS**, the shared services arrangement eliminates the Technical Assistant Position in the Borough Construction Office and terminates the employment of the at-will employee, Maria Maramonte, effective December 31, 2013.

**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 eliminate the Technical Assistance Position in the Borough Construction Office and terminate the employment of the at-will employee, Maria Maramonte, effective December 31, 2013.
2. The Borough Administrator is hereby authorized and directed to take all actions necessary to effectuate the terms and conditions of this Resolution.
3. All other Borough employees and officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

**MISCELLANEOUS**

**RESOLUTION #13-395**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, NEW JERSEY, TO AMEND AREAS DESIGNATED "PERMIT PARKING" PURSUANT TO CHAPTER 139, SECTION 62 AND 63 OF THE CODE OF THE BOROUGH OF CHATHAM**

**WHEREAS**, Chapter 139, Section 62 of the Code of the Borough of Chatham entitled “Parking by permit.” specifies that the governing body shall establish by resolution the rules and regulations governing the issuance and management of parking permits; and

**WHEREAS**, by Resolution #13-393 the Mayor and Borough Council of the Borough of Chatham established parking fees and rules and regulations for the sale of parking permits required for parking lots or areas designated “fee parking”.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham in the County of Morris, State of New Jersey that the following daily permit fee’s shall apply:

- (1) In parking lots or areas designated fee parking, a Smart Card fee of \$5.50 Dollars (\$5.50) for Non-Borough residents and a Four Dollar (\$4.00) fee for Borough residents shall be paid for the twelve (12) hour period or fraction thereof between the hours of 7:00 a.m. and 7:00 p.m., prevailing time, daily, except Saturdays, Sundays, and legal holidays. The Daily Permit fee for cash or credit card customers is Five Dollars (\$5.50) for all users.
- (2) The daily parking permit fee for payment by phone is \$5.50 Dollars (\$5.50) for residents and non-residents.
- (3) The annual permit fees, rules and locations established and authorized by Resolution #13-129 shall remain in full force for 2014.

**RESOLUTION #13-396**  
**RESOLUTION TO FIX THE 2014 SOLID WASTE UTILITY AND RECYCLING**  
**ANNUAL FEE FOR BOTH RESIDENTIAL AND COMMERCIAL USERS**

**WHEREAS**, the Mayor and Council of the Borough of Chatham enacted Ordinance #10-91 establishing a Solid Waste Utility to provide for the means for awarding a Solid Waste Removal contract and for covering the costs of the municipal curbside recycling contract; and

**WHEREAS**, the ordinance establishing the Solid Waste Utility specified that a user fee would be billed to all residential and commercial properties being serviced by the program; and

**WHEREAS**, said ordinance also stipulated that the Borough Council would fix the amount of the Solid Waste Utility Fee from time to time based on the costs associated with the services provided by the utility.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the User Fee for Solid Waste Utility shall be as follows:

\$ 177.00 per residential unit  
\$ 202.00 per commercial unit

**RESOLUTION #13-397**  
**RESOLUTION SETTING THE SEWER SERVICE CHARGES FOR 2014**

**WHEREAS**, the Chapter 217, Sewers, of the Borough Code regulates, among other things, the charges for Sanitary Sewers in the Borough of Chatham; and

**WHEREAS**, Chapter 217 has been amended and supplemented to provide for the setting of sewer charges by Resolution to provide greater flexibility to the operations;

**WHEREAS**, pursuant to Chapter 217 the sewer charges have been computed by the Borough Administrator and Chief Financial Officer, and

**WHEREAS**, it has been determined that the new sewer service charge shall be computed at the rate of \$3.59 per 100 cubic feet of metered water or metered sewerage during the preceding quarter.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey that the new sewer service charge will be \$3.59 per 100 cubic feet of metered water or metered sewerage during the preceding quarter.

**RESOLUTION #13-398**  
**RESOLUTION TO APPROVE THE JOINT COMMUNITY GARDEN FEES AND RULES**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the following fees are approved:

|              |          |         |
|--------------|----------|---------|
| Full Plot    | (10 x10) | \$35.00 |
| Half Plot    | (5 x 10) | \$18.00 |
| Quarter Plot | (5 x 5)  | \$10.00 |

**BE IT FURTHER RESOLVED**, that the Borough Administrator is authorized to approve refunds; and

**BE IT FURTHER RESOLVED**, the attached Joint Community Garden rules are hereby approved.

**CONTRACTS**

**RESOLUTION #13-399**

**RESOLUTION TO AUTHORIZE AMERICAN ALARM SYSTEMS TO MAINTAIN  
FIRE DETECTION EQUIPMENT AND SYSTEMS**

**WHEREAS**, the Chatham Borough Municipal Building, Fire House and the Department of Public Works Buildings are required to comply with the Uniform Fire Code and promulgated pursuant to the New Jersey Uniform Fire Safety Act; and

**WHEREAS**, the fire detection and maintenance proposal has been reviewed by the Chatham Borough Fire Inspector/Fire Official; and

**WHEREAS**, the proposal submitted by American Alarm Systems meets the requirements set forth by the Chatham Borough Fire Inspector/Fire Official.

**BE IT RESOLVED**, the Borough Council that the Mayor is authorized to sign the American Alarm System contract proposal for a period of one year.

**CONSENT AGENDA VOTE:**

Mayor Harris asked Council President Holman to proceed with the Resolutions listed on the Consent Agenda, Resolutions #13-388 through #13-392 and Resolution #13-394 through Resolution #13-399.

Council President Holman moved to allow the resolutions on this evening's agenda to be approved by consent of the Council.

Seconded by Council Member Collander, a vote was taken and the Resolutions on the Consent Agenda were approved unanimously.

**RESOLUTION #13-400**

**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. Weichert DEP Settlement- Mr. DeNave  
2. CPS Lease- Mr. Falzarano  
3. Joint Meeting Contract- Mr. Lott

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LITIGATION: 1. Tricare Update- Mr. Lott

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.

See attached Joint Community Garden of the Chathams rules and regulations:

Council Member Helfrich moved Resolution #13-400, seconded by Council Member Collander. A vote was taken and Resolution #13-400 was approved unanimously.

Adjourn 9:40 p.m.

Respectfully Submitted:

Susan Caljean, RMC, CMC