

**REGULAR MEETING OF THE
MAYOR AND BOROUGH COUNCIL**

September 8, 2014 MINUTES

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, September 8, 2014 at 7:30 p.m. in the Council Chambers in the Municipal Building, 54 Fairmount Avenue, Chatham, New Jersey.

SALUTE TO FLAG

The Mayor and Borough Council led the assembled in the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Harris asked for a moment of silence for those who have given their lives for our country.

STATEMENT OF ADEQUATE NOTICE

Robin R. Kline, Municipal Clerk, read the following Adequate Notice of Meeting statement:

Adequate notice of this meeting had been provided on January 2, 2014 in accordance with N.J.S.A. 10:4-10, by including same in the Annual Meeting Notice, a copy of which was posted on the Municipal Bulletin Board located on the main floor in the Municipal Building, was e-mailed to the Independent Press, the Morris County Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and The Alternative Press, and such Annual Meeting Notice was filed with the Borough Clerk.

ROLL CALL

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 Victoria Fife
Council Member Gerald J. Helfrich
Council Member Alida Kass
Robert J. Falzarano, Borough Administrator
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Municipal Clerk

Mayor Bruce A. Harris asked Council Member Lonergan to read the following Resolution:

**PROCLAMATION SUPPORTING THE 8TH ANNUAL TURN THE TOWNS TEAL[®]
CAMPAIGN IN THE BOROUGH OF CHATHAM**

WHEREAS, the Turn The Towns Teal[®] campaign was founded by Gail MacNeil of Chatham, New Jersey during her 10 year battle with ovarian cancer; and

WHEREAS, Turn The Towns Teal[®] Inc. together with the National Ovarian Cancer Coalition are partnering to promote awareness of ovarian cancer through the 8th Annual Turn The Towns Teal[®] campaign; and

WHEREAS, ovarian cancer is the fifth leading cause of cancer deaths among women and the leading cause of gynecologic cancer deaths in the United States each year with more than 22,000 women diagnosed with the disease and approximately 16,000 die from it; and

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

WHEREAS, ovarian cancer is called the “silent disease” because its symptoms are often vague or subtle and there is no early detection test for ovarian cancer.

BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham proclaim

SEPTEMBER 2014 AS OVARIAN CANCER AWARENESS MONTH

in the Borough of Chatham, Morris County, New Jersey, and do hereby whole-heartedly support the 8th Annual Turn The Towns Teal[®] awareness campaign by authorizing the placement of teal-colored ribbons around Borough trees during the period September 1st through September 30th 2014; and

BE IT FURTHER RESOLVED, that the placement of any signage must be reviewed and approved in advance of the 8th Annual Turn The Towns Teal[®] awareness campaign by the Chatham Borough Zoning Officer.

Council Member James Lonergan moved to approve the Proclamation, seconded by Council President Victoria Fife. A voice vote was taken and the Proclamation was approved unanimously.

Mayor Bruce A. Harris read the following Resolution:

RESOLUTION #14-272

RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

BE IT RESOLVED by the Council of the Borough of Chatham that the minutes from the following meeting are approved as prepared and shall be filed as a permanent record in the Borough Clerk’s office:

August 11, 2014

BE IT FURTHER RESOLVED by the Council of the Borough of Chatham that the minutes from the following Closed Session meeting(s) are approved as prepared and shall be filed as a permanent record in the Borough Clerk’s office:

August 11, 2014

Council Member John Holman moved to approve Resolution #14-272, seconded by Council Member Collander. A voice vote was taken and Resolution #14-272 was approved unanimously.

DISCUSSION ITEMS

Historic Markers: Ms. Susan Allen, President of the Chatham Borough Historical Society, gave a brief update on the numerous activities and events sponsored by the Historical Society throughout the year. A highlight of the year was the successful Train Station Centennial celebration and the Guinness Book of World Record wooden train whistle event. Ms. Allen then spoke about several historical markers, which are stored at the DPW building. Apparently they had been removed in connection with road projects and not re-installed. Two historical markers were on display in the Council Room. The Historical Society will submit recommendations to the Borough Council for the location of the historical markers in the Borough. Ms. Allen also presented an original etching portrait of George Washington, which was donated by a Chatham Borough resident and offered her assistance in finding a suitable location to hang the portrait in the Council Room. The Borough Council approved the request to display the George Washington portrait in the Borough Council Room. Lastly, Ms. Allen indicated that the Chatham Borough Historical Society’s collection of artifacts, photographs and documents will continue to be displayed both in the library and municipal building.

Strengthening Volunteer Community Groups: Council President Victoria Fife began the discussion by asking what the Borough can do to strengthen volunteerism in the community and stated it is no accident that Chatham Borough and the School District of the Chathams is consistently ranked nationally and in the state for having high-performing schools and a high quality of living. Council President Fife presented an organization chart showing the extent boards, commissions, and committees contribute to the services and activities enjoyed in the Borough through the administration of local government and stated everything stems from the voters and residents who actually make the Borough function. In addition to these government-based services and activities, volunteer fireman, emergency squad members, coaches and parent-student groups further contribute to our community's high quality of life. Council President Fife also advised that property values enjoyed by Chatham Borough homeowners remain high because of the many and varied contributions made through volunteer efforts among other things, which promote a thriving community. Council President Fife expressed her heartfelt thanks and appreciation to the legions of volunteers throughout our community whose participation and efforts make Chatham Borough a great place to live. She urged residents to visit the Borough's website to learn more of the many available volunteer opportunities in the community and to get involved.

Mayor Bruce Harris acknowledged that recruiting volunteers has become more challenging over the decade as more and more residents commute and work out of town. It has been especially challenging for the Fire Department and Emergency Squad to recruit volunteers for daytime coverage because people are not available during the day. In addition, civic and charitable organizations are finding it difficult to convene regular group meetings due to commuter and work schedules. Mayor Harris proffered that utilizing web-based online collaboration tools may replace the need for many sit-down face to face meetings, allowing people to engage and hold group meetings remotely.

Council Member James Collander pointed out that having a large Volunteer Fire Department and Emergency Squad is a significant savings for taxpayers since paid firefighting and emergency squad services pose a significant economic impact to municipal budgets and taxes. Council Member James Lonergan further added that several recreation programs in the Borough would not exist if it were not for the many volunteer coaches and involvement of parents and further recognized the civic contributions of many non-profit organizations in our community.

2015 Annual Parking Fees: Council Member James Lonergan reported the Finance Committee will be meeting again Tuesday morning to continue their 2015 budget discussions. The Finance Committee completed its examination of Borough parking rates and compared parking rates charged in other towns. As a result, the committee was satisfied that the daily parking rate currently being charged is in line with other towns and the daily parking rate will not increase. Effective next year, the Train Station parking rate will increase \$10/year for a new yearly rate of \$435. Rates for all other downtown parking lots will remain at \$265/year for Borough residents and merchant parking rates would remain the same at \$240/year. Lastly, Council Member Lonergan reported the new electronic parking machines are working well and train commuters are increasingly using the mobile app to purchase fares.

Capital Projects Update: Mr. Robert Falzarano, Borough Administrator, presented the following updates on on-going capital projects.

- New pedestrian road crossing signals have been installed at the train trestle crosswalk on Fairmount Avenue and will be fully operational in the next day or two.
- The Borough's curb and sidewalk program has been completed.
- The Borough is waiting for PSE&G's approval to pave the Division Avenue Lot. Madison Borough will begin construction of curbing along Division Avenue on September 15th with paving scheduled to begin on September 22nd.

- Materials for the Lum Field infield have been delivered and the work will be scheduled. The infield work has been down-scaled and should not interfere with the startup of the football program. Council Member Lonergan reminded the public that the in-field improvements are funded by the Recreation Trust Funds, which are funded by recreation fees, not by the taxpayer.
- Curbing and sidewalks have been completed at Post Office Plaza adjacent to the Cottage Deli. The conduit for lighting will be installed Friday by the DPW crew.
- Curbing by the Bowers Lane Parking Lot will be completed next week with paving to follow on September 22nd. Decorative lighting poles have been ordered.

MEETING OPEN TO THE PUBLIC

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 a reasonable length of time.

Mayor Harris opened the meeting to the public.

Diane Conlon, 22 Garden Avenue, inquired whether the Mayor and Council has made any decisions on the Borough's course of action in treating the Boroughs' ash trees in efforts to eradicate the emerald ash borer and protect the ash trees from dying. Council Member Alida Kass clarified that Mr. Tony Torello will be making a recommendation to the Mayor and Council upon conclusion of their research and evaluation of options the Borough may wish to take. His presentation is scheduled for the October 14th meeting of the Mayor and Council.

Susan Allen, 167 Fairmount Avenue, questioned why the length of Fairmount Avenue past Watchung Avenue was not milled and resurfaced as part of the Fairmount Avenue road construction project. Mayor Harris responded that Fairmount Avenue is a county roadway, which is maintained by Morris County not the Borough. Mayor Harris stated the Borough will send a request to the Morris County Freeholder Board asking the county to continue the remaining length of Fairmount Avenue and encouraged residents to contact the Freeholders as well.

Seeing no one else wishing to speak Mayor Harris closed the meeting to the public.

REPORTS

COUNCIL COMMITTEE REPORTS

Budget and Finance - Council Member James Lonergan reported the Budget and Finance Committee has begun the 2015 Municipal Budget process. He further reported budget numbers for the current 2014 Municipal Budget are on target.

Long Range Traffic & Pedestrian Safety Planning - Council Member James J. Collander reported the Borough's gateway signs will be installed by the DPW within the next two weeks. The pedestrian crossing signals have been installed on both sides of the Fairmount Avenue train trestle pedestrian road crossing and will be operational shortly. Lastly, Council Member Collander reported that the recently established time-limit parking is in place.

Public Safety & Emergency Services - Council Member James J. Collander reported that a motor vehicle accident occurred on North Passaic and Weston. The Chatham Borough Police Department will monitor traffic and enforce speeding; however, because the roadways are county roads, the Borough does not have jurisdiction to independently make safety improvements. Council Member

Collander further reported on on-going traffic and on-street parking enforcement efforts along Elmwood Avenue. Lastly, Council Member Collander reported on recent burglaries in the Borough and reminded residents to take proactive measures in efforts to deter crimes from happening. Residents should immediately report a crime and should never disturb a crime scene.

Personnel - Council President Victoria Fife reported the Personnel Committee have been meeting to update job descriptions for certain Borough employees and will meet Tuesday, September 8th to finalize the structural reorganization of municipal departments.

Public Works Planning - Council Member John Holman reported the seasonal leaf collection program will begin October 14th. The DPW crews are completing many facility and infrastructure projects and repairs throughout the Borough.

Shared Services & 3rd Party Agreements - Council Member Gerald Helfrich had nothing new to report.

MAYOR'S REPORT

Mayor Bruce A. Harris reported the Environmental Commission will be hosting its annual Green Fair on Saturday, September 20th from 9:00 a.m. until 2 p.m. and welcomed all residents to come out and enjoy the event. Mayor Harris further reported his office is waiting to hear back from NJ Transit regarding the proposal to locate a restaurant at the Train Station. Mayor Harris also reported that his office sent a follow up letter to the County Freeholder regarding many questions and concerns the governing body raised earlier in the year during the Freeholder's presentation of the county's proposed 2014 budget.

Council President Victoria Fife reminded residents that the Mayor's Wellness Advisory Committee will be holding the Mayor's Health Fair at the Farmer's Market on Saturday, September 13th and welcomed everyone to attend.

ADMINISTRATOR'S REPORT

Robert J. Falzarano reported that JCP&L has approved the Eagle Scout project at the Bee Garden. Mr. Falzarano further reported that Mr. Bill Nauta, the Borough's Emergency Management Coordinator, has scheduled an Emergency Management exercise for Wednesday, September 24th at 10:00 a.m. in the Municipal Building and extended an invitation to the Mayor and Council members to attend. The Audit Report for year ending 2013 has been received from the Borough's Registered Municipal Auditor and has been distributed to the governing body for review. A resolution approving the audit report will be placed on the next Mayor and Council Meeting's agenda. The Borough Administrator confirmed the 2015 budget is underway and a memo will be sent to the boards and commissions seeking their budget requests no later than October 15th. Lastly, Mr. Falzarano advised that the new phosphorus regulations will have a significant budgetary impact on MCJM sewer rates and is being closely examined.

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 #14-273 through Resolution #14-282 have been placed on the Consent Agenda.

APPOINTMENTS

RESOLUTION #14-273

RESOLUTION APPOINTING JUNIOR VOLUNTEERS TO THE FARMERS' MARKET ADVISORY COMMITTEE

WHEREAS, by Resolution #14-18 adopted on January 6, 2014, the Mayor and Council of the Borough of Chatham re-established the Chatham Farmers' Market Advisory Committee; and

WHEREAS, the Chatham Borough Farmer's Market will operate for a period of 23 Saturdays, June 21st through November 22nd from 8:00 a.m. until 1:00 p.m. at the Chatham Train Station South Plaza; and

WHEREAS, the Chatham Farmers' Market Advisory Committee seeks volunteers to assist with the set-up and operations of the Farmers' Market; and

WHEREAS, Grace Krauer and Pat Trainor have expressed interest in being appointed as Junior Volunteer Members to the Chatham Farmers' Market Advisory Committee and have submitted a Junior Volunteer Membership application to the Borough Clerk in accordance with Chapter 3, §3-6 of the Code of the Borough of Chatham for consideration by the Mayor and Council; and

WHEREAS, the Mayor and Council, as the appointing authority, upon conducting a review of the volunteer applications and/or interview of the applicants, wish to appoint Grace Krauer and Pat Trainor as Junior Volunteer Members to the Chatham Farmers' Market Advisory Committee.

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it hereby approves and confirms the appointment of Grace Krauer and Pat Trainor to the Chatham Farmers' Market Advisory Committee as Junior Volunteer Members for the 2014 season.

FINANCE

RESOLUTION #14-274

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 #14-275

RESOLUTION REFUNDING REDEMPTION OF TAX SALE CERTIFICATE #2012-3

WHEREAS, the Tax Collector for the Borough of Chatham has advised that the following tax sale redemption refund should be made:

BLK/LOT	OWNERS & PROPERTY ADDRESS	AMOUNT
55/37	Valgenti - Lien 54 N. Summit Avenue	\$74,994.15 Total Due/Redemption [\$54,994.15 + \$20,000.00 premium]

Refund should be made payable & mailed to lien holder:
John Venutolo
25 Hughes Place
Summit, NJ 07901

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to issue a refund for the redemption of tax sale certificate #2012-3 as herein referenced.

RESOLUTION #14-276

RESOLUTION AMENDING RESOLUTION #14-233 TO INCREASE THE AMOUNT OF THE 2014 ROAD RESURFACING CONTRACT AWARDED TO TILCON, INC., MT. HOPE ROAD, WHARTON, NEW JERSEY, IN THE AMOUNT NOT TO EXCEED \$215,000.00

WHEREAS, Resolution #14-233 adopted by the Borough Council on July 14, 2014 awarded the 2014 Road Resurfacing Contract for milling and paving of the following roadways:

Red Road	Harvard Street	Center Avenue
Fairview Avenue	Summit Avenue	Edgehill Road

And;

WHEREAS, the Borough Engineer has advised that additional funding in the amount not to exceed \$65,000 is required to complete the milling and paving of Edgehill Road, and has recommended that the award of the contract made to Tilcon, Inc., for the 2014 Road Resurfacing Program be increased to the amount not to exceed \$215,000; and

WHEREAS, Tilcon, Inc. is a qualified vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, in accordance with N.J.S.A 40A:11-12 of the Local Public Contracts Law, public bids are not required when the purchase of goods or services is made through the Morris County Cooperative Purchasing Program; and

WHEREAS, the Director of Finance has provided a certification of availability of funds for the 2014 Road Resurfacing Program, Capital Improvement Fund Account #4-01-44-901-903, in the amount not to exceed \$215,000.00.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it concurs with the recommendation of the Borough Engineer and hereby amends Resolution #14-233 to increase the amount of the award of contract to Tilcon, Inc. in the amount not to exceed \$215,000.00; and

BE IT FURTHER RESOLVED, that the Finance Director is hereby authorized and directed to approve and forward a Purchase Requisition to Tilcon, Inc. in the amount not to exceed \$215,000.00 from the Capital Improvement Fund Account #4-01-44-901-903.

RESOLUTION #14-277

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING AN AWARD OF CONTRACT TO TILCON, INC., MT. HOPE ROAD, WHARTON, NEW JERSEY, FOR THE MILLING AND RESURFACING OF POST OFFICE PLAZA, IN THE AMOUNT NOT TO EXCEED \$100,000.00

WHEREAS, in accordance with N.J.S.A 40A:11-12 of the Local Public Contracts Law, public bids are not required when the purchase of goods or services is made through the Morris County Cooperative Purchasing Program; and

WHEREAS, the Chatham Borough Engineer has completed project specifications for the milling and resurfacing of Post Office Plaza; and

WHEREAS, the Borough Engineer recommends that an award of the contract be made to Tilcon, Inc., Mt. Hope Road, Wharton, New Jersey, for the milling and resurfacing of Post Office Plaza, in the amount not to exceed \$100,000; and

WHEREAS, Tilcon, Inc. is a qualified vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the Director of Finance has provided a certification of availability of funds in the amount not to exceed \$100,000.00 from the Capital Improvement Fund Account #C-04-55-914-103 for improvements to Post Office Plaza.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it concurs with the recommendation of the Borough Engineer and hereby authorizes an award of contract be made to Tilcon, Inc. through the Morris County Cooperative Purchasing Program for the milling and resurfacing of Post Office Plaza, in the amount not to exceed \$100,000.00; and

BE IT FURTHER RESOLVED, that the Finance Director is hereby authorized and directed to approve and forward a Purchase Requisition to Tilcon, Inc. from the Capital Improvement Fund Account #C-04-55-914-103, in the amount not to exceed \$100,000.00.

OTHER

RESOLUTION #14-278

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TO FUND THE DE-SILTING AND DE-SNAGGING OF DEBRIS IN THE PASSAIC RIVER, GRANT IDENTIFIER EC-14-052

WHEREAS, the Borough of Chatham wishes to participate in a joint grant program with the Borough of Florham Park, Township of Long Hill, the Morris County Park Commission, the County of Union, City of Summit, Borough of New Providence, Township of Berkeley Heights, Township of Bernards, and the Township of Warren (the "Parties") to fund the clearing of debris and de-snagging of a 15.63 mile stretch of the Passaic River (the "Project") in their respective communities; and

WHEREAS, this project is deemed to be in the public interest and the parties desire to obtain a grant from the State of New Jersey Department of Environmental Protection (the "State") in the amount of \$300,000.00 to fund the Project; and

WHEREAS, the County of Union has agreed to act as the lead agency of the joint grant program on behalf of the Parties and will coordinate the grant submission and administration of the Project.

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it hereby authorizes the Mayor to make application for the Borough's participation in the joint grant program with the New Jersey Department of Environmental Protection to fund the de-silting and de-snagging of debris in the Passaic River, Grant Identifier EC-14-052; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute the grant agreement with the State in the amount of not less than \$1.00 and not more than \$300,000.00; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute any amendments thereto, which do not increase Chatham Borough's obligations.

RESOLUTION #14-279

RESOLUTION APPROVING THE HONEY BEE HABITAT EAGLE SCOUT PROJECT PROPOSED BY STEPHEN J. KAMIONEK III, LIFE SCOUT TROOP 8, TO BE CONSTRUCTED AND INSTALLED AT THE BEE GARDEN

WHEREAS, the Borough property at the east end (north side) of St. James Street is currently being used as a Bee Garden; and

WHEREAS, Stephen J. Kamionek III of Scout Troop 8 in Chatham has requested permission to construct a honey bee habitat for his Eagle Scout project at this location; and

WHEREAS, the honey bee habitat will include several 8" x 8" x 10" raised flower beds to be planted in the field adjacent to the Bee Garden and an informational kiosk will be mounted on the existing chain link fence at the entrance gate to the property; and

WHEREAS, JCP&L has an easement over the property and has consented to the use of the property for the Eagle Scout project, and has agreed that the project will not interfere with JCP&L easement maintenance operations, and that the proposed use is a beneficial use of the utility right-of-way; and

WHEREAS, the Borough Council recognizes that honey bees and pollination play a crucial role in our agricultural ecosystem and food supply.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby approve the Eagle Scout project proposed by Stephen J. Kamionek III of Scout Troop 8; and

BE IT FURTHER RESOLVED, that the Mayor and Council commend Mr. Kamionek for his efforts to take on a project that will benefit the agricultural ecosystem and the Chatham Borough community.

RESOLUTION #14-280

RESOLUTION ESTABLISHING NOVEMBER 15, 2014 AS AMERICA RECYCLES DAY IN THE BOROUGH OF CHATHAM

WHEREAS, the Borough of Chatham recognizes the importance of protecting and preserving our natural resources and adopting conscientious habits that will improve our daily lives and bring about a cleaner, safer, and more sustainable environment; and

WHEREAS, although there has been a significant increase in the amount of recycling in Chatham Borough to date, we must also continue to focus on other initiatives such as waste reduction, composting, the reuse of products and materials, and purchasing recycled products; and

WHEREAS, by encouraging businesses, state agencies, non-profit organizations, schools and individuals to celebrate AMERICA RECYCLES DAY, we can further promote recycling as an environmentally efficient and economically smart habit; and

WHEREAS, state and community leaders can help encourage recycling by informing citizens about local recycling options, they can also help foster greater awareness of the need to expand collections programs by promoting the benefits of recycling investments for businesses; and

WHEREAS, it is important that all Chatham Borough citizens become involved in recycling activities and learn more about the many recycled and recyclable products available to them as consumers; it is also fitting for Chatham Borough to celebrate America Recycles Day and take action by educating citizens about the recycling options available in our community; and

WHEREAS, AMERICA RECYCLES DAY is a nationally-recognized day dedicated to promoting and celebrating recycling in the United States of America.

BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham proclaim November 15, 2014 as AMERICAN RECYCLES DAY in the Borough of Chatham, Morris County, New Jersey, and do hereby encourage all citizens and businesses to promote environmental citizenship initiatives and encourage recycling activities in Chatham Borough.

RESOLUTION #14-281

**RESOLUTION AUTHORIZING VILLA MILAGRO VINEYARDS TO CONDUCT
RETAIL SALES AND PROVIDE SAMPLES OF ITS PRODUCTS
AT THE CHATHAM BOROUGH FARMERS' MARKET**

WHEREAS, Villa Milagro Vineyards wishes to conduct retail sales and provide free samples of its products at the Chatham Borough Farmers' Market on Saturdays in the months of August and September, 2014; and

WHEREAS, the New Jersey Beverage Control Act, N.J.S.A. 33:1-10(2)(a) and N.J.S.A. 33:1-10(2)(b), authorizes that licensees of a Farm Winery Licenses or Plenary Winery License may provide free samples of their products to the public, and sell those products, in original containers, for off-premises consumption, provided a valid permit is issued to the licensee from the Division of Alcoholic Beverage Control; and

WHEREAS, the Borough Clerk has verified that Villa Milagro Vineyards has been granted Special Wine Festival Permit #3402-21-995-002 from the New Jersey Division of Alcoholic Beverage Control authorizing them to display and sell products produced by its winery under the authority of its New Jersey Farm or Plenary Winery License, and to provide wine samples at the Chatham Borough Farmers' Market on the following dates and time:

Saturday, 09/13/2014, 8:00 AM to 1:00 PM;

Saturday, 09/20/2014, 8:00 AM to 1:00 PM.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby grant permission to Villa Milagro Vineyards to display and sell products produced by its winery and to provide free wine samples in accordance with state laws at the Chatham Borough Farmers' Market for the herein referenced dates and times.

RESOLUTION #14-282

**RESOLUTION AUTHORIZING THE BOROUGH OF CHATHAM'S SUPPORT AND
PARTICIPATION IN THE NEW JERSEY VOLUNTEER TUITION CREDIT PROGRAM
(P.L. 1998, c. 145)**

WHEREAS, the Mayor and Council of the Borough of Chatham in the County of Morris, deems it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the Borough of Chatham; and

WHEREAS, the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency medical volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham in the County of Morris that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c. 145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality; and

BE IT FURTHER RESOLVED, that the Borough Clerk is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145.

CONSENT AGENDA VOTE:

Mayor Harris asked Council Member Holman to proceed with the Resolution #14-273 through Resolution #14-282 listed on the Consent Agenda.

Council Member Holman moved to approve the Consent Agenda, seconded by Council Member Collander. A voice vote was taken and all Resolutions listed on the Consent Agenda were approved unanimously.

Mayor Harris asked Council President Victoria Fife to read Resolution #14-283 in full.

RESOLUTION #14-283

RESOLUTION TO ADJOURN INTO CLOSED SESSION

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it shall 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:

- | | |
|-----------------------------|--|
| Litigation: | 1. Tricare Update – Mr. Lott |
| Public Land Acquisition: | 1. Commerce Street Land Donation – Mr. Lott/Mr. DeNave |
| Disposition of Public Land: | 1. Street Vacation – Mr. Lott/Mr. DeNave |
| Contract: | 1. Joint Meeting Contract – Mr. Helfrich |
| Attorney Client Privilege: | 1. Historical Society Room – Mr. Lott |

And,

BE IT FURTHER RESOLVED, that 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. The Borough Council will not return to public session after this closed session.

Council President Fife moved to approve Resolution #14-283. Motion seconded by Council Member Helfrich. A voice vote was taken and Resolution #14-283 was approved unanimously.

The Mayor and Council adjourned into Closed Session.

ADJOURNMENT

Adjourn 8:55 p.m.

Respectfully Submitted:

Robin R. Kline

Robin R. Kline, MAS, RMC, CMR
BOROUGH OF CHATHAM
Municipal Clerk