

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

June 8, 2015 MINUTES

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, June 8, 2015 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 statement of adequate notice:

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 Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and The Alternative Press and filed with the Borough Clerk, all on January 2, 2015.

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

Mayor Bruce A. Harris proceeded with Resolution #15-206.

RESOLUTION #15-206

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:

May 26, 2015

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:

May 26, 2015

Council Member Victoria Fife moved to approve Resolution #15-206. The motion was seconded by Council Member James Collander. A voice vote was taken and Resolution #15-206 was approved unanimously.

DISCUSSION ITEMS

2015 Morris County Budget – Mayor Harris introduced Morris County Freeholder Director Kathy DeFillippo and Morris County Freeholder Douglas Cabana, who provided an overview of the 2015 Morris County Budget. Freeholder Director Kathy DeFillippo began the budget presentation by reporting that this is the third consecutive year the county has had no tax increase. The 2015 County Budget continues to maintain all county-provided services despite challenging economic times and continues to provide shared services for other county and local governments. She further reported that Morris County continues to explore additional shared service initiatives.

Freeholder Cabana reported the county's 2015 budget increased \$12 million over last year from \$317,327,448 to \$329,353,292, although there was no tax impact to county taxpayers. The largest budget increase of \$5.5 million was for health and human services and mental health needs for county residents. Health and human services comprise 23.66% of the total budget. He also reported that applications submitted under the federal Affordable Healthcare Act have required the county to hire additional staff to process the applications, but noted that the county would be reimbursed by the federal government, off-setting some of the additional personnel cost. Freeholder Cabana also remarked that additional officers were hired for the Sheriff's Office to provide enhanced Courthouse security measures. Budget increases were also made for debt service payments and anticipated salary adjustments related to the various county labor contracts.

Council Member James Lonergan inquired whether the county could help fund some of the mental health services Chatham Borough provides through the Project Community Pride program run by the Madison Area YMCA, which includes Chatham Borough, Florham Park, Madison and the Chatham School District. Freeholder Cabana responded that the Borough may wish to apply for a county grant next year to help off-set the cost of the program. Freeholder Director DeFillippo stated she was familiar with the Project Community Pride program and would bring the Borough's inquiry to the County Administrator's attention as well.

Although the county budget increased \$12 million over the previous year's budget, Freeholder Cabana reported that the county was able to achieve a zero tax increase by realizing a \$1.7 million savings in pension costs, consolidating IT functions and restructuring the county's financing approach. He also noted that the county decreased its workforce by 48 employees over the past 2-3 years.

Freeholder Cabana further reported that the Freeholders increased the 2015 Capital Budget from \$23.8 million to \$26.4 million in order to better maintain and improve county roads and bridges. On going investments will also be made to the Morris County Park Commission, County College of Morris, the Morris County School of Technology, and law and public safety needs.

Council Member James Lonergan questioned whether the county maintains an accounting of the value of services it provides to the Borough in comparison to the value of services provided to each of the other municipalities within the county. Freeholder Director DeFillippo responded that she would request from the County Administrator an accounting of services provided by Morris County to the Borough with respect to open space, roads, bridges, residents in the nursing home, county jail, County College and School of Technology, as well as other services that can be measured.

Mayor Bruce Harris thanked the county for providing many shared services, such as emergency dispatch and communication services, the Everbridge notification system, and GIS mapping services provided through the county's Planning Department. Each of these shared services has saved the Borough money. Mayor Harris also expressed an interest in pursuing trail planning and development services with the county in the future.

Lastly, Mayor Harris voiced concerns relating to traffic congestion along the Route 24 and Route 124 (Main Street) corridors and appealed to the Freeholders the Borough's interest in participating in the county's Park Avenue Corridor Regional Coalition Traffic Study Working Group so that the Borough's interests in regional traffic issues and potential solutions could be represented. Mayor Harris further asked the Freeholders for their support of new state traffic studies and to re-examine future development of the unfinished Triborough interchange along Route 24. Freeholder Director DeFillippo agreed that Chatham Borough should be included in the Park Avenue Corridor Regional Coalition Traffic Working Group and provided her support.

Council President Gerald Helfrich asked for further clarification of the county's position concerning the recent multi-million dollar solar project settlement and its impact to county taxpayers. Freeholder Cabana responded that the dispute is between the developer and contractor and a bankruptcy filing is involved. Of the 71 solar projects that were planned and bonded for throughout Morris, Sussex and Somerset Counties, only half of the projects have been built. Morris County desires to build and complete all of its proposed projects and has \$10 million in grants currently sitting idle and at risk of being lost if not used. Freeholder Cabana further reported that should the solar projects not be built, the county would be in the red another \$23 million. He also pointed out that revenues generated from the buy-back of the electricity generated by the solar projects would off-set the cost of paying down the bonds.

In closing the 2015 County Budget presentation, Freeholder Director DeFillippo provided a brief synopsis of the various public safety services provided by the county that are self-sustaining. In particular, she mentioned that the Juvenile Detention Center/Youth Shelter, Medical Examiners Office, and the County Wide Weights and Measures Services are all self-sustaining departments.

Council Member Alida Kass expressed her concern that the County Wide Weights and Measures generates substantially higher revenues in comparison to revenues generated by weights and measures services provide in other counties and questioned what oversight is provided by the County to ensure that the county is not knowingly engaging in a income-generating operation. Freeholder Cabana responded that all county weights and measures departments are in place to protect the consumer and each report directly to the state.

Mayor Harris and the Members of the Borough Council thanked Freeholder Director DeFillippo and Freeholder Cabana for their information budget presentation.

Affordable Housing Declaratory Judgment – Mr. James Lott reported that as a result of the March 2015 New Jersey Supreme Court Decision regarding COAH and the Fair Housing Act. The Borough has until July 8, 2015 to file a Declaratory Judgment action. Municipalities petitioning the Court through a Declaratory Judgment action would have five months in which to submit their housing element and affordable housing plan. Municipalities that do nothing would be at risk for being sued under the Builders' Remedy.

Mr. Lott further reported that he and other Borough officials have been working with the Borough's Planner, Susan Blickstein, and will be making recommendations on how the Borough can strategically build on its 2008 Plan in its Declaratory Judgment submission. He mentioned that one of the recommendations in the 2008 Plan was for the Borough to rezone five lots on Bowers Lane. Mr. Lott

reported that Borough officials had an opportunity to meet with both of the affected property owners to discuss the rezoning. Ordinance #2015-08, included on tonight's agenda, would provide for affordable housing on Bowers Lane zoning.

Mr. Lott also reported that the affordable housing set aside in the M District/Gateway Overlay would be increased from 10% up to 20%. Ordinance #2015-09, included on tonight's agenda, is scheduled for introduction. Mr. Lott noted that ordinances to amend the Bowers Lane rezoning and affordable housing set aside in the M District/Gateway Overlay would need to be adopted in advance of the Borough's Declaratory Judgment submission.

Council Member Victoria Fife inquired why the vacant land assessment that was completed in 2007 would need to be re-examined if there was no change in the amount of vacant land in the Borough. Mr. Lott responded that he would provide a response to Council Member Fife's question in closed session since it concerns the Borough's litigation strategy.

Mayor Bruce Harris inquired if Mr. Lott had a sense how many towns in Morris County would be filing a declaratory judgment action versus. Mr. Lott responded that, like Chatham Borough, a vast majority of municipalities in Morris and Essex Counties will be filing a Declaratory Judgment action in order to have the five month temporary stay in which to submit their housing element and affordable housing plan.

Solid Waste Contract – Mr. Falzarano reported that the Borough's solid waste contract will expire at the end of the year. Bid specifications have been drafted and circulated to the Mayor and Council for review and comment. He further reported that solid waste bids require a 60-day bid notice period. The Borough anticipates that the bid notice and advertisement will be issued on July 20th with a bid opening date scheduled for September 23rd. Mr. Falzarano reported that the Borough's current contract allows a 2-day per week collection for residential solid waste and the Borough is evaluating whether it can go to a 1-day per week collection schedule, which may save an estimated \$35-50 of the current \$177.00 residential cost. The bid specifications will include alternate bid proposals for 1-day per week residential collection, 2-day per week residential collection, as well as, potential changes to the weekly collection schedule for the 26 downtown residential garbage cans. Mr. Falzarano further confirmed that the bid specifications would also address alternate means for residents to purchase green bags, which may include ordering green bags direct from the solid waste contractor via phone or online.

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.

Fran Drew, 32 Inwood Road, thanked the Mayor and Council for their earlier discussion with the Morris County Freeholder Director SanFillippo and Freeholder Cabana concerning traffic congestion in the Borough. Mrs. Drew commented that she sent a letter to the Morris County Department of Planning and Engineering urging the county to work with the New Jersey Department of Transportation to finish the construction of the Triborough interchange on Route 24. Mrs. Drew further commented that the County's Transportation Director suggested that the Borough pass a resolution urging the county and state to re-examine the Triborough interchange to relieve traffic congestion. She urged the Mayor and

Council to pass such a resolution.

Council President Gerald Helfrich responded that only addressing the Triborough interchange would not adequately address the traffic congestion and that a comprehensive regional approach must be examined that proposes a variety of traffic solutions.

Bill Heap, Hillside Avenue, announced that the Chatham Jaycee's Fishawack 1-mile Fun Run and 4-mile Race is scheduled for Saturday, June 13th, starting at 9:00 a.m. He thanked the Borough for its support in helping to close local roads and the Railroad Plaza South parking lot for the event. Secondly, Mr. Heap announced that the Chatham Jaycee's Awards Dinner will be held on Wednesday, June 10th at 7:00 p.m. at Charlie Brown's Restaurant and will be honoring former Fire Department Chief Peter Glogolich. Everyone is invited to attend. Proceeds from the event are donated to various community organizations.

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 had nothing new to report on the Budget and Finance Committee; however, he reported that the Communications and Technology Advisory Committee is proposing to publish a quarterly electronic newsletter. The committee would like to be able to use the AlertChathamBorough subscriber email list to send out the initial Borough newsletter. The newsletter would use Constant Contact, which has an opt-out feature for subscribers not interested in receiving future newsletters. The second option would be to use a one time "push" to all AlertChathamBorough subscribers. Those subscribers choosing to opt-in would receive future newsletters.

Council Member Lonergan inquired whether the AlertChathamBorough platform could accommodate the addition of another category for the quarterly newsletter that subscribers could opt-in. Mr. Williams responded that the system could not be altered to add another alert category.

Upon discussion, Mayor Harris called for a straw poll to determine whether the Council was in favor of using the AlertChathamBorough subscriber email list to send out the initial Borough newsletter with an opt-out option for subscribers not interested in receiving future quarterly newsletters. The straw poll resulted in three Council Members in favor and three Council Members against the use of the AlertChathamBorough subscriber email list.

Mr. Steve Williams informed the Mayor and Council that the AlertChathamBorough system has a "Miscellaneous" category, which a couple hundred subscribers have opted-in and suggested that the Borough newsletter could use the "Miscellaneous" email list of subscribers. The Mayor and Council were in agreement and provided their consent.

Mayor Harris noted that Borough official have identified that there is a challenge getting Borough information out to the public, which is why the Communications and Technology Committee was created. He confirmed and stressed that only those subscribers who signed up for "Miscellaneous" alerts in the AlertChathamBorough system would be used for the Borough's quarterly newsletter.

Lastly, Council Member Lonergan informed the Mayor and Council that the Communications and Technology Committee recommends the reactivation of the Borough's Twitter account, which is growing in popularity as an information sharing source. Twitter feeds also send readers to the Borough's website for more information. The Mayor and Council agreed to reactive the Borough's Twitter account.

Long Range Traffic & Pedestrian Safety Planning - Council Member James J. Collander reported the committee will be meeting Wednesday and had nothing new to report at tonight's meeting.

Public Safety & Emergency Services - Council Member James J. Collander reported the committee will be meeting Thursday and had nothing new to report at tonight's meeting.

Personnel - Council Member Victoria Fife reported the Borough has begun collective bargaining negotiations with the PBA and DPW public unions. She also reminded everyone that the Borough's Tricentennial Celebration will take place on June 13th, 10:00 a.m. until 3:00 p.m. at Railroad Plaza South and invited all residents to join in the celebration.

Public Works Planning - Council Member John Holman had nothing new to report at tonight's meeting.

Shared Services & 3rd Party Agreements - Council President Gerald Helfrich had nothing new to report at tonight's meeting. He reported that the committee continues to examine shared service opportunities that may generate further cost-savings for the Borough.

MAYOR'S REPORT

Mayor Bruce A. Harris announced that he will be presenting the 2015 Volunteer Recognition Awards and Commendations at the Fishawack Festival, June 13th at 12 o'clock noon at the gazebo. Mayor Harris then reported that he attended the dedication of the 136-acre Giralda Farms Preserve, which is now open for public use. He also reported that the Voorhees Transportation Center published its report on bicycling investment in New Jersey, which ranked Chatham Borough #2 in the state for its investment in Safe Routes to Schools. The New Jersey League of Municipalities magazine recognized the Borough's Mayors' Wellness Committee for its efforts over the years.

Lastly, Mayor Harris gave a special thank you to the Chatham Emergency Squad volunteers for arranging emergent ambulance transportation for a young Borough resident who underwent a pediatric lung transplant at Children's Hospital in Philadelphia. Initially, medical transportation to Philadelphia was arranged via the Northstar helicopter; however, weather conditions prevented the air flight, creating the need for ground transport. Chatham Borough Police Department and New Jersey State Troopers provided support as well.

ADMINISTRATOR'S REPORT

Mr. Robert Falzarano reported that the striping of the Division Avenue lot will be performed this week. He said the lot was paved using the City of Summit's paving equipment and crew as part of a shared service with the Borough. As a result, the Borough only needed to pay for materials, creating a cost-savings to taxpayers. Lastly, Mr. Falzarano reported that the Department of Public Works has been busy completing several landscaping improvements in the downtown and municipal facilities, especially in anticipation of the annual Fishawack Festival.

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 #15-207 through Resolution #15-216 have been placed on the Consent Agenda.

**RESOLUTION[S] REMOVED FROM THE CONSENT AGENDA
FOR DISCUSSION AND VOTE**

None.

CONTRACTS

RESOLUTION #15-207

**RESOLUTION AMENDING THE CONTRACT FOR PROFESSIONAL PLANNING
SERVICES WITH SUSAN G. BLICKSTEIN AICP/PP, PHD AND ELIZABETH C.
MCKENZIE, AICP/PP**

WHEREAS, by Resolution #15-179 adopted by the Borough Council on April 27, 2015, a contract was awarded to Susan G. Blickstein AICP/PP, PhD and Elizabeth C. McKenzie, AICP/PP for professional planning services to update the Borough's housing element and fair share plan relating to the Borough's affordable housing obligations and to assist in filing a declaratory judgment action seeking approval of same in accordance with New Jersey Supreme Court's recent decision in *In re Adoption of N.J.A.C. 5:96 & 5.97*, (M-392-14) (067126) (March 10 2015); and

WHEREAS, this contract is exempt from public bidding as a professional service in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Borough wishes to amend the contract to amend the maximum contract amount not to exceed \$12,000.00; and

WHEREAS, the Chief Financial Officer has confirmed that sufficient funds are available in Current Fund Account #5-01-20-100-300 for the award of this contract.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham they hereby amend the contract with Susan G. Blickstein AICP/PP, PhD and Elizabeth C. McKenzie, AICP/PP for a contract amount not to exceed \$12,000.00 for professional planning services in accordance with the terms and conditions and as set forth in Susan G. Blickstein AICP/PP, PhD and Elizabeth C. McKenzie, AICP/PP's proposal submitted and accepted for this work.

RESOLUTION #15-208

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE INSTALLATION
OF TWO CROSSWALKS ON ROUTE 124 ADJACENT TO COLEMAN AVENUE TO
STATEWIDE LINE STRIPING IN THE AMOUNT NOT TO EXCEED \$12,500.00**

WHEREAS, the Borough of Chatham desires to have "Endurablend" crosswalks installed at two locations along New Jersey State Highway Route 124 adjacent to Coleman Avenue; and

WHEREAS, Statewide Line Striping, Inc. installed "Endurablend" crosswalks at five other locations along New Jersey State Highway 124 for the New Jersey Department of Transportation within the municipal limits of the Borough of Chatham; and

WHEREAS, the Borough Engineer has confirmed that Statewide Line Striping, Inc. is the only authorized installer in the State of New Jersey for the "Endurablend" product and is both qualified and responsible for the type of work to be performed; and

WHEREAS, the Borough of Chatham has entered into a Jurisdictional Agreement with the New Jersey Department of Transportation for the installation and long term maintenance of the crosswalks; and

WHEREAS, the maximum contract amount shall not exceed \$12,500.00; and

WHEREAS, the Chief Financial Officer has confirmed that sufficient funds are available in General Capital Fund Accounts #C-04-55-913-005 & C-04-55-914-101 for the award of this contract.

BE IT RESOLVED, by the Council of the Borough of Chatham that they hereby authorize the award of a contract for the installation of two “Endurablend” crosswalks along New Jersey State Highway Route 124 adjacent to Coleman Avenue to Statewide Line Striping, Inc. of Parsippany, New Jersey, in the amount not to exceed \$12,500.00; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute a contract with Statewide Line Striping, Inc for the installation of two “Endurablend” crosswalks along New Jersey State Highway Route 124 adjacent to Coleman Avenue; and

BE IT FURTHER RESOLVED, that all Borough officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

FINANCE

RESOLUTION #15-209

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 Chief Financial Officer.

RESOLUTION #15-210

RESOLUTION INSERTING AN ITEM OF REVENUE IN THE ADOPTED 2015 MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item or appropriation for an equal amount.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the Borough of Chatham hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the adopted 2015 Municipal Budget in the sum of \$16,816.27, which item is now available as a revenue from a grant received from the State of New Jersey pursuant to the provisions of the herein referenced statute; and

BE IT FURTHER RESOLVED that the sum of \$16,816.27, be made and the same is hereby appropriated under the caption of: CLEAN COMMUNITITES - 2015, Account # G-01-41-770-201;; and

BE IT FURTHER RESOLVED that the insertion of the item of revenue is the result of monies being provided to the municipality pursuant to N.J.S.A. 40A:4-87; and

BE IT FURTHER RESOLVED that two certified copies of this resolution shall be forwarded to the Office of the Director of Local Government Services as required by law.

RESOLUTION #15-211

RESOLUTION AUTHORIZING REFUND FOR PROPERTY TAX OVERPAYMENT

WHEREAS, the Tax Collector for the Borough of Chatham has advised that a duplicate payment was made by the property owner and the mortgage lender resulting in an overpayment of property taxes; and

WHEREAS, the Tax Collector has further advised a refund for the duplicate property tax overpayment is to be made as follows:

BLK/LOT	OWNERS & PROPERTY ADDRESS	AMOUNT	YEAR/QTR
99 / 4	Jafarzadeh, Kathryn 281 Hillside Avenue	\$1,841.41	2015/2Qtr.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to process a refund for the duplicate overpayment of property taxes as herein referenced.

RESOLUTION #15-212

RESOLUTION REFUNDING REDEMPTION OF TAX SALE CERTIFICATE #2013-1

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

BLOCK/LOT	OWNERS/PROPERTY LOCATION	AMOUNT	YEAR
45 / 8	Previous owner was Mulgay 160 N. Passaic Avenue	\$11,472.75	2013

The refund made payable to the lienholder, which includes the \$5,300.00 premium paid, plus the lien in the amount of \$6,172.75, for a total of \$11,472.75 due the lienholder.

Please make check payable & mail to:
US Bank Cust BV001 Trst & Crdtrs
50 South 16th Street, Suite 2050
Philadelphia, PA 19102-2513

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 #2013-1 as herein referenced.

BOARDS AND COMMISSIONS

RESOLUTION #15-213

RESOLUTION IN SUPPORT OF LEGISLATION CLARIFYING EXEMPTIONS FROM MANDATORY IMMUNIZATIONS FOR STUDENTS

WHEREAS, the Borough of Chatham and the Borough of Madison, in consultation with their respective Boards of Health, have authorized and approved a shared service agreement pursuant to N.J.S.A. 40A:645-5 of the Uniform Shared Services and Consolidation Act, wherein the Borough of Madison provides the Borough of Chatham with health services of a technical and professional nature; and

WHEREAS, the Madison Health Department carries out activities that promote health, prevent disease, and protect the health of the community's population; and

WHEREAS, the Borough of Chatham supports the actions of the Madison Health Department and of the Chatham Borough Board of Health in protecting its citizens from disease and illness; and

WHEREAS, on March 9, 2015 the Senate Health, Human Services and Senior Citizens Committee released from Committee Senate Bill No. 1147 clarifying statutory exemptions from mandatory immunizations for students for consideration by the full Senate; and

WHEREAS, subsequently on March 16, 2015, the Assembly Health and Senior Services Committee released companion Assembly Bill No. 1931 from Committee for consideration by the full Assembly; and

WHEREAS, these identical companion bills would impose more rigorous requirements in order for parents to claim a religious exemption from mandatory vaccinations for school children; and

WHEREAS, studies have demonstrated that the religious exemption is generally claimed either as a pretext by parents philosophically opposed to vaccine or simply as a convenience to avoid the necessity of arranging doctor appointments for administration of the vaccines; and

WHEREAS, The Star-Ledger newspaper reported that religious exemptions were claimed for nearly 9,000 students in the 2013-2014 academic year, compared with 1641 student in 2005-2006; and

WHEREAS, the scientific evidence that vaccines are safe is overwhelming; and

WHEREAS, the proposed legislation does not preclude an exemption when vaccination would conflict with bona fide religious tenets or practices; and

WHEREAS, the decrease in vaccination rates poses a serious risk to public health; and

WHEREAS, outbreaks of vaccine preventable diseases, such as measles, pertussis, and mumps, are on the increase; and

WHEREAS, there is concern that vaccination rates have fallen below the recommended number to provide herd immunity to protect those who cannot be vaccinated.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Borough hereby supports the proposed legislation and urges the New Jersey Legislature to pass Senate Bill No. 1147 and Assembly Bill No. 1931 and urges Governor Christie to sign the bill into law promptly; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Governor Chris Christie, the President of the New Jersey State Senate, Stephen Sweeney, the Speaker of the New Jersey General Assembly, Vincent Prieto, Chatham Borough's Legislative Representatives for the 21st Legislative District, Senator Thomas H. Kean, Jr., Assemblyman Jon Bramnick, and Assemblywomen Nancy Munoz, and the Commissioner of the New Jersey Department of Health.

RECREATION

RESOLUTION #15-214

RESOLUTION APPOINTING A SUBSTITUTE POOL STAFF MEMBER FOR THE 2015 SUMMER SEASON

WHEREAS, the Chatham Borough Recreation Program has a need to hire substitute pool staff for the 2015 summer season; and

WHEREAS, the Department of Community Services recommends the hiring of the following individual pending completion of all paperwork requirements prior to any employment:

Pool Staff	Salary	Position
Cheng, Jonathan	\$8.38	Substitute

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it hereby appoints the herein referenced individual as substitute pool staff for the 2015 summer season at the respective position and rate of pay, pending completion of all paperwork requirements prior to employment; and

BE IT FURTHER RESOLVED, that all other Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

OTHER

RESOLUTION #15-215

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; 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 holders of a Farm Winery Licenses or Plenary Winery License to 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 received from the New Jersey Division of Alcoholic Beverage Control a Special Wine Festival Permit authorizing them to display and sell products produced by its winery under the authority of its New Jersey Farm Winery License or Plenary Winery License and to provide wine samples at the Chatham Borough Farmers' Market on the following dates and time in the month of June:

Saturday, 06/20/2015, 8:00 AM to 1:00 PM

Saturday, 06/27/2015, 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 at the Chatham Borough Farmers' Market on the referenced dates and times in accordance with state laws.

BE IT FURTHER RESOLVED, all other Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

RESOLUTION #15-216

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO CLOSE CERTAIN DESIGNATED PARKING LOTS AND TO CONTROL AND TO REGULATE TRAFFIC CONDITIONS CONSEQUENT THERETO FOR THE 2015 CHATHAM FISHAWACK FESTIVAL

WHEREAS, the 2015 Chatham Fishawack Festival ("Festival") is scheduled to be held on June 13, 2015; 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 and roads be closed

in order to facilitate public activity created by the Festival and to control and to regulate traffic conditions consequent thereto.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the Chief of Police to close the following parking lots on June 13, 2015 from 8:00 a.m. to 6:00 p.m to facilitate the public activity created by the Festival:

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

And,

BE IT FURTHER RESOLVED, that the Chief of Police is hereby authorized to close roads and establish appropriate detour routes; and

BE IT FURTHER RESOLVED, that the Chief of Police is hereby authorized to undertake such traffic measures to control and to regulate traffic conditions created consequent to the closure of the herein referenced parking lots and roads; and

BE IT FURTHER RESOLVED, all other Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

CONSENT AGENDA VOTE:

Council President Gerald Helfrich moved to approve Resolutions #15-207 through #15-216 listed on the Consent Agenda. The motion was seconded by Council Member John Holman. A voice vote was taken and Resolution #15-207 through Resolution #15-216 listed on the Consent Agenda were approved unanimously.

ADD-ON RESOLUTIONS

None.

ORDINANCES FOR FIRST READING

Mayor Harris asked Council Member Victoria Fife to introduce Ordinance #15-07.

Council Member Victoria Fife introduced Ordinance #15-07 by title as follows:

ORDINANCE #15-07

AN ORDINANCE AMENDING CHAPTER 165 OF THE LAND DEVELOPMENT REGULATIONS OF THE BOROUGH CODE TO CLARIFY THE CONDITIONAL USES IN THE M-1 DISTRICT

Mr. Lott explained the purpose of the Ordinance a housekeeping issue.

Council Member Victoria Fife read:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on June 8, 2015.

BE IT RESOLVED, that at the Council meeting to be held on June 22, 2015 at 7:30 p.m. prevailing time, at the Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

BE IT FURTHER RESOLVED that the Clerk is hereby requested to publish the proper notice

thereof, including this Ordinance, post the Ordinance on the bulletin board in the Municipal Building and make copies available to members of the general public. And I do so move.

The motion was seconded by Council Member Alida Kass.

Mayor Harris asked the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander			X			
Lonergan			X			
Holman			X			
Fife	X		X			
Helfrich			X			
Kass		X	X			

Mayor Bruce Harris stated Ordinance #15-07 passed on introduction.

Mayor Harris asked Council Member Victoria Fife to introduce Ordinance #15-08.

Council Member Victoria Fife introduced Ordinance #15-08 by title as follows:

ORDINANCE #15-08

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 165 OF THE
BOROUGH CODE TO CREATE A NEW AFD-4 AFFORDABLE HOUSING DISTRICT
(Block 122, Lots 13, 14, 15, 16 and 17) Bowers Lane**

Council Member Victoria Fife explained the purpose of the Ordinance and moved for introduction on First Reading.

Council Member Victoria Fife read:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on June 8, 2015.

BE IT RESOLVED, that at the Council meeting to be held on June 22, 2015 at 7:30 p.m. prevailing time, at the Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

BE IT FURTHER RESOLVED that the Clerk is hereby requested to publish the proper notice thereof, including this Ordinance, post the Ordinance on the bulletin board in the Municipal Building and make copies available to members of the general public. And I do so move.

The motion was seconded by Council Member James Lonergan.

Mayor Harris asked the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander			X			
Lonergan		X	X			
Holman			X			

Fife	X		X			
Helfrich			X			
Kass			X			

Mayor Bruce Harris stated Ordinance #15-08 passed on introduction.

Mayor Harris asked Council Member Victoria Fife to introduce Ordinance #15-09.

Council Member Victoria Fife introduced Ordinance #15-09 by title as follows:

ORDINANCE #15-09

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 165 OF THE
LAND DEVELOPMENT REGULATIONS OF THE BOROUGH CODE
RELATED TO THE M-1, -2 and -3 DISTRICTS TO INCREASE THE REQUIRED
AFFORDABLE HOUSING SET ASIDE**

Council Member Victoria Fife explained the purpose of the Ordinance and moved for introduction on First Reading.

Council Member Victoria Fife read:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on June 8, 2015.

BE IT RESOLVED, that at the Council meeting to be held on June 22, 2015 at 7:30 p.m. prevailing time, at the Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

BE IT FURTHER RESOLVED that the Clerk is hereby requested to publish the proper notice thereof, including this Ordinance, post the Ordinance on the bulletin board in the Municipal Building and make copies available to members of the general public. And I do so move.

The motion was seconded by Council Member James Lonergan.

Mayor Harris asked the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander			X			
Lonergan		X	X			
Holman			X			
Fife	X		X			
Helfrich			X			
Kass			X			

Mayor Bruce Harris stated Ordinance #15-09 passed on introduction.

Mayor Bruce Harris asked Council President Gerald Helfrich to proceed with Resolution #15-217.

Council President Gerald Helfrich read Resolution #15-217 in full:

RESOLUTION #15-217

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:

- | | |
|----------------------------|--|
| Contract Matters: | 1. PBA and DPW Contracts – Mr Falzarano
2. Solid Waste Bid Specifications – Mr. Lott
3. 2016-2020 Board of Health Contract – Mr. Falzarano |
| Attorney-Client Privilege: | 1. North Hillside Avenue, Vacant Borough Property – Mr. Lott |

BE IT FURTHER RESOLVED, 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 Gerald Helfrich made a motion to approve Resolution #15-217. The motion was seconded by Council Member Victoria Fife. A voice vote was taken and Resolution #15-217 was approved unanimously.

The Mayor and Council adjourned into Closed Session.

ADJOURNMENT

Meeting adjourned 9:17 p.m.

Respectfully Submitted:

Robin R. Kline

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