

**AGENDA**  
**May 11, 2015**

**Regular Meeting**  
**Mayor and Borough Council**

**Borough of Chatham**  
**54 Fairmount Avenue**  
**Chatham, NJ 07928**

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**CALL MEETING**      The meeting will be called to order at 7:30 p.m.  
**TO ORDER**

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**SALUTE TO FLAG**

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**MOMENT OF SILENCE**

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**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.

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**ROLL CALL**

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, Preciding  
Council Member Alida Kass  
Robert J. Falzarano, Borough Administrator  
James L. Lott, Jr., Borough Attorney  
Robin R. Kline, Borough Clerk

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**PROCLAMATION**

**PARENTS WHO HOST, LOSE THE MOST: DON'T BE A PARTY TO TEENAGE DRINKING CAMPAIGN**

**WHEREAS**, adults who provide alcohol to those below the legal drinking age of 21 are placing those youth at risk for health, safety and legal problems; and

**WHEREAS**, alcohol use by young people is dangerous, not only because of the risks associated with acute impairment, but also because of the threat to their long-term development and well-being; and

**WHEREAS**, it is illegal to give or allow your teen's friends to drink alcohol in your home, even with their parents' permission; and

**WHEREAS**, anyone found guilty of providing alcohol to youth can face up to a \$1,000 fine and six months in jail, in addition to any civil action that can be brought as a result of damages or injury related to the offense; and

**WHEREAS**, adults have the authority and responsibility to our youth to provide them with alternative opportunities by creating alcohol free activities; and

**WHEREAS**, Drug-Free Action Alliance, through the “Parents Who Host, Lose The Most: Don’t be a Party to Teenage Drinking” campaign provides the educational materials to raise community awareness regarding this illegal and unhealthy practice; and

**WHEREAS**, the Borough of Chatham encourages residents to refuse to provide alcoholic beverages to underage youth and to take the necessary steps to discourage the illegal and unhealthy practice, including the reporting of underage drinking by calling their local police.

**BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Chatham, State of New Jersey that they hereby proclaim the month of June 2015 to be “PARENTS WHO HOST, LOSE THE MOST: DON’T BE A PARTY TO TEENAGE DRINKING” Month in the Borough of Chatham; and

**BE IT FURTHER RESOLVED**, that the Borough of Chatham not only discourages the use of alcohol by those below the legal age of consumption, but also urges all Borough citizens to refuse to provide alcoholic beverages to underage youth, and to continue to take the necessary steps to discourage this illegal and unhealthy activity.

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## **RESOLUTION #15-180**

### **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:

April 27, 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:

April 27, 2015

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## **DISCUSSION ITEMS**

1. St. Patrick’s 5K Run – Mr. Jim Connelly
2. Tricentennial Celebration Beer Garden Catering Permit Application – Mr. Tony Britt

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## **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.

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## **Council Committees**

<b>Budget and Finance</b>	Council Member James Lonergan
<b>Long Range Traffic &amp; Pedestrian Safety Planning</b>	Council Member James J. Collander
<b>Public Safety &amp; Emergency Services</b>	Council Member James J. Collander
<b>Personnel</b>	Council Member Victoria Fife
<b>Public Works Planning</b>	Council Member John Holman
<b>Shared Services &amp; 3<sup>rd</sup> Party Agreements</b>	Council President Gerald Helfrich

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## **MAYOR'S REPORT**

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## **ADMINISTRATOR'S REPORT**

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## **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 #15-181 through Resolution #15-187 have been placed on the Consent Agenda.

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

### **RESOLUTION #15-**

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## **CONTRACT**

### **RESOLUTION #15-181**

### **RESOLUTION AUTHORIZING AWARD OF THE 2015 ROAD RESURFACING CONTRACT TO TILCON, INC. THOROUGH THE MORRIS COUNTY COOPERATIVE PURCHASING PROGRAM IN THE AMOUNT NOT TO EXCEED \$140,000**

**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 Engineering Department has scheduled milling and resurfacing of the following roadways as part of the Borough's 2015 Road Resurfacing Program:

Center Avenue (Milton Avenue to Yale Street)  
Vincent Street  
Raymond Street  
Overlook Road  
Fairview Avenue (Washington Avenue to Fairmount Avenue)  
Department of Public Works driveway

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 2015 Road Resurfacing Program, in the amount not to exceed \$140,000; and

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

**WHEREAS**, the Chief Financial Officer has provided a certification of availability of funds in the amount not to exceed \$140,000.00 from General Capital & Current Funds for the 2015 Road Resurfacing Program from the following Account numbers:

4-01-44-901-903	\$ 7,356.04
C-04-55-909-104	\$ 5,624.14
C-04-55-910-104	\$ 126.31
C-04-55-912-200	\$ 13,990.43
C-04-55-913-002	\$ 8,236.52
C-04-55-914-105	\$ 4,666.56
C-04-55-915-002	<u>\$100,000.00</u>
Total:	<u>\$140,000.00</u>

**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. in the amount not to exceed \$140,000.00 in accordance with the specifications upon which bids were received and accepted by the Morris County Cooperative Purchasing Program; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer is hereby authorized and directed to approve and forward a Purchase Requisition to Tilcon, Inc. in the amount not to exceed \$140,000.00 General Capital Fund the 2015 Road Resurfacing Program.

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## **FINANCE**

### **RESOLUTION #15-182**

#### **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 #15-183**

#### **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 seller's mortgage lender and purchaser's mortgage lender at the date of closing 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
13/35	Kelly & Dickerson 40 Inwood Road	\$2,578.98	2015/1Qtr.

Make check payable & mail to:  
Corelogic  
Attn. Refund Department- BAC/Corelogic  
1 Corelogic Drive  
Westlake, TX 76262

**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.

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## **PERSONNEL**

### **RESOLUTION #15-184**

#### **RESOLUTION ACCEPTING THE RETIREMENT OF SCHOOL CROSSING GUARD MELON GRIMM**

**WHEREAS**, by e-mail correspondence dated April 28, 2015, School Crossing Guard Melon Grimm has advised Police Chief Philip J. Crosson, Jr. that she is retiring from the Chatham Borough Police Department, effective May 1, 2015; and

**WHEREAS**, Melon Grimm was appointed as a Crossing Guard on September 22, 1988 and became a Police Telecommunicator (Dispatcher) on July 10, 2006. She returned to her position as a Crossing again on January 16, 2010. During her 27 years of dedicated service to the Borough, Melon Grimm answered the call for any need requested of her by the Chatham Borough Police Department and community; and

**WHEREAS**, Melon Grimm demonstrated a care and concern for the children of Chatham, watching over them in all weather conditions to make sure that they were safe while walking to and from school; and

**WHEREAS**, Borough staff and the children of Chatham will miss her dedicated service.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that School Crossing Guard Melon Grimm's retirement is hereby accepted with an effective date of May 1, 2015; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council thank Melon Grimm for her 27 years of dedicated service to the Borough and wish her well in all her future endeavors.

### **RESOLUTION #15-185**

#### **RESOLUTION APPOINTING SUMMER POOL STAFF AND SUBSTITUTES FOR THE 2015 SUMMER SEASON**

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

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

<b>Summer Pool Staff/Subs</b>	<b>Salary</b>	<b>Position</b>
First, Nicole	\$8.50	Staff
LeMon, Graham	\$8.50	Staff
LeMon, Meghan	\$8.50	Staff
LeMon, Meghan	\$9.00	Head Guard
Mascolo Rachel	\$8.50	Staff
Cappucci Joseph	\$8.50	Staff
McKenna, Julianna	\$8.50	Staff
Britt, Eric	\$8.50	Staff
LeMon, Tristen	\$8.75	Staff
Mascolo, Amanda	\$8.75	Staff
Mascolo, Amanda	\$9.25	Head Guard
Boehmer Taylor	\$9.25	Staff
Boehmer Taylor	\$9.75	Head Guard
Boehmer Taylor	\$10.25	Asst. Mgr
McMahon Kara	\$9.25	Staff
McMahon Kara	\$9.75	Head Guard
Helfrich, Andrew	\$12.00	Asst. Mgr
Nauta, Amy	\$20.75	Manager
Basile, Gunner	\$8.38	Sub
Brzozowski, Alex	\$8.38	Sub
Byrd, Jack	\$8.38	Sub
DeBoer, Abby	\$8.38	Sub
Graham, Brian	\$8.38	Sub
Heimrich, Alyssa	\$8.38	Sub
Mahon, Kathleen	\$8.38	Sub
Mahon, Stephanie	\$8.38	Sub
Malanga, Grace	\$8.38	Sub
Nauta, Janet	\$8.38	Sub
Plunkett, Julia	\$8.38	Sub
Rohe, Tim	\$8.38	Sub
Schaeffer, Laura	\$12.00	Sub - Asst Mgr

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby appoints the herein referenced individuals as summer pool staff, and 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.

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## **OTHER**

### **RESOLUTION #15-186**

### **RESOLUTION SUPPORTING FEDERAL LAW TO ENSURE THAT ALL VFW AND AMERICAN LEGION POSTS ARE ELIGIBLE FOR COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC FACILITIES AND IMPROVEMENTS FUNDING**

**WHEREAS**, the Veterans of Foreign Wars (VFW) and the American Legion, through local posts, provide a host of invaluable services to veterans in New Jersey and all across the United States, including benefits assistance, career services, financial assistance, homeless outreach, and comforting and support services; and

**WHEREAS**, VFW and American Legion posts also provide several important services for local communities, including various youth, educational, and patriotic programs, as well as scholarships; and

**WHEREAS**, VFW and American Legion posts have also served as warming and charging stations for the public during emergencies such as Superstorm Sandy and Hurricane Irene, and have provided shelter to people in need; and

**WHEREAS**, notwithstanding the critical services provided by VFW and American Legion posts to veterans and the public, some posts may be deemed ineligible for federal Community Development Block Grant (CDBG) funding for public facilities and improvements under current federal Housing and Urban Development regulations; and

**WHEREAS**, Assemblyman Anthony M. Bucco has submitted letters to New Jersey's congressional delegation calling for changes to federal law to ensure that all VFW and American Legion posts are eligible for CDBG public facilities and improvements funding, which the Mayor and Council of the Borough of Chatham support; and

**WHEREAS**, given the extraordinary contributions of our veterans, both during and after their military service, it is altogether fitting and proper for the Mayor and Council of the Borough of Chatham to memorialize their congressional representatives to seek changes to federal law to ensure that all VFW and American Legion posts are eligible for CDBG public facilities and improvements funding.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby support the efforts of Assemblyman Anthony M. Bucco and respectfully request that the Congress of the United States revise federal law to ensure that all VFW and American Legion posts are eligible for CDBG public facilities and improvements funding; and

**BE IT FURTHER RESOLVED**, that copies of this Resolution be forwarded to each member of the Congress of the United States elected thereto from the State of New Jersey.

## **RESOLUTION #15-187**

### **RESOLUTION APPROVING CATERING PERMIT TO DISPENSE ALCOHOLIC BEVERAGES AT THE TRICENTENNIAL CELEBRATION SCHEDULED FOR JUNE 13, 2015**

**WHEREAS**, Chatham Borough will be celebrating its tricentennial on June 13, 2015; and

**WHEREAS**, the Tricentennial Committee desires to submit an Application for a Catering Permit to the Division of Alcoholic Beverage Control to dispense and serve alcoholic beverages for consumption at the Tricentennial Celebration scheduled for June 13, 2015 pursuant to N.J.S.A. 33:1-74; and

**WHEREAS**, the Tricentennial Committee has submitted a completed *Reservation of Borough Facilities Application* for use of Railroad Plaza South this purpose.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham hereby grant permission to the Tricentennial Committee to dispense and serve alcoholic beverages for consumption at the June 13, 2015 Tricentennial Celebration contingent upon (i) approval of a Catering Permit issued by the Division of Alcoholic Beverage Control Commission, and (ii) issuance of a Reservation of Borough Facilities Permit approved by the Borough Administrator; 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.

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**CONSENT AGENDA VOTE:**

Mayor Harris asks Council Member \_\_\_\_\_ to proceed with the Resolutions listed on the Consent agenda. Resolutions #15-181 through #15-187.

Council Member \_\_\_\_\_: I would like to make a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Council.

Seconded by Council Member:\_\_\_\_\_.

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**ADD-ON RESOLUTIONS**

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**RESOLUTION #15-188**

**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:

Attorney-Client Privilege:      1. Affordable Housing Declaratory Judgment – 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.

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**ADJOURNMENT**