

AGENDA
October 26, 2015

Regular Meeting
Mayor and Borough Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

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

SALUTE TO FLAG

MOMENT OF SILENCE

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 Borough Hall, 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

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 L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

PROCLAMATIONS

PROCLAIMING NOVEMBER 13, 2015 AS “WORLD PANCREATIC CANCER DAY”
IN THE BOROUGH OF CHATHAM

WHEREAS, in 2015, an estimated 48,960 people will be diagnosed with pancreatic cancer in the United States and 40,560 will die from the disease; and

WHEREAS, pancreatic cancer is one of the deadliest cancers, is currently the fourth leading cause of cancer death in the United States and is projected to become the second by 2020; and

WHEREAS, pancreatic cancer is the only major cancer with a five-year relative survival rate in the single digits at just seven percent; and

WHEREAS, when symptoms of pancreatic cancer present themselves, it is generally late stage, and 73 percent of pancreatic cancer patients die within the first year of their diagnosis while 93 percent of pancreatic cancer patients die within the first five years; and

WHEREAS, approximately 1560 deaths will occur in New Jersey in 2015; and

WHEREAS, pancreatic cancer is the 7th most common cause of cancer-related death in men and women across the world; and

WHEREAS, there will be an estimated 367,000 new pancreatic cancer cases diagnosed globally in 2015; and

WHEREAS, the good health and well-being of the residents of Chatham Borough are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments.

BE IT RESOLVED, I, Bruce A. Harris, Mayor of Chatham Borough, together with the Council of the Borough of Chatham, designate November 13 as “World Pancreatic Cancer Day” in the Borough of Chatham and urge all citizens of Chatham Borough to become more aware about pancreatic cancer and its early detection, causes, and effective treatments.

**PROCLAIMING NOVEMBER 15, 2015 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, 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, 2015 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 #15-322

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:

October 13, 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:

October 13, 2015

DISCUSSION ITEMS

1. Historical Markers – Ms. Susan Allan
2. Memorial Plaque – Council Member John Holman

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.

ORDINANCE FOR SECOND READING

Mayor Harris asks Council Member James Lonergan to proceed with Ordinance #15-15.

Council Member James Lonergan reads Ordinance #15-15 entitled:

AN ORDINANCE AMENDING THE BOROUGH OF CHATHAM 2015 SALARY ORDINANCE TO INCLUDE THE POSITION OF POLICE CAPTAIN

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on October 13, 2015.

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

The Borough Clerk states: A legal notice was published indicating that Ordinance #15-15 was introduced and passed on first reading at the October 13, 2015 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on October 26, 2015 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with law.

Mayor Harris: The meeting is now open for a public hearing on the Ordinance and any member of the public may be heard.

Mayor Harris: Seeing no one else wishing to be heard, I will now close the public hearing.

Council Member James Lonergan: I offer the following Ordinance and move its adoption:

BE IT RESOLVED, that this Ordinance as read by title on second reading, and after public hearing at this meeting, be adopted and finally passed.

Council Member _____ seconds the motion.

Mayor Harris asks the Borough Clerk for a Roll Call Vote.

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

Mayor Harris: I declare this Ordinance adopted and finally passed and request the Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

REPORTS

Board & Commission Members & Liaison Reports

Affordable Housing Advisory Committee

Mayor Bruce A. Harris

Traffic & Pedestrian Safety Advisory Committee

Council Member James J. Collander

MyChathamNJ Advisory Committee

Council Member Victoria Fife

Mayors' Wellness Committee

Council Member Victoria Fife

Planning Board

Council Member Victoria Fife

Project Community Pride

Council Member Victoria Fife

Public Arts Council Advisory Committee

Council Member Victoria Fife

Senior Center of the Chathams

Council Member Victoria Fife

Special Events Advisory Committee

Council Member Victoria Fife

Communications & Technology Advisory Committee

Council Member James Lonergan

Joint Recreation Advisory Committee

Council Member James Lonergan

Municipal Pool Advisory Committee

Council Member James Lonergan

Board of Health

Council Member John Holman

Farmers' Market Advisory Committee

Council Member John Holman

Joint Community Gardens Advisory Committee

Council Member John Holman

Madison Chatham Joint Meeting

Council Member John Holman

Board of Education

Council President Gerald J. Helfrich

9/11 Memorial Advisory Committee

Council President Gerald J. Helfrich

Environmental Commission

Council Member Alida Kass

Historic Preservation Commission

Council Member Alida Kass

Open Space & Historic Preservation Trust Advisory Committee

Mayor Bruce A. Harris

Shade Tree Commission

Council Member Alida Kass

Council Member Alida Kass

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

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 #15-323 through Resolution #15-328 have been placed on the Consent Agenda.

**RESOLUTION[S] REMOVED FROM THE CONSENT AGENDA
FOR DISCUSSION AND VOTE****RESOLUTION #15-**

FINANCE**RESOLUTION #15-323****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 #15-324**RESOLUTION AUTHORIZING THE CANCELLATION OF ADDED ASSESSMENTS ON
BLOCK 89 LOT 17, ALSO KNOWN AS 37 LINCOLN AVENUE**

WHEREAS, the Tax Collector for the Borough of Chatham has advised that Appraisal Systems, Inc. made an error in issuing an added assessment on property for kitchen and bathroom renovations on Block 89, Lot 17, also known as 37 Lincoln Avenue;; and

WHEREAS, the Tax Collector has further advised that the home was totally demolished in April 2015 and that the following added assessment amounts were made in error and must be cancelled:

BLK/LOT	OWNERS & PROPERTY ADDRESS	AMOUNT	YEAR/QTR
89/17	Jaroker, Jon and Kessler, Lillian	\$200.02	2015
	37 Lincoln Avenue	\$150.02	2016/1 st Qtr.
		\$150.01	2006/2 nd Qtr.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to process the cancellation of added assessments on property as herein referenced.

RESOLUTION #15-325**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 mortgage lender and by the property owner 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
91 / 19	Onat, Nermi & Esra, Samli 1 Lum Avenue	\$4,577.09	2014 3Qtr. and 2015 1 st Qtr.

Make refund mail to:
68 Meadowbrook Road
Randolph, NJ 07869

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.

PERSONNEL

RESOLUTION #15-326

RESOLUTION TO EMPLOY JOSEPH RUSSO AS A SERVICEPERSON FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Chatham publicly advertised the job opening for the position of Serviceperson for the Department of Public Works and solicited resumes and applications from interested candidates; and

WHEREAS, the Public Works selection committee (the "Committee") conducted interviews of interested and qualified candidates; and

WHEREAS, after considering all interested and qualified candidates the Committee finds that Joseph Russo is the best qualified candidate and has recommended his employment as a Serviceperson for the Department of Public Works with an annual starting salary of \$35,115.00 and effective start date of December 1, 2015.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Committee that Joseph Russo be employed as a Serviceperson for the Department of Public Works with an annual starting salary of \$35,115 and an effective start date of December 1, 2015; and

BE IT FURTHER RESOLVED, that all other terms and conditions of Joseph Russo's employment are pursuant to the Department of Public Works collective bargaining unit contract.

OTHER

RESOLUTION #15-327

RESOLUTION IN SUPPORT OF JERSEY CENTRAL POWER & LIGHT COMPANY'S (JCP&L) PROPOSED MONTVILLE - WHIPPANY REINFORCEMENT PROJECT IN MORRIS COUNTY

WHEREAS, the Borough of Chatham recognizes that reliable electric service plays a crucial role in the daily lives of its residents and is also critical to local businesses and our local economy; and

WHEREAS, the Borough of Chatham supports Jersey Central Power and Light Company's (JCP&L) efforts to enhance our electric energy infrastructure and believes that JCP&L's proposed

Montville - Whippany Reinforcement Project, which would build a new 230 kV transmission line between the existing Montville Substation in Montville and the Whippany Substation in East Hanover, will enhance electric service reliability, add system redundancy, and meet the growing demand for electricity in our community and region; and

WHEREAS, as with many towns in New Jersey over the last few years, Chatham Borough residents and businesses experienced great hardships when the delivery of electric power was disrupted for long periods of time in the aftermath of Hurricane Irene and Superstorm Sandy; and

WHEREAS, it is vitally important that JCP&L invest in new infrastructure to replace an aging system and that new transmission lines are built that can reroute electricity to help reduce the frequency and duration of outages and to meet the growing demand for electrical power to its customers.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby support JCP&L's proposed Montville - Whippany Reinforcement Project, which will enhance electric service reliability, add system redundancy, and meet the growing demand for electricity in our community and region; and

BE IT FURTHER RESOLVED, that the Borough of Chatham believes that JCP&L will make a good faith effort to address the concerns raised by towns directly impacted by the project and urges the New Jersey Board of Public Utilities to review and approve the JCP&L's proposed Montville - Whippany Reinforcement Project as soon as possible so that they can proceed with its plans to enhance electric service to its customers in Morris County.

RESOLUTION #15-328

RESOLUTION AUTHORIZING PERIODIC ADJUSTMENT TO THE CHATHAM EMERGENCY SQUAD LENGTH OF SERVICE AWARDS PROGRAM (LOSAP)

WHEREAS, the Borough of Chatham and Township of Chatham have created a Length of Service Award Program (LOSAP) pursuant to New Jersey Public Law 1997, Chapter 388 (N.J.S.A. 40A:14-183 et seq.) for the volunteer members of the Chatham Emergency Squad (CES); and

WHEREAS, N.J.S.A. 40A:14-185(f) allows the Mayor and Borough Council to, from time to time by Resolution, provide for a Consumer Price Index (CPI) adjustment to the annual LOSAP contribution for CES qualified participants; and

WHEREAS, Local Finance Notice 2015-02 issued by the Director of the Division of Local Government Services established the maximum CPI adjustment to the annual LOSAP contribution for calendar year 2015; and

WHEREAS, the annual LOSAP contribution for CES qualified participants is currently set at a maximum of \$1,500; and

WHEREAS, the Mayor and Borough Council wish to increase the annual LOSAP contribution for CES qualified participants for calendar year 2015, and until the Mayor and Borough Council authorize a further adjustment, to \$1,150.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham in the County of Morris and the State of New Jersey as follows:

1. The annual LOSAP contribution for CES qualified participants for calendar year 2015, and until the Mayor and Borough Council authorize a further adjustment, is hereby increased to \$1,150.

2. Payment to the CES' LOSAP provider for qualified participants shall be made in such amounts as to reflect the foregoing CPI adjustment for the 2015 LOSAP year, and until the Mayor and Borough Council authorize a further adjustment.
3. This Resolution is contingent on the Township Committee of the Township of Chatham passing a resolution to increase the annual LOSAP contribution for CES qualified participants for calendar year 2015 by the same amount and will be effective upon the adoption of said Resolution by the Township Committee.
4. All 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:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #15-323 through #15-328.

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: _____.

ADD-ON RESOLUTIONS

RESOLUTION #15-329

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 Matter: | 1. Solid Waste Collection Services Bid – James Lott/Robert Falzarano
2. Fair Mount Cemetery – James Lott |
| Litigation Matter: | 1. Affordable Housing – James Lott |
| Personnel Matter: | 1. Administration Personnel and 2016 Employee Salaries –
Council Member James Lonergan
2. Borough Engineer Appointment – Council Member James Lonergan
3. Police Captain Appointment – Council Member James Lonergan
and Chief Crosson
4. Director of Public Works Appointment – Council Member James Lonergan |

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.

ADJOURNMENT