

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

February 8, 2016 MINUTES

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, February 8, 2016 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 the Open Public Meetings Act, 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 Borough Hall, emailed to 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 11, 2016.

ROLL CALL

On a call of the roll, the following officials were present:

Mayor Bruce A. Harris
Council Member James J. Collander
Council President James Lonergan
Council Member Victoria Fife
Council Member Gerald J. Helfrich
Council Member Leonard Resto
Council Member Peter Hoffman
Robert J. Falzarano, Borough Administrator
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

Mayor Bruce A. Harris asked Council Member Helfrich to proceed with Resolution #16-103.

Council Member Helfrich read Resolution #16-103.

RESOLUTION TO RECESS INTO CLOSED SESSION

RESOLUTION #16-103

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it shall recess into executive 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 Matter: 1. Affordable Housing Declaratory Judgment Action
 – Mr. Lott and Ms. Blickstein

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 reconvene in public session after this closed session.

Council Member Helfrich made a motion to approve Resolution #16-103. Council Member Collander seconded the motion. A voice vote was taken and Resolution #16-103 was approved unanimously.

Mayor Harris and the Borough Council adjourned into Closed Session at 7:34 p.m.

RETURN TO PUBLIC SESSION

Mayor Harris asked for a motion to reconvene into Public Session.

Council Member Helfrich moved to reconvene into Public Session. Council President Lonergan seconded the motion. A voice vote was taken and the motion passed unanimously.

Mayor Harris reconvened the meeting into Public Session at approximately 8:05 p.m.

ROLL CALL

On a call of the roll, the following officials were present:

Mayor Bruce A. Harris
Council Member James J. Collander
Council President James Lonergan
Council Member Victoria Fife
Council Member Gerald J. Helfrich
Council Member Leonard Resto
Council Member Peter Hoffman
Robert J. Falzarano, Borough Administrator
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

Mayor Harris proceeded with Resolution #16-104.

RESOLUTION #16-104

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:

January 25, 2016

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:

January 25, 2016

Council President Lonergan made a motion to approve Resolution #16-104. Council Member Collander seconded the motion. A voice vote was taken and Resolution #16-104 was approved unanimously.

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.

Graeme Dewar, 95 Fairmount Avenue, commented that the residents of Fairmount Avenue, Oliver Street and Orchard Street oppose the proposed development of twelve condominium units on the Stanley Congregational Church property and appealed to the Mayor and Council to reject the applicant's development plan, which he said is not keeping with the zoning regulations of the Borough.

Mayor Harris responded that the developer would be required to go before the Zoning Board of Adjustment and deferred to Mr. Lott to comment on the Zoning Board process. Mr. Lott further responded that a use variance would be required of the applicant, which would go before the Zoning Board of Adjustment. He stated that use variances require certain statutory proofs that the applicant would be required to provide, such as that the site is particularly suitable for the use. He further commented that a hearing would be required to allow opportunity for public comment and that use variances require an affirmative supermajority of votes for approval. The Council will only become involved if there is an appeal of a Zoning Board decision. Property owners who are within 200 feet would receive the required notice of the scheduled hearing date.

Council Member Hoffman, former chair of the Zoning Board of Adjustment, also commented that the public would have opportunities to cross-examine the applicant and the applicant's witnesses and experts and would have opportunities to provide their own testimony why the variance should not be granted.

Mayor Harris reminded everyone that members of the Stanley Congregational Church gave a presentation at a Mayor and Council meeting last July or August [the actual date was July 13, 2015] regarding the church's intention to sell a parcel of its land for a residential sub-development and suggested that individuals could watch that meeting video, which is posted on the Borough website.

Dan McCarthy, 91 Fairmount Avenue, commented that the application to build a twelve-unit condominium building in a single-family neighborhood has generated a lot of controversy in the neighborhood and voiced his opposition to the proposed development.

Caroline McCarthy, 91 Fairmount Avenue, commented that the website preservefairmount.org provides background information and key issues on why the proposed development of twelve condominiums must be opposed. Mrs. McCarthy voiced her opposition to the proposed development and encouraged Borough officials to embrace historic preservation throughout the town.

Mayor Harris responded that the Planning Board establishes land use zoning rules based upon the Borough's Master Plan and reported that the Borough's Master Plan will be re-examined this year to establish new land use goals. He further reported that the first of several Community Forums on the Master Plan update has been scheduled for Thursday, February 18th at 7:30 p.m. at the library to allow residents to share their ideas and provide input into the Master Plan and encouraged everyone to attend.

John Kaiser, 10 Oliver Street, voiced his opposition to the proposed development of twelve condominiums and confirmed that the Community Forum for the Master Plan re-examination provides an opportunity for residents and Borough officials to reaffirm what makes Chatham a unique and historic community.

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

DISCUSSION ITEMS

2016 Goals and Objectives – Mr. Falzarano reported that thirty-seven goals have been identified for calendar year 2016. He reported that goals not completed in 2015 have been carried forward to this year. Mr. Falzarano then proceeded with a presentation summarizing goals established for the year. A copy of the 2016 Goals and Objectives will be available on the Borough website.

Mayor Harris provided an update on the Route 124 traffic issue, which has been identified as Goal #37, “Continue to explore solutions for the traffic issues on Main Street (Route 124).” He reported that he spoke with Morris County Freeholder Director DeFillippo on this matter and requested that the county take the lead in addressing traffic congestion problems with the state. Freeholder Director DeFillippo indicated that she would be working on this matter and would keep Mayor Harris informed of the county’s efforts.

REPORTS

BOARD & COMMISSION MEMBERS & LIAISON REPORTS

Affordable Housing Advisory Committee - Mayor Harris had nothing new to report.

Open Space & Historic Preservation Trust Advisory Committee - Mayor Harris reported that the Assistant Administrator is nearing completion of the Borough’s open space inventory.

Traffic & Pedestrian Safety Advisory Committee - Council Member Collander reported the Borough is working with Chatham Township regarding traffic issues along Dellwood Avenue.

Shade Tree Commission - Council Member Collander reported that the Shade Tree Commission will be focusing on the emerald ash borer and the installation of fencing around the Lum Field scarlet oak tree beginning in early spring.

Communications & Technology Advisory Committee Council President Lonergan reported the committee met last Wednesday, which he could not attend due to business travel, and would provide an update at the next meeting.

Joint Recreation Advisory Committee - Council President Lonergan had nothing new to report. He said the committee will be meeting on Tuesday, February 9th.

Municipal Pool Advisory Committee - Council President Lonergan reported that the committee is looking for volunteers.

Farmers’ Market Advisory Committee -Council Member Fife reported that the Chatham Farmers’ Market Advisory Committee will open its 10th season on Saturday, June 11th.

Mayors' Wellness Advisory Committee - Council Member Fife reported the committee is organizing an Open House event that will include local fitness, wellness, and health-related businesses. This will be a new initiative of the Mayors’ Wellness Advisory Committee.

MyChathamNJ Advisory Committee - Council Member Fife reported that the committee met on January 29th to begin planning this year's Fishawack, which is scheduled to take place on Saturday, June 11th. The committee will be meeting again on Tuesday, February 9th to begin planning this year's Spring Clean, which is scheduled for Saturday, May 7th. This year's focus project will be the beautification of Liberty Park, a small park located at the corner of Lafayette Avenue and Main Street.

Planning Board - Council Member Fife reported that a Community Forum for the Master Plan Re-examination is scheduled for Thursday, February 18th at the library and encouraged all residents to attend.

Project Community Pride - Council Member Fife reported that Chatham Township might become a participant in the Project Community Pride program this year.

Senior Center of the Chathams - Council Member Fife reported that the Senior Center of the Chathams has requested an increase in the Borough's annual donation to the Senior Center from \$16,000 in 2015 to \$20,000 for its 2016 budget.

9/11 Memorial Advisory Committee - Council Member Helfrich reported that the committee will be planning its 15th 9/11 Memorial Service this year.

Board of Education - Council Member Helfrich reported that Dr. LaSusa, Superintendent for the School District of the Chathams, will be presenting the school district's budget at the March 28th Council meeting.

Joint Municipal Court - Council Member Helfrich had nothing new report.

Municipal Alliance of the Chathams - Council Member Helfrich had nothing new to report.

Environmental Commission - Council Member Resto reported that the Environmental Commission is organizing an "Eco-Friendly House of the Year" award program. He further reported that the Environmental Commission will partner with the City of Summit for a trail grant application for a river front trails project. Council Member Resto also reported that the Environmental Commission is developing a recycling pamphlet to encourage recycling and educate the public on the importance of making sure containers are clean for recycling purposes, otherwise they are not recyclable.

Joint Community Gardens Advisory Committee - Council Member Resto indicated he would give a more substantive report at the March 14th Council meeting when he is scheduled to present a report as a Discussion Item. In the meantime, all farmers will be meeting at the Library on Monday, February 22nd at 7:30 p.m. to go over the "do's and don'ts with "Farmer Paul." Council Member Resto further reported there will be 70 farmers with plots and there are still half-plots and quarter-plots available.

Madison-Chatham Joint Meeting - Council Member Restoreported there was nothing new to report aside from the ongoing issue of the flow numbers which will hopefully be resolved at the 2/16/15 meeting.

Pilgrim Pipeline Advisory Committee - Council Member Resto reported Mayor Harris and the committee have been working with other towns on developing pro-active measures to protect the interests of each of their communities in the event Pilgrim Pipeline files for regulatory permits with the DEP in New Jersey. He reported that Pilgrim has filed regulatory permits in the state of New York.

Public Arts Council Advisory Committee - Council Member Resto reported the committee is exploring the idea to paint utility boxes located throughout the Borough.

Board of Health - Council Member Hoffman had nothing new to report.

Historic Preservation Commission - Council Member Hoffman reported that he attended the Historic Preservation Commission reorganization meeting on January 19th and further reported that the commission has selected the annual Preservation Flag Award winner. Collen Foley, chair of the Historic Preservation Commission, will announce the winner of the Preservation Flag Award at a future meeting of the Mayor and Council. Lastly, he mentioned that the Historic Preservation Commission does not have jurisdiction on the proposed development of the Stanley Congregational Church property since the parcel is not within the historic district. However, the commissioners are requesting that the Historic Preservation Commission be given the opportunity to review any application before the Zoning Board of Adjustment.

MAYOR'S REPORT

Mayor Bruce Harris had nothing additional to report.

ADMINISTRATOR'S REPORT

Mr. Falzarano reported he is working on the 2016 Goals and Objectives and on finalizing the 2016 budget. The Finance Committee is scheduled to meet on Tuesday, February 16th.

CONSENT AGENDA

The following items are considered 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 #16-105 through Resolution #16-118 have been placed on the Consent Agenda.

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

None.

CONTRACTS

RESOLUTION #16-105

RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT WITH PLOSLIA COHEN LLC FOR THE YEAR 2016

WHEREAS, the Borough of Chatham requires the services of labor counsel for the year 2016; and

WHEREAS, such services constitute a professional service as defined by the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-2, and are specifically exempt from the public bidding process in accordance with N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, by Resolution #16-01 adopted on January 4, 2016, a professional service contract was awarded to the law firm Apruzzese, McDermott, Mastro & Murphy, P.C., to advise on Borough employment-related matters; and

WHEREAS, James L. Plosia, Esq., formerly associated with the law firm Apruzzese, McDermott, Mastro & Murphy, P.C., has handled all employment-related matters on behalf of the Borough; and

WHEREAS, the Borough Council finds that it would be in the best interests of the Borough to enter into a professional services agreement with Plosia Cohen LLC, 385 Route 24, Chester, New Jersey 07930 based upon the firm's expertise and extensive experience in employment-related legal matters; and

WHEREAS, the contract was not awarded through a "fair and open" process pursuant to N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, the hourly rate to be charged by Plosia Cohen LLC for its work under the professional services agreement shall be \$185.00 per hour.

BE IT RESOLVED, by the Council of the Borough of Chatham that a professional service contract is hereby awarded for the year 2016 to Plosia Cohen LLC; and

BE IT FURTHER RESOLVED, that Plosia Cohen LLC, its subsidiaries, assigns or principals controlling in excess of 10% of the firm will be required to submit to the Borough a Business Entity Disclosure Certification pursuant to the New Jersey Pay-to-Play Act, N.J.S.A. 19:44A-1 et seq., along with a New Jersey Business Registration Certificate, a completed affirmative action report (Form AA-302) and a completed W-9 form; and

BE IT FURTHER RESOLVED, that the Borough Council hereby authorizes the Mayor to execute a professional services contract with Plosia Cohen LLC as provided herein; 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.

FINANCE

RESOLUTION #16-106

RESOLUTION APPROVING PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Borough Council by the various municipal departments.

BE IT RESOLVED by the 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 #16-107

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DEPARTMENT OF HOMELAND SECURITY/FEMA GRANT APPLICATION FOR THE 2015 ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM

WHEREAS, the Borough of Chatham wishes to file a grant application with the Department of Homeland Security/FEMA for the 2015 Assistance to Firefighters Grant Program ("AFG"); and

WHEREAS, the Department of Homeland Security makes grant funds available based on population, need, and areas being served, and requires a pro-rated municipal commitment of five percent (5%) of the total grant request; and

WHEREAS, the Borough's AFG grant application request is for Personal Protective Equipment for the Chatham Borough Fire Department in an amount totaling \$169,996.00 and, if awarded, would require a five percent (5%) cash match in an amount totaling \$8,499.80.

BE IT RESOLVED, by the Council of the Borough of Chatham that it does hereby authorize the Mayor to execute a grant application with the Department of Homeland Security/FEMA for the 2015 Assistance to Firefighters Grant Program as referenced herein; 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.

RESOLUTION #16-108

RESOLUTION AUTHORIZING REFUND FOR PROPERTY TAX OVERPAYMENT

WHEREAS, the Tax Collector for the Borough of Chatham has advised that a duplicate payment was made at the time of the mortgage refinance closing resulting in an overpayment of property taxes; and

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

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	
16/8	Adams, Gregory Jr., & Sarah 14 Edgewood Road Make check payable to: Wells Fargo Real Estate Tax Services 1 Home Campus MAC X2302-04D Des Moines, IA 50328	\$3,379.50	2015 3 rd Qtr.

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 #16-109

RESOLUTION AUTHORIZING REFUND FOR PROPERTY TAX OVERPAYMENT

WHEREAS, the Tax Collector for the Borough of Chatham has advised that the Morris County Board of Taxation issued a judgment in favor of the property owner, which cancels a 2015 added assessment, resulting in an overpayment of property taxes; and

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

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	
90/33	Kobylarz, Thaddeus & Xenia 22 Lum Avenue	\$207.67	2015 4 th Qtr.

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.

LAW AND PUBLIC SAFETY

RESOLUTION #16-110

RESOLUTION GRANTING PERMISSION FOR THE CHATHAM BOROUGH FIRE DEPARTMENT ASSOCIATION, INC. TO HOLD A PICNIC IN CHATHAM BOROUGH ON JULY 4, 2016

WHEREAS, the Chatham Borough Fire Department Association, Inc. has applied to hold a picnic in Chatham Borough on July 4, 2016. The Chatham Borough Fire Department Association, Inc. has also requested that a license be issued to dispense alcoholic beverages at said picnic.

BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham does hereby grant permission for the picnic to be conducted by the Chatham Borough Fire Department Association, Inc. on July 4, 2016 at Garden Park and the tennis courts; and

BE IT FURTHER RESOLVED, that permission to dispense alcoholic beverages at the July 4, 2016 picnic shall be contingent upon the Chatham Borough Fire Department Association, Inc. obtaining a Social Affairs Permit from the Director of the Division of Alcoholic Beverage Control pursuant to R.S. Title 33, C.1; 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.

RESOLUTION #16-111

RESOLUTION AUTHORIZING THE CHATHAM FIRE DEPARTMENT ASSOCIATION, INC. TO CONDUCT A PARADE ON JULY 4, 2016

WHEREAS, Chatham Borough will celebrate the Fourth of July in the traditional manner this year on July 4, 2016; and

WHEREAS, the Council wishes to recognize the authority, assistance and cooperation of the Fire Chief and the Police Chief and their respective departments, and the Chatham Borough Fire Department Association, Inc. in connection with the Fourth of July Parade.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Chatham Fire Department Association, Inc. is hereby granted authority to conduct a parade in the Borough on July 4, 2016 and the participants and other persons involved therein are granted permission to use on that day the following streets, including the roadbeds thereof, as set forth in the parade plan namely: portions of Hillside Avenue, Red Road, Dempster Avenue, Ogden Street, Van Doren Avenue Firehouse Plaza and Main Street (State Highway Route #124); and

BE IT FURTHER RESOLVED, the Chief of Police is authorized to establish detour routes, close roads and re-route traffic as necessary; 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.

RESOLUTION #16-112

RESOLUTION AUTHORIZING A FIREWORKS DISPLAY TO BE CONDUCTED BY GARDEN STATE FIREWORKS ON JULY 4, 2016 OR SUBSEQUENT DATE IN THE EVENT OF POSTPONEMENT

WHEREAS, the Chatham Borough Fire Department Association, Inc. has made an application for a permit for a public display of fireworks in conjunction with and as part of the Fourth of July Celebration in the Borough of Chatham; and

WHEREAS, Garden State Fireworks, P. O. Box 403, Carlton Road, Millington, New Jersey will conduct the fireworks display and has filed or will file with the Borough of Chatham the bond required by R.S. 21:3-5 of the State of New Jersey and has filed or will file the certificate of insurance required by the Mayor and Borough Council and has complied with all other provisions of the statutes in each case made and provided.

BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham does hereby grant permission for said fireworks display to be conducted by said Garden State Fireworks on July 4, 2016, or subsequent date in the event of postponement; 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.

RESOLUTION #16-113

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO CLOSE CERTAIN DESIGNATED PARKING LOTS AND ROADS AND TO CONTROL AND TO REGULATE TRAFFIC CONDITIONS CONSEQUENT THERETO FOR THE 2016 CHATHAM FISHAWACK CELEBRATION

WHEREAS, the 2016 Chatham Fishawack celebration is scheduled to be held on June 11, 2016; and

WHEREAS, the Chief of Police has reviewed the traffic conditions created by the Fishawack celebration and has recommended to the Borough Administrator that certain designated parking lots and roads be closed in order to facilitate public activity created by Fishawack 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 11, 2016 from 8:00 a.m. to 9:00 p.m. to facilitate the public activity created by the Fishawack celebration:

1. Parking Lot No. 1 or Plaza North Lot
2. Parking Lot No. 2 or Plaza South Lot
3. Parking Lot No. 7 or Firehouse Plaza Lot (for handicap parking)

And,

BE IT FURTHER RESOLVED, that the Chief of Police is hereby authorized to close Fairmount Avenue from Main Street to Red Road and establish appropriate detour routes and 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.

PERSONNEL

RESOLUTION #16-114

RESOLUTION ACCEPTING THE RESIGNATION OF PUBLIC WORKS SERVICE PERSON JOSEPH RUSSO

WHEREAS, Joseph Russo has notified Public Works Director Erminio “Tony” Torello of his resignation from his position as Service Person with the Chatham Borough Public Works Department effective January 22, 2016.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Joseph Russo’s resignation as Service Person with the Chatham Borough Public Works Department, effective January 22, 2016, is hereby accepted; and

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

OTHER

RESOLUTION #16-115

RESOLUTION APPROVING THE 2016 GOALS AND OBJECTIVES FOR THE BOROUGH OF CHATHAM

WHEREAS, the Borough Administrator, Mayor and Borough Council prepare annual goals and objectives; and

WHEREAS, the preparation of the annual goals and objectives are designed to identify and plan projects, and to set the priorities, for the year; and

WHEREAS, the annual goals and objectives provide the Mayor, Council, employees, volunteers and the general public with a concise focused plan that is designed to improve Borough operations and the overall quality of life for Chatham Borough residents and everyone that visits the Borough of Chatham.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the 2016 Goals and Objectives are hereby approved; 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.

RESOLUTION #16-116

RESOLUTION AUTHORIZING SENIOR SERVICES OF THE CHATHAMS TO HOLD A COMMUNITY PAPER SHREDDING EVENT AT THE SOUTH PARKING LOT OF THE TRAIN STATION ON APRIL 30, 2016 FROM 10:00 AM TO 1:00 PM

WHEREAS, the Senior Center of the Chathams has requested permission to hold a community paper shredding event at the south parking lot of the Chatham Train Station on April 30, 2016 from 10:00 am to 1:00 pm.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Senior Center is hereby authorized to conduct a paper shredding event on April 30, 2016 from 10:00 am to 1:00 pm. at the south parking lot of the train station; 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.

RESOLUTION #16-117

RESOLUTION GRANTING PERMISSION FOR THE CHATHAM EMERGENCY SQUAD TO HOLD ITS ANNUAL PICNIC IN CHATHAM BOROUGH ON MAY 14, 2016

WHEREAS, the Chatham Emergency Squad has applied to hold its annual picnic at Shepard Kollock Park on May 14, 2016 and has also requested that a license be issued to dispense alcoholic beverages at the picnic.

BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham does hereby grant permission for the picnic to be conducted by the Chatham Emergency Squad on May 14, 2016 at Shepard Kollock Park; and

BE IT FURTHER RESOLVED, that permission to dispense alcoholic beverages at the May 14, 2016 picnic shall be contingent upon the Chatham Emergency Squad obtaining a Social Affairs Permit from the Director of the Division of Alcoholic Beverage Control pursuant to R.S. Title 33, C.1; 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.

RESOLUTION #16-118

RESOLUTION APPROVING OF THE INSTALLATION OF A REPLACEMENT SIGN TO BE MOUNTED ON THE FENCE AT BICENTENNIAL ROTARY PARK

WHEREAS, the Rotary Club of Chatham ("Rotary Club") has requested permission to install a new replacement die-cast sign to be mounted on the fence at Bicentennial Rotary Park facing Main Street; and

WHEREAS, the Mayor and Council wish to approve the Rotary Club's request to install a new replacement die-cast sign on the fence at Bicentennial Rotary Park.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that permission is hereby given to the Rotary Club to install a new replacement Rotary Club sign on the fence at Bicentennial Rotary Park facing Main Street; and

BE IT FURTHER RESOLVED, the sign's location on the fence at Bicentennial Rotary Park shall be subject to the approval of the Borough Administrator; and

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

CONSENT AGENDA VOTE

Council Member Collander moved to approve Resolution #16-105 through Resolution #16-118. Council Member Helfrich seconded the motion. A voice vote was taken and Resolution #16-105 through Resolution #16-118 listed on the Consent Agenda were approved unanimously.

ADD-ON RESOLUTIONS

Council Member Fife read Resolution #16-120 by title as follows:

RESOLUTION #16-120

RESOLUTION AUTHORIZING THE SOLICITATION OF CHARITABLE DONATIONS FOR FISHAWACK FOR THE YEAR 2016

WHEREAS, a municipality may solicit and accept donations, by gift, bequest, or devise, of real property, funds, personal property, in-kind items, or services by private persons to the soliciting governmental entity or agency, for public purposes by adoption of a resolution authorizing the solicitation; and

WHEREAS, by Resolution #15-375 adopted on December 14, 2015, the Borough established a dedication by rider trust fund for donations received to support Fishawack in Chatham Borough; and

WHEREAS, N.J.S.A. 40A:5-29 permits the Borough to use dedicated revenues anticipated during the budget year from charitable contributions in support of purposes to which contributions are made.

WHEREAS, Resolution #16-102 adopted on January 25, 2016 authorized the Department of Community Services of the Borough of Chatham to plan, organize and conduct the annual Fishawack celebration; and

WHEREAS, the Mayor and Borough Council support this local initiative and wish to authorize the solicitation of charitable contributions to support Fishawack for the year 2016.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the solicitation of charitable contributions to support Fishawack for the year 2016; and

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

Council Member Fife moved to approve Resolution #16-120. Council Member Resto seconded the motion. A voice vote was taken and Resolution #16-120 was approved unanimously.

Council Member Fife read Resolution #16-121 by title as follows:

RESOLUTION #16-121

RESOLUTION AUTHORIZING THE SOLICITATION OF CHARITABLE DONATIONS FOR SPRING CLEAN FOR THE YEAR 2016

WHEREAS, a municipality may solicit and accept donations, by gift, bequest, or devise, of real property, funds, personal property, in-kind items, or services by private persons to the soliciting governmental entity or agency, for public purposes by adoption of a resolution authorizing the solicitation; and

WHEREAS, by Resolution #14-88 adopted on January 6, 2014, the Borough established a dedication by rider trust fund for donations received to support the Spring Clean program in the Borough; and

WHEREAS, N.J.S.A. 40A:5-29 permits the Borough to use dedicated revenues anticipated during the budget year from charitable contributions in support of purposes to which contributions are made; and

WHEREAS, Spring Clean is a Borough-wide day of volunteerism in honor of Earth Day that is focused on litter removal and neighborhood beautification in the Borough; and

WHEREAS, this year, Spring Clean is scheduled to be held on May 7, 2015 during the hours of 8:00 a.m. to 1:00 p.m. and will expand this year to include the improvement and beautification of Liberty Park, located at the corner of Main Street and Lafayette Avenue; and

WHEREAS, the Mayor and Borough Council support this local initiative and wish to authorize the solicitation of charitable contributions to support Spring Clean for the year 2016.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the solicitation of charitable contributions to support Spring Clean for the year 2016; and

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

Council Member Fife moved to approve Resolution #16-121. Council Member Resto seconded the motion. A voice vote was taken and Resolution #16-121 was approved unanimously.

Council Member Fife read Resolution #16-122 by title as follows:

RESOLUTION #16-122

RESOLUTION AUTHORIZING THE SOLICITATION OF CHARITABLE DONATIONS FOR THE “BRINGING BACK THE WHITE LIGHTS CAMPAIGN” FOR THE YEAR 2016

WHEREAS, a municipality may solicit and accept donations, by gift, bequest, or devise, of real property, funds, personal property, in-kind items, or services by private persons to the soliciting governmental entity or agency, for public purposes by adoption of a resolution authorizing the solicitation; and

WHEREAS, by Resolution #13-318 adopted on September 9, 2013, the Borough established a dedication by rider trust fund for donations received to support the “Bringing Back the White Lights Campaign” in the Borough; and

WHEREAS, N.J.S.A. 40A:5-29 permits the Borough to use dedicated revenues anticipated during the budget year from charitable contributions in support of purposes to which contributions are made; and

WHEREAS, the Borough enjoys the festive tradition of decorating its Main Street and downtown with white lights during the holiday season; and

WHEREAS, the Mayor and Borough Council support this local initiative and wish to authorize the solicitation of charitable contributions to support this tradition for the 2016 holiday season.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the solicitation of charitable contributions to support the “Bringing Back the White Lights Campaign” for the year 2016; and

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

Council Member Fife moved to approve Resolution #16-122. Council Member Collander seconded the motion. A voice vote was taken and Resolution #16-122 was approved unanimously.

ORDINANCE FOR FIRST READING

Mayor Harris asked Council Member Fife to introduce Ordinance #16-01.

Council Member Fife introduced Ordinance #16-01 by title as follows:

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY PROVIDING FOR
THE VACATION OF A PORTION OF THE STREET KNOWN AS PERRIN STREET
IN THE BOROUGH OF CHATHAM**

Council Member Fife explained the purpose of the Ordinance and moved for introduction on first reading.

Council Member Fife read:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on February 8, 2016.

BE IT RESOLVED, that at the Council meeting to be held on February 22, 2016 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.

Council Member Collander seconded the motion.

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

Name	Motion	Second	Yes	No	Abstain	Absent
Collander		X	X			
Lonergan			X			
Fife	X		X			
Helfrich			X			
Resto			X			
Hoffman			X			

Mayor Harris declared this Ordinance passed on first reading.

Mayor Harris asked Council Member Helfrich to proceed with Resolution #16-119.

Council Member Helfrich read Resolution #16-119.

RESOLUTION #16-119

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. Joint Recreation Shared Services – Council President Lonergan

2. DPW Contract – Mr. Falzarano

3. Madison Chatham Joint Meeting Agreement – Mr. Falzarano

Attorney-Client Privilege: 1. Oliver Street Vacation – 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 Member Helfrich moved to approve Resolution #16-119. Council Member Resto seconded the motion. A voice vote was taken and Resolution #16-119 was approved unanimously.

ADJOURNMENT

Having no other business to be conducted, Mayor Harris adjourned the public meeting.

The Mayor and Borough Council convened into Closed Session.

Meeting adjourned 9:10 p.m.

Respectfully Submitted:

Robin R. Kline

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