

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

**February 13, 2017 MINUTES**

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, February 13, 2017 at 7:30 p.m. in the Council Chambers in Borough Hall, 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 05, 2017.

**ROLL CALL**

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

Mayor Bruce A. Harris  
Council Member James J. Collander [via Skype video calling]  
Council Member James Lonergan  
Council President 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 #17-096.

**RESOLUTION #17-096**

**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 23, 2017

**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 23, 2017

Council Member Helfrich made a motion to approve Resolution #17-096. Council President Fife seconded the motion. A vote was taken and Resolution #17-096 was approved unanimously.

## **DISCUSSION ITEMS**

**Shade Tree Banners** – Ms. Colleen Truppo, Chair, Shade Tree Commission, came before the Mayor and Borough Council seeking approval to display twelve banners along Main Street from mid-April to mid-June that will promote public education and awareness about the benefit of trees. She added that the banners will also comply with the requirements for obtaining stewardship grants and the Tree City recertification. Ms. Truppo explained that part of the requirement to receive a grant is that the Borough actively try to educate the community on the importance of trees. Council Member Collander expressed his support of the placement of the banners. Additional discussion took place regarding replacement of Borough trees. Council Member Collander stated that the discussion about tree replacement will take place at the April 24<sup>th</sup> meeting of the Mayor and Council.

Mayor Harris inquired if there are enough funds in the Shade Tree Commission budget to pay for the banners or if private fundraising will be necessary. Ms. Truppo responded that there is funding in the Shade Tree budget for the banners but that they would like to try and get support from the community as well. Council Member Lonergan stressed the importance of raising private money to combine with town funding for public trees in order to meet resident demand. Mayor Harris informed Ms. Truppo that the Borough does not have a written policy for hanging banners on Main Street but that it was agreed only government committees would be allowed to use the poles.

**Kelley's Pond** – Mr. Vince DeNave, Borough Engineer, began his presentation with a brief history of Kelley's Pond. Kelley's Pond is one acre that sits on eighty-eight acres of Borough property. He reported that the Borough is applying for a \$20,000 grant through Sustainable Jersey to rejuvenate the pond area. The funds from the grant will be used to remove invasive species, such as Japanese Silk Grass, bring back native species, such as Milkweed, and provide a bubbler for the pond to increase water movement to support wildlife in the pond. Mr. DeNave mentioned that by cleaning out the invasive species and adding native ones, the pond will become self-sustaining and attract Monarch Butterflies, bees and other pollinators.

Mr. DeNave reported that there has been work done by Eagle Scouts and the Department of Public Works to rejuvenate the area around Kelley's Pond in the past. He mentioned that benches have been added, the Department of Public Works built a fire pit and rebuilt the Bar-B-Que area. Bat & bird houses, bird blinds and a deer enclosure have also been added. Mr. DeNave informed the Council that Kelley's Pond has been placed on the Department of Public Work's list to remove the overgrowth and maintain the vegetation. Council Member Fife added that Kelley's Pond was also added to the 2017 Spring Clean. Lastly, Mr. DeNave reported that the Chatham Fire Department utilizes Kelley's Pond for various activities and have offered to donate \$10,000 towards the effort to rejuvenate the pond.

**2017 Goals & Objectives** – Mr. Robert Falzarano, Borough Administrator, stated that thirty-five goals and objectives have been identified for 2017. He reported that sixty-six percent of the 2016 goals and objectives were completed and the remaining goals that were not completed have been carried to this year. Mr. Falzarano stated that objectives are narrow, have timelines and are focused specifically to get through the process of achieving the overall goal. Mr. Falzarano then provided a summary of the thirty-five goals and objectives for 2017. A copy of the 2017 Goals and Objectives will be posted on the Borough website.

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

### **ORDINANCES FOR SECOND READING**

Mayor Harris asked Council Member Lonergan to proceed with Ordinance #17-01.

Council Member Lonergan read Ordinance #17-01 entitled:

#### **ORDINANCE #17-01**

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW INFORMATION TECHNOLOGY EQUIPMENT IN, BY AND FOR THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,195,210 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on January 23, 2017.

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

The Borough Clerk stated that a legal notice was published indicating that Ordinance #17-01 was introduced and passed on first reading at the January 23, 2017 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on February 13, 2017 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Harris opened the public hearing on the Ordinance and invited any member of the public to be heard. Seeing no one wishing to be heard, Mayor Harris closed the public hearing.

Council Member Lonergan offered the Ordinance and moved 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 Resto seconded the motion.

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

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

Mayor Harris declared this Ordinance adopted and finally passed and requested the Borough Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

Mayor Harris asked Council Member Lonergan to proceed with Ordinance #17-02.

Council Member Lonergan read Ordinance #17-02 entitled:

**ORDINANCE #17-02**

**BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$151,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on January 23, 2017.

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

The Borough Clerk stated that a legal notice was published indicating that Ordinance #17-02 was introduced and passed on first reading at the January 23, 2017 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on February 13, 2017 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Harris opened the public hearing on the Ordinance and invited any member of the public to be heard. Seeing no one wishing to be heard, Mayor Harris closed the public hearing.

Council Member Lonergan offered the Ordinance and moved 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 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		X			
Fife			X			
Helfrich			X			
Resto			X			
Hoffman			X			

Mayor Harris declared this Ordinance adopted and finally passed and requested the Borough Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

Mayor Harris asked Council President Fife to proceed with Ordinance #17-03.

Council President Fife read Ordinance #17-03 entitled:

**ORDINANCE #17-03**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,  
COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 75 OF THE  
BOROUGH CODE TO REGULATE THE SALE OF ALCOHOLIC BEVERAGES**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on January 23, 2017.

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

The Borough Clerk stated that a legal notice was published indicating that Ordinance #17-03 was introduced and passed on first reading at the January 23, 2017 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on February 13, 2017 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Harris opened the public hearing on the Ordinance and invited any member of the public to be heard. Seeing no one wishing to be heard, Mayor Harris closed the public hearing.

Council Member Fife offered the Ordinance and moved 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 Hoffman seconded the motion.

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

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

Mayor Harris declared this Ordinance adopted and finally passed and requested the Borough 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 Harris had nothing new to report.

**Open Space & Historic Preservation Trust Advisory Committee** - Mayor Harris had nothing new to report.

**Traffic & Pedestrian Safety Advisory Committee** - Council Member Collander had nothing new to report.

**Shade Tree Commission** - Council Member Collander had nothing additional to report.

**Communications & Technology Advisory Committee** - Council Member Lonergan had nothing new to report.

**Joint Recreation Advisory Committee** - Council Member Lonergan reported that a Resolution is on the Consent Agenda tonight to appoint Bill Karpowic to the Committee.

**Municipal Pool Advisory Committee** - Council Member Lonergan had nothing new to report.

**Farmers' Market Advisory Committee** - Council President Fife had nothing new to report.

**Mayors' Wellness Advisory Committee** - Council President Fife reported that the next Committee meeting is scheduled for Tuesday, February 14<sup>th</sup>. She reported the Committee is working on a booth at the ECLC Health Fair on March 4<sup>th</sup>.

**MyChathamNJ Advisory Committee** - Council President Fife reported that the Committee is discussing taking over the Fine Arts Fair usually sponsored by the Artisans Guild, now that the Artisans Guild has disbanded. She reported that the promotion company that runs the event, JC Promotions has already started advertising and asked if MyChathamNJ would like to promote the fair. MyChathamNJ would use the money earned from the fair to benefit other MyChathamNJ programs.

**Planning Board** - Council President Fife reported that next Planning Board meeting is scheduled for Wednesday, February 15<sup>th</sup> to approve the hiring of a special planner for the Borough's strategic planning and to direct the Planning Board to undertake a study.

**Project Community Pride** - Council President Fife had nothing new to report.

**Senior Center of the Chathams** - Council President Fife had nothing new to report

**9/11 Memorial Advisory Committee** - Council Member Helfrich had nothing new to report.

**Board of Education** - Council Member Helfrich had nothing new to report.

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

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

**Environmental Commission** - Council Member Resto reported that the Commission is forming a "Green Team" and five residents attended the last meeting to express interest in taking part. Additionally, he reported that the Commission will be constructing covers for the recycling bins for plastic bags.

**Joint Community Gardens Advisory Committee** - Council Member Resto report that the Committee will have a meeting with all of the farmers on Monday, February 27<sup>th</sup> at the Library.

**Madison-Chatham Joint Meeting** - Council Member Resto reported that the Joint Meeting will be meeting with a subcommittee of the Finance and Personnel Committee in Madison to discuss true-up matters.

**Pilgrim Pipeline Advisory Committee** - Council Member Resto reported that the next Committee meeting will be scheduled for the end of February. Mayor Harris added that the Municipal Pipeline Group had a conference call with their attorney last week. Mayor Harris reported that the attorney provided guidance and proposed an ordinance with respect to oil pipelines for all of the towns to use as a model for adoption.

**Public Arts Council Advisory Committee** - Council Member Resto reported that the “Green Takes Back Gray” painting of traffic signal boxes will begin in early April.

**Board of Health** - Council Member Hoffman reported that Board of Health is continuing to review the new shared service agreement contract with the Westfield Department of Health.

**Historic Preservation Commission** - Council Member Hoffman reported that there wasn’t a quorum at the Reorganization meeting and the reorganization will be moved to the February 21<sup>st</sup> meeting.

Council Member Resto asked Mayor Harris if he could report on another matter. Council Member Resto informed the Mayor and Council that he has received comments from residents regarding a recent editorial found in the Chatham Courier. The editorial touched on the issue of instruction on comparative religion in the Chatham District curriculum. Mr. Resto reminded residents that the Chatham Board of Education is responsible for the curriculum being taught in the Chatham school district. Mr. Resto condemned any religious intolerance, especially in the schools where it leads to bullying in any form. Mr. Resto added that children should be taught tolerance, understanding, vigilance against real threats and “street smarts”.

## **MAYOR’S REPORT**

Mayor Harris mentioned that a prayer vigil will be held on Thursday, February 16<sup>th</sup> from 8:00 pm to 9:00 pm at the Chatham Methodist Church sponsored by the Sisterhood of Salaam Shalom. Everyone is welcome to come to pray together to promote peace and harmony and stand in solidarity with each other for our community and nation. Mayor Harris also thanked the Department of Public Works for the great job they did clearing the roads and sidewalks after the snow storm last week.

## **ADMINISTRATOR’S REPORT**

Mr. Falzarano reported that the Administration is continuing to work on the 2017 Budget.

## **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 #17-097 through Resolution #17-109 have been placed on the Consent Agenda.

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

None.

**APPOINTMENTS**

**RESOLUTION #17-097**

**RESOLUTION APPOINTING BILL KARPOWIC TO THE CHATHAM JOINT RECREATION  
ADVISORY COMMITTEE**

**WHEREAS**, Chapter 195, Article I of the *Code of the Borough of Chatham* established in and for the Borough of Chatham and in and for the Township of Chatham a Joint Recreation Advisory Committee, to be known as the "Joint Recreation Advisory Committee of the Chathams"; and

**WHEREAS**, §195-2 provides that Chatham Borough resident members shall be appointed for a term of three years by the Mayor upon the advice and consent of the Borough Council; and

**WHEREAS**, a vacancy exists due to the recent resignation of a Chatham Borough resident member; and

**WHEREAS**, Bill Karpowic has expressed his interest in serving on the Chatham Joint Recreation Advisory Committee and has submitted a Volunteer Application to the Mayor and Borough Council for consideration; and

**WHEREAS**, Mayor Bruce A. Harris wishes to appoint Bill Karpowic to the Chatham Joint Recreation Advisory Committee to fill the vacant, unexpired 3-year term Chatham Borough resident member position, with such term expiring on December 31, 2018.

**BE IT RESOLVED**, that the Borough Council of the Borough of Chatham does hereby approve and confirm the Mayor's appointment of Bill Karpowic to the Chatham Joint Recreation Advisory Committee to fill the vacant, unexpired 3-year term Chatham Borough resident member position, with such term expiring on December 31, 2018; 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 #17-098**

**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 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 #17-099****RESOLUTION REFUNDING REDEMPTION OF TAX SALE CERTIFICATE #2016-1**

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

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>
32/19	12 Ellers Drive L.L.C. 12 Ellers Drive	\$35,214.63

Please make check payable and send to:  
Leed Capital  
946 Main Street  
Hackensack, NJ 07601

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Borough Tax Collector is hereby authorized to issue a refund for the redemption of Tax Sale Certificate #2016-1 as herein referenced.

**RESOLUTION #17-100****RESOLUTION AUTHORIZING A REFUND FOR PROPERTY TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised that an overpayment was made by the mortgage lender 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>	<u>TAX QTR</u>
107/18	Gardella/Polisin 155 Hillside Avenue	\$2,878.25	2016/4 <sup>th</sup> Qtr. Wells Fargo overpaid in error

Please make check payable and mail to:  
Wells Fargo Real Estate Tax Service  
Financial Support (Refund Processing)  
MAC X2302-04D  
1 Home Campus  
Des Moines, IA 50328

**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 #17-101****RESOLUTION AUTHORIZING THE CHATHAM FIRE DEPARTMENT ASSOCIATION TO CONDUCT A PARADE ON JULY 4, 2017**

**WHEREAS**, the Chatham Fire Department Association desires to conduct a parade as part of the Fourth of July Celebration in the Borough of Chatham; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this long-standing tradition and event; and

**WHEREAS**, the Mayor and Borough Council thanks and recognizes the Chatham Borough Fire Department Association for planning and organizing the Fourth of July Parade.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Chatham Fire Department Association is hereby granted authority to conduct a parade in the Borough on July 4, 2017 and the participants and other persons involved therein are granted permission to use 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 is necessary before and during the parade; and

**BE IT FURTHER RESOLVED**, that the Chatham Fire Department Association shall be required to submit a Facilities Use Application and required documentation to the Department of Community Services and that a certificate of insurance listing the Borough of Chatham as an additional insured and providing proof of general liability insurance in excess of \$1,000,000.00 shall be submitted for this event; 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 #17-102**

#### **RESOLUTION GRANTING PERMISSION FOR THE CHATHAM FIRE DEPARTMENT ASSOCIATION TO HOLD A PICNIC IN CHATHAM BOROUGH ON JULY 4, 2017**

**WHEREAS**, the Chatham Fire Department Association desires to hold a picnic in Chatham Borough on July 4, 2017 at Garden Park and the tennis courts; and

**WHEREAS**, the Chatham Fire Department Association seeks to serve and dispense alcoholic beverages at the July 4<sup>th</sup> picnic; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this event.

**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 Fire Department Association on July 4, 2017 at Garden Park and the tennis courts; and

**BE IT FURTHER RESOLVED**, that the Chatham Fire Department Association shall be required to submit a Facilities Use Application and required documentation to the Department of Community Services and that a certificate of insurance listing the Borough of Chatham as an additional insured and providing proof of general liability insurance in excess of \$1,000,000.00 shall be submitted for this event; and

**BE IT FURTHER RESOLVED**, that permission to dispense alcoholic beverages at the July 4, 2017 picnic is granted subject to the Chatham Borough Fire Department Association obtaining a Social Affairs Permit from the Director of the Division of Alcoholic Beverage Control pursuant to N.J.S.A. 33:1-74 and N.J.A.C. 13:2-5.1; 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 #17-103**

### **RESOLUTION AUTHORIZING A FIREWORKS DISPLAY TO BE CONDUCTED BY GARDEN STATE FIREWORKS ON JULY 4, 2017 OR SUBSEQUENT DATE IN THE EVENT OF POSTPONEMENT**

**WHEREAS**, the Chatham Fire Department Association desires to conduct a public display of fireworks as part of the Fourth of July Celebration in the Borough of Chatham; and

**WHEREAS**, Garden State Fireworks of Millington, New Jersey shall conduct the fireworks display and shall be required to file a bond as required by N.J.S.A. 21:3-5 with the Borough of Chatham and a certificate of insurance providing proof of general liability insurance in excess of \$1,000,000.00 as required by the New Jersey Uniform Fire Code, N.J.A.C. 5:70 et. seq.; and

**WHEREAS**, the New Jersey Uniform Fire Code, N.J.A.C. 5:70 et. seq., further requires that the governing body of the municipality must approve by resolution firework displays prior to the issuance of a permit by the Fire Official; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this event.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham does hereby grant permission to the Chatham Fire Department Association to conduct a public display of fireworks as part of the Fourth of July Celebration in the Borough of Chatham, or subsequent date in the event of postponement, contingent upon satisfaction of all requirements imposed by state laws and regulations as herein referenced; and

**BE IT FURTHER RESOLVED**, the Chatham Fire Department Association shall be required to submit a Facilities Use Application and required documentation to the Department of Community Services and that a certificate of insurance listing the Borough of Chatham as an additional insured and providing proof of general liability insurance in excess of \$1,000,000.00 as required by the New Jersey Uniform Fire Code, N.J.A.C. 5:70 et. seq. shall be submitted for this event; 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.

## **BOARDS, COMMISSIONS & COMMITTEES**

### **RESOLUTION #17-104**

#### **RESOLUTION AUTHORIZING THE SUBMISSION OF A SUSTAINABLE JERSEY® GRANT APPLICATION FOR THE INVERTEBRATE CONSERVATION/MANAGEMENT DEMONSTRATION PROJECT AT BROOKSIDE GROVE AND KELLEY'S POND**

**WHEREAS**, a sustainable community seeks to optimize the quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, the Borough of Chatham strives to save tax dollars, ensure clean land, air and water, and to improve working and living environments; and

**WHEREAS**, the Borough of Chatham is participating in the Sustainable Jersey® Program and has achieved silver re-certification status in the Sustainable Jersey® Program; and

**WHEREAS**, one of the purposes of the Sustainable Jersey® Program is to provide funding resources to municipalities to help make progress on sustainability issues; and

**WHEREAS**, the Borough of Chatham seeks to be a municipal leader in sustainability in the State of New Jersey and desires to submit a grant application for a Sustainable Jersey® Grant for the “Invertebrate Conservation/Management Demonstration Project at Brookside Grove and Kelley’s Pond,” in the amount of \$20,000.00; and

**WHEREAS**, the Borough of Chatham will contribute an in-kind match totaling \$3,500.00 and the Chatham Borough Volunteer Fire Department will contribute a cash match totaling \$10,000.00 that is required for the grant funding in order to complete the project.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby support and authorize the submission of a grant application for a Sustainable Jersey® Grant for the “Invertebrate Conservation/Management Demonstration Project at Brookside Grove and Kelley’s Pond,” in the amount of \$20,000.00; and

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

## **RESOLUTION #17-105**

### **RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MUNICIPAL ALLIANCE GRANT APPLICATION FOR GRANT YEAR JULY 2017 – JUNE 2018**

**WHEREAS**, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

**WHEREAS**, the Borough of Chatham, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem across all communities in our society and amongst people of all ages; and

**WHEREAS**, the Borough of Chatham and the Township of Chatham have combined efforts and established the Municipal Alliance Committee of the Chathams and our communities further recognize that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community ; and,

**WHEREAS**, the Municipal Alliance Committee of the Chathams was approved for Municipal Alliance grant funding for Grant Year July 2016-June 2017; and

**WHEREAS**, the Governor’s Council on Alcoholism and Drug Abuse has agreed to make a \$20,073.00 grant funding allocation available to the Municipal Alliance Committee of the Chathams for Grant Year July 2017-June 2018, contingent upon the Municipal Alliance Committee of the Chathams contributing a 25% Cash Match (\$5,018.25) and a 75% In-kind Match (\$15,054.75) for a total Alliance Budget of \$40,146.00; and

**WHEREAS**, the Borough of Chatham and Township of Chatham will equally contribute the Cash Match and In-Kind Match required for the grant funding.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that it does hereby authorize the Mayor to execute the Municipal Alliance Grant Application Grant Year July 2017-July 2018; and

**BE IT RESOLVED**, that the Mayor is permitted to execute any supplement or amendment to the Municipal Alliance Grant Application that increases the grant funding allocation; and

**BE IT 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.

## **PERSONNEL**

### **RESOLUTION #17-106**

#### **RESOLUTION ACCEPTING THE RESIGNATION OF JACKIE NOVAK AS A FIREFIGHTER FOR THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT**

**WHEREAS**, Jackie Novak has notified Fire Chief Douglas Allan of her resignation as a firefighter with the Chatham Borough Volunteer Fire Department on January 4, 2017.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Jackie Novak's resignation as a firefighter with the Chatham Borough Volunteer Fire Department is hereby accepted; and

**BE IT FURTHER RESOLVED**, that Mayor Harris and the Borough Council extend their sincere and grateful appreciation to Jackie for her volunteer service to the Borough of Chatham and wish her the very best and good health in the years to come; 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.

## **RECREATION**

### **RESOLUTION #17-107**

#### **RESOLUTION AUTHORIZING THE REFUND OF RECREATION FEES**

**WHEREAS**, the Borough's Recreation Coordinator for the Chatham Joint Recreation Program has advised that a refund for certain recreation fees should be refunded as follows:

<b>Last Name</b>	<b>Amount</b>	<b>Activity</b>	<b>Reason</b>
Simonetti	\$123.00	Skiing	Medical

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough's Recreation Coordinator for the Chatham Joint Recreation Program to process the herein referenced recreation fee refund; 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 #17-108**

#### **RESOLUTION APPROVING THE 2017 GOALS AND OBJECTIVES FOR THE BOROUGH OF CHATHAM**

**WHEREAS**, the Borough Administrator, Mayor and Borough Council prepare annual goals and objectives each year; 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 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 2017 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 #17-109**

#### **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 22, 2017**

**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 22, 2017 during the hours of 10:00 a.m. until 1:00 p.m.; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this event.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Senior Center of the Chathams is hereby granted permission to conduct a paper shredding event on April 22, 2017 during the hours of 10:00 a.m. until 1:00 p.m. 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.

#### **CONSENT AGENDA VOTE**

Mayor Harris asked Council Member Resto to proceed with the Resolutions listed on the Consent agenda. Resolutions #17-097 through #17-109.

Council Member Resto moved to approve Resolution #17-097 through Resolution #17-109. Council Member Fife seconded the motion. A vote was taken and Resolution #17-097 through Resolution #17-109 listed on the Consent Agenda were unanimously approved.

#### **ADD-ON RESOLUTION(S)**

None.

#### **RESOLUTION REQUIRING SEPARATE ACTION AND ROLL CALL VOTE**

Mayor Harris asked Council Member Lonergan to proceed with Resolution #17-110.

Council Member Lonergan reads Resolution #17-110 entitled:

#### **RESOLUTION #17-110**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF CHATHAM AND AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$5,200,000 BOND ANTICIPATION NOTE, DATED FEBRUARY 17, 2017, PAYABLE APRIL 17, 2017, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.**

Council Member Lonergan offered Resolution #17-110 and moved its adoption:

Council Member Helfrich seconded the motion.

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

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

Mayor Harris asked Council Member Helfrich to proceed with Resolution #17-111.

Council Member Helfrich read Resolution #17-111.

### **RESOLUTION #17-111**

### **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:

- Personnel: 1. Fire Department Member Status – Fire Chief Allan
- Contract: 1. Health Services – Council Member Hoffman  
2. Madison-Chatham Joint Meeting – Council Member Resto/Mayor Harris  
3. Special Planning Legal Services – Mayor Harris

**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 #17-111. Council Member Fife seconded the motion. A vote was taken and Resolution #17-111 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 at 9:10 p.m.

Respectfully Submitted:

*Robin R. Kline*

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