

AGENDA
April 27, 2020
Special Meeting Time: 6:00 p.m.

Regular Meeting
Mayor and Borough Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

**CALL MEETING
TO ORDER**

The meeting will be called to order at 6:00 p.m.

SALUTE TO FLAG

MOMENT OF SILENCE

**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 official bulletin board on the main floor of Borough Hall, emailed to the Daily Record, the Star-Ledger, the Chatham Courier, the Chatham Patch, and TAPinto Chatham and was filed with the Borough Clerk, all on January 08, 2020.

Pursuant to the requirements of R.S. 10:4-10, adequate notice of the change in time of tonight's meeting and its telephonic conduction was provided to the press on April 22, 2020, a copy of which was posted on the Borough website, including the front and side entrance of Borough Hall.

ROLL CALL

Mayor Thaddeus J. Kobylarz
Council President Jocelyn Mathiasen
Council Member Robert A. Weber, Sr.
Council Member Carolyn Dempsey
Council Member Karen Koronkiewicz
Council Member Irene Treloar
Council Member Leonard Resto
Stephen W. Williams, Borough Administrator
Tamar Lawful, Borough Clerk
James L. Lott, Jr., Borough Attorney

RECUSALS

Recusals or abstentions submitted for the record.

RESOLUTION #20-158

RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

BE IT RESOLVED, by the Council of the Borough of Chatham that the minutes from the following meeting are approved as prepared and shall be filed as a permanent record in the Borough Clerk's office:

April 13, 2020

RECUSALS

Recusals or abstentions submitted for the record.

DISCUSSION ITEMS

1. Budget Presentation – David Hollberg
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MAYOR'S REPORT I

MEETING OPEN TO THE PUBLIC

*Residents wishing to make public comments may call in at 973-635-0674 Ext. 220
The Mayor and Council meeting will be televised as usual.*

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 or are not matters scheduled for Public Hearing tonight. In light of the emergency, discussions and actions by the Chatham Borough Mayor and Council related to discretionary municipal actions and/or other non-emergent matters including redevelopment planning will be deferred until further notice. Accordingly, I would respectfully request that the public try to limit its comments to matters primarily related to the COVID-19 response and/or the continued operations of the Borough government during the emergency. While the Chatham Borough Mayor and Council welcome public participation and comment on any topic, 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 Kobylarz asks Council Member Resto to proceed with Ordinance #20-05.

Council Member Resto reads Ordinance # 20-05 entitled:

ORDINANCE #20-05

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 139 OF THE**

**BOROUGH CODE TO ESTABLISH A RESTRICTED HANDICAP PARKING SPACE ON
PARROTT MILL ROAD IN THE BOROUGH**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on April 13, 2020.

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

The Borough Clerk states: A legal notice was published indicating that Ordinance #20-05 was introduced and passed on first reading at the April 13, 2020 meeting and indicated the second reading and public hearing would be held at 6:00 p.m. on April 27, 2020 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

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

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

Council Member Resto: 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 Kobylarz asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.						
Dempsey						
Mathiasen						
Koronkiewicz						
Treloar						
Resto						

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

Mayor Kobylarz asks Council Member Koronkiewicz to proceed with Ordinance #20-06.

Council Member Koronkiewicz reads Ordinance # 20-06 entitled:

ORDINANCE # 20-06

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 139 OF THE
BOROUGH CODE TO REGULATE PARKING ON A PORTION OF PARROT MILL ROAD**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on April 13, 2020.

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

The Borough Clerk states: A legal notice was published indicating that Ordinance #20-06 was introduced and passed on first reading at the April 13, 2020 meeting and indicated the second reading and public hearing would be held at 6:00 p.m. on April 27, 2020 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

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

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

Council Member Koronkiewicz: 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 Kobylarz asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.						
Dempsey						
Mathiasen						
Koronkiewicz						
Treloar						
Resto						

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

RESOLUTIONS

NON-ROUTINE/NON-CONSENT

Mayor Kobylarz asks Council President Mathiasen to proceed with Resolution # 20-159.

Council President Mathiasen explained the purpose of Resolution # 20-159.

RESOLUTION # 20-159

[Requires Roll Call vote]

RESOLUTION TO INTRODUCE THE BOROUGH OF CHATHAM 2020 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the local Municipal Budget for the year 2020; and

BE IT FURTHER RESOLVED, that said Budget be published in the Daily Record and the Chatham Courier in the issue of May 14, 2020 together with a notice to the public that the public hearing will be held in the Municipal Building on May 26, 2020 at 6:00 p.m. or as soon thereafter as the matter

can be reached by the Council of the Borough of Chatham, and does hereby appropriate the following as the budget for the year 2020:

Appropriations for Municipal Purposes	\$ 13,468,963.00
Reserve for Uncollected Taxes	\$ <u>1,810,000.00</u>
Total General Appropriations	\$ 15,278,963.00

Miscellaneous Revenues	\$ 6,014,708.00
Local Tax for Muni Purposes	\$ 8,395,132.00
Minimum Library Tax	\$ <u>869,123.00</u>
Total Current Fund Revenue	\$ 15,278,963.00

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.						
Dempsey						
Mathiasen						
Koronkiewicz						
Treloar						
Resto						

MAYOR'S REPORT II

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 #20-160 through Resolution #20-164 have been placed on the Consent Agenda.

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

RESOLUTION #20-

CONTRACTS

RESOLUTION #20-160

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE LICENSE AGREEMENT FOR
THE PLACEMENT OF MURAL PAINTINGS ALONG THE WASHINGTON AVENUE
UNDERPASS WALLS**

WHEREAS, New Jersey Transit Corporation (“NJ Transit”) owns Washington Avenue underpass, comprising the trestle which runs along the Morristown Line, M.P. 23.50, in the Borough of Chatham; and

WHEREAS, the Borough desires to enter into a license agreement with NJ Transit to display mural paintings along the Washington Avenue underpass walls; and

WHEREAS, the two-year term agreement commenced on March 1, 2020; and

WHEREAS, the Borough will pay an annual fee of \$300.00 for the use of the property, with an annual increase of 2.5%.

BE IT RESOLVED, by the Council of the Borough of Chatham that the Mayor is hereby authorized to sign the agreement between the New Jersey Transit Corporation and the Borough of Chatham to enter into a two year agreement for the use of the property for a two-year term, expiring on March 1, 2022; 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 #20-161

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.

BOARDS, COMMISSIONS & COMMITTEES

RESOLUTION #20-162

RESOLUTION APPOINTING ANMARIE O'DONNELL AND MICHELLE LEASE AS MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE FOR CALENDAR YEAR 2020

WHEREAS, the Council of the Borough of Chatham has created the Economic Development Advisory Committee to advise on ways to establish and preserve a flourishing economic and commercial sector in the Borough of Chatham; and

WHEREAS, the Mayor and Council of the Borough of Chatham desire to appoint additional members to the Economic Development Advisory Committee; and

WHEREAS, AnMarie O'Donnell and Michelle Lease have expressed interest in being appointed to the Economic Development Advisory Committee for calendar year 2020; and

WHEREAS, the Mayor and Council of the Borough of Chatham have considered the volunteer applications of AnMarie O'Donnell and Michelle Lease.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that AnMarie O'Donnell and Michelle Lease are hereby appointed to the Economic Development Advisory Committee for the calendar year 2020; and

BE IT FURTHER RESOLVED, that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with NJSA 40A:9-2a and the Code of the Borough of Chatham, Chapter 3, §3.3.

OTHER

RESOLUTION #20-163

RESOLUTION CANCELING THE FISHAWACK FESTIVAL ON JUNE 13, 2020 DUE TO THE CORONAVIRUS (COVID-19) PANDEMIC

WHEREAS, Chatham Borough scheduled its annual Fishawack Festival on June 13, 2020; and

WHEREAS, the Fishawack Festival is a popular festival that attracts a large crowd; and

WHEREAS, an unforeseen coronavirus (COVID-19) pandemic has impacted the State of New Jersey, resulting in a State of Emergency; and

WHEREAS, measures were taken by New Jersey Governor Philip Murphy through Executive Order 107 implementing stay-at-home orders and canceling social events to minimize the spread of the coronavirus; and

WHEREAS, to ensure the health, safety and welfare of the public, the Borough will adhere to the Governor's directives.

BE IT RESOLVED, the Mayor and Council of the Borough of Chatham hereby cancels the Fishawack Festival on June 13, 2020.

RESOLUTION #20-164

RESOLUTION APPROVING THE MADISON-CHATHAM JOINT MEETING ITEMS OF BUSINESS PROPOSED FOR THE APRIL 20, 2020 JOINT MEETING

WHEREAS, the Madison-Chatham Joint Meeting, meeting scheduled for April 20, 2020 was canceled due to the current coronavirus (COVID-19) pandemic; and

WHEREAS, the following items of business require approval by its members:

1. Capital expenditures for the month of April authorizing the release of check numbers 122 through 124 in the total amount of \$37,081.90; and
2. Operating expenditures for the month of April authorizing the release of check numbers 499 through 532 in the total amount of \$102,987.48.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham, that the above listed actions by the Madison-Chatham Joint Meeting are hereby approved.

CONSENT AGENDA VOTE:

Mayor Kobylarz asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #20-160 through #20-164.

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 RESOLUTION[S]

ORDINANCES FOR FIRST READING

Mayor Kobylarz asks Council Member Resto to introduce Ordinance # 20-07.

Council Member Resto introduces Ordinance # 20-07 by title as follows:

ORDINANCE # 20-07

AN ORDINANCE AMENDING CHAPTER 139 OF THE CODE OF THE BOROUGH OF CHATHAM DESIGNATING THE INTERSECTION OF HEDGES AVENUE AND WESTON AVENUE AS A STOP INTERSECTION

Council Member Resto explains the purpose of the Ordinance and moves its introduction on First Reading.

Council Member reads:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on April 27, 2020.

BE IT RESOLVED, that at the Council meeting to be held on May 11, 2020 at 6:00 p.m. prevailing time, at 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 Borough Hall and make copies available to members of the general public.

Council Member Resto: I offer Ordinance # 20-07 and move its adoption on first reading.

Council Member _____ seconds the motion.

Mayor Kobylarz asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.						
Dempsey						
Mathiasen						
Koronkiewicz						
Treloar						
Resto						

ADJOURNMENT