

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

**April 27, 2020 MINUTES**

Mayor Thaddeus J. Kobylarz called the Regular Council Meeting of the Borough of Chatham to order on Monday, April 13, 2020 at 6:02 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

*Note: The start time of this meeting was moved from 7:30 p.m. to 6:00 p.m. to accommodate the emergency measures in place due to the coronavirus pandemic.*

**SALUTE TO FLAG**

Mayor Kobylarz and the Borough Council led the assembled in the Pledge of Allegiance.

**MOMENT OF SILENCE**

Mayor Kobylarz asked for a moment of silence for those who have given their lives for our country. He also gave recognition to the following professionals during the existential health pandemic caused by the coronavirus, COVID-19: First Responders, EMS personnel, Police Officers, Fire Fighters, Office of Emergency Management (OEM), nurses, doctors, other medical personnel, local government professionals, employees and volunteers, and research scientists working diligently to develop a vaccine to combat the existing global health crisis and those afflicted by it. Mayor Kobylarz further gave recognition to essential workers ensuring the continuity of our food chain. Lastly, he acknowledged the passing of two Borough residents, a 92-year-old woman, as well as Shirley Grobert, mother of John Grobert, who passed at the age of 93.

**STATEMENT OF  
ADEQUATE NOTICE**

Tamar Lawful, Borough 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 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 7, 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 (*Attended telephonically*)  
Council Member Robert A. Weber, Sr. (*Attended telephonically*)  
Council Member Carolyn Dempsey (*Attended telephonically*)  
Council Member Karen Koronkiewicz (*Attended telephonically*)  
Council Member Irene Treloar (*Attended telephonically*)  
Council Member Leonard Resto (*Attended telephonically*)  
Stephen W. Williams, Borough Administrator  
Tamar Lawful, Borough Clerk (*Attended telephonically*)  
James L. Lott, Jr., Borough Attorney (*Attended telephonically*)

Also Present: Brian Gibbons, Chief of Police and David Hollberg, Interim Chief Financial Officer

Mayor Kobylarz proceeded with Resolution # 20-158.

## **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

Council Member Resto moved to approve Resolution # 20-158, seconded by Council Member Koronkiewicz. By a unanimous voice vote, Resolution # 20-158 was approved.

## **RECUSALS**

Recusals or abstentions submitted for the record.

There were none.

Mayor Kobylarz introduced the Borough's Interim Chief Financial Officer, David Hollberg to present on the introduction of the Borough's 2020 Municipal Budget. Mayor Kobylarz informed the public that the budget process will be handled differently to give the public ample time to understand the budget and to provide meaningful input while also permitting the Governing Body the opportunity to understand the public's input prior to adopting the budget.

## **DISCUSSION ITEM**

### **Introduction of the 2020 Municipal Budget:**

Mr. Hollberg stated that the introduction of the budget is the initial process leading to the implementation of a municipal budget, and the ability to expend funds during the fiscal year. Statutorily, the budget process requires the budget to be introduced, published (May 14, 2020) and to hold a public hearing prior to its adoption (May 26, 2020). The Borough's budget is expected to be adopted in June, stated Mr. Hollberg.

Mr. Hollberg reported that the 2020 budget reflects an increase of \$459,000.00 from the previous year. The total budget for the year 2020 amounts to \$15,278,963.00. There is an anticipated grant from the Department of Transportation (DOT) in the amount of \$130,000.00 to facilitate in offsetting the budget increase, including the tax levy for the year 2020. However, there is an anticipated tax increase of 2.99%. With respect to areas of the budget which reflect increases, he discussed salary and wages. Mr. Hollberg reported on the salary and wages of the Police Department which increased by \$90,800.00 due to certain variables such as contractual obligations and change in police officer's ranks. The Clerk's Office budget also increased by \$48,960.00 due to a full-time position, which was budgeted for in previous years, except for the year 2019. There is also an inflationary increase in the Department of Public Works due to contractual obligations and promotions. The revaluation of all real properties within the Borough will cost an additional \$35,000.00 and capital improvements for the Borough increased by \$31,500.

Mr. Hollberg reported that the current pandemic will result in the reduction of municipal revenues; however, the extent is unknown. The Finance Committee has discussed ways to handle the anticipated reduction and decided to increase the reserve in uncollected taxes to offset the reduction in revenue. The tax collection rate for the current fiscal year, 2020, will be different from previous years. Mr. Hollberg warned that the financial consequences of COVID-19 should not be considered for just this current fiscal year but for future years to come.

Mayor Kobylarz stated that the Governing Body is never pleased with the idea of raising taxes. However, compared to neighboring municipalities, the increase of 2.99% is fairly modest. Additionally, the action is a precautionary measure to avoid entering into a catastrophic financial position. In support of Mayor Kobylarz' s comment, Mr. Hollberg explained that taxes would have to increase considerably from 6 to 8 percent if immediate action is not taken. When preparing a budget, the municipality cannot anticipate more revenue than the actual amount received in the previous year. For instance, the Borough generates \$450,000.00 in parking revenue per year. However, the revenue for parking will be reduced if less parking permits are issued. In an effort to balance the budget for the current year and future years to come, tax revenue must be increased.

Mayor Kobylarz and Mr. Hollberg both explained that this financial crisis impacts all levels of government from the federal, state, county and local levels. There is very little immunity to the financial impact to be experienced by both private and government sectors as a result of the coronavirus pandemic. The financial crisis will have a national impact on this nation and globally. It is unrealistic to anticipate FEMA to financially rescue each municipality impacted by the pandemic, as such a bailout is so astronomical, it would not be possible. Aside from parking, Mayor Kobylarz requested Mr. Hollberg to provide other examples that will result in the reduction in revenue. Mr. Hollberg explained that the court system will be impacted significantly due to a decrease in crimes, resulting in a reduction of revenue generated through fines. Additionally, court cases cannot adjudicate until the courts reopen. There have been about two months in which there is a sharp reduction in court revenues. Besides the court, the Building Department will see less revenue due to the halt in construction per the Governor's Executive Order 122, which calls for all non-essential construction projects to cease work effective April 10, 2020 at 8:00 p.m. With fewer construction activities, less permits will be issued and therefore, less revenue will be generated, explained Mr. Hollberg.

Council Member Resto asked a series of questions, concerning whether there will be a breakdown of the budget in the future, the amount of loss in the municipal court and construction revenues, and thoughts on returning partial revenue for parking permits. In response, Mr. Hollberg explained that there will be a required publication of the budget and its financial summary, and a detailed, comprehensive presentation will be provided prior to the adoption of the budget. With regards to providing an idea of how much revenue will be lost for the court and the construction department, there is no real way of measuring such data. However, he can project a best-case, worst-case scenario by the middle of May. With respect to the annual permit, once purchased, it is owned by the purchaser for the entire calendar year.

Council Member Weber requested Mr. Hollberg explain how the proposed budget increase for unpaid taxes would impact the current budget and its relation to the budget for the following year.

Mr. Hollberg stated the funds collected from the current year are used to offset what is planned to be spent for the upcoming year. For instance, during this pandemic, the Borough increased its reserve to \$1,810,000 as a precaution for property owners who may fail to pay their appropriate quarterly taxes. This measure protects the Borough by ensuring that funds are available in the fund balance for the 2021 budget year. Failure of the Borough to take these measures going into 2021 will result in a shortfall of

revenue. In short, Council Member Weber clarified that the fund balance or surplus for the year factors in the budget for the following year and reduces the amount raised for that year.

Council President Mathiasen put into context the tax rate increase, explaining that the average property tax will increase by approximately \$7.25 per month or \$86.92 for the fiscal year. She further reminded the public that despite the current health crisis, Borough services have continued at full speed. On a final note, additional revenue can be generated through the increased value of ratables. As a result of \$52,000 generated in added taxes through ratables, the amount facilitated in offsetting the extent of the tax increase.

Mayor Kobylarz proceeded to open the meeting to the public; however, prior to doing so, he delivered a portion of his Mayor's Report as follows:

Future Meeting Format:

Mayor Kobylarz reported that the Borough is working towards implementing a virtual meeting operated through a video conference platform capability. The Borough had to interface its new Zoom platform with its public access television broadcast channels. This effort will permit Council Members and all participants to be seen during the meeting. This new virtual framework will be available by the next scheduled Mayor and Council Meeting on May 11, 2020.

Statistical Update on the Coronavirus:

As of today, there are a total of 48 positive cases in the Borough. Of the forty-eight (48) residents who have tested positive for COVID-19, eight (8) have been hospitalized and sadly three (3) have passed away. The age range of those testing positive for COVID-19 is 5 to 93 years of age. Morris County has reported 4,435 positive cases, 291 of which have died. The State of New Jersey reported 111,188 confirmed cases in the state, with 6,044 reported deaths. New Jersey is the second worst state impacted by the coronavirus in the nation.

New Jersey Governor's Action and Update:

Mayor Kobylarz reported that Governor Phil Murphy announced a 6-point coronavirus reopening strategy with no timeframe to lift the lockdown restrictions. The Governor stated a limited reopening of the state may be possible by Memorial Day.

The 6-points to begin lifting the restrictions are as follows:

1. **Demonstrate a reduction in new cases** – State officials will look for a 14-day trend showing a sustained drop in new cases, hospitalizations, and other metrics.
2. **Expand testing capacity** - The Governor wants to double the testing capability in the state.
3. **The implementation of robust contact tracing**
4. **Securing safe places for isolation and quarantine**
5. **Execute a responsible economic start** – This effort will include a strategic and methodical approach to ease the potential risk when certain essential classified businesses are opened.
  - a. Essential business classifications are ranked.
  - b. The continued practice of social distancing when feasible.
6. **To ensure resiliency** – Officials need to prepare for the possibility of a resurgence of the virus and being equipped with personal protective equipment (PPE) and ventilators.

All in all, there have been some gradual improvements during this health crisis; but we have a way to go before the current restrictions begin to ease. On a positive note, the state, however, has begun to flatten the curve. The number of COVID-19 patients in New Jersey hospitals has dropped to a three-week low and the number of people hospitalized has been trending downwards over the past 13 days. New Jersey hospitals hit a peak on April 14<sup>th</sup> with 8,293 patients admitted that day. Yesterday, New Jersey hospitals admitted 6,407 new patients. We have a way to go before we can resume back to some sort of normalcy; however, the Governor's stay-at-home and social distancing orders are effective, and we have been moving in the right direction.

### Tri-Town Cares

As the number of COVID-19 cases increase, so does associated anxiety. During this difficult time, the Borough of Madison, the Borough of Chatham and Chatham Township have joined forces to compile helpful resources for all residents in need of emotional and mental wellness, as well as substance abuse and suicide prevention assistance. Residents were directed to visit the Borough website for additional information.

Mayor Kobylarz proceeded to open the meeting to public comment and read the Notice of Public Comment Time Limit.

### **MEETING OPEN TO THE PUBLIC**

*Residents wishing to make public comments may call in at 973-635-0674 Ext. 220*

### **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.

### **Katey DePinto – 40 Clark Street:**

Ms. DePinto requested the Council to reopen the Chatham Community Garden. As a member of the Community Garden, she explained that the garden is not a park, and therefore, rules for the state parks should not apply to the Chatham Community Garden. The Garden is for members only and is an enclosed locked area. The only purpose to enter the garden would be to plant, water or harvest vegetables. Due to the structural layout of the garden, social distancing is naturally maintained. Additionally, only a few people are able to enter the garden, especially due to its small parking lot. Ms. DePinto stated that she invested time and money to ensure her family consumes fresh homegrown vegetables. She fears that her produce will die if she is unable to attend to them. She requested the Mayor and Council to reopen the garden to its members.

### **Fran Drew – 32 Inwood Road:**

Ms. Drew inquired whether the Borough is willing to hire someone to perform an outdoor air quality test in Chatham and Madison Borough since there is less traffic on the road. When the pandemic ends, there

will be 32,000 vehicles driving through Chatham Borough Monday through Thursday during rush hour. If the traffic flow is directed towards the Ridgedale Avenue Bridge on Route 24, the number of vehicles passing through Chatham Borough will be eliminated greatly, and mostly for Madison Borough.

**Michael Dean – 181 N Passaic Ave:**

Mr. Dean supported Ms. Drew's comment concerning taking advantage of the limited traffic to conduct an air quality study to be used for our development. Mr. Dean inquired whether there will be a huge impact should the Borough refinance its debt(s). In response, Mr. Hollberg stated that he does not believe there will be a significant impact should the Borough refinance. Mr. Dean further commented on the loss of revenue for parking permits, stating that the Borough is losing \$900 in daily revenue during this pandemic. Mr. Dean inquired about the number of residents on the parking permit waiting list. In response, Mr. Williams stated there are 150 residents on the waiting list and the waiting period is three years.

**Dawn Ferguson - 28 Rowan Road:**

Ms. Ferguson, an 8-year member of the Chatham Community Garden expressed her disappointment with the temporary closure of the Chatham Community Garden. She stated that the area is a working garden where people are spaced out. The garden consists of sixty (60) 10 x10 plots. She suggested the Borough enact some kind of alternate schedule where gardeners can attend to their area in a capacity that will ensure the safety for all. She further stated that people who do visit the garden are there for a short period of time. Opening the garden will help those who started planting to gain access, and for those who have not begun planting the opportunity to maintain their areas and to prevent weeds from interfering with other gardeners' plots. She requested the Governing Body consider opening the garden.

**Rozella Clyde – 33 Carmine Street:**

Ms. Clyde called about Resolution 20-163 on the Consent Agenda, which would cancel the Fishawack Festival for this year. Ms. Clyde encouraged the Governing Body to reconsider canceling the festival but instead reformat it to be a virtual event in order to keep the spirit of the festival alive. She also thanked everyone for doing a great job especially with keeping the number of COVID-19 cases low in the Borough.

Mayor Kobylarz responded to the public's comments as follow:

**Air Quality:**

In response to an air quality study, he agreed that the area is overly congested and not conducive to an ideal suburban community. He will continue to advocate for the reduction of traffic. However, during this time, the fiscal challenges we are likely to encounter require a reduction in discretionary spending and we cannot take the risk to accrue additional expenses during such a great time of uncertainty. However, he encouraged any resident to privately engage in any testing, should they choose.

**Chatham Community Garden:**

In response to the public's concerns regarding the opening of the Chatham Community Garden, Mayor Kobylarz stated that he has been the liaison to the community garden and had been for some time. However, public safety is the governing body's number one priority. Mayor Kobylarz informed the public that the State of New Jersey is seeing improvements; however, the slope is declining gradually. The threats of this pandemic are still a concern. There are still uncertainties and a real fear of what this pandemic could become. Therefore, it is vital to be vigilant and to take precautions to reduce the spread of this virus, as this contagion spreads easily, and at most times, unintentionally. Mayor Kobylarz stated

he will consider all comments made by the public and will discuss a possible schedule that will optimize the number of social distancing with the Mayor of Chatham Township. However, any schedule considered must be constructed in a manner to minimize any health risks.

Fishawack Festival:

With regard to the virtual Fishawack Festival, he expressed uncertainty to what extent this effort would be feasible. Unfortunately, we do not have the resources or personnel to put together a virtual festival; and now is not the time to hire someone to create a platform, explained Mayor Kobylarz. The annual volunteer ceremony scheduled will proceed as planned; however, it is unlikely we will go beyond an award ceremony. We are all disappointed to not engage in one of the social highlights on the borough's calendar. However, restructuring the festival would be difficult and costly to execute at this time.

For efficiency, Council Member Dempsey requested that the phone number or other means to which the public could participate in the meeting be displayed on the screen during the public comment session.

With no one else from the public wishing to be heard, Mayor Kobylarz closed the public session of the meeting and proceeded with the ordinance for a second reading.

**ORDINANCE FOR SECOND READING**

Mayor Kobylarz asked Council Member Resto to proceed with Ordinance #20-05.

Council Member Resto read 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 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 #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 opened the public hearing on the Ordinance and for any member of the public to be heard.

With no one wishing to be heard, Mayor Kobylarz closed the public hearing.

Council Member Resto offered the following 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 Weber seconded the motion.

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

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

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

Council Member Koronkiewicz read 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 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 #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 opened the public hearing on the Ordinance and any member of the public may be heard.

With no one wishing to be heard, Mayor Kobylarz closed the public hearing.

Council Member Koronkiewicz offered the following 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 Weber seconded the motion.

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

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

Mayor Kobylarz 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.

**RESOLUTIONS**  
**NON-ROUTINE/NON-CONSENT**

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

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

**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

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

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

Council President Mathiasen moved to approve Resolution # 20-159, seconded by Council Member Resto. By a unanimous voice vote, Resolution # 20-159 was approved.

## **MAYOR'S REPORT II**

The Economic Development Advisory Committee will host an informational webinar on Tuesday, April 28, 2020 at 5:00 p.m. to discuss federal and state assistance programs for small businesses during the COVID-19 public health emergency. The panel includes Elizabeth Limbrick and John Costello of the New Jersey Economic Development Authority (NJEDA) who will answer questions on state funding opportunities, Rana Shanawani of the Chatham-based Women's Center for Entrepreneurship will similarly respond to queries regarding federally sponsored assistance programs; and lastly, Meghan Hunscher from the Morris County Chamber of Commerce will provide insight on the present need for such assistance in the municipalities of Chatham Borough, Chatham Township, Madison Borough and Morris Township. Mayor Kobylarz advised the public on how they can participate.

Mayor Kobylarz reported that there have been two Mayor's Roundtables over the past 5 weeks in which the Borough joined with faith leaders to assist the public during the existential health crisis. The sessions have been productive and provides insight on the needs of residents. The Borough will meet with faith leaders through the continuation of the current health emergency.

Chatham Borough has created an additional courier service for its residents. It became prudent to create a second group of volunteers to assist residents specifically affected by the coronavirus, COVID-19 and are self-quarantined. Residents can obtain assistance by going onto the Borough's website and clicking on the "Chatham Borough Emergency Courier Service" link. Police Chief Gibbons, who helped establish this new courier service, explained that this is specifically for those who are ill, unable to leave their homes, and in need of essential supplies. This service helps minimize the spread of the virus. Council President Mathiasen stated that residents can also contact the Senior Center for assistance; however, this particular courier service is specifically for those seniors afflicted by the virus. The Chatham Borough Emergency Courier Service phone number is: 973-701-6835.

Borough Hall has placed blue lights in the front of the building and in the vestibule to express its solidarity with its frontline responders. The lights will continue until the state of emergency has been lifted by Governor Murphy. Mayor Kobylarz thanked all frontline workers for their outstanding work.

## **ADMINISTRATOR'S REPORT**

Mr. Williams thanked Dave Hollberg, the Finance Committee and the department heads for their work on the 2020 budget. Community Services and the Engineering Department is putting together an application for DOT aid in road improvement grants. PSE&G will be working on the following roads: Chandler Road, Washington Avenue, Broadview Terrace, Dellwood Avenue, Fairview Avenue, Girard Avenue, Longwood Avenue and Lafayette Avenue. He advised the public to sign up for Constant Contact and Alert Chatham Borough (a mass notification system) to be updated on all that is going on within the Borough.

Mr. Williams further reported that there are scams related to the receipt of stimulus checks. He cautioned residents to be cognizant of these scams. Additionally, the Borough has been notified that the annual recycling tonnage grant deadline has been extended from April 30<sup>th</sup> until sometime in July.

Mr. Williams informed the public that groups of girl scouts volunteered to pick up trash around the Borough as a part of their Silver Award program. He expressed great appreciation for their efforts. In closing, he thanked the Mayor, the Borough Council, the Borough Hall Staff, the Police Department, the Fire Department, the Emergency Squad, DPW and all volunteers for their extraordinary work and dedication towards Chatham Borough during our current health emergency.

## **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-**

There were none.

### **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 N.J.S.A. 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 asked Council Member Treloar to proceed with the Resolutions listed on the Consent agenda. Resolutions #20-160 through #20-164.

Council Member Treloar made a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Council, Resolutions #20-160 through #20-164, seconded by Council Member Resto. By a unanimous voice vote, Resolutions #20-160 through #20-164 were approved.

### **ADD-ON RESOLUTION[S]**

There were none.

### **ORDINANCES FOR FIRST READING**

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

Council Member Resto introduced 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 explained the purpose of the Ordinance and moved its introduction on First Reading.

Council Member Resto read:

**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 offered Ordinance # 20-07 and moved its adoption on first reading.

Council Member Weber seconded the motion.

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

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

## **ADJOURNMENT**

Having no other business to be conducted in public session, Council Member Resto made a motion to adjourn the Regular Mayor and Council Meeting, seconded by Council Member Koronkiewicz. On a unanimous voice vote, the motion to adjourn was approved. The meeting adjourned at 7:49 p.m.

Respectfully Submitted on May 11, 2020 by:

Tamar Lawful, RMC  
Borough Clerk  
BOROUGH OF CHATHAM