

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

March 22, 2021 MINUTES

Mayor Thaddeus J. Kobylarz called the March 22, 2021 virtual Regular Meeting of the Borough of Chatham to order on Monday, March 22, 2021 at 6:08 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

SALUTE TO FLAG

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

Mayor Kobylarz asked for a moment of silence for those who have given their lives for our country. He also gave recognition to those protecting our lives during the current health pandemic caused by coronavirus, COVID-19. He acknowledged the 30 million Americans who contracted COVID-19, and the more than 542,000 people who have succumbed to the virus. He further acknowledged the ten (10) Chatham Borough residents who have died since the pandemic.

**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, 2021.

ROLL CALL

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

Mayor Thaddeus J. Kobylarz
Council President Carolyn Dempsey (Attended virtually)
Council Member Jocelyn Mathiasen (Attended virtually)
Council Member Karen Koronkiewicz (Attended virtually)
Council Member Irene Treloar (Attended virtually)
Council Member Leonard Resto (Attended virtually)
Council Member Frank Truilo (Attended virtually)

Also present were:

Stephen W. Williams, Borough Administrator
Tamar Lawful, Borough Clerk (Attended virtually)
Steve Kleinman, Borough Attorney (Attended virtually)

RESOLUTION #21-142

RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

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

February 22, 2021

And,

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:

February 22, 2021

Council Member Resto moved to approve Resolution # 21-142, seconded by Council Member Truilo. By a unanimous voice vote, Resolution # 21-142 was approved.

RECUSALS

Recusals or abstentions submitted for the record.

There were none.

DISCUSSION ITEMS

STEM Project

Dhiren Holland, Priyanka Patel, Ishita Yadav, (Chatham 8th graders) presented on the Future City STEM Project. All three students are associated with Jersey STEM — a nonprofit that partners with schools and organizations in teaching science, technology, engineering, and math to middle-school students. All three (3) students won first place in the New Jersey Future City competition. The project is up for a People's Choice Award at the National Future City Competition.

The students created a revolutionary lunar city located on the moon, cradled in the lava tubes of the highland terrain of Philolaus Crater. Using helium-3 and lunar ice, the team engineered a vibrant multi-national city featuring a plaza, vertical farms, nanobot technologies and gene modification.

Residents were asked to vote for the team to win the People's Choice award.

MAYOR'S REPORT I:

Statistical Update on the Coronavirus:

Mayor Kobylarz reported that 447 residents of the Borough contracted COVID-19 since the start of the pandemic. Last week the Borough had twenty-eight (28) new cases. New Jersey's 7-day rolling average of positive cases increased from 3,100 to 3,349 positive cases. Residents are encouraged to get vaccinated. New Jersey is currently leading the nation in the spread of COVID-19. Health Officer Megan Avallone reported high levels of infection rates in Chatham Borough.

To mitigate the spread of the virus, we must adhere to the protective measures of washing hands, maintaining social distancing, wearing masks, cooperating with contact tracing, and getting vaccinated.

Sonny's Indian Kitchen

The grand opening of Sonny's Indian Kitchen was spectacular. Opening a new business requires courage, a good business model, and an attractive product. Multiple cultural retail food establishments, such as: Mexican Spice, Asahda Soul Food Restaurant, Namkeen Kitchen and Scoops Ice Cream were applauded for making downtown Chatham flourish.

Recreation Survey

The recreation survey received over 750 responses. The survey will be accessible for another week on the Borough's website and Facebook. Residents were encouraged to submit their thoughts and recommendations for future projects.

Voice Against Asian Hate

Mayor Kobylarz reported on the alarming escalation of xenophobia and bigotry which resulted in several rallies throughout the country to condemn the reprehensible acts of hate and violence that has targeted the Asian-American and Pacific Islander community since March 2020. He is proud to stand shoulder-to-shoulder with Chatham's Asian Americans and Pacific Islanders in solidarity with and in support of the cause. It is incumbent upon us to acknowledge the widespread prejudice, bigotry and intolerance that have been directed towards members of the Asian American and Pacific Islander communities across this country during the past year. Attacks on elders, children facing bullying from their peers, workplace discrimination, street harassment, vandalism, and other numerous forms of physical violence have been reported. Anti-Asian racism is not new, but it has fueled to dangerous levels due to pernicious false rhetoric and narrative surrounding COVID-19.

Fortunately, there has not been any report of hate or violent crimes in Chatham Borough, and for this, he is relieved and tremendously grateful. Nevertheless, to turn a blind eye on acts of injustice perpetuate acts of injustice. We must stand up to all forms of prejudice, hate, violence, and racism. Yesterday, he chose to join his fellow Chatham Borough residents and stand against Anti-Asian racism. Chatham Borough's Governing Body and the Police Department have zero

tolerance towards bias crimes in Chatham Borough. Hate must have no home here. Racism and discrimination cannot and must not be tolerated. Racism, discrimination, and hatred must never have a home in Chatham Borough; for that is not who we are and that is not what we aspire to be.

MEETING OPEN TO THE PUBLIC

Residents wishing to make public comments may dial 929-205-6099 (Meeting ID:853 0808 5017) or obtain online access of the meeting using the following URL:

<https://us02web.zoom.us/j/85308085017>

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.

Michael Dean- 186 N. Passaic Avenue:

Mr. Dean thanked the Mayor for his comment concerning the Asian community. He further questioned how the parking concerns are being handled in the downtown area.

Seeing no one else wishing to be heard, Mayor Kobylarz closed the meeting to the public.

ORDINANCE FOR SECOND READING

Mayor Kobylarz asked Council Member Mathiasen to proceed with Ordinance # 21-06.

Council Member Mathiasen read Ordinance # 21-06 entitled:

ORDINANCE # 21-06

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR CALENDAR YEAR 2021

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on March 8, 2021.

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 # 21-06 was introduced and passed on first reading at the March 8, 2021 meeting and indicated the second reading and public hearing would be held at 6:00 p.m. on March 22, 2021 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 meeting for a public hearing on the Ordinance and any member of the

public may be heard.

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

Council Member Mathiasen offered Ordinance # 21-06 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 Kobylarz asked the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Dempsey			X			
Mathiasen	X		X			
Koronkiewicz			X			
Treloar			X			
Resto		X	X			
Truilo			X			

Mayor Kobylarz declared 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 REQUIRING A SEPARATE VOTE NON- ROUTINE/ NON- CONSENT

Mayor Kobylarz asked Council Member Resto to proceed with Resolution # 21-143.

Council Member Resto read Resolution # 21-143.

RESOLUTION # 21-143 RESOLUTION FOR TEMPORARY EMERGENCY APPROPRIATION

WHEREAS, an emergent condition has arisen with respect to the payment of bills and salary and wages in a number of accounts and no adequate provision has been made in the 2021 temporary budget for the aforesaid purposes; and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2021 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$5,512,573.50 for the Current Fund, \$676,950.00 for the Water Utility Fund, and \$387,750.00 for the Solid Waste Utility Fund.

BE IT RESOLVED, by the Council of the Borough of Chatham, in the County of Morris, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20: 1. Emergency temporary appropriations be and the same are hereby made in the amount of \$5,512,573.50 for the Current Fund, \$676,950.00 for the Water Utility Fund, and \$387,750.00 for the Solid Waste Utility Fund. The detailed account breakdown is as follows:

CURRENT FUND 2021 TEMPORARY BUDGET:

Account Description	2021 Emergency Temporary Budget
Administrative Salaries	\$51,250.00
Admin & Exec. O.E.	\$72,375.00
Human Resources Salaries	\$14,000.00
Human Resources O.E.	\$4,000.00
Mayor & Council O.E	\$250.00
Community Services Salaries	\$69,625.00
Community Services O.E.	\$10,350.00
Borough Clerk Salaries	\$74,480.00
Borough Clerk O.E.	\$13,750.00
Financial Salaries	\$43,725.00
Financial Admin. O.E.	\$60,000.00
Auditor O.E.	\$18,000.00
Tax Collection Salaries	\$31,350.00
Tax Collection O.E.	\$3,000.00
Assessment Salaries	\$26,420.00
Assessment O.E.	\$14,750.00
Legal Miscellaneous	\$85,000.00
Engineering Salaries	\$28,825.00
Engineering O.E.	\$3,250.00

Planning Board Salaries	\$24,725.00
Planning Board O.E.	\$11,750.00
Board of Adjustment Salaries	\$24,725.00
Board of Adjustment O.E.	\$4,150.00
Liability Insurance	\$69,500.00
Worker's Comp. Insurance	\$69,000.00
Group Insurance	\$285,600.00
Health Benefit Waiver	\$22,500.00
Unemployment	\$10,000.00
Police Salaries	\$1,563,750.50
Police O.E.	\$89,200.00
Parking Administrative Salaries	\$57,370.00
Parking Administrative O.E.	\$9,750.00
Emergency Mgmt. Salaries	\$2,825.00
Emergency Mgmt. O.E.	\$1,125.00
Fire Salaries	\$24,000.00
Fire O.E.	\$48,250.00
Fire Safety Salaries	\$28,750.00
Fire Safety O.E.	\$3,000.00
Public Works Salaries	\$482,400.00
Public Works O.E.	\$88,050.00
Buildings & Grounds O.E.	\$35,750.00
Vehicle Maintenance Salaries	\$49,500.00
Vehicle Maintenance O.E.	\$34,250.00
Board of Health Salaries	\$7,850.00
Board of Health O.E.	\$47,500.00

Environmental Commission Salaries	\$4,150.00
Environmental Commission O.E.	\$1,150.00
Animal Control Services O.E.	\$1,000.00
Recreation Salaries	\$53,050.00
Recreation O.E.	\$13,600.00
Senior Citizen Center Contribution	\$12,500.00
Park Maintenance O.E.	\$28,250.00
Library	\$479,481.50
Farmer's Market Salaries	\$5,375.00
Farmer's Market O.E.	\$8,500.00
Electricity	\$35,500.00
Street Lighting	\$33,000.00
Telephone	\$28,000.00
Natural Gas	\$12,500.00
Fuel Oil	\$50.00
Sewerage Proc & Disposal Salaries	\$55,000.00
Sewerage Proc & Disposal O.E.	\$318,696.00
Gasoline	\$38,000.00
P.E.R.S.	\$119,878.00
Social Security Taxes	\$113,000.00
DCRP - Employers Match	\$1,000.00
P.& F.R.S.	\$341,922.50
Interlocal Agreement-Joint Court	\$89,300.00

Total 2021 Current Fund Temporary Budget

\$5,512,573.50

WATER UTILITY 2021 TEMPORARY BUDGET:

Account Description	2021 Temporary Budget
Water Operating Salaries	\$316,500.00
Water Admin. O.E.	\$236,200.00
P.E.R.S.	\$100,000.00
F.I.C.A.	\$24,250.00
Total 2021 Temporary Budget	\$676,950.00

SOLID WASTE UTILITY 2021 TEMPORARY BUDGET

Account Description	2021 Temporary Budget
Solid Waste Salaries	\$56,750.00
Solid Waste O.E.	\$313,200.00
F.I.C.A.	\$4,300.00
P.E.R.S.	\$13,500.00
Total 2021 Temporary Budget	\$387,750.00

Council Member Resto made a motion to approve Resolutions #21-143, seconded by Council Member Mathiasen. By a unanimous voice vote, the resolution was approved.

Name	Motion	Second	Yes	No	Abstain	Absent
Dempsey			X			
Mathiasen		X	X			
Koronkiewicz			X			
Treloar			X			
Resto	X		X			
Truilo			X			

Mayor Kobylarz asked Council Member Koronkiewicz to proceed with Resolution # 21-144.

Council Member Koronkiewicz read Resolution # 21-144.

RESOLUTION # 21-144

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM
AUTHORIZING THE 2020 BUDGET APPROPRIATION TRANSFER**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Chatham, County of Morris and State of New Jersey, that 2020 Budget Appropriations Transfers totaling \$105,000 for the Current Fund, \$195,000 for the Water Utility Fund, and \$30,000 for the Solid Waste Utility Fund are to be made in the following manner:

CURRENT FUND:

FROM:	AMOUNT
Group Insurance, Other Expenses	\$20,000
Police, Salary and Wages	\$85,000
TOTAL	\$105,000
TO:	AMOUNT
Administration, Other Expenses	\$55,000
Legal, Other Expenses	\$50,000
TOTAL	\$105,000

WATER UTILITY FUND:

FROM:	AMOUNT
Capital Outlay	\$195,000
TOTAL	\$195,000
TO:	AMOUNT
Water Utility Capital Improvement Fund	\$195,000
TOTAL	\$195,000

SOLID WASTE UTILITY FUND:

FROM:	AMOUNT
Capital Outlay	\$30,000
TOTAL	\$30,000
TO:	AMOUNT
Solid Waste Capital Improvement Fund	\$30,000
TOTAL	\$30,000

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Chatham, (not less than two thirds of all members thereof affirmatively concurring) that in accordance with provision N.J.S.A. 40A:4-59, that the transfers in the listed above be made between the 2020 Budget Appropriation Reserves and Capital Accounts.

Council Member Koronkiewicz made a motion to approve Resolutions #21-144, seconded by Council Member Resto. By a unanimous voice vote, the resolution was approved.

Name	Motion	Second	Yes	No	Abstain	Absent
Dempsey			X			
Mathiasen			X			
Koronkiewicz	X		X			
Treloar			X			
Resto		X	X			

Truilo			X			
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REPORTS

COUNCIL MEMBERS

Council President Dempsey – Council President Dempsey reported that residents are responding to the recreational facilities survey. She encouraged residents to continue responding. The survey is available on the Borough website and Facebook for another week.

The Mayor and Council will have virtual office hours for residents. The meeting schedule and contact information is available on the Borough website and Facebook.

Navigating Hope will return to Chatham Borough on April 7, 2021. They will be stationed at Firehouse Plaza from 9:00 a.m. to 2:00 p.m. Residents were encouraged to visit and obtain information on the various programs currently available for those in need.

Council Member Mathiasen – Council Member Mathiasen reported that the Budget and Finance Committee met with several departments to discuss each department's budget. A budget presentation will be held on April 26, 2021. Residents are encouraged to participate.

The Borough is in the process of transitioning towards a user-friendly website.

Council Member Koronkiewicz – Council Member Koronkiewicz reported that the Office of Emergency Management (OEM) is creating a tabletop exercise (Exercise Alpha) to provide information on how to respond to emergencies.

Council Member Treloar – Council Member Treloar echoed the Mayor's sentiment concerning the escalating hate crimes towards the Asian-American community. In her words, she expressed the following:

The mass shooting last week at 3 Asian-owned businesses in Atlanta was the boiling point for an established pattern of race-based violence targeting the Asian-American Pacific Islander community. The nonprofit group Stop AAPI Hate has been tracking anti-Asian hate incidents since March of last year and has reported 3,800 incidents during that time, originating from all 50 states. While anti-Asian violence is not new, the number of incidents has increased exponentially during the current pandemic.

I am grieving thinking about the violent and hateful legacy we are leaving for our children, and fear that we are growing too accustomed to it. While Chatham is fortunate to not have directly experienced the violence we have seen across the country (and our PD has confirmed that there have been no such incidents reported in the Borough), neither are we immune. The words that we speak matter. Jokes are not just jokes when they dehumanize. Hate speech does not have to be illegal in order for it to be deadly. Such hate has lasting effects, and we are all responsible for calling it out, whether it's a stranger, a close relative, or a dear friend. Such hate should not be tolerated in any circumstance, especially since silence is often taken as affirmation.

Long-lasting change starts with each one of us as individuals. I challenge each of us to model the behavior that we want to see throughout the country. We will all be better for it.

Council Member Resto – Council Member Resto reported the Westfield Health Department is permitted to administer COVID-19 vaccines. However, due to a shortage in vaccines, the

department is currently unable to fulfill that mission. Seniors can contact the New Jersey hotline to schedule an appointment: 858-245-7007.

The Economic Development Advisory Committee has been working towards posting historic images of the downtown business area. ChathamScale.com was created by students to develop a social media presence for local businesses.

The Senior Citizen Advisory Committee met and discussed the concept of senior housing in the community.

The Senior Center of the Chathams is hosting a paper shredding drive at the Chatham Middle School on April 24, 2021 from 9:00 a.m. to 12:00 p.m.

Council Member Truilo – Council Member Truilo had nothing new to report.

MAYOR'S REPORT II

Mayor Kobylarz had nothing further to report.

ADMINISTRATOR'S REPORT

Mr. Williams reported that PSE&G started the Roseland Pleasant Valley Project in the Borough. Access crews are installing mats around the high-tension towers between Main Street and Woodland Road. There are no overhead wire work; but that will follow soon.

The Morris County Historic Preservation Planning Grant application for preservation planning at the Stanley Center will be submitted to the County later this week.

The Morris County Planning Board approved the Borough's Stormwater Ordinance.

Lastly, Mr. Williams reminded residents that dogs are permitted to be off leash at Shepherd Kollock Park only in the fenced in designated area; however, in all other areas, dogs must be kept on a leash. The Police Department is currently looking for additional crossing guards. Residents interested in becoming a crossing guard should contact police headquarters for an application.

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 #21-145 through Resolution #21-150 have been placed on the Consent Agenda.

RESOLUTION[S] REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION AND VOTE RESOLUTION #21-

There were none.

FINANCE

RESOLUTION 21-145

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.

OTHER

RESOLUTION 21-146

RESOLUTION FOR THE BOROUGH OF CHATHAM TO AUTHORIZE A THREE-YEAR AVERAGE FOR COVID-19 AFFECTED REVENUES IN THE 2021 MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-26 has been amended to authorize the Director of the Division of Local Government Services to promulgate new standards for the anticipation of COVID-19 affected revenues in the FY2021 budget, and, if necessary, in future years; and

WHEREAS, for FY2021, the Director authorizes use of a three-year average for calculation of affected revenues, which shall be calculated in a manner consistent with the Reserve for Uncollected Taxes (RUT) calculation used for anomalous years; and

WHEREAS, the municipal court revenue, fees and permits revenue, and parking revenue were adversely impacted by COVID-19; and

WHEREAS, the actual cash collections for the above-named revenues and the average cash collection over 2018, 2019, and 2020 are as follows:

Revenue Description	2020 Realized	2019 Realized	2018 Realized	Average of Realized Revenue 3 Preceding Years
Fees and Permits	47,139.85	65,460.10	52,414.25	55,004.73
Municipal Court	45,046.81	122,932.07	126,870.85	98,283.24
Parking	210,773.21	454,982.68	451,990.89	372,582.26

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey, that it approves the utilization of a three-year average method in computing the Borough's fees and permits revenue anticipation of \$55,000.00, municipal court revenue anticipation of \$98,000.00, and parking revenue of \$372,000.00 for budget year 2021; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Director of the Division of Local Government Services.

LAW AND PUBLIC SAFETY

RESOLUTION 21-147

RESOLUTION AUTHORIZING THE HIRING OF KYLE ALEXANDER HOPKINS AS A CROSSING GUARD FOR THE BOROUGH OF CHATHAM POLICE DEPARTMENT

WHEREAS, the Chief of Police has informed that a vacancy currently exists on the Borough of Chatham's Police Department Crossing Guard roster; and

WHEREAS, the Chief of Police recommends the hiring of Kyle Alexander Hopkins to fill the vacancy.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the hiring of Kyle Alexander Hopkins as a Crossing Guard for the Borough of Chatham Police Department effective March 23, 2021, at an hourly rate of \$23.40.

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 21-148

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MORRIS COUNTY HISTORIC PRESERVATION TRUST FUND 2021 PRESERVATION PLANNING GRANT APPLICATION INCLUDING IDENTIFICATION OF A PRESERVATION ARCHITECT CONSULTANT FOR THE PROPOSED STANLEY CENTER

WHEREAS, the Borough of Chatham is desirous of submitting a Morris County Historic Preservation Trust Fund, Preservation Planning Grant application for the newly acquired through donation of Stanley building, Block 93 Lot 13.03 at the SW corner of Fairmount Avenue and Oliver Street, in Chatham Borough; and

WHEREAS, four professional Preservation Architects responded to the Borough's request for proposal for the development of a Preservation Planning Grant Guide and Historic Structure Report, whose qualifications meet the Secretary of Interior's Historic Preservation

Professional Qualification Standards, with Clark, Caton & Hintz being the lowest responsible bidder; and

WHEREAS, Clark Caton & Hintz Preservation Architects submitted \$49,700 inclusive of necessary professional services, and National Register Nomination for the Stanley Building, with the Borough's contribution of \$9,940.00, or 20% of the total cost, from the Borough's Stanley Center dedicated fund T-17-56-00-229, which is readily available; and

WHEREAS, the grant amount requested from the Morris County Historic Preservation Trust Fund for the Stanley Center 2021 Preservation Planning Grant cycle, equals \$39,760.00; and

WHEREAS, eligible properties must hold Historic Places Status on the National or New Jersey Register of Historic Places, or gain a Certified New Jersey Eligible Certificate prior to the application review process for grant funding consideration; and

WHEREAS, Preservationist Janet Foster conducted necessary research and submitted the Certificate of Eligibility Application for the Stanley Center in March of 2021, for State Historic Preservation Review with State Historic Trust Office determination to follow; and

WHEREAS, the Morris County Historic Preservation Trust Grant Application must be submitted by March 26, 2021. And should the Morris County Commissioners Award Chatham Borough these reimbursable grant funds, the Chief Financial Officer has confirmed sufficient funds exist in the Stanley Center dedicated fund and are approved for this use by the Mayor and Borough Council.

BE IT RESOLVED, the Borough Council of the Borough of Chatham hereby authorize the Mayor to execute a Morris County Historic Preservation Trust Fund Preservation Planning Grant for the Stanley Center 2021 grant cycle as herein referenced; and

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

RESOLUTION #21-149

RESOLUTION TEMPORARILY SUSPENDING THE GARAGE SALE PERMIT FEE IN CHATHAM BOROUGH

WHEREAS, the Borough of Chatham would like to participate in a Borough-wide garage sale event with the Borough of Madison and the Township of Chatham on April 17, 2021; and

WHEREAS, Resolution # 21-70 adopted by the Mayor and Council on January 4, 2021 set forth a schedule of fees for permits, fees, applications, and miscellaneous services of the Borough for calendar year 2021; and

WHEREAS, The Environmental Commission is asking that the Borough waive the garage sale permit fee in support of the garage sale event; and

WHEREAS, the Mayor and Council supports this Borough-wide event and wish to grant the request to temporarily suspend the fees associated with a garage sale permit for those wishing to participate.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham waive the garage sale permit fee for any resident wishing to participate in the Borough-wide garage sale event on April 17, 2021.

BE IT FURTHER RESOLVED, that the fee suspension shall not be used for any other dates unless authorized by the Mayor and Council. Regular permit fees recommence on April 18, 2021.

RESOLUTION #21-150

RESOLUTION AUTHORIZING THE SETTLEMENT OF CERTAIN RESIDENTIAL AND COMMERCIAL TAX APPEALS

WHEREAS, various appeals of the 2020 and 2021 real property tax assessments have been filed in the Tax Court of New Jersey; and

WHEREAS, settlement of the appeals is in the best interest of the Borough; and

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

1. The settlement of the above referenced tax appeals filed at the Tax Court of New Jersey is hereby authorized as follows:

**Chiperfield, Robert N Jr. /Pamela R.
146 Fairmount Avenue
Block 95, Lot 5**

PROPERTY OWNER	YEARS	ORIGINAL ASSESSMENT	PROPOSED SETTLEMENT
Chiperfield, Robert N Jr/Pamela R.	2020-2021	\$2,159,600	\$1,850,000

2. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.
3. This resolution shall take effect immediately.

CONSENT AGENDA VOTE:

Mayor Kobylarz asked Council Member Treloar to proceed with the Resolutions listed on the Consent agenda. Resolutions #21-145 through #21-150.

Council Member Treloar made a motion to approve Resolutions #21-145 through # 21-150 on the Consent Agenda. The motion was seconded by Council Member Resto. By a unanimous voice vote, the Consent Agenda resolutions were approved.

ADD-ON RESOLUTION[S]

There were none.

EXECUTIVE SESSION

Mayor Kobylarz asked Council Member Truilo to proceed with Resolution # 21-151.

Council Member Truilo read Resolution # 21-151.

RESOLUTION # 21-151

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:

1. Attorney Client Privilege/Litigation: 4 Watchung LLC vs. Zoning Board of Adjustment of the Borough of Chatham – Jim Lott
2. Personnel Matter: Police Officer Hire – Chief Gibbons

BE IT FURTHER RESOLVED, the matter(s) discussed will be made known to the public at such time as appropriate action is taken on said matter(s), and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Borough of Chatham, provided such disclosures will not violate Federal, State or local statutes and does not fall within the attorney-client privilege. The Borough Council will not return to public session after this closed session.

ADJOURNMENT

Having no other business to conduct in public session, Council Member Truilo made a motion to adjourn the meeting, seconded by Council President Dempsey. The meeting was adjourned at 8:32 p.m.

Respectfully Submitted on April 26, 2021 by:

Tamar Lawful, RMC
Borough Clerk
BOROUGH OF CHATHAM