

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

**March 8, 2021 MINUTES**

Mayor Thaddeus J. Kobylarz called the March 8, 2021 virtual Regular Meeting of the Borough of Chatham to order on Monday, March 8, 2021 at 6:02 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 29 million Americans who contracted COVID-19, and the more than 525,000 people who have died from the disease. He further acknowledged the ten (10) Chatham Borough residents who died since the pandemic. Lastly, he acknowledged the loss of a lifelong resident of Chatham Borough and a volunteer member of the Chatham Fire Department, Bill “Tut” Weichert.

**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)

## **PROCLAMATION**

Mayor Kobylarz asked Council Member Koronkiewicz to proceed with Resolution # 21-126.

Council Member Koronkiewicz read Resolution # 21-126 as follows:

### **RESOLUTION #21-126**

#### **CELEBRATING AMERICAN RED CROSS MONTH IN THE MONTH OF MARCH**

**WHEREAS**, the American Red Cross was established 137 years ago as a humanitarian organization to provide services to those in need regardless of race, religion, gender, sexual orientation or citizenship status and today is one of the largest humanitarian organizations in the world; and

**WHEREAS**, in the United States, the American Red Cross responds, on average, to more than 62,000 disasters large and small each year, with volunteers who help set up shelters, serve millions of meals, and distribute millions of relief items to those in need; and

**WHEREAS**, last year, and through the support of its dedicated volunteers, the American Red Cross responded to the deadliest wildfires and mudslides in California's history, destructive hurricanes in Florida and the Carolinas, and a devastating typhoon in the U.S. Territories; and

**WHEREAS**, in New Jersey, the American Red Cross New Jersey Region has a long history of helping our neighbors in need and last year the organization responded to 902 local disasters; and

**WHEREAS**, each year the American Red Cross New Jersey Region also provides, on average, 5,100 military family case services and collects an average of 95,000 units of blood from our generous blood donors; and

**WHEREAS**, the month of March is American Red Cross Month, a special time to recognize and thank the Red Cross volunteers and donors who give of their time and resources to help others in need in our communities. The Red Cross depends on local volunteers to deliver help and hope during a disaster and to assist their neighbors when they need a helping hand.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby celebrate the month of March as American Red Cross Month and encourage all citizens to support the American Red Cross organization and its mission to help those in need due to disasters and emergencies by volunteering, making monetary donations or by giving life-saving blood.

###

Council Member Koronkiewicz moved to approve Resolution # 21-126, seconded by Council Member Resto. By a unanimous voice vote, Resolution # 21-126 was approved.

Mayor Kobylarz provided a commemorative copy of the resolution to Johan Reyes and Matthew Teter from the American Red Cross.

Mr. Teter and Ms. Reyes both gave a brief speech thanking the Mayor and Council for the proclamation.

## **DRAFT MINUTES | Subject to the Approval of the Governing Body**

In recognition of Giving Day (March 24, 2021), Mayor Kobylarz encouraged the public to give to organizations such as the Red Cross.

### **PROCLAMATION**

Mayor Kobylarz asked Council President Dempsey to proceed with Resolution # 21-127.

Council President Dempsey read Resolution # 21-127 as follows:

### **RESOLUTION #21-127**

#### **CELEBRATING THE MONTH OF MARCH AS WOMEN'S NATIONAL MONTH**

**WHEREAS**, the month of March commemorates the immeasurable impact women have made to our society; and

**WHEREAS**, women have played a significant role in every aspect of our lives and civilization; and

**WHEREAS**, in certain cultures during the age of hunter/gatherer, women were tasked with building hunts, gathering food, and raising children, demonstrating their strength and value to their family and community; and

**WHEREAS**, there was a time when women were not permitted to be educated at all academic levels, to work, to own property, to vote, to choose with their bodies, and to be self-sufficient; and

**WHEREAS**, women fought for equality and freedom; and

**WHEREAS**, women led the suffrage movement, served in the abolitionist movement, the emancipation movement, the labor movement, the civil rights movement, and other causes to create a more fair and just society which we know today; and

**WHEREAS**, today would not be possible without the sacrifices of ancestral women who stood for change; and

**WHEREAS**, women have risen to the occasion and proven themselves as leaders of our society, and have become a great presence in music, education, politics, science, business, arts, sports, poetry, literature, mathematics, engineering, astronomy, to name just a few; and

**WHEREAS**, we give acknowledgement to the strength of women for breaking many barriers, despite the resistance and discomfort they have faced throughout the process; and

**WHEREAS**, we give acknowledgement to women such as, Sandra Day O'Connor, the first female Supreme Court Justice, Kamala Harris, the first female Vice President, Shirley Chisholm, the first black female elected to the United States Congress, Elizabeth Bragg, the first female engineer, Margaret Chase Smith, the first female to be elected to both houses of congress, Sally Ride, the first American female in space; Harriet Quimby, the first licensed female pilot to fly across the English Channel, Madam C. J. Walker, the first American female entrepreneur millionaire; Elisabeth Blackwell, the first female doctor in the

## **DRAFT MINUTES | Subject to the Approval of the Governing Body**

United States and Hannah Adams the first American female professional writer, to name just a few; and

**WHEREAS**, despite the advancement women have made in the United States, much remains to be done to achieve true equality and respect for the ones who have carried, labored, birthed and raised humanity into its existence, to be future leaders of this phenomenal nation; working laboriously, sacrificing themselves, while loving unconditionally; and

**WHEREAS**, women are beautiful, strong, smart, amazing in their own right, and powerful in ways they could never imagine; and

**WHEREAS**, Nancy Pelosi once said “Women are leaders everywhere you look, from the CEO who runs a Fortune 500 company to the housewife who raises her children and heads her household. Our country was built on strong women, and we will continue to break down walls and defy stereotypes;” and

**WHEREAS**, Maya Angelou states, “I am a woman/Phenomenally/Phenomenal woman/ That’s me.”

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham, in support of all women in every aspect, declares the month of March to be National Women’s Month.

###

Council President Dempsey moved to approve Resolution # 21-127, seconded by Council Member Resto. By a unanimous voice vote, Resolution # 21-127 was approved.

Mayor Kobylarz provided a commemorative copy of the resolution to the women on the Governing Body and to every female employee at Borough Hall.

Mayor Kobylarz acknowledged International Women’s Day (March 8, 2021). International Women’s Day celebrates the social, economic, and cultural achievements of women around the world. It was created to bring global awareness to gender parity. Gender parity provides equal access to the same rights and opportunities of all women despite her gender at birth. Rights and opportunities such as health care, higher education, desirable employment, equal pay, equal protection from the law, right to vote, and freedom from violence are essential under any civilized society. Let us hope we get there soon.

Council Member Koronkiewicz encouraged the public to visit the downtown area to see informational brochures and posters about historic women.

### **PROCLAMATION**

Mayor Kobylarz asked Council Member Resto to proceed with Resolution # 21-128.

Council Member Resto read Resolution # 21-128 as follows:

**RESOLUTION #21-128**

**RESOLUTION ACKNOWLEDGING THE THIRD WEEK OF MARCH AS  
NATIONAL POISON PREVENTION WEEK**

**WHEREAS**, Congress designated the third full week in March to be National Poison Prevention Week (NPPW) in 1961 and, since then, this week has helped to raise national awareness of the dangers of potentially dangerous medicines, household products and chemicals, environmental contaminants, and other substances; and

**WHEREAS**, poison centers across the country will focus the public's attention on the free, lifesaving services provided by poison centers, as well as, educating the public on ways to prevent poisoning exposures; and

**WHEREAS**, the New Jersey Poison Control Center, a division of the Department of Emergency Medicine at Rutgers New Jersey Medical School provides 24/7 expert poisoning treatment advice, drug information, and prevention education at no cost to the public accessing center services through the Poison Help number at 1-800-222-1222, chat ([www.njpies.org](http://www.njpies.org)), or text 973-339-0712; and

**WHEREAS**, specialized medical professionals (doctors, pharmacists, and nurses) provide accessible, free, and confidential healthcare to all; and

**WHEREAS**, poison center services save healthcare dollars by eliminating thousands of unnecessary emergency department/room visits and decreasing the lengths of stays for patients hospitalized for poisoning through telemedicine services/capabilities; and

**WHEREAS**, the poison center is instrumental in the surveillance and management of poisoning exposures across the state, including the use, misuse, and abuse of medications, legal and illicit drugs, environmental contaminants, bioterrorism agents, and common household products and chemicals; and

**WHEREAS**, the state's poison control center is involved in New Jersey's efforts in homeland defense, counterterrorism, emergency preparedness and response, and bio-surveillance; and

**WHEREAS**, unintentional poisoning is the leading cause of unintentional injury and death in New Jersey outnumbering deaths by motor vehicles and firearms; and

**WHEREAS**, a poison is defined as anything that can cause harm if taken in the wrong amount, in the wrong way, or by the wrong person; and

**WHEREAS**, although most reported poison exposures involve children five (5) years old and younger; most poisoning deaths occur in adults aged 20 to 59; and

**WHEREAS**, overdose deaths from prescription opioids, over-the-counter medications, and illegal drugs remain at epidemic proportions for both New Jersey and the United States; and

**WHEREAS**, lead exposure and carbon monoxide (CO) poisoning remains major public health concerns; and

**WHEREAS**, vaping and e-cigarette devices pose a serious risk of nicotine poisoning, as well as serious potentially deadly vaping associated lung illnesses, also referred to as EVALI; and

**WHEREAS**, poison center experts encourage the public not to guess, wait for symptoms, or waste time looking up medical information online when potential poisoning exposures occur; and

**WHEREAS**, all residents should save the Poison Control Center's number, 1-800-222-1222, in their cell, home, and office phones because a fast response can make all the difference in preventing serious injury and saving lives.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham do hereby proclaim the week of March 21-27, 2021 as National Poison Prevention Week in Chatham Borough and encourage all citizens to pledge their commitment to ensuring the safety of themselves, their families, and their community.

###

Council Member Resto moved to approve Resolution # 21-128, seconded by Council Member Mathiasen. By a unanimous voice vote, Resolution # 21-128 was approved.

Mayor Kobylarz provided a commemorative copy of the resolution to Board of Health President Kay Kaiser.

Mrs. Kaiser gave a brief speech and thanked the Mayor and Council.

## **PROCLAMATION**

Mayor Kobylarz proceeded with Resolution # 21-129.

Mayor Kobylarz read Resolution # 21-129 as follows:

## **RESOLUTION #21-129**

### **RESOLUTION RECOGNIZING THE ANNUAL VOLUNTEERS OF THE LIBRARY OF THE CHATHAMS**

**WHEREAS**, the Mayor of the Borough of Chatham and the Mayor of the Township of Chatham have jointly recognized the Library of the Chathams volunteers who have demonstrated extraordinary commitment and dedication to library services during a health crisis; and

**WHEREAS**, the library's resilience came to the fore on March 29, 2020 when our community rallied and rose to meet the library's *1000 Masks Challenge*; and

**WHEREAS**, this effort helped protect our frontline workers through volunteers making masks with materials funded by the library's 2019 Friends Book Sale proceeds; and

**WHEREAS**, 115 amazing Chatham Borough and Chatham Township residents made more than 5,900 masks, which were sanitized by the Chatham Emergency Squad and distributed to first responders in Chatham Borough and Chatham Township, Morristown Medical Center, Overlook Medical Center, RWJ/Barnabas Health Children’s Hospital of New Jersey at Newark Beth Israel, and elsewhere as needed; and

**WHEREAS**, the leaders of the *1,000 Masks Challenge* gave residents a way to help during a time when people were feeling a need to contribute in some way, and helped restore a sense of normalcy during a time of community upheaval.

**NOW THEREFORE, BE IT RESOLVED**, that the Mayors of the Borough of Chatham and the Township of Chatham are pleased to name the following 18 individuals as:

Mayors' Library Volunteer of the Year Awardees

Library of the Chathams

2020

Kit Preparation Volunteers

Susan Tackaberry  
Debbie Fabian

Maureen Kelly  
Marla Osinski

Alexandra Falconi  
Fernando Falconi

Elizabeth Stewart - 226

Alexandra Falconi – 208 (in addition to assembling kits)

Marla Osiski – 170 (in addition to assembling kits)

Maria Brunetta - 146

Sandra Highway - 144

Nancy Foxon - 144

Linda Harter - 120

Virginie Aris - 120

Delivery Volunteers

(Transported Kits to Mask Makers and completed masks to Emergency Squad)

Phyllis Stevens

Betsy Maltby

Cynthia Merwin

Susan Hoag

Honorable Mention:

Chatham Emergency Squad Volunteer

Mask-Making Superstars

Jun Quon - 500

Peggy Melvin - 500



Council Member Koronkiewicz moved to approve Resolution # 21-129, seconded by Council Member Mathiasen. By a unanimous voice vote, Resolution # 21-129 was approved.

Mayor Kobylarz provided a commemorative copy of the resolution to the Director of the Library of the Chathams, Karen Brodsky.

Ms. Brodsky gave a brief speech and thanked the Mayor and Council.

### **RESOLUTION #21-130**

### **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 8, 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 8, 2021

Council Member Resto moved to approve Resolution # 21-130, seconded by Council Member Mathiasen. By a unanimous voice vote, Resolution # 21-130 was approved.

### **RECUSALS**

Recusals or abstentions submitted for the record:

There were none.

### **DISCUSSION ITEMS**

#### Granicus

Council Member Mathiasen presented on Granicus. Granicus is a meeting management system and is one of the leading management software companies in the country. It provides services to many municipalities, utility boards, and private entities. Granicus was implemented to provide greater transparency to Borough residents. She demonstrated the interesting features the video aspect provides and answered questions from the Governing Body.



### Chatham Community Food Distribution Update

Council Member Resto and Council President Dempsey provided an update on the food distribution program in Chatham Borough. Chatham United Methodist Church created a “Pop-Up” pantry with non-perishable items available 24/7 at the beginning of the coronavirus pandemic. The Chatham Community Food Distribution was shortly created thereafter to accommodate the increasing need of residents. The distribution is held every Wednesday from 3:00 p.m. to 4:00 p.m. at the Chatham United Methodist Church. Residents are provided fresh produce, milk, eggs, bread, shelf-stable lunches, and other necessities. The relief has been organized by many volunteers, including Boxcar, through which donations of milk and eggs may be made. Donations from vendors like Panera Bread and Chatham Bagel have been a great help.

There has been an increase of people in need since December 2020 due to the delay in unemployment benefits and the loss of jobs in the past year. The Chatham Food Distribution program assisted during Thanksgiving and Christmas of 2020, by providing families with turkeys, hams, and candy canes. During the week of Valentine’s Day, each vehicle that came to the food distribution line also received flowers from Sunnywoods Florist. Shop Small for a Big Impact was established to assist both residents and businesses within the Borough by purchasing gift cards from local businesses and giving them to those in need.

Any donation of household goods, hair products, non-perishable foods, and baby products are appreciated. Donations in goods can be dropped off at the Chatham United Methodist Church. Cash or check donations are also accepted. Residents can log onto [boxcarapp.com/Chatham-donations](https://boxcarapp.com/Chatham-donations) to donate.

### Mayor’s Wellness Advisory Committee

Brian George, Chair of the Mayor’s Wellness Committee of the Chathams presented on the Mayor’s Wellness Campaign for 2021. The campaign is a statewide health initiative to encourage and improve overall health and wellness in the community. In the Chathams, the Mayor’s Wellness Advisory Committee started in 2010 and established numerous initiatives such as a fitness contest and blood pressure tests among other initiatives to motivate good health and wellness in the community.

This year’s initiative is to promote a dialogue between adults and children concerning advanced care planning and end of life care. National Healthcare Decision Day is recognized on April 16, 2021. A webinar will be held to provide information on how to handle the discussions and how to manage lifelong care.

Mr. George urged any resident wishing to volunteer in the Mayor’s Wellness Advisory Committee, to contact him via email for additional information: [Brian.George@rwibh.org](mailto:Brian.George@rwibh.org).

## **MAYOR'S REPORT I:**

### Statistical Update on the Coronavirus:

Mayor Kobylarz reported that 419 residents of the Borough contracted COVID-19 since the start of the pandemic. Last week the Borough had seventeen (17) new cases. The daily infection rate has plateaued, but the fluctuation has been considerable. New Jersey is trending in a gradual downslope direction, with the current 7-day rolling average of 2,717 positive cases. Last week, it was 2,830. The transmission rate is 1.06 which is concerning. Health Officer Megan Avallone explained that the number of COVID-19 cases state-wide is increasing. However, Chatham Borough's infection level is moderate.

Ms. Avallone also noted that New Jersey had the nation's highest number of new COVID-19 cases per capita, and the nation's second-highest number of deaths due to the virus. It is vital to remain vigilant. 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.

### COVID-19 Vaccine Information Webinar

Dr. Janice Baker and Dr. Brittney Alexander, both from the Chatham Medicine Practice on Main Street will host a vaccination webinar to inform residents on how to register for a vaccine, the different types of vaccines available, contact tracing, side effects, and local plans to distribute the vaccine. For more information, residents were encouraged to register for the webinar (scheduled on March 9, 2021 at 7:00 pm) via zoom or by calling 908-789-4070.

### Recreation Survey

The Recreation Department has created and posted a survey pertaining to the recreation facilities in Chatham Borough and how they are currently being utilized. The survey will be available on the Borough's website and Facebook. Residents were asked to participate and to provide their input on improvements needed in the Borough.

### The passing of Bill "Tut" Weichert

The Mayor announced the sudden loss of Chatham Borough resident Billy "Tut" Weichert, a lifelong resident of the Borough, and an active member of the Chatham Borough Fire Department since December 1989. He was the Hook and Ladder Company Captain as well as the Chairman of the Venison Dinner. He also served on the Fishing Derby Committee for many years. He was known for his can-do attitude, and charitable nature of helping those in need. Professionally, Tut was the owner of Chatham Main Contractors. He leaves behind his beloved wife Mary Weichert and three children. Billy "Tut" Weichert will be missed by everyone!

## MEETING OPEN TO THE PUBLIC

*Residents wishing to make public comments may dial 929-205-6099 (Meeting ID:881 2238 2966) or obtain online access of the meeting using the following URL:*  
<https://us02web.zoom.us/j/88122382966>

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.

### **Robert Weber- 99 Summit Avenue:**

Mr. Weber inquired about the resolution to increase the solid waste fees and the dollar amount of the increase. He also asked if the Borough would risk a second increase once the new contract is negotiated.

Chief Financial Officer, Karen Fornaro and Council Member Mathiasen informed Mr. Weber that the fee increase is necessary to ensure that the Borough has the financial ability to afford the cost for solid waste under the current contract terms and conditions. As for a second increase, that information is premature until the new contract is complete, and all the options currently available for the Borough are considered.

### **Dr. Rozella Clyde- 33 Carmine St.:**

Sustainable Green Team is in need of new volunteers. Residents interested in volunteering their services should submit a volunteer application. As a result of COVID-19, and the change in season, the Sustainable Green Team events will begin in April.

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 # 21-05.

Council Member Mathiasen read Ordinance # 21-05 entitled:

### **ORDINANCE # 21-05**

## **BOROUGH OF CHATHAM PROPOSED AMENDMENTS TO LAND USE ORDINANCE CHAPTER 165 ARTICLE XIV STORMWATER MANAGEMENT AND CONTROL**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on February 22, 2021.

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

The Borough Clerk stated that legal notices were submitted via regular mail and certified mail to all entities in accordance with N.J.S.A. 40:55D-15 and also published indicating that Ordinance # 21-05 was introduced and passed on first reading at the February 22, 2021 meeting and indicated the second reading and public hearing would be held at 6:00 p.m. on March 8, 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 # 21-05 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 Treloar 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	X			
Resto			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.

Mayor Kobylarz proceeded to the reports from the Borough Council Members.

## REPORTS

### COUNCIL MEMBERS

**Council President Dempsey** – Council President Dempsey reported that the Board of Education welcomed its newest member, Chris Delsandro, who replaced Michael Valente.

The School District of the Chathams is currently working on creating the framework to educate children during the pandemic focusing on middle school and high school in-person learning. As

per Dr. Michael LaSusa, the district hopes to increase in-person learning by the end of the year.

Council Member Mathiasen created a survey for residents pertaining to the recreational facilities in the Borough. The goal is to receive feedback on what residents would like to see and improved upon in the community. The survey is now available on the Borough's website and Facebook.

Council President Dempsey reported that the Mayor and Council will have virtual office meetings for residents. The schedule for each Council Member and the Mayor is available on the Borough's website and Facebook.

**Council Member Mathiasen** – Council Member Mathiasen reported on the Environmental Commission. The Commission is working on an ordinance to ensure Borough residents residing in apartment buildings have access to electric vehicle charging stations. The Commission will present the ordinance at an upcoming Council Meeting.

Composting events will be held to educate residents. The events will be held in conjunction with Chatham Township, Madison Borough and Morris Township. The date of the events are: April 16<sup>th</sup> and March 22<sup>nd</sup>, with additional dates to follow.

The multi-town yard sale will be held on April 17, 2021. The application fee of \$ 3.00 to participate in the event will be waived.

**Council Member Treloar** – Council Member Treloar had nothing new to report.

**Council Member Koronkiewicz** – Council Member Koronkiewicz reported on the Shade Tree Commission. She stated the Commission received 177 application requests last year to remove trees and the Department of Public Works assisted in planting new trees around the Borough. She reminded residents that a permit is required for the removal of trees.

**Council Member Resto** – Council Member Resto reported that the Board of Health will meet on Thursday, March 11, 2021 at 4:30 pm.

The Economic Development Advisory Committee will host a webinar to inform business owners on how to apply for federal/state assistance, the latest round of PPE loans, and other programs available.

Council Member Resto is working with Michelle Lease on posting historic images of the downtown businesses in celebration of Founder's Month in March.

The Undergrounding Advisory Committee is working on forming a working group with various municipalities to facilitate JCP&L on improving its services with municipalities.

On March 10, 2021, the Senior Citizen Advisory Committee will discuss its funding of senior transportation with Tri-Town 55+.

**Council Member Truilo** – Council Member Truilo reported that the Historic Preservation Commission is ready to launch its digital historic guideline and would like to present it to the Mayor to Council.

The Community Garden Advisory Committee has sold all plots for 2021, with the expectation to begin gardening within the next 5 weeks.

## **MAYOR'S REPORT II**

Mayor Kobylarz had nothing further to report.

## **ADMINISTRATOR'S REPORT**

Business Administrator Steven Williams had nothing new to 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 #21-131 through Resolution #21-141 have been placed on the Consent Agenda.

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

There were none.

## **APPOINTMENTS**

### **RESOLUTION 21-131**

### **RESOLUTION TO AWARD A NON-FAIR AND OPEN CONTRACT FOR THE INSTALLATION OF FENCING IMPROVEMENTS FOR GARDEN AVENUE TENNIS COURT IMPROVEMENTS TO GUARDIAN FENCE CO., INC.**

**WHEREAS**, the Borough of Chatham is in the process of upgrading the tennis courts at Garden Avenue Park; and

**WHEREAS**, the purchasing agent has determined and certified in writing that the value of the services exceeds \$17,500; and can be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and 20.5 as appropriate; and

**WHEREAS**, because the anticipated contract amount is less than the Borough's bid threshold of \$44,000.00, but 15% or more of that amount, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires the Borough to solicit at least two (2) competitive quotations for said work; and

**WHEREAS**, the Borough of Chatham has received two (2) quotations for the required construction, and the bid submitted by Guardian Fence Company, Inc. in the amount of \$29,797.03 was the low bid for the fence installation; and

**WHEREAS**, Guardian Fence Co., Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Guardian Fence Co., Inc. and has not made any reportable contributions to a political candidate in the Borough of Chatham in the previous one year, and that the contract will prohibit Guardian Fence Co., Inc. from making any reportable contributions through the term of the contract; and

**WHEREAS**, upon the recommendation of the Borough Engineer and the Borough's Qualified Purchasing Agent, the Borough Council wishes to authorize a non-fair and open contract with Guardian Fence Co., Inc. in accordance with the scope of work and contract amount set forth in its proposal dated March 3, 2021; and

**WHEREAS**, the Chief Financial Officer has determined sufficient funds are available in capital acct# C-04-55-920-301.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Chatham, County of Morris, State of New Jersey that a contract be processed and awarded to Guardian Fence Co. Inc. of Newark, N.J., in the amount of \$29,797.03; and be it

**BE IT RESOLVED**, by the Council of the Borough of Chatham, County of Morris, State of New Jersey that the Mayor is hereby authorized to execute a contract with Guardian Fence Co. Inc. of Newark, N.J., in the amount of \$29,797.03 for the fence installation at Garden Avenue Park.

## **FINANCE**

### **RESOLUTION 21-132**

#### **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 21-133**

#### **RESOLUTION AUTHORIZING A REFUND FOR PROPERTY TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised of an overpayment on the property taxes for the property listed below; and



**WHEREAS**, a redemption of tax lien # 2016-4 the Tax Collector has further advised that a refund for the property tax overpayment is to be made as follows due to:

<u>BLOCK/LOT</u> <u>QTR.</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	<u>TAX</u>
28/20	Syed Kamran Munawar 33 Kings Road Chatham, New Jersey 07928	\$2,570.35	2021/1 <sup>st</sup>

**\*Please make check payable and mail to:**

Syed Kamran Munawar  
33 Kings Road  
Chatham, NJ 07928

**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 of property taxes as herein referenced.

#### **RESOLUTION 21-134**

#### **RESOLUTION REFUNDING REDEMPTION OF TAX SALE CERTIFICATE #2016-4**

**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>
126/10	Kevin Kidde 9 Vine Street	\$152,832.18 (including return of \$51,100.00 premium)

Please make check payable and mail to:  
US Bank Cust. BV002 Trust & Creditors  
50 South 16<sup>th</sup> Street, Suite 2050  
Philadelphia, PA 19102

**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 #2016-4 as herein referenced.

#### **RESOLUTION 21-135**

#### **RESOLUTION AUTHORIZING REFUND FOR WATER/SEWER UTILITY OVERPAYMENT**

**WHEREAS**, the Utility Clerk for the Borough of Chatham has advised that an overpayment was made in the payment of a water bill; and

**WHEREAS**, the property owner has requested a refund for the overpayment as follows:

<u>ACCOUNT #</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>REFUND AMOUNT</u>
517-0	Gary Barber & Jasmine Labay 60 Lafayette Avenue Chatham, NJ 07928	\$92.65

Please make check payable & mail to:  
Clearskies Title Agency  
16 Bleeker Street, Suite A  
Millburn, NJ 07041

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough's Utility Clerk to process a refund for the overpayment as herein referenced.

#### **RESOLUTIONS 21-136**

##### **RESOLUTION AMENDING THE FEE SCHEDULE**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby amend the Fee Schedule as set forth below:

Area to Amend	Amended From:	Amended To:
Solid Waste – Service Charge - Commercial	\$285.00	\$328.00
Solid Waste – Service Charge - Residential	\$245.00	\$282.00

**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.

#### **PERSONNEL**

##### **RESOLUTION 21-137**

##### **RESOLUTION PROMOTING THOMAS PARIS TO THE POSITION OF FOREMAN IN THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Director of Public Works posted the job opening for the position of Foreman in the Department of Public Works and notice of the vacancy was posted on the Union bulletin board in accordance with Article XXII and applications were solicited from interested employees in the Chatham Borough Public Works Department; and

**WHEREAS**, Public Works Director Tony Torello reported that two employees applied for the position and that the selection committee conducted interviews to determine each candidate's qualifications; and

**WHEREAS**, after interviews were conducted, the selection committee agreed that Thomas Paris met or exceeded the qualifications and work requirements outlined in the Foreman job description and has recommended him for promotion to the position of Foreman in the Department of Public Works, effective March 16, 2021; and

**WHEREAS**, the starting salary for this position shall be \$91,834.00, pro-rated for the remainder of the 2021 calendar year.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the selection committee and hereby promote Thomas Paris to the position of Foreman in the Department of Public Works, effective March 16, 2021 at the starting annual salary of \$91,834.00, pro-rated for the remainder of the 2021 calendar year; and

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

## **LAW AND PUBLIC SAFETY**

### **RESOLUTION 21-138**

#### **RESOLUTION EXTENDING THE POLICE SERGEANTS PROMOTION ELIGIBILITY LIST**

**WHEREAS**, the Chief of Police has recommended to the Mayor and Council that a promotion eligibility list be established; and

**WHEREAS**, Section IV of the Police Promotion Policy issued on May 28, 2002 and revised on January 28, 2019, authorizes the Mayor and Council to establish promotion eligibility lists; and

**WHEREAS**, Resolution #19-179 adopted by the Borough Council on April 22, 2019 delineates the period for the promotion of police sergeants to begin on April 3, 2019 and ending on April 3, 2021; and

**WHEREAS**, the Chief of Police has requested an extension of the sergeants promotion eligibility period from April 3, 2021 to December 31, 2021.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham, that a Police Sergeant's Promotion Eligibility List is hereby extended from its original period (April 3, 2019 – April 3, 2021) to December 31, 2021.

### **RESOLUTION 21-139**

#### **RESOLUTION AUTHORIZING THE HIRING OF MARIA JOSE REYGADAS-**

**COLORADO 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 Maria Jose Reygadas-Colorado to fill the vacancy.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby authorize the hiring of Maria Jose Reygadas-Colorado as a Crossing Guard for the Borough of Chatham Police Department effective March 23, 2021, with an hourly rate of \$23.40.

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

**OTHER**

**RESOLUTION 21-140**

**RESOLUTION APPROVING TAX APPEAL SETTLEMENT**

**BLOCK 50, LOT 10**

**DOCKET NOS. 007188-2008; 004219-2009; 009144-2010; and 002070-2011**

**WHEREAS**, appeals of the real property tax assessments for tax years 2008 through 2011 for the property located at Block 50, Lot 10 on the Official Tax Map of the Borough of Chatham have been filed by the taxpayer and are pending in the Tax Court of New Jersey bearing Docket Nos. 007188-2008; 004219-2009; 009144-2010; and 002070-2011; and

**WHEREAS**, a settlement has been negotiated with the taxpayer resolving the tax appeals; and

**WHEREAS**, the property owners have agreed to waive pre-judgement interest due to any refunds payable as a result of the proposed settlement provided that the refunds be made within sixty (6) days of the date of entry of Judgment by the Tax Court; and

**WHEREAS**, as a result of the proposed settlement, the appeals bearing Docket No 002070-2011 was withdrawn and the assessments for 2008 through 2010 (pursuant to the Freeze Act) are reduced as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>
2008-2010	\$1,046,500.00	\$1,025,000.00
2011	\$1,046,500.00	Withdrawn

**WHEREAS**, upon the recommendation of the Borough Tax Assessor and Borough Appraisal Consultant, the Borough Council believes that this settlement is in the best interest of the Borough and secures fairness and uniformity in the assessment process.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Chatham that the Borough Council hereby approves of the above settlement of the real property tax appeals bearing Docket Nos. 007188-2008; 004219-2009; 009144-2010; and 002070-2011.

**BE IT FURTHER RESOLVED**, by the Borough Council that the Borough Tax Counsel is hereby authorized and directed to enter into the Stipulation of Settlement, which is attached and made a part of this Resolution, and to file the Stipulation and such other documents as required to implement this settlement with the Tax Court of New Jersey.

**BE IT FURTHER RESOLVED**, upon receipt of the Tax Court Judgement, the Borough Tax Collector is hereby authorized to apply all refunds in the form of a credit against future taxes.

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

#### **RESOLUTION 21-141**

#### **RESOLUTION REQUESTING AN EXTENSION TO AWARD A CONSTRUCTION BID FOR THE LOWER WASHINGTON AVENUE ROAD IMPROVEMENT PROJECT TO MAY 1, 2021**

**WHEREAS**, the Borough of Chatham has obtained a grant from the NJDOT through the Local Aid Program (MA-2019) for the Lower Washington Avenue Road Improvement Project (00371); and

**WHEREAS**, as part of the grant approval, the Borough is required to award a contract for the construction of the Lower Washington Avenue Road Improvement Project by March 25, 2021; and

**WHEREAS**, due to the existential health crisis caused by COVID-19, the Borough has decided not to move forward with any road improvement projects; and

**WHEREAS**, the project is currently in the final design stage with Dynamic Engineering Consultants, P.C.; and

**WHEREAS**, Dynamic Engineering Consultants, P.C. believes they will be ready to bid the project by April 1, 2021; and

**WHEREAS**, the Borough Engineer advised the Borough Council that the award of contract for the construction of the project can be executed by May 1, 2021; and

**WHEREAS**, the Borough is required to ask the NJDOT for an extension of time to assure that the funds for the project are not rescinded.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that the Mayor is hereby authorized to request an extension of time to award the Lower Washington Avenue Road Improvement Project by May 1, 2021.

**CONSENT AGENDA VOTE:**

Mayor Kobylarz asked Council Member Resto to proceed with the Resolutions listed on the Consent agenda. Resolutions #21-131 through #21-141.

Council Member Resto made a motion to approve Resolutions #21-131 through # 21-141 on the Consent Agenda. The motion was seconded by Council Member Mathiasen. By a unanimous voice vote, the resolutions aforementioned were approved.

**ADD-ON RESOLUTION[S]**

There were none.

**ORDINANCES FOR FIRST READING**

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

Council Member Mathiasen introduced Ordinance #21-06 by title as follows:

**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**

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

Council Member Mathiasen read:

**WHEREAS**, the above Ordinance was introduced and read by title at this Council meeting held on March 8, 2021.

**BE IT RESOLVED**, that at the Council meeting to be held on March 22, 2021 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 Mathiasen offered Ordinance # 21-06 and moved its adoption on first reading.

Council President Dempsey seconded the motion.

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

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

## ADJOURNMENT

Having no other business to conduct in public session, Council Member Truilo made a motion to adjourn the meeting, seconded by Council Member Resto. The meeting was adjourned at 8:22 p.m.

Respectfully Submitted on April 12, 2021 by:

Tamar Lawful, RMC  
Borough Clerk  
BOROUGH OF CHATHAM