

AGENDA TUESDAY, April 15, 2014

**Regular Meeting
Mayor and Borough Council**

**Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928**

CALL MEETING . The meeting will be called to order at 7:30 p.m.
TO ORDER

**SALUTE TO
THE FLAG**

MOMENT OF SILENCE

**ADEQUATE
NOTICE**

Statement re: Adequate Notice of Meeting

Pursuant to the requirements of R.S. 10:4-10, adequate notice of this meeting has been provided by including same in the Annual Notice, copies of which were posted on the Municipal Bulletin Board, on the main floor of the Municipal Building, e-mailed to the Independent Press, the Morris County Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and the Alternative Press and filed with the Borough Clerk, all on January 2, 2014.

ROLL CALL

On a call of the roll the following officials should be present:

Mayor Bruce A. Harris
Council Member James J. Collander
Council Member James Lonergan
Council Member John Holman
Council President Victoria Fife
Council Member Gerald J. Helfrich
Council Member Alida Kass
Robert J. Falzarano, Borough Administrator
James L. Lott, Jr., Borough Attorney
Catherine Baldwin, Acting Clerk

PROCLAMATION

ARBOR DAY PROCLAMATION

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska and,

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal, and

WHEREAS, Hurricane Irene in August 2011, October 2011 snow storm and Hurricane Sandy in October 2012 resulted in the loss of numerous trees in the Borough.

BE IT RESOLVED, I, Mayor Bruce A. Harris of the Borough of Chatham, do hereby proclaim April 25, 2014 as **ARBOR DAY** In the community of the Borough of Chatham, I urge all citizens to support efforts to protect our trees and woodlands to support our city's urban forestry program, and Further, I urge all citizens to plant trees to gladden hearts and promote the well-being of present and future generations.

RESOLUTION #14-166

RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the minutes from the following meeting are approved as typed and filed in the Borough Clerk's office:

Council Meeting, March 24, 2014
Special Council Meeting March 31, 2014

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Chatham that the Executive Session minutes be adopted herein as approved and redacted by the Borough Attorney:

Executive Session March 24, 2014

DISCUSSION ITEMS

1. Freeholder Budget – Hank Lyon
2. Budget Clarification – James Lonergan
3. Tree Ordinance – Ms. Kass

MEETING OPEN TO THE PUBLIC

NOTICE OF PUBLIC COMMENT

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.

Board & Commission Members & Liaison Reports

Affordable Housing Advisory Committee	Mayor Bruce A. Harris
Traffic & Pedestrian Safety Advisory Committee	James J. Collander
Clean Chatham Advisory Committee	Victoria Fife
Mayors' Wellness Committee	Victoria Fife
Public Arts Council (Advisory Committee)	Victoria Fife
Project Community Pride	Victoria Fife
Chamber of Commerce	Victoria Fife
Planning Board	Victoria Fife
Senior Center of the Chathams	Victoria Fife
Train Station Centennial Advisory Committee	Victoria Fife
Cares & Shares Advisory Committee	James Lonergan
Communications and Technology Advisory Committee	James Lonergan
Overnight Parking Advisory Committee	James Lonergan
Municipal Pool Advisory Committee	James Lonergan
Joint Recreation Advisory Committee	James Lonergan
Joint Community Gardens Advisory Committee	John Holman
Farmers' Market Advisory Committee	John Holman
Board of Health	John Holman
Madison Chatham Joint Meeting	John Holman
Board of Education	Gerald J. Helfrich
9/11 Memorial Advisory Committee	Gerald J. Helfrich
Open Space & Historic Preservation Trust Advisory Comm.	Alida Kass

**Environmental Commission
Shade Tree Commission
Historic Preservation Commission**

**COUNCIL MEETING
April 15, 2014
Alida Kass
Alida Kass
Alida Kass**

MAYOR'S REPORT

Mayor Bruce A. Harris

ADMINISTRATOR'S REPORT

Robert J. Falzarano

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 #14-167 through Resolution #14- 174 have been placed on the Consent Agenda.

RESOLUTIONS REMOVED FROM THE CONSENT AGENDA

CONTRACTS

RESOLUTION #14-167

RESOLUTION TO AWARD THE CONTRACT FOR THE 2014 SIDEWALK AND CURB PROGRAM TO M. SKY CONSTRUCTION CORPORATION OF LAKE HOPATCONG, NJ

WHEREAS, the Borough of Chatham has the annual need to bid out services for curb and sidewalk improvements; and

WHEREAS, the Borough of Chatham has received eight (8) bids for the required 2014 Sidewalk and Curb Program; and

WHEREAS, the bid submitted by M. Sky Construction Corporation, in the amount of \$155,465 was the low bid; and

WHEREAS, the Borough Engineer has reviewed the bids and finds the low bidder qualified and the bid documents to be acceptable; and

WHEREAS, the Chief Financial Officer has determined sufficient funds will be available upon final approval of the 2014 budget.

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 M. Sky Construction Corporation in the amount of \$155,465; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute a contract with M. Sky Construction Corporation in the amount of \$155,465 for the sidewalk improvements.

RESOLUTION #14-168

RESOLUTION TO AWARD A CONTRACT FOR ENGINEERING DESIGN SERVICES FOR THE 2014 ROAD RESURFACING IMPROVEMENTS TO MASER CONSULTING PA

WHEREAS, the Borough of Chatham has identified various roads in need of resurfacing; and

WHEREAS, the Engineering Department has determined soliciting competitive quotes for professional services would be less expensive than utilizing the Morris County Cooperative Purchasing program; and

WHEREAS, the Engineer has received three (3) responses to the Request for Proposals(RFP's) for the engineering design services as follows:

Maser Consulting P.A.	\$7,500.00
Dynamic Engineering Consultants, PC	\$13,250.00
Ferriero Engineering, Inc.	\$8,800.00

;and

WHEREAS, the Borough Engineer for the Borough of Chatham has reviewed the proposals and advised that Maser Consulting P.A. was the lowest quote for the services outlined; and

WHEREAS, the Finance Director has determined that sufficient funds are available for the professional engineering services required for this project in acct # C-04-913-201.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey that a contract for the design services required to be undertaken for the 2014 Road Resurfacing Improvement project in the total amount of \$7,5000.00 for the design services outlined in the proposal dated April 1, 2014 was prepared by Maser Consulting P.A.; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are hereby authorized and directed to execute a contract for the design services required to be undertaken for the project in the total amount of \$7,500.00 duly awarded to Maser Consulting P.A.

FINANCE

RESOLUTION #14-169

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 Borough 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 Director of Finance.

RESOLUTION #14-170

RESOLUTION TO REFUND REDEMPTION OF TAX SALE CERTIFICATE #2011-8

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that a redemption of a tax sale certificate be issued to the individuals listed below as follows:

BLOCK/LOT	OWNERS & PROPERTY ADDRESS	AMOUNT	YEAR/QTR
133/2	Loantaka LLC to St. Benin 110 Summit Avenue	\$93,566.98	Redemption Tax Cert. # 2011-8 (Total includes \$8,000.00 premium)

Refund should be made out & mailed to:

Jonathan Katz
61 Hilltop Road
Short Hills, NJ 07078

OTHER

RESOLUTION #14-171

RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE RELAY FOR LIFE EVENT

WHEREAS, Relay for Life is the American Cancer Society's signature fund-raising event in support of research, education, advocacy, and patient services; and

WHEREAS, the Relay for Life Event is a community-owned/volunteer-driven event, not simply to raise funds, but to involve new communities, give society a local presence and provide communities the opportunity to own the American Cancer Society's mission to relentlessly work to save lives and create a world with less cancer; and

WHEREAS, the Relay for Life Event of Chatham is scheduled to be held at Haas Field in the Borough overnight from May 31st to June 1st of 2014; and

WHEREAS, as part of the Relay for Life Event, participants will camp out overnight and take turns walking or running around the Haas Field track to raise money and awareness to help the American Cancer Society in the world's fight against cancer. There will be food, fun, entertainment, music, and ceremonies to honor those who have been affected by cancer; and

WHEREAS, additionally, the Relay for Life Fair Committee and volunteers plan to have a small number of vendors at the Event providing a variety of homemade wares for sale and local businesses offering products for sale. Each of the vendors will donate a percentage of the profits to Relay for Life; and

WHEREAS, the Mayor and Borough Council wish to recognize this event as a public celebration that is not subject to the Borough's noise ordinance. However, should the Chatham Borough Police Department receive complaints regarding noise, the event sponsors shall comply with the directions of the Chatham Police Department to mitigate the complaint; and

WHEREAS, the Mayor and Borough Council further wish to designate Saturday May 3, 2014 "Paint the Town Purple" day in celebration of Relay For Life and encourage residents to display purple ribbons outside their homes or business.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham in the County of Morris and the State of New Jersey that it is a privilege to approve the Relay for Life Event at Haas Field in the Borough from 4:00 p.m. on May 31st to 6:00 a.m. on June 1, 2014; and

BE IT FURTHER RESOLVED, the clean-up will be coordinated by the Chatham Borough Department of Public Works with the assistance from the Relay for Life Committee members and volunteers; and

BE IT FURTHER RESOLVED, that a Relay for Life Event banner will hang at Reasoner Park from April 16th through June 3, 2014; and

BE IT FURTHER RESOLVED, that Saturday May 3, 2014 shall be designated "Paint the Town Purple" day in celebration of Relay For Life; and

BE IT FURTHER RESOLVED, all materials, including ribbons, banners and signs, shall be removed by June 3, 2014; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Council extend their appreciation to the many volunteers that gave their time to plan, coordinate and manage the Relay for Life Event.

PERSONNEL

RESOLUTION #14-172

RESOLUTION TO AUTHORIZE CATHERINE BALDWIN TO RECEIVE A SALARY STIPEND FOR SERVING AS ACTING BOROUGH CLERK

WHEREAS, Ordinance #13-23 adopted by the Mayor and Council of the Borough of Chatham establishes the minimum and maximum rate of pay for various positions in the Borough of Chatham; and

WHEREAS, Ordinance #13-23 establishes discretionary stipends; and

WHEREAS, the Mayor and Borough Council recognize the additional responsibilities that Catherine Baldwin has assumed due to the resignation of the Borough Clerk; and

WHEREAS, on March 10, 2014, the Borough Council appointed Catherine Baldwin to serve as Acting Borough Clerk effective March 14, 2014; and

WHEREAS, the Personnel Committee has recommended that Catherine Baldwin receive a monthly stipend of \$1,250.00 during the time period that she will serve as Acting Borough Clerk.

BE IT RESOLVED, by the Mayor and Borough Council that the recommendation from the Personnel Committee for the Borough Council to authorize the monthly stipend of \$1,250.00 to compensate Catherine Baldwin to serve as Acting Borough Clerk is hereby approved.

RESOLUTION #14-173

RESOLUTION TO APPOINT CHERI MORRIS AS MUNICIPAL DEPUTY REGISTRAR EFFECTIVE MARCH 17, 2014 THROUGH MARCH 17, 2017

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Cheri Morris be appointed as Deputy Municipal Registrar effective March 17, 2014 through March 17, 2017.

RESOLUTION #14-174

RESOLUTION TO AMEND RESOLUTION #14-08 AND TO ESTABLISH THE PAY SCALE FOR SCHOOL CROSSING GUARDS FOR 2014

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the following School Crossing Guards for the school calendar year 2014 have been appointed as follows at the hourly rate of pay of \$20.76:

T. Boland	R. Crater	D. Achille
D. Cali-Charles	A. Lombardi	M. Conlan
G. Walsh	H. Ochs	M. Spinner
P. Casteliano	A. Kling	J. Parcels
N. Renzulli	L. Salinardi	J. Whiteside
K. Donnelly	J. Sweetin	C. Cooke
S. Piana	M. Grimm	
J. Eggerman	R. Loock	

CONSENT AGENDA VOTE:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent Agenda, Resolutions #14-167 through #14-174

Council Member _____: I would like to make a motion to allow the resolutions on this evening's agenda to be approved by consent of the Council; and I so move.

Seconded by: _____

RESOLUTION #14-175

RESOLUTION TO RECESS INTO CLOSED SESSION

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it 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:

CONTRACTS: Joint Meeting Agreement – Mr. Helfrich

LITIGATION: Tricare Update – Mr. Lott

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.

