

AGENDA
December 10, 2018

Regular Meeting
Mayor and Borough Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

**CALL MEETING
TO ORDER**

The meeting will be called to order at 7:30 p.m.

SALUTE TO FLAG

MOMENT OF SILENCE

**STATEMENT OF
ADEQUATE NOTICE**

Pursuant to the requirements of the Open Public Meetings Act, adequate notice of this meeting has been provided by including same in the Annual Notice, copies of which were posted on the official bulletin board on the main floor of Borough Hall, emailed to the Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and TAPinto Chatham and was filed with the Borough Clerk, all on January 11, 2018.

ROLL CALL

Mayor Bruce A. Harris
Council Member James J. Collander
Council Member Victoria Fife
Council President Leonard Resto
Council Member Peter J. Hoffman
Council Member Robert A. Weber, Sr.
Council Member Thaddeus J. Kobylarz
Stephen W. Williams, Borough Administrator
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

RESOLUTIONS (COMMENDATORY)

RESOLUTION #18-337

**RESOLUTION COMMENDING DR. NORMAN SCHAEFER FOR HIS 28 YEARS OF
DEDICATED SERVICE TO THE CHATHAM BOROUGH BOARD OF HEALTH**

WHEREAS, Dr. Norman Schaefer was appointed to the Chatham Borough Board of Health in 1991 and has served both as a Regular Member and as Vice President on the Board of Health; and

WHEREAS, Dr. Schaefer is a retired physician at Summit Medical Group; and

WHEREAS, Dr. Schafer graduated from Cornell Medical School as an Ear, Nose and Throat Surgeon in 1957, and after graduation, began his medical career as a Flight Surgeon in the United States Air Force at McGuire Air Force Base in Lakehurst, New Jersey; and

WHEREAS, as the Commander of Aeromedical Evacuation, he was assigned to multiple missions treating wounded soldiers on military transport aircrafts and, on one such mission in 1990 during Desert Storm, he served a dual purpose in bringing supplies into Saudi Arabia and transporting patients out for much needed medical care; and

WHEREAS, Commander Schaefer retired from the United States Air Force in 1992 after serving 49 distinguished years, the longest service record for any enlisted airman, officer or health care professional in the United States Air Force to date; and

WHEREAS, throughout his 28 years as an appointed official on the Board of Health, Dr. Schaefer carried out his duties on the Board and as a citizen of Chatham Borough with enthusiasm and in a conscientious, thoughtful and caring manner, and always dedicated himself to advancing public health matters in our community; and

WHEREAS, Dr. Schaefer will be greatly missed by all his colleagues on the Board of Health and will always be remembered for his kindness, patriotism, camaraderie and his spirit of volunteerism that has helped make Chatham Borough the town we love.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby recognize and commend Dr. Schaefer on his leadership, dedication and enthusiasm for our community as demonstrated throughout his tenure on the Chatham Borough Board of Health; and

BE IT FURTHER RESOLVED, by the Mayor and Council, on behalf of the entire Chatham Borough community, that they hereby extend their grateful appreciation to Dr. Schaefer for his 28 years of service on the Chatham Borough Board of Health and commend him for all he has achieved during his medical and military career. We wish him and his wife Irene happiness and good health in the years to come. Dr. Schaefer, you will be missed!

RESOLUTION #18-338

RESOLUTION RECOGNIZING COUNCIL MEMBER LEONARD “LEN” RESTO FOR HIS EXEMPLARY SERVICE TO CHATHAM BOROUGH

WHEREAS, on November 3, 2009, Leonard “Len” Resto was elected by the voters of the Borough of Chatham to serve a 3-year term on the Borough Council; was re-elected to a second 3-year term by the voters on November 6, 2012; and again on November 3, 2015 was re-elected to serve a third 3-year term; and

WHEREAS, during his years in elected office, Council Member Leonard “Len” Resto continually sought to improve the quality of life for all Borough residents and expertly demonstrated foresight, leadership, and fiscal responsibility in all policy decisions and operations of Borough government; and

WHEREAS, during his tenure on the Borough Council, Len devoted innumerable hours chairing the Council’s Personnel Committee, as well as serving on the Council’s Public Works Planning Committee, the Capital Infrastructure Planning Committee, the Public Works/Community Services Committee, the Shared Services & Third Party Agreements Committee, the Budget and Finance Committee, and the Madison Chatham Joint Meeting Finance Committee; and

WHEREAS, as an elected official, Council Member Resto further served in the role as Council liaison to the Historic Preservation Commission, Environmental Commission, Green Initiatives Committee, the Joint Community Garden Advisory Committee, the Public Arts Council (Advisory Committee), Open Space and Historic Preservation Trust Advisory Committee, the Overnight Parking Advisory Committee, the 9/11 Memorial Advisory Committee, the Pilgrim Pipeline Advisory Committee, and the Historic Riverside Trail Advisory Committee; and

WHEREAS, Len carried out his duties as an elected official and as a citizen of Chatham Borough with enthusiasm and in a conscientious, thoughtful and caring manner, and always dedicated himself to advancing the spirit of volunteerism that has helped make Chatham Borough the town we love; and

WHEREAS, Len will always be remembered for his kindness, camaraderie and fairness when dealing with residents, businesses, and the Borough's workforce.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby recognize and commend Len on his leadership, dedication and enthusiasm for our community as demonstrated throughout his tenure on the Borough Council; and

BE IT FURTHER RESOLVED, by the Mayor and Council, on behalf of the entire Chatham Borough community, that they hereby extend their grateful appreciation to Len Resto for his seven remarkable years of service on the Chatham Borough Council and commend him for all he has achieved during his tenure on the Borough Council. We wish him happiness and good health in the years to come. Len, you will be missed!

RESOLUTION #18-339

RESOLUTION RECOGNIZING COUNCIL MEMBER PETER J. HOFFMAN FOR HIS EXEMPLARY SERVICE TO CHATHAM BOROUGH

WHEREAS, on November 3, 2015, Peter J. Hoffman was elected by the voters of the Borough of Chatham to serve a 3-year term on the Borough Council; and

WHEREAS, during his years in elected office, Council Member Peter J. Hoffman continually sought to improve the quality of life for all Borough residents and expertly demonstrated foresight, leadership, and fiscal responsibility in all policy decisions and operations of Borough government; and

WHEREAS, during his tenure on the Borough Council, Peter devoted innumerable hours chairing the Council's Budget and Finance Committee, as well as serving on the Council's Public Works/Community Services Committee, the Shared Services & Third Party Agreements Committee, serving as the Vice Chair of the Madison Chatham Joint Meeting Finance & Personnel Committee, and serving as the Borough's liaison on the Joint Municipal Court; and

WHEREAS, as an elected official, Council Member Hoffman further served in the role as Council liaison to the Board of Health, the Historic Preservation Commission, and served as the Class III member in the Chatham Borough Planning Board; and

WHEREAS, Peter carried out his duties as an elected official and as a citizen of Chatham Borough with enthusiasm and in a conscientious, thoughtful and caring manner, and always dedicated himself to advancing the spirit of volunteerism that has helped make Chatham Borough the town we love; and

WHEREAS, Peter will always be remembered for his kindness, camaraderie and fairness when dealing with residents, businesses, and the Borough's workforce.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby recognize and commend Peter on his leadership, dedication and enthusiasm for our community as demonstrated throughout his tenure on the Borough Council; and

BE IT FURTHER RESOLVED, by the Mayor and Council, on behalf of the entire Chatham Borough community, that they hereby extend their grateful appreciation to Peter J. Hoffman for his years of service on the Chatham Borough Council and commend him for all he has achieved during his tenure on the Borough Council. We wish him and his family happiness and good health in the years to come. Peter, you will be missed!

RESOLUTION #18-340

RESOLUTION TO ADOPT COUNCIL MEETING MINUTES

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

November 26, 2018

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:

November 26, 2018

RECUSALS

Recusals or abstentions submitted for the record.

MEETING OPEN TO THE PUBLIC

NOTICE OF PUBLIC COMMENT TIME LIMIT

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/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.

ORDINANCE FOR SECOND READING

Mayor Harris asks Council Member Hoffman to proceed with Ordinance #18-12.

Council Member Hoffman reads Ordinance #18-12 entitled:

ORDINANCE #18-12

BOND ORDINANCE TO AUTHORIZE THE FUNDING OF A PORTION OF THE COST OF THE IMPROVEMENT OF THE MADISON-CHATHAM JOINT MEETING'S MOLITOR WATER POLLUTION CONTROL FACILITY IN, BY AND FOR THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,730,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on November 26, 2018.

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

The Borough Clerk states: A legal notice was published indicating that Ordinance #18-12 was introduced and passed on first reading at the November 26, 2018 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on December 10, 2018 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

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

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

Council Member Hoffman: I offer the following Ordinance and move its adoption:

BE IT RESOLVED, that this Ordinance as read by title on second reading, and after public hearing at this meeting, be adopted and finally passed.

Council Member _____ seconds the motion.

Mayor Harris asks the Borough Clerk for a Roll Call Vote.

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Fife						
Resto						
Hoffman						
Weber						
Kobylarz						

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

REPORTS

BOARD & COMMISSION MEMBERS & LIAISON REPORTS

Affordable Housing Advisory Committee
Shade Tree Commission
Traffic & Pedestrian Safety Advisory Committee
Madison-Chatham Joint Meeting

Council Member James J. Collander
Council Member James J. Collander
Council Member James J. Collander
Council Member James J. Collander
Council Member Peter J. Hoffman

Farmers' Market Advisory Committee
Mayor's Wellness Advisory Committee
MyChathamNJ Advisory Committee
Project Community Pride
Public Arts Council Advisory Committee
Senior Center of the Chathams
Environmental Commission
Historic Riverside Trail Advisory Committee

Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council President Leonard Resto
Council President Leonard Resto
Council Member Victoria Fife

Municipal Alliance of the Chathams
Pilgrim Pipeline Advisory Committee
Open Space & Historic Preservation Trust
Advisory Committee

Council President Leonard Resto
Council President Leonard Resto
Council President Leonard Resto

Planning Board
Joint Municipal Court

Council Member Peter J. Hoffman
Council Member Peter J. Hoffman
Council Member Thaddeus J. Kobylarz

9/11 Memorial Advisory Committee
Board of Education
Board of Health
Joint Recreation Advisory Committee

Council Member Robert A. Weber, Sr.
Council Member Robert A. Weber, Sr.
Council Member Robert A. Weber, Sr.
Council Member Robert A. Weber, Sr.

Communications & Technology Advisory Committee
Historic Preservation Commission
Joint Community Gardens Advisory Committee
Municipal Pool Advisory Committee

Council Member Thaddeus J. Kobylarz
Council Member Thaddeus J. Kobylarz
Council Member Thaddeus J. Kobylarz
Council Member Thaddeus J. Kobylarz

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

RESOLUTIONS (NON-ROUTINE REQUIRING SEPARATE ACTION)

RESOLUTION #18-341

**RESOLUTION AUTHORIZING AN EMERGENCY APPROPRIATION PURSUANT TO
N.J.S.A. 40A:4-48 [Over 3% limitation]**

WHEREAS, an emergency has arisen with respect to a substantial increase in curbside recycling collection program costs and no adequate provision was made in the 2018 budget for such purpose; and

WHEREAS, N.J.S.A. 40A:4-46 provides that local governments may make emergency appropriations, after the adoption of the annual budget, for purposes unforeseen at the time the budget was adopted; and

WHEREAS, the total amount of the emergency appropriation created, including the appropriation to be created by this resolution, is \$30,358.01 and three percent (3%) of the total operating appropriations in the 2018 budget is \$18,297.00; and

WHEREAS, the foregoing appropriation together with prior appropriations will exceed three percent (3%) of the total operating appropriations, including utility operation appropriations, in the 2018 budget; and

WHEREAS, N.J.S.A. 40A:4-49 provides that the governing body shall, by resolution adopted by not less than 2/3 vote of its full membership, petition the Director of the Division of Local Government Services for permission to exceed the three percent (3%) statutory limitation of the total operating appropriations in the annual budget for the creation of an emergency appropriation for the purpose stated herein.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that an emergency appropriation is hereby made for "Curbside Recycling Program" in the amount of \$30,358.01 and that said emergency appropriation shall be provided for in full in the 2019 budget and is requested to be excluded from the CAP, pursuant to N.J.S.A. 40A:4-53.3c(1); and

BE IT FURTHER RESOLVED, that the statement required by the Local Finance Board has been filed with the Borough Clerk and attached to this resolution, and a copy transmitted to the Director of the Division of Local Government Services; and

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution shall be filed with the Director of the Division of Local Government Services.

Mayor Harris asks the Borough Clerk for a Roll Call Vote.

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Fife						
Resto						
Hoffman						
Weber						
Kobylarz						

RESOLUTION #18-342

RESOLUTION AMENDING THE 2018 CAPITAL BUDGET PURSUANT TO N.J.A.C. 5:30-4.4B

WHEREAS, the Governing Body of the Borough of Chatham, County of Morris, deems it necessary and desirable to provide for a capital project not previously reflected in the 2018 Capital Budget; and

WHEREAS, N.J.A.C. 5:30-4.4B provides that a Capital Budget adopted by the governing body must be amended to reflect any provisions, changes or inconsistencies with the adopted Capital Budget by resolution adopted by not less than 2/3 vote of its full membership; and

WHEREAS, the Council of the Borough of Chatham adopted the 2018 Capital Budget on April 23, 2018 and wishes to amend said capital budget to reflect the addition of Ordinance #18-12, which was not previously provided for in the 2018 Capital Budget; and

WHEREAS, Ordinance #18-12 authorizes and provides financing to fund the Borough of Chatham's proportionate share of the costs of the improvement of the Madison-Chatham Joint Meeting's Molitor Water Pollution Control Facility, which is owned and operated by the Joint Meeting.

BE IT RESOLVED, by the Council of the Borough of Chatham, County of Morris, that the adopted 2018 Capital Budget shall be amended by adding thereto the following schedule:

**AMENDMENT NO. 1
2018 GENERAL CAPITAL BUDGET**

Project	Cost Funded by the Borough of Chatham	Amounts Reserved in Prior years	2018 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants in Aid and Other Funds	Debt Authorized
Improvements to the Madison Chatham Joint Meeting Molitor Water Pollution Control Facility	\$2,730,000	\$0	\$0	\$0	\$0	\$0	\$2,730,000

And,

BE IT FURTHER RESOLVED, that the Borough Clerk shall advertise the 2018 Capital Budget amendment and make it available for public inspection; and

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

Mayor Harris asks the Borough Clerk for a Roll Call Vote.

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Fife						
Resto						
Hoffman						
Weber						
Kobylarz						

RESOLUTION #18-343

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY OPPOSING THE LEGALIZATION OF MARIJUANA FOR RECREATIONAL USE

WHEREAS, the Legislature of the State of New Jersey is currently debating legislation proving for the legalization of marijuana for recreational use and Governor Murphy has indicated that he intends to sign same; and,

WHEREAS, pursuant to the federal Controlled Substances Act, 21 U.S.C. Section 801 et seq. (1970), it is illegal to possess, use, buy or sell marijuana, a Schedule I controlled dangerous substance, for recreational use; and

WHEREAS, only 10 states and the District of Columbia have legalized the recreational use of marijuana in violation of federal law; and,

WHEREAS, the American Medical Association has stated in H-95.998, AMA Policy Statement on Cannabis, that “cannabis is a dangerous drug and as such is a public health concern;” and

WHEREAS, while the level of THC, the psychoactive component in marijuana, in medical marijuana use is tightly regulated, marijuana grown for recreational use is specifically cultivated to have as much THC as possible; and

WHEREAS, the American Medical Association finds that the regular use of marijuana by adolescents and young adults (under the age of 26) impacts brain development and, in some cases, is linked to permanent reductions in IQ; and

WHEREAS, we believe that those under 21 will be attracted to marijuana-infused edibles (e.g., gummy candies, baked goods, soda and other drinks, lollipops, etc.) that have a THC potency several times higher than the average marijuana cigarette; and

WHEREAS, THC is known to impair physical function in the user, including reaction time while operating a motor vehicle and the user’s ability to perceive danger; and

WHEREAS, there is no current test or objective standard to determine marijuana intoxication as it relates to the operation of a motor vehicle as compared to the standards established for driving while under the influence of alcohol, thereby making the enforcement of operating a motor vehicle under the influence of marijuana very difficult; and

WHEREAS, municipal police forces lack the resources to provide public safety enforcement that would be required by the proposed bill legalizing marijuana for recreational use; and

WHEREAS, Colorado, a state that has already legalized the recreational use of marijuana, has found that marijuana offenses in Colorado elementary and high schools have increased 34% since legalization; juvenile arrests in Colorado are up 5% and emergency poison control calls for marijuana-exposed children, including toddlers, is up 150%; the number of drivers involved in fatal accidents who also tested positive for marijuana use has increased 150% since legalization, and a Colorado Department of Transportation survey found that 69% of self-identified marijuana users admitted to driving after having consumed marijuana; and

WHEREAS, the American Academy of Pediatrics has noted that marijuana use among pregnant women hoping to counteract the effects of nausea has increased 62% between 2002 and 2014 and determined that THC crosses the placenta to a fetus, passes to a baby through breast milk, and in both situations leads to adverse effects for the baby; and

WHEREAS, while teen use of marijuana in New Jersey is currently one of the lowest in the nation (10.8%), illicit marijuana use by children aged 12 to 17 in Colorado is one of the highest (16.2%), which is also 74% higher than the national average; and

WHEREAS, the governing body surveyed the residents of Chatham Borough regarding their level of support for the legalization of marijuana for recreational use and the results of said survey revealed that a majority of the respondents oppose the legalization of marijuana for recreational use; and

WHEREAS, it is the responsibility of the Mayor and Council to protect the health, safety and welfare of the citizens of Chatham Borough and to promote the success of our youth.

BE IT RESOLVED, that the Mayor and Council of the Borough of Chatham, on behalf of the residents of the Borough of Chatham, hereby vigorously object to the legalization of marijuana for recreational use and urge all members of the State Legislature to oppose said action; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Chatham, on behalf of the residents of the Borough of Chatham, hereby urge Governor Murphy to abandon his effort to legalize the use of marijuana for recreational purposes and to veto any bill providing for same; and

BE IT FURTHER RESOLVED, that the Borough Clerk is directed to send a certified copy of this Resolution to Governor Murphy, Senate President Sweeney, Assembly Speaker Coughlin, members of the State Legislature who represent the residents of the Borough of Chatham and other Morris County residents, and the Governing Bodies of Chatham Borough's neighboring municipalities.

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 #18-344 through Resolution #18-351 have been placed on the Consent Agenda.

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

RESOLUTION #18-

CONTRACTS

RESOLUTION #18-344

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO CERBO'S PARSIPPANY GREENHOUSES FOR THE PURCHASE, DELIVERY AND PLANTING OF BOROUGH SHADE TREES

WHEREAS, the Chatham Borough Shade Tree Commission solicited proposals from qualified landscape contractors for the purchase, delivery and planting of 52 shade trees in the Borough; and

WHEREAS, four (4) quotations were solicited and the following two (2) quotations were received:

<u>VENDOR</u>	<u>TOTAL CONTRACT AMOUNT</u>
Cerbo's Parsippany Greenhouses	\$15,340.00
Downes Tree Service	\$21,225.00

And,

WHEREAS, the value of this contract will exceed 15% of the bid threshold, but will be less than the bid threshold of \$40,000.00 and, therefore, may be awarded by soliciting competitive quotes without advertising for bids under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, this contract is awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Shade Tree Commission's Certified Tree Expert had reviewed and approved the quotation specifications and reviewed all quotes that were received; and

WHEREAS, the Shade Tree Commission's Certified Tree Expert and the Shade Tree Commission Chairperson recommends that an award of the contract be made Cerbo's Parsippany Greenhouses, 440 Littleton Road, Parsippany, NJ 07054 in the amount of \$15,340.00 subject to the review and approval by the Qualified Purchasing Agent; and

WHEREAS, the Chief Financial Officer has certified that the maximum dollar amount of the contract shall not exceed \$15,340.00 and that funds are currently available for the purpose of awarding this contract from Account #8-01-26-290-302; and

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby award the contract for the purchase, delivery and planting of shade trees in the Borough to Cerbo's Parsippany Greenhouses in the amount of \$15,340.00, in accordance with the specifications upon which the quotation was received; and

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

RESOLUTION #18-345

RESOLUTION AWARDING A CONTRACT TO AMERICAN ALARM SYSTEMS, INC. FOR THE MAINTENANCE OF FIRE DETECTION EQUIPMENT AND SYSTEMS AND MONITORING OF SYSTEM SIGNALS

WHEREAS, Chatham Borough Hall, the Firehouse, and the Department of Public Works Complex are required to comply with the Uniform Fire Code as promulgated by the New Jersey Uniform Fire Safety Act; and

WHEREAS, the Borough Administrator, has reviewed the proposal submitted by American Alarm Systems, Inc. for the maintenance of fire detection equipment and systems and monitoring of system signals (the “Agreement”) and has confirmed that it meets all requirements as set forth by the New Jersey Uniform Fire Safety Act; and

WHEREAS, the Borough Administrator recommends that a contract be awarded to American Alarm Systems, Inc. for the period of January 1, 2019 to December 31, 2019, in the amount not to exceed \$5,960.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in Current Fund Account #9-01-26-310-240 for the award of this contract, and that this certification is contingent upon, and will be subject to, appropriations in the 2019 Municipal Budget.

BE IT RESOLVED, by the Council of the Borough of Chatham that it concurs with the recommendation of the Borough Administrator and hereby authorizes the Mayor to execute the renewal Agreement with American Alarm Systems, Inc. for the period of January 1, 2019 to December 31, 2019.

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

FINANCE

RESOLUTION #18-346

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.

RESOLUTION #18-347

RESOLUTION REQUESTING PERMISSION FROM THE DIRECTOR OF LOCAL GOVERNMENT SERVICES FOR THE ESTABLISHMENT OF A DEDICATION BY RIDER FOR THE ESTATE OF JOHN M. KRUSKI BEQUEST TRUST FUND AS REQUIRED BY N.J.S.A. 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29 provides for receipt of charitable donations to provide for and offset the costs for the purposes to which said donations are made; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated and collected from a bequest may be included in the budget subject to the approval of the Director of the the Division of Local Government Services; and

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham, County of Morris, New Jersey that permission is hereby requested from the Director of the Division of Local Government Services to use dedicated revenues to be received from the Estate of John M. Kruski Bequest for the exclusive purpose of paying for Chatham Borough Police Department and Chatham Borough Volunteer Fire Department expenditures in accordance with N.J.S.A. 40A:5-29; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services; and

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

LAW AND PUBLIC SAFETY

RESOLUTION #18-348

RESOLUTION APPROVING AND CONFIRMING THE MAYORAL APPOINTMENT OF FATHER KAMIL KISZKA AS THE CHAPLAIN OF THE CHATHAM FIRE DEPARTMENT UPON THE ADVICE AND CONSENT OF THE COUNCIL

WHEREAS, Chapter 15, Section 15-16 of the Code of the Borough of Chatham sets forth that upon the recommendation of the Fire Chief, the Mayor may nominate and appoint, with the advice and consent of the Council, chaplains and other staff officers who need not be members of the Fire Department of the Borough of Chatham (the "Chatham Fire Department)," but who shall possess special skills, training, experiences, licenses and expertise that the Fire Chief may find necessary or beneficial to the efficient administration of the Fire Department; and

WHEREAS, the Fire Chief has recommended that Father Kamil Kiszka the Parochial Vicar at St. Patrick Parish in Chatham be appointed as Chaplain to the Chatham Fire Department; and

WHEREAS, Father Kamil Kiszka, has expressed interest in being appointed as Chaplain to the Chatham Fire Department; and

WHEREAS, Mayor Harris wishes to appoint Father Kamil Kiszka as Chaplain to the Chatham Fire Department.

BE IT RESOLVED, that the Council of the Borough of Chatham does hereby approve and confirm the Mayoral appointment of Father Kamil Kiszka as Chaplain to the Chatham Fire Department.

PERSONNEL

RESOLUTION #18-349

RESOLUTION TO SET THE ANNUAL RATES OF COMPENSATION FOR BOROUGH EMPLOYEES FOR THE YEAR 2019

WHEREAS, Ordinance #18-11, adopted by the Mayor and Council of the Borough of Chatham on November 26, 2018, established the minimum and maximum rate of pay for the various positions in the Borough of Chatham; and

WHEREAS, specific rates of pay must be established for each individual employee of the Borough.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the following rates of pay shall be established:

Title	Name	2019 Salary
Administrator	Williams, Steve	\$ 140,000.00
Engineer	DeNave, Vince	\$ 122,047.38
Zoning Official/Code Enforcement	DeNave, Vince	\$ 36,449.81
Police Chief	Gibbons, Brian	\$ 159,206.91
Director Public Works	Torello, Tony	\$ 116,642.08

Chief Financial Officer	Day, Tim	\$ 97,433.12
Borough Clerk	Kline, Robin	\$ 91,422.17
Deputy Registrar	Kline, Robin	\$ 700.90
Executive Admin Asst.	Bochniack, Mike	\$ 69,360.00
Recreation Coordinator	Nauta, Carolyn	\$ 58,462.36
Community Service Coordinator	Nauta, Carolyn	\$ 11,198.85
Pool Coordinator	Nauta, Carolyn	\$ 8,288.61
Media Program Supervisor	Nauta, Carolyn	\$ 2,411.22
Accounts Clerk	Mandal, Anne	\$ 39,719.29
Senior Assessing Clerk	Mandal, Anne	\$ 29,225.49
Deputy Registrar	Mandal, Anne	\$ 700.90
Community Service Director	Piccolo, Janice	\$ 76,161.66
Farmers Market Manager	Piccolo, Janice	\$ 6,557.58
Admin - Community Service	Lowe, Margie	\$ 39,719.29
Utility Billing Clerk	Morris, Cheri	\$ 62,856.17
Registrar of Vital Statistics	Morris, Cheri	\$ 5,995.43
Tax Collector	Polidor, Madeline	\$ 58,379.54
Tax Search Officer	Polidor, Madeline	\$ 3,200.12
Police Secretary	Ciccarone, Mary Beth	\$ 56,280.98
Administrative Assistant II	Baldwin, Catherine	\$ 58,663.21
Parking Enforcement Officer	Sweetin, Robert	\$ 49,316.52
Parking Enforcement Officer	Fricke, Jeffrey	\$ 40,800.00
Minutes Clerk	Holler, Liz	\$ 40,208.71
Tax Assessor	DePierro, Therese	\$ 19,629.55
Part Time Position	Name	Hourly Rate
Fire Inspector / Fire Official	Nugent, Walter	\$ 40.43
Assistant Finance Officer	Cittrich, Tyrina	\$ 37.92
Media Programming Manager	Grobert, John	\$ 33.07
Electrician	Grobert, John	\$ 41.41
Tax Assistant	Opalewski, Leona	\$ 15.92
Fire Inspector	Pridham, Matt	\$ 27.54

BE IT FURTHER RESOLVED, that the School Crossing Guards will be paid the hourly rate of pay of \$22.49; and

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

SHARED SERVICES

RESOLUTION #18-350

RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BOROUGH OF MADISON FOR INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.*, permits a local unit of the State to enter into an agreement with any other local unit to provide or receive

any service that each local unit participating in the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Borough of Chatham (the “Borough”) has a need for Information Technology services (“IT services”); and

WHEREAS, the Borough of Madison (“Madison Borough”) has submitted a proposal to provide IT services to the Borough for the calendar year 2019; and

WHEREAS, the Council of the Borough of Chatham have determined that a shared services arrangement for IT services with Madison Borough offers a beneficial opportunity to improve efficiencies and reduce the costs of having to independently contract for these services; and

WHEREAS, the Chief Financial Officer has certified that the maximum dollar amount of the contract shall not exceed \$25,000.00 and that funds are currently available for the purpose of awarding this contract from Current Fund 9-01-20-1630-213, and that this certification is contingent upon, and will be subject to, appropriations in the 2019 Municipal Budget; and

BE IT RESOLVED, by Council of the Borough of Chatham that the Mayor is hereby authorized to execute a shared service agreement with Madison Borough for IT support services, contingent upon approval of the contract terms and conditions by the Acting Administrator and Borough Attorney.

RESOLUTION #18-351

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY FOR THE CURBSIDE COLLECTION OF RECYCLABLE MATERIALS

WHEREAS, the Borough of Chatham wishes to enter into an agreement with the Morris County Municipal Authorities Utility (“MCMUA”) for the curbside collection of recyclable materials (the “Agreement”) pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. seq., for the period beginning on January 1, 2019 and ending on December 31, 2021; and

WHEREAS, the Agreement further provides that it shall automatically be extended for two additional one (1) year periods, from January 1, 2022 through December 31, 2022, and January 1, 2023 through December 31, 2023, unless one party notifies the other in writing of its intent to terminate the agreement; and

WHEREAS, pursuant to N.J.S.A. 40A:65-5(c), the Agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of the Agreements.

BE IT RESOLVED, by the Council of the Borough of Chatham that they hereby authorize the Mayor to execute the Agreement with MCMUA, subject to the approval of the Borough Attorney; and

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.

CONSENT AGENDA VOTE:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #18-344 through #18-351.

Council Member _____: I would like to make a motion to approve the resolutions placed on this evening’s Consent Agenda by consent of the Council.

Seconded by Council Member:_____.

ADD-ON RESOLUTION[S]

RESOLUTION #18-352

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:

Contract Negotiations:	1. DPW Collective Bargaining – Mr. Williams
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Attorney-Client Privilege and Anticipated Litigation	1. Property Tax Exemption Matter- Overlook Hospital Associates 492 Main Street – Mr. Lott
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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