

AGENDA
October 28, 2019

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 17, 2019.

ROLL CALL

Mayor Bruce A. Harris
Council President James J. Collander
Council Member Victoria Fife
Council Member Robert A. Weber, Sr.
Council Member Thaddeus J. Kobylarz
Council Member Carolyn Dempsey
Council Member Jocelyn Mathiasen
Stephen W. Williams, Borough Administrator
Tamar Lawful, Borough Clerk
James L. Lott, Jr., Borough Attorney

PROCLAMATION

RESOLUTION #19-303

RESOLUTION DESIGNATING NOVEMBER 21, 2019 AS “WORLD PANCREATIC CANCER DAY” IN THE BOROUGH OF CHATHAM

WHEREAS, in 2019, an estimated 55,400 people will be diagnosed with pancreatic cancer in the United States, and 44,330 will die from the disease; and

WHEREAS, pancreatic cancer, one of the deadliest cancers, is currently the third leading cause of cancer death in the United States, and is projected to become the second leading cause by 2020; and

WHEREAS, when symptoms of pancreatic cancer present themselves, it is generally in later stages, and 10 percent of pancreatic cancer patients die within the first year of their diagnosis, while 91 percent of pancreatic cancer patients die within the first five years; and

WHEREAS, pancreatic cancer is the only major cancer with a five-year relative survival rate in the single digits, at just 9 percent; and

WHEREAS, approximately 1,290 deaths will occur in New Jersey in 2019; and

WHEREAS, pancreatic cancer is the seventh most common cause of cancer-related death across the world; and

WHEREAS, there will be an estimated 480,000 new pancreatic cancer cases diagnosed worldwide in 2020;

WHEREAS, it is fitting and proper that the Mayor and Council of the Borough of Chatham to bring pancreatic cancer into focus by increasing public understanding of the disease, including its prevalence, approaches to screening and prevention, treatment options, and resources that offer updated pancreatic cancer information throughout the year.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that November 21, 2019 is designated as “World Pancreatic Cancer Day” in the Borough of Chatham to help preserve the health of our residents by fostering awareness and understanding of this deadly disease.

RESOLUTION #19-304

RESOLUTION CELEBRATING SATURDAY NOVEMBER 30, 2019 AS SMALL BUSINESS SATURDAY®

WHEREAS, small businesses are the cornerstone of our free enterprise system and since the birth of our country have represented opportunity, independence, and the fulfillment of dreams for generations of Americans; and

WHEREAS, small business owners who work long hours, juggle family and business responsibilities and serve as community volunteers, are integral to our country's prosperity and to the vibrancy of our community; and

WHEREAS, small businesses create more than two-thirds of the net new jobs and generate close to half of the private gross domestic product; and

WHEREAS, 99 percent of United States consumers believe it's important to support the local small businesses they value in their community and agree that locally owned independent businesses contribute positively through providing jobs and paying taxes; and

WHEREAS, the Borough of Chatham enthusiastically supports our local businesses and recognizes the important contribution they make in creating jobs, boosting our local economy and preserving our neighborhoods; and

WHEREAS, advocacy groups and public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby celebrate Saturday, November 30, 2019 as Small Business Saturday® and encourage all Borough residents to support our community's small businesses and merchants on Small Business Saturday® and throughout the year.

RESOLUTION #19-305

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:

September 23, 2019

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:

September 23, 2019

RECUSALS

Recusals or abstentions submitted for the record.

DISCUSSION ITEMS

1. Verizon Network Enhancement – Jonathan Bahmani
2. Holiday Parking – Council President Collander
3. Redevelopment Schedules – Mr. Williams

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.

REPORTS

COUNCIL COMMITTEES

Budget and Finance

Long Range Traffic and Pedestrian Safety Planning

Public Safety and Emergency Services

Personnel

Public Works Planning/Community Services

Shared Service & 3rd Party Agreements

Council Member Thaddeus Kobylarz

Council President James J. Collander

Council President James J. Collander

Council Member Robert A. Weber, Sr.

Council Member Victoria Fife

Council Member Jocelyn Mathiasen

MAYOR'S REPORT

ADMINISTRATOR'S 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 #19-306 through Resolution #19-314 have been placed on the Consent Agenda.

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

RESOLUTION #19-

APPOINTMENTS

RESOLUTION #19-306

RESOLUTION ESTABLISHING AND APPOINTING MEMBERS TO THE SENIOR CITIZENS ADVISORY COMMITTEE

WHEREAS, N.J.S.A. 40A:60-7(d) authorizes borough councils to create “advisory councils” in the municipality; and

WHEREAS, the Council of the Borough of Chatham has determined that it desires to receive advice with respect to senior community; and to have participating members support senior programs and projects; and

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Senior Citizens Advisory Committee shall hereby be established; and

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Chatham that the Senior Citizen Advisory Committee shall serve the following purpose to the Mayor and Council:

1. Establish a strategy that engages and supports the diverse groups of seniors working and living in the Borough of Chatham;
2. Identify the various segments of our senior community and develop methods of communication to best reach them with information regarding available programs and ways they can be constructively engaged;
3. Identify and communicate to the Borough Councils on issues and opportunities related to our senior community and associated recommendations for decisions and actions; and
4. Design and execute programs and projects benefiting the senior community and, when appropriate, cooperate and collaborate with related organizations and governments on priority projects.

BE IT FURTHER RESOLVED, that the following individuals are hereby appointed to the Senior Citizens Advisory Committee for calendar year 2019:

Senior Citizens Advisory Committee

John Crouthamel
Barbara Montague
Joyce Martinsen
Leonard Resto

FINANCE

RESOLUTION #19-307

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 #19-08

RESOLUTION AUTHORIZING REFUND FOR WATER 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>
2319-0	Uma Reshamwalla 135 Candace Lane Chatham, NJ 07928	\$187.50
	Please make check payable & mail to: Uma Reshamwalla 135 Candace Lane Chatham, NJ 07928	

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.

RESOLUTION #19-309

RESOLUTION ESTABLISHING PARKING FEES TO BE EFFECTIVE AS OF JANUARY 1, 2020 AND ESTABLISHING RULES AND REGULATIONS REGARDING THE SALE OF PARKING PERMITS REQUIRED FOR PARKING LOTS OR AREAS DESIGNATED "FEE PARKING" PURSUANT TO CHAPTER 139, SECTIONS 61 AND 62 OF THE CODE OF THE BOROUGH OF CHATHAM

WHEREAS, Chapter 139, Section 61 of the Code of the Borough of Chatham entitled "Fee parking spaces" specifies that the governing body shall establish by resolution the parking fees required

to be paid in parking lots or other areas designated “fee parking” as well as rules and regulations governing the sale of parking permits; and

WHEREAS, Chapter 139, Section 62 of the Code of the Borough of Chatham entitled “Parking by permit” specifies that the governing body shall establish by resolution the rules and regulations governing the issuance and management of parking permits.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the following parking fees shall become effective on January 1, 2020:

1. In parking lots or areas designated as “fee parking,” the Daily Permit fee for cash or credit card customers shall be Five Dollars and Seventy-five cents (\$5.75) between the hours of 5:00 a.m. and 4:00 p.m., prevailing time, daily, except Saturdays, Sundays, and legal holidays.

In parking lots or areas designated as “fee parking for motorcycles and scooters,” the Daily Permit fee for cash or credit card customers shall be Two Dollars and Seventy-five cents (\$2.75) between the hours of 5:00 a.m. and 4:00 p.m., prevailing time, daily, except Saturdays, Sundays, and legal holidays

2. In parking lots or areas designated as “parking by permit,” the following annual permit fees shall be established:

a. LOTS #1 & 2-RAILROAD NORTH & SOUTH	
Borough Residents Only	\$480.00
b. LOT #3-CENTER STREET-EAST –	
Borough Resident	\$265.00
Borough Business Owner/Borough Business Employee	\$240.00
c. LOT #4-CENTER STREET-WEST	
Borough Resident	\$265.00
Borough Business Owner/Borough Business Employee	\$240.00
d. LOT #5-BOWERS LANE LOT	
Borough Resident	\$265.00
Borough Business Owner/Borough Business Employee	\$240.00
e. LOT #6-DIVISION AVENUE LOT	
Borough Resident	\$265.00
Borough Business Owner/Borough Business Employee	\$240.00

And;

BE IT FURTHER RESOLVED, that the Borough of Chatham Parking Permits Rules and Regulations established and authorized by Resolution #13-129 shall remain in full force for calendar year 2020.

LAW AND PUBLIC SAFETY

RESOLUTION #19-310

RESOLUTION TO EMPLOY BRIAN J. MARTIN AS A CROSSING GUARD FOR THE BOROUGH OF CHATHAM POLICE DEPARTMENT EFFECTIVE OCTOBER 29, 2019 WITH AN HOURLY RATE OF \$22.49

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Brian J. Martin be employed as a Crossing Guard for the Borough of Chatham Police Department effective October 29, 2019, with an hourly rate of \$22.49. Mr. Martin will fill a vacancy that currently exists in our substitute Crossing Guard roster.

RESOLUTION #19-311

RESOLUTION TO EMPLOY EMILY MELANDER AS A CROSSING GUARD FOR THE BOROUGH OF CHATHAM POLICE DEPARTMENT EFFECTIVE OCTOBER 29, 2019 WITH AN HOURLY RATE OF \$22.49

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Emily Melander be employed as a Crossing Guard for the Borough of Chatham Police Department effective October 29, 2019, with an hourly rate of \$22.49. Ms. Melander will fill a vacancy that currently exists in our substitute Crossing Guard roster.

OTHER

RESOLUTION # 19-312

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO CLOSE FIREHOUSE PLAZA TO TRAFFIC AND PARKING ON DECEMBER 7, 2019 FROM 5:00 P.M. TO 7:00 P.M. FOR THE ANNUAL TREE LIGHTING AND SANTA'S ARRIVAL EVENT AT REASONER PARK

WHEREAS, the Borough's annual Tree Lighting and Santa's arrival event is scheduled to be held on, Saturday, December 7, 2019 from 5:00 p.m. to 7:00 p.m.; and

WHEREAS, the event will require the temporary closure of Firehouse Plaza to traffic and parking; and

WHEREAS, under the direction of the Department of Community Services, Turpin Realtors (Chatham office) and members of the Chatham PBA Local No. 226 will sponsor the annual Tree Lighting and Santa's arrival event at Reasoner Park and have been granted use of the Commons Room and bathrooms at the Chatham Borough firehouse for the event.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Chief of Police is hereby authorized to close Firehouse Plaza to traffic and parking on December 7, 2019 from 5:00 p.m. to 7:00 p.m. for the annual Tree Lighting and Santa's arrival event at Reasoner Park and to establish appropriate detour routes and to regulate traffic conditions that may be created because of the closure of Firehouse Plaza; 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 #19-313

RESOLUTION GRANTING PERMISSION TO KAREN HEFLIN TO HOLD THE ANNUAL THANKSGIVING "TROT THE MANOR" 1-MILE FUN RUN AND 5K RUN EVENT

WHEREAS, Karen Heflin is seeking permission to hold the Annual Thanksgiving "Trot the Manor" 1-mile Fun Run and 5K Run on Thursday, November 28, 2019 from 7:00 a.m. to 12:00 noon and has filed a Facilities Use Permit Application with the Borough; and

WHEREAS, the course for the Fun Run will be a 1-mile loop including Rowan Road, Kimball Street, Coleman Avenue and Jackson Avenue; and

WHEREAS, the course for the 5K Run will include Rowan Road, Clark Street, Dunbar Street, Vincent Street, West Coleman Avenue, East Coleman Avenue, Coleman Avenue, Kimball Street and Jackson Avenue; and

WHEREAS, proceeds of the event will benefit the Chatham Fire Department Association and local charities; and

WHEREAS, the event will not require the closure of any roads; and

WHEREAS, the Mayor and Borough Council wish to authorize this event for the benefit of the Chatham Fire Department Association and local charities.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that permission is hereby granted to Karen Heflin to hold the 7th Annual Thanksgiving “Trot the Manor” 1-mile Fun Run and 5K Run on Thursday, November 28, 2019 from 7:00 a.m. to 12:00 noon as herein referenced, contingent upon the receipt of a fully-executed Hold Harmless Agreement and proof of insurance coverage as set forth in the Facilities Use Permit Application; and

BE IT FURTHER RESOLVED, that the Chatham Borough Police Department shall monitor certain portions of Rowan Road, Clark Street, Dunbar Street, Vincent Street, West Coleman Avenue, East Coleman Avenue, Coleman Avenue, Kimball Street and Jackson Avenue during the event as is necessary for public safety; 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 #19-314

RESOLUTION APPROVING A MODIFIED INCENTIVE UNDER THE STATE OF NEW JERSEY HEALTH BENEFITS PROGRAM

WHEREAS, the Borough of Chatham agrees to voluntarily participate in the modified Financial Incentive Program, granting financial incentives to subscribers who select enrollment into tiered-network medical plan otherwise known as Horizon Blue Cross Blue Shield of New Jersey’s OMNIA Plan; and

WHEREAS, the Borough of Chatham agrees that the management and administration of this incentive program shall be the sole responsibility of the Borough of Chatham; and

WHEREAS, the terms of the incentive program shall be available to subscribers who are first time enrollees in a tiered-network medical plan beginning for the Plan Year 2020, and continuing for one plan year through December 31, 2020; and

WHEREAS, the Incentive Program does not extend to participants enrolled under P.L. 2005, c. 375 (certain over-age adult children) and COBRA; and

WHEREAS, participation is voluntary at the option of the employer; and

WHEREAS, the financial incentive for eligible employees shall be: \$1,000 at any level of coverage (Single, Member/Spouse, Family, Parent/Child) when changing to a tiered-network plan; and

WHEREAS, the incentive amount shall be paid within the first quarter of Plan Year 2020 and is reportable income; and

WHEREAS, the incentive shall be forfeited and returned to the employer if the subscriber fails to remain enrolled for at least one plan year, except that if a subscriber is made ineligible for healthcare through layoff, involuntary separation, reduction to part-time status, or classification into an ineligible position. If a subscriber voluntarily retires or changes health plans due to a catastrophic or emergency health need as determined by the employer within the year, then the incentive shall be forfeited on a pro-rated basis.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham hereby authorize the approval of The Modify Financial Incentive Program granting financial incentives to employees who voluntarily select to be enrolled; 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.

CONSENT AGENDA VOTE:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #19-303 through #19-314.

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]

ORDINANCES FOR FIRST READING

Mayor Harris asks Council President Collander to introduce Ordinance #19-15

Council President Collander introduces Ordinance #19-15 by title as follows:

ORDINANCE #19-15

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM,
MORRIS COUNTY, NEW JERSEY AMENDING CHAPTER 139, VEHICLES AND TRAFFIC,
OF THE CODE OF CHATHAM BOROUGH**

Council President Collander explains the purpose of the Ordinance and moves for introduction on First Reading.

Council President reads:

WHEREAS, the above Ordinance was introduced and read by title at this Council meeting held on October 28, 2019.

BE IT RESOLVED, that at the Council meeting to be held on November 11, 2019 at 7:30 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 President Collander offer Ordinance #19-15 and move its adoption on first reading.

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						
Weber						
Kobylarz						
Dempsey						
Mathiasen						

RESOLUTION #19-315

RESOLUTION TO ADJOURN INTO CLOSED SESSION

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it shall adjourn into closed session to discuss the following subject matter(s) without the presence of the public in accordance with the provisions of R.S. 10:4-12b:

1. Contract Negotiations – Redevelopment – Annie Hindenlang, Topology
2. Street Vacation/Paper Street and other encroachments/Licensing Agreements – Mr. DeNave
3. Proposed Acquisition of Real Property – Mrs. Fife

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