

**AGENDA**  
**February 24, 2020**

**Regular Meeting**  
**Mayor and Borough Council**

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

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**CALL MEETING  
TO ORDER**

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

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**SALUTE TO FLAG**

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**MOMENT OF SILENCE**

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**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, 2020.

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**ROLL CALL**

Mayor Thaddeus J. Kobylarz  
Council President Jocelyn Mathiasen  
Council Member Robert A. Weber, Sr.  
Council Member Carolyn Dempsey  
Council Member Karen Koronkiewicz  
Council Member Irene Treloar  
Council Member Leonard Resto  
Stephen W. Williams, Borough Administrator  
Tamar Lawful, Borough Clerk  
James L. Lott, Jr., Borough Attorney

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**PROCLAMATION**

**RESOLUTION #20-115**

**RESOLUTION CELEBRATING THE MONTH OF FEBRUARY AS NATIONAL BLACK HISTORY MONTH**

**WHEREAS**, in 1926, Dr. Carter G. Woodson, the second African-American to earn a Ph.D. from Harvard, established the observance of Negro History Week in order to promote the contributions and achievements of African-American people in the development of our American democracy. Dr.

Woodson timed such week to coincide with the birthdays of both Frederick Douglass and President Abraham Lincoln; and

**WHEREAS**, the organization founded by Dr. Woodson, now known as the Association for the Study of African American Life and History, was instrumental in effecting the first official recognition of National Black History Month by President Gerald Ford in 1976; and

**WHEREAS**, every American president since the mid-1970's has issued proclamations endorsing the Association's theme for National Black History Month; and

**WHEREAS**, the theme of this year's observance of National Black History Month is "African Americans and the Vote", as the year 2020 marks the 150<sup>th</sup> anniversary of the Fifteenth Amendment, ratified in 1870, which gave black men the right to vote, and the 100<sup>th</sup> anniversary of the 19<sup>th</sup> Amendment, ratified in 1920, which gave all women, regardless of color, the right to vote; and

**WHEREAS**, in our continued efforts to live up to the American values of freedom and justice for all people, it is important to highlight the work and courage of bold individuals who were willing to change the status quo; and

**WHEREAS**, New Jersey was home to some such bold individuals. In 1840, the town of Lawnside in Camden County became the first independent, self-governing black municipality north of the Mason-Dixon Line; and

**WHEREAS**, Reverend Peter Mott was a preacher, farmer and Underground Railroad conductor whose Lawnside, New Jersey home, built circa 1845, was an important Underground Railroad station and is now a museum known as the Peter Mott House; and

**WHEREAS**, the abolitionist and political activist, Harriet Tubman, lived and worked in Cape May, New Jersey, where the opening of the Tubman Museum is planned for this year, which marks the 200<sup>th</sup> anniversary of Tubman's birth; and

**WHEREAS**, African-American leadership in the movements for equal rights, women's suffrage, civil rights and voting rights, has created a more equal and just society for us all.

**BE IT RESOLVED**, that the Borough of Chatham joins in recognizing the annual celebration of National Black History Month and commemorates the contributions of African Americans from America's beginning, to our American economy, society, culture, freedoms and values.

## **RESOLUTION #20-116**

### **CELEBRATING NATIONAL NUTRITION MONTH® IN THE MONTH OF MARCH**

**WHEREAS**, National Nutrition Month® is a nutrition education and information campaign created annually in March by the Academy of Nutrition and Dietetics to focus attention on the importance of making informed food choices and developing sound eating and physical activity habits; and

**WHEREAS**, National Nutrition Month® encourages us to achieve the numerous benefits healthy eating habits offer, but it also urges us to find ways to cut back on food waste; and

**WHEREAS**, the Mayor's Wellness Advisory Committee was established to work with Mayors and key leaders to promote healthy behaviors and shape healthier lifestyles for the men, women and children in their communities, and

**WHEREAS**, the Mayor's Wellness Advisory Committee recognizes that food is the substance by which life is sustained and the type, quality, and amount of food that individuals consume each day plays a vital role in their overall health and physical fitness; and

**WHEREAS**, there is a need for continuing nutrition education and a wide-scale effort to encourage healthy eating practices.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham, together with the Mayor's Wellness Advisory Committee, encourage all citizens to celebrate National Nutrition Month® during the month of March and in doing so, become more informed about their food choices and nutrition, and develop sound eating and physical activity habits, to achieve optimum health for both today and tomorrow.

## **RESOLUTION #20-117**

### **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 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 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 remain 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 15-21, 2020 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.

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## **RESOLUTION #20-118**

### **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:

February 10, 2020

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 10, 2020

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## **RECUSALS**

Recusals or abstentions submitted for the record.

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## **DISCUSSION ITEMS**

1. Library Construction Project - Karen Brodsky

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## **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.

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## ORDINANCE FOR SECOND READING

Mayor Kobylarz asks Council Member Weber to proceed with Bond Ordinance #20-01.

Council Member Weber reads Bond Ordinance # 20-01 entitled:

### ORDINANCE #20-01

#### ORDINANCE OF THE BOROUGH OF CHATHAM AMENDING CHAPTER 48 OF THE BOROUGH CODE ENTITLED "POLICE DEPARTMENT" TO CREATE THE POSITION OF POLICE CHAPLAIN

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on February 10, 2020.

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

The Borough Clerk states: A legal notice was published indicating that Ordinance #20-01 was introduced and passed on first reading at the February 10, 2020 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on February 24, 2020 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: The meeting is now open for a public hearing on the Ordinance and any member of the public may be heard.

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

Council Member Weber: 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 Kobylarz asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.						
Dempsey						
Mathiasen						
Koronkiewicz						
Treloar						
Resto						

Mayor Kobylarz: 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.

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## REPORTS

### BOARD & COMMISSION MEMBERS & LIAISON REPORTS

**Affordable Housing Advisory Committee**

Council President Jocelyn Mathiasen

**Environmental Commission**

Council President Jocelyn Mathiasen

**Communications & Technology Advisory Committee**

Council President Jocelyn Mathiasen

**Board of Health**  
**9/11 Memorial Advisory Committee**  
**Joint Recreation Advisory Committee**  
**Madison-Chatham Joint Meeting**

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

**Historic Riverside Trail Advisory Committee**  
**Historic Preservation Commission**  
**Board of Education**  
**Open Space & Historic Preservation Trust**  
**Advisory Committee**  
**Public Arts Council Advisory Committee**  
**Chatham Borough Recreation Advisory Committee**

Council Member Carolyn Dempsey  
Council Member Carolyn Dempsey  
Council Member Carolyn Dempsey  
Council Member Carolyn Dempsey  
  
Council Member Carolyn Dempsey  
Council Member Carolyn Dempsey

**Shade Tree Commission**  
**Joint Community Gardens Advisory Committee**  
**Farmers' Market Advisory Committee**  
**Mayor's Wellness Advisory Committee**

Council Member Karen Koronkiewicz  
Council Member Karen Koronkiewicz  
Council Member Karen Koronkiewicz  
Council Member Karen Koronkiewicz

**MyChathamNJ Advisory Committee**  
**Planning Board**  
**Joint Municipal Court**

Council Member Irene Treloar  
Council Member Irene Treloar  
Council Member Irene Treloar

**Project Community Pride**  
**Pilgrim Pipeline Advisory Committee**  
**Senior Center of the Chathams**  
**Municipal Alliance of the Chathams**  
**Senior Citizens Advisory Committee**  
**Traffic & Pedestrian Safety Advisory Committee**  
**Undergrounding Advisory Committee**  
**Economic Development Advisory Committee**

Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto

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## **MAYOR'S REPORT**

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## **ADMINISTRATOR'S REPORT**

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## **MAYORAL APPOINTMENT**

### **APPOINTING YANA DOYLE AS A REGULAR MEMBER TO THE CHATHAM BOROUGH ENVIRONMENTAL COMMISSION**

**WHEREAS**, due to the recent resignation of Leonard Resto, there exists a Regular Member vacancy on the Chatham Borough Environmental Commission with such position and term set to expire on December 31, 2021; and

**WHEREAS**, N.J.S.A. 40:56-1 sets forth that the appointment of Regular Members to an Environmental Commission shall be made by the Mayor; and

**WHEREAS**, Yana Doyle has expressed her interest in being appointed to the Chatham Borough Environmental Commission and submitted a volunteer application.

**NOW, THEREFORE**, as Mayor, I, Thaddeus Kobylarz do hereby appoint Yana Doyle as a Regular Member to the Environmental Commission to fill the vacant Regular Member 3-year term, with such term expiring December 31, 2021; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:99.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

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## **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 #20-119 through Resolution #20-127 have been placed on the Consent Agenda.

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

### **RESOLUTION #20-**

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## **CONTRACTS**

### **RESOLUTION #20-119**

## **RESOLUTION AUTHORIZING THE AWARD OF THE CONTRACT FOR LANDSCAPING SERVICES FOR THE BOROUGH OF CHATHAM TO D'ONOFRIO & SON, INC. CONTRACTING INC. IN THE AMOUNT NOT TO EXCEED \$87,500 FOR THE CONTRACT PERIOD OF TWO (2) YEARS**

**WHEREAS**, the Borough of Chatham advertised for the receipt of sealed competitive bids to be received on February 13, 2020 at 11:00 a.m. for Landscaping Services for the Borough of Chatham as per bid specifications; and

**WHEREAS**, the Borough received two (2) bids for this contract; and

**WHEREAS**, all bids have been reviewed for completeness; and

**WHEREAS**, the Borough Attorney reviewed the bid from the lowest bidder; and

**WHEREAS**, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, and responsive bidder; and

**WHEREAS**, D'Onofrio & Son, Inc., located at 47 Van Ness Terrace, Maplewood, NJ 07040 was the lowest, responsible and responsive bidder, submitting a base bid in the amount the total amount of \$87,500 for a two-year contracting period; and

**WHEREAS**, the bid submission is in the proper form and in compliance with the bid specifications, as written, and in accordance with the provisions of N.J.S.A. 40A:11-23.1 and N.J.S.A. 40A:11-23.2; and

**WHEREAS**, the Borough Clerk has found the bid submission to be in compliance with the affirmative action laws and regulations of the State of New Jersey (N.J.S.A. 10:5-31 et seq and N.J.A.C. 17:27.) and with the Americans with Disabilities Act of 1990 (42 U.S.C. S121 01 et seq.); and

**WHEREAS**, the award of the contract should be made to D’Onofrio & Son, Inc., 47 Van Ness Terrace, Maplewood, NJ 07040 in the amount of \$87,500 for a two-year contract period as per the bid specifications; and

**WHEREAS**, the Chief Financial Officer has certified that the maximum dollar amount of the contract shall not exceed \$87,500.00 for the two-year duration of the contact term (or \$43,750.00 for each twelve (12) consecutive months) and that funds are currently available for the purpose of awarding this contract from the following Current Fund Account 0-01-28-375-258.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby authorize the Mayor and Borough Clerk to execute the contract with D’Onofrio & Son, Inc. in the amount of \$87,500.00 for the duration of the two-year contract; 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.

#### **RESOLUTION #20-120**

#### **RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MORRIS COUNTY TRAIL CONSTRUCTION GRANT PROGRAM AGREEMENT FOR THE CONSTRUCTION OF THE GARDEN PARK PEDESTRIAN WALKING PATH**

**WHEREAS**, the Borough of Chatham desires to submit a Morris County Trail Construction Grant Program application for the construction of the Garden Park Pedestrian Walking Path; and

**WHEREAS**, the Garden Park Pedestrian Walking Path entails a loop around the Garden Park recreational facilities and interfaces with the Board of Education and the Chatham Middle School; and

**WHEREAS**, the Borough Engineer estimated the total project cost to be \$100,329.12; and

**WHEREAS**, the Borough of Chatham was awarded the 2019 Trail Construction Grant for the construction of the Garden Park Pedestrian Walking Path project from the Morris County Park Commission in the amount of \$88,289.63, contingent on the Borough contribution of \$ 22,072.41 resulting in a total of \$110,362.04 in grant and cost; and

**WHEREAS**, the Borough contribution of \$13,012.41 will be expended from its Capital Improvement Project budget and \$9,060.00 to be expended from the In-Kind Services budget; and

**WHEREAS**, the Morris County Trail Construction Grant Program is a reimbursable grant program requiring municipalities to fund its proposed trail project(s) upfront;

**WHEREAS**, the Borough is given three (3) years for the completion of the project, extending from March 31, 2020 to March 31, 2023;

**WHEREAS**, the Borough’s Acting Chief Financial Officer must confirm that sufficient funds will be available in the 2020 Capital Budget submission for Borough Council approval to proceed with the project; and

**WHEREAS**, the Trail Construction Grant Application must be submitted to the Morris County Park Commission on or before March 2, 2020;



**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby authorize the Mayor to execute a Morris County Trail Construction Grant Program application for the construction of the Garden Park Pedestrian Walking Path as herein referenced; and

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

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## **FINANCE**

### **RESOLUTION #20-121**

#### **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.

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## **BOARDS, COMMISSIONS & COMMITTEES**

### **RESOLUTION #20-122**

#### **RESOLUTION APPOINTING SUSAN ROBERTSON AS THE 2ND ALTERNATE MEMBER ON THE CHATHAM BOROUGH ENVIRONMENTAL COMMISSION**

**WHEREAS**, there exists a 2nd Alternate Member vacancy on the Chatham Borough Environmental Commission to serve a two (2) year term; and

**WHEREAS**, Susan Robertson has expressed interest in being appointed to the Environmental Commission and has submitted a volunteer application for consideration; and

**WHEREAS**, N.J.S.A. 40:56-1 sets forth that the appointment of Alternate Members to an Environmental Commission shall be made by the Council; and

**WHEREAS**, the Council of the Borough of Chatham wishes to appoint Susan Robertson to the vacant 2nd Alternate Member position on the Chatham Borough Environmental Commission; and

**BE IT RESOLVED**, by the Council of the Borough of Chatham that Susan Robertson is hereby appointed as the 2nd Alternate Member on the Environmental Commission to serve a two (2) year term, with such term expiring December 31, 2021; and

**BE IT FURTHER RESOLVED**, that in accordance with N.J.S.A. 40A:9 -9.2a and Chapter 3, §3.3 of the Code of the Borough of Chatham, the Borough Clerk shall update the register of Appointed Municipal Positions to reflect said appointment.

## **RESOLUTION #20-123**

### **RESOLUTION APPOINTING BETH SALINARDI AS A MEMBER OF THE SENIOR CITIZENS ADVISORY COMMITTEE FOR CALENDAR YEAR 2020**

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

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

**WHEREAS**, Beth Salinardi has expressed an interest in being appointed to the Senior Citizens Advisory Committee and submitted a volunteer application;

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Beth Salinardi is hereby appointed to the Senior Citizens Advisory Committee for calendar year 2020; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:9-9.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

## **RESOLUTION #20-124**

### **RESOLUTION APPOINTING JOAN M. THUEBEL AS A MEMBER OF THE SENIOR CITIZENS ADVISORY COMMITTEE FOR CALENDAR YEAR 2020**

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

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

**WHEREAS**, Joan M. Thuebel has expressed an interest in being appointed to the Senior Citizens Advisory Committee and submitted a volunteer application;

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Joan M. Thuebel is hereby appointed to the Senior Citizens Advisory Committee for calendar year 2020; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:9-9.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

## **RESOLUTION #20-125**

### **RESOLUTION APPOINTING AMY LEWIS TO THE MAYOR’S WELLNESS ADVISORY COMMITTEE FOR CALENDAR YEAR 2020**

**WHEREAS**, the Mayor and Borough Council support initiatives that promote healthy behaviors and lifestyles among Borough residents and employees; and

**WHEREAS**, Resolution #20-20 adopted by the Mayor and Council on January 6, 2020 re-established the Mayor's Wellness Advisory Committee for calendar year 2020; and

**WHEREAS**, the Mayor's Wellness Advisory Committee works with the Mayor and the Borough Council, along with key community leaders to plan and organize initiatives that promote and shape healthier lifestyles for all citizens in the community; and

**WHEREAS**, Amy Lewis has expressed her interest in being appointed to the Mayor's Wellness Advisory Committee and has submitted a volunteer application.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Amy Lewis is hereby appointed to the Mayor's Wellness Advisory Committee for calendar year 2020; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:9-9.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

#### **RESOLUTION #20-126**

#### **RESOLUTION APPOINTING AMY LEWIS TO THE MUNICIPAL ALLIANCE COMMITTEE OF THE CHATHAMS FOR CALENDAR YEAR 2020**

**WHEREAS**, P.L. 1989, c. 51 authorizes the governing body of a municipality to establish a municipal alliance for the purpose of coordinating community efforts to reduce alcoholism, drug abuse and crime.

**WHEREAS**, Resolution #20-21 adopted by the Mayor and Council on January 6, 2020 re-established the Municipal Alliance Committee of the Chathams from the Borough for calendar year 2020; and

**WHEREAS**, Amy Lewis has expressed her interest in being appointed to the Municipal Alliance Committee Advisory Committee and has submitted a volunteer application;

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Amy Lewis is hereby appointed to the Municipal Alliance Committee for the Chathams for the Borough of Chatham for calendar year 2020; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:9-9.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

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#### **OTHER**

#### **RESOLUTION #20-127**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE CONSENT TO INCLUDE BOROUGH PROPERTY AT BLOCK 33, LOT 16 AS PART OF USE VARIANCE AND SITE PLAN APPLICATION TO BE SUBMITTED BY KRE 500 MANILLA ASSOCIATES, LLC ("KRE 500") IN ORDER TO ALLOW KRE 500 TO REMOVE EXISTING ENCROACHMENT ONTO BLOCK 33, LOT 16**

**WHEREAS,** KRE 500 is the owner of an existing multi-family apartment complex located at 534 Main Street, Block 33, Lot 5 on the Tax Map of the Borough of Chatham, also known as Springbrook at Chatham (“Springbrook”); and

**WHEREAS,** KRE 500 is in the process of proposing a Use/Density Variance and Amended Preliminary & Final Site Plan before the Zoning Board of Adjustment of the Borough of Chatham to permit the expansion of an existing off-street parking area that serves Springbrook, and to provide for stormwater management, relocation of a fire hydrant, plantings and lighting related to the apartment complex (the proposed “Use Variance and Site Plan Application”); and

**WHEREAS,** the Borough of Chatham is the owner of property adjacent to Springbrook, located at Block 33, Lot 16 on the Tax Map of the Borough of Chatham, also known as Garden Park (“Block 33, Lot 16”); and

**WHEREAS,** the Site Plan documents prepared by ABC Surveys, LLC on behalf of KRE 500 dated August 23, 2019 and revised January 27, 2020 (“Site Plan”) have identified an existing encroachment onto Block 33, Lot 16 consisting of approximately 10 inches of curbing and paving associated with the parking area of the apartment complex (“Encroachment”); and

**WHEREAS,** the Site Plan shows the removal of the Encroachment as part of the Site Plan Application; and

**WHEREAS,** Steven Azzolini, Esq., the attorney for KRE 500, has also represented that the Encroachment will be removed as part of its proposed Use Variance and Site Plan Application; and

**WHEREAS,** the Mayor and Council of the Borough of Chatham wish to consent to KRE 500 including Block 33, Lot 16 as part of its Use Variance and Site Plan Application in order to allow for the removal of the Encroachment; and

**NOW, THEREFORE, BE IT RESOLVED,** by the Borough Council of the Borough of Chatham, County of Morris, State of New Jersey that the Mayor of the Borough of Chatham is hereby authorized to execute a consent with KRE 500 to include Block 33, Lot 16 as part of KRE 500’s proposed Use Variance and Site Plan Application to the Zoning Board of Adjustment of the Borough of Chatham in order to allow KRE 500 to remove the existing Encroachment onto Borough property at Garden Park; and

**BE IF 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.

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#### **CONSENT AGENDA VOTE:**

Mayor Kobylarz asks Council Member \_\_\_\_\_ to proceed with the Resolutions listed on the Consent agenda. Resolutions #20-119 through #20-127.

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:\_\_\_\_\_.

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**ADD-ON RESOLUTION[S]**

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**ORDINANCES FOR FIRST READING**

Mayor Kobylarz asks Council Member Resto introduce Ordinance # 20-02.

Council Member Resto introduces Ordinance # 20-02 by title as follows:

**ORDINANCE #20-02****AN ORDINANCE TO AMEND THE PART TIME HOURLY RATE FOR MUNICIPAL POSITIONS OF THE BOROUGH OF CHATHAM FOR THE YEAR 2020**

Council Member Resto explains the purpose of the Ordinance and moves for introduction on First Reading.

Council Member Resto reads:

**WHEREAS**, the above Ordinance was introduced and read by title at this Council meeting held on February 24, 2020.

**BE IT RESOLVED**, that at the Council meeting to be held on March 9, 2020 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 Member Resto: I offer Ordinance # 20-02 and move its adoption on first reading.  
Council Member \_\_\_\_\_ seconds the motion.

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

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.						
Dempsey						
Mathiasen						
Koronkiewicz						
Treloar						
Resto						

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**ADJOURNMENT**