

**REGULAR MEETING OF THE
MAYOR AND BOROUGH COUNCIL
OCTOBER 25, 2021, MINUTES**

Mayor Thaddeus J. Kobylarz called the Regular Meeting of the Borough of Chatham to order on Monday, October 25, 2021, at 7:32 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

SALUTE TO FLAG

Mayor Kobylarz asked for a moment of silence for those who have given their lives for our country. He also gave recognition to those protecting our lives during the current health pandemic caused by coronavirus, COVID-19. He acknowledged the approximately 44.5 million Americans who contracted COVID-19, and the more than 736,000 who have succumbed to the virus. Finally, he acknowledged the now twelve (12) Chatham Borough residents who have died since the pandemic.

**STATEMENT OF
ADEQUATE NOTICE**

Tamar Lawful, Borough Clerk, read the following statement of adequate notice:

Pursuant to the requirements of the Open Public Meetings Act, adequate notice of this meeting has been provided by including same in the Annual Notice, copies of which were posted on the official bulletin board on the main floor of Borough Hall, emailed to the Daily Record, the Star-Ledger, the Chatham Courier, the Chatham Patch, and TAPinto Chatham and was filed with the Borough Clerk, all on January 08, 2021.

VIRTUAL MEETING ACCESS:

Anyone wishing to gain access to the meeting may dial 929-205-6099 (Meeting ID: 857 7010 4454) or obtain online access of the meeting using the following URL: <https://us02web.zoom.us/j/85770104454>

ROLL CALL

On a call of the roll, the following officials were present:

Mayor Thaddeus J. Kobylarz
Council President Carolyn Dempsey
Council Member Jocelyn Mathiasen
Council Member Karen Koronkiewicz
Council Member Irene Treloar (Attended virtually)
Council Member Leonard Resto
Council Member Frank Truilo

Also present were:

Stephen W. Williams, Borough Administrator
Tamar Lawful, Borough Clerk
Steven Kleinman, Borough Attorney (Attended virtually)

Mayor Kobylarz asked Council Member Resto to proceed with Resolution # 21-349.

Council Member Resto read Resolution # 21-349.

RESOLUTION #21-349

RESOLUTION DESIGNATING THE MONTH OF NOVEMBER AS “WORLD PANCREATIC AWARENESS MONTH” IN THE BOROUGH OF CHATHAM

WHEREAS, in 2021, an estimated 60,430 people will be diagnosed with pancreatic cancer in the United States, and 48,220 will die from the disease; and

WHEREAS, pancreatic cancer, one of the deadliest cancers, is currently the third leading cause of cancer related death in the United States; 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 accounts for about 3% of all cancers in the United States and about 7% of all cancer deaths; 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, pancreatic cancer is the seventh most common cause of cancer-related death across the world; and

WHEREAS, approximately 1,420 deaths will occur in New Jersey in 2021; and

WHEREAS, according to the American Cancer Society, approximately 166 cases of pancreatic cancer will be diagnosed daily in 2021;

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 the month of November is designated as “Pancreatic Cancer Awareness Month” in the Borough of Chatham to help preserve the health of our residents by fostering awareness and understanding of this deadly disease.

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Council Member Resto moved to approve Resolution # 21-349, seconded by Council Member Koronkiewicz. By a unanimous voice vote, Resolution # 21-349 was approved.

Mayor Kobylarz provided a commemorative copy of the proclamation to David Dempsey, brother-in-law of Council President Dempsey, who is currently battling stage 4-cancer.

Mayor Kobylarz asked Council President Dempsey to proceed with Resolution # 21-350.

Council President Dempsey acknowledged the significance of this proclamation to her personal life as an 8-year breast cancer survivor. She informed the public that early detection is key to fighting this insidious disease. She acknowledged the Chatham community for their support during that challenging time in her life.

Council President Dempsey read the first half of Resolution # 21-350, which was completed by Council Member Koronkiewicz, who is also a breast cancer survivor.

RESOLUTION #21-350

RESOLUTION DESIGNATING THE MONTH OF OCTOBER AS NATIONAL BREAST CANCER AWARENESS MONTH IN THE BOROUGH OF CHATHAM

WHEREAS, breast cancer is a disease in which cells in the breast proliferate uncontrollably; and

WHEREAS, cancer is the second leading cause of death in the United States, exceeded only by heart disease, and the second leading cause of cancer related deaths among women, exceeded by lung cancer; and

WHEREAS, cancer accounts for one of every four deaths in the United States; and

WHEREAS, the National Breast Cancer Foundation reports that one in every eight women in the United States will be diagnosed with breast cancer in their lifetime; and

WHEREAS, each year in the United States, 255,000 cases of breast cancer are diagnosed in women and appropriately 2,300 in men, and over 42,000 women and at least 500 men die each year from this prevalent disease; and

WHEREAS, breast cancer does not discriminate against race nor one's socioeconomic status; and

WHEREAS, breast cancer has a high incident rate among Caucasian women, a higher mortality rate in Black women, and it is the leading cause of cancer-related death among Hispanic women; and

WHEREAS, breast cancer can become aggressive and attack various parts of the body; and

WHEREAS, metastatic breast cancer refers to the spread of cancer cells beyond the breast, through the bloodstream or the lymphatic system, and can spread to the bones, liver, lungs, brain, and other parts of the body; and

WHEREAS, the American Cancer Society estimates in 2021 that about 281,550 cases of new invasive breast cancer will be diagnosed in women and 2,650 cases in men; and

WHEREAS, early detection and regular screening mammograms, followed by timely treatment upon diagnosis, can significantly improve a patient's chance of survival; and

WHEREAS, mammography is widely acknowledged as the single most effective method of detecting breast changes that may be cancerous long before physical symptoms appear or are felt; and

WHEREAS, during National Breast Cancer Awareness Month, we honor the courage and strength of the millions of Americans who are battling this terrible disease and remember those whose lives have been affected by breast cancer.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Chatham hereby proclaim the month of October 2021, as National Breast Cancer Awareness Month; October 13, 2021, as Metastatic Breast Cancer Awareness Day; and October 15, 2021, as National Mammography Day; and urge all women and men in the community to learn about screening and mammography for their own protection and the protection of their loved ones against this disease.

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Council Member Koronkiewicz moved to approve Resolution # 21-350, seconded by Council President Dempsey. By a unanimous voice vote, Resolution # 21-350 was approved.

Council Member Koronkiewicz announced that she has been cancer-free for 10 years. Her experience of being a cancer survivor has been life changing. She joined a team filled with cancer survivors and has developed a great relationship, which has been rewarding.

RECUSALS

There were none.

ADOPTION OF COUNCIL MEETING MINUTES

Mayor Kobylarz asked Council Member Resto to proceed with Resolution # 21-351.

Council Member Resto read Resolution # 21-351.

RESOLUTION #21-337

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 27, 2021

Council Member Resto motioned to approve Resolution # 21-351, seconded by Council Member Truilo. By a unanimous voice vote, Resolution # 21-351 was approved.

DISCUSSION ITEMS

Areas in Need of Rehabilitation

By: Francis Reiner of DMR

Francis Reiner, Professional Redevelopment Planner of DMR Architects, presented on “Areas in Need of Rehabilitation” in the Borough of Chatham. A map of the “Study Area” was presented, which delineated areas in need of rehabilitation and redevelopment. The areas in red were designated “Areas in Need of Redevelopment,” while those in red and blue were designated “Areas in Need of Rehabilitation.” New Jersey law does not allow rehabilitation to permit condemnation. The process for designating an area in need of rehabilitation begins with the Governing Body referring the “Study Area” to the Planning Board for an investigation. However, the rehabilitation areas as shown on the map, have not been presented to the Planning Board. The Governing Body must first refer the “Study Area” to the Planning Board by resolution, who will investigate and report its findings to the Governing Body for action. Once the “Study Area” has been adopted by the Council, a Redevelopment Plan must be executed.

The designation process for areas in need of redevelopment and rehabilitation does not change the zone or its existing businesses. Additionally, it does not permit eminent domain, nor force property owners to sell. The process simply allows the Borough to require infrastructure improvements and to acquire control of the area as it pertains to development. The redevelopment plan will require a traffic study and a fiscal impact study.

According to Mayor Kobylarz, there are several investors pursuing properties in the River Road area. The only way to acquire control of the River Road area is to engage in a redevelopment/rehabilitation plan as a mechanism to manage the area. The goal is to attract tech companies to the area and to limit residential development. Members of the Governing Body commented on this matter.

Mayor Kobylarz opened the floor to the public.

PUBLIC COMMENTS

Jack Drew – 32 Inwood Road

Mr. Drew inquired if affordable housing is part of the redevelopment plan. He also asked if the intent of the Council is to avoid the construction of more residential properties.

Mayor Kobylarz responded that the intent is to keep residential properties to a minimum, still understanding and respecting property rights. However, affordable housing will play a factor in the “Study Area” for redevelopment/rehabilitation if residential properties are built.

Valerie Clark – 21 Fern Avenue

Ms. Clark stated that the entire right side of the “Study Area” shown by Mr. Reiner does not qualify for redevelopment or rehabilitation. She stated that Blocks 140, 139, 138 and 137 consist of high-tension wires and are also considered part of green acres. She further stated that physical structures are prohibited within 700 feet of the high powerlines.

Mr. Reiner responded that properties in green acres can be designated as area in need of rehabilitation. The designation of an area in need of rehabilitation should not be confused with properties that can be developed. The designation process refers only to the infrastructure of the area. An entire area can be designated, but not individual properties. For rehabilitation, an entire area can be designated because its infrastructure is over 50 years of age and needs repair. In some instances, an entire town or city is designated for rehabilitation because the entire infrastructure is over 50 years of age.

DISCUSSION ITEM II:

Chatham Skatepark

By: Crystal Paone

Crystal Paone, along with Deborah Petitjean, Rachael Nowikas, and April Kabbash, presented to the Governing Body a proposal for a new skateboard park for the Chathams. The previous skateboard park was dismantled due to a redevelopment project. To rebuild a new park, the group searched and found a site at Mountainview in Chatham Township. The purpose of the presentation was to request funding from Chatham Township and Chatham Borough. The entire project is estimated to cost \$600,000, half of which is being requested by the Township and the Borough (\$150,000.00 each). The remaining \$300,000.00 will be raised through private grants, corporate sponsors, fund raising, and collaboration with a 501(c) 3 partner. A resolution approving construction of the project is required from both municipalities. Construction is expected to start in the Spring of 2022, with the expectation to open by fall 2022. Once constructed, the skatepark will be owned by both the Township and the Borough.

Questions and comments were made by members of the Governing Body and the public.

MAYOR'S REPORT I:

Mayor Kobylarz delivered a portion of his Mayor's Report as follows:

Statistical Update on the Coronavirus:

Mayor Kobylarz reported that 645 residents of the Borough have contracted COVID-19 since the start of the pandemic. There were twenty-three (23) reported new cases in the month of October, two of which were young children ages 7-months and 12-months. The Borough's Health Officer, Megan Avallone, reported that the Borough remains an area of "moderate risk". Morris County and the State of New Jersey are also categorized at "moderate risk", with the exception of Middlesex County, Monmouth County, and Ocean County, which are categorized "high risk".

The State of New Jersey is gradually trending in the right direction, with the current 7-day rolling average dropping from 1,410 new cases to 1,161 positive cases. However, on July 12, 2021, the 7-day rolling average was only 260. The statewide transmission rate has remained below 1.0.

According to public health officials, the high degree of the contagious Delta variant is fueling a resurgence of new cases in New Jersey since the month of July. Health officials are particularly concerned about the potential rise in positive cases as the weather cools and people return to indoor social activities. The numbers are also expected to increase the week of Thanksgiving. However, New Jersey has one of the highest vaccination rates in the nation, which will help with the increasing numbers of breakthrough cases.

To mitigate transmission of the virus, the public was advised to wear a mask when indoors, avoid large gatherings, and reduce traveling via public transportation.

Morris County Board of Taxation – Revaluation Extension:

The Morris County Board of Taxation granted a one-year extension for the revaluation of all real property in the Borough of Chatham, by Appraisal Systems. Due to the pandemic and shortage of workers,

Appraisal Systems is not able to meet its February 2022 deadline. The firm conducted 50% of property revaluation, which included 60% of the interior of properties. Appraisal Systems has until February 2023 to complete its revaluation.

Sustainable Jersey:

Sustainable Jersey is a certification program for municipalities in New Jersey that wants to go green, save money, and take the necessary steps to reduce their carbon footprint for a better quality of life. Chatham Borough was granted the highest certification at silver-level, which is given to municipal leaders in sustainability. Torri Van Wie, Chair of the Environmental Commission, Rozella Clyde, Chair of the Green Team, and Janice Piccolo and Margie Lowe of Community Services were acknowledged and thanked for their dedication and hard work. This is the Borough's fourth time receiving a silver-level certification, added Council Member Resto.

MEETING OPEN TO THE PUBLIC

Residents wishing to make public comments may dial 929-205-6099 (Meeting ID: 848 3696 6628) or obtain online access of the meeting using the following URL: <https://us02web.zoom.us/j/84836966628>

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.

Frances Drew – 32 Inwood Road

Mrs. Drew expressed her support for banning the use of gas-powered leaf blowers and cited an ordinance from the City of Summit.

She complimented the Borough on collecting leaves throughout the community and encouraged residents to begin using a rake as opposed to a gas-powered leaf blower.

Robert Weber – 99 Summit Avenue

Mr. Weber requested a member of the Governing Body to explain the contract renewal for Solid Waste collection in the Borough, how the contract came about, and what the impact on solid waste would be.

Valerie Clark – 21 Fern Avenue

Ms. Clark explained the issue of not being able to develop properties within 700 feet of high tensions wires. She further expressed opposition to Resolution # 21-352, a resolution to the Planning Board to consider whether certain areas qualify as "Areas in Need of Rehabilitation". She denounced the affirmative vote of the Planning Board on August 18th, 2021, to recommend the investigation report on certain areas in need of redevelopment. She stated that the Board's vote was a mistake.

Brigid McMenamin – 133 Center Avenue

Ms. McMenamin stated that she enjoyed the Skatepark presentation. She voiced criticism to the Fair Share Housing Settlement Agreement and its impact to the community. She asked when the public could expect to see updated renderings for the Post Office Plaza Redevelopment Project. She further inquired

when the Governing Body will move its meetings to a larger venue to accommodate other residents' who wish to attend in-person.

Michael Dean – 181 N. Passaic Avenue

Mr. Dean raised concerns about the Borough's property being included as an area in need of rehabilitation. He thanked Professional Planner, Francis Reiner, for his presentation and stated that the Council asked good questions. He requested the Council to consider state grants and questioned whether this type of development is covered under Build Back Better.

Mr. Dean also inquired about properties undergoing revaluation.

Lastly, he criticized the meeting appearance on Zoom and on television and requested the Council to move its meetings to a larger venue.

Johnathan Wilcox – 112 N. Passaic Avenue

Mr. Wilcox expressed concern over the timeline of redevelopment and the lack of public comments being answered. He expressed support for implementing a mechanism to exert control over redevelopment in the Borough.

Stewart Carr – 3 Crestwood Drive, Chatham Township

Mr. Carr responded to Mr. Wilcox's comment on needing more influence and control over redevelopment, stating there is also the component of the Borough boxing itself in. He recommended the Council provide an historical presentation on the Borough, and how it gradually became developed and where it is today.

Brigit McMenamin – 133 Center Avenue

Ms. McMenamin welcomed Mr. Wilcox and said it was good to see new faces. She directed him to the website for more documents.

Tricia Finley - 35 Woodland Road

Ms. Finley remarked that there was a disconnect between the Council and residents, which stemmed from the original Post Office Plaza design. She raised concerns about the scale of the Post Office Plaza Redevelopment Project and the River Road Redevelopment Project. She informed the Council to consider pollution, conservation, and preservation impacts to the borough.

Seeing no one else wishing to be heard, Mayor Kobylarz closed the meeting to the public.

Mayor Kobylarz thanked everyone for their input and suggestions. The Post Office Plaza Redevelopment Project was inherited by members of the Governing Body. The initial proposal was for a 5-story building with 230 units. The Borough was able to reduce the number of units to 100. The negotiation process with the redeveloper is still ongoing. The ideal goal for this redevelopment project is to further reduce the number of units. With respect to Ms. Clarke's comment concerning the areas in need of redevelopment/rehabilitation, a conversation will be had with the planners of DMR Architects. As it pertains to Mr. Dean's comment, under no circumstance will the Borough sell any of its property for a redevelopment project. He further reminded the public that a designated area is not an obligation to build a structure.

RESOLUTION

NON-ROUTINE/NON-CONSENT

Mayor Kobylarz asked Council Member Koronkiewicz to proceed with resolution # 21-352.

Council Member Koronkiewicz read Resolution # 21-352 by entitled:

RESOLUTION # 21-352

[Requires Roll Call Vote]

Majority of Full Membership

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE PLANNING BOARD TO CONSIDER WHETHER CERTAIN AREAS QUALIFIES AS AN “AREA IN NEED OF REHABILITATION” UNDER THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the Borough Council of the Borough of Chatham has determined that it is in the best interests of the Borough to investigate and determine whether the following areas (the “Study Area”) qualifies as an area in need of rehabilitation pursuant to Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.);

Block	Lots
134	1, 2, 3, 4, 5, 6, 7, 26, 27 and 28
135	1, 2, 3, 4, 5, 6, 7, 8, 13 and 14
136	1, 2, 3, 4, 5 and 6
137	1, 2, 3, 4 and 5
138	1, 2, 3, 4, 5, 6 and 7
139	1, 2, 3, 4, 5, 6 and 7
140	1, 2, 3, 4, 5, 6, 7.01, 7.02, 8, 9, 10, 11, 12, 12.01, 13, 14, 15, 16 and 17

(the “Study Area”)

And,

WHEREAS, the conditions that warrant a determination that an “Area In Need of Rehabilitation” should be evaluated under N.J.S.A. 40A:12A-14 as follows:

- a) A delineated area may be determined to be in need of rehabilitation if the governing body of the municipality determines by resolution that a program of rehabilitation, as defined in section 3 of P.L.1992, c.79 (C.40A:12A-3), may be expected to prevent further deterioration and promote the overall development of the community; and there exist in that area conditions such that (1) a significant portion of structures therein are in a deteriorated or substandard condition; (2) more than half of the housing stock in the delineated area is at least 50 years old; (3) there is a pattern of vacancy, abandonment or underutilization of properties in the area; (4) there is a persistent arrearage of property tax payments on properties in the areas; (5) environmental contamination is discouraging improvements and investment in properties in the area; or (6) a majority of the water and sewer infrastructure in the delineated area is at least 50 years old and is in need of repair or

substantial maintenance. Where warranted by consideration of the overall conditions and requirements of the community, a finding of need for rehabilitation may extend to the entire area of a municipality. Prior to adoption of the resolution, the governing body shall submit a proposed resolution to the municipal Planning Board for its review and recommendation. Within 45 days of its receipt of the proposed resolution, the municipal Planning Board shall submit its recommendations regarding the proposed resolution, including any modifications which it may recommend, to the governing body for its consideration. Thereafter, or after the expiration of the 45 days if the municipal Planning Board does not submit recommendations, the governing body may adopt the resolution, with or without modification. The resolution shall not become effective without the approval of the Commissioner of the Department of Community Affairs for the State of New Jersey pursuant to section 6 of P.L.1992, c.79 (C.40A:12A-6), if otherwise required pursuant to that section.

- b) A delineated area shall be deemed to have been determined to be an area in need of rehabilitation in accordance with the provisions of this act if it has heretofore been determined to be an area in need of rehabilitation pursuant to P.L.1975, c.104 (C.54:4-3.72 et seq.), P.L.1977, c.12 (C.54:4-3.95 et seq.) or P.L.1979, c.233 (C.54:4-3.121 et seq.).

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham, in the County of Morris, and State of New Jersey, that:

Section 1. Pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-14), the Chatham Borough Planning Board is directed to review the attached draft resolution designating those areas within the “Study Area” to be designated as “Areas in Need of Rehabilitation”. The Planning Board should submit a report and provide its recommendation on whether the conditions that warrant designating the “Study Area” as an “Area in Need of Rehabilitation” and said recommendation shall be returned to the Chatham Borough Mayor and Council for consideration of adoption, with or without modification within 45 days.

STATEMENT OF PURPOSE

The purpose of this resolution is to direct the Chatham Borough Planning Board to provide a recommendation to the Mayor and Council to determine if the “Study Area” as referenced above meets the criteria to be declared an “Area in need of Rehabilitation”.

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Council Member Koronkiewicz motioned to approve Resolution # 21-352.

Council Member Truilo seconded the motion.

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

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

Resto			X			
Truilo		X	X			

Mayor Kobylarz asked Council Member Resto to proceed with Resolution # 21-353.

Council Member Resto read Resolution # 21-353 by title:

RESOLUTION #21-353

[Requires Roll Call Vote]

Majority of Full Membership

RESOLUTION ESTABLISHING PARKING FEES TO BE EFFECTIVE AS OF JANUARY 1, 2022, 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, 2022:

1. In parking lots or areas designated as “fee parking,” the Daily Permit fee for cash or credit card customers shall be Six Dollars and Twenty-five cents (\$6.25) 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 Three Dollars and Twenty-five cents (\$3.25) 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 \$525.00
 - b. LOT #3-CENTER STREET-EAST –
Borough Resident \$275.00
Borough Business Owner/Borough Business Employee \$240.00
 - c. LOT #4-CENTER STREET-WEST
Borough Resident \$275.00
Borough Business Owner/Borough Business Employee \$240.00
 - d. LOT #5-BOWERS LANE LOT

	Borough Resident	\$275.00
	Borough Business Owner/Borough Business Employee	\$240.00
e.	LOT #6-DIVISION AVENUE LOT	
	Borough Resident	\$275.00
	Borough Business Owner/Borough Business Employee	\$240.00
f.	ON STREET PERMIT PARKING-SOUTH PASSAIC AVENUE	
	Borough Resident	\$330.00

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 2022.

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Council Member Resto motioned to approve Resolution # 21-353.

Council Member Koronkiewicz seconded the motion.

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

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

REPORTS

COUNCIL MEMBERS

Council President Dempsey – Council President Dempsey reported that the Chatham High School Homecoming Dance will be held on Saturday, October 30, 2021.

Adi Roy, a Chatham High School alum, was acknowledged for his Broadway debut on Thursday, October 21, 2021, at the re-opening of the Broadhurst Theater, of “Jagged Little Pill”.

Council Member Mathiasen – Council Member Mathiasen thanked all volunteers and staff for working on the Sustainable Jersey application. The process is a large undertaking.

The Environmental Commission and the Board of Health is looking into concerns with gas leaf blowers. The Environmental Commission and the Board of Health want to ensure that it is being thorough,

thoughtful, and not arbitrary in handling this matter. The public was encouraged to purchase electronic lawn equipment.

Tickets are still available for the concert at Stanley Center on October 31, 2021.

On Sunday, October 31, 2021, at 11:00 a.m., at the enclosed dog area at Shepard Kollock Park, the community may host a Halloween costume dog event. This event is unofficial. If the event happens, this is a great opportunity for residents to take pictures of their dogs.

Council Member Koronkiewicz – Council Member Koronkiewicz had nothing new to report.

Council Member Treloar – Council Member Treloar reported that on Friday, November 19, 2021, at the Madison YMCA, commencing at 11:30 a.m., the Mayors Wellness Committee of the Chathams will host a luncheon presentation on Advance Care Planning, and when to initiate the process.

Council Member Resto – Council Member Resto reported that the Board of Health is working on amending its poisonous plants ordinance. The Chatham Borough Health Department in Westfield will administer booster shots to residents 65 years of age and older.

The Chatham Food Distribution “15 Days of Thanks” food drive encourages donors to collect as many shelf-stable food items to assist Chatham Borough residents experiencing food insecurity for this coming Thanksgiving holiday. Donated goods will be collected on Saturday, November 13, 2021. The Food Distribution is working with ShopRite and Stop & Shop for donated turkeys. He acknowledged residents for their continuous support of the Food Distribution.

Council Member Truilo – Council Member Truilo reported that the Historic Preservation Commission (HPC) will issue its Flag Award to John and Maria Perry. The event will take place on Friday, October 29, 2021, at 2:00 p.m. to recognize the beautiful restoration of their residential home, located at 157 Watchung Avenue, corner at Washington Avenue.

The Madison Chatham Joint Meeting (MCJM) is a wastewater treatment facility located on 17 acres of land. It operates jointly between Madison Borough and Chatham Borough and serves 24,000 residents. Established in 1910, it is the first joint venture of its time. The facility recently completed a mandatory upgrade as required by the New Jersey Department of Environmental Protection (NJDEP) to meet a Level 4 effluent water quality requirements. Council Member Truilo toured the facility on Friday and was impressed by its operation. On an average day, 2.2 million gallons of water is processed per day. The MCJM is considering converting the plant’s electric needs to be furnished by solar energy. Professionals are examining the proper location and the feasibility of conversion.

MAYOR ’S REPORT II

Mayor Kobylarz had nothing further to report.

ADMINISTRATOR'S REPORT

Borough Administrator Stephen Williams had nothing new to report. However, he stated that he contacted Suburban Disposal concerning issues with green bags. Suburban Disposal did not receive any complaints on this issue, but he will follow up on the matter.

Council Member Mathiasen added that green bags will continue to be used until the expiration of the contract in 18 months. Due to insufficient time to implement an alternative to green bags, the Borough extended the contract to provide additional time to come up with an effective plan.

Mr. Williams informed residents to return calls from Appraisal Systems. Appraisal Systems was retained by the Borough to conduct a borough-wide revaluation of all real properties in the Borough. Failure to have properties accurately appraised will result in a higher appraisal.

CONSENT AGENDA

The following items are considered to be routine by the Chatham Borough Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

Resolution #21-354 through Resolution #21-358 have been placed on the Consent Agenda.

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

There were none.

FINANCE

RESOLUTION #21-354

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 #21-355

RESOLUTION AUTHORIZING A REFUND FOR PROPERTY TAX OVERPAYMENT

WHEREAS, the Tax Collector for the Borough of Chatham has advised that the New Jersey Tax Court imposed a judgment for a refund of overpayment for property taxes for the year 2020 and 2021 for the herein referenced property; and

WHEREAS, the Tax Collector has further advised that a refund per the New Jersey Tax Court Judgement # 006809-2020 and 006292-2021 is to be made as follows:

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	<u>TAX QTR</u>
8/4	John Richard & Mary Anne Rohe 65 Highland Avenue Chatham, New Jersey 07928	\$13,151.04	2020 & 2021

***Please make check payable and mail to:**
Wolf Vespasiano, LLC (Attorney Trust Account)
331 Main Street
Chatham, NJ 07928

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to process a refund of property taxes as herein referenced.

PERSONNEL

RESOLUTION #21-356

RESOLUTION AUTHORIZING THE HIRING OF ROBERT P. RIPP AS A CROSSING GUARD FOR THE BOROUGH OF CHATHAM POLICE DEPARTMENT

WHEREAS, the Chief of Police has informed that a vacancy currently exists on the Borough of Chatham's Police Department Crossing Guard roster; and

WHEREAS, the Chief of Police recommends the hiring of Robert P. Ripp to fill the vacancy.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby authorize the hiring of Robert P. Ripp as a Crossing Guard for the Borough of Chatham Police Department effective October 26, 2021, at an hourly rate of \$23.40.

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.

RESOLUTION # 21-357

RESOLUTION OF THE BOROUGH OF CHATHAM AUTHORIZING THE HIRE OF SHANNON MCCARTY AS A PART-TIME ADMINISTRATIVE ASSISTANT II IN THE DEPARTMENT OF COMMUNITY SERVICES

WHEREAS, there exists a need for a part-time Administrative Assistant II in the Department of Community Services; and

WHEREAS, the position to hire a part-time Administrative Assistant II was publicly advertised, and applications and resumes were received and reviewed, and candidates were interviewed for the position; and

WHEREAS, Shannon McCarty applied for the position and was interviewed by the Borough Administrator, Stephen Williams, and the Director of Community Services, Janice Piccolo, to determine her qualifications to fill the position; and

WHEREAS, Mr. Williams and Mrs. Piccolo agreed that Shannon McCarty exhibits the knowledge, experience, and qualifications to perform the duties of an Administrative Assistant II in the Department of Community Services and recommend her hire to the position effective, October 26, 2021; and

WHEREAS, the starting hourly rate for this position shall be \$25.00 per hour, and such position shall not exceed 27 hours per week.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Borough Administrator and the Director of Community Services and hereby authorize the hire of Shannon McCarty as the part-time Administrative Assistant II for the Department of Community Services, effective October 26, 2021, at the starting hourly rate of \$25.00 per hour, and not to exceed 27 hours per week.

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

OTHER

RESOLUTION # 21-358

RESOLUTION ADOPTING CHANGES TO THE PERSONNEL POLICY AND EMPLOYEE HANDBOOK EFFECTIVE NOVEMBER 1, 2021

WHEREAS, in order to be eligible to receive premium and deductible incentives from the Morris County Joint Insurance Fund (JIF), Authorities must be compliant with the Municipal Excess Liability (MEL) model employment practices risk control program; and

WHEREAS, the following changes have been made to the following policies to follow the Morris County JIF employment practices risk control program:

- Equal Employment Opportunity Policy
- Americans with Disabilities Act Policy
- Contagious or Life-Threatening Illnesses Policy
- Safety Policy
- Alcohol and Drug-Free Workplace

- Workplace Violence Policy
- Policy Against Harassment
- Whistle Blower Policy
- Overtime
- Confidentiality of Personnel Files
- Political Activity Policy
- Performance Evaluation Policy
- Discipline and Termination Policy
- Use of Employer Vehicles Policy (Non-Law Enforcement)
- Computer Use, Electronic Mail & Internet Policy
- Family and Medical Leave Act Policy
- New Jersey Family Leave
- Military Leave Policy
- Domestic Violence Abuse Leave Policy
- Employment Reference Policy
- New Jersey Pregnant Workers' Fairness Act

WHEREAS, said Personnel Policy and Employee Handbook has been reviewed by the Borough's General Counsel.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Chatham, New Jersey that the Personnel Policy and Employee Handbook is hereby adopted and shall be in full force and effect on November 1, 2021.

BE IT FURTHER RESOLVED, that the Administrator shall distribute a copy to all personnel.

CONSENT AGENDA VOTE:

Mayor Kobylarz asked Council President Dempsey to proceed with the Resolutions listed on the Consent agenda, Resolutions #21-354 through #21-358.

Council President Dempsey made a motion to approve Resolutions #21-354 through # 21-358 on the Consent Agenda. The motion was seconded by Council Member Resto. By a unanimous voice vote, the resolutions were approved.

ADD-ON RESOLUTION[S]

There were none.

ADJOURNMENT

Having no other business to conduct in public session, Council Member Truilo made a motion to adjourn the meeting, seconded by Council Member Koronkiewicz The meeting was adjourned at 10:19 p.m.

Respectfully Submitted on November 22, 2021, by:

Tamar Lawful, RMC
Borough Clerk
BOROUGH OF CHATHAM