

REGULAR COUNCIL MEETING
October 22, 2007 8:00 p.m.

The Regular Council Meeting of the Borough of Chatham was held on Monday October 22, 2007 beginning at 8:00 p.m. in the Council Chambers, in the Municipal Building.

The meeting was called to order at 8:00 p.m.; Mayor Richard L. Plambeck presiding

The Mayor and Borough Council saluted the flag.

Mayor's statement regarding Adequate Notice of Meeting

Pursuant to the requirements of R.S. 10:4-10, adequate notice of this meeting has been provided by including same in the Annual Notice, copies of which were posted on the Municipal Bulletin Board, on the main floor of the Municipal Building, emailed to the Morris County Daily Record, the Star Ledger, the Chatham Courier and Independent Press and filed with the Borough Clerk, all on December 29, 2006.

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

Council Member Cordelia O. Fuller
Council Member Richard E. Crater, Jr.
Council President Bruce A. Harris
Council Member James J. Collander
Council Member Joseph Mikulewicz
Council Member Neal T. Collins*
Mayor Richard L. Plambeck
Robert J. Falzarano, Borough Administrator
David J. Lloyd, Borough Attorney
Susan Caljean, Municipal Clerk

*speaker phone

DISCUSSION ITEMS

Eagle Scout Project-Mr. Harris explained the scout's project for a trail in Wuhala Woods. The trail will start at the end of Rutgers Street and include descriptions of the vegetation along the trail.

Florham Park-Regional Traffic Study-Mayor Plambeck explained which intersections the county is studying. The county has identified Columbia Turnpike and the exit from Route 24 as a bottleneck.

Public Works Department 2008 Capital Budget – Stan Serbanica explained the need for several pieces of equipment needed by the Public Works Department. The Council had some questions and comments. Stan Sebanica explained some of the needs for the building and grounds. Council President Harris objected to the proposal to install an irrigation system at Borough Hall. The Council had questions about sharing some of the equipment, including the spreader, with either the Township or the Board of Education. Dan Urenovich explained some of the equipment the fleet needs.

Water Department 2008 Capital Budget – Tony Torello reported the Water Department is required by state law to replace water meters every ten years. They replace approximately 300 each year. The Water Department needs several other pieces of equipment. George Traver explained what equipment is needed by the Sewer department.

Police Department 2008 Capital Budget – Chief Drake requested some of the Police Departments computers be replaced. The Chief would like to have a radio communications receiver installed near River Road.

Business Improvement District- Mr. Crater asked the Council to host an informational meeting on a Business Improvement District on November 27th at the Borough Hall. The Council agreed.

COUNCIL COMMITTEE REPORTS

Budget and Finance - James J. Collander, Chairman reported they will continue with the capital budget presentations at the next few Council Meetings. The Committee and Bob Falzarano are working on putting the budget together but they need to receive information on the cap from the state before it can be finalized.

Communications - Bruce A. Harris, Chairman reported the Committee is working on revamping the website to make things more accessible and easier to use.

Infrastructure & Strategic Planning - Cordelia O. Fuller, Chairwoman reported the Jackson Avenue Lift Station work has begun. The lighting on Main Street is complete.

Personnel - Neal T. Collins, Chairman requested that Bob Falzarano give the report. Bob Falzarano reported the Committee discussed adding three hours to the Madison Board of Health contract to assist Bill Faitoute with inspections. The Committee directed the Administrator to develop an evaluation form for professional service providers. The Committee discussed the reorganizational plan.

Public Safety & Emergency Services - Richard E. Crater, Jr., Chairman stated the Committee did not meet in October.

Shared Services & 3rd Party Agreements - Joseph Mikulewicz, Chairman reported the Committee discussed sharing the services of the plumbing, electric and construction inspectors with Madison to have coverage when an inspector is on vacation. The Committee also discussed sharing a power washer with the Board of Education.

ADMINISTRATOR'S REPORT

Bob Falzarano reported that since the inception of Community Pass last October; revenue of \$382, 367 and 6,112 registrations have been received. Mr. DeNave sent a letter to the residents of Wilson, Roosevelt and University Avenues requesting information on sewer back up history. The 2008 budget preparation is continuing. The OPRA form has been put on line on the web site. The tunnel rehabilitation at the train station will begin the week of Thanksgiving.

recess 9:30
reconvene 9:35

MEETING OPEN TO THE PUBLIC

MAYOR'S 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 three minutes.

Tom Winter of Chatham Township stated the Chatham Athletic Foundation's Gala on September 28th was a huge success. The Foundation received \$150,000.00 in donations. Mr. Winter thanked the Council for Lum Field.

Mayor Plambeck thanked the Foundation for everything they have done.

Sue Connors of Chatham Borough, a coach for field hockey at Lum Field, thanked the Council for the field.

Steven Lee of Maple Street representing Chatham United Soccer thanked the Council for what they have done.

Jim Palneri a football coach stated Lum Field is a fantastic facility and thanked the Council.

Joe Marts of 14 West Coleman Avenue thanked the people who have donated to the recreation program.

Robert Raola of Chatham Township stated the Township has not heard back from the DEP.

Martha May of 20 Kimball Street asked if the lights in town are energy saving and if they could be turned down; they are very bright.

Bob Falzarano stated he would check to see if the lights are energy efficient and if they could be turned lower.

Donna Cali-Charles of 131 Center Avenue asked if Mr. Falzarano had received a letter from Florham Park about the school buses using Weston Avenue. Mr. Falzarano stated he has not received a letter; but he will follow up. Ms. Cali-Charles had questions about the Open Space question on the ballot.

**RESOLUTION #07-260
RESOLUTION TO ADOPT COUNCIL MEETING MINUTES**

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

Council Meeting, October 9, 2007

Council President Harris moved to approve Resolution # 07-260 and Council Member Crater seconded. A vote was taken and it was approved unanimously.

CONSENT AGENDA

The following items are considered to be routine by the Chatham Borough Mayor and 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 #07-261 through Resolution #07-264 have been placed on the Consent Agenda.

**RESOLUTION #07-261
RESOLUTION TO APPROVE PAYMENT OF VOUCHERS**

WHEREAS, vouchers for payment have been submitted to the Mayor and Borough Council by the various municipal departments.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Chatham that all vouchers approved by the Finance Chairman be paid subject to the certification of the availability of funds by the Chief Financial Officer.

**RESOLUTION #07-262
RESOLUTION TO REFUND PROPERTY TAXES**

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that a refund of property taxes be issued to the individuals listed below as follows:

BLOCK/LOT	OWNER & PROPERTY ADDRESS	AMOUNT	YEAR/QTR
114/5	Shaw, John & Jennifer 99 Hillside Avenue	\$1,372.99	2007/1 Qtr.

***Please make check payable and mail to:**

**Countrywide Home Loans
MS:SVW-24
PO Box 10211
Van Nuys, CA 91410-10211**

6/10 Shehadi, John & Michelle \$4,666.50 2007/1 Qtr.
193 Washington Avenue

RESOLUTION #07-263
RESOLUTION TO AUTHORIZE PRO-RATA SALARY ADJUSTMENT FOR THE
CHATHAM BOROUGH CONSTRUCTION OFFICIAL

WHEREAS, the governing body of the Borough of Chatham has undertaken and completed its due diligence with regard to the Borough Administrator's recommendation for a pro-rata salary adjustment for the Chatham Borough Construction Official, William S. Jankowski; and

WHEREAS, the current salary for the Construction Official is \$81,775 annually, which will be raised to \$83,219 annually, on a pro rata basis, and which salary adjustment will commence on October 16, 2007;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that it authorizes a pro-rata salary adjustment for the Chatham Borough Construction Official, William S. Jankowski, from \$81,775 annually to \$83,219 annually, which salary adjustment will commence on October 16, 2007.

RESOLUTION #07-264
RESOLUTION TO APPOINT ROBERT J. FALZARANO AS RISK MANAGER FOR
THE BOROUGH OF CHATHAM

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Robert J. Falzarano is hereby appointed as Risk Manager for the remainder of 2007.

CONSENT AGENDA VOTE

Resolutions #07-261 through #07-264

Council Member Fuller moved to approve the Consent Agenda and Council President Harris seconded. A vote was taken and it was approved unanimously.

NEW BUSINESS
ORDINANCE #07-29
INTRODUCTION AND FIRST READING OF AN ORDINANCE TO AMEND
CHAPTER 79 OF THE CODE OF THE BOROUGH OF CHATHAM ENTITLED
“ANIMALS AND RABIES CONTROL” SECTION 18 THEREOF ENTITLED
“Violations and Penalties”

Council Member Collander introduced Ordinance # 07-29 on first reading and moved that a public hearing be held on November 12, 2007 at 8:00 p.m. in the Council Chambers of the Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law, and was seconded by Council Member Crater.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-29 was introduced with a vote of 6 to 0.

ORDINANCE #07-30
INTRODUCTION AND FIRST READING OF AN ORDINANCE TO AMEND
ORDINANCE #06-23 ENTITLED AN ORDINANCE TO PROVIDE SALARIES AND
WAGES FOR CERTAIN MUNICIPAL POSITIONS OF THE BOROUGH OF
CHATHAM FOR THE YEAR 2008.

Council Member Crater introduced Ordinance # 07-30 on first reading and moved that a public hearing be held on November 12, 2007 at 8:00 p.m. in the Council Chambers of the Chatham Borough Municipal Building and prior to the hearing this ordinance shall be published according to law, and was seconded by Council President Harris.

Mayor Plambeck asked for a vote. A vote was taken and Ordinance #07-30 was introduced with a vote of 6 to 0.

RESOLUTION #07-265
RESOLUTION TO RECESS INTO CLOSED SESSION

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

CONTRACT NEGOTIATIONS: Cingular Lease- Mr. Falzarano

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.

Council Member Mikulewicz moved to approve Resolution # 07-265 and Council Member Collander seconded. A vote was taken and it was approved unanimously.

Adjourn 11:15 p.m.

Respectfully Submitted:

Susan Caljean
Municipal Clerk