

AGENDA

Monday, April 28, 2008

Regular Meeting
Mayor and Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

CALL MEETING TO ORDER The meeting will be called to order at 8:00 p.m.

SALUTE TO FLAG

ADEQUATE NOTICE

Statement re: 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 Independent Press, the Morris County Daily Record, the Star Ledger, and Chatham Courier and filed with the Borough Clerk, all on January 4, 2008.

ROLL CALL

On a call of the roll the following officials should be present:

Council Member Richard E. Crater, Jr.
Council Member Bruce A. Harris
Council Member James J. Collander
Council President Joseph Mikulewicz
Council Member Neal T. Collins, M.D.
Council Member Joseph L. Marts
Mayor V. Nelson Vaughan, III
Joseph J. Bell, Borough Attorney
Robert J. Falzarano, Borough Administrator
Susan Caljean, Municipal Clerk

RESOLUTION #08-168

RESOLUTION BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM TO CHANGE THE NAME OF MILTON POND TO KELLEY'S POND IN HONOR OF FORMER FIRE CHIEF WILLIAM R. KELLEY, JR.

WHEREAS, William R. Kelley, Jr. "Bill" a former Fire Chief was born in Chatham, New Jersey, and was a life-long resident of Chatham Borough; and

WHEREAS, Bill was very active in the community, he initiated the Fishing Derby, Sparky Fire Department Program, Christmas Tree pickup, and the annual Venison Dinner, and restarted the July 4th Parade; and

WHEREAS, Bill was also one of the original members of the Independent Hose Company, a comedy act with a Model T Fire Engine that still performs at the annual Firemen's July 4th Parade today and was instrumental in building the Chatham Emergency Squad's original building and oversaw the construction of Milton Pond; and

WHEREAS, Bill was also a member of the Kiwanis Club of the Chathams and received the Distinguished Service Award from the Chatham Area Jaycees for his community service; and

NOW, THEREFORE, BE IT RESOLVED, that Former Fire Chief Bill Kelley will always be remembered for his knowledge, time and dedication to our wonderful Chatham Borough community!

**RESOLUTION #08-169
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, April 14, 2008

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Chatham that the Executive Session minutes be adopted herein as approved and redacted by the Borough Council:

Executive Session Meeting, March 24, 2008
Executive Session Meeting, April 14, 2008

DISCUSSION ITEMS

1. Great Reunion- Peter Steffens
2. Open Space Tax Half Cent Reduction- Mayor Vaughan

MAYOR'S ACTIVITIES REPORT

COUNCIL COMMITTEE REPORTS:

Budget and Finance	James J. Collander, Chairman
Communications	Bruce A. Harris, Chairman
Infrastructure & Strategic Planning	Richard E. Crater, Jr., Chairman
Personnel	Neal T. Collins, M.D., Chairman
Public Safety & Emergency Services	Joseph L. Marts, Chairman
Shared Services & 3rd Party	Joseph Mikulewicz, Chairman
Agreements	

**ADMINISTRATOR'S
REPORT**

MEETING OPEN TO THE PUBLIC

**MAYOR'S NOTICE
OF PUBLIC COMMENT
TIME LIMIT**

Hearing of citizens during the Public Comment Sections 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.

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 #08-170 through Resolution #08-181 have been placed on the Consent Agenda.

**RESOLUTION #08-170
RESOLUTION TO COMMEND SEVERAL OFFICERS OF THE CHATHAM
BOROUGH POLICE DEPARTMENT ON THEIR EXEMPLARY
PERFORMANCE IN THE APPREHENSION AND SUBSEQUENT FOLLOW UP**

ARREST OF AN INDIVIDUAL THAT HAD COMMITTED AN ARMED BANK ROBBERY IN LONG HILL TOWNSHIP ON MARCH 12, 2008

WHEREAS, the Long Hill Police Department broadcasted a SPEN message indicating that the Hudson City Savings bank on Springfield Avenue had been robbed; and

WHEREAS, the actor displayed what appeared to be a handgun, and left the scene in a black Lincoln Town car; and

WHEREAS, Berkeley Heights Police located the vehicle and initiated the pursuit, which came into Chatham Borough; and

WHEREAS, the suspect vehicle was involved in a motor vehicle accident with the Berkeley Heights Police car, 2 civilian vehicles, and finally with a flat tire crashed into the front of a school bus, luckily no one was injured; and

WHEREAS, the suspect was arrested at 3 Watchung Avenue, in the Borough; a combined effort from Chatham Borough, Berkeley Heights, New Providence, Chatham Township and Summit Police Departments; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham, that Sergeant Roy George, Detective Sergeant Michael Bochniak, Police Officer Ralph Colatrella, Police Officer Brian Maher, Police Officer Daniel Walsh, and Police Officer Richard Jaremba all deserve accolades for their tenaciousness and performance dealing aggressively with this call of a bank robber; and

WHEREAS, Telecommunicator John Lucas should also be commended on the way he handled the desk with proficiency and expertise and remained calm throughout this incident; and

BE IT FURTHER RESOLVED, that through this commendation, the Mayor and Council of the Borough of Chatham honors the service of these fine gentlemen and pays tribute to them for their outstanding contributions to this community.

RESOLUTION #08-171

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 #08-172

RESOLUTION TO RENEW TAXI LICENSE FOR E PLUS TRANSPORTATION, INC. FOR THE YEAR 2008

BE IT RESOLVED that the issuance of licenses for the following auto liveries for the year 2008 are hereby approved in accordance with the provisions of the Chatham Borough Code, Chapter 137.

NAME OF COMPANY:	E Plus Transportation, Inc.
BUSINESS ADDRESS:	125 B Morris Street Morristown, NJ 07960
INSURANCE CARRIER:	Ocean Risk Retention Group, Inc.
POLICY NUMBER:	ORNJ050010192RZ

VEHICLES:

Year/Make	Body Type	Vin. No.	Plate No.	Lic. No.
1997 Mercury	4/DR	698921	OXY8411	#01-E Plus-2008

**RESOLUTION #08-173
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 #08-174
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
64/22	Kaplus Family Enterprises, LLC 78 Coleman Avenue *Send payment to: Kaplus Family Enterprises, LLC 1 Garfield Avenue Jersey City, NJ 07305	\$2,705.01 duplicate payment was made	2007/4 Qtr.

**RESOLUTION #08-175
RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE
BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW
JERSEY, APPROVING THE CHATHAM NJ HIGH SCHOOL REUNIONS FOR
THE BOROUGH OF CHATHAM**

WHEREAS, the Chatham High School (“CHS”) and the Chatham Township High School (“CTHS”) jointly wish to hold its third Great Reunion known as the Great Reunion 2008 for the alumni of all Chatham High School graduating classes; and raise money to support the annual Paul Harris ’53 Great Reunion Scholarship award for a senior at CHS who shows outstanding school spirit; and

WHEREAS, said Great Reunion 2008 is to be held from July 3 through July 6, 2008 as one of the many events associated with the Fourth of July celebrations of the combined Borough and Township of Chatham, Morris County, New Jersey; and

WHEREAS, proceeds from the Great Reunion will be used to support the annual Paul Harris ’53 Great Reunion Scholarship award to be presented to a senior at Chatham High School who shows outstanding school spirit; and

WHEREAS, the Great Reunion is a multi-day celebration of the Chathams for the benefit, enjoyment and town spirit of its residents and all alumni of its graduating classes, and to raise funds for a worthwhile scholarship and/or cause.

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Chatham, County of Morris and State of New Jersey authorizing the Great Reunion 2008 festivities to be conducted from July 3, through July 6, 2008 over the Fourth of July Weekend within the combined Chathams, Morris County, New Jersey.

**RESOLUTION #08-176
RESOLUTION AUTHORIZING THE PURCHASE OF ONE NEW AND UNUSED
2008 FORD 550 CHASSIS/4 WHEEL DRIVE/SNOW PLOW PACKAGE/17,500
GVW THROUGH THE MORRIS COUNTY CO-OP FROM FLEMINGTON CAR
& TRUCK FLEET SALES, 215 ROUTE 202 & 31, FLEMINGTON, NJ 08822
WITH A PURCHASE PRICE OF \$27,385.**

WHEREAS, the Borough of Chatham, pursuant to N.J.S.A. 40A:11-5 (2) entitled “Exceptions,” may by resolution and without advertising for bids, purchase any goods or services under the Morris County Co-Op #15C-Item #8 with a purchase price of \$27,385; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Capital Budget line item #W-04-55-908-101; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham hereby authorizes the Purchasing Agent to purchase one new and unused 2008 Ford 550 Chassis from Flemington Car & Truck Fleet Sales, 215 Route 202 & 31, Flemington, NJ 08822.

RESOLUTION #08-177

RESOLUTION AUTHORIZING THE PURCHASE OF ONE NEW AND UNUSED 2008 RUGBY-ELIMINATOR DUMP BODY THROUGH THE MORRIS COUNTY CO-OP FROM SANITATION TRUCK REPAIR, 2301 ROOSEVELT AVENUE, SOUTH PLAINFIELD, NJ 07080 WITH A PURCHASE PRICE OF \$13,596.

WHEREAS, the Borough of Chatham, pursuant to N.J.S.A. 40A:11-5 (2) entitled “Exceptions,” may by resolution and without advertising for bids, purchase any goods or services under the Morris County Co-Op #15D-Item #2 with a purchase price of \$13,596; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Capital Budget line item #W-06-55-908-101; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham hereby authorizes the Purchasing Agent to purchase one new and unused 2008 Rugby-Eliminator Dump Body from Sanitation Truck Repair, 2301 Roosevelt Avenue, South Plainfield, NJ 07080.

RESOLUTION #08-178

RESOLUTION TO APPOINT PART-TIME SUMMER EMPLOYEES FOR THE RECREATION DEPARTMENT

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that the following individuals be appointed upon the recommendation of the Recreation Department for part-time summer employment for the Borough of Chatham. The salary range shall be from \$8.35 to \$19.60 per hour based on their experience.

		Salary /Range
Nauta, Amy	Director	\$19.60
Murphy, Megan	Staff	\$9.05-10.40
Christian, Scottie	Staff	\$8.75-10.05
Serripica, Kim	Staff	\$9.05-10.40
James, Lesley	Staff	\$9.05-10.40
Schaefer, Christine	Staff	\$9.10-10.45
Bender, Jon	Staff	\$8.50
Bender, Paul	Staff	\$8.35
Grosso, John	Staff	\$9.05
Heimrich, Alyssa	Staff	\$8.50
Fanelli, Alicia	Sub	\$10.50
Schaefer, Laura	Sub	\$10.50
Carleen, Jess	Sub	\$10.50
Nauta, Janet	Sub	\$9.00
Cook, Brian	Sub	\$8.00

RESOLUTION #08-179

RESOLUTION TO APPROVE THE USE OF THE LIBRARY LAWN AND PLACEMENT OF A SIGN IN REASONER PARK FOR FISHAWACK DAY

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the use of the Library lawn and placement of a sign in Reasoner Park for Fishawack Day is hereby approved.

RESOLUTION #08-180

RESOLUTION DESIGNATING MAY AS “MOTORCYCLE AWARENESS MONTH” IN THE STATE OF NEW JERSEY AND THE BOROUGH OF CHATHAM

WHEREAS, Motorcycle riding is a popular form of recreation and transportation for thousands of people across the State and the nation; and

WHEREAS, A growing number of New Jersey citizens are choosing motorcycles as an alternative mode of transportation; and

WHEREAS, Motorcycles are convenient, provide fuel economy benefits to the environment, reduce traffic and parking congestion, and provide enjoyment to their riders; and

WHEREAS, Many automobile drivers do not anticipate routine encounters with motorcyclists in traffic; and

WHEREAS, All motorists need to operate with caution near motorcycles as they lack the protective armor of and are less visible than trucks and automobiles which increases the risk of serious accidental injury and death for motorcyclists; and

WHEREAS, In recent years, more than half of all motorcycle fatalities involved a crash with another type of vehicle; and

WHEREAS, Because a motorcyclist is more likely to die in a crash than an automobile driver or passenger, an increased knowledge and awareness of motorcyclists can lessen the occurrence of injuries and fatalities to motorcyclists; and

WHEREAS, Due to the increased number of motorcycles on the roads and highways of our State and because motorcycle awareness and safety is a concern to all, it is appropriate to set aside a time to alert all motorists to the number of motorcyclists on the roads and to help motorists become aware of the safety concerns of motorcyclists; and

WHEREAS, In light of all these factors, it is important to heighten motorcycle awareness; now, therefore,

BE IT RESOLVED by the Senate and General Assembly of the State of New Jersey: C.36:2-97 “Motorcycle Awareness Month,” May; designated.

1. The month of May is hereby designated as “Motorcycle Awareness Month” in the State of New Jersey and in the Borough of Chatham.
2. This joint resolution shall take effect immediately.

CONSENT AGENDA VOTE

Resolutions #08-169 through #08-180

Moved: _____ Seconded: _____ Voice Vote: in favor [] against []

UNFINISHED BUSINESS

ORDINANCE #08-11

SECOND READING AND PUBLIC HEARING OF AN ORDINANCE OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING MUTUAL AID AGREEMENTS AND INTER-LOCAL SERVICE AGREEMENTS BETWEEN THE BOROUGH POLICE DEPARTMENT AND NEIGHBORING POLICE DEPARTMENTS

Council Member	Yes	No	Abstain	Absent
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Mr. Collander	_____	_____	_____	_____
Mr. Collins	_____	_____	_____	_____
Mr. Crater	_____	_____	_____	_____
Mr. Harris	_____	_____	_____	_____
Mr. Marts	_____	_____	_____	_____
Mr. Mikulewicz	_____	_____	_____	_____

Moved: _____ Seconded: _____ VOICE VOTE: in Favor [] Against []

**ORDINANCE #08-12
 SECOND READING AND PUBLIC HEARING OF AN ORDINANCE OF THE
 MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, IN
 THE COUNTY OF MORRIS, AND STATE OF NEW JERSEY, AUTHORIZING
 THE ESTABLISHMENT OF A LOCATION AND THE ERECTION OF A 9-11
 MEMORIAL IN OR ABOUT PROPERTY KNOWN AS MEMORIAL PARK,
 SITUATE IN THE BOROUGH OF CHATHAM, NEW JERSEY**

Council Member	Yes	No	Abstain	Absent
Mr. Collander	_____	_____	_____	_____
Mr. Collins	_____	_____	_____	_____
Mr. Crater	_____	_____	_____	_____
Mr. Harris	_____	_____	_____	_____
Mr. Marts	_____	_____	_____	_____
Mr. Mikulewicz	_____	_____	_____	_____

Moved: _____ Seconded: _____ VOICE VOTE: in Favor [] Against []

**RESOLUTION #08-181
 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:

LITIGATION: 59 Lafayette Avenue- Mr. Hague
 PERSONNEL: Registrar's Salary- 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.