

**REGULAR MEETING OF THE
MAYOR AND BOROUGH COUNCIL**

December 12, 2016 MINUTES

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, December 12, 2016 at 7:30 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

SALUTE TO FLAG

The Mayor and Borough Council led the assembled in the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Harris asked for a moment of silence for those who have given their lives for our country.

STATEMENT OF ADEQUATE NOTICE

Robin R. Kline, Municipal 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 Municipal Bulletin Board on the main floor of Borough Hall, emailed to the Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and The Alternative Press and filed with the Borough Clerk, all on January 11, 2016.

ROLL CALL

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

Mayor Bruce A. Harris
Council Member James J. Collander
Council President James Lonergan
Council Member Victoria Fife
Council Member Gerald J. Helfrich [arrived after roll call at approximately 7:35 p.m.]
Council Member Leonard Resto
Council Member Peter Hoffman
Robert J. Falzarano, Borough Administrator
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

Mayor Harris proceeded with Resolution #16-334.

RESOLUTION #16-334

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:

November 28, 2016

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:

November 28, 2016

Council Member Collander made a motion to approve Resolution #16-334. Council Member Resto seconded the motion. A vote was taken and Resolution #16-334 was approved unanimously.

Council Member Helfrich arrived at this time (approximately 7:35 p.m.).

DISCUSSION ITEMS

JCP&L Update – Mr. Rob Walton, Jersey Central Power & Light Company (JCP&L) Area Manager for the Summit District, provided a brief update on infrastructure improvements and tree-trimming operations that have been completed at the Florham Park, Green Village and Academy Substations. The improvements will enhance service reliability for customers. He reported that tree-trimming operations would be scheduled for the Traynor Substation circuit at a later date. Council President Lonergan inquired whether JCP&L has enhanced the security of its infrastructure, to which Mr. Walton responded that security measures are in place, including cameras and motion detectors at all substations. Mr. Walton further commented that the security of JCP&L's computer networks is a high priority as well.

Mayor Harris and the Borough Council thanked Mr. Walton for his presentation.

Financial Planning – Council President Lonergan gave a presentation that detailed trends in budget revenues and expenses for the period 2009 to 2016. Over the past five years, revenues have remained relatively flat, yet the cost of Borough government continues to grow. Council President Lonergan warned that the difference, or gap, between revenues and expenses would continue to grow if new revenue sources, short of raising property taxes, are not found. He presented, in detail, the array of shared services the Borough has with Chatham Township, Long Hill Township, Madison Borough, Morris County, and the City of Summit. These shared services save taxpayers hundreds of thousands of dollars each year and keep operating costs down. He reported that without these shared services, the Borough's portion of the property tax levy would increase 63%.

Council President Lonergan reported that while Borough officials continue to explore shared services opportunities and ways to increase revenue streams, he said it is unlikely that the Borough will be able to find cost-savings that will close the budget gap in future years without cutting services. He reported that from a financial perspective, redevelopment initiatives are necessary to increase the Borough's ratable base so that the tax rate does not skyrocket. Mayor Harris and the Council agreed, yet cautioned that redevelopment must be approached in a smart, well-planned manner to minimize impacts in traffic circulation and school district enrollments, and Chatham Borough's small-town character is maintained.

Mayor Harris and the Council thanked Council President Lonergan for his informative presentation.

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.

Mayor Harris opened the meeting to the public.

Joseph Marts, 14 Coleman Avenue West, and former Mayor of Chatham Borough, inquired about the current condition of the artificial turf field at Lum Field and questioned if the artificial turf posed any liability to the Borough. Council President Lonergan confirmed that the artificial turf field is starting to wear but does not pose a health risk. Mr. Marts then inquired about the status of redevelopment along River Road and further inquired whether Borough officials are exploring redevelopment of the Post

Office property. Mayor Harris answered that a Special Planner has been retained to prepare a strategic plan for the redevelopment of Post Office Plaza to start the process.

Michael Dean, 181 N. Passaic Avenue, commented that he was not in favor of redevelopment that would increase student enrollment in the school district or that would change the Borough's small town character, especially dense redevelopment that may be centered near the train station. Mr. Dean also requested that the Mayor and Council hold a public discussion on whether the Borough should enter into a new contract to replace the artificial turf field at Lum Field.

Seeing no one else wishing to comment, Mayor Harris closed the meeting to the public.

REPORTS

BOARD & COMMISSION MEMBERS & LIAISON REPORTS

Affordable Housing Advisory Committee - Mayor Harris had nothing new to report.

Open Space & Historic Preservation Trust Advisory Committee - Mayor Harris had nothing new to report.

Traffic & Pedestrian Safety Advisory Committee - Council Member Collander reported that the next Committee meeting is scheduled for Wednesday, December 14th and had nothing new to report.

Shade Tree Commission - Council Member Collander reported that the next Commission meeting is scheduled for January 17th and further reported that Pat Carroll, will be stepping down as the Chair. A new Shade Tree Commission Chair will be elected in 2017.

Communications & Technology Advisory Committee - Council President Lonergan had nothing new to report.

Joint Recreation Advisory Committee - Council President Lonergan reported that the next Committee meeting is scheduled for Tuesday, December 13th and had nothing new to report.

Municipal Pool Advisory Committee - Council President Lonergan had nothing new to report.

Farmers' Market Advisory Committee - Council Member Fife had nothing new to report.

Mayors' Wellness Advisory Committee - Council Member Fife had nothing new to report.

MyChathamNJ Advisory Committee - Council Member Fife thanked the Committee members for their efforts in decorating the downtown for the holiday season and encouraged interested residents to volunteer with the Committee as it plans many events and programs next year.

Planning Board - Council Member Fife reported that the Planning Board adopted the 2016 Master Plan Re-examination and Update Report at their last meeting.

Project Community Pride - Council Member Fife had nothing new to report.

Senior Center of the Chathams - Council Member Fife had nothing new to report

9/11 Memorial Advisory Committee - Council Member Helfrich had nothing new to report.

Board of Education - Council Member Helfrich had nothing new to report.

Joint Municipal Court - Council Member Helfrich reported that the next meeting of the Joint Municipal Court is scheduled for Tuesday, December 13th and had nothing new to report.

Municipal Alliance of the Chathams - Council Member Helfrich reported that the next meeting is scheduled for Tuesday, December 13th and further reported that the Municipal Alliance of the Chathams is sponsoring a program at the library at 11:30 a.m. after its business meeting to help educate parents and residents on the pressures that young girls feel in today's society.

Environmental Commission - Council Member Resto reported that the next Commission meeting is scheduled for Wednesday, December 14th.

Joint Community Gardens Advisory Committee - Council Member Resto reported that one of the three vacancies on the Committee would be filled and encouraged interested gardeners to consider volunteering for the Committee.

Madison-Chatham Joint Meeting - Council Member Resto reported that capital improvements are needed at the sewage plant and that he will be meeting with Chris Manak, Superintendent for the Madison-Chatham Joint Meeting, to discuss budgeting implications. An updated capacity study is underway.

Pilgrim Pipeline Advisory Committee - Council Member Resto reported that the next Committee meeting will be scheduled in January.

Public Arts Council Advisory Committee - Council Member Resto reported that the Borough Flag Design Contest has been extended until February 28, 2017.

Board of Health - Council Member Hoffman reported that Lisa DeRosa, Chatham Borough Board of Health President, has been named the 2016 Board of Health Member of the Year by the New Jersey Local Boards of Health Association for her exceptional service to public health and congratulated her on her achievements.

Historic Preservation Commission - Council Member Hoffman reported that next Commission meeting is scheduled for Tuesday, December 20th.

MAYOR'S REPORT

Mayor Harris congratulated three Eagle Scouts from Troop #8, Van Benedict, Steve Piccari and Matt Piechnik, upon receiving their Eagle Scout Court of Honor Awards. Mayor Harris then reported that he and Council Member Collander met with New Jersey Department of Transportation ("DOT") representatives on Monday, December 5th to discuss traffic flow along State Highway Routes 24 and 124. He reported that DOT officials would be considering the installation of traffic signal technology and sensors along State Highway 124 (Main Street), which would allow Borough officials to manage the timing of traffic signals for improved traffic flow. Council Member Collander added that the DOT engineer confirmed that a concept study for improvements to Route 24 is being prepared.

Mayor Harris also reported that volunteers are needed, especially in the area of land use, for appointment on several boards, commissions and committees and encouraged interested residents to submit a volunteer application. Lastly, Mayor Harris reported that Sustainable Jersey announced a new grant opportunity that would help municipalities improve communication and citizen engagement by the use of existing and emerging technologies. A team consisting of Borough employees and volunteers has been created to prepare the grant application.

ADMINISTRATOR'S REPORT

Mr. Falzarano reported that the draft 2017 Goals and Objectives Report would be distributed to the Mayor and Council this Friday. He asked that all comments be returned no later than January 1st. Mr. Falzarano also reported that the 2017 budget is underway and that the Administrator has begun preparing the Borough's 2016 Annual Report. He projected that 73-75% of the listed goals for this year will be completed before the end of the year.

CONSENT AGENDA

The following items are considered 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 #16-335 through Resolution #16-343 have been placed on the Consent Agenda.

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

None.

CONTRACT

RESOLUTION #16-335

RESOLUTION AUTHORIZING THE SHARED SERVICE AGREEMENT WITH THE BOROUGH OF MADISON TO PROVIDE INFORMATION TECHNOLOGY ASSISTANCE AND PROGRAM SUPPORT FOR CHATHAM BOROUGH

WHEREAS, the Borough of Chatham has a need for Information Technology (“IT”) help desk support functions and to resolve hardware problems; and

WHEREAS, the Borough of Madison employs two full-time IT specialists; and

WHEREAS, the Borough of Madison has submitted a proposal to provide IT support services.

BE IT RESOLVED, by Council of the Borough of Chatham in the County of Morris and the State of New Jersey that the Mayor is authorized to execute the shared service agreement with Madison Borough for IT support services.

BE IT FURTHER RESOLVED, that execution of the shared service agreement with Madison Borough shall be contingent upon approval of the contract terms and conditions by the Borough Administrator and Borough Attorney.

RESOLUTION #16-336

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO MELGAR CLEANING SERVICES, IN THE AMOUNT NOT TO EXCEED \$21,600.00

WHEREAS, Erminio (Tony) Torello, Director of Public Works, solicited competitive quotes from three (3) qualified contractors for janitorial services for calendar year 2017 for Borough Hall and Fire Headquarters; and

WHEREAS, two (2) quotations were received as follows:

<u>VENDOR</u>	<u>PER MONTH</u>	<u>TOTAL ANNUAL AMOUNT</u>
1. Melgar Cleaning Services	\$1,800.00	\$21,600.00
2. Jan-Pro Northern New Jersey	\$1,911.00	\$23,004.00

And,

WHEREAS, for those contracts that in the aggregate are less than the bid threshold of \$40,000.00, but exceed 15 percent of the bid threshold (currently \$6,000.00), the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., provides that the contracting agent shall award the contract after soliciting at least two competitive quotations, if practicable; and

WHEREAS, the value of this contract is less than the bid threshold of \$40,000.00 and therefore may be awarded by soliciting competitive quotes without advertising for bids; and

WHEREAS, the Director of Public Works recommends that the award of the contract be made to Melgar Cleaning Services, 540 Main Street, Chatham N.J., in the amount of \$21,600.00; and

WHEREAS, Timothy Day, Chief Financial Officer, has confirmed that sufficient funds are available in Current Fund Account # 7-01-26-310-240 for the award of this contract.

BE IT RESOLVED, by the Council of the Borough of Chatham that it concurs with the recommendation of the Director of Public Works and hereby authorizes the Mayor to execute the contract with Melgar Cleaning Services, in the amount of \$21,600.00, in accordance with the specifications upon which quotations were received and accepted; and

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

RESOLUTION #16-337

RESOLUTION AWARDING THE RENEWAL OF A CONTRACT TO AMERICAN ALARM SYSTEMS, INC. FOR THE MAINTENANCE OF FIRE DETECTION EQUIPMENT AND SYSTEMS AND MONITORING OF SYSTEM SIGNALS

WHEREAS, the Chatham Borough Hall, the Fire Department Building, and the Department of Public Works Complex are required to comply with the Uniform Fire Code as promulgated by the New Jersey Uniform Fire Safety Act; and

WHEREAS, Stephen Williams, Fire Coordinator, has reviewed the proposal submitted by American Alarm Systems, Inc. for the maintenance of fire detection equipment and systems and monitoring of system signals (the "Agreement") and has confirmed that it meets all requirements as set forth by the New Jersey Uniform Fire Safety Act; and

WHEREAS, the Fire Coordinator recommends the renewal of the Agreement, for the period of January 1, 2017 to December 31, 2017, in the amount not to exceed \$4,409.00; and

WHEREAS, Timothy Day, Chief Financial Officer, has confirmed that sufficient funds are available in Current Fund Account #7-01-26-310-240 for the award of this contract.

BE IT RESOLVED, by the Council of the Borough of Chatham that it concurs with the recommendation of the Fire Coordinator and hereby authorizes the Mayor to execute the renewal Agreement with American Alarm Systems, Inc. for the period of January 1, 2017 to December 31, 2017.

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

RESOLUTION #16-338

RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT TO DR. SUSAN G. BLICKSTEIN, AICP, PP, PhD TO SUPERVISE THE PREPARATION OF A BUILD-OUT ANALYSIS

WHEREAS, the Mayor and Borough Council wish to prepare a build-out analysis projecting future development activity and estimating future sanitary sewer demand; and

WHEREAS, such services constitute a professional service as defined by the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-2, and are specifically exempt from the public bidding process in accordance with N.J.S.A. 40A:11-5; and

WHEREAS, Dr. Susan G. Blickstein, AICP/PP, PhD, submitted a proposal dated November 29, 2016 to assist with the preparation and supervision of a build-out analysis projecting future development activity for use in sanitary sewer demand estimating, in the amount not to exceed \$4,500.00; and

WHEREAS, the Borough Council finds that it would be in the best interests of the Borough to enter into a professional services agreement with Dr. Susan G. Blickstein, AICP/PP, PhD, to assist with the preparation and supervision of a build-out analysis projecting future development activity based upon her expertise and extensive experience in planning matters for the Borough; and

WHEREAS, the contract was not awarded through a “fair and open” process pursuant to N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, Timothy Day, Chief Financial Officer, has confirmed that sufficient funds are available in Current Fund Account #7-01-20-100-300 for the award of this contract.

BE IT RESOLVED, by the Council of the Borough of Chatham that the Mayor is hereby authorized to execute a professional services contract with Dr. Susan G. Blickstein, AICP/PP, PhD to assist with the preparation and supervision of a build-out analysis on behalf of the Borough; and

BE IT FURTHER RESOLVED, that Dr. Susan G. Blickstein, AICP/PP, PhD and principals controlling in excess of 10% of the firm will be required to submit to the Borough a Business Entity Disclosure Certification pursuant to the New Jersey Pay-to-Play Act, N.J.S.A. 19:44A-1 et seq., which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Chatham in the previous one year, and that the contract will prohibit the Professional Service contractor from making any reportable contributions through the term of the contract, along with a New Jersey Business Registration Certificate, a completed Affirmative Action Report (Form AA-302) and a completed W-9 form; and

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 #16-339

RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT TO THE FIRM CLARKE CATON HINTZ FOR THE PREPARATION OF A BUILD-OUT ANALYSIS

WHEREAS, the Mayor and Borough Council wish to prepare a build-out analysis projecting future development activity and estimating future sanitary sewer demand; and

WHEREAS, such services constitute a professional service as defined by the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-2, and are specifically exempt from the public bidding process in accordance with N.J.S.A. 40A:11-5; and

WHEREAS, Michael Sullivan, AICP, of the firm Clarke Caton Hintz, submitted a proposal dated November 29, 2016 for a build-out analysis for estimating future sanitary sewer demand based upon projected future development activity, in the amount of \$8,750.00; and

WHEREAS, the Borough Council finds that it would be in the best interests of the Borough to enter into a professional services agreement with the firm Clarke Caton Hintz, 100 Barrack Street, Trenton, NJ 08608 for the preparation of a build-out analysis estimating future sanitary sewer demand; and

WHEREAS, the contract was not awarded through a “fair and open” process pursuant to N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, Timothy Day, Chief Financial Officer, has confirmed that sufficient funds are available in Current Fund Account #07-01-20-100-300 for the award of this contract.

BE IT RESOLVED, by the Council of the Borough of Chatham that the Mayor is hereby authorized to execute a professional services contract with the firm Clarke Caton Hintz on behalf of the Borough for the preparation of a build-out analysis estimating future sanitary sewer demand; and

BE IT FURTHER RESOLVED, that the firm Clarke Caton Hintz, its subsidiaries, assigns or principals controlling in excess of 10% of the firm will be required to submit to the Borough a Business Entity Disclosure Certification pursuant to the New Jersey Pay-to-Play Act, N.J.S.A. 19:44A-1 et seq., which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Chatham in the previous one year, and that the contract will prohibit the Professional Service contractor from making any reportable contributions through the term of the contract, along with a New Jersey Business Registration Certificate, a completed Affirmative Action Report (Form AA-302) and a completed W-9 form; and

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.

FINANCE

RESOLUTION #16-340

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 #16-341

RESOLUTION AUTHORIZING REFUND FOR PROPERTY TAX OVERPAYMENT

WHEREAS, the Tax Collector for the Borough of Chatham has advised that an overpayment was made by the mortgage lending institution resulting in an overpayment of property taxes; and

WHEREAS, the Tax Collector has further advised that a refund for the duplicate property tax overpayment is to be made as follows:

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	<u>TAX QTR</u>
99-20	Willows Court LLC 1 – 8 Lackawanna Court Mail refund check to: 50 East Mt. Pleasant Avenue Livingston, NJ 07039	\$19,586.12	2016/3 rd & 4 th Qtr.

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 for the duplicate overpayment of property taxes as herein referenced.

PUBLIC ARTS

RESOLUTION #16-342

RESOLUTION AUTHORIZING THE PUBLIC ARTS COUNCIL (ADVISORY COMMITTEE) TO PAINT THREE TRAFFIC CONTROL CABINETS LOCATED ALONG WATCHUNG AVENUE IN THE BOROUGH OF CHATHAM

WHEREAS, the Public Arts Council (Advisory Committee) (“PAC”) seeks permission to paint three traffic control cabinets located at the intersections of Watchung Avenue and Hillside Avenue,

Watchung Avenue and Fairmount Avenue, and Watchung Avenue and Washington Avenue with environmental themes for its “Green Takes Back Gray Project;” and

WHEREAS, the County of Morris owns and operates the three traffic control boxes; and

WHEREAS, the PAC has informed the Mayor and Council of the Borough of Chatham that Morris County Engineer, Christopher Vitz, has granted permission for the painting of the referenced traffic control boxes, subject to certain requirements; and

WHEREAS, the PAC has advised that it will seek private donations for all materials and that artists who live or work in the Borough will volunteer their time hand-painting the traffic control cabinets with various environmental themes; and

WHEREAS, the Mayor and Borough Council support public art initiatives that promote public appreciation and knowledge of the fine arts and help to create a greater sense of community.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Public Arts Council (Advisory Committee) is hereby granted permission to paint three traffic control cabinets located at the intersections of Watchung Avenue and Hillside Avenue, Watchung Avenue and Fairmount Avenue, and Watchung Avenue and Washington Avenue with environmental themes for its “Green Takes Back Gray Project;” and

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

RESOLUTION #16-343

RESOLUTION AUTHORIZING A ONE-YEAR EXTENSION TO EXHIBIT THE SCULPTURES ENTITLED ATTIC TROPHY AND CRESCENT IN THE BOROUGH

WHEREAS, the Borough of Chatham (the “Borough”) entered into an agreement with the Sculpture Foundation, Inc. dated May 5, 2010 to exhibit the sculptures entitled *Attic Trophy* and *Crescent* (the “Agreement”) in the Borough; and

WHEREAS, the Sculpture Foundation has transferred ownership of *Attic Trophy* to TSJA and *Crescent* to Grounds for Sculpture, Inc. (GFS) as permitted under Section 4(b) of the Agreement; and

WHEREAS, the Borough, upon the recommendation of the Public Arts Council (Advisory Committee), wish to enter into a Sculpture Loan Agreement with TJSA and GFS for the loans of *Attic Trophy* and *Crescent*, respectively, for a one year period terminating on December 10, 2017; and

WHEREAS, the Mayor and Borough Council have determined that the continued exhibition of these sculptures promote public appreciation and knowledge of public sculpture and the fine arts and desires to authorize the execution of the Agreements.

BE IT RESOLVED, by the Council of the Borough of Chatham that the Mayor is hereby authorized to execute a Sculpture Loan Agreement with TJSA and GFS for the loans of *Attic Trophy* and *Crescent*, respectively, for a one year period terminating on December 10, 2017; and

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

CONSENT AGENDA VOTE

Council Member Collander moved to approve Resolution #16-335 through Resolution #16-343. Council Member Hoffman seconded the motion. A vote was taken and Resolution #16-335 through Resolution #16-343 listed on the Consent Agenda were unanimously approved.

ADD-ON RESOLUTION(S)

Mayor Harris proceeded with Resolution #16-345

RESOLUTION #16-345

RESOLUTION AUTHORIZING SETTLEMENT OF THE 2012, 2013, 2014, 2015 AND 2016 TAX APPEALS ENTITLED PREIM ASSOCIATES V. BOROUGH OF CHATHAM, DOCKET NO.: 014637-2012; AND REDGATE, GORDON M. V. BOROUGH OF CHATHAM, DOCKET NOS.: 012213-2013; 010223-2014; 010961-2015; 010562-2016 OF THE TAX ASSESSMENT OF BLOCK 79, LOT 15, KNOWN AS 368 MAIN STREET IN THE BOROUGH OF CHATHAM, MORRIS COUNTY, NEW JERSEY

WHEREAS, appeals of the real property tax assessment for tax years 2012, 2013, 2014, 2015 and 2016 on Block 79, Lot 15 have been filed by the Taxpayers, Preim Associates and Gordon M. Redgate; and

WHEREAS, the proposed Stipulation of Settlement, a copy of which is incorporated herein as if set forth at length, has been reviewed and recommended by the Borough Tax Assessor and Borough Tax Expert; and

WHEREAS, the settlement of said matter as more fully set forth below is in the best interest of the Borough of Chatham.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham, County of Morris, State of New Jersey, as follows:

1. Settlement of the 2012-2013 tax appeals is hereby authorized as follows:

368 Main Street
Block 79, Lot 15

Years: 2012, 2013

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$503,300	\$503,300	WITHDRAWN
Imprvts:	\$146,400	\$146,400	WITHDRAWN
Total:	\$649,700	\$649,700	WITHDRAWN

2. Settlement of the 2014-2016 tax appeals is hereby authorized as follows:

368 Main Street
Block 79, Lot 15

Years: 2014, 2015, 2016

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$503,300	\$503,300	\$453,600
Imprvts:	\$146,400	\$146,400	\$146,400
Total:	\$649,700	\$649,700	\$600,000

And,

BE IT FURTHER RESOLVED, that all Borough officials are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this resolution and authorizes the Special Tax Counsel to enter into the Stipulation of Settlement as provided by Taxpayer.

Council Member Resto moved to approve Resolution #16-345. Council Member Collander seconded the motion. A vote was taken and Resolution #16-345 was approved. Council Member Helfrich and Council Fife abstained.

Mayor Harris asked Council Member Helfrich to proceed with Resolution #16-344.

Council Member Helfrich read Resolution #16-344.

RESOLUTION #16-344

RESOLUTION TO ADJOURN INTO CLOSED SESSION

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

- | | |
|-----------------------|--|
| Contract: | 1. Health Services – Council Member Hoffman
2. 2017 Professional Services – Mr. Falzarano |
| Personnel: | 1. Housing Liaison Services – Mr. Williams |
| Potential Litigation: | 1. FieldTurf USA, Inc. – Mr. Lott |

BE IT FURTHER RESOLVED, the matter(s) discussed will be made known to the public at such time as appropriate action is taken on said matter(s), and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Borough of Chatham, provided such disclosures will not violate Federal, State or local statutes and does not fall within the attorney-client privilege. The Borough Council will not return to public session after this closed session.

Council Member Helfrich moved to approve Resolution #16-344. Council Member Resto seconded the motion. A vote was taken and Resolution #16-344 was approved unanimously.

ADJOURNMENT

Having no other business to be conducted, Mayor Harris adjourned the public meeting. The Mayor and Borough Council convened into Closed Session.

Meeting adjourned at 8:55 p.m.

Respectfully Submitted:



Robin R. Kline, MAS, RMC, CMR
Borough Clerk
BOROUGH OF CHATHAM