

**AGENDA**  
**February 27, 2017**

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

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

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**CALL MEETING TO ORDER**                      The meeting will be called to order at 7:30 p.m.

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**SALUTE TO FLAG**

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**MOMENT OF SILENCE**

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**STATEMENT OF ADEQUATE NOTICE**      Pursuant to the requirements of the Open Public Meetings Act, adequate notice of this meeting has been provided by including same in the Annual Notice, copies of which were posted on the official bulletin board on the main floor of Borough Hall, emailed to the Daily Record, the Star Ledger, the Chatham Courier, the Chatham Patch, and The Alternative Press and was filed with the Borough Clerk, all on January 5, 2017.

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**ROLL CALL**                      Mayor Bruce A. Harris  
                                        Council Member James J. Collander  
                                        Council Member James Lonergan  
                                        Council President Victoria Fife  
                                        Council Member Gerald J. Helfrich  
                                        Council Member Leonard Resto  
                                        Council Member Peter Hoffman  
                                        Robert J. Falzarano, Borough Administrator  
                                        James L. Lott, Jr., Borough Attorney  
                                        Robin R. Kline, Borough Clerk

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**PROCLAMATION**

**RESOLUTION #17-112**

**NATIONAL NUTRITION MONTH**

**WHEREAS**, the Mayors' Wellness Campaign of the Chathams recognizes that food is the substance by which life is sustained; and

**WHEREAS** the type, quality, and amount of food that individuals consume each day plays a vital role in their overall health and physical fitness; and

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

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

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**RESOLUTION (APPOINTMENT)**

**RESOLUTION #17-113**

**RESOLUTION PROMOTING SERGEANT RALPH COLATRELLA TO THE RANK OF POLICE LIEUTENANT**

**WHEREAS**, Chief Phillip Crosson, Jr. posted a job opening for the position of Police Lieutenant in the Chatham Borough Police Department and applications were solicited from interested and qualified police officers within the Chatham Borough Police Department; and

**WHEREAS**, three candidates applied for the position and were interviewed by the Personnel Committee to determine each candidate's qualifications; and

**WHEREAS**, after interviews were conducted, the Personnel Committee agreed that Sergeant Ralph Colatrella met or exceeded the qualifications and requirements for the position of Police Lieutenant; and

**WHEREAS**, Sergeant Ralph Colatrella was hired by the Borough of Chatham as a Police Officer on September 10, 2003; and

**WHEREAS**, in April 2009, Police Officer Colatrella was promoted to the rank of Sergeant; and

**WHEREAS**, Sergeant Ralph Colatrella received a Bachelor of Science Degree in Criminal Justice from Bellevue University and holds numerous law enforcement certifications; and

**WHEREAS**, in accordance with the Police Department Reorganization Plan and the Police Promotional Policy and Procedures, the Personnel Committee recommends that Sergeant Ralph Colatrella be promoted to the rank of Lieutenant; and

**WHEREAS**, pursuant to the Code of the Borough of Chatham, Chapter 48, *Police Department*, §48-5.A., and in accordance with N.J.S.A. 40A:14-118 et seq., all members of the Chatham Borough Police Department shall be appointed by the Mayor with the consent and approval of the Borough Council; and

**WHEREAS**, Mayor Bruce Harris concurs with the recommendation made by the Personnel Committee and wishes to appoint Sergeant Ralph Colatrella to the rank of Lieutenant in the Chatham Borough Police Department.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby approve the Mayor's appointment of Sergeant Ralph Colatrella to the rank of Lieutenant in the Chatham Borough Police Department and provide their consent and approval; and

**BE IT FURTHER RESOLVED**, that effective February 28, 2017, Sergeant Ralph Colatrella is hereby promoted to the rank of Lieutenant at an annual salary of \$142,719.03 to be pro-rated for the remainder of 2017; and

**BE IT FURTHER RESOLVED**, that Mayor Bruce A. Harris and the Borough Council hereby congratulate and extend their best wishes to Lieutenant Ralph Colatrella.

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## **RESOLUTION #17-114**

### **RESOLUTION TO ADOPT COUNCIL MEETING MINUTES**

**BE IT RESOLVED**, by the Council of the Borough of Chatham that the minutes from the following meeting are approved as prepared and shall be filed as a permanent record in the Borough Clerk's office:

February 13, 2017

**BE IT FURTHER RESOLVED**, by the Council of the Borough of Chatham that the minutes from the following Closed Session meeting(s) are approved as prepared and shall be filed as a permanent record in the Borough Clerk's office:

February 13, 2017

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### **DISCUSSION ITEMS**

1. Overnight Parking Ordinance – Chief Crosson and Council Member Collander
2. South Passaic Avenue Tenant Parking – Council Member Collander
3. Art Festival – Ms. Piccolo
4. Liberty Park Redesign – Council President Fife

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### **MEETING OPEN TO THE PUBLIC**

#### **NOTICE OF PUBLIC COMMENT TIME LIMIT**

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/are not topics scheduled for Public Hearing tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to a reasonable length of time.

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### **REPORTS**

#### **Council Committees**

<b>Budget and Finance</b>	Council Member James Lonergan
<b>Long Range Traffic &amp; Pedestrian Safety Planning</b>	Council Member James J. Collander
<b>Public Safety &amp; Emergency Services</b>	Council Member James J. Collander
<b>Personnel</b>	Council Member Leonard Resto
<b>Public Works Planning/Community Services</b>	Council President Victoria Fife
<b>Shared Services &amp; 3<sup>rd</sup> Party Agreements</b>	Council Member Gerald Helfrich

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### **MAYOR'S REPORT**

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### **ADMINISTRATOR'S REPORT**

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## **CONSENT AGENDA**

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

Resolution #17-115 through Resolution #17-130 have been placed on the Consent Agenda.

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

#### **RESOLUTION #17-**

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## **CONTRACTS**

### **RESOLUTION #17-115**

#### **RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT WITH HENDRICKS APPRAISAL COMPANY, LLC AS A PROPERTY APPRAISAL AND LITIGATION CONSULTANT TO THE BOROUGH OF CHATHAM**

**WHEREAS**, the Borough of Chatham requires property appraisal services and wishes to appoint a property appraisal and litigation consultant to assist in defending tax appeals on behalf of the Borough; 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(1)(a)(i); and

**WHEREAS**, the Borough Council finds that it would be in the best interest of the Borough to enter into a professional services agreement with Hendricks Appraisal Company, LLC, Seven Hutton Avenue, West Orange, New Jersey 07052 to provide property appraisal and litigation consultant services to the Borough in connection with tax matters before the Morris County Tax Board and the Tax Court of New Jersey based upon the firm's expertise and extensive experience in such matters; 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**, Mark E. Hendricks has submitted a proposal to provide said services at the rate of \$150.00 per hour; and

**WHEREAS**, the Chief Financial Officer has confirmed that sufficient funds are available in Current Fund Account #7-01-20-150-223 for the award of this contract.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that a professional service contract is hereby awarded to Hendricks Appraisal Company, LLC, for property appraisal and litigation consultant services and that the Mayor is hereby authorized to execute a professional services contract on behalf of the Borough; and

**BE IT FURTHER RESOLVED**, that Hendricks Appraisal Company, LLC, 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., a completed Disclosure of Investment Activities in Iran pursuant to Public Law 2012, C.25, 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 #17-116**

#### **RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT WITH THE LAW FIRM OF GREEBBAUM, ROWE, SMITH & DAVIS LLP FOR SPECIAL PLANNING LEGAL SERVICES**

**WHEREAS**, the Borough of Chatham requires special planning legal services; 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(1)(a)(i); and

**WHEREAS**, the Borough Council finds that it would be in the best interest of the Borough to enter into a professional services agreement with the law firm Greenbaum, Rowe, Smith & Davis, LLP, 75 Livingston Avenue, Roseland, NJ 07068 to provide special planning legal services to the Borough based upon the firm's expertise and extensive experience in such matters; 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**, Robert Goldsmith, Esq. has submitted a proposal to provide said services at a blended rate of \$290.00 per hour; and

**WHEREAS**, the 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 a professional service contract is hereby awarded to the law firm Greenbaum, Rowe, Smith & Davis, LLP for special planning legal services and that the Mayor is hereby authorized to execute a professional services contract on behalf of the Borough; and

**BE IT FURTHER RESOLVED**, that the law firm Greenbaum, Rowe, Smith & Davis, LLP, 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., a completed Disclosure of Investment Activities in Iran pursuant to Public Law 2012, C.25, 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 #17-117**

#### **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 #17-118**

#### **RESOLUTION REFUNDING REDEMPTION OF TAX SALE CERTIFICATE #2014-1**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised that the following tax sale redemption refund should be made to the lienholder:

<b><u>BLOCK/LOT</u></b>	<b><u>OWNERS/PROPERTY LOCATION</u></b>	<b><u>AMOUNT</u></b>
33=7	ATZ 548 Main Street  Make check payable and mail to: US Bank Cust BV001 Trst & Crdtrs 50 South 16 <sup>th</sup> Street – Suite 2050 Philadelphia, PA 19102-2513	\$81,818.22 redemption of Tax Sale certificate #2014-1, including return of \$31,100.00 premium.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Borough Tax Collector is hereby authorized to issue a refund for the redemption of Tax Sale Certificate #2014-1 as herein referenced.

### **RESOLUTION #17-119**

#### **RESOLUTION REFUNDING REDEMPTION OF TAX SALE CERTIFICATE #2014-2**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised that the following tax sale redemption refund should be made to the lienholder:

<b><u>BLOCK/LOT</u></b>	<b><u>OWNERS/PROPERTY LOCATION</u></b>	<b><u>AMOUNT</u></b>
33=7	ATZ 552 Main Street  Make check payable and mail to: US Bank Cust BV001 Trst & Crdtrs 50 South 16 <sup>th</sup> Street – Suite 2050 Philadelphia, PA 19102-2513	\$141,956.98 redemption of Tax Sale certificate #2014-2, including return of \$65,600.00 premium.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Borough Tax Collector is hereby authorized to issue a refund for the redemption of Tax Sale Certificate #2014-2 as herein referenced.

## **LAW AND PUBLIC SAFETY**

### **RESOLUTION #17-120**

#### **RESOLUTION AUTHORIZING THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT TO HOST THE TRI-COUNTY FIREMATICS COMPETITION ON JUNE 10, 2017**

**WHEREAS**, the Chatham Borough Volunteer Fire Department desires to host the Tri-County Firematics Competition in the Borough on June 10, 2017 from 8:00 a.m. until 4:00 p.m. at the Chatham Middle School and Garden Park; and

**WHEREAS**, it is anticipated that there will be nine competing fire departments in addition to the Chatham Borough Volunteer Fire Department hosting the event; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this event.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Chatham Borough Volunteer Fire Department is hereby granted authority to host the annual Tri-County Firematics Competition in Chatham Borough on June 10, 2017 from 8:00 a.m. until 4:00 p.m. at the Chatham Middle School and Garden Park, contingent upon approval by the School District of the Chathams Board of Education authorizing same; and

**BE IT FURTHER RESOLVED**, the Chief of Police is authorized to establish detour routes, close roads and re-route traffic as is necessary before and during the competition; and

**BE IT FURTHER RESOLVED**, that the Chatham Borough Volunteer Fire Department and every participating fire department shall be required to submit a Facilities Use Application and required documentation to the Department of Community Services and that a certificate of insurance listing the Borough of Chatham as an additional insured and providing proof of general liability insurance in excess of \$1,000,000.00 shall be submitted for this event; 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.

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## **BOARDS, COMMISSIONS & COMMITTEES**

### **RESOLUTION #17-121**

#### **RESOLUTION APPROVING THE SUBMISSION OF THE CHATHAM BOROUGH SHADE TREE COMMISSION'S 2016 ANNUAL ACCOMPLISHMENT REPORT TO THE STATE FORESTRY SERVICE'S COMMUNITY FORESTRY PROGRAM**

**WHEREAS**, by Resolution #16-140 the Borough Council adopted the Shade Tree Commission's third five-year New Jersey Community Forestry Management Plan as required by the New Jersey Shade Tree and Community Forestry Assistance Act ("the Act"); and

**WHEREAS**, the New Jersey Community Forestry Plan requires that an Annual Accomplishment Report must be submitted to the State Forestry Service's Community Forestry Program summarizing the accomplishments of the Shade Tree Commission for each year in order to achieve and maintain approved status under the Act to be eligible for Community Stewardship Incentive Program (CSIP) grant funding; and

**WHEREAS**, the Shade Tree Commission has prepared its 2016 Annual Accomplishment Report and wishes to submit it to the State Forestry Service's Community Forestry Program to maintain its approved status under the Act.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby accept the Shade Tree Commission's 2016 Annual Accomplishment Report; and

**BE IT FURTHER RESOLVED**, by the Council that the Mayor is hereby authorized to sign the Shade Tree Commission's 2016 Annual Accomplishment Report for submission to the State Forestry Service's Community Forestry Program; and

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

#### **RESOLUTION #17-122**

#### **RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION FOR TREE CITY, USA RECERTIFICATION**

**WHEREAS**, since 1909 the Borough of Chatham's Shade Tree Commission has actively been engaged in planting and maintaining trees along Borough streets, rights-of-ways and open spaces, and have been stewards of the health and safety of the Borough's "green infrastructure"; and

**WHEREAS**, throughout the year, the volunteers of the Shade Tree Commission provide community education and outreach programs, review residents' tree concerns, and identify planting locations for new trees within the Borough; and

**WHEREAS**, Tree City, USA designation recognizes communities that have demonstrated an effective ongoing community forestry program; and

**WHEREAS**, Tree City, USA designation often gives preference to those communities competing for urban forestry grants; and

**WHEREAS**, the Borough of Chatham is currently recognized as a Tree City, USA community by the National Arbor Day Foundation and is desirous to submit a 2017 application for Tree City, USA recertification.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby authorize the Mayor to execute an application for Tree City, USA recertification; 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 #17-123**

#### **RESOLUTION ESTABLISHING THE HISTORIC RIVERSIDE TRAIL ADVISORY COMMITTEE**

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

**WHEREAS**, the Mayor and Council of the Borough of Chatham have determined that it would be beneficial to establish a Historic Riverside Trail Advisory Committee (the "Committee") to help organize and plan for the construction and build-out of Phase I of the Historic Riverside Trail Project, and to present recommendations to the Mayor and Borough Council as appropriate.



**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Historic Riverside Trail Advisory Committee is hereby established for the herein referenced purpose(s); and

**BE IT FURTHER RESOLVED**, that the members of the Committee shall be:

Mia Craig	Vince DeNave, Borough Engineer
Gerry Geisler	Janice Piccolo, Director, Community Services
Mary Keselica	Robert Falzarano, Borough Administrator
Kate Murphy	Bruce A Harris, Mayor
Kevin Murphy	Victoria Fife, Council President
Helen Ann Rosenfeld	Len Resto, Council Member
John Tancredi	

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.

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## **PERSONNEL**

### **RESOLUTION #17-124**

#### **RESOLUTION AUTHORIZING THE HIRING OF MICHAEL BOARDMAN AS A SERVICE PERSON IN THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Borough of Chatham publicly advertised the job opening for the position of a Service Person in the Department of Public Works and solicited resumes and applications from interested candidates; and

**WHEREAS**, the Public Works selection committee (the “Committee”) conducted interviews of interested and qualified candidates; and

**WHEREAS**, after considering all interested and qualified candidates, the Committee found that Michael Boardman is the best-qualified candidate and has recommended that he be hired for the Service Person position in the Department of Public Works with an effective starting date of March 16, 2017 at the annual starting salary of \$38,450.00, which is to be pro-rated for the remainder of the calendar year.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Committee and hereby authorize that Michael Boardman be hired for the Service Person position in the Department of Public Works with an effective starting date of March 16, 2017 at the annual starting salary of \$38,450.00, which is to be pro-rated for the remainder of the calendar year.; and

**BE IT FURTHER RESOLVED**, that the terms and conditions of Michael Boardman’s employment shall be in accordance with the Department of Public Works collective bargaining unit contract and in accordance with provisions set forth in the offer of employment letter from Tony Torello, Director of Public Works, dated January 23, 2017, attached and made part of this Resolution.

## **RESOLUTION #17-125**

### **RESOLUTION APPROVING THE TERMINATION OF RICHARD BRADLEY AND JOSEPH GRANATO FROM THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT**

**WHEREAS**, Fire Chief Douglas Allan has recommended that Richard Bradley and Joseph Granato be terminated from the Chatham Borough Volunteer Fire Department for their lack of involvement in department activities, including attending meetings, drills and calls of the fire department over many years.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby approve the termination of Richard Bradley and Joseph Granato from the Chatham Borough Volunteer Fire; and

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

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## **SHARED SERVICES**

## **RESOLUTION #17-126**

### **RESOLUTION AUTHORIZING THE MADISON AREA YMCA TO SUBMIT A DRUG FREE COMMUNITIES GRANT APPLICATION ON BEHALF OF THE MADISON/CHATHAM COALITION FOR A HEALTHY COMMUNITY**

**WHEREAS**, the Madison Area YMCA (the “YMCA”) has established a partnership with the Madison/Chatham Coalition for A Healthy Community (the “Coalition”); and

**WHEREAS**, the Coalition has met all requirements to apply for a \$125,000.00 Drug Free Communities Grant on behalf of the communities of Madison Borough, Chatham Borough and Chatham Township; and

**WHEREAS**, the YMCA has agreed to administer the grant and will work with the Coalition to develop and implement initiatives to minimize and prevent substance abuse in our communities; and

**WHEREAS**, the Drug Free Communities Grant will run from September 30, 2017 through September 29, 2018 and will be renewable for up to five (5) years, and potentially for four (4) years beyond that, to off-set the Coalition’s costs; and

**WHEREAS**, there is a 100% match requirement that will be met through existing resources and in-kind donations of volunteer time and services and will not require additional funds from any of the participating communities.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham, County of Morris, in the State of New Jersey that the YMCA is hereby authorized to submit a \$125,000.00 Drug Free Communities Grant on behalf of the Madison/Chatham Coalition for A Healthy Community; 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.

## **OTHER**

### **RESOLUTION #17-127**

#### **RESOLUTION AUTHORIZING THE SUBMISSION OF A 2016 RECYCLING TONNAGE GRANT APPLICATION**

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act, P.L.1987, c.102; and

**WHEREAS**, the Mandatory Source Separation and Recycling Act established a recycling fund from which recycling tonnage grants may be made to municipalities to encourage local source separation and recycling programs; and

**WHEREAS**, it is the spirit and intent of the Mandatory Source Separation and Recycling Act to use the recycling tonnage grants to help communities develop new municipal recycling programs and to continue and expand existing programs; and

**WHEREAS**, the regulations impose on municipalities certain requirements as a condition for applying for recycling tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, Stan Serbanica, the Borough's Recycling Coordinator, has confirmed that the total tonnage of recycled materials certified by the NJDEP for the Borough in 2015 was 11,347.74 tons; and

**WHEREAS**, this resolution authorizing the Borough to apply for a 2016 Recycling Tonnage Grant memorializes the Borough's commitment to recycling materials and compliance efforts with the requirements of the Mandatory Source Separation and Recycling Act and recycling regulations.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby authorize the submission of a 2016 Recycling Tonnage Grant application to the NJDEP and designates Stan Serbanica to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED**, that the monies received from the recycling tonnage grant shall be deposited in a dedicated recycling trust fund by the Chief Financial Officer to be used solely for the purposes of recycling; 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 #17-128**

#### **RESOLUTION AUTHORIZING THE PUBLIC SALE OF BOROUGH PROPERTY NO LONGER NEEDED FOR PUBLIC USE THROUGH GOVDEALS.COM PUBLIC ONLINE AUCTION**

**WHEREAS**, the Borough of Chatham is the owner of certain property which is no longer needed for public use; and

**WHEREAS**, N.J.S.A. 40A:11-36 authorizes municipalities to sell public property that is no longer needed for public use at a public sale to the highest bidder as surplus property; and

**WHEREAS**, the Mayor and Borough Council are desirous of selling such surplus property in "as is" condition without express or implied warranties.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby authorize the sale of Borough property no longer needed for public use; and

**BE IT FURTHER RESOLVED**, that the public auction shall be conducted through GovDeals.com public online auction pursuant N.J.S.A. 40A:11-36, Local Finance Notice 2008-9 of the New Jersey Department of Community Affairs, Division of Local Government Services, and in accordance with the terms and conditions of State Contract A-70967/T2581. (The terms and conditions of the agreement entered into with GovDeals is available online at [www.govdeals.com](http://www.govdeals.com) and is also available in the Borough Clerk's office.); and

**BE IT FURTHER RESOLVED**, that the sale of surplus property to be sold in "is as" condition without expressed or implied warranties is as follows:

<b>ITEM</b>	<b>MINIMUM BID</b>
One (1) Panasonic Toughbook Model CF-30CCQAABM, Serial 7DKYA24952	\$100.00
One (1) Panasonic Toughbook Model CF-30CCQAABM, Serial 7DKYA24918	\$100.00
One (1) Panasonic Toughbook Model CF-30CCQAABM, Serial 7DKYA24910	\$100.00
One (1) Panasonic Toughbook Model CF-30CCQAABM, Serial 7DKYA24936	\$100.00
One (1) Panasonic Toughbook Model CF-30CCQAABM, Serial 7DKYA24940	\$100.00
One (1) Panasonic Toughbook Model CF-30KAPAQ2M, Serial 9BKYA31715	\$100.00
One (1) Panasonic Toughbook Model 30KAPAQ2M, Serial 9BKYA31528	\$100.00
2010 Ford Crown Victoria 4.6L, VIN#2FABP7BV3AX142258, 104,345 miles	\$4,000.00
2004 Dodge Durango 4.7L VIN#1D4HB38N94F199313, 60,414 miles	\$3,900.00
1997 Custom trailer, 16' X 6' wooden deck Model # 4T162CESBTW 7800 LBS Max Serial #- 1KX32153XV1B1T958 "AS IS"	\$2,000.00
One (1) lot of nine (9) Bicycles	No minimum bid set
One (1) Stanley hydraulic power unit	No minimum bid set
One (1) pallet of bullet proof glass	No minimum bid set
One (1) Motorola MSF VHF Base Station Radio	\$100.00
One (1) Motorola GM300 UHF Mobile Radio w/power supply	\$100.00
Two (2) Motorola Quantar VHF Base Station Radios	\$250.00 each
One (1) Decibel VHF Duplexer	\$25.00
One (1) Netgear MR 314 wireless modem	\$20.00
One (1) Linksys-G wireless access point	\$20.00
One (1) HP LaserJet P2055dn printer	\$25.00
One (1) Persona C25 ID card printer	\$25.00
Two (2) computer monitors	\$10.00 each

One (1) HP Touchsmart 15 laptop	\$25.00
One (1) Tru-Spec black parka size 3XL	\$50.00
Taylor Leatherware Motor Jacket size 46	\$50.00
Twenty (20) Tex Shoemaker basketweave holsters for SW 4566	\$10.00 each
Twenty (20) Tex Shoemaker basketweave dual mag pouches for SW 4566	\$10.00 each
Seventeen (17) Safariland 6360-4302 holsters for SW 4566	\$5.00 each
One (1) gold Nixon men's watch	\$25.00
One (1) silver Citizen men's watch	\$25.00
One (1) Hilti X 36 M powder actuated fastener	\$10.00
One (1) woman's gold ring with diamond type jewel setting	\$50.00
One (1) Apple iPod	\$5.00
One (1) Apple iPad with case	\$25.00
One (1) Blackberry (no battery)	\$5.00
One (1) Kindle with case	\$10.00
One (1) Escort Solo radar detector	\$20.00
One (1) Baby Jogger	\$25.00

And,

**BE IT FURTHER RESOLVED**, that the Borough of Chatham reserves the right to accept or reject any bid submitted; and

**BE IT FURTHER RESOLVED**, that the successful bidder(s) shall be required to pay the full amount of the sale, execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property, and shall be required to make arrangements for the pick-up of sold property from the Borough of Chatham within 10 business days of the auction; and

**BE IT FURTHER RESOLVED**, the Borough Clerk shall publish a legal advertisement in the official newspapers informing the public as to the nature of items being sold and how to obtain more information on the sale as required by N.J.S.A. 40A:11-36; 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 #17-129**

#### **RESOLUTION APPROVING A CATERING PERMIT TO DISPENSE AND SERVE ALCOHOLIC BEVERAGES AT THE FISHAWACK FESTIVAL ON JUNE 10, 2017**

**WHEREAS**, Chatham Borough will be holding its Fishawack Festival on June 10, 2017; and

**WHEREAS**, Chatham Towne Tavern, doing business as the River Grille, desires to submit an Application for a Catering Permit to the Division of Alcoholic Beverage Control, pursuant to N.J.S.A. 33:1-74, to dispense and serve alcoholic beverages for consumption at Fishawack on June 10, 2017.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham hereby grant permission to Chatham Towne Tavern, doing business as the River Grille, to dispense and serve alcoholic beverages for consumption at the Fishawack Festival on June 10, 2017 contingent upon approval of a Catering Permit issued by the Division of Alcoholic Beverage Control Commission; 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 #17-130**

#### **RESOLUTION AUTHORIZING THE CHATHAM FIRE DEPARTMENT ASSOCIATION TO HOLD A PICNIC ON JUNE 10, 2017 AT THE DEPARTMENT OF PUBLIC WORKS YARD**

**WHEREAS**, the Chatham Fire Department Association desires to hold a picnic in Chatham Borough on June 10, 2017 at the Department of Public Works yard; and

**WHEREAS**, the Chatham Fire Department Association seeks to serve and dispense alcoholic beverages at the June 10<sup>th</sup> picnic; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this event.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham does hereby grant permission for the picnic to be conducted by the Chatham Fire Department Association on June 10, 2017 at the Department of Public Works yard; and

**BE IT FURTHER RESOLVED**, that the Chatham Fire Department Association shall be required to submit a Facilities Use Application and required documentation to the Department of Community Services and that a certificate of insurance listing the Borough of Chatham as an additional insured and providing proof of general liability insurance in excess of \$1,000,000.00 shall be submitted for this event; and

**BE IT FURTHER RESOLVED**, that permission to dispense alcoholic beverages at the June 10, 2017 picnic is granted subject to the Chatham Borough Fire Department Association obtaining a Social Affairs Permit from the Director of the Division of Alcoholic Beverage Control pursuant to N.J.S.A. 33:1-74 and N.J.A.C. 13:2-5.1; 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.

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

Mayor Harris asks Council Member \_\_\_\_\_ to proceed with the Resolutions listed on the Consent agenda. Resolutions #17-115 through #17-130.

Council Member \_\_\_\_\_: I would like to make a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Council.

Seconded by Council Member:\_\_\_\_\_.

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#### **ADD-ON RESOLUTIONS**

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**RESOLUTION #17-**

**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:

**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.

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**ADJOURNMENT**