

**AGENDA**  
**May 8, 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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**PROCLAMATIONS**

**RESOLUTION #17-172**

**PARENTS WHO HOST, LOSE THE MOST DON'T BE A PARTY TO TEENAGE DRINKING  
CAMPAIGN**

**WHEREAS**, alcohol use by young people is dangerous, not only because of the risks associated with acute impairment, but also because of the threat to their long-term development and well-being; and

**WHEREAS**, adults who provide alcohol to those below the legal drinking age of 21 are placing those youth at risk for health, safety and legal problems; and

**WHEREAS**, it is illegal to give or allow your teen's friends to drink alcohol in your home, even with their parents' permission, and anyone found guilty of providing alcohol to youth can face up to a

\$1,000 fine and six months in jail in addition to any civil action that can be brought as a result of damages or injury related to the offense; and

**WHEREAS**, adults have the authority and responsibility to provide our youth with alternative opportunities by creating alcohol free activities; and

**WHEREAS**, the Drug-Free Action Alliance, through the "Parents Who Host, Lose The Most: Don't be a Party to Teenage Drinking" campaign provides the educational materials to raise community awareness regarding this illegal and unhealthy practice; and

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby proclaim the month of June 2017 to be the Parents Who Host, Lose The Most: Don't be a Party to Teenage Drinking Month in the Borough of Chatham; and

**BE IT FURTHER RESOLVED**, that Borough officials not only discourage the use of alcohol by those below the legal age of consumption, but also urge all Borough citizens to refuse to provide alcoholic beverages to underage youth and to continue to take the necessary steps to discourage this illegal and unhealthy activity.

## **RESOLUTION #17-173**

### **DESIGNATING THE WEEK OF MAY 21-27, 2017 AS NATIONAL EMERGENCY MEDICAL SERVICES WEEK**

**WHEREAS**, Emergency Medical Services are a vital public service, providing lifesaving care to those in need 24 hours a day, seven days a week; and

**WHEREAS**, the Emergency Medical Services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and

**WHEREAS**, Emergency Medical Services are now firmly established as a key component of the medical care continuum and EMS practitioners serve a vital role in saving lives from sudden cardiac arrest and trauma; in getting people to the hospitals best equipped to treat heart attacks and strokes; and in showing caring and compassion to their patients in their most difficult moments; and

**WHEREAS**, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

**WHEREAS**, the all-volunteer Chatham Emergency Squad has primary responsibility for responding to medical emergencies in the Chatham and provides CPR training and First Aid training to residents of the Chatham to improve preparedness for medical emergencies; and

**WHEREAS**, our community is fortunate to be served by such dedicated volunteers who give their time in service of the Chatham Emergency Squad and engage in hundreds of hours of specialized training to enhance lifesaving knowledge and skills; and

**WHEREAS**, National Emergency Medical Services Week brings together local communities and medical personnel to publicize safety and honor the dedication of those who provide the day-to-day lifesaving services of medicine's "front line."

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they do hereby proclaim the week of May 21-27, 2017 as Emergency Medical Services Week in the Borough of Chatham and give a heartfelt thanks to the dedicated volunteers of the Chatham Emergency Squad; and

**BE IT FURTHER RESOLVED** that residents are encouraged to join the Chatham Emergency Squad and become part of an organization, which has proudly served the Chatham since 1936.

## **RESOLUTION #17-174**

### **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:

April 24, 2017

May 1, 2017 Special Meeting

And,

**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:

May 1, 2017 Special Meeting

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### **DISCUSSION ITEMS**

1. 2017-2018 School District of the Chathams Budget – Dr. LaSusa
  2. Post Office Plaza Preliminary Investigation Study – Mr. Phil Abramson
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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**

#### **Board & Commission Members & Liaison Reports**

##### **Affordable Housing Advisory Committee**

Mayor Bruce A. Harris

##### **Open Space & Historic Preservation Trust Advisory Committee**

Mayor Bruce A. Harris  
Council Member Leonard Resto

##### **Historic Riverside Trail Advisory Committee**

Mayor Bruce A. Harris  
Council President Victoria Fife  
Council Member Leonard Resto

##### **Traffic & Pedestrian Safety Advisory Committee Shade Tree Commission**

Council Member James J. Collander  
Council Member James J. Collander

##### **Communications & Technology Advisory Committee Joint Recreation Advisory Committee Municipal Pool Advisory Committee**

Council Member James Lonergan  
Council Member James Lonergan  
Council Member James Lonergan

##### **Farmers' Market Advisory Committee**

Council President Victoria Fife

##### **Mayors' Wellness Committee**

Council President Victoria Fife

##### **MyChathamNJ Advisory Committee**

Council President Victoria Fife

##### **Planning Board**

Council President Victoria Fife

##### **Project Community Pride**

Council President Victoria Fife

##### **Senior Center of the Chathams**

Council President Victoria Fife

**9/11 Memorial Advisory Committee**  
**Board of Education**  
**Joint Municipal Court**  
**Municipal Alliance of the Chathams**  
  
**Environmental Commission**  
**Joint Community Gardens Advisory Committee**  
**Madison-Chatham Joint Meeting**  
**Pilgrim Pipeline Advisory Committee**  
**Public Arts Council Advisory Committee**  
  
**Board of Health**  
**Historic Preservation Commission**

Council Member Gerald J. Helfrich  
Council Member Gerald J. Helfrich  
Council Member Gerald J. Helfrich  
Council Member Gerald J. Helfrich  
  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
Council Member Leonard Resto  
  
Council Member Peter Hoffman  
Council Member Peter Hoffman

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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 #17-175 through Resolution #17-182 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 #17-175**

#### **RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH RIKER DANZIG SCHERER HYLAND & PERRETTI, LLP FOR SPECIAL EMPLOYMENT COUNSEL**

**WHEREAS**, there exists a need to enter into a non-fair and open contract for Special Employment Counsel for the Borough of Chatham for the remainder of calendar year 2017; and

**WHEREAS**, the legal services to be performed as Special Employment Counsel are professional services exempt from public bidding pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, the Borough Chief Financial Officer has determined and certified in writing that the value of the contract may exceed \$17,500; and

**WHEREAS**, the law firm Riker, Danzig, Scherer, Hyland & Perretti LLP possesses the experience necessary to serve as Special Employment Counsel and the Mayor and Council have

determined that the award of contract to Riker, Danzig, Scherer, Hyland & Perretti LLP would be in the best interests of the Borough; and

**WHEREAS**, Riker, Danzig, Scherer, Hyland and Perretti, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Borough in the previous one year, and that the contract will prohibit Riker, Danzig, Scherer, Hyland and Perretti, LLP from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has confirmed that sufficient funds are available in Current Fund Account # 7-01-20-155-201 for the award of this contract.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that a non-fair and open professional services contract is hereby awarded to Riker, Danzig, Scherer, Hyland and Perretti, LLP for Special Employment Counsel for the Borough of Chatham for the remainder of calendar year 2017 and that the Mayor and Borough Clerk are hereby authorized to execute a professional services contract with same on behalf of the Borough; 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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## **FINANCE**

### **RESOLUTION #17-176**

#### **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 #17-177**

#### **RESOLUTION AUTHORIZING THE MAYOR TO SIGN A LICENSE AGREEMENT WITH NEW JERSEY TRANSIT CORPORATION FOR A PARCEL OF LAND LOCATED IN THE BOROUGH OF CHATHAM ALONG THE MORRISTOWN RAIL LINE, M.P. 23.00, ADJACENT TO 102 SUMMIT AVENUE (RECYCLING CENTER)**

**WHEREAS**, New Jersey Transit Corporation ("NJ Transit") owns a rectangular parcel of land in the Borough of Chatham (the "Borough") that is approximately 7,525 square feet along the Morristown Line, M.P. 23.00, adjacent to 102 Summit Avenue, which the Borough uses as a recycling center (the "License Area"); and

**WHEREAS**, the Borough desires to renew its lease with NJ Transit for the Licensed Area with a lease term of five years effective July 1, 2017 through June 30, 2022, in accordance with the terms and conditions of the renewed license agreement; and

**WHEREAS**, the Chief Financial Officer has confirmed that sufficient funds are available in Solid Waste Utility Fund Account #7-07-55-502-201 for the lease payment and that sufficient funds will be included in future Budget year submissions for Borough Council approval.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that the Mayor is hereby authorized to sign the renewed lease agreement between the New Jersey Transit Corporation for the herein referenced property with a lease term of five years effective July 1, 2017 through June 30, 2022, in accordance with the terms and conditions of the renewed license agreement.

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## **PUBLIC ARTS**

### **RESOLUTION #17-178**

#### **RESOLUTION DIRECTING THAT THE TRAFFIC CONTROL CABINET LOCATED AT THE INTERSECTION OF WATCHUNG AVENUE AND FAIRMOUNT AVENUE IN THE BOROUGH OF CHATHAM BE RESTORED TO ITS ORIGINAL CONDITION**

**WHEREAS**, by Resolution #16-342 adopted on December 12, 2016, the Borough Council granted permission to the Public Arts Council (Advisory Committee) (“PAC”) 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 Grey Project;” and

**WHEREAS**, upon further information and discussion by the Mayor and Council at its meeting held on April 24, 2017, it was concluded that the traffic control box located at the intersection of Watchung Avenue and Fairmount Avenue should be removed from the PAC “Green Takes Back Grey Project” and restored to its original condition.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the traffic control box located at the intersection of Watchung Avenue and Fairmount Avenue be removed from the PAC “Green Takes Back Grey Project” and restored to its original condition by the Department of Public Works; 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.

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## **PERSONNEL**

### **RESOLUTION #17-179**

#### **RESOLUTION TO HIRE CORY CLEMENT AS A PART-TIME SEASONAL EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Department of Public Works has a need to hire summer seasonal help; and

**WHEREAS**, the Borough of Chatham publicly advertised the job opening for the part-time summer seasonal position in the Department of Public Works and solicited applications from interested candidates; and

**WHEREAS**, after considering all interested and qualified candidates, the Director of Public Works found that Cory Clement is the best-qualified candidate and has recommended that he be hired for the part-time seasonal position in the Department of Public Works at the rate of \$15.00 per hour and with an effective starting date of May 9, 2017.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Director of Public Works and hereby approve the hiring of Cory Clement as a part-time seasonal employee in the Department of Public Works at the rate of \$15.00 per hour and with the effective starting date of May 9, 2017.

## **RESOLUTION #17-180**

### **RESOLUTION TO HIRE BRIAN AGNEW AS A PART-TIME SEASONAL EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Department of Public Works has a need to hire summer seasonal help; and

**WHEREAS**, the Borough of Chatham publicly advertised the job opening for the part-time summer seasonal position in the Department of Public Works and solicited applications from interested candidates; and

**WHEREAS**, after considering all interested and qualified candidates, the Director of Public Works found that Brian Agnew is the best-qualified candidate and has recommended that he be hired for the part-time seasonal position in the Department of Public Works at the rate of \$15.00 per hour and with an effective starting date of May 16, 2017.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Director of Public Works and hereby approve the hiring of Brian Agnew as a part-time seasonal employee in the Department of Public Works at the rate of \$15.00 per hour and with the effective starting date of May 16, 2017.

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## **RECREATION**

## **RESOLUTION #17-181**

### **RESOLUTION APPOINTING SUMMER POOL STAFF FOR THE 2017 SEASON**

**WHEREAS**, the Chatham Borough Recreation Program has a need to hire summer pool staff for the 2017 season; and

**WHEREAS**, the Recreation Coordinator recommends hiring the following individuals pending completion of all paperwork requirements prior to any employment:

Boylan, Luke	\$8.38	Staff
Britt, Eric	\$9.00	Staff
Brown, Avery	\$8.38	Staff
Brown, Bryant	\$8.50	Staff
Byrd, Connor	\$8.75	Staff
Byrd, Jack	\$8.75	Staff
First, Nicole	\$9.00	Staff
LeMon, Tristen	\$9.25	Staff
Mascolo Rachel	\$9.00	Staff
Mascolo, Nick	\$8.75	Staff
McKenna, Julianna	\$9.00	Staff
Helfrich, Andrew	\$12.50	Staff - Assistant Manager
Nauta, Amy	\$21.00	Staff - Manager
Babiak, Thomas	\$8.50	Substitute
Hobbis, Julie	\$8.50	Substitute
LeMon, Graham	\$8.50	Substitute
Mascolo, Amanda	\$9.50	Substitute
Nauta, Janet	\$8.38	Substitute
O'Reilly, Brendan	\$8.38	Substitute

Plunkett, Julia	\$8.38	Substitute
Stuart, Elizabeth	\$8.38	Substitute
Tomaro, Quinn	\$8.38	Substitute
Boehmer Taylor	\$10.00	Substitute - Assistant Manager
McMahon Kara	\$10.00	Substitute - Assistant Manager
Schaeffer, Laura	\$10.00	Substitute - Assistant Manager

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they concur with the recommendation of the Recreation Coordinator and hereby approve the hiring of the individuals referenced herein as pool staff for the 2017 season at the respective positions and rates of pay, contingent upon the Recreation Coordinator verifying that all paperwork requirements have been completed prior to employment; 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.

## **SHARED SERVICES**

### **RESOLUTION #17-182**

#### **RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT FOR LOCAL PUBLIC HEALTH SERVICES WITH THE TOWN OF WESTFIELD**

**WHEREAS**, the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1 et seq.*, permits a local unit of the State to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to render within its own jurisdiction; and

**WHEREAS**, the Borough of Chatham and the Town of Westfield (“Westfield”), in consultation with their respective Boards of Health, desire to contract with one another, whereby the Westfield Regional Health Department shall provide shared local public health services to the Borough in accordance with *N.J.S.A. 26:3A2-1 et seq.* and in compliance with *N.J.A.C. 8:52-1.1 et seq.*, Public Health Practice Standards for Local Boards of Health in New Jersey, for the period commencing July 10, 2017 and ending December 31, 2020; and

**WHEREAS**, the Borough Council of the Borough of Chatham have determined that a shared services arrangement for local public health services with Westfield offers a beneficial opportunity to improve the efficiency of public health services for the Borough while protecting the health, safety and welfare of Borough residents and reducing the costs of delivering these services.

**BE IT RESOLVED** by the Council of the Borough of Chatham, in the County of Morris and the State of New Jersey, that the Mayor and Borough Clerk are authorized to enter into a shared services agreement for local public health services with Westfield for the period commencing July 10, 2017 and ending December 31, 2020; 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



**CONSENT AGENDA VOTE:**

Mayor Harris asks Council Member \_\_\_\_\_ to proceed with the Resolutions listed on the Consent agenda. Resolutions #17-175 through #17-182.

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 #17-183****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:

1. Personnel Matters – Mayor Harris

**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**