

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

June 12, 2017 MINUTES

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, June 12, 2017 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 5, 2017.

ROLL CALL

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

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
James L. Lott, Jr., Borough Attorney
Robin R. Kline, Borough Clerk

Mayor Harris asked Council Member Collander to proceed with Resolution #17-200.

Council Member Collander read resolution #17-200.

RESOLUTION (APPOINTMENT)

RESOLUTION #17-200

**RESOLUTION APPOINTING ALEXANDER CHIN AS A PROBATIONARY FIREFIGHTER
FOR THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT**

WHEREAS, the Mayor and Council of the Borough of Chatham recognize the valuable contributions volunteer firefighters make to our community every day of every year; and

WHEREAS, Alexander Chin was appointed as a member to the Junior Firemen's Auxiliary Company of the Chatham Borough Volunteer Fire Department by Resolution #16-212 on June 13, 2016; and

WHEREAS, Alexander has expressed interest in becoming a Probationary Firefighter with the Chatham Borough Volunteer Fire Department; and

WHEREAS, the Fire Chief and the Lieutenant of the Hose Company have recommended that Alexander Chin should be appointed as a Probationary Firefighter to the Chatham Borough Volunteer Fire Department, Hose Company.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Alexander Chin is hereby appointed as a Probationary Firefighter to the Chatham Borough Volunteer Fire Department, Hose Company; and

BE IT FURTHER RESOLVED, that Alexander Chin's Application for membership to the Chatham Borough Volunteer Fire Department is hereby approved.

Council Member Collander made a motion to approve Resolution #17-200. Council Member Resto seconded the motion. A vote was taken and Resolution #17-200 was unanimously approved.

ADMINISTRATION OF THE OATH OF OFFICE

The Borough Clerk administered the oath of office to Mr. Chin, who was accompanied by his parents and Mr. Danny McGookin, Lieutenant of Hose Company #1 of the Chatham Borough Volunteer Fire Department.

Mayor Harris and the Borough Council congratulated Mr. Chin on his appointment.

Mayor Harris proceeded with Resolution #17-201.

RESOLUTION #17-201

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:

May 22, 2017

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 22, 2017

Council Member Helfrich made a motion to approve Resolution #17-201. Council Member Lonergan seconded the motion. A vote was taken and Resolution #17-201 was unanimously approved.

DISCUSSION ITEMS

Greenwood Avenue, Vine Street, and Weston Avenue Vacations

Greenwood Avenue - Mr. Vince DeNave, Borough Engineer, began his discussion with the proposed vacation of the unimproved section of Greenwood Avenue from Washington Avenue to Dellwood Avenue, which he reported was initiated by four adjacent homeowners. He reported that the paper street is used as a walking path by students attending Lafayette School and the High School and, to varying degrees, by the four adjacent property owners as driveways. Mr. DeNave recommended that the Borough construct a 5' wide pathway along the unimproved section of Greenwood Avenue over the existing underground storm sewer and 6" water main. Mr. DeNave reported that the Borough would be responsible for maintaining the new pathway and the adjacent property owners would be responsible for the portion of the property for which they are given ownership. He mentioned that the

lot size of the adjacent property owners would increase, adding to the assessed value and potential build out of each of the four properties. The property owners would bear all costs associated with the street vacation.

Mayor Harris and the Borough Council agreed that the proposed vacation of the improved portion of Greenwood Avenue would clarify property ownership and liability issues; however, it was questioned whether the Borough should be responsible for maintaining the walkway, especially clearing snow in the winter months. Mr. DeNave responded that the Department of Public Works would clear the snow along the new sidewalk in winter months and said that the Borough would maintain the sidewalk. Upon a brief discussion, the Mayor and Council concurred.

Mr. DeNave will meet with the four property owners to determine whether the property owners would be agreeable to a 10' easement for the pathway and underground utility lines should the Borough agree to vacate the paper street.

Vine Street – Mr. DeNave reported that two property owners along Tallmadge Avenue would like the Borough to consider vacating a portion of Vine Street from the end of Vine Street to Tallmadge Avenue. He reported that the Vine Street end is closed to through traffic by means of a wooden fence barricade. There is a utility right-of-way for the underground Joint Meeting sewer main and an 8" water line. He said the Fire Department had commented that it is not in favor of vacating this portion of Vine Street due to the long distance to the dead-end. Mr. DeNave suggested that the Borough take no action on this request at this time. The Mayor and Council requested that Mr. DeNave contact the requestors to determine whether or not they would be willing to dedicate a 20' easement to the Borough for fire department access before the Borough considers vacating this portion of the paper street.

Weston Avenue – Mr. DeNave reported that one property owner has inquired whether the Borough would vacate a portion of the unimproved section of Weston Avenue from Rowan Road to Ellers Drive. The adjacent property owners use a portion of the paper street for driveways. Mr. DeNave further reported that one of the property owners has an application before the Planning Board to build a new home. Mr. DeNave advised that because the Joint Meeting has a 30' sanitary sewer main, a 50' utility easement would be required along the sewer main. He said the Borough also maintains an 8" water line along this section of Weston Avenue. Mr. DeNave suggested that the Borough take no action on this request at this time until the Joint Meeting determines what repairs are required. The Mayor and Council concurred.

Sign Ordinance – Mr. Lott advised that the Borough's sign ordinance must be updated to conform to the 2015 U.S. Supreme Court decision concerning local sign regulations. The revised sign ordinance creates a new non-commercial uniform category for signs and further defines the size, lighting and period of time that non-commercial signs may be posted in public rights-of-way. Mr. Lott advised that that the proposed sign ordinance prohibits the posting of non-commercial signs, including political signage, on Borough-owned properties. He clarified, however, that Borough event signs could be posted on Borough property. Mr. Lott stated that the proposed ordinance provides enforcement authority.

The Mayor and Borough Council discussed the draft ordinance and proposed some changes. The period of time an organization would be allowed to post signs in advance of an event was increased to 10 days and sign permits would be required. Additionally, enforcement authority would be given to the zoning official and parking enforcement officers, who would be able to remove signage that is posted in violation of the ordinance.

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.

Michael Dean, 181 North Passaic Avenue, inquired what efforts were made to retain the Borough's former Administrator and questioned when Borough officials would begin to take steps to replace the 27-year old rescue truck.

Mayor Harris responded that it would not be appropriate to discuss personnel matters in public and expressed his disappointment that the former Administrator chose to leave.

Council Member Collander noted that the rescue truck has logged approximately 7,000 miles and an average of 65 service hours per year over the past 27 years. He also noted that the fire department's ladder truck has logged fewer miles with an average of 25 service hours per year since 1989.

Fire Chief Doug Allan further commented that the department's trucks are well maintained and inspected yearly. He stated that the fire department is currently investigating OSHA and PEOSH standards and a report detailing the fire department's findings and recommendations will be presented later in the fall.

Joseph Marts, 14 W. Coleman Avenue and former Mayor, thanked the public works, police and fire department personnel for their extraordinary clean up efforts after the Fishawack Festival, stating that everything was perfectly in place throughout the downtown the next day. Mr. Marts further commented that as mayor, he helped hire Mr. Falzarano as Borough Administrator, who he said had served the Borough well for many years. Mr. Marts expressed his disappointment on Mr. Falzarano's resignation and departure.

Mayor Harris thanked Mr. Marts for his comments and again commented that he too was sorry about Mr. Falzarano's decision to resign.

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

ORDINANCES FOR SECOND READING

Mayor Harris asked Council Member Resto to proceed with Ordinance #17-06.

Council Member Resto read Ordinance #17-06 entitled:

ORDINANCE #17-06

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY ADOPTING AN ADMINISTRATIVE CODE

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on May 22, 2017.

Mayor Harris asked the Borough Clerk to give a summary of the legal notice.

The Borough Clerk stated that a legal notice was published indicating that Ordinance #17-06 was introduced and passed on first reading at the May 22, 2017 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on June 12, 2017 for consideration of final adoption.

Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Harris opened the public hearing on Ordinance #17-06 and invited any member of the public to be heard at this time. Seeing no one wishing to be heard, Mayor Harris closed the public hearing.

Council Member Resto offered the Ordinance and moved its adoption:

BE IT RESOLVED, that this Ordinance as read by title on second reading, and after public hearing at this meeting, be adopted and finally passed.

Council President Fife seconded the motion.

Mayor Harris asked the Borough Clerk for a Roll Call Vote.

Name	Motion	Second	Yes	No	Abstain	Absent
Collander			X			
Lonergan			X			
Fife		X	X			
Helfrich			X			
Resto	X		X			
Hoffman			X			

Mayor Harris declared this Ordinance adopted and finally passed and requested the Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

Mayor Harris asked Council Member Resto to proceed with Ordinance #17-07.

Council Member Resto read Ordinance #17-07 entitled:

ORDINANCE #17-07

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CHATHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING CHAPTER 3 OF THE
BOROUGH CODE ENTITLED “APPOINTED POSITIONS REGISTRY”**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on May 22, 2017.

Mayor Harris asked the Borough Clerk to give a summary of the legal notice.

The Borough Clerk stated that a legal notice was published indicating that Ordinance #17-07 was introduced and passed on first reading at the May 22, 2017 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on June 12, 2017 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Harris opened the public hearing on Ordinance #17-07 and invited any member of the public to be heard at this time. Seeing no one wishing to be heard, Mayor Harris closed the public hearing.

Council Member Resto offered the Ordinance and moved its adoption:

BE IT RESOLVED, that this Ordinance as read by title on second reading, and after public hearing at this meeting, be adopted and finally passed.

Council Member Lonergan seconded the motion.

Mayor Harris asked the Borough Clerk for a Roll Call Vote.

Name	Motion	Second	Yes	No	Abstain	Absent
Collander			X			
Lonergan		X	X			
Fife			X			
Helfrich			X			
Resto	X		X			
Hoffman			X			

Mayor Harris declared this Ordinance adopted and finally passed and requested the Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

RESOLUTIONS REQUIRING SEPARATE ACTION (APPOINTMENTS)

Mayor Harris proceeded with Resolution #17-202.

RESOLUTION #17-202

RESOLUTION DESIGNATING STEPHEN WILLIAMS TO SERVE AS THE ACTING BOROUGH ADMINISTRATOR

WHEREAS, there exists a vacancy in the position of Borough Administrator as of June 10, 2017 and the Mayor and Council of the Borough of Chatham wish to designate an Acting Borough Administrator to perform the duties and responsibilities of the Borough Administrator on an interim basis; and

WHEREAS, Stephen Williams currently serves as Assistant Borough Administrator and the Mayor and Council wish to designate Mr. Williams to serve as the Acting Borough Administrator for the interim time period commencing on June 12, 2017 and ending December 31, 2017, unless such time period is sooner terminated by the Mayor and Council; and

WHEREAS, the Mayor and Council may assign certain duties and responsibilities of the Borough Administrator to such other Borough employees and officials as they deem to be necessary and advisable during this time period; and

WHEREAS, Mr. Williams shall be temporarily relieved of his duties as the Assistant Borough Administrator and the Fire Coordinator during this time period. Mr. Williams shall, however, retain his duties as the Deputy OEM Coordinator, the Morris County Municipal Joint Insurance Fund Alternate Commissioner, and the Municipal Housing Liaison.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Stephen Williams is hereby designated to serve as the Acting Borough Administrator for the interim time period commencing June 12, 2017 and ending December 31, 2017, unless such time period is sooner terminated by the Mayor and Council, at the annual salary of \$105,000 pro rated for this time period.

BE IT FURTHER RESOLVED, that Mr. Williams shall be temporarily relieved of his duties as the Assistant Borough Administrator and the Fire Coordinator during this time period. Mr. Williams shall, however, retain his duties as the Deputy OEM Coordinator, the Morris County Municipal Joint Insurance Fund Alternate Commissioner, and the Municipal Housing Liaison.

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

Council Member Resto made a motion to approve Resolution #17-202. Council Member Collander seconded the motion. A vote was taken and Resolution #17-202 was unanimously approved.

Mayor Harris congratulated Mr. Williams on his appointment as Acting Borough Administrator and asked him to take a seat at the table with the other Borough officials.

Mayor Harris proceeded with Resolution #17-203.

RESOLUTION #17-203

RESOLUTION APPOINTING MATTHEW P. PRIDHAM AS A FIREFIGHTER/DRIVER AND FIRE INSPECTOR FOR THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT

WHEREAS, there exists a need to appoint a Firefighter/Driver and Fire Inspector to the Chatham Borough Volunteer Fire Department on a temporary part-time basis, which appointment may be discontinued by the Mayor and Council at any time; and

WHEREAS, the person appointed to the Firefighter/Driver and Fire Inspector position shall not work more than 29 hours per week; and

WHEREAS, the person appointed to the Firefighter/Driver and Fire Inspector position shall be paid the hourly rate of \$17.00 per hour; and

WHEREAS, the Mayor and Council of the Borough of Chatham wish to appoint Matthew P. Pridham to the position of Firefighter/Driver and Fire Inspector.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Matthew P. Pridham is hereby appointed to the position of Firefighter/Driver and Fire Inspector to the Chatham Borough Volunteer Fire Department effective June 12, 2017 on a temporary part-time basis, subject to the terms and conditions of this Resolution.

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

Council Member Collander made a motion to approve Resolution #17-203. Council Member Helfrich seconded the motion. A vote was taken and Resolution #17-203 was unanimously approved.

Mayor Harris proceeded with Resolution #17-204.

RESOLUTION #17-204

RESOLUTION APPOINTING JOHN F. RICKERSHAUSER AS A FIREFIGHTER/DRIVER AND FIRE INSPECTOR FOR THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT

WHEREAS, there exists a need to appoint a Firefighter/Driver and Fire Inspector to the Chatham Borough Volunteer Fire Department on a temporary part-time basis, which appointment may be discontinued by the Mayor and Council at any time; and

WHEREAS, the person appointed to the Firefighter/Driver and Fire Inspector position shall not work more than 29 hours per week; and

WHEREAS, the person appointed to the Firefighter/Driver and Fire Inspector position shall be paid the hourly rate of \$17.00 per hour; and

WHEREAS, the Mayor and Council of the Borough of Chatham wish to appoint John F. Rickershauser to the position of Firefighter/Driver and Fire Inspector.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that John F. Rickershauser is hereby appointed to the position of Firefighter/Driver and Fire Inspector to the Chatham Borough Volunteer Fire Department effective June 12, 2017 on a temporary part-time basis, subject to the terms and conditions of this Resolution.

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

Council Member Collander made a motion to approve Resolution #17-204. Council Member Helfrich seconded the motion. A vote was taken and Resolution #17-204 was unanimously approved.

Mayor Harris proceeded with the Board and Commission Members and Liaison Reports.

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.

Historic Riverside Trail Advisory Committee – Council Member Resto had nothing new to report.

Traffic & Pedestrian Safety Advisory Committee - Council Member Collander reported that the next meeting is scheduled for Wednesday, June 14th but mentioned that the meeting may be cancelled for lack of agenda items. He also reported that the county will be installing new traffic signage on North Passaic Avenue and the Police Department will be renewing its speeding enforcement along the roadway.

Shade Tree Commission - Council Member Collander reported that the Commissioners are updating the Borough's shade tree ordinance and will present their recommendations to the Mayor and Council in the fall. He further reported that the Shade Tree Commission is reviewing its fall tree planting schedule and said the Shade Tree Commission is committed to planting larger caliber trees this year.

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

Joint Recreation Advisory Committee - Council Member Lonergan reported that the vendor who installed the artificial turf field at Lum Field has provided a discounted quote of approximately \$385,000.00 for the replacement of the artificial turf field. He mentioned that the project would be funded by the Recreation Trust Fund, the Chatham Athletic Foundation and capital bonding.

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

Farmers' Market Advisory Committee - Council President Fife reported that the Farmers' Market would open for the 2017 season on Saturday, June 17th at 8:00 a.m.

Mayors' Wellness Advisory Committee - Council President Fife reported that the next meeting is scheduled for Tuesday, June 13th.

MyChathamNJ Advisory Committee - Council President Fife reported that the Fishawack Festival held on Saturday was a tremendous success and thanked the Department of Community Services and the volunteers of the MyChathamNJ Advisory Committee for their outstanding efforts in organizing and running this year's event.

Planning Board - Council President Fife reported that Borough officials and planning team would be hosting a community meeting on June 15th at 7:00 p.m. at the Chatham Middle School Gymnasium to share visioning ideas for the Post Office Plaza Redevelopment Area.

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

Senior Center of the Chathams - Council President Fife reported that over 170 seniors have taken advantage of the “Rides for Seniors” program that helps residents 65 years of age and older living in the Chathams and Madison schedule transportation for medical appointments, errands, or pleasure. Each one-way trip, up to 15 miles, costs only \$5.

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 the Joint Municipal Court continues to operate efficiently.

Municipal Alliance of the Chathams - Council Member Helfrich reported that the Municipal Alliance of the Chathams hosted the “Movie Under the Stars” at Fishawack. He further reported that the county’s Hope One van was on-site at Fishawack with its public outreach program to help individuals learn more about the heroin and opioid addiction problem and to obtain Narcan training.

Environmental Commission - Council Member Resto reported that the plastic bag recycling initiative has collected over 400 pounds of plastic bags and encouraged residents to continue recycling their plastic bags by dropping them off at the designated containers at the Borough’s Recycling Depot. He further reported that Ben Lampert, who organized the plastic bag recycling initiative, was recognized with a 2017 volunteer commendation award at Fishawack.

Joint Community Gardens Advisory Committee - Council Member Resto reported the next meeting is scheduled for Tuesday, June 13th at 7:30 p.m.

Madison-Chatham Joint Meeting - Council Member Resto reported that Borough officials are awaiting the findings of Madison Borough’s capacity study.

Pilgrim Pipeline Advisory Committee - Council Member Resto reported that representatives from Princeton Hydro, a consultant firm retained by the Sierra Club, will give a presentation at the Library of the Chathams at 7:00 p.m.

Public Arts Council Advisory Committee - Council Member Resto had nothing new to report.

Board of Health - Council Member Hoffman reported that the transitioning of the shared services contract for public health services with the Town of Westfield is proceeding smoothly. An announcement is being prepared for public release.

Historic Preservation Commission - Council Member Hoffman had nothing new to report.

MAYOR’S REPORT

Mayor Harris thanked Helen Ann Rosenfeld and Jackie Pindak for their efforts in organizing the World War I commendation. He then reported that he attended a meeting at NJ Transit’s Operation Center in Kearny with other mayors and State Senator Tom Kean, Jr., Assemblywoman Nancy Munoz, and Assemblyman John McKeon (from the 27th Legislative District) to discuss Amtrak’s summer repair work at Penn Station, New York and to learn more about NJ Transit’s summer service plan. Mayor Harris stated information has been posted on NJ Transit’s webpage and offered to bring any questions residents may have to NJ Transit’s attention.

Mayor Harris mentioned that Paul Danenberg, Helen Ann Rosenfeld, Mary Keselica, Ben Lampert and Colleen Truppo were recognized at Fishawack for their volunteerism and contributions to the community. He also mentioned that he attended an Eagle Scout Court of Honor on Sunday that recognized three new Eagle Scouts for Troop #8 and stated that he will be attending the Girl Scout Gold and Silver Awards with Council President Fife on Tuesday evening. Thirteen Girl Scouts will be receiving a Gold Award.

Mayor Harris congratulated Richard Crater, President of the Chatham Emergency Squad, for being recognized by Overlook Medical Center as the Emergency Medical Technician of the Year, and stated that the Chatham Jaycees will be honoring Tony Britt with its annual Distinguished Service Award on June 20th.

Lastly, Mayor Harris reminded the Council that his annual Mayor's Letter would be sent out with the new property tax bills. He asked that any news or information that members of the Council would like included with his annual letter be brought to his attention.

ADMINISTRATOR'S REPORT

Mr. Stephen Williams thanked all Borough employees and volunteers who made Fishawack a successful event this year. He reported that the Department of Public Works will begin two drainage projects and will finish the grading and seeding around Kelley's Pond. Public Works personnel will then begin work on Phase I of the Historic Riverside Trail project at Shepard Kollock Park.

Mr. Williams reported that the following money contributions and grant funds have been received:

- \$750.00 from the Chatham Jaycees for the Public Arts Council (Advisory Committee);
- \$10,000.00 from Sustainable Jersey;
- \$10,000.00 from the Chatham Fire Department Association for improvements to Kelley's Pond;
- \$16,329.40 from the Clean Communities Grant Program; and
- \$50,761.79 from FEMA for Winter Storm Jonas (January 2016).

Mayor Harris added that the Borough would be receiving \$105,000.00 in funding from the New Jersey Department of Transportation this year for the North Passaic Avenue Pedestrian Safety Improvement Project.

Mayor Harris proceeded with the Consent agenda.

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. Resolutions #17-205 through #17-215 are listed on the Consent agenda.

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

Council Member Resto requested that Resolution #17-213 be removed from the Consent Agenda for discussion and separate vote. He recognized Ms. Shelini Parikh, who was in attendance and congratulated her on being selected as the new Deputy Clerk/Administrative Assistant.

RESOLUTION #17-213

RESOLUTION AUTHORIZING THE APPOINTMENT OF SHELINI PARIKH AS DEPUTY CLERK/ADMINISTRATIVE ASSISTANT

WHEREAS, there currently exists a vacancy for the position of Deputy Clerk/Administrative Assistant by reason of resignation; and

WHEREAS, the Borough of Chatham publicly advertised and solicited resumes from candidates for the appointment of a Deputy Clerk/Administrative Assistant and interviews were conducted of interested and qualified candidates; and

WHEREAS, after considering all qualified candidates, the selection committee determined that Ms. Shelini Parikh is the best-qualified candidate for the position and has recommended her appointment to the Mayor and Council.

WHEREAS, in accordance with N.J.S.A. 40A:9-135 and Chapter 39, §39-1 of the Code of the Borough of Chatham, the Deputy Clerk shall be appointed by the Mayor with the advice and consent of the Council.

BE IT RESOLVED, by the Mayor with the advice and consent of the Council of the Borough of Chatham that Shelini Parikh is hereby appointed to the position of Deputy Clerk/Administrative Assistant to serve for the remainder of the vacated unexpired term, which term shall expire December 31, 2017, at an annual salary of \$43,000.00, prorated for the balance of 2017; and

BE IT FURTHER RESOLVED, that such employment shall be subject to the terms and conditions as set forth in the Employee Manual and offer of employment letter from the Assistant Borough Administrator dated June 6, 2017.

Council Member Resto made a motion to approve Resolution #17-213. Council Member Lonergan seconded the motion. A vote was taken and Resolution #17-213 was unanimously approved.

Mayor Harris proceeded with the following Resolutions listed on the Consent agenda:

FINANCE

RESOLUTION #17-205

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 #17-206

RESOLUTION INSERTING AN ITEM OF REVENUE IN THE ADOPTED 2017 MUNICIPAL BUDGET - \$750.00 CHATHAM JAYCEES DONATION

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Municipal Budget, and

WHEREAS, said Director may also approve the insertion of any item or appropriation for an equal amount; and

WHEREAS, the Chief Financial Officer has confirmed that the Borough has received a donation in the sum of \$750.00 after the adoption of the 2017 Municipal Budget from the Chatham Jaycees to be designated for use by the Public Arts Council (Advisory Committee).

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that they hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the adopted Chatham Borough 2017 Municipal Budget, which is now available as a revenue from the receipt of a donation in the sum of \$750.00 from the Chatham Jaycees pursuant to the provisions of the herein referenced statute; and

BE IT FURTHER RESOLVED that the sum of \$750.00 be made and appropriated in the Chatham Borough 2017 Municipal Budget under the caption: Public Arts Council (Advisory Committee) – 2017; and

BE IT FURTHER RESOLVED that the insertion of the item of revenue is the result of monies being provided to the Borough pursuant to N.J.S.A. 40A:4-87; and

BE IT FURTHER RESOLVED that two certified copies of this resolution shall be forwarded to the Office of the Director of Local Government Services as required by law.

RESOLUTION #17-207

RESOLUTION INSERTING AN ITEM OF REVENUE IN THE ADOPTED 2017 MUNICIPAL BUDGET - \$10,000.00 SUSTAINABLE JERSEY GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Municipal Budget, and

WHEREAS, said Director may also approve the insertion of any item or appropriation for an equal amount; and

WHEREAS, the Chief Financial Officer has confirmed that the Borough has received grant funding in the sum of \$10,000.00 after the adoption of the 2017 Municipal Budget from Sustainable Jersey.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that they hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the adopted Chatham Borough 2017 Municipal Budget, which is now available as a revenue from the receipt of grant funding in the sum of \$10,000.00 from Sustainable Jersey pursuant to the provisions of the herein referenced statute; and

BE IT FURTHER RESOLVED that the sum of \$10,000.00 be made and appropriated in the Chatham Borough 2017 Municipal Budget under the caption: NJ Sustainable Jersey Grant - 2017; and

BE IT FURTHER RESOLVED that the insertion of the item of revenue is the result of monies being provided to the Borough pursuant to N.J.S.A. 40A:4-87; and

BE IT FURTHER RESOLVED that two certified copies of this resolution shall be forwarded to the Office of the Director of Local Government Services as required by law.

RESOLUTION #17-208

RESOLUTION INSERTING AN ITEM OF REVENUE IN THE ADOPTED 2017 MUNICIPAL BUDGET - \$10,000.00 CHATHAM FIRE DEPARTMENT ASSOCIATION DONATION

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Municipal Budget, and

WHEREAS, said Director may also approve the insertion of any item or appropriation for an equal amount; and

WHEREAS, the Chief Financial Officer has confirmed that the Borough has received a donation in the sum of \$10,000.00 after the adoption of the 2017 Municipal Budget from the Chatham Fire Department Association to be designated for improvements to Kelley's Pond.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that they hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the adopted Chatham Borough 2017 Municipal Budget, which is now available as a

revenue from the receipt of a donation in the sum of \$10,000.00 from the Chatham Fire Department Association pursuant to the provisions of the herein referenced statute; and

BE IT FURTHER RESOLVED that the sum of \$10,000.00 be made and appropriated in the Chatham Borough 2017 Municipal Budget under the caption: Parks Maintenance OE – 2017; and

BE IT FURTHER RESOLVED that the insertion of the item of revenue is the result of monies being provided to the Borough pursuant to N.J.S.A. 40A:4-87; and

BE IT FURTHER RESOLVED that two certified copies of this resolution shall be forwarded to the Office of the Director of Local Government Services as required by law.

RESOLUTION #17-209

RESOLUTION INSERTING AN ITEM OF REVENUE IN THE ADOPTED 2017 MUNICIPAL BUDGET - \$16,329.40 FY2017 CLEAN COMMUNITIES GRANT PROGRAM

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Municipal Budget, and

WHEREAS, said Director may also approve the insertion of any item or appropriation for an equal amount; and

WHEREAS, the Chief Financial Officer has confirmed that the Borough has received grant funding in the sum of \$16,329.40 after the adoption of the 2017 Municipal Budget from the State of New Jersey Clean Communities Program.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that they hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the adopted Chatham Borough 2017 Municipal Budget, which is now available as a revenue from the receipt of grant funding in the sum of \$16,329.40 from the State of New Jersey Clean Communities Program pursuant to the provisions of the herein referenced statute; and

BE IT FURTHER RESOLVED that the sum of \$16,329.40 be made and appropriated in the Chatham Borough 2017 Municipal Budget under the caption: FY2017 Clean Communities Grant; and

BE IT FURTHER RESOLVED that the insertion of the item of revenue is the result of monies being provided to the Borough pursuant to N.J.S.A. 40A:4-87; and

BE IT FURTHER RESOLVED that two certified copies of this resolution shall be forwarded to the Office of the Director of Local Government Services as required by law.

RESOLUTION #17-210

RESOLUTION INSERTING AN ITEM OF REVENUE IN THE ADOPTED 2017 MUNICIPAL BUDGET - \$50,761.79 FEMA, WINTER STORM JONAS (JANUARY 2016)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Municipal Budget, and

WHEREAS, said Director may also approve the insertion of any item or appropriation for an equal amount; and

WHEREAS, the Chief Financial Officer has confirmed that the Borough has received grant funding in the sum of \$50,761.79 after the adoption of the 2017 Municipal Budget from the State of New Jersey.

BE IT RESOLVED by the Mayor and Council of the Borough of Chatham that they hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the adopted Chatham Borough 2017 Municipal Budget, which is now available as a revenue from the receipt of grant funding in the sum of \$50,761.79 from FEMA for snowstorm operations undertaken with respect to Winter Storm Jonas in January 2016 pursuant to the provisions of the herein referenced statute; and

BE IT FURTHER RESOLVED that the sum of \$50,761.79 be made and appropriated in the Chatham Borough 2017 Municipal Budget under the caption of: FEMA - 2017; and

BE IT FURTHER RESOLVED that the insertion of the item of revenue is the result of monies being provided to the Borough pursuant to N.J.S.A. 40A:4-87; and

BE IT FURTHER RESOLVED that two certified copies of this resolution shall be forwarded to the Office of the Director of Local Government Services as required by law.

BOARDS, COMMISSIONS & COMMITTEES

RESOLUTION #17-211

RESOLUTION APPOINTING WILLIAM SITAR TO THE JOINT COMMUNITY GARDEN ADVISORY COMMITTEE

WHEREAS, there currently exists a vacancy on the Joint Community Garden Advisory Committee for the Chatham Borough; and

WHEREAS, William Sitar has expressed interest in being appointed to the Joint Community Garden Advisory Committee as one of the Borough's five representatives to help provide advice with respect to the formation of policies for the operation and administration of the Joint Community Garden; and

WHEREAS, William Sitar and has submitted a Volunteer Application to the Mayor and Borough Council for consideration.

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it hereby appoints William Sitar to the Joint Community Garden Advisory Committee for the calendar year 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.

RESOLUTION #17-212

RESOLUTION APPOINTING MARK VISCO TO THE JOINT COMMUNITY GARDEN ADVISORY COMMITTEE

WHEREAS, there currently exists a vacancy on the Joint Community Garden Advisory Committee for the Chatham Borough; and

WHEREAS, Mark Visco has expressed interest in being appointed to the Joint Community Garden Advisory Committee as one of the Borough's five representatives to help provide advice with respect to the formation of policies for the operation and administration of the Joint Community Garden; and

WHEREAS, Mark Visco and has submitted a Volunteer Application to the Mayor and Borough Council for consideration.

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it hereby appoints Mark Visco to the Joint Community Garden Advisory Committee for the calendar year 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.

PERSONNEL

RESOLUTION #17-213

Resolution #17-213 was removed from the Consent Agenda for separate discussion and vote.

OTHER

RESOLUTION #17-214

RESOLUTION APPROVING THE RENEWAL OF LIQUOR LICENSES FOR THE 2017-2018 LICENSING TERM

WHEREAS, annual renewal applications have been filed by holders of liquor licenses in the Borough of Chatham for the 2017-2018 licensing term; and

WHEREAS, inspections were conducted at each of the licensee's premises in accordance with N.J.S.A. 33:1-24 and the Borough of Chatham Board of Health regulations; and

WHEREAS, the Chatham Borough Police Department prepared an annual investigation report, which reported no items of concern; and

WHEREAS, the Borough Clerk reported no objections were filed, either written or in person, with respect to the renewal of any liquor license in the Borough; and

WHEREAS, the Borough Clerk confirmed that all liquor license renewal applications have been completed in all respects and all required fees have been paid, and that Tax Clearance Certificates have been issued by the New Jersey Division of Taxation for each of the following licensees:

PLENARY RETAIL CONSUMPTION LICENSES

1404-33-008-001	Charley's Aunt Inc.
1404-33-002-005	Chatham Towne Tavern, Inc. t/a River Grille
1404-33-006-009	Jamnan, Inc. t/a Restaurant Serenade
1404-33-007-004	Jesus Saves, Inc. t/a Scalini Fedeli

PLENARY RETAIL DISTRIBUTION LICENSES

1404-44-001-006	OMGS LLC t/a Cottage Deli
1404-44-003-009	Chatham Bottle King, Inc.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they are hereby satisfied that all requirements for the renewal of said liquor licenses have been met and approve the renewal of the herein referenced liquor licenses for the 2017-2018 licensing term; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to file a certified copy of this Resolution with the Director of the Division of Alcoholic Beverage Control for each of the licensees; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to issue liquor licenses for the 2017-2018 licensing term on the form and certificate approved by the Alcoholic Beverage Control Commission in the State of New Jersey for each of the herein referenced licensees.

RESOLUTION #17-215

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MORRIS COUNTY TRAIL CONSTRUCTION GRANT PROGRAM APPLICATION FOR THE CONSTRUCTION OF PHASE II OF THE HISTORIC RIVERSIDE TRAIL PROJECT

WHEREAS, the Borough of Chatham is desirous of submitting a Morris County Trail Construction Grant Program application for the construction of Phase II of the Historic Riverside Trail Project; and

WHEREAS, Phase II of the Historic Riverside Trail Project entails, among other things, the construction of an observation deck on the footings of the historic trolley bridge traversing the Passaic River in Chatham Borough; and

WHEREAS, the Borough Engineer has estimated the total project cost at \$126,000.00 with the Borough contributing \$16,000.00 from the 2018 Capital Improvement Budget and \$30,000.00 in In-Kind Services; and

WHEREAS, the amount requested for the Morris County Trail Construction Grant Program for this project is \$80,000.00; and

WHEREAS, the Morris County Trail Construction Grant Program is a reimbursable grant program requiring municipalities to fund its proposed trail project(s) upfront; and

WHEREAS, if the Morris County Park Commission approves the grant, the Chief Financial Officer has confirmed that sufficient funds will be included in the 2018 Capital Budget submission for Borough Council approval; and

WHEREAS, the Trail Construction Grant Application must be submitted to the Morris County Park Commission on or before June 30, 2017.

BE IT RESOLVED, by the Council of the Borough of Chatham that they hereby authorize the Mayor to execute a Morris County Trail Construction Grant Program application for the construction of Phase II of the Historic Riverside Trail Project as herein referenced; 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

Council Member Collander made a motion to approve Resolutions #17-205 through #17-212 and Resolutions #17-214 and #17-215 on the Consent Agenda. [Resolution #17-213 was removed for separate action.] Council Member Helfrich seconded the motion. A vote was taken and Resolutions #17-205 through #17-212 and Resolutions #17-214 and #17-215 were approved unanimously.

Mayor Harris proceeded with the following Add-on Resolution:

ADD-ON RESOLUTION

RESOLUTION #17-217

RESOLUTION APPROVING COUNCIL COMMITTEE APPOINTMENT TO THE BUDGET AND FINANCE COMMITTEE

WHEREAS, at the Reorganization Meeting of the Mayor and Council of the Borough of Chatham held on January 3, 2017, appointments approving Council Committee and Liaison appointments were adopted by Resolution #17-09; and

WHEREAS, Council Member Peter Hoffman shall replace Council Member Gerald Helfrich on the Budget and Finance Committee.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that Council Member Peter Hoffman shall be appointed to the Budget and Finance Committee, replacing Council Member Gerald Helfrich; and

BE IT FURTHER RESOLVED, that the Budget and Finance Committee shall consist of the following Council Members:

James Lonergan, Chair
James J. Collander
Peter Hoffman

Council President Fife moved to approve Resolution #17-217. Council Member Collander seconded the motion. A vote was taken and Resolution #17-217 was approved unanimously.

Mayor Harris asked Council Member Helfrich to proceed with Resolution #17-216.

Council Member Helfrich read Resolution #17-216.

RESOLUTION #17-216

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:

Personnel:	1. Appropriate Authority – Mr. James Lott
Attorney-Client Privilege:	1. Joint Meeting Contract – Mayor Harris
Contract Negotiations:	1. Professional Service Provider Contracts – Council Member James Lonergan and Mr. Steve Williams

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 #17-216. Council President Fife seconded the motion. A vote was taken and Resolution #17-216 was approved unanimously.

ADJOURNMENT

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

Meeting adjourned at 9:05 p.m.

Respectfully Submitted:

Robin R. Kline

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