

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

**October 22, 2018 MINUTES**

Mayor Bruce A. Harris called the Regular Council Meeting of the Borough of Chatham to order on Monday, October 22, 2018 at 7:30 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

**SALUTE TO FLAG**

Mayor Harris and the 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, Borough 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 TapInto Chatham and filed with the Borough Clerk, all on January 11, 2018.

**ROLL CALL**

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

Mayor Bruce A. Harris  
Council Member James J. Collander  
Council Member Victoria Fife  
Council President Leonard Resto  
Council Member Peter J. Hoffman  
Council Member Robert A. Weber, Sr.  
Council Member Thaddeus J. Kobylarz  
Stephen W. Williams, Borough Administrator  
James L. Lott, Jr., Borough Attorney [arrived shortly after Roll Call]  
Robin R. Kline, Borough Clerk

Mayor Harris asked Council Member Fife to proceed with Resolution #18-299.

Council Member Fife read Resolution #18-299.

**PROCLAMATION**

**RESOLUTION #18-299**

**RESOLUTION CELEBRATING SATURDAY NOVEMBER 24, 2018 AS SMALL BUSINESS SATURDAY®**

**WHEREAS**, small businesses are the cornerstone of our free enterprise system and since the birth of our country have represented opportunity, independence, and the fulfillment of dreams for generations of Americans; and

**WHEREAS**, small business owners who work long hours, juggle family and business responsibilities and serve as community volunteers, are integral to our country's prosperity and to the vibrancy of our community; and

**WHEREAS**, small businesses create more than two-thirds of the net new jobs and generate close to half of the private gross domestic product; and

**WHEREAS**, 99 percent of United States consumers believe it's important to support the local small businesses they value in their community and agree that locally owned independent businesses contribute positively through providing jobs and paying taxes; and

**WHEREAS**, the Borough of Chatham enthusiastically supports our local businesses and recognizes the important contribution they make in creating jobs, boosting our local economy and preserving our neighborhoods; and

**WHEREAS**, advocacy groups and public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday®.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby celebrate Saturday, November 24, 2018 as Small Business Saturday® and encourage all Borough residents to support our community's small businesses and merchants on Small Business Saturday® and throughout the year.

Council Member Fife made a motion to approve Resolution #18-299. Council President Resto seconded the motion. A vote was taken and Resolution #18-299 was approved unanimously.

Mayor Harris presented the Resolution to Ellen Eppie, Founder and Chief Curator of "Scooch a Mi" boutique and gallery, and Sandy Casey, co-owner of Purple Aardvark. He thanked both for being valuable members of the Chatham downtown business community.

Mayor Harris proceeded with Resolution #18-309.

#### **RESOLUTION #18-309**

#### **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:

October 9, 2018

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:

October 9, 2018

Council President Resto made a motion to approve Resolution #18-309. Council Member Collander seconded the motion. A vote was taken and Resolution #18-309 was approved unanimously.

#### **RECUSALS**

Mayor Harris asked if there are any recusals or abstentions to be submitted for the record with respect to any item listed on the agenda.

Mayor Harris and Council Member Fife recused themselves from the Post Office Plaza Redevelopment Planning Update discussion.

## DISCUSSION ITEMS

**PSE&G Infrastructure Update** – Ms. Caren Freyer DeSouza, PSE&G Regional Public Affairs Manager, introduced the PSE&G project team for the Roseland-Pleasant Valley Project (“RPV Project”). Mr. Joseph DiBartolomeo, PSE&G Project Manager, began by providing an overview of the RPV Project. He reported that the RPV Project is a \$546 million investment that will update and strengthen a 90-year old, 51-mile 230kV transmission line that extends from the Roseland switching station in Roseland to the Pleasant Valley switching station in Hopewell. Six new “Y” monopole structures will replace the six lattice towers along the PSE&G right-of-way in the Borough. The existing monopole structures in the PSE&G right-of-way would not be impacted by the RPV Project. He mentioned that PJM Interconnection authorized the RPV Project, which will replace infrastructure in 17 municipalities, including Chatham Borough.

In response to an inquiry posed by Council President Resto concerning the proposed Pilgrim Pipeline, Mr. Everton Scott, PSE&G Regional Public Affairs Manager, confirmed that Pilgrim Pipeline representatives had approached PSE&G seeking access to PSE&G rights-of-way for its project; however, PSE&G indicated it had no interest at that time. He mentioned that there have been no communications from Pilgrim Pipeline since and that PSE&G’s stance had not changed to the best of his knowledge.

Council Member Hoffman inquired whether the new “Y” monopole structures would lessen tree-trimming activities and inquired whether the RPV Project would impact cellular antennas or cellular service during the project. Mr. Jaye Cavallo, PSE&G’s Senior Public Affairs Specialist in the Project Outreach Division, and Mr. Steve Letkowski, a PSE&G Vegetation Manager, advised that while the higher elevation of the “Y” monopoles may mitigate some need for tree-trimming activities, federal regulations and BPU guidelines would remain in effect with respect to tree-trimming operations. Mr. Cavallo further advised that one lattice tower structure has a mounted cellular antenna, which can be retrofitted and mounted on the “Y” monopole. He did not anticipate any disruption to cellular service during the project’s construction period. He also did not feel there would be a need to close or reconstruct the lot.

Mayor Harris voiced his concern about capital improvements the Borough has made to the Division Avenue parking lot and potential damage heavy equipment or material storage may have on the parking lot during the project’s construction phase by PSE&G contractors. Mr. Cavallo responded that PSE&G does not anticipate that the project’s construction activities would damage the parking lot.

Ms. Dawn Shilkoski, PSEG Transmission Engineer, and Ms. Brandi Bartolomeo, PSE&G’s Permit Manager, reported on the RPV Project schedule and environmental planning. Geotechnical investigations would begin in non-regulated areas before the end of the year and regulated (i.e. DEP wetlands and USFWS Great Swamp Environmental Assessment) areas would begin in February/March 2019. Construction is scheduled to begin in January 2021, with restoration and completion of the project in Chatham Borough by December 2022. The overall completion date for the RPV Project for the entire 51-mile span is anticipated in December 2023.

Mr. Cavallo informed everyone that PSE&G has created a RPV Project-specific website, [www.pseg.com/rpv](http://www.pseg.com/rpv), that provides up-to-date information on the project. He further mentioned that residents can keep updated regarding what activities may be happening in their town during the project’s construction by visiting a webpage specifically designated for each of the 17 towns. A dedicated hotline, 1-888-378-0788, can be called to help address any questions or concerns about the project.

Council President Resto inquired whether PSE&G has explored the possibility of burying its transmission lines. Mr. Cavallo advised that the utility company had completed feasibility studies that had shown that burying transmission lines would be 7-10 times more expensive, making the feasibility of doing so prohibitive. He agreed to provide Borough officials with “cost per mile” estimates.

Mayor Harris and the Borough Council thanked Ms. Freyer DeSouza and her RPV Project Team for their informative presentation.

Mayor Harris allowed questions and brief comments from the public in attendance.

Fran Drew, 32 Inwood Road, inquired if solar farms could be installed in the PSE&G right-of-way to provide an alternate energy source. Mr. Cavallo answered that federal regulations prohibit the installation of permanent structures in the utility rights-of-way and that there can be no obstructions that would prohibit maintenance crews access to the infrastructure. He was agreeable, however, to bring this innovative idea to PSE&G engineers to further explore.

Ms. Freyer DeSouza thanked Borough officials for their cooperative teamwork in PSE&G’s gas line replacement program and provided a brief update on PSE&G’s Pilot Wildflower Beautification Project in the Borough, which she mentioned grew from a bee pollinator and beautification project presented by Mayor Harris a few years ago. PSE&G will be preparing the land and soil conditions for the planting of perennial wildflowers on its rights-of-way near Kings Road and Woodland Road. It is anticipated that perennial wildflowers will be planted next spring.

Mayor Harris and the Borough Council thanked Ms. Freyer DeSouza and her team for their informative presentation.

Mayor Harris and Council Member Fife recused themselves on the discussion of the Post Office Plaza Redevelopment Planning Update and stepped down from the dais.

**Post Office Plaza Redevelopment Planning Update** – Council President Resto introduced Ms. Annie Hindenlang, a planner with Topology LLC. Ms. Hindenlang provided an update on activities that have occurred with respect to the Post Office Plaza Redevelopment planning since the last public workshop held in March 2018. She reported that a Request for Qualifications was issued by the Borough in June 2018 with a returnable date of July 10, 2018. During July, the steering committee, comprised of two Council Members, Borough Administrator, Borough Engineer, representatives from the Historic Preservation commission and the Environmental Commission and Topology representatives, reviewed the proposals, conducted interviews and narrowed the list to three qualified developers. She continued that in August, the qualified developers, in turn, responded to a Request for Proposal (“RFP”) and mentioned that the steering committee is in the process of finalizing its review and vetting each of the proposals.

Ms. Hindenlang further reported that public outreach meetings and an online Planet Civic survey will commence during the month of November, during which time public comments and feedback will be gathered and incorporated into a draft Redevelopment Plan. She concluded her presentation by reporting that the draft Redevelopment Plan would be finalized by the end of this year and a formally-executed Redevelopment Plan is tentatively scheduled for January 2020.

Council Member Hoffman mentioned that each of the three developers presented different redevelopment project concepts and confirmed that the public engagement process will incorporate public feedback and comments into the draft Redevelopment Plan. The draft Redevelopment Plan would then go before the Planning Board for its review and determination on whether it is consistent with the Borough’s Master Plan.

Council Member Weber inquired how the Borough would proceed in identifying a developer once the Redevelopment Plan has been completed. Ms. Hindenlang advised that Borough officials could either issue a Request of Proposal or work directly with an interested party.

Council Member Kobylarz inquired about the status of traffic studies and the type of technology that would be used in determining traffic counts and traffic flows. Ms. Hindenlang advised that a traffic impact statement would be conducted after a Redevelopment Plan has been approved and mentioned that traffic studies, among other things, are typically negotiated with the developer and incorporated into the Redevelopment Agreement. She further advised that cell phone GPS counts, and manual traffic counts would be taken, and the data collected would then be used to estimate and project additional traffic flows and traffic densities.

Council President Resto opened the meeting for public comments and questions.

#### **PUBLIC COMMENTS REGARDING POST OFFICE PLAZA REDEVELOPMENT PLANNING**

Rozella Clyde, 33 Carmine Street, inquired on the modes of transportation that would be studied and incorporated into a traffic impact statement. She also suggested that Borough officials consider extending the public engagement period since the holiday season, which is approaching, may limit public participation.

Ms. Hindenlang confirmed that pedestrian, bicycle and automobile traffic circulation would be included in the traffic impact statement.

Fran Benson, 66 Watchung Avenue, inquired about other redevelopment planning projects Topology has been engaged in. She also recommended that Borough officials use larger venues for the public forums.

Ms. Hindenlang answered that Topology was engaged in South Orange's Third & Valley Street Redevelopment Project, Morristown's Speedwell Avenue Redevelopment Project and the City of Summit's Train Station Redevelopment Project, to name a few.

Michael Dean, 181 N. Passaic Avenue, inquired if Borough officials have discussed the use of PILOT's (Payments in Lieu of Taxes) and further questioned if there is a projected number of students that may be added to the school district enrollments because of the redevelopment project. He also inquired whether additional public parking is being explored and how municipal lands would be included in the redevelopment project.

Ms. Hindenlang responded that the Redevelopment Agreement would incorporate whether a PILOT would be in effect or not. She also confirmed that there have been no projections on additional student enrollment in the school district that may be associated with the redevelopment project since the project is not yet designed and further mentioned that expanded public parking would likely be a component of any Redevelopment Plan. Lastly, she stated that once the Redevelopment Plan is in place, Borough officials would begin the process of obtaining appraisals on the municipal parcels and would include the terms and conditions of the sale or lease of the municipal parcels in the Redevelopment Agreement.

Stewart Carr, a Chatham Township resident, inquired when construction would commence on the redevelopment project and further inquired about the projected increase in population density and projected benefits the redevelopment project may achieve.

Ms. Hindenlang advised that it would be at least one year from the date the Redevelopment Plan is approved for a Redevelopment Agreement to be executed and properties acquired for construction to commence.

Seeing no one else wishing to comment, Council President Resto closed the meeting to the public.

Ms. Hindenlang announced that she would be convening in Room 301 to further answer any questions.

Mayor Harris and Council Member Fife returned to the dais at this time.

Mayor Harris proceeded with opening the meeting for public comment on other matters.

## **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 N. Passaic Avenue, inquired if Borough officials are investigating the presence of “fatburgs” in the Borough’s sanitary sewer lines.

Mayor Harris responded that the Borough has a sewer maintenance program that it follows to address potential concerns and further mentioned that the Morris County Joint Insurance Fund is handling the claim on behalf of the Borough.

Fran Drew, 32 Inwood Road, expressed her concerns and displeasure regarding the aggressive tree-trimming activities undertaken by JCP&L contracted crews on October 20 at 2:00 a.m. at 42 Garden Avenue. She commented that the trees were located on private property and work crews left all tree limbs and cuttings on the homeowner’s front lawn. Mrs. Drew also encouraged tolerance and civility in public discourse.

Mr. Williams reported that a power issue occurred on Garden Avenue, which required an emergency response from JCP&L. He further mentioned that trees were trimmed back 10 feet from the wires and that JCP&L crews would be following up to fully clean the site.

Mayor Harris mentioned that JCP&L’s aggressive tree-trimming activities are unacceptable and that Borough officials will be communicating this to JCP&L.

Bill Heap, 108 Hillside Avenue, announced that the Jaycee Service Award Dinner will be held on October 30<sup>th</sup> at 7:00 p.m. at the Long Hill Tavern. He mentioned that this year’s honorees will be Barbara and Monty Montague, who have volunteered and contributed so much to the community over the years.

Seeing no one else wishing to comment, Mayor Harris closed the meeting to the public and proceeded with the Council Committee Reports.

## **REPORTS**

### **COUNCIL COMMITTEES**

**Budget and Finance** - Council Member Hoffman reported that the Committee will be reviewing all 2019 capital budget requests and mentioned that the capital budget will be closely examined to ensure that capital improvements for the needed expansion of the Joint Meeting sewerage facility and capital improvements to the Library of the Chathams can be achieved in a fiscally balanced manner.

**Long Range Traffic & Pedestrian Safety Planning** - Council Member Collander reported that curb and sidewalk repair work has been completed throughout the Borough. He mentioned that over the past few years, the annual Curb and Sidewalk Program set aside \$150,000.00 each year to progressively address needed repairs in one of the six zones until all six zones were completed. Going forward, he suggested that residents should report to the Borough those sidewalks in need of repair.

Mayor Harris encouraged residents to use the new SeeClickFix app. He mentioned that using a smart phone, residents can take a photo of the sidewalk and submit the request using SeeClickFix. The software also helps Borough officials track and manage all reported concerns.

Council Member Collander also reported that the Police Department will be working with the Department of Transportation to synchronize the timing of traffic lights along Route 124 (Main Street) to improve traffic flow and further reported that the Police Department's Traffic Safety Unit Police Department will be completing a seventh traffic count along Main Street. He mentioned that the data collected to date suggests that the variable message board on Route 24 eastbound has had a positive impact on reducing vehicles exiting onto Main Street from Route 24.

**Public Safety & Emergency Services** - Council Member Collander reported that the Police Department has posted the job opening for a Police Officer and has begun to accept applications. He also reported that the Police Department recently received recertification in the Law Enforcement Accreditation Program and recognized Chief Gibbons, Michael Bochniak and all members of the Police Department for their efforts in the recertification process. Lastly, Council Member Collander reported that the Police Department will be conducting special enforcement efforts of motor vehicle laws in the Borough.

**Personnel** - Council President Resto had nothing new to report.

**Public Works Planning/Community Services** - Council Member Fife reported that the Committee met on October 18<sup>th</sup> and discussed focused projects for 2019 and thanked the Department of Public Works and the Department of Community Services for their hard work.

**Shared Services & 3<sup>rd</sup> Party Agreements** - Council Member Weber had nothing new to report.

Council Member Kobylarz provided a brief update on the Planet Civic survey regarding legalization of marijuana. He mentioned that, to date, 179 respondents have taken the survey and many insightful comments have been provided in the survey responses. He further mentioned that Borough officials are interested in knowing residents' thoughts on this topic and encouraged all Borough residents to take the Planet Civic survey, which will be available on the Borough website until November 5<sup>th</sup>.

Mayor Harris mentioned that the Planet Civic survey has been designed to allow only Borough residents to respond and the software also allows one survey submission per resident.

## **MAYOR'S REPORT**

Mayor Harris announced that there will be one vacancy on the Environmental Commission and that vacancies remain on the Historic Preservation Commission and on the Shade Tree Commission. He encouraged residents to submit a Volunteer Application should they have an interest in an appointment. Mayor Harris also mentioned that Candidates Night, sponsored by the League of Women Voters, will be held on October 25<sup>th</sup> at 7:00 p.m. in the Council Chambers. The event will be broadcast on Cablevision Channel 21 and Verizon FIOS Channel 32. He reminded residents to be sure and vote on November 6<sup>th</sup>. Mayor Harris concluded his report by reminding residents not to place leaves in the roadways. He mentioned that piling leaves in the road creates public safety hazards and further mentioned that DEP Municipal Stormwater Regulations also prohibit the placement of leaves in the road or within ten (10) feet of any storm sewer inlet. The Borough will be enforcing the regulation.

## **ADMINISTRATOR'S REPORT**

Mr. Williams reported that the state has issued the 2018 Best Practices worksheets. The number of questions has increased from 31 to 60 from last year. The first draft has been completed. The Borough will be required to file the completed Best Practices worksheets with the state before November 12<sup>th</sup>.

He further reported that Deputy OEM Coordinator Davenport will be submitting a \$200,000.00 grant request to FEMA on behalf of the Borough for reimbursement of allowable costs associated with the winter storms. Mr. Williams mentioned that Topology will be making a presentation on the River Road redevelopment study at the November 7<sup>th</sup> Planning Board public hearing. He also mentioned that he is working with the Morris County Municipal Utilities Authority (MCMUA) regarding the renewal of the recycling agreement. The MCMUA will be coordinating with 'Recycle Coach' to confirm the type of materials that can be recycled. Mr. Williams then announced that the Borough's Fall Leaf Collection Program began today. Department of Public Works crews will be collecting piles of leaves daily throughout the Borough. Lastly, Mr. Williams recognized the Chatham Borough Police Department for their efforts during the accreditation assessment process.

Mayor Harris proceeded with the Consent Agenda.

## **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 #18-310 through Resolution #18-315 have been placed on the Consent Agenda.

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

None.

## **FINANCE**

### **RESOLUTION #18-310**

### **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 #18-311**

### **RESOLUTION ESTABLISHING PARKING FEES TO BE EFFECTIVE AS OF JANUARY 1, 2019 AND ESTABLISHING RULES AND REGULATIONS REGARDING THE SALE OF PARKING PERMITS REQUIRED FOR PARKING LOTS OR AREAS DESIGNATED "FEE PARKING" PURSUANT TO CHAPTER 139, SECTIONS 61 AND 62 OF THE CODE OF THE BOROUGH OF CHATHAM**

**WHEREAS**, Chapter 139, Section 61 of the Code of the Borough of Chatham entitled "Fee parking spaces" specifies that the governing body shall establish by resolution the parking fees required to be paid in parking lots or other areas designated "fee parking" as well as rules and regulations governing the sale of parking permits; and



**WHEREAS**, Chapter 139, Section 62 of the Code of the Borough of Chatham entitled “Parking by permit” specifies that the governing body shall establish by resolution the rules and regulations governing the issuance and management of parking permits.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the following parking fees shall become effective on January 1, 2019:

1. In parking lots or areas designated as “fee parking,” the Daily Permit fee for cash or credit card customers shall be Five Dollars and Seventy-five cents (\$5.75) between the hours of 5:00 a.m. and 4:00 p.m., prevailing time, daily, except Saturdays, Sundays, and legal holidays.

In parking lots or areas designated as “fee parking for motorcycles and scooters,” the Daily Permit fee for cash or credit card customers shall be Two Dollars and Seventy-five cents (\$2.75) between the hours of 5:00 a.m. and 4:00 p.m., prevailing time, daily, except Saturdays, Sundays, and legal holidays

2. In parking lots or areas designated as “parking by permit,” the following annual permit fees shall be established:

- a. LOTS #1 & 2-RAILROAD NORTH & SOUTH  
Borough Residents Only \$480.00
- b. LOT #3-CENTER STREET-EAST –  
Borough Resident \$265.00  
Borough Business Owner/Borough Business Employee \$240.00
- c. LOT #4-CENTER STREET-WEST  
Borough Resident \$265.00  
Borough Business Owner/Borough Business Employee \$240.00
- d. LOT #5-BOWERS LANE LOT  
Borough Resident \$265.00  
Borough Business Owner/Borough Business Employee \$240.00
- e. LOT #6-DIVISION AVENUE LOT  
Borough Resident \$265.00  
Borough Business Owner/Borough Business Employee \$240.00

And;

**BE IT FURTHER RESOLVED**, that the Borough of Chatham Parking Permits Rules and Regulations established and authorized by Resolution #13-129 shall remain in full force for calendar year 2019.

## **LAW AND PUBLIC SAFETY**

### **RESOLUTION #18-312**

#### **RESOLUTION ACCEPTING THE RESIGNATION OF DREW SARDINI AS A MEMBER OF THE JUNIOR FIREMEN’S AUXILIARY COMPANY OF THE CHATHAM BOROUGH VOLUNTEER FIRE DEPARTMENT**

**WHEREAS**, Drew Sardini has notified Fire Chief Douglas Allan of his resignation as a member of the Junior Firemen’s Auxiliary of the Chatham Borough Volunteer Fire Department as of September 1, 2018.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that Drew Sardini’s resignation is hereby accepted; and

**BE IT FURTHER RESOLVED**, that Mayor Harris and the Borough Council extend their sincere and grateful appreciation to Drew Sardini for his volunteer service to the Borough of Chatham and wish him the very best and good health in the years to come; and

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

## **PUBLIC ARTS**

### **RESOLUTION #18-313**

#### **RESOLUTION ENDORSING THE PUBLIC ARTS COUNCIL (ADVISORY COMMITTEE)'S SUBMISSION OF AN AMERICA WALKS GRANT APPLICATION FOR THE WASHINGTON AVENUE UNDERPASS MURAL PROJECT**

**WHEREAS**, by Resolution #18-245 adopted by the Mayor and Council of the Borough of Chatham on June 25, 2018, the Public Arts Council (Advisory Committee) ("PAC") was granted preliminary approval to design and install a mural at the Washington Avenue underpass that would complement the mural that the PAC designed and installed at the Fairmount Avenue underpass; and

**WHEREAS**, the PAC has advised that it would seek private donations for all materials and that artists who live or work in the Borough would volunteer their time in the design and painting of the mural; and

**WHEREAS**, the PAC has further advised that it would be submitting an "America Walks" grant application to help provide funds needed for the Washington Avenue Underpass Mural Project; and

**WHEREAS**, the "America Walks" grant program awards grantees \$1,500.00 in community stipends for projects related to creating healthy, active, and engaged places to live, work and play; and

**WHEREAS**, all funds raised by PAC will be deposited by the Borough into the Art Council Donations trust account #T-17-56-000-207.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby endorse the Public Arts Council (Advisory Committee)'s submission of an America Walks grant application for the Washington Avenue Underpass Mural Project; and

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

## **OTHER**

### **RESOLUTION #18-314**

#### **RESOLUTION GRANTING PERMISSION TO KAREN HEFLIN TO HOLD THE ANNUAL THANKSGIVING "TROT THE MANOR" 1-MILE FUN RUN AND 5K RUN EVENT**

**WHEREAS**, Karen Heflin is seeking permission to hold the 7<sup>th</sup> Annual Thanksgiving "Trot the Manor" 1-mile Fun Run and 5K Run on Thursday, November 22, 2018 from 7:00 a.m. to 12:00 noon and has filed a Facilities Use Permit Application with the Borough; and

**WHEREAS**, the course for the Fun Run will be a 1-mile loop including Rowan Road, Kimball Street, Coleman Avenue and Jackson Avenue; and

**WHEREAS**, the course for the 5K Run will include Rowan Road, Clark Street, Dunbar Street, Vincent Street, West Coleman Avenue, East Coleman Avenue, Coleman Avenue, Kimball Street and Jackson Avenue; and

**WHEREAS**, proceeds of the event will benefit the Chatham Fire Department Association and local charities; and

**WHEREAS**, the event will not require the closure of any roads; and

**WHEREAS**, the Mayor and Borough Council wish to authorize this event for the benefit of the Chatham Fire Department Association and local charities.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that permission is hereby granted to Karen Heflin to hold the 7<sup>th</sup> Annual Thanksgiving “Trot the Manor” 1-mile Fun Run and 5K Run on Thursday, November 22, 2018 from 7:00 a.m. to 12:00 noon as herein referenced, contingent upon the receipt of a fully-executed Hold Harmless Agreement and proof of insurance coverage as set forth in the Facilities Use Permit Application; and

**BE IT FURTHER RESOLVED**, that the Chatham Borough Police Department shall monitor certain portions of Rowan Road, Clark Street, Dunbar Street, Vincent Street, West Coleman Avenue, East Coleman Avenue, Coleman Avenue, Kimball Street and Jackson Avenue during the event as is necessary for public safety; 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 #18-315**

#### **RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO CLOSE FIREHOUSE PLAZA TO TRAFFIC AND PARKING ON DECEMBER 1, 2018 FROM 5:00 P.M. TO 7:00 P.M. FOR THE ANNUAL TREE LIGHTING AND SANTA’S ARRIVAL EVENT AT REASONER PARK**

**WHEREAS**, the Borough’s annual Tree Lighting and Santa’s arrival event is scheduled to be held on December 1, 2018 from 5:00 p.m. to 7:00 p.m.; and

**WHEREAS**, the event will require the temporary closure of Firehouse Plaza to traffic and parking; and

**WHEREAS**, under the direction of the Department of Community Services, Turpin Realtors (Chatham office) and members of the Chatham PBA Local No. 226 will sponsor the annual Tree Lighting and Santa’s arrival event at Reasoner Park and have been granted use of the Commons Room and bathrooms at the Chatham Borough firehouse for the event.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the Chief of Police is hereby authorized to close Firehouse Plaza to traffic and parking on December 1, 2018 from 5:00 p.m. to 7:00 p.m for the annual Tree Lighting and Santa’s arrival event at Reasoner Park and to establish appropriate detour routes and to regulate traffic conditions that may be created because of the closure of Firehouse Plaza; and

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

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

Council Member Kobylarz made a motion to approve Resolutions #18-310 through #18-315 on the Consent Agenda. The motion was seconded by Council President Resto. A vote was taken and Resolutions #18-310 through #18-315 were approved unanimously.

## **ADD-ON RESOLUTION**

None.

Mayor Harris asked Council Member Kobylarz to proceed with Resolution #18-316.

Council Member Kobylarz read Resolution #18-316.

## **RESOLUTION #18-316**

### **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:

- |                  |  |
|------------------|--|
| Litigation:      | 1. <u>4 Watchung LLC v. Borough of Chatham</u> – Mr. Lott  |
| Contract Matter: | 2. Update on Class III SLEO-School District – Mr. 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 Kobylarz made a motion to approve Resolution #18-316. Council President Resto seconded the motion. A vote was taken and the motion to approve Resolution #18-316 was approved unanimously.

## **ADJOURNMENT**

Having no other business to be conducted in public session, Mayor Harris adjourned into Closed Session at 9:30 p.m.

Respectfully Submitted:

*Robin R. Kline*

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