

AGENDA
October 15, 2019

Regular Meeting
Mayor and Borough Council

Borough of Chatham
54 Fairmount Avenue
Chatham, NJ 07928

**CALL MEETING
TO ORDER**

The meeting will be called to order at 7:30 p.m.

SALUTE TO FLAG

MOMENT OF SILENCE

**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 TAPinto Chatham and was filed with the Borough Clerk, all on January 17, 2019.

ROLL CALL

Mayor Bruce A. Harris
Council President James J. Collander
Council Member Victoria Fife
Council Member Robert A. Weber, Sr.
Council Member Thaddeus J. Kobylarz
Council Member Carolyn Dempsey
Council Member Jocelyn Mathiasen
Stephen W. Williams, Borough Administrator
James L. Lott, Jr., Borough Attorney
Tamar Lawful, Borough Clerk

RECUSALS

Recusals or abstentions submitted for the record.

RESOLUTION #19-290

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:

September 9, 2019

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:

September 9, 2019

DISCUSSION ITEMS

1. Redevelopment Follow-up River Road – Topology, Annie Hindenlang
 2. PILOT Presentation – Topology, Annie Hindenlang
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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.

ORDINANCE FOR SECOND READING

Mayor Harris asks Council Member Mathiasen to proceed with Ordinance #19-14.

Council Member Mathiasen reads Ordinance #19-14 entitled:

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF
CHATHAM, MORRIS COUNTY, NEW JERSEY CREATING CHAPTER 181, SINGLE
USE BAGS AT RETAIL ESTABLISHMENTS, OF THE CODE OF CHATHAM
BOROUGH**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on September 23, 2019.

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

The Borough Clerk states: A legal notice was published indicating that Ordinance #19-14 was introduced and passed on first reading at the September 23, 2019 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on October 15, 2019 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: The meeting is now open for a public hearing on the Ordinance and any member of the public may be heard.

Mayor Harris: Seeing no one else wishing to be heard, I will now close the public hearing.

Council Member Mathiasen: I offer the following Ordinance and move 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 _____ seconds the motion.

Mayor Harris asks the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Collander						
Fife						
Weber						
Kobylarz						
Dempsey						
Mathiasen						

Mayor Harris: I declare this Ordinance adopted and finally passed and request the Borough Clerk to publish the proper notice of adoption of this Ordinance in the official newspapers and to permanently record the Ordinance.

REPORTS

BOARD & COMMISSION MEMBERS & LIAISON REPORTS

Shade Tree Commission
Affordable Housing Advisory Committee
Traffic & Pedestrian Safety Advisory Committee

Council President James J. Collander
Council President James J. Collander
Council President James J. Collander

Farmers' Market Advisory Committee
Historic Riverside Trail Advisory Committee
Mayor's Wellness Advisory Committee
MyChathamNJ Advisory Committee
Municipal Pool Advisory Committee
Project Community Pride
Public Arts Council Advisory Committee
Senior Center of the Chathams

Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife
Council Member Victoria Fife

Board of Health
Joint Recreation Advisory Committee
9/11 Memorial Advisory Committee
Madison-Chatham Joint Meeting

Council Member Robert A. Weber, Sr.
Council Member Robert A. Weber, Sr.
Council Member Robert A. Weber, Sr.
Council Member Robert A. Weber, Sr.

Undergrounding Advisory Committee
Planning Board
Joint Municipal Court
Joint Community Gardens Advisory Committee

Council Member Thaddeus J. Kobylarz
Council Member Thaddeus J. Kobylarz
Council Member Thaddeus J. Kobylarz
Council Member Thaddeus J. Kobylarz

Historic Preservation Commission
Board of Education
Municipal Alliance of the Chathams
Open Space & Historic Preservation Trust
Advisory Committee

Council Member Carolyn Dempsey
Council Member Carolyn Dempsey
Council Member Carolyn Dempsey
Council Member Carolyn Dempsey

Environmental Commission

Council Member Jocelyn Mathiasen

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

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 #19-291 through Resolution #19-301 have been placed on the Consent Agenda.

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

RESOLUTION #19-

APPOINTMENTS

RESOLUTION #19-291

RESOLUTION APPOINTING LEA CASANO-BORIS TO THE CHATHAM BOROUGH FARMERS' MARKET ADVISORY COMMITTEE

WHEREAS, the Chatham Borough Farmers' Market depends on a volunteer force to assist with the set-up and operation of the Farmers' Market, as well as perform tasks as may be directed by the Farmers' Market Manager; and

WHEREAS, Resolution #19-22, adopted by the Borough Council on January 7, 2019, re-established the Chatham Borough Farmers' Market Advisory Committee; and

WHEREAS, Lea Casano-Boris has expressed interest in being appointed to the Chatham Borough Farmers' Market Advisory Committee and has submitted a Volunteer Application to the Mayor and Borough Council for consideration.

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Chatham that Lea Casano-Boris is hereby appointed to the Chatham Borough Farmers' Market Advisory Committee; and

BE IT FURTHER RESOLVED that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:9-9.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

RESOLUTION #19-292

RESOLUTION APPOINTING JACK CASANO-BORIS TO THE CHATHAM BOROUGH FARMERS' MARKET ADVISORY COMMITTEE

WHEREAS, the Chatham Borough Farmers' Market depends on a volunteer force to assist with the set-up and operation of the Farmers' Market, as well as perform tasks as may be directed by the Farmers' Market Manager; and

WHEREAS, Resolution #19-22, adopted by the Borough Council on January 7, 2019, re-established the Chatham Borough Farmers' Market Advisory Committee; and

WHEREAS, Jack Casano-Boris has expressed interest in being appointed to the Chatham Borough Farmers' Market Advisory Committee and has submitted a Volunteer Application to the Mayor and Borough Council for consideration.

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Chatham that Jack Casano-Boris is hereby appointed to the Chatham Borough Farmers' Market Advisory Committee; and

BE IT FURTHER RESOLVED that the Borough Clerk is authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution in accordance with N.J.S.A. 40A:9-9.2a and the Code of the Borough Chatham, Chapter 3, §3.3.

CONTRACTS

RESOLUTION #19-293

AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CHRISTMAS DÉCOR BY EBBY FOR THE INSTALLATION AND REMOVAL OF HOLIDAY LIGHTS FOR THE 2019 HOLIDAY SEASON

WHEREAS, the Borough of Chatham enjoys the festive tradition of decorating its' Main Street and public properties with holiday lights during the holiday season; and

WHEREAS, the Mayor and Council of the Borough of Chatham wish to continue this tradition for the 2019 holiday season; and

WHEREAS, because the anticipated contract amount is less than the Borough's bid threshold of \$40,000.00, but 15% or more of that amount, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires the Borough to solicit at least two competitive quotations for said work; and

WHEREAS, the Borough solicited and received quotations from Christmas Décor by Ebby's, Woodland Park, NJ; and from Christmas Décor, Scotch Plains, NJ; and Visions Outdoor Lighting, Mendham, NJ and

WHEREAS, the Director of the Department of Community Services recommends that a contract be awarded to Christmas Décor By Ebby, Woodland Park, NJ for the installation of holiday lights along Main Street, Borough Hall and Reasoner Park, and Liberty Park on or about November 21, 2019 and to be taken down and removed on or before January 15, 2020; and

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds in the amount not to exceed

\$ 14,303.72 to be appropriated from the following accounts as follows:

Account Description	Account Number	Amount
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Operating (Current) Account	9-01-30-420-201	\$ 6,000.00
White Lights	R- 15-56-850-423	\$ 2,000.00
Fishawack Trust Account	T-17-56-000-221	\$ 6,303.72

BE IT RESOLVED, by the Borough Council of the Borough of Chatham that it hereby authorizes the Mayor to execute a contract with Christmas Décor for the installation and removal of holiday lights in the aggregate contract amount not to exceed \$ 14,303.72 and

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

FINANCE

RESOLUTION #19-294

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 #19-295

RESOLUTION AUTHORIZING A REFUND FOR PROPERTY TAX OVERPAYMENT

WHEREAS, the Tax Collector for the Borough of Chatham has advised that the mortgage company made a duplicate property tax payment for the herein referenced property resulting in an overpayment of property taxes; and

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

<u>BLOCK/LOT</u>	<u>OWNERS/PROPERTY LOCATION</u>	<u>AMOUNT</u>	<u>YEAR/QTR.</u>
55/6	Skelton, Linda 62 N. Hillside Avenue	\$369.23	overpaid 2019

***Make check payable & mail to:**

Skelton, Linda
62 N. Hillside Avenue
Chatham, NJ 07928

LAW AND PUBLIC SAFETY

RESOLUTION #19-296

RESOLUTION AUTHORIZING APPROVAL TO PURCHASE (10) TASER X2 CONDUCTIVE ENERGY DEVICES (TASERS) FROM AXON ENTERPRISE INC., IN AN AMOUNT NOT TO EXCEED \$23,963.

WHEREAS, the Police Department seeks to purchase ten (10) Taser X2 conductive energy devices and hardware from Axon Enterprise, Inc. 17800 N 85th Street, Scottsdale, Arizona 85255; and

WHEREAS, the Police Department has received a proposal from Axon to purchase these devices and hardware in the amount not to exceed \$23,963; and

WHEREAS, Axon is a NJ State Vendor of Police and Homeland Security Equipment and Supplies, T0106/17-FLEET-00738

WHEREAS, the Chief Financial Officer has certified that there is sufficient funding for the purchases of these devices and hardware in the amount not to exceed \$23,963 from the Capital budget (Line Items C-04-55-918-409 (\$9,983.00) & C-04-55-919-603 (\$11,000.00) & T-17-56-000-225 (\$2,980.00)); and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Chatham Borough Police Department is authorized to purchase ten (10) Taser X2 conductive energy devices and hardware from Axon Enterprise, Inc. 17800 N 85th Street, Scottsdale, Arizona 85255;

BE IT FURTHER RESOLVED, that a duly executed copy of this Resolution will be filed in the Office of the Borough Clerk.

PERSONNEL

RESOLUTION #19-297

RESOLUTION TO HIRE MIKE RENZULLI AS A FALL SEASONAL EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, the Director of DPW publicly advertised the job opening and applications were solicited and received from interested candidates; and

WHEREAS, after considering all interested and qualified candidates, the Director of Public Works has recommended that Mike Renzulli should be hired for the fall seasonal position in the Department of Public Works at the pay rate of \$15.00 per hour and with a starting date of October 21, 2019.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that they hereby approve and authorize the hiring of Mike Renzulli as a fall seasonal employee in the Department of Public Works at the pay rate of \$15.00 per hour and with the starting date of October 21, 2019.

RESOLUTION #19-298

RESOLUTION TO HIRE NICHOLAS MAZELLI AS A FALL SEASONAL EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, the Director of DPW publicly advertised the job opening and applications were solicited and received from interested candidates; and

WHEREAS, after considering all interested and qualified candidates, the Director of Public Works has recommended that Nicholas Mazelli should be hired for the fall seasonal position in the Department of Public Works at the pay rate of \$15.00 per hour and with a starting date of October 21, 2019. **BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby approve and authorize the hiring of Nicholas Mazelli as a fall seasonal employee in the Department of Public Works at the pay rate of \$15.00 per hour and with the starting date of October 21, 2019.

RESOLUTION #19-299

RESOLUTION TO HIRE ANTHONY P. ALBANESE AS A FULL-TIME SERVICE PERSON IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, by Resolution #18-305 adopted on October 9, 2018, Anthony P. Albanese was hired as a temporary fall seasonal employee in the Department of Public Works; and

WHEREAS, the temporary fall seasonal position may lead to a full-time position with growth potential for the right candidate; and

WHEREAS, after considering Anthony P. Albanese's performance, the Director of Public Works recommends that he be hired full-time to the position of Service Person in the Department of Public Works, effective November 1, 2019 at the annual starting salary of \$39,603.00 (Step #4) to be pro-rated for the remainder of 2019.

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 Anthony P. Albanese to the full-time position of Service Person in the Department of Public Works, effective November 1, 2019 at the annual starting salary of \$39,603.00 (Step #4) to be pro-rated for the remainder of 2019.

OTHER

RESOLUTION #19-300

RESOLUTION AUTHORIZING THE DEPARTMENT OF COMMUNITY SERVICES TO PLAN AND ORGANIZE THE 2020 FISHAWACK FESTIVAL

WHEREAS, the Fishawack Festival is an annual community event held on the second Saturday in the month of June that has been enjoyed by the community for many years; and

WHEREAS, the Borough's Department of Community Services has planned, organized and conducted the Fishawack Festival for the past four years; and

WHEREAS, the Mayor and Borough Council wish to continue the Fishawack Festival as a public event in 2020.

BE IT RESOLVED, by the Mayor and Council of the Borough of Chatham that the Department of Community Services is hereby authorized to begin to plan and organize the 2020 Fishawack Festival; and

BE IT FURTHER RESOLVED, that the Director of the Department of Community Services shall prepare a budget for the 2020 Fishawack Festival detailing the estimated revenues, expenses and Borough workforce staffing requirements for review and consideration by the Budget and Finance Committee for inclusion in the 2020 operating budget process; and

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

RESOLUTION #19-301

A RESOLUTION PROCLAIMING NOVEMBER 15, 2019 AS AMERICA RECYCLES DAY IN CHATHAM BOROUGH

WHEREAS, to focus the nation's attention on the importance of recycling, businesses, industries, government agencies, nonprofit organizations, and individuals have joined together to celebrate America Recycles Day and are encouraging friends, neighbors, and coworkers to pledge to learn more about recycling options in their community and commit to recycle more materials every day of the year; and

WHEREAS, participating in America Recycles Day 2019 is a way citizens can help raise awareness about the many environmental and economic benefits of reducing waste by reusing, recycling, and buying recycled-content products; and

WHEREAS, Chatham Borough residents can also use this as an opportunity to spread the word about the excellent recycling programs that have been established, the growth of recycling, and the importance of buying and job creating recycled products; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Chatham, New Jersey that Friday, November 15, 2019 is hereby proclaimed as America Recycles Day in the Borough of Chatham

CONSENT AGENDA VOTE:

Mayor Harris asks Council Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions #19-291 through #19-301

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: _____.

ADD-ON RESOLUTION[S]

RESOLUTION #19-302

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. Proposed Acquisition of Real Property – Mrs. Fife

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.

ADJOURNMENT