

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

## **MARCH 9, 2020 MINUTES**

Mayor Thaddeus J. Kobylarz called the Regular Council Meeting of the Borough of Chatham to order on Monday, March 9, 2020 at 7:32 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

### **SALUTE TO FLAG**

Mayor Kobylarz and the Borough Council led the assembled in the Pledge of Allegiance.

### **MOMENT OF SILENCE**

Mayor Kobylarz asked for a moment of silence for those who have given their lives for our country.

### **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 08, 2020.

### **ROLL CALL**

Mayor Thaddeus J. Kobylarz  
Council President Jocelyn Mathiasen  
Council Member Robert A. Weber, Sr.  
Council Member Carolyn Dempsey  
Council Member Karen Koronkiewicz  
Council Member Irene Treloar  
Council Member Leonard Resto  
Stephen W. Williams, Borough Administrator  
Tamar Lawful, Borough Clerk  
James L. Lott, Jr., Borough Attorney

### **PROCLAMATION**

Mayor Kobylarz asked Council Member Dempsey to proceed with Resolution #20-129.

Council Member Dempsey read Resolution #20-129.

### **RESOLUTION # 20-129**

#### **CELEBRATING AMERICAN RED CROSS MONTH IN THE MONTH OF MARCH**

**WHEREAS**, the American Red Cross was established 137 years ago as a humanitarian organization to provide services to those in need regardless of race, religion, gender, sexual orientation or citizenship status and today is one of the largest humanitarian organizations in the world; and

**WHEREAS**, in the United States, the American Red Cross responds, on average, to more than 62,000 disasters large and small each year, with volunteers who help set up shelters, serve millions of meals, and distribute millions of relief items to those in need; and

**WHEREAS**, last year, and through the support of its dedicated volunteers, the American Red Cross responded to the deadliest wildfires and mudslides in California's history, destructive hurricanes in Florida and the Carolinas, and a devastating typhoon in the U.S. Territories; and

**WHEREAS**, in New Jersey, the American Red Cross New Jersey Region has a long history of helping our neighbors in need and last year the organization responded to 902 local disasters; and

**WHEREAS**, each year the American Red Cross New Jersey Region also provides, on average, 5,100 military family case services and collects an average of 95,000 units of blood from our generous blood donors; and

**WHEREAS**, the month of March is American Red Cross Month, a special time to recognize and thank the Red Cross volunteers and donors who give of their time and resources to help others in need in our communities. The Red Cross depends on local volunteers to deliver help and hope during a disaster and to assist their neighbors when they need a helping hand.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they hereby celebrate the month of March as American Red Cross Month and encourage all citizens to support the American Red Cross organization and its mission to help those in need due to disasters and emergencies by volunteering, making monetary donations or by giving life-saving blood.

Council Member Dempsey moved to approve Resolution # 20-129, seconded by Council Member Weber. By a unanimous voice vote, Resolution # 20-129 was approved.

Mayor Kobylarz and Council Member Dempsey provided a commemorative copy of Resolution # 20-129 in support of celebrating the month of March as American Red Cross Month to Mabel Ramirez, Interim Executive Director and Julie Siciliano, an 18-year volunteer of the Morris County American Red Cross. Mrs. Ramirez gave a brief speech.

Mayor Kobylarz requested Council Member Weber to proceed with Resolution # 20-130.

Council Member Weber read Resolution # 20-130.

#### **RESOLUTION #20-130**

#### **RESOLUTION OBSERVING NATIONAL PUBLIC HEALTH WEEK (APRIL 6-12, 2020)**

**WHEREAS**, since 1995, the American Public Health Association, through its sponsorship of National Public Health Week, has been educating the public, policymakers, and public health professionals on issues important to improving the public's health; and

**WHEREAS**, during the first full week of April each year, communities across the United States observe National Public Health Week as a time to recognize the contributions of public health professionals and to highlight issues that are important to improving the health of our communities and nation; and

**WHEREAS**, some of the greatest achievements of public health include immunizing residents against diseases, identifying and controlling infectious diseases, preparing residents for public health emergencies, improving health for women and children, providing safer and healthier foods, implementing occupational health safety measures, and promoting healthy behaviors, including increased physical activity, good nutrition, and tobacco prevention and cessation; and

**WHEREAS**, public health is the foundation for a brighter tomorrow. When we invest in the safety and well-being of all people, we enrich our communities, bolster our economy, and strengthen our nation; and

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they do hereby thank all public health professionals and volunteers who are dedicated to improving the health and well-being of residents in our communities and nation to live healthier and longer lives and encourage all residents to observe the week of April 6 - 12, 2020 as National Public Health Week.

Council Member Weber moved to approve Resolution # 20-130, seconded by Council Member Resto. By a unanimous voice vote, Resolution # 20-130 was approved.

Mayor Kobylarz and Council Member Weber provided a commemorative copy of Resolution # 20-130 to Mrs. Lisa DeRosa, President of the Board of Health and Megan Avallone, Chatham Borough Regional Health Officer.

## **RESOLUTION #20-131**

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

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

February 24, 2020

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:

February 24, 2020

Council Member Weber motioned to approve Resolution # 20-131, seconded by Council Member Dempsey. By a unanimous voice vote, Resolution # 20-131 was approved.

## **RECUSALS**

Recusals or abstentions submitted for the record.

There were no recusals.

## **DISCUSSION ITEMS**

### **Board of Health and Department of Health Activities/ Coronavirus Presentation**

Megan Avallone, Chatham Borough Health Officer and Lisa DeRosa, the President of the Board of Health came forward and presented on the Coronavirus pandemic and the Board of Health response. Mrs. Avallone explained that the virus spreads in a similar fashion as the common cold/flu. Measures to prevent the spread of the virus includes washing one's hands effectively and frequently, and to self-quarantine if feeling ill. As many people feel comfortable and safer wearing facial masks, a mask does not protect against the virus. However, she cautioned to avoid touching one's face. The public was advised to contact their physician should they suspect they have contracted the coronavirus.

Mrs. Avallone advised the public to contact their health care provider should they experience a fever of 100.4 degrees, and not to overwhelm the hospitals, unless urgent medical care is necessary. Avoiding the hospital and urgent-care facilities will reduce the risk of proliferating the virus. In addition to avoiding the emergency room and urgent care, the public was advised to avoid calling 9-1-1 due to a fever and or a cough. She further reported that over the weekend LabCorp began testing residents for the Coronavirus without using any special equipment.

To date, the Borough of Chatham does not have a positive case of the Coronavirus. However, should that change, the Health Department will follow up and will be responsible for all infected individuals being quarantined.

Mrs. Avallone reported that the Health Department is providing daily updates on the Borough's website and social media. The public can also contact the Westfield Regional Health Department directly: 908-789-4070.

Mayor Kobylarz informed the public that Governor Murphy declared a State Emergency Declaration an hour and a half ago. The Borough's attorney, Mr. Lott stressed that no one should panic over the Declaration of Emergency. The Executive Order is largely an emergency measure designed to enhance planning and coordination between different levels of government, Mr. Lott explained.

Mayor Kobylarz thanked Mrs. Avallone and Mrs. DeRosa for their presentation.

###

Mayor Kobylarz reported that the Borough implemented a Coronavirus Task Force, whose job is to closely monitor the latest developments, coordinate with various Borough departments, and establish protocols for implementation, as conditions require. He also reviewed the sanitary health measures that are currently in place.

Mayor Kobylarz proceeded to open the meeting to the public; however, prior to doing so, he delivered a portion of his Mayor's Report.

Mayor Kobylarz reported that Robert Powell of Nassau Capital Advisory Group will meet with the governing body in Executive Session to provide his preliminary thoughts on the River Road Development Project. With respect to the Post Office Plaza Redevelopment Project, Mayor Kobylarz stated that an examination of municipal planners will continue in order to provide an alternative vision for the area. Additionally, efforts are being made to retain a firm to handle future Town Hall meetings and other public outreach efforts, including a survey. Lastly, he announced he will continue to update residents throughout the process.

## **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.

### **Rozella Clyde – 33 Carmine Street:**

Dr. Clyde informed residents of the Census letter to be mailed in the coming weeks. She reminded everyone that kiosks will be available at the Library of the Chathams for those without internet access or in need of assistance locating the Census website. Residents also have the option to call the Census

phoneline directly to complete the survey.

**Tom Belding-7 Milton Avenue:**

Mr. Belding asked if mail facilities, drive-up windows, etc. are safe to use as a result of the Coronavirus pandemic.

Mayor Kobylarz answered that the Borough is examining these everyday situations logistically. He noted that food and medicine deliveries to the elderly in the community must be considered. The Health Department and the Borough are discussing plans to handle these various situations.

**Stewart Carr - 3 Crestwood Drive, Chatham Township:**

Mr. Carr stated that a matrix decision-making criterion with different options should be considered for the Post Office Plaza Redevelopment Project, as opposed to a single option plan.

Mayor Kobylarz stated that a broad range of options will be examined.

Mr. Carr inquired about future parking at Post Office Plaza and the costs involved. Additionally, he asked for clarification on the potential revenue to be generated to the Borough from the Post Office Plaza and River Road Redevelopment Projects.

Council President Mathiasen reported that the governing body is in the process of having conversations with the two designated developers. However, currently, it is not appropriate to publicly report on these conversations.

Mayor Kobylarz assured Mr. Carr that this information will be made public at the appropriate time.

**ORDINANCE FOR SECOND READING**

Mayor Kobylarz asked Council Member Resto to proceed with Ordinance #20-02.

Council Member Resto read Ordinance # 20-02 entitled:

**ORDINANCE #20-02**

**AN ORDINANCE TO AMEND THE PART-TIME HOURLY RATE FOR MUNICIPAL POSITIONS OF THE BOROUGH OF CHATHAM FOR THE YEAR 2020**

Which Ordinance was introduced and passed on first reading at a regular Council meeting held on February 24, 2020.

Mayor Kobylarz 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 #20-02 was introduced and passed on first reading at the February 24, 2020 meeting and indicated the second reading and public hearing would be held at 7:30 p.m. on March 9, 2020 for consideration of final adoption. Copies of this Ordinance were made available to the general public and posted in accordance with the law.

Mayor Kobylarz opened the public hearing on the Ordinance and invited any member of the public to be heard.

Seeing no one wishing to be heard, Mayor Kobylarz closed the public hearing.

Council Member Resto offered the following 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 Weber seconded the motion.

Mayor Kobylarz asked the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.		X	X			
Dempsey			X			
Mathiasen			X			
Koronkiewicz			X			
Treloar			X			
Resto	X		X			

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

## REPORTS

### COUNCIL COMMITTEES

**Budget and Finance** - Council President Mathiasen informed the public that the Budget and Finance Committee will meet during the second week of March to review a budget analysis for pension and health care coverage costs for the year 2020. A budget presentation will be made in the near future.

**Long Range Traffic & Pedestrian Safety Planning** - Council Member Koronkiewicz reported that the Committee met in February to discuss residents' concerns about parking at Parrott Mill Road near KinderCare. The parking has been reconfigured to provide additional handicapped parking. The new parking spaces will be on the west side of Parrot Mill Road. The Borough is working with the County to obtain signage for trucks to be routed onto Lafayette Avenue.

**Public Safety & Emergency Services** - Council Member Weber had nothing to report.

**Personnel** - Council Member Resto informed the public that the Committee will meet in the upcoming weeks to review potential CFO applicants and to discuss the current staff budget.

**Public Works Planning/Community Services** - Council Member Dempsey informed the public that Community Services is working on the following:

- Borough Hall Open House scheduled for April 24, 2020 from 8 a.m. - 4 p.m.;
- A guided tour at Shepard Kollock Park on April 25, 2020;
- Spring Clean scheduled for May 2, 2020 from 8 a.m.- 1:00 p.m.; and
- Fishawack Festival and Farmers Market scheduled to begin on June 20, 2020 from 8 a.m. - 1:00 p.m.

Council Member Dempsey announced that the Department of Community Services is currently looking for sponsors for the Concert Series, with the first one to be held on Thursday June 25, 2020 at 6:00 p.m.

The Department of Public Works completed the following:

- Rails on the steps at Shepard Kollock Park, benches were installed on the Riverside Trail;
- New curbs and sidewalks on Center Street are now complete;
- Installation of new sidewalks on Lafayette Avenue;
- Ballfields will be cleaned for the Spring and Summer seasons;
- The paving of damaged asphalt on Woodland Road has been complete;
- Trimming of trees on the needed streets will begin, soon;
- Sanitization measures will be handled daily around Borough Hall due to the Coronavirus;
- Kiosks will be installed at the Library of the Chathams with respect to the 2020 Census;

- D.P.W. will be inspecting playground equipment; and
- Brush collection will be held on March 16<sup>th</sup>, 2020.

On a final note, Council Member Dempsey informed residents that Stanley Congregational Church will be hosting a free final community concert on March 29, 2020.

**Shared Services & 3<sup>rd</sup> Party Agreements** - Council Member Treloar reported that the Borough is currently working on a spreadsheet to reflect all current third-party agreements. The Committee is also considering a shared service agreement with the Township of Chatham for a Certified Pool Operator.

## **MAYOR'S REPORT**

Mayor Kobylarz reported that the Economic Development Advisory Committee met on Feb 26, 2020 to examine various areas such as Main Street and the economic needs in the Borough of Chatham. The next meeting will be held on March 25, 2020 with a presentation from a downtown planning expert examining the challenges confronting the downtown commercial district due to online retail. The first-roundtable meeting will be held next week with the Chatham Robotics Team to discuss traffic flow challenges in Chatham Borough.

## **ADMINISTRATOR'S REPORT**

Mr. Williams reported that the curbside brush pickup is scheduled for March 16, 2020. Additionally, the Garden Park survey is currently ongoing with a total of 125 responses on the Borough's website and social media. In the upcoming weeks, a survey will be emailed to residents. PSE&G gas replacement program continues in the Borough. Mr. Williams asked residents to be patient as the roads will be fully paved once the weather changes. He also noted that the Borough is saving significantly on paving costs. Residents with concerns should contact PSE&G hotline at 1-833-661-6300.

Mr. Williams further reported that a meeting was held with Tri-Town 55 on February 25, 2020 to evaluate the need for senior housing and transportation in Chatham Township, Madison Borough and Chatham Borough. Two additional meetings will be held on March 25, 2020 and March 29, 2020 for further evaluation. Jersey Central Power and Light will be conducting tree trimming in June of 2020 on Center Place, North Passaic Avenue, Rutgers Street and Yale Street; additional information will be provided in the near future. Mr. Williams also provided information about the hand sanitizing stations located throughout Chatham Borough Hall and advised residents to use hand sanitizer before conducting business with Borough staff.

## **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 #20-132 through Resolution #20-143 have been placed on the Consent Agenda.

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

There were none.

## **CONTRACTS**

## **RESOLUTION #20-132**

**RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR REVALUATION SERVICES FOR THE BOROUGH OF CHATHAM TO APPRAISAL SYSTEMS, INC. IN THE AMOUNT NOT TO EXCEED \$251,045.00**

**WHEREAS**, the Borough of Chatham previously authorized the use of competitive contracting in accordance with N.J.S.A. 40A:11-4.1 et seq. to procure a contract for Revaluation of all Real Properties situated in the Borough of Chatham for the Year 2021; and

**WHEREAS**, the Borough issued a Request for Proposals (RFP) for said revaluation services on or about February 7, 2020; and

**WHEREAS**, on February 27, 2020, the Borough received one proposal in response to the RFP from Appraisal Systems, Inc.; and

**WHEREAS**, the Borough established an Evaluation Committee to evaluate and score the proposal;

**WHEREAS**, pursuant to N.J.A.C. 5:34-3.4(f) each member of the Evaluation Committee executed a certification that they do not have a conflict of interest with any of the respondents; and

**WHEREAS**, the Evaluation Committee reviewed and scored the proposal submitted by Appraisal Systems, Inc. and issued an Evaluation Report (the "Report"), attached hereto as Exhibit A, finding that the proposal is substantially responsive to the RFP and meets the Evaluation Criteria set forth therein; and

**WHEREAS**, the Report recommends the award of contract to Appraisal Systems, Inc.; and

**WHEREAS**, based on this recommendation, the Borough desires to award the contract for the revaluation of all real properties situated in the Borough of Chatham for the Year 2021 to Appraisal Systems, Inc. in the amount of \$251,045.00, as well as a rate of \$125 per hour for Option A related to appeals made to the Tax Court of New Jersey, all as per the proposal submitted by Appraisal Systems, Inc. dated February 27, 2020; and

**WHEREAS**, the Chief Financial Officer has certified in writing that funds are available for this purpose.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby authorize the Mayor and Borough Clerk to execute a contract for the revaluation of all real properties situated in the Borough of Chatham for the Year 2021 to Appraisal Systems, Inc. in the amount of \$251,045.00, as well as a rate of \$125 per hour for Option A related to appeals made to the Tax Court of New Jersey, all as per the proposal submitted by Appraisal Systems, Inc. dated February 27, 2020. 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.

**RESOLUTION # 20-133**

**RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT WITH NISIVOCIA LLP FOR AUDITING SERVICES FOR THE YEAR ENDING DECEMBER 31, 2020**

**WHEREAS**, there exists a need to enter into a non-fair and open contract for municipal auditing services for the year ending. December 31, 2020; and

**WHEREAS**, the Borough Council finds that it would be in the best interests of the Borough to enter into a professional services agreement with Nisivoccia LLP, 200 Valley Road, Suite 300, Mt. Arlington, New Jersey 07856 based upon the firm's expertise and extensive experience in municipal auditing; and



**WHEREAS**, such services constitute a professional service as defined by the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i) and N.J.S.A. 19:44A-20.5, which may be awarded without advertisement for bids and the required services must be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, of the performance of which requires knowledge of an advanced and specialized type; and

**WHEREAS**, the fees shall not exceed \$51,000.00, for auditing services for the year ending December 31, 2020; and

**WHEREAS**, the Chief Financial Officer has certified that funds are currently available for the purpose of awarding this contract in an amount not to exceed \$51,000.00 from Current Fund Accounts 0-01-20-135-201, 0-05-55-502-223 and 0-07-55-502-223.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that a non-fair and open professional services contract is hereby awarded to Nisivoccia LLP for municipal auditing services and that the Mayor is hereby authorized to execute a professional services contract with same on behalf of the Borough;

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

## **FINANCE**

### **RESOLUTION #20-134**

#### **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 #20-135**

#### **RESOLUTION AUTHORIZING A REFUND FOR PROPERTY TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised of an overpayment on the fourth quarter property taxes for the property listed below; and

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

<b><u>BLOCK/LOT</u></b>	<b><u>OWNERS/PROPERTY LOCATION</u></b>	<b><u>AMOUNT</u></b>	<b><u>YEAR/QTR.</u></b>
123/19	Paul L. Waterman 44 Summit Avenue	\$3,023.87	2019/ 4 <sup>th</sup> Qtr.

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

Corelogic  
Attn: Refund Department  
54 P.O. Box 9202  
Coppell, TX 75019

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that it hereby authorizes the Borough Tax Collector to process a refund for the overpayment of property taxes as herein referenced.

## **LAW AND PUBLIC SAFETY**

### **RESOLUTION # 20-136**

#### **RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DISTRACTED DRIVER ENFORCEMENT GRANT APPLICATION WITH THE STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF HIGHWAY TRAFFIC SAFETY**

**WHEREAS**, distracted driving is a dangerous epidemic on America's roadways. In 2017 alone, 3,116 people were killed in distracted driving crashes. In New Jersey, driver inattention remains the most significant cause of fatal and incapacitating crashes. Driver inattention was listed as a contributing circumstance in 51 percent of the state's crashes in 2017. Driver inattention was in fact listed as a contributing factor in crashes at a rate more than eight times higher than that of the next highest contributing factor; and

**WHEREAS**, April is National Distracted Driver Month, which is a time to remind New Jersey motorists of the state's distracted driving laws, which include a ban on hand-held cell phone use and text messaging by all drivers and a ban on all cell phone use (hand-held); and

**WHEREAS**, the State of New Jersey, Department of Law and Public Safety, Division of Highway Traffic Safety is offering law enforcement agencies throughout New Jersey and the nation an opportunity to participate in a federally-funded grant program sponsored by the National Highway Traffic Safety Administration to help raise awareness about the dangers of distracted driving through visible enforcement and issuance of summonses for relevant motor vehicle violations from April 1, 2020 through April 21, 2020; and

**WHEREAS**, funding offered by the National Highway Traffic Safety Administration is a reimbursable grant requiring the municipality to fund its distracted driving enforcement campaign upfront; and

**WHEREAS**, the Mayor and Council of the Borough of Chatham desires to participate in the distracted driver enforcement campaign and is requesting \$5,500.00 in grant funding; and

**WHEREAS**, if the grant request is approved, the Chief Financial Officer will certify via a separate resolution for the approval of the Borough of Chatham Council that sufficient funds are available in the amount of \$5,500.00 for the execution of the enforcement of this reimbursable grant program.

**BE IT RESOLVED**, by the Council of the Borough of Chatham that they hereby approve the submission of a grant application and authorize the Mayor to execute the State of New Jersey, Department of Law and Public Safety, Division of Highway Traffic Safety grant application for the Distracted Driver Enforcement campaign from April 1, 2020 through April 21, 2020.

### **RESOLUTION #20-137**

**RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF MULTIPLE STREETS  
ON SATURDAY, JUNE 13, 2020 FOR THE FISHAWACK FESTIVAL**

**WHEREAS**, the Annual Fishawack Festival will be held on, Saturday, June 13, 2020 from 8:00 a.m. to 4:00 p.m.; and

**WHEREAS**, the Mayor and Borough Council wish to authorize the closure of multiple streets for this event.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that approval is hereby given to the Police Chief of the Chatham Borough Police Department to temporarily close Firehouse Plaza (with the exception of handicap parking), Railroad Plaza N, Railroad Plaza S and Fairmount Avenue (from Main Street to Red Road) on Saturday, June 13, 2020 from 6:00 a.m. to 6:00 p.m.; and

**BE IT FURTHER RESOLVED**, that the Police Chief of the Chatham Borough Police Department is authorized to close the above referenced streets for the 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 #20-138**

**RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF FIREHOUSE PLAZA  
FOR THE 2020 CONCERT SERIES EVENTS TO BE HELD AT THE GAZEBO/REASONER  
PARK**

**WHEREAS**, the Borough of Chatham will be conducting its first Outdoor Summer Concert Series for the year 2020; and

**WHEREAS**, the concert series will be held on the following dates:

Concert Day	Concert Date	Concert Time
Thursday	June 25, 2020	6:30 p.m. – 8:00 p.m.
Thursday	July 9, 2020	6:30 p.m. – 8:00 p.m.
Thursday	July 23, 2020	6:30 p.m. – 8:00 p.m.
Thursday	August 06, 2020	6:30 p.m. – 8:00 p.m.
Thursday	August 20, 2020	6:30 p.m. – 8:00 p.m.
Thursday	September 3, 2020	6:30 p.m. – 8:00 p.m.

**WHEREAS**, the Mayor and Borough Council wish to authorize the closure of Firehouse Plaza for the above referenced concert events.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that approval is hereby given to the Police Chief of Chatham Borough Police Department to temporarily close Firehouse Plaza from 5:30 p.m. to 9:00 p.m., on the dates listed above for the 2020 Outdoor Summer Concert Series events; and

**BE IT FURTHER RESOLVED**, that the Police Chief of the Chatham Borough Police Department is authorized to close Firehouse Plaza during this period 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.

**BOARDS, COMMISSIONS & COMMITTEES**

## **RESOLUTION #20-139**

### **RESOLUTION APPOINTING ELIZABETH M. MASON AND THOMAS K. BELDING AS MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE FOR CALENDAR YEAR 2020**

**WHEREAS**, the Council of the Borough of Chatham has created the Economic Development Advisory Committee to advise on ways to establish and preserve a flourishing economic and commercial sector in the Borough of Chatham; and

**WHEREAS**, the Mayor and Council of the Borough of Chatham desire to appoint additional members to the Economic Development Advisory Committee.

**BE IT RESOLVED**, that the following individuals are hereby appointed to the Economic Advisory Committee for calendar year 2020:

#### **Economic Development Advisory Committee Appointed Members**

Elizabeth M. Mason  
Thomas K. Belding

## **OTHER**

## **RESOLUTION #20-140**

### **RESOLUTION APPROVING A SOCIAL AFFAIRS PERMIT APPLICATION TO DISPENSE AND SERVE ALCOHOLIC BEVERAGES AT THE FISHAWACK FESTIVAL ON JUNE 13, 2020**

**WHEREAS**, Chatham Borough will be holding its Fishawack Festival on June 13, 2020; and

**WHEREAS**, pursuant to N.J.S.A. 33:1-74, the Senior Center of the Chathams has submitted an application to the Division of Alcoholic Beverage Control for a Social Affairs Permit to dispense and serve alcoholic beverages for consumption at this year's Fishawack Festival.

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Chatham hereby grant permission to the Senior Center of the Chathams to dispense and serve alcoholic beverages for consumption at the Fishawack Festival on June 13, 2020, contingent upon the approval of a Social Affairs Permit issued by the Division of Alcoholic Beverage Control; and

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

## **RESOLUTION #20-141**

### **RESOLUTION AUTHORIZING SUMMER OUTDOOR CONCERT SERIES FOR THE YEAR 2020 IN REASONER PARK**

**WHEREAS**, the Borough of Chatham hosted its first Concert Series on August 30, 2019; and

**WHEREAS**, due to the success of the event, the Borough Council would like to conduct a series of concerts to be held at the Gazebo in Reasoner Park for the year 2020 for the enjoyment of the Borough residents; and

**WHEREAS**, the dates of the Concert Series will be held as follow:

Concert Day	Concert Date	Concert Time
Thursday	June 25, 2020	6:30 p.m. – 8:00 p.m.
Thursday	July 9, 2020	6:30 p.m. – 8:00 p.m.
Thursday	July 23, 2020	6:30 p.m. – 8:00 p.m.
Thursday	August 06, 2020	6:30 p.m. – 8:00 p.m.
Thursday	August 20, 2020	6:30 p.m. – 8:00 p.m.
Thursday	September 3, 2020	6:30 p.m. – 8:00 p.m.

And;

**WHEREAS**, the Mayor and Council permit the Department of Community Services to solicit sponsors to support the concert series for the enjoyment of the public.

**BE IT 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 # 20-142**

### **RESOLUTION SUPPORTING THE LIBRARY OF THE CHATHAMS GRANT APPLICATION FOR THE RENOVATION OF ITS BUILDING AND TO SUPPORT THIS PROJECT**

**WHEREAS**, since becoming a joint library in 1975, the Library of the Chathams has provided services to the residents of Chatham Township and Chatham Borough; and

**WHEREAS**, to serve the continuous growth and usage of services, the Library building was expanded in 1940, 1960, 1964, 1983, 1991 and 2004 to its present size and configuration; and

**WHEREAS**, the Library has conducted consumer research including focus groups, community surveys and interviews with community leaders to ensure that present services satisfy present needs and to identify new and emerging needs of the communities including an enclosed collaborative Teen Space, an enhanced Local History Room, additional private study rooms, a Business Center, a combination STEAM/Meeting Room, an enlarged and dividable Community Room, a Children's Activity Room, rear entrance and access ramp improvements; and

**WHEREAS**, the Library staff has developed a Strategic Plan to respond to existing and emerging patron needs and changes in technology and resources used by our residents; and

**WHEREAS**, the present configuration of spaces within the building limits accommodating the increasing usage of present services and facilities and impedes the introduction of new services in response to needs identified in the consumer research; and

**WHEREAS**, an engineering study in 2014 identified structural, operational and environmental deficiencies in the present building requiring correction including HVAC system deficiencies and energy savings; and

**WHEREAS**, the Library Board of Trustees has engaged architects to develop a plan, called *Bridging Space to Place* to address these deficiencies and reconfigure the spaces within the building to accommodate emerging needs and the growth in demand for present services; and

**WHEREAS**, the Library has raised \$1.5 million since 2014 through fundraising; and

**WHEREAS**, the Library intends to apply for a grant under the New Jersey Library Construction Bond Act of 2017, through which the State of New Jersey will match up to 50% of eligible project costs,

**WHEREAS**, the Library is requesting funding from the Borough of Chatham to facilitate in the execution of the project; and

**BE IT RESOLVED**, that the Borough of Chatham Mayor and Council supports the Library of the Chathams grant application request, with funding for this project, should the grant application be approved; and

**BE IT FURTHER RESOLVED**, the Borough of Chatham Mayor and Council will support the Library of the Chathams grant application request with funding of up to \$345,075.00 in a 2021 Capital Ordinance or other funding mechanism if the grant application is approved; and

**BE IT FURTHER RESOLVED**, that the Borough of Chatham expresses its thanks to the Township of Chatham for adopting a similar funding resolution and committing to support the efforts of the Library of the Chathams; 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 #20-143**

#### **RESOLUTION TO SET THE ANNUAL RATE OF COMPENSATION FOR CERTAIN PART-TIME POSITIONS FOR THE YEAR 2020**

**WHEREAS**, Ordinance #20-02, adopted by the Mayor and Council of the Borough of Chatham on March 09, 2020, established the minimum and maximum rate of pay for certain part-time positions in the Borough of Chatham; and

**WHEREAS**, specific rates of pay must be established for each individual employee of the Borough.

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that the following rates of pay shall be established and retroactive to January 1, 2020:

Title	Name	2020 Salary
Administrative Assistant to the Borough's Engineer/Construction Official	Amy Greeley	\$24.48
Administrative Assistant to the Planning and Zoning Board	Fran Boardman	\$40.80

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

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

Mayor Kobylarz asked Council Member Mathiasen to proceed with the Resolutions listed on the Consent agenda. Resolutions #20-132 through #20-143.

Council President Mathiasen made a motion to approve Resolutions #20-132 through # 20-143, seconded by Council Member Resto. By a unanimous voice vote, the Resolutions on the Consent Agenda were approved.

#### **ADD-ON RESOLUTION[S]**

There were none.

## ORDINANCES FOR FIRST READING

Mayor Kobylarz asked Council Member Mathiasen to introduce Ordinance # 20-03.

Council President Mathiasen introduced Ordinance # 20-03 by title as follows:

### ORDINANCE #20-03

**AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION OF \$175,000.00 FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF OUR LOCAL ASSESSOR INCLUDING APPROVED TAX MAP UPDATES**

Council President Mathiasen explains the purpose of the Ordinance and moves for introduction on First Reading.

Council President Mathiasen reads:

**WHEREAS**, the above Ordinance was introduced and read by title at this Council meeting held on March 9, 2020.

**BE IT RESOLVED**, that at the Council meeting to be held on March 23, 2020 at 7:30 p.m. prevailing time, at Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

**BE IT FURTHER RESOLVED**, that the Clerk is hereby requested to publish the proper notice thereof, including this Ordinance, post the Ordinance on the bulletin board in Borough Hall and make copies available to members of the general public.

Council President Mathiasen: I offer Ordinance #20-03 and move its adoption on first reading.

Council Member Koronkiewicz seconds the motion.

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

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.			X			
Dempsey			X			
Mathiasen	X		X			
Koronkiewicz		X	X			
Treloar			X			
Resto			X			

### ORDINANCE #20-04

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR CALENDAR YEAR 2020**

Council President Mathiasen explained the purpose of the Ordinance and moved for introduction on First Reading.

Council President Mathiasen read:

**WHEREAS**, the above Ordinance was introduced and read by title at this Council meeting held on March 9, 2020.

**BE IT RESOLVED**, that at the Council meeting to be held on March 23, 2020 at 7:30 p.m. prevailing time, at Borough Hall, the Chatham Borough Council will further consider this Ordinance for a second reading, public hearing and final passage; and

**BE IT FURTHER RESOLVED**, that the Clerk is hereby requested to publish the proper notice thereof, including this Ordinance, post the Ordinance on the bulletin board in Borough Hall and make copies available to members of the general public.

Council President Mathiasen offered Ordinance # 20-04 and moved its adoption on first reading.  
Council Member Resto seconded the motion.

Mayor Kobylarz asked the Borough Clerk for a Roll Call Vote:

Name	Motion	Second	Yes	No	Abstain	Absent
Weber, Sr.			X			
Dempsey			X			
Mathiasen	X		X			
Koronkiewicz			X			
Treloar			X			
Resto		X	X			

## **RESOLUTION 20-144**

### **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. Contract Negotiations: Redevelopment – Dr. Robert Powell

**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**

Having no other business to be conducted in public session, Council Member Resto made a motion to adjourn the Regular Mayor and Council Meeting, seconded by Council Member Weber. By a unanimous voice vote, the motion to adjourn at 8:57 p.m. was approved.

Respectfully Submitted on March 23, 2020 by:

Tamar Lawful, RMC  
Borough Clerk  
BOROUGH OF CHATHAM