

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

## **July 13, 2020 MINUTES**

Mayor Thaddeus J. Kobylarz called the Regular Council Meeting of the Borough of Chatham to order on Monday, July 13, 2020 at 6:07 p.m. in the Council Chambers in Borough Hall, 54 Fairmount Avenue, Chatham, New Jersey.

*Note: The start time of this meeting was moved from 7:30 p.m. to 6:00 p.m. to accommodate the emergency measures in place due to the coronavirus pandemic.*

### **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. He also gave recognition to the following professionals during the existential health pandemic caused by the coronavirus, COVID-19: First Responders, EMS personnel, Police Officers, Fire Fighters, Office of Emergency Management (OEM), nurses, doctors, long-term care workers, home care workers, other medical personnel, local government professionals, employees and volunteers, and research scientists working diligently to develop a vaccine to combat the existing global health crisis and those afflicted by it. Finally, he acknowledged the passing of all nine (9) Chatham Borough residents who died during the current coronavirus pandemic. May this community endure no more loss.

### **STATEMENT OF ADEQUATE NOTICE**

Tamar Lawful, 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 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.

Pursuant to the requirements of R.S. 10:4-10, adequate notice of the change in time of tonight's virtual meeting was provided to the press on July 6, 2020, a copy of which was posted on the Borough website, including the front and side entrances of Borough Hall.

### **ROLL CALL**

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

### **RECUSALS**

Recusals or abstentions submitted for the record.

There were none.

Mayor Kobylarz proceeded with Resolution # 20-190.

## **RESOLUTION #20-190**

### **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:

June 8, 2020

Council Member Weber moved to approve Resolution # 20-190, seconded by Council Member Resto. By a unanimous voice vote, Resolution # 20-190 was approved.

### **MAYOR'S REPORT I:**

Mayor Kobylarz delivered a portion of his Mayor's Report as follows:

#### Statistical Update on the Coronavirus:

Three new coronavirus cases were reported in the Borough. The most recent cases include residents aged 17 and 21. Health Officer, Mrs. Avallone reported an increase in coronavirus cases in young adults, which is attributed to social events. The daily rate of new infection cases in New Jersey has plateaued under 350 per day, whereas the viral reproduction rate has hovered above 1.0 since June 9, 2020.

The progressive restoration of public activities in New Jersey has created a false sense of security that the pandemic has come to its demise. Public Health Officials are predicting a second wave of the coronavirus in the fall. The current increase in the daily infection rate and the reckless behavior of those refusing to practice social distancing and the use of facial coverings in public places will result in the resurgence of the virus. Due to growing concern over the virus and the challenge to reduce the viral reproduction rate, Governor Murphy placed a temporary halt on indoor dining activities and has not permitted the third phase of his re-opening plan to proceed. Additionally, he mandated the wearing of facial masks outdoors when social distancing cannot be maintained. Mayor Kobylarz requested the public to maintain their social distancing when outdoors. However, when social distancing is not possible, facial covering should be worn.

#### A message from the Borough Police Chief:

Chatham Borough Police Chief, Brian Gibbons encouraged residents to wear facial coverings. When facial coverings and social distancing are maintained, we are helping the economic engine of New Jersey. Failure to do so will result in the uptick in hospitalizations and potential death of New Jersey residents. Chief Gibbons informed the public that Police Officers will gently remind people to maintain their social distance or to utilize facial coverings when social distancing is difficult to maintain. He encouraged the public to continue to be responsible.

#### Chatham Borough Statistical Update:

As of July 13, 2020, at 4:00 p.m., the Borough Health Officer reported that there are 62 positive cases in the Borough. Of the sixty-two (62) residents who have tested positive for COVID-19, nine (9) have passed away. The age range of those who tested positive for COVID-19 is 5 to 95 years-of-age.

#### River Road Redevelopment Project:

The Governing Body will resume its discussion with Chatham River Road Partners, LLC regarding the potential agreement of the proposed River Road Redevelopment Project. The discussion will apply only to the River Road Redevelopment Project. The Governing Body will not take action on the redevelopment project until a minimum of two Town Hall meetings are held and physically attended by residents. Contingent upon the status of the current health emergency, the Town Hall meetings are to commence in early September and will offer the following:

- Presentation on the proposed project plan and the financial analysis proposed by Dr. Robert Powell;
- Solicit feedback from Borough residents; and
- Answer questions by residents.

Mayor Kobylarz proceeded to open the meeting to public comment and read the Notice of Public Comment Time Limit.

#### **MEETING OPEN TO THE PUBLIC**

*Residents wishing to make public comment may dial 929-205-6099 (Meeting ID: 886-5670-2329) or obtain online access to the meeting using the following URL: <https://us02web.zoom.us/j/88656702329>.*

#### **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 or are not matters scheduled for Public Hearing tonight. In light of the emergency, discussions and actions by the Chatham Borough Mayor and Council related to discretionary municipal actions and/or other non-emergent matters including redevelopment planning will be deferred until further notice. Accordingly, I would respectfully request that the public try to limit its comments to matters primarily related to the COVID-19 response and/or the continued operations of the Borough government during the emergency. While the Chatham Borough Mayor and Council welcome public participation and comment on any topic, 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:**

Ms. Clyde complimented the Mayor and Council for conducting a safe and organized alternate Fourth of July Parade. She further acknowledged the Black Lives Matter Morristown Teach-In event held in Chatham Borough on Saturday, July 11, 2020. Ms. Clyde commented that Ordinance # 20-10 and Ordinance # 20-11 should specify what the funding will be used towards.

#### **RESOLUTIONS**

#### **NON-ROUTINE/NON-CONSENT**

## AMENDMENT TO THE 2020 MUNICIPAL BUDGET PUBLIC HEARING

Mayor Kobylarz asked Council Member Weber to proceed with Resolution # 20-191.

Council Member Weber explained the purpose of Resolution # 20-191.

### RESOLUTION # 20-191

[Requires Roll Call vote]

Majority Vote of Full Membership

## AMENDMENT TO THE 2020 MUNICIPAL BUDGET

**WHEREAS**, the local municipal budget for the year 2020 was introduced on April 27, 2020; and

**WHEREAS**, the public hearing on said budget was held as advertised on May 26, 2020; and

**WHEREAS**, it is desired by the Borough Council of the Borough of Chatham to amend the introduced budget.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Chatham that the following amendments to the introduced 2020 Municipal Budget be made as follow:

| ANTICIPATED SURPLUS   | AMOUNTED AMENDED FROM | AMOUNT AMENDED TO |
|---|-----------------------|-------------------|
| 10. Dedicated Revenues from Solid Waste Utility Operating Surplus Anticipated | \$115,000.00          | 145,359.00        |
| Total Operating Surplus Anticipated   | \$115,000.00          | \$145,359.00      |
| Total Solid Waste Revenues  | \$793,000.00          | \$823,359.00      |

| SOLID WASTE UTILITY  | AMOUNT AMENDED FROM | AMOUNT AMENDED TO |
|--|---------------------|-------------------|
| 11. Appropriations for Solid Waste Utility Deferred Charges: |                     |                   |
| Emergency Authorization - 2018                               | \$0.00              | \$30,359.00       |
| Total Solid Waste Utility Appropriations                     | \$793,000.00        | \$823,359.00      |

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed with the Director of the Division of Local Government Services for certification of the local municipal budget as so amended.

**BE IT FURTHER RESOLVED**, that this complete amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in the Chatham Courier and the Daily Record in the July 2, 2020 edition and that said publication shall contain notice of public hearing on said amendment to held at Borough Hall on July 13, 2020, at 6:00 p.m.

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

The Borough Clerk stated: A legal notice was published indicating that Resolution #20-183, *Amendment to the 2020 Municipal Budget* was introduced and passed on first reading at the June 22, 2020 meeting and indicated the public hearing would be held at 6:00 p.m. on July 13, 2020. Copies of the introduced budget were made available to the general public and posted in accordance with the law.

Mayor Kobylarz opened the public hearing and any member of the public may be heard.

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

Council Member Weber offered Resolution # 20-191 and moved its adoption.

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      |        | X   |    |         |        |
| Dempsey      |        |        | X   |    |         |        |
| Mathiasen    |        |        | X   |    |         |        |
| Koronkiewicz |        |        | X   |    |         |        |
| Treloar      |        |        | X   |    |         |        |
| Resto        |        | X      | X   |    |         |        |

## **RESOLUTIONS**

### **NON-ROUTINE/NON-CONSENT**

Mayor Kobylarz asked Council President Mathiasen to proceed with Resolution # 20-192.

Council President Mathiasen explained the purpose of Resolution # 20-192.

#### **RESOLUTION # 20-192**

[Requires Roll Call vote]

Majority Vote of Full Membership

### **RESOLUTION TO ADOPT THE BOROUGH OF CHATHAM 2020 MUNICIPAL BUDGET**

**WHEREAS**, the Mayor and Council introduced the 2020 Municipal Budget on April 27, 2020;  
and

**WHEREAS**, the introduced budget was advertised on May 14, 2020 as required by law with notice  
that the public hearing was scheduled for May 26, 2020.

**NOW, THEREFORE, BE IT RESOLVED**, that the following statements of revenues and  
appropriations shall constitute the municipal budget for the year 2020:

|                                       |                        |
|---------------------------------------|------------------------|
| Appropriations for Municipal Purposes | \$ 13,468,963.00       |
| Reserve for Uncollected Taxes         | \$ <u>1,810,000.00</u> |
| Total General Appropriations          | \$ 15,278,963.00       |
| Miscellaneous Revenues                | \$ 6,014,708.00        |
| Local Tax for Muni Purposes           | \$ 8,395,132.00        |
| Minimum Library Tax                   | \$ <u>869,123.00</u>   |
| Total Current Fund Revenue            | \$ 15,278,963.00       |

Council President Mathiasen offered the following Resolution and moved its adoption.

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 |  |  |  |

## **MAYOR'S REPORT II**

### Acknowledgment of the Department of Public Works and Community Services:

Mayor Kobylarz acknowledged the hard work and efforts of Borough staff members who facilitated in organizing the outdoor dining for businesses and for conducting the Farmers' Market during the pandemic: Janice Piccolo, Margie Lowe and Carol Nauta from Community Services and Tony Torello and the crew from the Department of Public Works (DPW).

### Chatham Borough Drive-in-Movie:

Mayor Kobylarz announced that the Borough will host its first drive-in movie on July 29, 2020. Council Member Dempsey who orchestrated the event stated that the event is a collaboration between the Borough and the Township and facilitated by Boxcar. The event will be held at the Middle School parking lot. Doors are expected to open at 7:15 p.m. Entertainment by musicians will begin at 8:00 p.m. followed by the start of the movie, Raiders of the Lost Ark at 8:30 p.m.

### July 27, 2020 Council Meeting Canceled:

The Mayor proposed canceling the July 27<sup>th</sup> Mayor and Council meeting. All were in favor. The next scheduled meeting will be held on August 10, 2020.

## **ADMINISTRATOR'S REPORT**

### Primary Election:

Mr. Williams acknowledged Borough Clerk, Tamar Lawful and the Superintendent of Chatham Schools, Dr. Michael LaSusa for their team effort in connection with the Primary Election during the pandemic.

### PSE&G:

Mr. Williams reported on the following streets PSE&G will conduct gas main replacements: Hillside Avenue, between Maple Street and Watchung Avenue, Chestnut Street, between Hillside Avenue and Maple Street and Willow Street between Hillside Avenue and Lackawanna Avenue.

## **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 #20-193 through Resolution #20-197 have been placed on the Consent Agenda.

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

### **RESOLUTION #20-**

There were none.

## **FINANCE**

### **RESOLUTION #20-193**

#### **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 #20-194**

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

**WHEREAS**, the Tax Collector for the Borough of Chatham has advised that the property homeowner overpaid on its property taxes; and

**WHEREAS**, a judgement was submitted to the Tax Collector from the Tax Court of New Jersey to refund the overpaid amount; 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> |
|-------------------------|--|--|-------------------------|
| 42/5                    | Passaic Avenue Partners, LLC<br>222 N Passaic Avenue | \$3,156.00                                 | 2019/ 4th Qtr.          |
|                         |  | (N.J. Tax Court Judgement Received 6/2020) |                         |

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

Michael I. Schneck, Trustee for Passaic Avenue Partners  
301 South Livingston Avenue – Suite 105  
Livingston, NJ 07039

**NOW, THEREFORE, 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 #20-195**

#### **RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF CHATHAM, COUNTY OF MORRIS, NEW JERSEY AUTHORIZING EXECUTION OF A CONTRACT WITH JOBS-4-BLUE FOR ADMINISTRATION OF THE BOROUGH POLICE DEPARTMENT'S OFF-DUTY PROGRAM**

**WHEREAS**, the Borough of Chatham has a need to contract for services to administer all aspects of the Borough Police Department's off-duty program, including scheduling, billing and collections; and

**WHEREAS**, the Borough utilizes the Police Officer Scheduling System (POSS) produced by Visual Computer Solutions (VCS) for the scheduling of police officers; and

**WHEREAS**, Jobs-4-Blue, a subsidiary of VCS with offices in Freehold, NJ, has submitted a proposal to provide the required services to the Borough; and

**WHEREAS**, the anticipated term of this agreement shall be for the remainder of calendar year 2020. Jobs4Blue will charge vendors an administrative fee of no more than 7% of any off-duty revenue assessed to the vendor requesting the off-duty police services at no cost to the Borough; and

**WHEREAS**, N.J.S.A. 40A:11-5(dd) exempts support software maintenance, consultation services and training services of proprietary computer hardware and software from public bidding; and

**WHEREAS**, recognizing that VCS is the sole proprietor of any and all add-on system modules compatible with the POSS already utilized by the Borough, the proposal by Jobs-4-Blue offers an effective and cost-efficient option for the administration of the Borough Police Department's off-duty program; and

**WHEREAS**, the Chief of Police has reviewed the proposal submitted by Jobs-4-Blue and recommends that the Borough partner with Jobs-4-Blue to alleviate the administrative burden of managing the Borough Police Department's off-duty program at no cost to the Borough; and

**WHEREAS**, the Borough Council has determined that it is in the best interest of the Borough and its residents to contract with Jobs-4-Blue for the administration of all aspects of the Borough Police Department's off-duty program, including scheduling, billing and collections.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Chatham, in the County of Morris and the State of New Jersey, that it hereby approves an agreement with Jobs-4-Blue for the administration of the Borough Police Department's off-duty program and authorizes the Mayor and Borough Clerk to execute same. The term of agreement shall be for the remainder of calendar year 2020 and the services shall be provided at no cost to the Borough. The form of agreement shall be acceptable to the Borough Attorney.

**BE IT FURTHER RESOLVED**, that the Borough Administrator and Borough Attorney are hereby authorized and directed to further negotiate the terms and conditions of the agreement with Jobs-4-Blue.

**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.

## **OTHER**

### **RESOLUTION #20-196**

#### **RESOLUTION APPROVING THE RENEWAL OF LIQUOR LICENSES FOR THE 2020-2021 LICENSING TERM**

**WHEREAS**, annual renewal applications have been filed by holders of liquor licenses in the Borough of Chatham for the 2020-2021 licensing term; and

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

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

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



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

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they are hereby satisfied that all requirements have been met and approve the renewal of the following liquor licenses for the 2020-2021 licensing term:

**PLENARY RETAIL CONSUMPTION LICENSES**

|                 |   |
|-----------------|---|
| 1404-33-002-007 | Chatham Towne Tavern, Inc. t/a River Grille |
| 1404-33-006-009 | Jamnan, Inc. t/a Restaurant Serenade        |

**PLENARY RETAIL DISTRIBUTION LICENSES**

|                 |  |
|-----------------|--|
| 1404-44-001-007 | Stolar Vert Chatham Hospitality LLC t/a Chatham Cottage Deli |
|-----------------|--|

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they are hereby satisfied that all requirements for the renewal of said liquor licenses have been met and approve the renewal of the herein referenced liquor licenses for the 2020-2021 licensing term; and

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

**BE IT FURTHER RESOLVED**, that the Borough Clerk is hereby directed to file a certified copy of this Resolution with the Director of the Division of Alcoholic Beverage Control with respect to each of the herein referenced liquor licenses and is further authorized to issue liquor licenses for the 2020-2021 licensing term on the form and certificate approved by the Alcoholic Beverage Control Commission in the State of New Jersey for each of the herein-referenced licenses.

**RESOLUTION #20-197**

**RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING THE MAYOR TO EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR WOODLAND ROAD, FROM LAFETTE AVENUE INTERSECTION TO THE BOUNDARIES OF CHATHAM INTO MADISON BOROUGH, A ROADWAY PRESERVATION**

**[GRANT APPLICATION: MA-2021 CHATHAM BOROUGH -WOODLAND ROAD-P-00599]**

**WHEREAS**, the governing body wishes to participate in the 2021 Municipal Aid Grant Program sponsored by the New Jersey Department of Transportation (“NJDOT”) to further the public interest by applying for a NJDOT grant for the Woodland Road Preservation Improvement Project; and

**WHEREAS**, the Woodland Road Improvement Project will begin from the intersection of Woodland Road and Lafayette Avenue to the boundaries of Chatham and Madison Borough; and

**WHEREAS**, the Woodland Road Improvement Project will consist of improving the condition of the roadway infrastructure which includes roadway milling and paving, curb and sidewalk repair and/or replacement, crosswalks, line stripping, and installation of Type N-Eco Water Quality Inlets); and

**WHEREAS**, the Borough Engineer has advised that a grant request of \$138,135.00 and a municipal match of \$13,814.00 would be required for the Woodland Road Improvement Project.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Chatham that they formally approve the grant application submission to the New Jersey Department of

Transportation for Woodland Road, from the intersection of Lafayette Avenue to the boundaries of Chatham and Madison Borough and that the Mayor and Borough Clerk are authorized to submit an electronic grant application identified as MA-021-Chatham Borough-P-00599, to the New Jersey Department of Transportation on behalf of the Borough of Chatham; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Chatham and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement; and

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

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

Council Member Resto made a motion to approve Resolutions #20-193 through #20-197 on the Consent Agenda. The motion was seconded by Council Member Weber. A vote was taken and Resolutions #20-193 through #20-197 were approved unanimously.

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

There were none.

#### **ORDINANCES FOR FIRST READING**

Mayor Kobylarz asked Council President Mathiasen to introduce Bond Ordinance # 20-09.

Council President Mathiasen introduced Bond Ordinance # 20-09 by title as follows:

#### **ORDINANCE # 20-09**

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,155,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS**

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

Council President Mathiasen read:

**WHEREAS**, the above Bond Ordinance was introduced and read by title at this Council meeting held on July 13, 2020.

**BE IT RESOLVED**, that at the Council meeting to be held on August 10, 2020 at 6:00 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 Bond Ordinance # 20-09 and its adoption on first reading.

Council Member Resto seconded 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   |    |         |        |
| Treloar      |        |        | X   |    |         |        |
| Resto        |        | X      | X   |    |         |        |

Mayor Kobylarz asked Council Member Weber to introduce Ordinance # 20-10.

Council Member Weber introduced Ordinance # 20-10 by title as follows:

#### **ORDINANCE # 20-10**

**CAPITAL ORDINANCE OF THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$37,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH**

Council Member Weber explained the purpose of the Ordinance and moved its introduction on First Reading.

Council Member Weber read:

**WHEREAS**, the above Ordinance was introduced and read by title at this Council meeting held on July 13, 2020.

**BE IT RESOLVED**, that at the Council meeting to be held on August 10, 2020 at 6:00 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 Member Weber offered Ordinance # 20-10 and moved its adoption on first reading.

Council President Mathiasen 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      | X   |    |         |        |
| Koronkiewicz |        |        | X   |    |         |        |

|         |  |  |   |  |  |  |
|---------|--|--|---|--|--|--|
| Treloar |  |  | X |  |  |  |
| Resto   |  |  | X |  |  |  |

Mayor Kobylarz asked Council Member Koronkiewicz to introduce Ordinance # 20-11.

Council Member Koronkiewicz introduced Ordinance # 20-11 by title as follows:

### **ORDINANCE # 20-11**

**CAPITAL ORDINANCE OF THE BOROUGH OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY AUTHORIZING THE MAKING OF VARIOUS IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$56,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM GENERAL CAPITAL FUND BALANCE OF THE BOROUGH**

Council Member Koronkiewicz explained the purpose of the Ordinance and moved its introduction on First Reading.

Council Member Koronkiewicz read:

**WHEREAS**, the above Ordinance was introduced and read by title at this Council meeting held on July 13, 2020.

**BE IT RESOLVED**, that at the Council meeting to be held on August 10, 2020 at 6:00 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 Member Koronkiewicz offered Ordinance # 20-11 and moved its adoption on first reading.

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      |        | X   |    |         |        |
| Treloar      |        |        | X   |    |         |        |
| Resto        |        |        | X   |    |         |        |

Mayor Kobylarz asked Council Member Resto to proceed with Resolution # 20-198.

Council Member Resto read Resolution # 20-198.

### **RESOLUTION #20-198**

### **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. Attorney Client Privilege: PBA Grievance – Chief Gibbons and Mr. Williams
2. Contract Negotiations: Redevelopment – Dr. Robert Powell
3. Attorney Client Privilege: Tax Appeals – Mr. Lott

**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 Resto made a motion to approve Resolution #20-198, seconded by Council Member Dempsey. By a unanimous voice vote, Resolution #20-198 was approved.

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

There were none.

#### **ADJOURNMENT**

Having no other business to be conducted in public session, Council Member Dempsey motioned to adjourn into Closed Session at 6:54 p.m. Seconded by Council Member Resto.

Respectfully Submitted on September 14, 2020 by:

Tamar Lawful, RMC  
Borough Clerk  
BOROUGH OF CHATHAM