

**MINUTES  
BOARD OF HEALTH  
TOWNSHIP OF CHATHAM  
JANUARY 13, 2015**

Mr. Nachtigal called the regular meeting of the Board of Health to order at 7:35 P.M.

**Adequate notice** of this meeting of the Board of Health was given as required by the Open Public Meetings Act as follows: Notice was given to both the Chatham Courier and the Morris County Daily Record on January 15, 2014; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 15, 2014; and notice was filed with the Township Clerk on January 15, 2014.

Answering present to the roll call were Mrs. Swartz, Mrs. Plantemoli, Dr. Downey, Mrs. Babbitt and Mr. Nachtigal. Mr. Samara was also present.

**Selection of President**

Mrs. Babbitt moved to nominate John Nachtigal to serve as President of the Board of Health for 2015. Mrs. Plantemoli seconded the motion, and it carried unanimously.

**Selection of Vice President**

Mr. Nachtigal moved to nominate JoAnne Babbitt as Vice President of the Board of Health for 2015. Mrs. Plantemoli seconded the motion, and it carried unanimously.

**Resolutions**

**RESOLUTION BH-2015-1**

**RESOLUTION OF THE BOARD OF HEALTH OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, ESTABLISHING REGULAR MEETING SCHEDULE FOR THE BOARD OF HEALTH DURING 2015**

**WHEREAS**, the "Open Public Meetings Act", N.J.S.A. 10:4-6 et seq. requires that public bodies provide adequate notice of meetings;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Health of the Township of Chatham in the County of Morris, New Jersey, as follows:

- 1) During the calendar year 2015 meetings will be held by the Board of Health to discuss or act upon public business at 7:30 p.m., prevailing time, at the Municipal Building on the following dates: February 10, March 10, April 14, May 12, June 9, July 14, August 11, September 8, October 13, November 10, December 8, and January 12, 2016.
- 2) Certified copies of this Resolution shall be (a) mailed to The Chatham Courier, (b) mailed to the Morris County Daily Record, (c) filed with the Municipal Clerk of the Township of Chatham, (d) posted on the bulletin board in the main hallway of the Municipal Building, and (e) mailed to any person requesting notices of the meetings of the Board of Health, pursuant to N.J.S.A. 10:4-19 who has paid the required fee theretofore. The foregoing shall be accomplished within (7) days of the adoption of this Resolution.

**RESOLUTION BH-2015-2**

**RESOLUTION OF THE BOARD OF HEALTH OF THE TOWNSHIP OF CHATHAM IN THE COUNTY OF MORRIS, NEW JERSEY, DESIGNATING NEWSPAPERS AND FIXING CHARGES FOR NOTICES OF PUBLIC MEETINGS OF SAID BOARD OF HEALTH DURING 2015**

**WHEREAS**, the "Open Public Meetings Act", N.J.S.A. 10:4-6 et seq., be given of meetings of public bodies as therein defined and in the manner therein set forth;

**NOW, THEREFORE BE IT RESOLVED** by the Board of Health of the Township of Chatham in the County of Morris, New Jersey, as follows:

1. **THE CHATHAM COURIER** and **THE MORRIS COUNTY DAILY RECORD** are hereby designated for the calendar year 2015 as the two newspapers to receive notices of meetings of the Board of Health as required by any and all sections of the Open Public Meetings Act, it appearing that these newspapers are the most likely to inform the local public of such meetings.
2. The public place for posting of notices of meetings of the Board of Health for the calendar year of 2014 shall be on the bulletin board in the main hallway of the Municipal Building.

3. The sum of \$10.00 is hereby fixed as the fee to be paid by any person requesting that notices of the meetings of the Board of Health during the calendar year 2015 be mailed to such persons as specified in R.S.40:4-19, provided, however, that no charge shall be made to any newspaper requesting the mailing of notices to its business office.

4. Certified copies of this Resolution shall be mailed by the Secretary of the Board of Health to **THE CHATHAM COURIER** and the **MORRIS COUNTY DAILY RECORD**, and a certified copy shall be filed with the Clerk of the Township of Chatham.

**RESOLUTION BH-2015-3**

**RESOLUTION OF THE BOARD OF HEALTH OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, APPOINTING GREGORY J. LACONTE BOARD SECRETARY**

**WHEREAS**, the Board of Health of the Township of Chatham, County of Morris, State of New Jersey, desires to appoint Gregory J. LaConte as Board Secretary for the period commencing January 1, 2015 and ending December 31, 2015.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Health of the Township of Chatham as follows:

1. Gregory J. LaConte is hereby appointed as Board Secretary for a term commencing January 1, 2015 and terminating December 31, 2015.
2. The compensation to be paid to Gregory J. LaConte for services rendered to the Board shall be an annual salary in accordance with the Salary Resolution of the Township of Chatham.

**RESOLUTION BH-2015-4**

**RESOLUTION OF THE BOARD OF HEALTH OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, APPOINTING ATTORNEY FOR THE BOARD FOR THE YEAR 2015**

**WHEREAS**, after consideration, the Board of Health of the Township of Chatham has determined to engage the services of Marisa A. Taormina, Esq. as attorney for the Board for the calendar year 2015.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Health of the Township of Chatham, in the County of Morris, New Jersey, as follows:

1. Marisa A. Taormina, Esq. is hereby appointed as the attorney for the Board of Health for the calendar year 2015. The compensation for the services performed shall be within the amount provided in the 2015 Budget for the Board of Health legal services.
2. This contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(a) (a) (i), and notice of the award shall be published as required by law.

**RESOLUTION BH-2015-5**

**RESOLUTION OF THE BOARD OF HEALTH OF THE TOWNSHIP OF CHATHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING A CONTRACT WITH HATCH MOTT MacDONALD FOR PROFESSIONAL CONSULTING ENGINEERING SERVICES**

**WHEREAS**, the Board of Health of the Township of Chatham requires professional consulting engineering services in connection with the review of applications submitted to the Board for permits and other approvals;

**WHEREAS**, a proposed contract for professional consulting engineering services for the calendar year 2015 has been submitted to the Board by Hatch Mott MacDonald in the form marked "Appendix A" and attached to the Resolution, and such proposed contract is acceptable to the Board;

**WHEREAS**, funds will be available for payment for the services rendered by Hatch Mott MacDonald to the Board, such funds being available through technical review fees charges to applicants and/or through funds appropriated for Board operations in the 2015 Township of Chatham budget; and

**WHEREAS**, the Local Public Contracts Law requires that public notice be given of the award of any contract for professional services without competitive bidding.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Health of the Township of Chatham, in the County of Morris, New Jersey, as follows:

1. A contract for professional consulting services during the calendar year 2015 is hereby awarded to Hatch Mott MacDonald such contract to be as set forth in "Appendix A" attached to this Resolution.
2. The Mayor is hereby authorized and directed to execute on behalf of the Board the contract awarded by Paragraph 1 of this Resolution, and the Township Clerk is hereby authorized and directed to attest such contract.

3. The award of contract pursuant to this Resolution is made without competitive bidding in accordance with the professional service provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i).
4. Notice of this contract award shall be published by the Secretary of the Board as required by law.
5. A certified copy of this Resolution shall be forwarded by the Secretary of the Board to Hatch Mott MacDonald.

Regarding the meeting dates for 2015, Mr. LaConte said that he checked the calendar for any holiday conflicts, and there were not any. Mr. Nachtigal noted that the April meeting is during the week of school vacation. Regarding the official newspapers, Mr. LaConte said that the Chatham Courier is the primary newspaper for publication and the Daily Record is used primarily as a backup. For the contracts for Ms. Taormina and Mr. Ruschke, Mr. LaConte said that the contract rates are the same as last year. Mr. LaConte also addressed the billing from Hatch Mott MacDonald during their first year as Board of Health Engineer, and said that the bills have been coming in lower than the bills that had been received from AECOM in the few years prior. He also said that Hatch Mott MacDonald provides engineering services to the Planning Board, Zoning Board and Township, ergo having them review septic applications includes a more integrated perspective.

Dr. Downey moved to approve the resolutions. Mr. Nachtigal seconded the motion.

**Roll call:** Mr. Swartz, Aye; Mrs. Plantemoli, Aye; Dr. Downey, Absent; Mrs. Babbitt, Aye; Mr. Nachtigal, Aye.

### **Approval of Minutes**

Mrs. Babbitt moved to approve the minutes of the December 9, 2014 meeting. Dr. Downey seconded the motion, and it carried unanimously with an abstention by Mrs. Swartz.

Mrs. Swartz asked if matters with the septic system at the Green Village Deli had been settled. Mr. LaConte said that they are in the process of repairing the system. Mr. Samara and Mr. LaConte explained that the property owner was allowing a landscaping company to park their trucks on the property, and the septic system was disturbed when they tried to expand the area where the trucks were parked. Mr. LaConte noted that a summons was also issued for this matter, as they did not have zoning approval for the commercial trucks to be stored on the property.

Mayor Sullivan stopped by the Board of Health meeting to offer his thanks to the Board for their service. Mrs. Babbitt asked Mayor Sullivan if he feels comfortable serving as OEM Coordinator when he is also serving as Mayor. Mayor Sullivan said that he feels comfortable serving in both roles. He also noted that he has support from Chief Hennelly and Lt. Miller in doing what needs to be done for emergency management. Mrs. Plantemoli asked if the OEM Plan can be shared, and Mayor Sullivan said that the Board can have copies if they wish. Emergency shelters were discussed, and Mayor Sullivan said that the Township typically has warming stations rather than shelters. Mayor Sullivan also addressed communications enhancements that have been enacted, particularly the Everbridge system.

### **Reports**

#### **Registered Environmental Health Specialist**

Mr. Samara reported that in December 2014 there were several satisfactory retail food establishment inspections. He also reported on some septic inspections that were performed. Routine inspections of the dumpster area at the Hickory Square Mall were also performed. Mr. Nachtigal asked about the dumpsters at the Fairmount Country Store, and Mr. Samara said that the dumpsters there have been properly closed.

#### **Health Officer**

Mrs. Gulla reported that the Municipal Alliance of the Chathams and the Madison Municipal Alliance received a mentoring grant. This will go toward substance abuse prevention. Mrs.

Gulla also reported that Health Educator Christine Shessler is retiring. The Healthy Bones program should not see any interruption following her retirement. Mrs. Gulla further reported that REHS Tamika Trotman will be out on maternity leave, and a part-time REHS will be providing services in her absence. Dr. Downey asked for an update on cases of the Flu. Mrs. Gulla said that although the A strain is different from what was anticipated when this year's flu shot was developed, the vaccine has shown some efficacy in mitigating the virus. Dr. Downey said that some people have been receiving treatment for the Flu without having been tested, however the cases this year have been responding better to tamiflu than last year.

Registrar of Vital Statistics

Mr. LaConte reported that fees were collected for the following items in December 2014:

3 Marriage Licenses	\$84
7 Marriage Certificates	<u>\$45</u>
Total	\$129

Mr. LaConte also reported that the total amount received in 2014 was \$2277.00, which includes the \$1100 sent to the State for their share of the marriage license application fees. The Board briefly discussed certified copy fees.

Mr. Nachtigal moved to approve the reports. Mrs. Babbitt seconded the motion, and it carried unanimously.

Discussion

Pilgrim Pipeline

Mr. Nachtigal asked about the Pilgrim Pipeline proposal. Mr. LaConte said that there is an active citizens' group opposing the Pilgrim Pipeline. Mrs. Swartz said that there are a few groups that are joining efforts. Mr. LaConte said that the Mayor is working with Open Space Chairman Joe Basralian to coordinate efforts. Mrs. Swartz said that it is important for the opponents of the Pipeline to maintain their momentum. The Township Committee passed a resolution in November expressing their opposition to the Pilgrim Pipeline. Mr. Nachtigal asked if health officers are mounting an opposition effort. Mrs. Gulla said that she has not heard any discussion from health officers on this matter. The dangers of oil leaks were discussed.

Meeting Open to Public

Mr. Nachtigal opened the meeting to the public. Seeing none, the public hearing was closed.

Mrs. Swartz moved to adjourn at 9:00 PM. Mrs. Plantemoli seconded the motion, and it carried unanimously.

---

Gregory J. LaConte  
Board of Health Secretary