

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

April 5, 2018

CALL TO ORDER

Mayor Henry called the April 5, 2018 Regular Meeting of the Mayor and Council to order at 8:05 p.m. in the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

INVOCATION AND FLAG SALUTE

Mayor Henry led a moment of silence and then proceeded with the Pledge of Allegiance.

MAYOR'S OPENING STATEMENT

Adequate notice of this meeting of the Mayor and Council of the Borough of Mendham was published in the *Daily Record* and *Observer Tribune*, and was posted on the Phoenix House bulletin board in accordance with the Open Public Meetings Act.

ROLL CALL

PRESENT:

Mayor Neil Henry
Councilman John Andrews
Councilman Brad Badal
Councilwoman Christine Serrano-Glassner
Councilman David Sharkey
Councilman Stanley Witczak, III
Council President John Andrus

Also present were:

Dawn Sullivan, Esquire
Joyce Bushman, Borough Administrator
Mimi M. Marlor, RMC, Borough Clerk

PRESENTATION

Douglas Pechanec, Business Administrator; Michael Ben-David, Superintendent and School Board Member, Tom Brooks were in attendance for the presentation of the West Morris High School District's Budget. Superintendent Ben-David presented the 2018-2019 tentative budget. He discussed the improving student growth and achievement through the following:

1. Fiscal responsibility
2. Diploma Programs & Career-related Programs
3. Expansion in technology
4. Capital updates to the schools such as new track, field lights and audio equipment
5. Student performance

He shared that the goal of the budget was to maintain growth and provide for long range planning. He stated there would be a 1.45% increase in spending. He opened the floor to questions from the Council and residents. He addressed the questions and when he saw no one else wishing to speak he concluded his report.

CONSENT AGENDA

Items on the Consent Agenda are considered routine and will be acted upon by the Borough Council by a single vote unless a member of the public, the Borough Council or the Mayor request that an item be removed and considered separately. Councilman Witczak asked that they be addressed separately.

1. Minutes – March 15, 2018 Regular Meeting and Executive Session

Motion to approve minutes: Councilman Badal

Second: Councilman Sharkey

Discussion: None

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak

Opposed: None

Abstain: Andrus

Absent: None

2. Tour de Summer Camps Bike Race – Approval to pass through Mendham Borough -
4. Morris Area Free Wheelers Foundation- Approval to pass through Mendham Borough

Councilman Witczak asked to pulled items 2 and 4 regarding the upcoming bike races through the Borough. Discussion took place regarding the bike routes, the traffic lights, police support and the numbers of riders. No vote was taken for either item 2 or 4 and the Mayor asked Chief Camoia to work with the Clerk and Administrator to put together a process checklist and packet for distribution to event coordinators to streamline the requests.

3. Banner Request – Pastime Club - Labor Day Parade and Carnival

Motion to approve minutes: Councilman Badal

Second: Councilman Sharkey

Discussion: None

Roll Call:

In favor: Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Recuse: Andrews

Absent: None

5. Application for Blue Light Permit

Motion to approve minutes: Councilman Badal

Second: Councilman Sharkey

Discussion: None

Roll Call:

In favor: Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Recuse: Andrews

Absent: None

DISCUSSION

Chief Camoia shared with the residents in attendance and the Council the details of the upcoming Fishing Derby

ORDINANCE ADOPTION

03-2018 An Ordinance of the Borough of Mendham to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14)

*Introduction/No Public Input/Published in the Daily Record 3/20/2018
2nd Reading/Public Hearing/Final Adoption 4/05/2018*

Mayor Henry announced that the summary was published in the Daily Record 3/20/2018 and 2nd reading, public hearing and final adoption will be considered this evening of the 4/05/2018. Full copies of the Ordinance were posted on the Borough website and available at no cost at the office of the Municipal Clerk between the hours of 9:00AM and 4:00PM, Monday through Friday. Mayor Henry opened the Public Hearing for Ordinance 03-2018 and seeing no one wishing to speak on Ordinance 03-2018 he closed the Public Hearing.

Motion to Adopt Ordinance #03-18: Councilman Andrew

Second: Councilman Badal

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus
Opposed: None
Abstain: None
Absent: None

ACTIONS TAKEN – OTHER RESOLUTIONS

68-2018 Resolution to Authorize Off-Premise 50/50 Raffle for the Pastime Club, Inc.

Motion to approve: Councilman Witczak

Second: Councilman Andrus

Roll Call:

In favor: Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Recuse: Andrews

Absent: None

69-2018 Resolution to Authorize a Wheels and Games Raffle License for the Pastime Club, Inc.

Motion to approve: Councilman Witczak

Second: Councilman Sharkey

Roll Call:

In favor: Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Recuse: Andrews

Absent: None

70-2018 Resolution of the Borough of Mendham, County of Morris, State of New Jersey
Opposing Department of Agriculture Beekeeping Regulations

Motion to approve: Councilman Sharkey

Second: Councilman Andrus

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Andrus

Opposed: Witczak

Abstain: None

Absent: None

71-2018 Resolution Recognizing Maximillian K. Shepard's Appointment to the Mendham
Hose Company #1 as a Junior Member

Motion to approve: Councilman Andrews

Second: Councilman Badal

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Abstain: None

Absent: None

72-2018 Resolution Authorizing a Private Fireworks Display at Roxiticus Golf Club

Motion to approve: Councilman Witczak

Second: Councilman Badal

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Abstain: None

Absent: None

73-2018 Resolution of the Borough of Mendham Authorizing the Settlement of Certain Tax
Appeals

Motion to approve: Councilman Badal

Second: Councilman Witczak

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Abstain: None
Absent: None

74-2018 Resolution Authorizing the Cancellation of Capital Improvement Balances

Motion to approve: Councilman Andrus

Second: Councilman Sharkey

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Abstain: None

Absent: None

75-2018 Resolution to Authorize On Premise 50/50 Raffle for the Friends of the Shelter, Inc.

Motion to approve: Councilman Sharkey

Second: Councilman Andrews

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Abstain: None

Absent: None

76-2018 Resolution to Authorize On Premise Merchandise Raffle for the Friends of the Shelter, Inc.

Motion to approve: Councilman Badal

Second: Councilman Witczak

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak, Andrus

Opposed: None

Abstain: None

Absent: None

Mayor Henry noted for the record that he wished to pulled Resolution 77-2018 Authorizing an Executive Session as he would like to postpone it until the meeting of April 19, 2018.

ADMINISTRATOR'S REPORT

Administrator Bushman reported that her Administrator's report was provided to the Mayor and Council. Councilman Sharkey asked for an update on the Tennis Court proposal. Administrator Bushman stated she had met with the Engineer and has asked for a review and cost study for the available options. Councilman Witczak shared that he is noticing construction pallets downstream at the Mountain Valley Park. Administrator Bushman stated she would be in contact with DPW to remove and clean up the pallets. Councilman Witczak asked her if she had yet received the 3 year sewer flow report data. She noted that she is working on that. Administrator Bushman hearing no other questions concluded her report.

COUNCIL REPORTS, OLD & NEW BUSINESS

Public Works and Utilities Committee

Councilman Badal deferred to Doug Wright and Jim Wancho for an update on the sewer emergency contract. They reported that the hydraulic constraint was being evaluated for a camera view first, if at all possible, but; more likely they will have the contractor evaluate and give a proposal for the expected scope of work to bypass the expected clogged area. They hope to have that next week and start soon after. Councilman Badal reminded Mayor and Council that they also anticipate the camera slip line inspection for the lines, which is not part of this emergency, will be paid from Capital monies. He reported that the Department of Public Works continues with brush pick up and chipping and they continue to deal with inclement weather concerns. Mayor Henry interjected that the debris pick up is going along well with the residents. Councilman Badal also reported that the Mountain Valley Dam restoration is underway and should be completed in early May. Councilman Badal concluded his report.

Personnel Committee and Local Economic Development Committee

Councilwoman Glassner reported that the second quarterly meeting for the Personnel Committee is coming up and job descriptions, processes and performance reviews will soon be completed. She further stated that the Economic Development Committee met last evening on the 4th of April and they are still working on the brochure and webpage. She noted that she had nothing else to report and concluded her report.

Public Safety Committee

Councilman Andrews reported that the critical incident meeting is coming up on the 3rd of May and invited all to attend. He noted that Chief Camoia is looking into CCTV cameras in all the Borough buildings including an upgrade in the Police Department Headquarters with possible funds from Morris County Prosecutor. He further reported the Chief Camoia is using a new scheduling software which allows for more detail regarding officers who are in training, administrative staff and special details. He shared the Borough continues to move ahead on the acquisition of the pedestrian crossing signs and Administrator Bushman is preparing a letter to the County. The Police Department is currently taking part in an aggressive text and distracted driver's month. He shared that the Hilltop Bridge is expected to be replaced soon. Any road closure will be noticed to our residents. He concluded his report.

Land Use Committee and Environmental Commission

Councilman Sharkey stated that the Dunkin Donuts application was not yet received so it will not be on the April 9th Planning Board meeting agenda. The new Planner, Jessica Caldwell & Associates will be appointed on the 9th at the Planning Board meeting. He reported that he is working on a Shade Tree Master Plan and hopes to get it on the Borough website. Councilman Sharkey stated that he had nothing else and concluded his report.

Finance Committee

Council President Andrus reported that he attended the Open Space Trust Fund meeting on behalf of the Borough. He shared that it was a great grant giving entity and the take away was that they have more money that they will disperse. If we can appropriately identify projects we should inquire and apply for those available funds. The grant round is due by June 15, 2018. Council President Andrus reported that he will be absent for the agenda meeting of April 19, 2018; but will provide an written update regarding the final adoption of the budget prior to the meeting. He asked if anyone had any questions at this time. Hearing no one he concluded his report.

Recreation Committee

Councilman Witczak thanked John Andrus for all his work on the budget. He reported that the recreation booklet had been distributed and he received his in the mail that day. He reminded everyone that the Food Truck Festival is underway for June 16, 2018. He shared the Deer Management report and noted that the trends are down and he thanked Detective Irons, who administers the program. He concluded his report.

ATTORNEY ITEMS

Dawn Sullivan representing Dorsey/ Semrau stated that they had nothing to report this evening.

MAYOR'S ITEMS

Mayor Henry commented that he would like to get working with a grant writer on a 6 year Capital Plan. He also stated that he is working with the Clerk and Administrator to tighten up the agenda process. He stated he had nothing else to report this evening and concluded his report.

PUBLIC COMMENT

Mayor Henry opened the meeting to the public for comments.

Brennan Reilly, New Street, Mendham, NJ – He stated that he is interested in the Open Space opportunities and he had some ideas for projects. He would like to help move it quickly to facilitate going after available grant funding. Council President Andrus offered to be the point person.

Alice Boushie, 20 West Main Street, Mendham, NJ – She started that the Council should be aware that the crossing sign doesn't work without pushing it. She also noted that during the inclement weather the handicap sidewalk ramps were snowed in at the crosswalks and not kept clear. She

asked why she didn't receive notice of the work at 15 West Main Street. Mayor Henry stated the notice is required to be sent to those who live with 200 feet and no exceptions can be made to that rule. He asked the Administrator to double check with the Land Use Coordinator to make sure we noticed correctly.

Ron Weissman, 15 Tempewick, Mendham, NJ – He noted that he would like the new Borough Planner to make a presentation to the Borough. Mayor stated that Ms. Caldwell is up to speed on our needs and very experienced.

Seeing no one else from the public wishing to be heard, Mayor Henry closed the public comment portion of the meeting.

APPROVAL OF VOUCHERS

Bill Lists dated March 15, 2018.

Motion to approve: Councilman Witczak

Second: Councilman Andrus

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Witczak (recused vote for item 4627), Andrus

Opposed: None

Abstain: None

Absent: None

ADJOURNMENT

There being no other business to be conducted, on a motion duly made by Councilman Sharkey, seconded by Councilman Andrews, and unanimously carried by a voice vote, except Andrus who was absent, the meeting was adjourned at 10:20 p.m.

The next Regular Meeting of the Mayor and Council will convene on Thursday, April 19, 2018 at 8:00 p.m. at the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

Respectfully Submitted:

Mimi M. Marlor, RMC, CMR
Borough Clerk
BOROUGH OF MENDHAM