

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

**May 28, 2019**

**CALL TO ORDER**

Mayor Christine Serrano-Glassner called the May 28, 2019 Regular Meeting of the Mayor and Council to order at 8:00 p.m. in the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

**INVOCATION AND FLAG SALUTE**

Mayor Serrano-Glassner 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 the *Star Ledger*, and such notice was posted on the Phoenix House bulletin board in accordance with the Open Public Meetings Act.

**ROLL CALL**

The following officials were present:

Mayor Christine Serrano-Glassner  
Council Member Steven Andrew  
Council Member John Andrews  
Council Member Brad Badal  
Council Member James R. Kelly  
Council Member Brennan Reilly  
Council President David Sharkey

Also present were:

Joyce Bushman, Borough Administrator  
Fred Semrau, Esq., Borough Attorney  
Susan Sharpe, Esq.  
Robin R. Kline, Deputy Clerk

**PROCLAMATION**

**PROCLAMATION CELEBRATING NATIONAL NURSES WEEK AND RECOGNIZING THE IMPORTANT ACCOMPLISHMENTS NURSING PROFESSIONALS HAVE MADE TO IMPROVE THE QUALITY OF HEALTH CARE SERVICES IN THE UNITED STATES**

Mayor Serrano-Glassner read the Proclamation celebrating National Nurses Week. The proclamation will be displayed in the Phoenix House and posted on the Borough's website.

**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 Governing Body or public request that an item be removed and considered separately.

Items listed on the Consent Agenda:

1. Approval of Minutes:      May 8, 2019 Regular Meeting  
  May 8, 2019 Executive Session Meeting
2. Banner Requests:            Sisters of Christian Charity 5K Run for a Nun  
  Banner display at the Gazebo May 31<sup>st</sup> and June 1<sup>st</sup>  
  Mendham Patriots Youth Basketball  
  Banner Display dates: September 3<sup>rd</sup> through September 8<sup>th</sup>
3. Special Event Permit:      Blackhorse Tavern & Pub Outdoor Pig Roast/Clam Bake/BBQ  
  Sunday, June 9<sup>th</sup> (Rain date, June 23<sup>rd</sup>), 12pm - 5:00pm  
  Mendham Food Truck & Music Festival  
  (Including Div. of ABC Social Affairs Permit for day of event)  
  Saturday, June 15<sup>th</sup> 11am – 7pm

There was no Council discussion.

Motion to Approve:      Council President Sharkey  
Second:                      Council Member Andrew  
Ayes:                         Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Abstention:                Council Member Reilly abstained on the approval of the May 8, 2019 minutes.

**DISCUSSION ITEM**

**Sidewalk Maintenance**

Mayor Serrano-Glassner reported that under the current ordinance the property owner is responsible to maintain the sidewalks adjacent to their property. She further mentioned that it is necessary to amend the sidewalk ordinance by adding language that clarifies the property owner’s responsibility in maintaining or repairing the sidewalk.

Mayor Serrano-Glassner asked each member of the Borough Council to review the current ordinance. This matter will be scheduled on a future agenda for discussion.

**RESOLUTIONS**

**#86-2019 RESOLUTION AUTHORIZING THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY TO MAKE AN APPLICATION FOR A LOAN FROM THE NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM**

There was no Council discussion.

Motion to Approve: Council Member Andrew  
Second: Council Member Badal  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #86-2019 passed.

**#87-2019 RESOLUTION OF THE BOROUGH OF MENDHAM AUTHORIZING THE SETTLEMENT OF TAX APPEALS FOR 17 PROSPECT STREET [BLOCK 1903, LOT 2] FOR THE TAX YEARS 2016-2018**

There was no Council discussion.

Motion to Approve: Council Member Andrews  
Second: Council Member Andrew  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #87-2019 passed.

**#88-2019 RESOLUTION AWARDING NON FAIR AND OPEN CONTRACT FOR MONITORING WELL TESTING**

There was no Council discussion.

Motion to Approve: Council Member Andrew  
Second: Council President Sharkey  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #84-2019 passed.

**#89-2019 RESOLUTION AUTHORIZING THE HIRING OF A PART-TIME SEASONAL EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS**

There was no Council discussion.

Motion to Approve: Council Member Kelly  
Second: Council Member Andrews  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #89-2019 passed.

**#90-2019 RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$610,156 BOND ANTICIPATION NOTES OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY**

There was no Council discussion.

Motion to Approve: Council Member Andrew  
Second: Council Member Badal  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #90-2019 passed.

**#91-2019 RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MENDHAM APPOINTING AN ACTING MUNICIPAL COURT ADMINISTRATOR TO SERVE THE SHARED CHESTER BOROUGH AND MENDHAM BOROUGH MUNICIPAL COURT AND AUTHORIZING THE ENTRY INTO A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF MOUNT OLIVE FOR USE OF A DEPUTY COURT ADMINISTRATOR**

There was no Council discussion.

Motion to Approve: Council Member Andrew  
Second: Council President Sharkey  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #91-2019 passed.

**#92-2019 RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MENDHAM APPOINTING TEMPORARY DEPUTY COURT ADMINISTRATORS TO SERVE THE SHARED CHESTER BOROUGH AND MENDHAM BOROUGH MUNICIPAL COURT**

There was no Council discussion.

Motion to Approve: Council Member Andrew  
Second: Council Member Andrews  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Resolution #92-2019 passed.

**ADMINISTRATOR'S REPORT**

Ms. Bushman provided a copy of the Administrator's Report to the Mayor and Council dated May 28, 2019 and noted she had nothing further to report.

**COUNCIL COMMITTEE REPORTS**

**Finance Committee**

Council Member Badal reported that the Finance Committee is recommending an increase in the monthly lease payment for the nurse school's renewal of the Petsch House effective with the 2020 calendar year and proposed a monthly lease payment of \$1,100.00/month, which he reported reflects fair market value. He confirmed that maintenance costs are included in the lease. For the remainder of the 2019 calendar year, the lease payment will remain at the current lease payment of \$700.00/month. Mr. Semrau was asked to draft a new lease agreement. A meeting will then be scheduled with the nursery school board.

**Recreation Committee**

Council Member Andrew reported that the Memorial Day Ceremony was held on Monday and was well attended. He further reported that the Food Truck & Music Festival is scheduled for June 15<sup>th</sup> and also mentioned that the "Walk of Fame" brick pavers have arrived. Lastly, Council Member Andrew confirmed that the construction of the turf field will begin on June 21<sup>st</sup>.

**Board of Health**

Council Member Andrew had nothing new to report. The board's next scheduled meeting will be held on Wednesday, June 5<sup>th</sup>.

**Board of Education**

Council Member Andrew reported that Wayne LeBlond will be honored by the Board of Education for his 15 years of service as a school crossing guard.

**Public Safety Committee**

Council Member Andrews reported that the PBA's Cops, Kids & Cones event has been rescheduled to Thursday, May 30<sup>th</sup> and mentioned that the First Aid Squad and Fire Department will be participating in the event. He further reported that the Borough's Memorial Day Ceremony was well attended and that plans have begun in organizing next year's ceremony. He thanked all individuals, local businesses and local civic groups that participated in the Memorial Day Ceremony and suggested that a certificate of appreciation be presented to each of them from the Borough.

Council Member Andrews reported that on Monday, June 3<sup>rd</sup> the Hilltop Road water main project will begin at 8:00 p.m. He also reported that a second "Your Speed Is" radar sign has been ordered and will be in service in the coming weeks. Lastly, he reported that the Mendham Honor Roll sign was taken out of the Phoenix House attic and will be refurbished and installed in the Garabrant Center.

**ECOSST | Shade Tree Advisory Committee**

Council President Sharkey reported that the committee will be updating the Borough's Shade Tree Master Plan.

**Public Works and Utilities Committee**

Council Member Kelly reported that the Department of Public Works continues to perform pothole repairs and are also making repairs to storm basins. He further reported that the fence has been installed around the outdoor generator at the Garabrant Center.

**Land Use Committee**

Council Member Reilly had nothing new to report from the Planning Board or the Zoning Board of Adjustment. He reported that the ECOSST Committee will meet on June 3<sup>rd</sup> and will be developing an Open Space project list.

Council Member Reilly further reported that students enrolled in Mendham Regional High School's IB Program have expressed interest in getting involved in community projects in the Borough. He mentioned that he will be working with the Clerk's office in developing an application form and approval process for the submission of prospective community projects.

#### **ATTORNEY'S ITEMS**

Mr. Semrau advised that all property assessment appeal hearings have been finalized with the Morris County Tax Board.

#### **MAYOR'S ITEMS**

Mayor Serrano-Glassner reported that new "Lease Your Dog" signage will be installed along the Patriots Path.

#### **MAYORAL APPOINTMENT: APPOINTING MARY SUE MARTIN AS A CLASS C REGULAR MEMBER TO THE HISTORIC PRESERVATION COMMISSION**

Mayor Serrano-Glassner appointed Mary Sue Martin to the Historic Preservation Commission to fill the unexpired term recently vacated by Scott Callahan.

#### **PROCLAIMING JUNE 4, 2019 AS "TOURETTE SYNDROME AWARENESS DAY" IN THE BOROUGH OF MENDHAM**

Mayor Serrano-Glassner presented a Mayoral Proclamation proclaiming June 4, 2019 as "Tourette Syndrome Awareness Day" in the Borough of Mendham. The proclamation will be displayed in the Phoenix House and posted on the Borough's website.

#### **PUBLIC COMMENT – AUDIENCE PARTICIPATION:**

Mayor Serrano-Glassner opened the meeting for public comment and asked that all individuals keep their comments to three minutes to allow time for everyone in attendance to be heard.

Henry Niemiczyk, 55 Dean Road, voiced his concern about vehicles speeding along Dean Road and requested the permanent installation of a "Your Speed Is" signage on the road.

Christopher Brown, 10 Dean Road, voiced his concern about vehicles speeding along Dean Road and the need for more speed limit signs or speed bumps. He further commented on the importance of sidewalk maintenance and repairs, which he mentioned is especially important for residents having Seeing Eye needs. Lastly, he expressed his concern that a large increase in the monthly rent payment for the Petsch House nursery school may financially impact families who live and work in Mendham and pay the registration fees for their children to attend the nursery school.

Brittany Gladhill, 42 Dean Road, voiced her concern about vehicles speeding along Dean Road and mentioned that Dean Road is often used as a cut-through street from Main Street to Mountainside Avenue, especially during the evening rush hour commute. Ms. Gladhill also commented that sidewalks throughout the Borough are not being sufficiently maintained.

Karen Connolly, 22 Dean Road, voiced her concern about vehicles speeding along Dean Road and mentioned that a neighbor's dog was recently hit by a car traveling on Dean Road.

Steve McCloud, 3 Forest Drive, voiced his concern about vehicles speeding throughout the Borough.

Mary Sue Martin, 45 Mountain Avenue, commented that she had successfully advocated for speed bumps in a former community where she had resided and stated that speed bumps work.

Frank Lupo, 17 Dean Road, voiced his concern about vehicles speeding along Dean Road and inquired if additional police patrols could be assigned at the end of the high school day to enforce speed limits during that time. He further inquired about the approval process needed to install speed tables.

Mr. Semrau advised that approval by the New Jersey Department of Transportation is required before speed tables can be installed and further advised that the parameters required for approval are restrictive.

Police Chief Camoia reported that the Police Department began conducting a comprehensive study of vehicle traffic along Dean Road on May 20<sup>th</sup>. The data collected on traffic volume and speed, he mentioned, will be reported on at an upcoming Mayor and Council meeting. He further reported that since 2014, the Police Department has conducted 376 radar and selective enforcement details along Dean Road and mentioned that there have been 23 motor vehicle incidents reported on Dean Road since 2010.

Mayor Serrano-Glassner confirmed that an article will be published in the Mendham Messenger to caution motorists about the importance of obeying speed limits and further announced that Dean Road would be a pilot program for posting new speed limit signage along the road and assessing its impact the new signage may have with respect to drivers obeying the speed limit.

Rosemary Kristiansen, 53 Dean Road, urged Borough officials to increase the budget for the maintenance of sidewalks and roads throughout the Borough.

Seeing no one else wishing to speak, Mayor Serrano-Glassner closed public comment and proceeded with the next agenda item.

**APPROVAL OF VOUCHERS**

Bills List prepared by the Chief Financial Officer dated May 28, 2019.

Motion to Approve: Council Member Andrews  
Second: Council President Sharkey  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Abstentions: Council Member Andrew abstained on voucher #6086.  
Council Member Andrews abstained on voucher #6139.

**EXECUTIVE SESSION**

**#93-2019 A RESOLUTION PROVIDING FOR AN EXECUTIVE SESSION NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT N.J.S.A. 10:4-12B**

- 1. Contract Matter: Mendham Borough Board of Education School Safety Officer Contract
- 2. Attorney-Client/Contract Matter: Police Personnel Promotion Policy

Motion to Approve: Council Member Andrew  
Second: Council President Sharkey  
Ayes: Andrew, Andrews, Badal, Kelly, Reilly, Sharkey  
Nays: None

Mayor Serrano-Glassner closed the Public Meeting at 9:18 p.m. to convene into Executive Session.

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Mayor Serrano-Glassner reconvened the Public Meeting at 10:15 p.m.

**ADJOURNMENT**

Having no further business to conduct, Mayor Serrano-Glassner asked for a motion to adjourn.

Council Member Andrew made a motion to adjourn. Council President Sharkey seconded the motion. Upon a voice vote, the motion was passed unanimously.

Meeting adjourned at 10:15 p.m.

The next Regular Meeting of the Mayor and Council will convene on Wednesday, June 12, 2019 at 8:00 p.m. at the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

Respectfully Submitted:

*Robin R. Kline*

Robin R. Kline, MAS, RMC, CMR  
Deputy Borough Clerk  
BOROUGH OF MENDHAM