

**MINUTES OF A REGULAR  
MEETING OF THE  
MAYOR AND COUNCIL**

**CALL TO ORDER**

Mayor Henry called the May 1, 2017 regular meeting of the Mayor and Council to order at 8:01PM in the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

**INVOCATION AND FLAG SALUTE**

Mayor Henry led a moment of silent meditation followed by the Pledge of Allegiance.

**OPENING STATEMENT**

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

**ATTENDANCE**

Present: Mayor Neil Henry  
Councilman John Andrews  
Councilman John Andrus  
Councilman Brad Badal  
Councilwoman Christine Glassner  
Councilman David Sharkey  
Council President Stanley Witczak

Also present: Fred Semrau, Borough Attorney  
Richard Merkt, Borough Administrator  
Margot Kaye, Borough Clerk

**CONSENT AGENDA**

Minutes of the special meeting of 4/17/17  
Minutes of the executive session of 4/17/17  
Minutes of the regular meeting of 4/17/17  
Raffle License – Home School Association - Off-Premise 50/50 (10/14/17)  
Mendham Hose Company Appointments: Daniel Lovenberg, Auxiliary Member  
Zachary Skuraton, Junior Member

Motion to approve Consent Agenda, as amended

First: Councilman Sharkey

Second: Councilman Andrus

Discussion: Councilman Witczak noted that he recused from the vote on Resolution #80-17.

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: None

**DISCUSSION:**

**Police Chief Promotion Process**

Mayor Henry welcomed Chief William Nally of the New Jersey State Association of Chiefs of Police (NJSACOP) and invited him to speak about police examination services. Chief Nally explained that the NJSACOP develops testing options designed to help police departments identify the best possible candidates for hiring/promotion. He explained the different methodologies available for both written and oral exams and projected the costs associated with each.

Chief Nally clarified that the composition of the exam is at the discretion of the Council and offered the following possibilities:

- Written exam
- Oral exam
- Council interviews
- Jacket review
- Education

Chief Nally explained that the NJSACOP offers resources to the candidates and recommends an 8-12-week study period prior to administration of the exam. He further cautioned that the entire hiring process along with the weight of each exam component must be established and clearly communicated to the candidates before the process begins.

**ORDINANCE INTRODUCTION:** None

**ORDINANCE ADOPTION:** None

**ACTIONS TAKEN**

Res. #89-17 Contract Award: Blue Diamond Disposal – Bulky Trash  
Motion to approve: Councilman Andrews  
Second: Councilman Sharkey  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Andrews, Andrus, Badal, Glassner, Sharkey, Witczak  
Opposed: None  
Abstain: None  
Absent: None

Res. #90-17 Food License Refund – The Chocolate Shoppe  
Motion to approve: Councilman Badal  
Second: Councilman Andrus  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Andrews, Andrus, Badal, Glassner, Sharkey, Witczak  
Opposed: None  
Abstain: None  
Absent: None

Res. #91-17 DPW Summer Help Appointment – John Orginos  
Motion to approve: Councilman Badal  
Second: Councilwoman Glassner  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Andrews, Andrus, Badal, Glassner, Sharkey, Witczak  
Opposed: None  
Abstain: None  
Absent: None

Res. #92-17 Engineering Escrow Refund – 8 Coventry Road, Block 1402, Lot 4  
Motion to approve: Councilman Andrus  
Second: Councilman Andrews  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Andrews, Andrus, Badal, Glassner, Sharkey, Witczak  
Opposed: None  
Abstain: None  
Absent: None

Res. #93-17 Roxiticus Fireworks Display (6/3/17)  
Motion to approve: Councilman Sharkey  
Second: Councilman Witczak  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Andrews, Andrus, Glassner, Sharkey, Witczak  
Opposed: Badal  
Abstain: None  
Absent: None

**ADMINISTRATOR REPORT**

The new DPW Superintendent, Jeff Cooper, is working with the Interim Superintendent during what is expected to be a smooth transition. Department Head meetings are now scheduled in the morning following each Council meeting. Proposed Verizon node locations have been marked. The Borough Engineer and representatives from Entech are meeting this week to discuss the strategy and timeline for the Mountain Valley Park project. The New Jersey Conservation Foundation has approved the handicapped parking/restroom improvements at West Field and the Borough Engineer will move forward with the design and cost estimate. Brian Levine, Esq. has been appointed as the permanent Judge for Chester Borough and Mendham Borough joint court at an hourly rate of \$333.00. Sgt. Camoia indicated that each court session lasts approximately three (3) hours and confirmed that Judge Levine has been accessible during after-hours as needed. Mr. Semrau further commended Judge Levine and opined that he is a good fit for the Borough.

### **COUNCIL REPORTS, OLD & NEW BUSINESS**

Councilman Andrews – Sgt. Camoia has identified two (2) potential candidates to serve as patrolmen in the Borough. Sgt. Camoia was invited to address the Mayor and Council:

Sgt. Camoia explained the necessity of hiring two (2) patrolmen and cited issues related to scheduling, community relations and overtime as a result of understaffing. An informal poll revealed a qualified majority in support of hiring both officers.

The Public Safety Committee will interview the two (2) candidates on May 4<sup>th</sup> with follow-up from the remaining Council Members. Mr. Semrau advised that the candidates should be informed that they are recommended for hire, but the official appointment will not be until the May 18, 2017 Council meeting.

The older ambulance is in Manasquan for repairs and the mutual aid communities are aware that the Borough has only one (1) working response unit. A follow-up meeting to discuss Assemblyman Declan O'Scanlon's Third Option has been scheduled with the Township on May 11, 2017.

Councilman Andrus – The Finance Committee and Mr. Merkt met with the MFD and MFAS to develop a capital expenditure plan which will allow for larger purchases to be planned and funds to be saved over time. A follow-up meeting is scheduled for May 15, 2017. Feedback regarding long term planning was requested from the DPW and PD.

Councilman Badal – DPW is conducting brush pickup along with milling and paving of several roads. Trees have been planted as per Shade Tree Committee recommendations. The quarterly JIF safety checklist has been completed and divots in West Field have been repaired. Jeff Cooper has been hired as the new DPW Superintendent.

Councilwoman Glassner – The Personnel Committee's 2Q meeting has been scheduled for May 1<sup>st</sup> to discuss the salary ordinance, succession planning and sewer department certifications. Mayor Henry stated that the Canning Group findings show that DPW employees are significantly underpaid resulting in frequent turnover. Councilwoman Glassner suggested merit pay as a retention incentive. Councilman Badal added that a DPW Superintendent transition meeting is scheduled for May 10, 2017.

Councilman Sharkey – The Environmental Commission is pleased to combine its efforts with the Shade Tree Committee. Tree seedlings are in.

Councilman Witczak – no report.

### **ATTORNEY ITEMS**

The Borough may seek funding from EJIF for remediation of the Mountain Valley Park pond. Daytop will be discussed in executive session and Eric Harris, Esq. was invited to join executive session on May 18, 2017 to discuss legal fees and other matters.

### **MAYOR'S ITEMS**

A meeting with MASH and Township officials has been scheduled for May 16, 2017 to discuss vehicle usage.

### **PUBLIC COMMENT**

Mayor Henry opened the floor to comments/questions from the public.

Walter Schubert, 69 West Main Street, applauded the Council's consensus for two (2) new police officers and recommended the installation of motion sensor lights on police car dashboards as a deterrent against officer assaults during night patrols. Mr. Schubert stated that Morristown has issued a public statement identifying itself as an LGBT Welcoming Community and requested the Borough do the same. He opined that the designation would benefit residents, local businesses and the real estate market.

Hearing no additional comments, Mayor Henry closed the public portion of the meeting.

### **APPROVAL OF VOUCHERS**

Bill Lists dated May 1, 2017

Motion to approve: Councilman Andrus

Second: Councilman Badal

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None  
Absent: None

**EXECUTIVE SESSION**

Res. #94-17 Attorney/Client Privilege, Personnel

Motion to approve: Councilman Sharkey

Second: Councilman Andrews

Discussion: Mayor Henry stated that action may or may not be taken upon return to open session.

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: None

Mayor and Council entered into executive session at 10:02PM.

Mayor and Council returned to open session at 10:31PM.

**ADJOURNMENT**

There being no further business scheduled for the consideration of the Mayor and Council at this time, on a motion duly made, seconded and unanimously carried by a voice vote, the meeting was adjourned at approximately 10:32PM next to convene at a regular meeting on May 18, 2017 at 8PM at the Garabrant Center, 4 Wilson Street, Mendham, NJ.

Respectfully submitted,

*Margot G. Kaye*

Margot G. Kaye, RMC  
Borough Clerk