

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

PROCLAMATION

**HONORING THE DEDICATED VOLUNTEERS OF THE MENDHAM FIRE DEPARTMENT
AND RECOGNIZING MAY 3-9, 2020 AS FIREFIGHTERS APPRECIATION WEEK
IN THE BOROUGH OF MENDHAM**

WHEREAS, International Firefighters' Day is observed each year on May 4th to honor and remember past firefighters who have lost their lives while serving their communities, to express gratitude to those that have served in this line of work, and to show support and appreciation for those who presently serve; and

WHEREAS, at a moment's notice, firefighters are quick to respond to uncertain situations to mitigate danger and combat the threat of destructive fire in order to protect individuals, families, and the economic well-being of our community; and

WHEREAS, firefighters follow a long line of tradition and honor that inspires them to help others, both neighbors and strangers alike; and

WHEREAS, since 1905, the volunteer members of the Mendham Fire Department provide essential fire protection and rescue services for the Borough of Mendham seven days a week, 24 hours a day, and provide important fire-prevention education to our residents and youth; and

WHEREAS, our community is truly fortunate to be served by dedicated volunteers, who give their time in service, to those in need, and engage in hundreds of hours of specialized training to further their firefighting skills and life-saving knowledge; and

WHEREAS, it is appropriate to recognize the value and extraordinary service provided by the Mendham Fire Department and to honor the dedication of those firefighters who knowingly accept risking their lives to protect the lives of others.

BE IT RESOLVED, by the Mayor and Council of the Borough of Mendham that all citizens are invited to join them in honoring the dedicated volunteer members of the Mendham Fire Department and encourage all citizens to show support and appreciation to firefighters who protect our lives and property so diligently throughout the year, and by remembering past firefighters who dedicated their lives to preserve our safety.

BE IT FURTHER RESOLVED, that May 3-9, 2020 shall be recognized as Firefighters Appreciation Week in the Borough of Mendham.

Under the Seal of
THE BOROUGH OF MENDHAM
This 9th day of April, 2020

Christine Serrano-Glassner, Mayor

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

PROCLAMATION

**HONORING THE MEMBERS OF THE MENDHAM BOROUGH POLICE DEPARTMENT AND
RECOGNIZING MAY 10-16, 2020 AS LAW ENFORCEMENT APPRECIATION WEEK
IN THE BOROUGH OF MENDHAM**

WHEREAS, in 1962, President Kennedy proclaimed May 15th as National Peace Officers Memorial Day and the calendar week in which May 15th falls as National Police Week in honor of the courageous deeds of law enforcement officers, and to remember those who have lost their lives or have become disabled in the performance of duty; and

WHEREAS, through the enforcement of our laws, police officers help to safeguard the rights and freedoms of the citizens of our community; and

WHEREAS, the dedicated officers of the Mendham Borough Police Department respond to uncertain situations and emergencies in order to protect individuals and the well-being of our community; and

WHEREAS, our community is truly fortunate to be served by dedicated law enforcement officers, who embrace their duty to serve the people by safeguarding life and property, protecting against violence, disorder, deception and intimidation; and

WHEREAS, it is appropriate to recognize the value and accomplishments of the Mendham Borough Police Department and to show support and appreciation for those law enforcement personnel who presently serve and to honor and remember past law enforcement officers who have lost their lives while serving their communities.

BE IT RESOLVED, by the Mayor and Council of the Borough of Mendham that that May 10-16, 2020 shall be recognized as Law Enforcement Appreciation Week in the Borough of Mendham and call upon all citizens to join in commemorating law enforcement officers, past and present, who by their faithful and loyal devotion to their communities, diligently protect our lives and property throughout the year.

Under the Seal of
THE BOROUGH OF MENDHAM
This 9th day of April, 2020

Christine Serrano-Glassner, Mayor

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

PROCLAMATION

**HONORING THE DEDICATED VOLUNTEERS OF THE MENDHAM FIRST AID SQUAD AND
RECOGNIZING MAY 17-23, 2020 AS EMERGENCY MEDICAL SERVICES WEEK
IN THE BOROUGH OF MENDHAM**

WHEREAS, the volunteer members of the Mendham First Aid Squad provide a vital public service by providing life-saving actions and care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency medical care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the all-volunteer Mendham First Aid Squad consists of highly-trained Emergency Medical Technicians (EMTs), Emergency Medical Responders (EMRs), Drivers and Cadets who provide quality emergency medical care for the Borough of Mendham at all hours of the day or night, on weekdays, weekends and holidays, and who show care and compassion to those in their most difficult moments when administering emergency medical care; and

WHEREAS, the Mendham Borough community is truly fortunate to be served by dedicated emergency medical volunteers who give their time in service to those in need and engage in hundreds of hours of specialized training to ensure the highest standard of emergency medical care; and

WHEREAS, it is appropriate to recognize the value and the extraordinary service provided by the Mendham First Aid Squad during National Emergency Medical Services Week and to honor the dedication of those who provide the day-to-day “front line” life-saving services

BE IT RESOLVED, by the Mayor and Council of the Borough of Mendham that May 19-25, 2019 shall be recognized as Emergency Medical Services Week in the Borough of Mendham and call upon all citizens to join in honoring the dedicated volunteer members of the Mendham First Aid Squad and extend gratitude and appreciation for the life-saving actions and care they provide to those in need in our community 24 hours a day, seven days a week.

Under the Seal of
THE BOROUGH OF MENDHAM
This 23rd day of March, 2020

Christine Serrano-Glassner, Mayor

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

ORDINANCE #01-2020

**ORDINANCE OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY,
ESTABLISHING A BOND REQUIREMENT FOR SPECIAL EVENT PERMITS**

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Mendham, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Chapter 143, Parks and Recreation Areas, Article III, Public Parks and Playgrounds, §143-28, Special event permits, is hereby repealed.

SECTION 2. Chapter 143, Parks and Recreation Areas, Article III, Public Parks and Playgrounds, §143-29, Liability of permittee, is hereby repealed.

SECTION 3. Part II, General Legislation, Chapter 185, Special Event Permits, is hereby established to read as follows in its entirety:

§ 185-1. Special event permits.

- A. A special event is any event which is conducted, sponsored or permitted by any organized group of persons and which involves any advance publicity or advertising by or from said group.
- B. Permits for parades or special events in parks, recreation areas, and other public property shall be obtained by application, in writing, to the Borough Council, in accordance with the following procedures:
 - (1) The person or group of persons seeking issuance of such permit shall file an application, in writing, with the Clerk of the Borough of Mendham, stating:
 - (a) The name and address of the applicant.
 - (b) The name and address of the person, persons, corporation or association sponsoring the activity, if any.
 - (c) The day and the hours for which the permit is desired.
 - (d) The portion of park, recreation area, or other public property for which such permit is desired.
 - (e) A reliable estimate of the anticipated attendance.
 - (f) The type of activity for which such permit is desired.
 - (g) The anticipated age group of the expected participants.
 - (h) The names and addresses of the adult persons who would supervise and be responsible for the proposed activity.
 - (i) Such other information as may be reasonably required.
 - (2) A permit shall be issued by the Borough Council upon making the following findings:
 - (a) That the proposed activity or use of the Borough property will not unreasonably interfere with or detract from the general public enjoyment of the park, recreation area, or other public property.
 - (b) That the nature and character of the proposed activity or use of the park, recreation area, or other public property, is not reasonably anticipated to incite violence, crime or disorderly conduct.

- (c) That the proposed activity or use of the park, recreation area, or other public property, will not entail extraordinary or burdensome expense of police operation by the Borough.
- (d) That the park area, recreation area, or other public property desired has not been reserved for other use at the date and hour desired in the application.

- C. Within 30 days after receipt of the application for a permit as provided for in Subsection B of this section, the Borough Council shall notify the applicant, in writing, of its decision.
- D. The applicant for a permit shall have a right to a hearing thereon, provided that the applicant files a written request for such hearing simultaneously with the filing of the written application for a permit. The hearing shall be conducted by the Borough Council prior to its decision on any application upon proper request made therefor in accordance herewith. The applicant shall be notified of the date, hour and place of hearing, at which time he or she shall be offered an opportunity to be heard.
- E. If a permit is refused in accordance with the standards and procedures set forth herein, the Council shall set forth, in writing, its reasons for the refusal of the permit. If the permit is granted, the Council may attach reasonable conditions to the issuance of such a permit, consistent with this article.
- F. The Council may delegate its authority for the enforcement of this permit and the conditions relating thereto to the Chief of Police or any other responsible official. A violation of any condition of the permit shall be cause for immediate revocation of the permit by the Borough Council or by its duly authorized agent.
- G. The requirements for obtaining a permit under this article shall not relieve any person or group of persons from obtaining such further permits or approvals as may be required now or in the future by reason of any state or federal law.

§ 185-2 Bond Requirement

- A. The Borough shall require a special permit applicant to provide a bond in a reasonable amount to ensure performance of the terms and conditions of the permit. The Borough's DPW Superintendent shall provide a bond estimate to the applicant based upon factors, including but not limited to, the type of use, the extent of use, and the materials being used. In the alternative, the applicant may submit a deposit in cash or a certified check made payable to the Borough.
- B. The applicant's money shall be refunded after deducting the cost of necessary expenses incurred by the Borough in restoring the area in question to the same condition as it was in, at the time the permit was issued, reasonable wear and tear excepted and after deducting the cost of compensating Borough employees for their services rendered at the event in question. In no event shall any bond or other deposit be held for longer than thirty (30) days after the scheduled event.
- C. This section shall in no way limit the Borough's ability to pursue the applicant for liabilities pursuant to this Chapter, in excess of the amount of the posted bond or other deposit. The Chief of Police may, for good cause and utilizing the standards set forth in this Chapter, at the request of the applicant, waive the requirement of a bond or other deposit. Such waiver shall be reviewed by the Administration.

§ 185-3 Liability of permittee.

The person or persons to whom a permit is issued under this Chapter shall be liable for any loss, damage or injury sustained by any person whatever by reason of the negligence of the person or persons to whom such permit shall have been issued.

SECTION 4. This Ordinance may be renumbered for the purpose of codification.

SECTION 5. All ordinances of the Borough of Mendham that are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

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Introduced: March 11, 2020
Public Hearing: April 9, 2020

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

RESOLUTION #066-2020

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$9,000,000 TAX ANTICIPATION NOTES OF 2020 OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY.

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Section 1. In anticipation of the collection of taxes for the year 2020 levied or to be levied in such year or in anticipation of other revenue for such year, and for the purposes provided for in the budget or for which taxes are levied or to be levied for such year, tax anticipation notes of 2020 (the "Notes") of the Borough of Mendham, in the County of Morris (the "Borough"), are hereby authorized to be issued in the principal amount of \$9,000,000 pursuant to the Local Budget Law of the State of New Jersey.

Section 2. The following matters in connection with the Notes are hereby determined:

- TITLE: \$9,000,000 Tax Anticipation Notes of 2020
- DATE, NUMBER, DENOMINATION AND PLACE OF PAYMENT: As may be determined by the Chief Financial Officer.
- MATURITY: As may be determined by the Chief Financial Officer.
- INTEREST RATE: As may be determined by the Chief Financial Officer.
- FORM: As may be determined by the Chief Financial Officer.

Section 3. The borrowing power of the Borough on tax anticipation notes for the year 2020 is \$9,025,589.40 as determined by a certificate of the chief financial officer, acting chief financial officer or treasurer (the "Chief Financial Officer") filed in the office of the Borough Clerk, such certificate being as follows:

"CERTIFICATE

I, SUSAN GIORDANO, Chief Financial Officer of the Borough of Mendham, in the County of Morris, New Jersey, HEREBY CERTIFY as follows:

1. The gross borrowing power in respect to tax anticipation notes of 2020, being 30% of the tax levy of the next preceding fiscal year for all purposes, plus 30% of the amount of miscellaneous revenues realized in cash during the next preceding fiscal year, is \$9,025,589.40.
2. The amount of notes outstanding in anticipation of the collection of the taxes of the 2020 fiscal year, except such notes as will be renewed by or paid from other proceeds of the notes to be issued is \$0.
3. The net borrowing power, being the excess of the first over the second of the two above amounts, is \$9,025,589.40.

IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of April, 2020.

Susan Giordano
Chief Financial Officer”

Section 4. The Chief Financial Officer is hereby authorized and directed to determine all matters in connection with the details, sale, award and issuance of the Notes not determined by this or a subsequent resolution and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence that all such matters have been so determined in manner and effect consistent with the form and substance of the Notes. The Chief Financial Officer is hereby authorized to sell the Notes at public or private sale at not less than par and to deliver the same to the purchasers thereof upon receipt of the purchase price plus accrued interest from the date of the Notes to the date of delivery thereof and payment therefor.

Section 5. The Notes shall be general obligations of the Borough and the full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the Notes, and, unless otherwise paid or payment provided for, taxes shall be levied in an amount sufficient to pay the principal of and interest on the Notes as the same shall become due and payable.

Section 6. The Chief Financial Officer is authorized and directed to report in writing to this Borough Council at the meeting next succeeding the date when the sale of any of the Notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full in the minutes of such meeting.

Section 7. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the Notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the Notes, (ii) the preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the Notes, (iii) the execution of a Continuing Disclosure Undertaking, with respect to the Notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) the execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the Notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 8. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
ANDREW						
ANDREWS						
BADAL						
KELLY						
MARTIN						
REILLY						

Dated: April 9, 2020

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

RESOLUTION #067-2020

RESOLUTION RESCINDING RESOLUTION #054-2020 REGARDING THE APPOINTMENTS OF A MUNICIPAL JUDGE, PROSECUTOR AND PUBLIC DEFENDER FOR THE 2020 CALENDAR YEAR FOR THE WASHINGTON TOWNSHIP AND MENDHAM BOROUGH SHARED MUNICIPAL COURT

WHEREAS, on September 23, 2019, the Mayor and Council of the Borough of Mendham adopted Resolution #137-2019, appointing the Honorable Frank P. Leanza to a three-year term as Municipal Judge, Maryanne O'Donnell McCoy to a one-year term as Prosecutor, and John P. Velez to a one-year term as Public Defender, each term effective October 1, 2019, for the Mendham Borough Municipal Court; and

WHEREAS, on March 11, 2020, the Mayor and Council adopted Resolution #054-2020, which appointed the same Municipal Judge, Prosecutor and Public Defender, for the calendar year 2020; and

WHEREAS, there is a need to clarify that Resolution #137-2019 controls the appointments and to rescind Resolution #054-2020.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mendham, in the County of Morris and State of New Jersey, that Resolution #054-2020, adopted on March 11, 2020, is hereby rescinded.

This Resolution shall take effect immediately.

Dated: April 9, 2020

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

RESOLUTION #068-2020

**RESOLUTION AWARDING A CONTRACT TO GARDEN STATE LABORATORIES, INC.
FOR THE PERFORMANCE OF REQUIRED SEWAGE TREATMENT DISCHARGE MONITORING TESTS**

WHEREAS, the Borough of Mendham requires the services of a certified testing laboratory to perform tests required for the Borough’s discharge monitoring reports for its sewage treatment plant as required by the New Jersey Department of Environmental Protection; and

WHEREAS, in response to a request for quotations only the following laboratory submitted a proposal to provide these services, including all sample transport:

<u>LABORATORY</u>	<u>ANNUAL COST ALL REQUIRED TESTS</u>
Garden State Laboratories, Inc.	\$ 8,220.00

And,

WHEREAS, the quotation submitted by Garden State Laboratories, Inc. was the lowest quotation received which met the Borough’s specifications; and

WHEREAS, this contract may be authorized without formal bidding because the annual cost is less than the mandatory bid threshold; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose for fiscal year 2020; and

WHEREAS, the balance of the funding for this contract for fiscal year 2021 is subject to and contingent upon appropriation of sufficient funds.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mendham, in the County of Morris and State of New Jersey, as follows:

1. The contract for performing the required sewage treatment plant discharge monitoring tests is hereby awarded to Garden State Laboratories, Inc. for the period June 1, 2020 through May 31, 2021 at a total cost not to exceed \$8,220.00.
2. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

This Resolution shall take effect immediately.

Dated: April 9, 2020

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

RESOLUTION #069-2020

RESOLUTION TEMPORARILY RELAXING CERTAIN RESTRICTIONS IN SECTION 215-8 OF THE CODE OF THE BOROUGH OF MENDHAM TO PERMIT ESSENTIAL BUSINESSES TO DISPLAY ADDITIONAL TEMPORARY SIGNAGE DURING THE COVID-19 STATE OF EMERGENCY

WHEREAS, section 215-8 of the Code of the Borough of Mendham regulates all signs within the Borough in order to maintain the Borough's unique, historic atmosphere; and

WHEREAS, as a result of the ongoing and unprecedented State of Emergency due to COVID-19, the State of New Jersey has designated certain businesses as essential and permitted them to remain open with specific restrictions; and

WHEREAS, many of these businesses are struggling to remain open in light to the State's shelter-in-place order, but are creatively and strategically pivoting to meet the needs of their employees and the Borough's residents; and

WHEREAS, the Mayor and Borough Council wish to help these businesses promote their goods and services to the public during this challenging time by relaxing certain restrictions on signage to allow additional temporary promotional signs to promote businesses, so long as such signs do not interfere with traffic and public safety.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mendham, in the County of Morris and State of New Jersey, as follows:

1. Section 215-8 of the Borough Code is temporarily relaxed to permit businesses deemed essential by the State of Jersey during the COVID-19 State of Emergency to erect additional temporary signage to promote the businesses.
2. Signs may include feather and sandwich board signs advertising take-out or curbside delivery, hours of operation, and contact information.
3. Signs may not interfere with traffic and public safety, as determined by the Borough Chief of Police.
4. This Resolution shall remain in force during the entirety of the COVID-19 State of Emergency.
5. Upon the termination of the State of Emergency, signs permitted pursuant to this Resolution must be permanently removed and all provisions of Section 215-8 of the Borough Code shall again be fully enforced.

This Resolution shall take effect immediately.

Dated: April 9, 2020

BOROUGH OF MENDHAM

MORRIS COUNTY, NEW JERSEY

RESOLUTION #070-2020

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO PREPARE AND ISSUE ESTIMATED TAX BILLS FOR
THE BOROUGH OF MENDHAM FOR THE THIRD INSTALLMENT OF 2020 TAXES
DURING THE COVID-19 STATE OF EMERGENCY**

WHEREAS, the Morris County Board of Taxation is unable to certify tax rates for the year 2020 in a timely manner;
and

WHEREAS, without a 2020 certified tax rate the Tax Collector of the Borough of Mendham will be unable to issue
2020 tax bills on a timely basis.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mendham, in the County of Morris and
State of New Jersey, as follows:

1. The Tax Collector of the Borough of Mendham is hereby authorized and directed to prepare and
issue estimated tax bills for the Borough for the 3rd installment of 2020 taxes. The Tax Collector
shall proceed and take such actions as are permitted and required by Chapter 72, Public Laws of
1994 and N.J.S.A. 54:4-66.2 and 54:4-66.3.
2. The total estimated tax levy for 2020 is \$29,218,474.80. The estimated tax rate for 2020 is \$2.299.

This Resolution shall take effect immediately.

Dated: April 9, 2020