

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 105-2018**

**RESOLUTION AUTHORIZING APPROVAL OF THE CORRECTIVE ACTION PLAN
REPORT FOR THE 2017 AUDIT YEAR**

WHEREAS, all local units of the State of New Jersey must prepare and submit a Corrective Action Plan as part of its annual audit; and

WHEREAS, the Corrective Action Plan has been prepared in accordance with Federal and State guidelines; and

WHEREAS, the Corrective Action Plan covers all findings and recommendations in the Borough of Mendham Audit Report for the year ending December 31, 2017.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mendham, in the County of Morris, State of New Jersey, two thirds of the full membership present, the adoption of all corrective action items contained in the Corrective Action Plan, and shall provide full faith and support to ensure that adequate provisions and resources are made available to support the implementation of each of the findings of deficiency. A certified copy of the resolution along with the Corrective Action Plan will be filed with the Director of the Division of Local Government Services.

I, MIMI M. MARLOR, Borough Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 108-2018**

TO AUTHORIZE 2018-2019 LIQUOR LICENSE RENEWALS

WHEREAS, an application was submitted on behalf of each of the named licensees for a liquor license renewal for the year 2018-2019; and

WHEREAS, the applications have been reviewed by the Alcohol Beverage Control Commission and the Borough Clerk and Mayor and Council; and

WHEREAS, the proper fees have been paid to the State and the Borough; and

WHEREAS, the Alcoholic Beverage Retail Licensee Clearance Certificate has been received from the State of New Jersey Division of Taxation and a copy is on file in the office of the Municipal Clerk for each licensee.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Mendham, Morris County, New Jersey, that approval for the following applications for **Club License, Plenary Retail Distribution License and Plenary Retail Consumption License** for the premises designated below, be granted for the renewal period commencing July 1, 2018 and ending June 30, 2019, for which the appropriate fees have been paid and all requirements of the statutes and the rules and regulations of the Department of Alcoholic Beverage Control satisfied:

<u>Name of Licensee</u>	<u>Location of Premises</u>	<u>Fee</u>
Roxiticus Golf Club 1418-31-005-003	Bliss Road Mendham, New Jersey	\$ 188.00
Pastime Club Inc. 1418-31-004-001	3 Hilltop Road Mendham, New Jersey	\$ 188.00
Moonshine Boys, LLC T/A Village Wine & Liquors 1418-44-002-002	88 East Main Street Mendham, NJ	\$ 2,500.00
Black Horse Inn T/A Black Horse Tavern and Pub 1418-33-001-002	1 West Main Street Mendham, NJ	\$ 2,500.00
Mackenzies LLC 1418-33-003-008	84-88 East Main Street Mendham, NJ	\$ 2,500.00

I, MARIE M. MARLOR, Municipal Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 109-2018**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF MENDHAM, COUNTY OF MORRIS AND STATE OF
NEW JERSEY AUTHORIZING A TEMPORARY EXEMPTION OF
THE SIGN ORDINANCE ENFORCEMENT FOR THE LIMITED
PURPOSE OF RECOGNIZING GRADUATING SENIORS OF WEST
MORRIS REGIONAL HIGH SCHOOL**

WHEREAS, the Mayor and Council recognize the Borough Sign Ordinance, specifically **CHAPTER 215, ZONING, ARTICLE III, GENERAL REGULATIONS, § 215-8, BILLBOARDS, SIGNBOARDS AND ADVERTISING SIGNS** of the Borough Code; and

WHEREAS, the Ordinance intended to maintain the aesthetics of the community and its quaint and rural atmosphere; and

WHEREAS, the graduating class of West Morris Regional High School seeks to display recognition of their accomplishments during the month of June 2018; and

WHEREAS, said display should not interfere with the Borough's Sign Ordinance and the goals and objectives contained therein; and

WHEREAS, the Borough Council hereby considers a temporary exemption in order to permit those members of the graduating class of West Morris Regional High School who reside in the Borough of Mendham to display their pride for their accomplishments;

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

1. A temporary exemption of Chapter 215, Zoning, Article III, General Regulations, §215-8. Billboards, Signboards and Advertising Signs of the Borough Code is hereby authorized with respect to the displaying of temporary signs only on the residential properties of the graduating class of West Morris High Regional High School that reside within the Borough of Mendham during the month of June 2018.
2. Only one sign which is 18" x 24" in size will be permitted to be displayed per residence.
3. The signs will be temporary in nature and will only be permitted to be displayed during the month of June 2018.
4. This Resolution shall take effect immediately.

I, MARIE M. MARLOR, Municipal Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 110-2018**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF
MENDHAM, MORRIS COUNTY, IN SUPPORT OF SUBMISSION OF AN
APPLICATION TO SELL A DEVELOPMENT EASEMENT TO THE MORRIS
COUNTY AGRICULTURE DEVELOPMENT BOARD FOR FARMLAND
PRESERVATION PURPOSES FOR THE ROWE SHEEP FARM**

WHEREAS, the Borough of Mendham desires to preserve farmland within the Borough;
and

WHEREAS, Charles Rowe, owner of the Rowe Sheep Farm, located at Block 1401, Lot 7 (approximately 7.4 acres), also known as 63 E Main Street within the Borough of Mendham has asked the Borough to assist him in preserving his farm; and

WHEREAS, the Morris County Agriculture Development Board has a farmland preservation program where development easements are purchased using County Open Space and Farmland Preservation funds; and

WHEREAS, the Borough of Mendham Open Space Committee has discussed this request and application and has voted to support permanent preservation of the above captioned property; and

WHEREAS, the Borough of Mendham is assisting Charles Rowe with the application to sell a development easement to the County Agriculture Development Board.

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

1. The Borough of Mendham hereby authorizes and endorses the application for a Morris County Application to Sell a Development Easement for the Rowe Farm;
2. The Mayor and Council hereby authorizes and directs the Borough Administrator and/or Mayor to execute said application and together with other appropriate officers, employees, and professionals of the Borough are hereby authorized and directed to take any and all necessary steps to effectuate the purposes of this resolution;
3. The Borough of Mendham hereby authorizes the acceptance of said funds in the event the same is awarded and needs to be distributed through the Borough; and
4. This resolution shall take effect immediately.

I, MARIE M. MARLOR, Municipal Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 111-2018**

RESOLUTION TO HIRE A PART-TIME – POLICE SECRETARY

WHEREAS, the need exists to fill a part-time position in the Police Department;
and

WHEREAS, having first interviewed and been satisfied that the applicant has the necessary qualifications required for the position of Part-Time Police Secretary, Police Chief, John Camoia recommends with concurrence by Administrator Bushman to extend Theresa Giordano a conditional offer at a rate of 22.00 per hour with the start date of June 11, 2018.

BE IT RESOLVED by the Mayor and Council of the Borough of Mendham, in the County of Morris and State of New Jersey, that the following appointment be made as follows:

Part-time Police Secretary

Giordano, Theresa

\$ 22.00 per hour

BE IT FURTHER RESOLVED, this appointment is made with the understanding that there is a one-year probationary period from the effective date of employment. This appointment is subject to the applicant satisfactorily completing all necessary Borough employee requirements including a criminal background check. If such were to be unsatisfactory then this appointment shall be rescinded.

This resolution shall take effect immediately.

I, MIMI M. MARLOR, Borough Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 112-2018**

**RESOLUTION OF THE BOROUGH OF MENDHAM, COUNTY OF
MORRIS, AND STATE OF NEW JERSEY, APPOINTING ROBERT
ROSENDALE AS CONSTRUCTION OFFICIAL/PLANS EXAMINER AND
BUILDING SUBCODE OFFICIAL/INSPECTOR**

WHEREAS, the Borough of Mendham has a need to appoint a Construction Official/Plans Examiner and Building Sub-code Official/Inspector as provided by statute; and

WHEREAS, the Borough Administrator and Personnel Committee has selected and recommends to the Mayor and Borough Council that Robert Rosendale fill the position. The position is established as part-time hourly at a rate of \$47.00 per hour. The position typically requires 12 to 15 hours per week. The pay rate shall be \$48.00 per hour upon receipt of permanent State of New Jersey Construction Official License.

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

1. Robert Rosendale is hereby appointed as the Borough of Mendham's Construction Official/Plans Examiner and Building Sub-code Official/Inspector. This Resolution shall take effect immediately.

I, MARIE M. MARLOR, Municipal Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 113-2018**

**A RESOLUTION OF THE BOROUGH OF MENDHAM,
COUNTY OF MORRIS, STATE OF NEW JERSEY
AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO THE
CONTRACT WITH GRADE CONSTRUCTION FOR THE
MOUNTAIN VALLEY PARK DAM REHABILITATION AND
LAKE DREDGING PROJECT**

WHEREAS, the Borough of Mendham (“Borough”) has an ongoing project entitled “Mountain Valley Park Dam Rehabilitation and Lake Dredging Project” (“Project”); and

WHEREAS, pursuant to Resolution #153-17 passed on August 17, 2017, the Borough awarded and executed a contract with Grade Construction for the Project in the total amount of \$756,618.00; and

WHEREAS, pursuant to Resolution #34-18 passed on February 1, 2018, the Borough authorized in part a revised change order, resulting in a \$65,622.66 decrease in the contract price to \$690,995.34; and

WHEREAS, certain items to the contract have been modified from the originally estimated quantities needed for the Project; and

WHEREAS, the cost of the revised change order, as provided by the Borough Engineer by way of correspondence dated May 30, 2018, is a \$98,359.10 decrease in the contract price to \$658,258.90; and

WHEREAS, in accordance with N.J.A.C. 5:30-11.3, the revised change order has not caused the originally awarded contract price to be exceeded by more than twenty percent (20%); and

WHEREAS, the Borough Engineer has authorized the revised change order; and

WHEREAS, the Chief Financial Officer of the Borough has certified that sufficient funds are available.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mendham, County of Morris, and State of New Jersey, that it hereby authorizes Revised Change Order No. 1 (Final) for the Mountain Valley Park Dam Rehabilitation and Lake Dredging Project, for a decrease of \$98,359.10, resulting in a total contract price of \$658,258.90 with Grade Construction.

This Resolution shall take effect immediately.

I, MIMI M. MARLOR, Borough Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, RMC, Borough Clerk

ATTEST: _____
Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
RESOLUTION 114-2018**

**RESOLUTION TO REFUND DUPLICATE SEWER SYSTEM CONNECTION FEE
TO DAVID SPRANDEL FOR PROPERTY LOCATED AT
20 NORTH LINDEN LANE, BLOCK 201, LOT 60.01**

WHEREAS, the Planning Board of the Borough of Mendham did grant minor subdivision approval to David Sprandel, 18 North Linden Lane, Block 201, Lot 60, which minor subdivision resulted in the creation of a new building lot located at 20 North Linden Lane, Block 201, Lot 60.01; and

WHEREAS, pursuant to Borough ordinance, David Sprandel paid the required sewer system connection fee in the amount of \$3,000 to service this newly created lot; and

WHEREAS, subsequent to this payment David Sprandel sold the new lot to Sean Neumann who also paid a \$3,000 sewer system connection fee to service this lot; and

WHEREAS, David Sprandel has requested that his payment of \$3,000 be returned to him.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mendham, County of Morris and State of New Jersey that the Borough Treasurer is hereby authorized and directed to refund the sum of \$3,000 to David Sprandel, 18 North Linden Lane, Mendham, NJ 07945 for overpayment of the sewer system connection fee servicing 20 North Linden Lane, Block 201, Lot 60.01.

This Resolution shall take effect immediately.

I, MIMI M. MARLOR, Borough Clerk of the Borough of Mendham, do hereby certify that the foregoing Resolution was duly adopted at the Regular Meeting of the Borough of Mendham, held this 7th day of June, 2018.

Mimi M. Marlor, Borough Clerk

ATTEST:

Mimi M. Marlor, RMC

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
ORDINANCE #5-2018**

**ORDINANCE PROVIDING FOR THE IMPROVEMENT OF
THE SANITARY SEWERAGE SYSTEM IN AND BY THE
BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS,
NEW JERSEY, AND APPROPRIATING \$140,000
THEREFOR FROM THE SEWER CAPITAL FUND OF THE
BOROUGH.**

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

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by The Borough of Mendham, New Jersey, and there is hereby appropriated therefor the sum of \$140,000 from moneys available in the Sewer Capital Fund of the Borough.

Section 2. The improvements hereby authorized and the purposes for which said appropriation is made are (a) the undertaking of a copper study relating to discharge of the sewer system's wastewater, (b) the removal of trees and (c) the acquisition by purchase of new and additional equipment including a cutter and computer and monitoring equipment, all for use by the sewer utility of the Borough and together with all studies, designs, surveys, equipment, appurtenances, attachments, work, materials and other expenses necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

Section 3. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 4. This ordinance shall take effect after publication after final passage as provided by law.

ATTEST:

BOROUGH OF MENDHAM

Mimi M. Marlor, RMC, Borough Clerk

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
ORDINANCE #5-2018**

CERTIFICATION

The foregoing ordinance was introduced at a regular meeting of the Borough of Mendham Mayor and Council held on the 17th day of May 2018 and will be considered for final passage and adoption at a meeting to be held on the 7th day of June, 2018 at 8:00 p.m. at the Garabrant Center, 4 Wilson Street, Mendham, NJ at which time any person interested therein will be given an opportunity to be heard.

Mimi M. Marlor, RMC, Borough Clerk

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
ORDINANCE # 06-2018**

**ORDINANCE OF THE BOROUGH OF MENDHAM, COUNTY OF
MORRIS, STATE OF NEW JERSEY, AUTHORIZING ACCEPTANCE OF
A DEED OF CONSERVATION EASEMENT IN CONNECTION WITH
THE PROPERTY DESIGNATED AS BLOCK 2301, LOTS 4.01 AND 4.03**

WHEREAS, David Allan Ketchum and Douglas Craig Ketchum (collectively, "Grantors") are the record owners of certain property designated as Block 2301, Lots 4.01 and 4.03, in the Borough of Mendham (the "Property"), which Property is the subject of an application for development; and

WHEREAS, Grantors wish to grant a Conservation Easement in connection with the Property to the Borough of Mendham (the "Borough"); and

WHEREAS, Grantors and the Borough desire to preserve the Property insofar as reasonably possible and to exercise such reasonable controls over the lands as may be necessary to accomplish this goal, as set forth in the Deed of Conservation Easement; and

WHEREAS, Thomas J. Malman, Esq. has prepared a Deed of Conservation Easement granting to the Borough the Conservation Easement as described in the Deed of Conservation Easement and Schedule A, containing two metes & bonds descriptions, attached hereto; and

WHEREAS, the Borough Engineer has reviewed the legal description of the proposed Deed of Easement and found it be acceptable; and

WHEREAS, the Borough Attorney has reviewed the Deed of Conservation Easement and found it to be acceptable in form; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to accept the proposed Deed of Conservation Easement.

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

SECTION 1. The Deed of Conservation Easement attached hereto, with David Allan Ketchum and Douglas Craig Ketchum as Grantors and the Borough of Mendham as Grantee, on file in the Office of the Borough Clerk, and being part of Block 2301, Lots 4.01 and 4.03 in the Borough of Mendham, is hereby accepted.

SECTION 2. The Borough Attorney is authorized and directed to receive the executed Deed of Conservation Easement and to record same for the benefit of the Borough of Mendham.

SECTION 3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.

SECTION 4. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary

SECTION 5. A copy of the above-referenced documents shall remain on file in the Borough Clerk's office and available for public inspection.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

ATTEST:

BOROUGH OF MENDHAM

Mimi M. Marlor, RMC, Borough Clerk

Neil J. Henry, Mayor

**BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY
ORDINANCE # 06-2018**

CERTIFICATION

The foregoing ordinance was introduced at a regular meeting of the Borough of Mendham Mayor and Council held on the 17th day of May 2018 and will be considered for final passage and adoption at a meeting to be held on the 7th day of June, 2018 at 8:00 p.m. at the Garabrant Center, 4 Wilson Street, Mendham, NJ at which time any person interested therein will be given an opportunity to be heard.

Mimi M. Marlor, RMC, Borough Clerk