

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

**CALL TO ORDER**

Mayor Henry called the January 20, 2014 meeting of the Mayor and Council to order at 8:00p.m.in the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

**INVOCATION AND FLAG SALUTE**

Mayor Henry offered a moment of silence 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 Morristown Daily Record, and was posted on the Phoenix House bulletin board in accordance with the Open Public Meetings Act.

**ATTENDANCE:** Mayor Neil Henry

Councilman Brad Badal  
Councilman Stanley Witczak  
Councilman John Andrus  
Council President David Sharkey  
Councilwoman Veronica Daly

Also present: Atty. Fred Semrau  
Administrator Ellen Sandman  
Borough Clerk Maureen Massey

Absent: Councilman Louis Garubo

**CONSENT AGENDA:**

Approval of the minutes of the regular meeting of 12.16.13  
Approval of the minutes of the special Budget meeting of 12.14.13  
Approval of the minutes of the 2014 Reorganization Meeting of 1.7.14  
Approval of appointment of Luke Engelhardt-Regular Member-Mendham Hose Co.

Motion to approve the consent agenda was made by Councilman Witczak

Seconded by Councilwoman Daly

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: Councilman Andrus did not approve the minutes of the 12.16.13 meeting as he was not present at this meeting.

Absent: Garubo

**DISCUSSION:** None

**ORDINANCE INTRODUCTION:** None

**ORDINANCE ADOPTION:** None

**ACTIONS TO BE TAKEN:**

**Res. #27-14 Municipal Alliance Grant Extension**

Motion to adopt Resolution #27-14 was made by Councilman Witczak

Seconded by Councilman Badal

Discussion: This resolution was clarified in response to Councilman Andrus' question as to why there are two resolutions for the Alliance. This resolution approves an extension of the 2013 grant approval already addressed by the Borough. This will allow the program to run on a fiscal year basis and not by calendar year.

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Garubo

**ACTIONS TO BE TAKEN:** (Cont'd.)

**Res. #28-14 Application for Municipal Alliance Grant -2014**

Motion to adopt Resolution #28-14 was made by Councilman Badal  
Seconded by Councilman Andrus  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Badal, Witczak, Andrus, Sharkey, Daly  
Opposed: None  
Abstain: None  
Absent: Garubo

**Res. #29-14 Appoint Sharon Alpaugh-Shared Court Admin- Signatory on Mendham Borough Court Accounts**

Motion to adopt Resolution #29-14 was made by Councilman Andrus  
Seconded by Councilman Witczak  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Witczak, Andrus, Sharkey, Daly, Badal  
Opposed: None  
Abstain: None  
Absent: Garubo

**Res. #30-14 Refund Overpayment 4<sup>th</sup> Qtr. Taxes**

Motion to adopt Resolution #30-14 was made by Councilman Andrus  
Seconded by Councilman Witczak  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Andrus, Sharkey, Daly, Badal, Witczak  
Opposed: None  
Abstain: None  
Absent: Garubo

**Res. #31-14 CSI Technology Group e-Ticketing Solution Agreement**

Motion to adopt Resolution #31-14 was made by Councilman Badal  
Seconded by Councilman Sharkey  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Sharkey, Daly, Badal, Witczak, Andrus  
Opposed: None  
Abstain: None  
Absent: Garubo

**Res. #32-14 Sell 2002 Buick Rendezvous to Mendham Borough Fire Company**

Motion to adopt Resolution #32-14, as amended, was made by Councilman Witczak  
Seconded by Councilman Badal  
Discussion: Councilman Badal asked the resolution to be amended to include...”use by the Fire Department for practicing and instruction only...  
Roll Call – the vote was as follows:  
In favor: Daly, Badal, Witczak, Andrus, Sharkey  
Opposed: None  
Abstain: None  
Absent: Garubo

**Res. #33-14 Transfer of Appropriation Reserves**

Motion to adopt Resolution #33-14, as amended, was made by Councilman Andrus  
Seconded by Councilman Sharkey  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Badal, Witczak, Andrus, Sharkey, Daly  
Opposed: None  
Abstain: None  
Absent: Garubo

**ADMINISTRATOR REPORT:**

There was some discussion regarding the new spreadsheet format that will be used instead of the present written Administrator Report. The spreadsheet will list and keep track of all pertinent action items.

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

Councilman Witczak reported that a pipe broke in the heating system at the Phoenix House and has been replaced; DPW working at Police Headquarters Evidence Room per requirements for the Police Accreditation; and recycling specs for bidding.

Mr. Witczak commented that the Borough DPW pre-salts the roads and we are one of the only municipalities with a salt-paste truck. He has received all positive feedback on this process. He further commented that the bid specs will be prepared and reviewed by Engineer Paul Ferriero for paving roads in the spring. The DPW will be hiring and is down a few employees.

Councilman Andrus reported that the Open Space Committee elected the same officers for the 2014 year. The committee is considering properties for purchase. Mr. Andrus gave the Council a list of potential capital expenditures and asked that they prioritize them and return to him.

Councilman Sharkey commented that the Planning Board is quite at this moment. The Reorganization meeting has been held and announced that Dave Sprandel is a member and was this evening as well as attending the TRC meeting today. The Land Use Coordinator Margo Kaye was also in attendance at the TRC meeting.

Councilwoman Daly reported that it is time again for employee evaluations with a target date of May 1<sup>st</sup> for completion. The Employee Handbook is under review by Superintendent Ken O'Brien and Attorney Semrau. Councilwoman Daly made a point of why there is not a 'Standardized Manual' for municipalities. She expressed her surprise that the Joint Insurance Company has not provided such a document based on conformance with their requirements.

Councilman Badal the new radios should be up and running by the end of the month. The transition of a New Fire Chief and First Aid Captain and the Police Accreditation process are all going smoothly. The new Police vehicle is out and running.

Mayor Henry commented that the first day at the Chester Court went well. Chief Liberto was present and agreed. There are a few elements to finalize and Administrator Sandman will coordinate a meeting between the Chief, Councilman Badal, Atty. Semrau, Ellen and myself.

**ATTORNEY ITEMS:**

Atty. Semrau reported that the transition to the Chester Court went through on time for both municipalities. The Borough Auditor has some minor details he has noted and these will be put in order and we will continue to move forward.

**MAYOR'S ITEMS:**

Mayor Henry has items for executive session regarding contract negotiations/land acquisition which are in the preliminary stage.

Mr. Henry noted that the Borough is the lead on the high school funding formula issue. The four Mayors have met and have concluded that the RFPs received do not hit the mark. There are questions, clarification from both responders is needed, and the February 1<sup>st</sup> date for signing a contract will be pushed out. There will be a meeting Wednesday to draft questions for both of the RFP received.

A memo of understanding on who will pay and how much is being considered. Additional funding according to the RFP's received will be required. Chester Borough has offered an additional \$10,000.

Mayor Henry announced that Mike from JCP&L was in the audience and he welcomed him. The enhanced communications including email notifications and follow ups was noted.

**PUBLIC COMMENT:**

Frank Lupo, 17 Dean Road, asked the Council to consider reviewing and revising the Telecommunications Ordinance based on changes in the field since its inception. Most notably the allowance of a 120ft. antenna in a business zone. Mr. Lupo has documentation that he is willing to share with the Borough to prove that a 60ft. antenna is sufficient.

Dave Sprandel, 18 North Linden Lane, expressed his agreement with the salt paste system used by the Borough.

**APPROVAL OF VOUCHERS:**

Minute Book Attachment Bill List dated January 20, 2014  
Motion to approve the January 20, 2014 bill list was made by Councilman Andrus  
Second by Councilman Sharkey  
Discussion: None  
Roll Call - the vote was unanimous as follows:  
In favor: - Witczak, Andrus, Sharkey, Daly  
Opposed: None  
Abstain: Badal  
Absent: Garubo

**Res. #34-14 Executive Session-Contract Negotiations/Land Acquisition**

Motion to adopt Resolution #34-14, as amended, was made by Councilman Sharkey  
Seconded by Councilwoman Daly  
Discussion: None  
Roll Call – the vote was as follows:  
In favor: Badal, Witczak, Andrus, Sharkey, Daly  
Opposed: None  
Abstain: None  
Absent: Garubo

On a motion duly made, seconded and unanimously carried, the Council returned to open session.

**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 8:55P.M. next to convene at the Regular Meeting on February 3, 2014 at 8:00 P.M. at the Garabrant Center, 4 Wilson Street, Mendham, New Jersey 07945.

Respectfully submitted,

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Maureen Massey, RMC, CMC  
Borough Clerk