CALL TO ORDER
Mayor Henry called the October 3, 2016 meeting of the Mayor and Council to order at 8:00PM 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 Brad Badal
Councilwoman Veronica Daly
Councilman David Sharkey
Councilman Stanley Witzczak
Council President John Andrus

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

CONSENT AGENDA
Minutes of the regular meeting of 9/6/16
Minutes of the executive session of 9/6/16
Tier I Banner Request: Mountain View School 8th Grade Fair (10/10/16 – 10/24/16)
Tier V Banner Request: Community of St. John the Baptist (10/3/16 – 10/10/16)
Peddler/Solicitor License: Gerard Raho (Edward Jones Financial Services)

Motion to approve Consent Agenda: Councilman Andrews
Second: Councilwoman Daly
Discussion: None
Roll Call – the vote was as follows:
In favor: Andrews, Badal, Daly, Sharkey, Witzczak, Andrus
Opposed: None
Abstain: Witzczak (regular and executive session minutes only due to absence)
Absent: None

DISCUSSION
MBPD Succession Plan
Councilman Witzczak recused from the discussion and stepped down from the dais to join the public.

Mayor Henry opened the discussion with a PowerPoint presentation (attached) and stressed the importance of soliciting feedback from the public regarding Mendham Borough Police Department (MBPD) staffing. He stated that he has met with representatives from the local PBA and State Chiefs’ Association in order to foster open communication among them.

Mayor Henry discussed Chief Libertino’s upcoming retirement and its effects on future staffing of the department. He listed a number of leadership options including:

1. Promoting a new Chief from within (among the eligible Sergeants or a wider pool)
2. Hiring a Civilian Director who would manage all administrative matters but without police powers
3. Upgrading to regional/local shared services among neighboring municipalities (no merger)
The Township Council member stressed that an equal level of commitment by both
Wisconsin Census: Township resident expressed his support for expansion of the promotion pool in order
to explore the options.

Another Township resident questioned whether this proposal was a "tremendous" or an intervention
seen as a "disaster." Township resident stated that he is in favor of a department upgrade.

"We are looking forward to the proposed new police department and facility," one Township resident said.

"This is a tremendous step forward," the resident said.

Concerns were raised about the cost of the project.

"I understand the need for a new police department," another resident said. "But I'm concerned about the cost.

The residents expressed concern about the cost of the new facility.

"I have concerns about the cost," a resident said. "I think we need to look at our priorities.

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The residents expressed concern about the cost of the project.

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The residents expressed concern about the cost of the project.
Councilman Badal opined that promotion should come from within and a Township contract for shared police services should be explored. He stated that he does not support the appointment of a Civilian Director and recommended that a Lieutenant be hired for the OIC position along with two (2) additional officers.

Councilwoman Daly agreed that a Civilian Director is not appropriate and that two (2) officers should be hired along with a Lieutenant (but not as the OIC). She added that the Borough should investigate whether the Township is interested in a partnership as the current situation is unsafe for the officers.

Councilman Sharkey opined that the pool of eligible Chief candidates should be expanded and the final candidate be offered an “at will” contract. He commended the MBPD and offered his support for shared services with the Township, particularly for night shifts.

Councilman Andrus indicated his support for an OIC during the Chief search and suggested appointing multiple officers to limited-duration terms. He recommended that there be a contractual agreement with the new Chief to ensure accountability and avoid a “tenured” appointment. Councilman Andrus endorsed the expansion of mutual aid with the Township and opined that shared services, not a merger, may be possible.

Mr. Semrau clarified that the Council is not able to manage the day-to-day activities of the department but can establish reporting requirements.

Mayor Henry summarized next steps to include:

1. Identification of Officer In Charge candidates
2. Review of police promotion process to ensure best candidate selection (Councilmen Badal and Andrus to continue ordinance review)
3. Evaluation of Township interest in the expansion of mutual aid/contract for shared services

Councilman Witczak rejoined the Mayor and Council on the dais.

**ORDINANCE INTRODUCTION:** None

**ORDINANCE ADOPTION:** None

**ACTIONS TAKEN**

Res. #141-16 Sanitary Sewer Approval – 5 Cold Hill Road, Block 2701, Lot 5C004B
Motion to approve: Councilman Witczak
Second: Councilman Sharkey
Discussion: None
In favor: Andrews, Badal, Daly, Sharkey, Witczak, Andrus
Opposed: None
Abstain: None
Absent: None

Res. #142-16 Treatment Works Approval – 15 West Main Street, Block 301, Lot 33
Motion to approve: Councilman Witczak
Second: Councilman Sharkey
Discussion: None
In favor: Andrews, Badal, Daly, Sharkey, Witczak, Andrus
Opposed: None
Abstain: None
Absent: None

Res. #143-16 Personnel Policy and Procedure Manual Update
Motion to approve: Councilman Witczak
Second: Councilman Sharkey
Discussion: None
Roll Call – the vote was as follows:
In favor: Andrews, Badal, Daly, Sharkey, Witczak, Andrus
Opposed: None
Abstain: None
Absent: None
Henry closed the public portion of the meeting.

PUBLIC COMMENT

No report.

MAJOR ITEMS

On October 16, 2016,

According to County Ordinance 2015-030, the Orchard Pointe Housing羯 measures are being heard by Judge Hendusky

ATTORNEYS

Attorneys to discuss a possible provider agreement for School’s Graphic Arts.

Constitutional Amendments - The motion agreed to look at the graph graphic and summarize what is possible to do in this matter.

Constitutional Amendments - no report.

Constitutional Amendments - no report.

Constitutional Amendments - no report.

Constitutional Amendments - no report.

Constitutional Amendments - no report.

Constitutional Amendments - no report.

Council Reports – Administrative Report

The Council Reports Alzheimer’s Awarness will be continued for approval during the October 17, 2016

ADMINISTRATIVE REPORT

Absent: None

Absences: None

Opposed: None

In Favor: Anwari & Dela, Day, Sweeney, Whizacker, Andrus

Resolution: 216.1.6.11.2.2 Council Agenda

Resolved: All County originally approved Constitutional Amendments.

Motion to Approve: Constitutional Amendment

Res: #144.16.15 R龟e 16 Policy Application

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October 3, 2016

Regular Meeting
APPROVAL OF VOUCHERS

Bill Lists dated September 19, 2016 and October 3, 2016
Motion to approve: Councilman Andrews
Second: Councilman Sharkey
Discussion: None
Roll Call – the vote was as follows:
In favor: Andrews, Badal, Daly, Sharkey, Witczak, Andrus
Opposed: None
Abstain: None
Absent: None

EXECUTIVE SESSION: None

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 10:35PM next to convene at a regular meeting on October 17, 2016 at 8PM at the Garabrant Center, 4 Wilson Street, Mendham, NJ.

Respectfully submitted,

Margot G. Kaye
Margot G. Kaye
Borough Clerk