

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

CALL TO ORDER

Mayor Henry called the June 1, 2015 meeting of the Mayor and Council to order at 8:05PM 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 *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 John Andrews
Councilman John Andrus
Councilman Brad Badal
Councilman David Sharkey
Councilman Stanley Witczak
Council President Veronica Daly

Also present: Fred Semrau, Borough Attorney
Richard Merkt, Borough Administrator

CONSENT AGENDA

Approval of the minutes of the regular meeting of 5/18/15

Approval of the minutes of the executive session of 5/18/15

Motion to approve Consent Agenda

First: Councilman Andrews

Second: Councilwoman Daly

Discussion: Res. #81-15 – Under Discussion, the second sentence was amended to read "...proposed federal regulation will increase the cost of an ambulance by at least \$27,000."

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: Councilman Sharkey (due to absence)

Absent: None

DISCUSSION

Curbing Hunger Food Drive: Curbing Hunger Youth Council

Present: Mary Kay O'Neill, plus three (3) members of the Youth Council

The members of the Youth Council presented the focus of the food drive and the online process for contribution. Each stated that the organization's goal is to raise awareness while providing healthy foods to the Interfaith Food Pantry, Market Street Mission and the Community Soup Kitchen. The Youth Council requested that the Council pass a resolution supporting their efforts and educate Borough residents via email and the Borough website. Mrs. O'Neill stated that Curbing Hunger is a socially conscious for-profit company that buys food wholesale and sells it at retail with no charge for order and delivery.

Mr. Semrau indicated that more information regarding the company is required before he can recommend endorsement and asked that Patrick O'Neill contact Mr. Merkt to discuss the corporate structure, organizational information, the start-to-finish process and financial aspects of the operation.

Councilman Andrews indicated that the Borough's endorsement was already on the Curbing Hunger website and it was agreed that that is premature. Applicant agreed to remove same until such endorsement is granted.

Bicycle Rack Grant Application: Environmental Commission

Present: Laurie Felber

Mrs. Felber presented the Letter of Intent to file a grant application and explained she was seeking Council approval before continuing the application process. Discussion followed regarding the Borough match and there was consensus that funding may be available from the Environmental Commission, DARE and/or the Safe Streets program. The Council also discussed partnering with the Police Department for bike rodeos to teach bicycle safety. Mrs. Felber reiterated that an education component strengthens the application and significantly increases the likelihood of approval.

The proposed locations of the racks include the sidewalks in front of Sorrento's, Robinson's, Van Dessel and the Bowers Building. Other locations include West Field, the baseball field and the Village Shopping Center. The Council recommended that a rack be placed at the basketball court rather than in front of the Bowers Building.

The Council granted approval for completing the grant application process.

ORDINANCE INTRODUCTION:

ORDINANCE #5-15

**ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS
OR PURPOSES TO BE UNDERTAKEN IN AND BY THE
BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS,
NEW JERSEY, AND APPROPRIATING \$678,000
THEREFOR FROM VARIOUS FUNDS OF THE BOROUGH.**

BE IT RESOLVED, by the Borough Council of the Borough of Mendham that:

ORDINANCE #5-15

**ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS
OR PURPOSES TO BE UNDERTAKEN IN AND BY THE
BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS,
NEW JERSEY, AND APPROPRIATING \$678,000
THEREFOR FROM VARIOUS FUNDS OF THE BOROUGH.**

Be passed on first reading by title; and

BE IT FURTHER RESOLVED, that said Ordinance be further considered for final passage and adoption at the meeting of the Borough Council of the Borough of Mendham to be held on June 15, 2015 at 8:00PM prevailing time, in the Garabrant Center, 4 Wilson Street in said Borough, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance; and

BE IT FURTHER RESOLVED, that the Clerk be authorized and directed to advertise said Ordinance in the Observer Tribune, according to law.

Motion to introduce Ordinance #5-15 was made by Councilman Andrus

Seconded by Councilman Witczak

Discussion: None

Roll Call – the vote was as follows:

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

Oppose: None

Abstain: Andrews (Recusal)

Absent: None

ORDINANCE ADOPTION: None

ACTIONS TAKEN

Res. #92-15 2015 Salaries

Motion to approve: Councilman Badal

Second: Councilman Witczak

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: None

Res. #93-15 2015 Salaries

Motion to approve: Councilman Badal

Second: Councilman Andrews

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: Andrus (Recusal)

Absent: None

Res. #94-15 2015 Salaries

Motion to approve: Councilman Badal

Second: None

Discussion:

Roll Call – the vote was as follows:

In favor:

Opposed:

Abstain:

Absent:

Res. #95-15 Release of Planning Board Escrows

Motion to approve: Councilman Andrus

Second: Councilman Witczak

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: None

Res. #96-15 Release of Engineering Inspection Fee Escrows

Motion to approve: Councilman Andrews

Second: Councilman Andrus

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: None

Res. #97-15 Refund Duplicate Tax Payment Block 403, Lot 13 & Block 1601, Lot 9

Motion to approve: Councilman Andrus

Second: Councilman Witczak

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: None

Res. #98-15 Interlocal Agreement with WMRHS – School Resource Officer 2015-2016

Motion to approve: Councilman Witczak

Second: Councilman Sharkey

Discussion: None

Roll Call – the vote was as follows:

In favor: Andrews, Andrus, Badal, Sharkey, Witczak, Daly
Opposed: None
Abstain: None
Absent: None

Res. #99-15 Bicycle Racks Grant Application - PeopleForBikes

Motion to approve: Councilman Andrus

Second: Councilwoman Daly

Discussion: None

Roll Call – the vote was as follows:

In favor: Andrews, Andrus, Badal, Sharkey, Witczak, Daly
Opposed: None
Abstain: None
Absent: None

Res. #100-15 Contract – Integra Realty Resources Appraisal Services

Motion to approve: Councilman Andrus

Second: Councilman Andrews

Discussion: None

Roll Call – the vote was as follows:

In favor: Andrews, Andrus, Badal, Sharkey, Witczak, Daly
Opposed: None
Abstain: None
Absent: None

Res. #101-15 Executive Session

Motion to approve: Councilwoman Daly

Second: Councilman Andrus

Discussion: None

Roll Call – the vote was as follows:

In favor: Andrews, Andrus, Badal, Sharkey, Witczak, Daly
Opposed: None
Abstain: None
Absent: None

ADMINISTRATOR REPORT

Mr. Merkt reiterated that the Open Space grant application is due June 19, 2015 and that he will be meeting with the Appraiser to discuss same.

COUNCIL REPORTS, OLD & NEW BUSINESS

Councilman Andrus – no report.

Councilman Andrews – The Master Plan amendment has been completed and provided to the Sisters' Professionals for comment. Ms. Kaye will circulate the draft among the Borough Professionals and the Land Use Committee for their review and comment before distribution to the Mayor and Council. Audi went before the Historic Preservation Commission and was approved subject to a number of conditions that will be provided to the Board of Adjustment for their consideration.

Councilman Badal – The salary resolutions have been completed and work continues on the personnel manual. Mr. Merkt will be working with the Personnel Committee to update Borough employee job descriptions.

Councilwoman Daly – New ambulance evaluations are underway and a response from the Fire Department regarding ordinance revisions has been received. Interviews for Class II Police Officers will begin soon.

Councilman Sharkey – The Recreation Committee met and the summer camp counselors have all been selected. Camp enrollment is about the same as last year, however, with the decrease in high school enrollment, it is expected that camp enrollment will decrease over the next few years as well. The seedling giveaway was very successful and the DPW did a great job planting trees in the Borough. Nick Witczak and Chris Nicholson have joined the Shade Tree Commission.

Councilman Witzak – Lawnmowing continues with roadside mowing to begin next week. Chester Township has almost completed streetsweeping in the Borough and the rebuilding of basins is ongoing.

ATTORNEY ITEMS

Mr. Semrau thanked the Mayor and Council for their attention to the Sisters of Christian Charity matter. He further recommended that the Land Use Committee and Borough Professionals meet via conference call to review the current draft, which includes the Sisters' comments, before presenting it to the Mayor and Council.

MAYOR'S ITEMS

The final copy of the feasibility study is expected this week in anticipation of the Mayors' meeting scheduled for June 18, 2015. A fundraiser to benefit Officer Joseph Kennedy and his family is being held on Friday, June 5, 2015 at 8PM at West Morris Mendham Regional High School.

PUBLIC COMMENT

Mayor Henry opened the meeting to questions/comments from the public. Mr. O'Brien, DPW Superintendent, announced that he is researching options for a hand railing for the Phoenix House front stairs and will be meeting with the Historic Preservation Commission to discuss same. There being no additional comments, the public portion was closed.

APPROVAL OF VOUCHERS

Minute Book Attachment Bill List dated June 1, 2015

Motion to approve: Councilman Andrus

Second: Councilman Sharkey

Discussion: None

Roll Call – the vote was as follows:

In favor: Andrews, Andrus, Badal, Sharkey, Witzak, Daly

Opposed: None

Abstain: Councilman Witzak abstained from the vote for check #010683.

Absent: None

EXECUTIVE SESSION

The meeting was adjourned to closed session at 9:04PM.

The Council returned to open session at 9:15PM.

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 9:16PM next to convene at the Regular Meeting on June 15, 2015 at 8:00PM at the Garabrant Center, 4 Wilson Street, Mendham, New Jersey 07945.

Respectfully submitted,

Margot G. Kaye

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Borough Clerk