

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

**CALL TO ORDER**

Mayor Henry called the June 15, 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 Andrus  
Councilman Brad Badal  
Councilman David Sharkey  
Councilman Stanley Witczak  
Council President Veronica Daly

Absent: Councilman John Andrews

Also present: Dawn Sullivan for Fred Semrau, Borough Attorney  
Richard Merkt, Borough Administrator

**CONSENT AGENDA**

Approval of the minutes of the regular meeting of 6/1/15  
Approval of the minutes of the executive session of 6/1/15

Motion to approve Consent Agenda

First: Councilman Witczak

Second: Councilman Andrus

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

**DISCUSSION**

Morris County Budget Presentation

Present: Freeholder Thomas Mastrangelo

Freeholder Mastrangelo announced that this is the third consecutive year there was no tax increase and highlighted the following aspects of the County budget:

- County services and shared services
- Budget trends
- Allocation of dollars
- Spending side budget increase
- Investments in education and recreation
- Community and public safety services
- State of the art communications center

In response to a question regarding shared IT services, Freeholder Mastrangelo indicated that a survey was distributed to the municipalities in order to gauge interest. The response rate was not high and the County is not able to build an infrastructure without buy-in from the municipalities. He recommended that Mr. Merkt contact the Morris County Chief Information Officer for possible costs and programs for shared IT.

**ORDINANCE INTRODUCTION:** None

**ORDINANCE ADOPTION:**

**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 and 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.**

Was published in full in the Observer Tribune.

Mayor Henry opened the public hearing for comment. Hearing none, the public session was closed.

**BE IT RESOLVED**, by the Borough Council and 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 and adopted on this, the final reading by title, and that the Clerk be authorized and directed to advertise final passage and adoption of said ordinance in the Observer Tribune, according to law.

Motion to approve Ordinance #5-15

First: Councilman Andrus

Second: Councilman Sharkey

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

Motion was approved.

**ACTIONS TAKEN**

Res. #102-15 Sanitary Sewer Application – 106 East Main Street, Block 801, Lot 12

Motion to approve: Councilman Andrus

Second: Councilwoman Daly

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None  
Abstain: None  
Absent: Andrews

Res. #103-15 Tax Refund – Duplicate Payment 15 Gunther Street, Block 301, Lot 60

Motion to approve: Councilman Andrus

Second: Councilman Witczak

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

Res. #104-15 Sanitary Sewer Application – 22 East Main Street, Block 601, Lot 10

Motion to approve: Councilman Sharkey

Second: Witczak

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

Res. #105-15 Personnel Manual – Amendment Approval: **TABLED**

Motion to approve:

Second:

Discussion:

Roll Call – the vote was as follows:

In favor:

Opposed:

Abstain:

Absent:

Res. #106-15 Open Space Grant Application Authorization

Motion to approve: Councilman Andrus

Second: Councilwoman Daly

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

Res. #107-15 Issuance of Bond Anticipation Notes in the amount of \$2,249,546

Motion to approve: Councilman Andrus

Second: Councilman Badal

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

Res. #108-15 Refund – Overpayment of Sewer Charges

Motion to approve: Councilman Witczak

Second: Councilman Sharkey

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

Res. #109-15 Release of Board of Adjustment Escrows

Motion to approve: Councilman Sharkey

Second: Councilman Andrus

Discussion: None

Roll Call – the vote was as follows:

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

Res. #110-15 Executive Session: **WITHDRAWN**

Motion to approve:

Second:

Discussion: None

Roll Call – the vote was as follows:

In favor:

Opposed:

Abstain:

Absent:

Res. #111-15 PO for Ambulance through the HGAC

Motion to approve: Councilwoman Daly

Second: Councilman Andrus

Discussion: None

Roll Call – the vote was as follows:

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

Opposed: None

Abstain: None

Absent: Andrews

#### **ADMINISTRATOR REPORT**

Mr. Merkt stated he anticipates submission of the Open Space grant application one or two days before the June 19, 2015 deadline.

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

Councilman Andrus – The estimate for the Garabrant Center generator is approximately \$27K, with possible FEMA and grant funds available to offset the cost. The Councilman recommended that the Borough go forward with the purchase and installation.

Councilman Andrews – no report.

Councilman Badal – The personnel manual revisions have been completed and work has begun on job description updates.

Councilwoman Daly – The Public Safety Committee will meet in July. The Councilwoman will also schedule a meeting with Administrator Merkt regarding the response to the Fire House ordinance changes.

Councilman Sharkey – The Recreation Committee has set its event calendar for summer camp and has contracted with outside vendors for inflatables, science and entertainment.

Councilman Witczak – The DPW is working at the Carriage House replacing columns and repairing the foundation and roof. Exterior painting is to follow. Streetsweeping has been completed and road paving will begin late summer/early fall.

#### **ATTORNEY ITEMS**

Ms. Sullivan indicated that an HGAC customer code number has been assigned to the Borough. Although the required paperwork may not be completed by June 30, 2015, Ms. Sullivan recommended that the Borough authorize Mr. Merkt to submit a purchase order for the new ambulance in order to receive the current contract price. Discussion followed regarding the purchase order amount and Councilwoman Daly and Mr. Merkt agreed to get an appropriate figure from the First Aid Squad.

Ms. Sullivan reported that Curbing Hunger is a for-profit company and questioned whether the Council felt it prudent for the Borough to promote it. Discussion followed

and Ms. Sullivan agreed to draft a written policy prohibiting endorsement of for-profit businesses across the board.

### **MAYOR'S ITEMS**

Mayor Henry announced that Margot Kaye has received her Registered Municipal Clerk certification from the State of New Jersey and congratulated her on the accomplishment.

The Mayors' meeting to discuss the feasibility study is scheduled for June 18, 2015. An OPRA request was received asking for a copy of the report, however, it is a draft document and not responsive.

Volunteers are being sought for Board of Adjustment and Planning Board membership.

### **PUBLIC COMMENT**

Mayor Henry opened the meeting to questions/comments from the public. Mr. Merkt informed Mr. Sprandel of North Linden Lane that the Borough has begun the selection and installation process for a handrail on the Phoenix House front stairs.

### **APPROVAL OF VOUCHERS**

Minute Book Attachment Bill List dated June 1, 2015

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: Councilman Andrus abstained from the vote for check #10742

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 9:11PM next to convene at the Regular Meeting on July 13, 2015 at 8:00PM at the Garabrant Center, 4 Wilson Street, Mendham, New Jersey 07945.

Respectfully submitted,

*Margot G. Kaye*

Margot G. Kaye  
Borough Clerk