

**OCTOBER 19, 2009  
MEETING OF THE MAYOR AND COUNCIL  
Agenda**

**1. Call To Order**

**2. Invocation and Flag Salute**

**3. Mayor's Opening Statement**

Notice of this meeting of the Mayor and Council of the Borough of Mendham was published in the Observer Tribune and the Morris County Daily Record, and was posted on the Phoenix House bulletin board in accordance with the Open Public Meetings Act.

**4. Roll Call:**

Mayor Neil Henry  
Councilman Stanley Witzak  
Council President John Andrus  
Councilman David Murphy  
Councilman Stephen Carr  
Councilman Louis Garubo  
Councilman Brad Badal

**5. Consent Agenda:**

Approval of the minutes of the Regular Session meeting of September 21, 2009  
Approval of the minutes of the Regular Session meeting of October 5, 2009  
Res. #140-09 Refund Overpayment Taxes- 2nd Quarter, 2009

**6. Discussion Item:**

Proclamation:

- Pink Ribbon – Breast Cancer (Jason B. Fowler)

**7. Ordinance Introduction:**

**ORDINANCE #15-09**

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 102, FEES, AND CHAPTER 124, LAND USE PROCEDURES, SECTION 124-26E OF THE "CODE OF THE BOROUGH OF MENDHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY" TO AMEND DEVELOPMENT FEES**

**8. Ordinance Public Hearing/Adoption**

**9. Actions To Be Taken:**

Res. #141-09 Sanitary Sewer Connection App-B301-L35-La Pergola, Inc.  
Res. #142-09 Endorsement "Green acres, water supply & floodplain protection & farmland and historic preservation bond act of 2009"  
Res. #143-09 Comp Comm/STM COMM, LLC -DAS System-C. Malone  
Res. #144-09 BEMS Landfill Litigation/Non-Binding Settlement

**10. Administrators Report**

**11. Council Reports, Old & New Business**

**12. Attorney Items**

**13. Mayor's Items**

**14. Public Comment**

**15. Approval of Vouchers**

**16. Executive Session**

**17. Adjournment**

Items on the Consent Agenda are considered routine and will be acted upon by the Borough Council by a single vote unless a member of the public, the Borough Council or the Mayor request that an item be removed and considered separately.

Agendas are subject to revision.