

**MINUTES OF THE REGULAR MEETING
OF THE
BOROUGH OF MENDHAM
MAYOR AND COUNCIL**

June 21, 2018

CALL TO ORDER

Mayor Henry called the June 21, 2018 Regular Meeting of the Mayor and Council to order at 8:06 p.m. in the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

INVOCATION AND FLAG SALUTE

Mayor Henry led a moment of silence and then proceeded with the Pledge of Allegiance.

MAYOR'S OPENING STATEMENT

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

ROLL CALL

PRESENT:

Mayor Neil Henry
Councilman John Andrews
Councilman Brad Badal
Councilwoman Christine Serrano-Glassner
Councilman David Sharkey
Council President John Andrus

ABSENT:

Councilman Stanley Witczak, III

Also present were:

Susan Sharpe, Esquire, and Robert Rossmeissl, Esquire
Joyce Bushman, Borough Administrator
Mimi M. Marlor, RMC, Borough Clerk

CONSENT AGENDA

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.

- 1. MINUTES** – June 7, 2018 Regular Meeting and Executive Session
- 2. ROAD CLOSURE REQUEST** – Block Party – July 1, 2018 – Location: Hoffman Road between Mountain Avenue and Bowers

Motion to approve consent agenda items 1 & 2: Councilwoman Glassner

Second: Councilman Andrews

Discussion: None

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Andrus

Opposed: None

Abstain: None

Absent: Witczak

DISCUSSION ITEMS

Tax Appeal Report

Council President Andrus stated that he had only received the report in the packet on Tuesday, June 19th and would like to carry over the discussion until the next meeting. The Mayor concurred that was acceptable and he asked the Clerk to redirect this item to the Agenda of July 19, 2018.

ORDINANCES

07-2108 An Ordinance Concerning Salaries for Officers and Employees of the Borough of Mendham

*Introduction/No Public Input/Published in the Daily Record 6/26/2018
2nd Reading/Public Hearing/Final Adoption 7/19/2018*

Mayor Henry stated there will be no public input on Introduction of Ordinance 07-2018, An Ordinance Concerning Salaries for Officers and Employees of the Borough of Mendham.

The Introduction summary will be published in the Daily Record 06/26/2018 and 2nd reading, public hearing and final adoption will be considered on 7/19/2018. Full copies of the Ordinance will be posted on the Borough website, on the bulletin board at the Township building, and available at no cost in the office of the Municipal Clerk between the hours of 9:00am and 4:00pm, Monday through Friday.

Motion to adopt: Councilman Andrews

Second: Councilwoman Glassner

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Andrus

Opposed: None

Abstain: None

Absent: Witczak

ACTIONS TAKEN – OTHER RESOLUTIONS

116-2018 Resolution to Hire a Seasonal Laborer/Driver/Operator Part-time Class 2-Public Works

Motion to approve: Councilman Badal

Second: Councilman Sharkey

Discussion: None

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Andrus

Opposed: None

Abstain: None

Absent: Witczak

117-2018 Resolution Authorizing the Refund of a Permit Fee

Motion to approve: Councilman Andrus

Second: Councilman Badal

Discussion: None

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Andrus

Opposed: None

Abstain: None

Absent: Witczak

118-2018 Resolution Appointing Patrolman Nolan Ryan to Permanent Patrolman Status

Motion to approve: Councilman Andrews

Second: Councilwoman Glassner

Discussion: None

Roll Call:

In favor: Andrews, Badal, Glassner, Sharkey, Andrus

Opposed: None

Abstain: None

Absent: Witczak

119-2018 Resolution Appointing Patrolman Robert Kruger to Permanent Patrolman Status

Motion to approve: Councilman Sharkey
Second: Councilman Andrus
Discussion: None
Roll Call:
In favor: Andrews, Badal, Glassner, Sharkey, Andrus
Opposed: None
Abstain: None
Absent: Witczak

120-2018 Resolution Authorizing Redemption of Tax Sale Certificate

Motion to approve: Councilman Andrews
Second: Councilman Sharkey
Discussion: None
Roll Call:
In favor: Andrews, Badal, Glassner, Sharkey, Andrus
Opposed: None
Abstain: None
Absent: Witczak

ADMINISTRATOR'S REPORT

Mayor Henry asked if there were any questions or comments regarding the Administrator's report of June 21, 2018.

Councilman Andrews asked if the County has identified their time line for fixing the culvert collapse on Mountain Avenue. Additionally, Councilwoman Glassner asked if there is a concern that additional damage will occur. Administrator Bushman noted the engineer has been in contact with the County but they have not provided a timeline yet. Mayor Henry stated that he would like to escalate this to get the timeline. He asked Administrator Bushman to tackle contacting the County and report at the next meeting. Mayor Henry hearing no other questions moved on.

COUNCIL REPORTS, OLD & NEW BUSINESS

Public Works and Utilities Committee

Councilman Badal reported that Public Works continues to work on road repair and they have milled and patched Mountainside Road. The Water Reclamation Plant has received its results from their annual inspection. They were in full compliance and received no violations. Councilman Badal concluded his report.

Personnel Committee and Local Economic Development Committee

Councilwoman Glassner reported that she and the Administrator are working on the options for the recent employment vacancy. They want to take their time and look at structure for part time positions. The Mayor noted he could provide names for possible land use assistants, who might fill in as an interim consultant. Councilwoman Glassner reported that the Ad-hoc Economic Committee is still working on the brochure and awaiting the grant proposal awards at the end of July. Councilwoman Glassner concluded her report.

Public Safety Committee

Councilman Andrews publically thanked Patrolman Kruger and Ryan for their service and congratulated them on their permanent patrolman status. He noted on behalf of Chief Camoia that both individuals are exceeding expectations. He shared that Patrolman Hopf has secured a grant for a new license plate reader awarded by Homeland Security and Morris County. He stated that the CPR classes for staff are underway and the last two sessions will be completed next Monday. He also stated that he is in the process of scheduling a critical incident meeting for July. Councilman Andrews had nothing else and concluded his report.

Land Use Committee and Environmental Commission

Councilman Sharkey stated that Planning Board was scheduled for July 9, 2018 and the Dunkin's Donuts application was asked to roll over to this next agenda. He noted that the Shade Tree USA application has been filed and we are trying to find the way to be on time with that submission. He will make a personal effort to be more mindful and timely to its filing next year. Councilman Sharkey stated that for Councilman Witczak he wanted to share that the Food Truck Festival had a beautiful day and a fair turnout for its first try. Bruce DiBisceglie, Recreation Director, stated that there were approximately 2500 paying adults and children entered for free. He shared they observed a few things they could do next year such as reserve banner space earlier and have the flashing lighted sign for the event. Mayor Henry noted that everyone seemed to think it went well and Allison is willing to do it again next year. Councilman Sharkey thanked Bruce and stated he had nothing else and concluded his report.

Finance Committee

Council President Andrus stated the Rowe Sheep Farm Preservation application has been filed. He reported that they have decided to scrap the plan for the trail around Scott Farm. Two version have been submitted and both have been rejected. He commented that the final numbers are available regarding the dam project and "all in" the project was 837,000.00. They anticipate rebuilding the open space fund back to about 180,000.00 in 2018. Additionally he reported that the finance committee is meeting to review the Capital Plan next week that he hopes will be in the five year range. Council President Andrus, having nothing further he concluded his report.

Recreation Committee

Councilman Witczak was absent this evening.

ATTORNEY ITEMS

Representative Susan Sharpe, Esquire, from Borough Attorney Fred Semrau, Esquire's office, stated the office is preparing a second rendition of the Peddler's Ordinance for the July meeting that will incorporate all of the discussion items from the last meeting. Attorney Sharpe concluded her comments.

MAYOR'S ITEMS

Mayor Henry stated that he was working with the Borough Attorney on a proposed new ordinance that will provide guidance as to how to elect the Grand Marshall of the Labor Day parade. He hopes to have a draft for the July meeting for discussion and to introduce it in August. He also stated that the Salary Ordinance notes Exempt and Non-Exempt positions and he'd like to make sure that the exempt employees are not receiving overtime or compensation time, as is the rule. The Mayor concluded his comments.

PUBLIC COMMENT

Mayor Henry opened the meeting to the public for comments.

Ron Weissman 15 Tempe Wick Road, Mendham, commented on the following:

1. He stated he had received the letter from the Construction Official, Mr. Rosendale. He noted that he was accepting the conclusion but disagrees with the conclusion.
2. He asked if they were aware that he had submitted a request for an inspection of 25 East Main Street and 51 East Main Street under a different code section. He would like the Council to have the official do a maintenance inspection of both properties. Mayor Henry stated that he would hold the line as to the decision and the response from Mr. Rosendale but would ask that the zoning officer Neil Schetelick be asked to perform a maintenance review of the two properties. Mr. Weissman concluded his comments.

Brennan Reilly, 14 New Street, Mendham, stated he continues to investigate the issue of curbside food services and hopes that the Council will consider looking into it for safety reasons. He stated this was the third time he had addressed it and would like to know if Council has discussed it at all.

Mayor Henry commented that they had not yet discussed it but asked the Administrator to review it with him and they would be in touch with him or bring it back to the meeting.

Seeing no one else from the public wishing to be heard, Mayor Henry closed the public comment portion of the meeting.

APPROVAL OF VOUCHERS

Bill Lists dated June 21, 2018.

Motion to approve: Councilman Sharkey

Second: Councilman Andrews

Roll Call:

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

Abstain: None

Absent: None

ADJOURNMENT

The Mayor asked for a motion to adjourn but wanted to state for the record a Happy 49th Anniversary to Council President Andrus and his wife Penny. There being no other business to be conducted, on a motion duly made by Council President Andrus, seconded by Councilman Sharkey, and unanimously carried by a voice vote, the meeting was adjourned at 8:48 p.m.

The next Regular Meeting of the Mayor and Council will convene on Thursday, July 19, 2018 at 8:00 p.m. at the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

Respectfully Submitted:

Mimi M. Marlor, RMC, CMR
Borough Clerk
BOROUGH OF MENDHAM