

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

**August 23, 2021  
MINUTES**

**CALL TO ORDER**

Mayor Christine Serrano Glassner called the August 23, 2021, Regular Meeting of the Mayor and Council to order at 7:00 p.m. in the Garabrant Center, 4 Wilson Street, Mendham, New Jersey.

**MOMENT OF SILENCE AND FLAG SALUTE**

Mayor Serrano Glassner led a moment of silence and proceeded with the Pledge of Allegiance.

**MAYOR'S OPENING STATEMENT**

Mayor Serrano Glassner read the following statement:

Notice of this meeting of the Mayor and Council of the Borough of Mendham was published in the Daily Record and Star Ledger, posted in the Phoenix House, and was filed in the Office of the Borough Clerk in accordance with the Open Public Meetings Act. Official action will be taken at this meeting.

**ROLL CALL**

The following officials were present:

Mayor Christine Serrano Glassner  
Council Member Steven Andrew  
Council President John Andrews  
Council Member Brad Badal  
Council Member James Kelly  
Council Member Mary Sue Martin

Council Member Brennan Reilly was absent

Also, present were:

Fred Semrau, Esq., Borough Attorney  
Joyce Bushman, Borough Administrator  
Robin R. Kline, Borough Clerk

**CONSENT AGENDA ITEMS**

- |                                       |  |
|---------------------------------------|--|
| <b>1. Approval of Minutes:</b>        | July 26, 2021, Regular Meeting and Executive Session   |
| <b>2. Road Closure Requests:</b>      | R. Brennan Reilly<br>New Street Neighborhood Block Party<br>September 11, 2021, 11:00am to 11:00pm<br>Rain date: September 12, 2021<br><br>Michele McCarthy<br>Phoenix Drive Neighborhood Block Party<br>September 25, 2021, 4:00pm to 11:00pm<br>Rain date: October 2, 2021<br><br>Stacie Carangelo<br>Florie Farm Road Neighborhood Block Party<br>September 25, 2021, 4:30pm to 10:00pm<br>No Rain date |
| <b>3. Raffle Application:</b>         | Minutemen Sports Club<br>Merchandise Raffle – Off-Premises ticket sales<br>October 15, 2021, 8:00pm, Mendham High School   |
| <b>4. Special Event Applications:</b> | Bike MS: Country Challenge<br>2-Day Charity Bicycle Ride<br>September 18 & 19, 2021<br><br>Jewish Federation of Greater Metro West<br>Tour de Summer Camp Charity Bike Ride<br>September 22, 2021, 9:00am to 12noon<br>No rain date<br><br>Simple Coffee 15 W Main Street<br>Cars & Coffee Local Car Meet<br>September 19, 2021, 1:00pm to 3:00pm<br>Rain date: September 26, 2021                         |

Motion to Approve: Council Member Badal  
Second: Council Member Andrew  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

#### **ORDINANCE FOR INTRODUCTION**

##### **#12-2021 ORDINANCE OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE TO ESTABLISH NEW CHAPTER 175, "SMOKING, PROHIBITED ON PUBLIC PROPERTY"**

Purpose: To the extent permitted by law, this ordinance prohibits smoking of tobacco, cannabis, and related products in public areas, including parks, athletic fields, in and around municipal building facilities and adjacent parking lots, Borough-owned Open Space, and Borough-owned motor vehicles and ride-on equipment in the Borough of Mendham.

Council Member Badal sought clarification on the definition of a public area and further suggested that if there are no events or gatherings in a Borough-owned parking lot or park, or in the event a person is simply walking through a parking lot or a park, they should not be restricted from smoking. The Council concurred.

Mr. Semrau clarified that public sidewalks are exempted from the ordinance and suggested a revision to §175-2 a. to address the Council's concern, as follows (revision in underlined font):

##### **§ 175-2 Prohibition of smoking on public property; signs.**

- a. Smoking shall be prohibited in all Municipal Buildings, Exterior Areas surrounding Municipal Buildings, in accordance with the New Jersey Smoke-Free Air Act (N.J.A.C. 8:6-1.1 et seq.), Municipal Vehicles, and Parks and Recreational Facilities, except areas excluded by the Borough Council.
- b. No-smoking signs referencing the applicable Code provision shall be conspicuously posted where smoking is prohibited, in accordance with law.

There was no further Council discussion.

Motion to Approve, as amended: Council Member Andrew  
Second: Council Member Martin  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

Mayor Serrano Glassner announced the Public Hearing is scheduled for September 9, 2021.

#### **ORDINANCE FOR PUBLIC HEARING/ADOPTION**

##### **#11-2021 ORDINANCE PROVIDING FOR VARIOUS SEWER SYSTEM IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN IN AND BY THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$126,000 THEREFOR FROM THE SEWER CAPITAL IMPROVEMENT FUND OF THE BOROUGH**

Purpose: This ordinance will appropriate \$126,000 from the Sewer Capital Improvement Fund for general improvements to be made to the sewer treatment facility and for the purchase of a new pickup truck with plow and liftgate.

Legal Notice Statement: A legal notice was published indicating that Ordinance #11-2021 was introduced and passed on first reading at the July 26, 2021 meeting and further indicated that the second reading and public hearing would be held on August 23, 2021 at 7:00 p.m. Copies of this Ordinance were made available to the public and posted in accordance with the law.

#### **Public Hearing**

Mayor Serrano Glassner opened the public hearing at which time any interested person was given an opportunity to be heard on this Ordinance. Seeing and hearing no one wishing to comment, Mayor Serrano Glassner closed the public hearing.

There was no Council discussion.

Motion to Approve: Council Member Kelly  
Second: Council President Andrews  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

#### **RESOLUTIONS**

##### **#119-2021 RESOLUTION EXTENDING THE PAYMENT DUE DATE FOR THIRD QUARTER 2021 PROPERTY TAX BILLS**

There was no Council discussion.

Motion to Approve: Council President Andrews  
Second: Council Member Andrew  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

##### **#120-2021 RESOLUTION APPROVING THE SANITARY SEWER CONNECTION APPLICATION OF 15 WEST MAIN, LLC REGARDING PROPERTY LOCATED AT 15 WEST MAIN STREET, BLOCK 0301, LOT 39**

There was no Council discussion.

Motion to Approve: Council Member Badal  
Second: Council Member Andrew  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**#121-2021 RESOLUTION APPROVING THE SANITARY SEWER CONNECTION APPLICATION OF EUGENE RA, REGARDING THE PROPERTY LOCATED AT 21 EAST MAIN STREET, BLOCK 1501, LOT 9**

There was no Council discussion.

Motion to Approve: Council Member Andrew  
Second: Council Member Kelly  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**#122-2021 RESOLUTION AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS REGARDING THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL, FOR THE SFY2021 BODY-WORN CAMERA GRANT PROGRAM**

There was no Council discussion.

Motion to Approve: Council President Andrews  
Second: Council Member Andrew  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**#123-2021 RESOLUTION AWARDED A THREE-YEAR CONTRACT FOR PUMPING, HAULING AND DISPOSAL OF SLUDGE TO RUSSELL REID WASTE HAULING AND DISPOSAL SERVICES CO., INC.**

There was no Council discussion.

Motion to Approve: Council Member Kelly  
Second: Council Member Martin  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**#124-2021 RESOLUTION AUTHORIZING THE HIRING AND APPOINTMENT OF MICHAEL COSTA AS A PART TIME PLUMBING SUBCODE/INSPECTOR**

There was no Council discussion.

Motion to Approve: Council Member Kelly  
Second: Council Member Martin  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**#125-2021 RESOLUTION AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #2020-2**

There was no Council discussion.

Motion to Approve: Council Member Badal  
Second: Council Member Andrew  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**#126-2021 RESOLUTION AUTHORIZING THE BOROUGH OF MENDHAM'S PARTICIPATION IN THE NEW JERSEY VOLUNTEER TUITION CREDIT PROGRAM (P.L. 1998, c. 145)**

There was no Council discussion.

Motion to Approve: Council President Andrews  
Second: Council Member Badal  
Ayes: Andrew, Andrews, Badal, Kelly, Martin

**ADMINISTRATOR'S REPORT**

A copy of the Administrator's Report dated August 23, 2021 was distributed to the Governing Body.

Council Member Badal requested the Borough Administrator to provide her report to the Council at least one day in advance of a Council meeting to allow Council review.

**COUNCIL COMMITTEE REPORTS**

**Finance [Standing Committee of the Council]**

Council Member Badal reported the tax bills have been mailed out and tax collection of 3<sup>rd</sup> quarter tax payments is on track.

**Board of Health**

Council President Andrews had nothing new to report.

**Recreation and Parks [Standing Committee of the Council]**

Council Member Andrew reported the concerts in the park and the yoga in the park sessions had been well-attended. He further reported that the Labor Day parade will take place on September 6<sup>th</sup> and the Food Truck Festival is scheduled for October 2<sup>nd</sup>.

**Board of Education**

Council Member Andrew reported that the first day of school for Mendham Borough school district students is August 25th.

**Public Safety [Standing Committee of the Council]**

Council President Andrews reported that police, fire, and EMS radios have been replaced by the county and also reported the American Water watermain replacement project has been completed. Repaving of Main Street is scheduled in spring 2022.

Council President Andrews further reported that the Mendham First Aid Squad will be attending Morris County’s 20<sup>th</sup> commemorative anniversary of September 11, 2001 and invited members of the governing body to join them. Lastly, he mentioned that a meeting of the Hometown Heroes Banner Committee is being scheduled next month.

**Personnel [Standing Committee of the Council]**

Council Member Martin had nothing new to report.

**Public Works and Utilities [Standing Committee of the Council]**

Council Member Kelly reported that the Dean Road road improvement project has been completed. He also reported there was no reporting of flooding following Hurricane Henri last weekend.

**Land Use [Standing Committee of the Council] and ECOSST Committee**

Council Member Reilly was absent.

**ATTORNEY’S ITEMS**

Mr. Semrau had nothing new to report.

**MAYOR’S ITEMS**

Mayor Serrano Glassner reported she is working with Assemblywoman Aura Dunn in scheduling the MVC mobile unit had nothing new to report.

**PUBLIC COMMENT – AUDIENCE PARTICIPATION**

Mayor Christine Serrano Glassner opened the public comment portion of the meeting.

Seeing and hearing no one else wishing to speak, Mayor Serrano Glassner closed the public comment portion of the meeting.

**APPROVAL OF VOUCHERS**

Bills List dated August 23, 2021. The Bills List had been posted on the website for full disclosure to the public.

The Council did not act on the approval of vouchers. Resolution #034-2021 passed by the Council at the January 7, 2021 Reorganization meeting authorized the Borough Administrator to disburse and/or authorize payment, subject to the availability of funds, for reoccurring necessary expenses during the Public Health Emergency.

**CLOSED SESSION**

None

**ADJOURNMENT**

Having no further business to conduct, Mayor Serrano Glassner asked for a motion to adjourn.

Council Member Badal made a motion to adjourn, seconded by Council Member Andrew. Upon a voice vote, the motion was passed unanimously.

Meeting adjourned at 7:33 p.m.

The next scheduled meeting of the Mendham Borough Mayor and Council will be held September 9, 2021, at 7:00 PM, the Garabrant Center, 4 Wilson Street, Mendham.

Respectfully Submitted:

// Robin R Kline //

Robin R. Kline, MAS, RMC, CMR  
Borough Clerk  
BOROUGH OF MENDHAM