

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

March 22, 2021

AGENDA

Zoom webinar Mar 22, 2021 8:00 PM, Webinar ID: 810 3511 8816

The public is invited to attend and join the webinar:

- Click the link: <https://us02web.zoom.us/j/81035118816>
- iPhone one-tap: +13017158592,,81035118816# or +13126266799,,81035118816#
- Telephone: Dial: +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099 or +1 253 215 8782
or +1 346 248 7799 or +1 669 900 6833

1. CALL TO ORDER

2. MOMENT OF SILENCE 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 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.

During a declared state of emergency when meetings of the Mayor and Council are held remotely, written comments to be read during the public hearings or public comment period listed on the agenda may be submitted in writing to our Borough Clerk electronically by email, or by letter, no later than 4:00PM on the date of the meeting. Only one public comment, whether oral or written, from each person at each public comment period will, as with all public comments, be heard or read. The reading of the written comments will, as with all public comments, be limited to four minutes and the reading will end after four minutes.

4. ROLL CALL

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

5. CONSENT AGENDA ITEM(S)

- 1. Approval of Minutes:** March 10, 2021 Regular Meeting
- 2. Banner Display Requests:** Twin Boro Bears Football & Cheer
April 19, 2021 to May 3, 2021
Mendham Borough HAS – Harvest Hustle 5K
September 18, 2021 to October 2, 2021
- 3. Raffle Game Application:** St. Joseph Catholic Church
On-site Merchandise Raffle
May 16, 2021, 5:00PM to 8:00PM

6. ORDINANCE FOR INTRODUCTION

#03-2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2021 (N.J.S.A. 40A: 4-45.14)

Purpose: The allowable annual cost of living adjustment (COLA) for municipal budgets is capped at 1.5%. A municipality may by ordinance increase the COLA percentage up to 3.5% [N.J.S.A. 40A:4-45.14(b)] or bank (for up to two years) the difference between its final appropriation subject to the cap and 3.5%. Cap banking is not automatic. A single ordinance can be used to accomplish both activities: increasing appropriations and banking any unappropriated balance. The banked dollar amount would be available to the Borough in the event there was an emergent need.

Public Hearing scheduled for April 26, 2021.

7. ORDINANCE FOR ADOPTION

#04-2021 ORDINANCE OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, TO AMEND ORDINANCE 21-99 TO UPDATE BASE CONTRIBUTION AMOUNTS FOR LOSAP

Purpose: Mendham Borough established a Length of Service Awards Program (“LOSAP”) to ensure the retention of members in the Mendham Fire Department and Mendham First Aid Squad and to provide incentives for recruitment of new members. The LOSAP base contribution amounts have not been increased since 1999. This ordinance updates the current base contribution amounts to accurately reflect annual Consumer Price Index adjustments as set forth by statute and by the Director of the Division of Local Government Services.

Legal Notice Statement: A legal notice was published indicating that Ordinance #04-2021 was introduced and passed on first reading at the March 10, 2021 meeting and further indicated that the second reading and public hearing would be held on March 22, 2021 at 8:00 p.m. Copies of this Ordinance were made available to the public and posted in accordance with the law.

Public Hearing: Mayor Serrano-Glassner will open the public hearing, at which time any interested person will be given an opportunity to be heard on this Ordinance. To ensure that every citizen has an opportunity to speak, the Mayor will recognize the individual and ask them to clearly state their name and address for the record.

After the public hearing is closed, the Borough Council will consider Ordinance #04-2021 for final passage and adoption.

8. CY2021 BUDGET INTRODUCTION

#057-2021 RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MENDHAM CERTIFYING COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION’S “ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964” [Resolution required by state law at the time of budget introduction]

#058-2021 RESOLUTION TO INTRODUCE THE 2021 MUNICIPAL BUDGET [Resolution requires affirmative vote of not less than 2/3 of all Council members]

Public Hearing scheduled for April 26, 2021.

9. RESOLUTIONS

#059-2021 RESOLUTION AUTHORIZING THE CANCELLATION OF THE UNEXPENDED BALANCE AMOUNT IN THE CURRENT FUND RESERVE ACCOUNT FOR THE PHOENIX HOUSE NO LONGER NEEDED

#060-2021 RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS FOR THE CURRENT BUDGET [Resolution requires affirmative vote of not less than 2/3 of all Council members]

#061-2021 RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS FOR THE SEWER UTILITY BUDGET [Resolution requires affirmative vote of not less than 2/3 of all Council members]

#062-2021 RESOLUTION AUTHORIZING THE REFUND OF A BOARD OF ADJUSTMENT ESCROW BALANCE FOR APPLICATION #06-20 CONCERNING PROPERTY LOCATED AT 30 EAST MAIN STREET (BLOCK 602, LOT 1)

#063-2021 RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR THE CONTRACT WITH NATIONAL WATER MAIN CLEANING COMPANY FOR THE SEWER COLLECTION SYSTEM CCTV INSPECTION PROJECT

10. ADMINISTRATOR’S REPORT

11. COUNCIL REPORTS

12. ATTORNEY’S REPORT

13. MAYOR’S ITEMS

14. PUBLIC COMMENTS

This is an opportunity for the public to comment on any matter or concern. To ensure that every citizen has an opportunity to speak, the Mayor will recognize the individual and ask them to state their name and address for the record. Speakers are asked to limit their comments to four minutes. Please note that Public Comments do not follow a question-and-answer format; however, a member of the Governing Body may offer a brief response when it is helpful to do so.

15. APPROVAL OF VOUCHERS

Bills List dated March 22, 2021.

16. EXECUTIVE SESSION

#064-2021 RESOLUTION PROVIDING FOR A CLOSED SESSION NOT OPEN TO THE PUBLIC PURSUANT TO THE NEW JERSEY OPEN PUBLIC MEETINGS ACT N.J.S.A. 10:4-12b

The Mayor and Council of the Borough of Mendham will adjourn into closed session to discuss the following subject matter(s) without the presence of the public in accordance with the Open Public Meetings Act exemptions, N.J.S.A. 10:4-12b.

Matter to be discussed: Attorney-Client Privilege - Prospect Street Easement

Following the closed session, no other matters will be discussed or acted upon in public session by the governing body. The Mayor and Council will reconvene into public session only for purpose of adjourning the public meeting.

17. ADJOURNMENT

The next scheduled meeting of the Mendham Borough Mayor and Council will be held April 14, 2021 at 8:00 PM, the Garabrant Center, 4 Wilson Street, Mendham and remotely by Zoom webinar.