

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

MAY 12, 2021, 7:00PM

AGENDA

Zoom webinar May 12, 2021 7:00 PM, Webinar ID: 869 5731 2667

The public is invited to attend and join the webinar:

- Click the link: <https://us02web.zoom.us/j/86957312667>
- iPhone one-tap: +13017158592,,86957312667# or +13126266799,,86957312667#
- 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 ITEMS

- 1. Approval of Minutes:** April 26, 2021 Regular Meeting
- 2. Peddler & Solicitor Applications:** Rosemary D'Urso, Mendham Creamery
Ice Cream Bicycle Sales, 90-day licensing period

Robert D'Urso, Mendham Creamery
Ice Cream Bicycle Sales, 90-day licensing period
- 3. Road Closure Requests:** Dawn Nutt/Jen Gallo
12 Deerfield Road to 16 Deerfield Road
May 22, 2021, 1:00pm to 6:00pm

Kristin Stanley
Hoffman Road, from Bowers to Mountain Avenue
June 26, 2021, 2:00pm to 9:00pm
- 4. Special Event Application:** Wheels of Love USA Bike Ride
May 23, 2021, 8:00am to 4:00pm

Girl Scout Senior Troop 95084
Silver Award, Grand Opening of "Welcoming Woods"
May 23, 2021, 1:00pm to 4:00pm (Rain date June 6)

6. ORDINANCE FOR INTRODUCTION

#10-2021 ORDINANCE OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING CHAPTER 215, ZONING, OF THE BOROUGH OF MENDHAM CODE

Summary: On February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act”, which legalizes the recreational use of marijuana by adults 21 years of age or older and establishes a comprehensive regulatory and licensing program for commercial adult use recreational cannabis operations, use and possession, and establishes six (6) marketplace classes of licensed businesses.

Due to present uncertainties regarding the potential future impacts allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on the Borough of Mendham in particular, the Mayor and Council have determined that in the best interest of the health, safety and welfare of Mendham Borough’s residents and members of the public who visit, travel, or conduct business in Mendham Borough to amend Mendham Borough’s zoning regulations to prohibit all manner of cannabis-related land use and development within the geographic boundaries of Mendham Borough.

Public Hearing scheduled for May 24, 2021.

7. ORDINANCE FOR ADOPTION

#09-2021 ORDINANCE OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 206, VEHICLES AND TRAFFIC, TO REVISE THE NO-PARKING TIME LIMIT ON EAST MAIN STREET

Summary: This ordinance amends the No Parking time limit on East Main Street proceeding westerly from the Firehouse driveway to the intersection with Mountain Avenue from 7:00 a.m. to 9:00 a.m. and 2:00 p.m. to 4:00 p.m.

Legal Notice Statement: A legal notice was published indicating that Ordinance #09-2021 was introduced and passed on first reading at the April 26, 2021 meeting and further indicated that the second reading and public hearing would be held on May 12, 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 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 #09-2021 for final passage and adoption.

8. RESOLUTIONS

**#067-2021 RESOLUTION AUTHORIZING THE RELEASE OF A CASH BOND FOR A ROAD OPENING PERMIT CONCERNING PROPERTY LOCATED AT 86 MOUNTAIN AVENUE [BLOCK 101, LOT 8]
[tabled from April 26, 2021]**

#078-2021 RESOLUTION AUTHORIZING THE SALE OF SURPLUS BOROUGH PROPERTY NO LONGER NEEDED FOR PUBLIC USE THROUGH GOVDEALS.COM PUBLIC ONLINE AUCTION

#079-2021 RESOLUTION AWARDED NON-FAIR AND OPEN CONTRACT FOR MONITORING WELL TESTING

#080-2021 RESOLUTION AUTHORIZING THE REFUND OF PAYMENT RECEIVED FROM ROCHELL KIAM-ABRAHAM FOR THE CANCELLATION OF ATTENDANCE IN THE 2021 MENDHAM DAY CAMP PROGRAM

#081-2021 RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF MENDHAM AND THE MENDHAM BOROUGH BOARD OF EDUCATION TO PROVIDE THE SERVICES OF A CLASS III SPECIAL LAW ENFORCEMENT OFFICER FOR PURPOSES OF SCHOOL SECURITY FOR THE MENDHAM BOROUGH SCHOOL DISTRICT FOR THE 2020-2021 SCHOOL YEAR

#082-2021 RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF MENDHAM AND THE MENDHAM BOROUGH BOARD OF EDUCATION TO PROVIDE THE SERVICES OF A CLASS III SPECIAL LAW ENFORCEMENT OFFICER FOR PURPOSES OF SCHOOL SECURITY FOR THE MENDHAM BOROUGH SCHOOL DISTRICT FOR THE 2021-2022 SCHOOL YEAR

#083-2021 RESOLUTION AUTHORIZING THE REFUND OF A DUPLICATE PAYMENT RECEIVED FROM SCOTT NEIGEL FOR THE 2021 MENDHAM DAY CAMP PROGRAM

#084-2021 RESOLUTION AUTHORIZING THE REFUND OF A DUPLICATE PAYMENT RECEIVED FROM MARY TULLY FOR THE 2021 MENDHAM DAY CAMP PROGRAM

#085-2021 RESOLUTION AUTHORIZING THE DIGITAL SUBMISSION OF A GRANT APPLICATION BY THE BOROUGH OF MENDHAM TO THE NEW JERSEY HISTORIC TRUST PRESERVE NEW JERSEY PROGRAM FOR A 2020 GRANT FOR STRUCTURAL STABILIZATION OF THE PHOENIX HOUSE OWNED BY THE BOROUGH OF MENDHAM

9. **ADMINISTRATOR'S REPORT**

10. **COUNCIL REPORTS**

11. **ATTORNEY'S REPORT**

12. **MAYOR'S ITEMS**

13. **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.

14. **APPROVAL OF VOUCHERS**

Bills List dated May 12, 2021

15. **EXECUTIVE SESSION**

#xxx-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:

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.

16. **ADJOURNMENT**

The next scheduled meeting of the Mendham Borough Mayor and Council will be held May 24, 2021 at 7:00 PM, the Garabrant Center, 4 Wilson Street, Mendham and remotely by Zoom webinar.