



**BOROUGH OF MENDHAM
MEETING OF THE MAYOR AND COUNCIL
September 9, 2026 7:00 PM AGENDA**

1. **CALL TO ORDER**
2. **MOMENT OF SILENCE AND FLAG SALUTE**
3. **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 Star Ledger and was posted in the Phoenix House. In addition, a copy of this notice is and has been available to the public, is on file in the office of the Municipal Clerk, and is available under Public Notices at www.mendhamnj.org. Official action will be taken at this meeting.

4. **ROLL CALL**

Mayor, James Kelly
Council President Marilyn Althoff
Council Member Matthew Bruin
Council Member Alexandra Henry Traut
Council Member Chris Neff
Council Member Will Russo
Council Member Neil Sullivan

5. **CONSENT AGENDA ITEMS** *(Items considered routine, Council will act on by a single motion and vote unless a member requests that an item be removed and considered separately)*

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 Governing Body requests that an item be removed and considered separately

A. Minutes

1. August 12, 2026

B. Road Closure Application

1. Florie, Phoenix, Knollwood- 9/26/26

C. Solicitor Application

1. Gabriel Morgan, Trinity Solar

D. Special Event Application

1. Shofar in the Park, Chabad of Mendham and Chester

E. Raffle License

1. Mendham Football Booster Club

6. **PRESENTATION**

1. OVARIAN CANCER AWARENESS MONTH PROCLAMATION

7. **ORDINANCE FOR INTRODUCTION**

#13-2026 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 215, "ZONING," OF THE CODE OF THE BOROUGH OF MENDHAM TO ADD A NEW ARTICLE XXII ENTITLED "HIGHLANDS PLANNING AREA CONFORMANCE"; AMENDING CHAPTER 124, "LAND USE PROCEDURES," TO ADD HIGHLANDS REVIEW PROCEDURES; AND ADOPTING

Ordinance #13-2026 is scheduled for public hearing and final adoption on September 23, 2026

8. **ORDINANCE FOR ADOPTION AND PUBLIC HEARING**

#11-2026 AN ORDINANCE OF THE BOROUGH OF MENDHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO REAFFIRM THE PROHIBITION OF THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE BOROUGH'S GEOGRAPHICAL BOUNDARIES AS DESCRIBED IN SECTION 215-12.8 OF THE BOROUGH ZONING CODE

Public Hearing: Mayor Kelly will open the public hearing; any interested person will be given an opportunity to be heard on this Ordinance. The Mayor will recognize the individual and ask them to clearly state their name and address for the record. **THE SPEAKER DOES NOT NEED TO PROVIDE THEIR ADDRESS IF THEY HAVE BEEN VERIFIED BY THE OFFICE OF INFORMATION PRIVACY AS A COVERED PERSON IN THE BOROUGH UNDER DANIEL'S LAW.**

After the public hearing is closed, the Borough Council will consider Ordinance #11-2026 for final passage and adoption.

#12-2026 AN ORDINANCE OF THE BOROUGH OF MENDHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO REAFFIRM THE PROHIBITION OF LICENSING OF RECREATIONAL CANNABIS BUSINESSES OF ALL CLASSES WITHIN THE BOROUGH AS DESCRIBED IN CHAPTER 70 OF THE BOROUGH CODE

Public Hearing: Mayor Kelly will open the public hearing; any interested person will be given an opportunity to be heard on this Ordinance. The Mayor will recognize the individual and ask them to clearly state their name and address for the record. **THE SPEAKER DOES NOT NEED TO PROVIDE THEIR ADDRESS IF THEY HAVE BEEN VERIFIED BY THE OFFICE OF INFORMATION PRIVACY AS A COVERED**

PERSON IN THE BOROUGH UNDER DANIEL'S LAW.

After the public hearing is closed, the Borough Council will consider Ordinance #12-2026 for final passage and adoption.

9. RESOLUTIONS

#150-2026 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MENDHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY, APPOINTING PATRICK MCNICHOL TO THE POSITION OF CHIEF OF POLICE IN THE BOROUGH IN ACCORDANCE WITH SECTION 4-2 OF THE BOROUGH CODE

#151-2026 RESOLUTION TO HIRE ROBERT WYSOKOWSKI AS A CLASS III SPECIAL LAW ENFORCEMENT OFFICER (SLEO) IN THE MENDHAM BOROUGH POLICE DEPARTMENT PER RESOLUTION 140-2026 AND AGREEMENT WITH THE MENDHAM BOROUGH SCHOOL DISTRICT

#152-2026 RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO POST THE SERGEANT POSITION AND SCHEDULE THE WRITTEN AND ORAL EXAMINATIONS FOR THE POSITION OF SERGEANT

#153-2026 RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH YAACOV BRISMAN, ESQ. AS SPECIAL LABOR COUNSEL

#154-2026 RESOLUTION INSERTING THE STATE OF NEW JERSEY HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL PLAN CONFORMANCE GRANT AS AN ITEM OF REVENUE IN THE 2026 BUDGET AS REQUIRED BY N.J.S.A 40A:4-87 CHAPTER 159

#155-2026 RESOLUTION INSERTING THE STATE OF NEW JERSEY HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL PLAN CONFORMANCE INITIAL ASSESSMENT GRANT AS AN ITEM OF REVENUE IN THE 2026 BUDGET AS REQUIRED BY N.J.S.A 40A:4-87 CHAPTER 159

#156-2026 RESOLUTION INSERTING THE NEW JERSEY RECYCLING TONNAGE GRANT AS AN ITEM OF REVENUE IN THE 2026 BUDGET AS REQUIRED BY N.J.S.A 40A:4-87 CHAPTER 159

#157-2026 RESOLUTION AUTHORIZING SUBMISSION OF A MORRIS COUNTY TRAIL CONSTRUCTION GRANT APPLICATION FOR THE BOROUGH PARK AND ARBORETUM TRAIL PHASE II TO THE MORRIS COUNTY OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND

**#158-2026 RESOLUTION AUTHORIZING THE APPOINTMENT OF TYLER D’AVI TO THE
MENHDAM FIRE DEPARTMENT**

**#159-2026 RESOLUTION DEFENDING PROPERTY TAXPAYERS, LOCAL CONTROL, AND
COMMUNITY CHARACTER AGAINST STATE PREEMPTION OF MUNICIPAL AUTHORITY
OVER DATA CENTER DEVELOPMENT**

**#160-2026 RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH
JOHN A. NAPOLITANO, ESQ. WITH CLEARY, GIACOBBE, ALFIERI, JACOBS & LAGANA LLC AS
SPECIAL COUNSEL FOR ENVIRONMENTAL WASTEWATER ISSUES**

10. DISCUSSION ITEMS

1. Densel Fence Variance
2. Forming OSHRP Committee

11. ADMINISTRATOR OPERATIONS REPORT

12. COUNCIL REPORTS

13. ATTORNEY’S REPORT

14. MAYOR’S ITEMS

15. 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. **THE SPEAKER DOES NOT NEED TO PROVIDE THEIR ADDRESS IF THEY HAVE BEEN VERIFIED BY THE OFFICE OF INFORMATION PRIVACY AS A COVERED PERSON IN THE BOROUGH UNDER DANIEL’S LAW.** 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.

16. APPROVAL OF VOUCHERS

Bills List dated September 23, 2026.

17. ADJOURNMENT

The next meeting of the Mendham Borough Mayor and Council will take place on, September 23, 2026, 7:00 PM, at the Garabrant Center Mendham, NJ 07945

