

**TOWNSHIP COMMITTEE - TOWNSHIP OF MENDHAM
REGULAR MEETING
NOVEMBER 26, 2013**

Mayor Merkt called the meeting to order at 7:30 p.m., Township Hall, Brookside, New Jersey.

ROLL CALL:	Mr. Baumann	Present
	Mr. Strobel	Present
	Mrs. Thomas	Present
	Mr. Tolley	Absent
	Mayor Merkt	Present

Also Present: John M. Mills, III, Esq., Township Attorney
Stephen Mountain, Township Administrator
Kathleen Potter, Township Clerk

PLEDGE OF ALLEGIANCE

ADEQUATE NOTICE: Adequate notice of this meeting of the Township Committee of the Township of Mendham was given as required by the Open Public Meetings Act as follows: Notice was given to the Daily Record, Observer Tribune and the Star Ledger on January 3, 2013. Notice was posted on the Bulletin Board in the Township Offices and Notice was filed with the Township Clerk.

RECAP ON POST EXECUTIVE SESSION ACTIONS

There was no post executive session action taken.

APPROVAL OF MINUTES

Regular meeting minutes – November 12, 2013

Executive Session meeting minutes – November 12, 2013

Approval of the minutes was tabled to the December 9th meeting.

DISCUSSION

None

COMMITTEE REPORTS

No Committee reports.

HEARING PERSONS PRESENT

There being no comment hearing persons present was closed.

ANNOUNCEMENTS

Mayor Merkt wished everyone a Happy Thanksgiving and Happy Hanukah. Mr. Strobel applauded the girls' cross country team and Mackenzie Berry's third place finish.

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OLD BUSINESS

Ordinance Public Hearing

ORDINANCE 9-2013

AN ORDINANCE OF THE TOWNSHIP OF MENDHAM DELETING CHAPTER 20 "SOIL EXTRACTION REGULATIONS" AND CHAPTER 24 "LOT DEVELOPMENT PERMIT" AND CREATING A NEW CHAPTER 20 "LAND DISTURBANCE"

Mayor Merkt read the ordinance by title and called for a motion. Mr. Baumann so moved. Mrs. Thomas seconded. Mr. Mills noted a minor amendment regarding definitional and wording changes required by the Soil Conservation District. Mr. Strobel questioned consistent use of the term "the plan". Mr. Mills will contact the Township Engineer John Hansen for distinction between the referenced plans.

Mr. Baumann made a motion to table the adoption of the ordinance to the December 9 meeting. Mrs. Thomas seconded. All members present voted to approve.

ORDINANCE 11-2013

BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE #2013-4 OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY FINALLY ADOPTED APRIL 23, 2013.

Mayor Merkt read the ordinance by title and called for a motion. Mr. Baumann so moved. Mrs. Thomas seconded. The meeting was open to public hearing. There being no comments, public hearing was closed. All members present voted to approve.

NEW BUSINESS

Ordinance Introduction

ORDINANCE 12-2013

AN ORDINANCE OF THE TOWNSHIP OF MENDHAM AMENDING CHAPTER: XII GENERAL DEFINITIONS AND CHAPTER XXI ZONING REGULATIONS, SECTION 4.5B SUPPLEMENTARY REGULATIONS, SIGNS

Mayor Merkt read the ordinance by title and called for a motion. Mrs. Thomas so moved. Mr. Baumann seconded. All members present voted to approve. Public hearing and adoption is scheduled for December 23, 2013.

Resolutions

RESOLUTION 2013-147

AUTHORIZING PAYMENT OF BILLS

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Strobel seconded. All members present voted to approve.

RESOLUTION 2013-148

AUTHORIZING REFUND OF TAX OVERPAYMENT

Mayor Merkt read the resolution by title and called for a motion. Mr. Baumann so moved. Mr. Strobel seconded. All members present voted to approve.

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RESOLUTION 2013-149

AUTHORIZING THE OPERATION OF THE FARMERS MARKET, 2014 (MENDHAM TOWNSHIP GREEN TEAM) AT THE PITNEY FARM PROPERTY, COLD HILL ROAD, MENDHAM TOWNSHIP NEW JERSEY

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Strobel seconded. It was noted that the resolution does not address the request for permanent signage. All members present voted to approve.

RESOLUTION 2013-150

APPROVING THE CONCEPTUAL STUDY OF A MERGER BETWEEN THE TOWNSHIP OF MENDHAM AND THE BOROUGH OF MENDHAM

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Baumann seconded. Mr. Strobel asked if the resolution was premature and Mayor Merkt stated that it acknowledges the public's overwhelming support and memorializes the Committee's intentions to open discussion. Mr. Strobel supported the effort and hoped to maximize potential. All members present voted to approve.

RESOLUTION 2013-151

AMENDING 2013 BUDGET
INSERTION OF SPECIAL ITEM OF REVENUE

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Strobel seconded. All members present voted to approve.

RESOLUTION 2013-152

APPOINTING JOHN D. LINSON TO THE POSITION OF TREE CONSERVATION OFFICER

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Baumann seconded. Mr. Mountain explained that Mr. Linson has been the forrester for many used; however, his services are used infrequently. He is paid on an as-needed bases not to exceed \$500.00. All members present voted to approve.

RESOLUTION 2013-153

AUTHORIZING INTERLOCAL SERVICES AGREEMENT WITH COUNTY OF MORRIS FOR RADIO DISPATCHING SERVICES

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Strobel seconded. The cost for services was reviewed. Mrs. Thomas was concerned about areas of the Township that are still not able to receive coverage. Mr. Mountain assured her that the County is constantly trying to address the issue. The geography of the Township causes dead spots that can be solved only by placing a tower. He did not foresee the County investing a large amount of money into the system, but rather working to adjust the system to gain better coverage. He suggested forming a subcommittee to meet with a Freeholder and division representative.

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Mr. Baumann stated that the County should explain the problem and suggest possible solutions. Mr. Mountain was asked to request an explanation of the County's plan and the necessary steps to fix the problem. All members present voted to approve.

RESOLUTION 2013-154

AUTHORIZING DISCUSSION WITHOUT THE PRESENCE OF THE PUBLIC

Matters pertaining to:

Contract Negotiations – Police

Court Update

Litigation

Mayor Merkt read the resolution by title and called for a motion. Mrs. Thomas so moved. Mr. Strobel seconded. All members present voted to approve.

DISCUSSION

None

HEARING PERSONS PRESENT

There being no comment hearing persons present was closed.

EXECUTIVE SESSION

The Committee entered into executive session at 8:00 p.m.

The Committee returned from executive session at 8:17 p.m.

ADJOURN

Upon a motion made and seconded the meeting was adjourned at 8:17 p.m.

Respectfully submitted,

Kathleen Potter, Township Clerk