

**TOWNSHIP COMMITTEE - TOWNSHIP OF MENDHAM**  
**REGULAR MEETING**  
**JUNE 10, 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	Absent
	Mrs. Thomas	Present
	Mr. Tolley	Present
	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:** Mrs. Potter read the following statement: 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 Star Ledger, Observer Tribune and the Daily Record 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**

Mayor Merkt stated that no action was taken.

**RECOGNIZE NEW SENIOR FIREFIGHTER – Thomas Jones**

Chief Peter Staples introduced Tom Jones. Mr. Jones has been a junior firefighter for several years and can now move up to senior member status.

**PRESENTATIONS**

Historic Map – Family of John Vogel

The family of John Vogel presented an historic map and a globe to the Township. Mayor Merkt thanked the family for preserving a piece of history for future generations.

Woodbridge and North Jersey Developmental Centers – Peter Banos

Mr. Banos stated that the Woodbridge and North Jersey Development Centers are slated to close, which would leave the remaining five developmental centers in southern New Jersey. Mr. Banos added that his sister has lived in the center for over 42 years, and a move would greatly disrupt her life as well as the lives of hundreds of other residents. There is support from Senator Vitale and Assemblywoman Huttel to overturn the decision of the Governor's Task Force. Mr. Banos requested that the Committee adopt a resolution opposing the closure of the two centers.

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Mrs. Thomas commended Mr. Banos for taking on the task. When Mr. Tolley inquired about cost savings, Mr. Banos stated that no cost savings have been documented, adding that remaining centers may require expansion from the influx of residents. Mayor Merkt agreed that the residents should not be removed from the normal environment.

Mr. Tolley made a motion to adopt a resolution opposing the closure of the two North Jersey centers. Mrs. Thomas seconded. All members present voted to approve. The resolution will be memorialized at the next meeting and forwarded to Governor Christie.

**APPROVAL OF MINUTES**

Mayor Merkt called for a motion to move the regular meeting minutes from May 28, 2013. Mr. Tolley so moved. Mrs. Thomas seconded. All members present voted to approve, except Mr. Baumann abstained.

Mayor Merkt called for a motion to move the regular meeting minutes from May 28, 2013. Mrs. Thomas so moved. Mr. Tolley seconded. All members present voted to approve, except Mr. Baumann abstained.

**DISCUSSION**

Zoning Board of Adjustment Annual Report

Mr. Mills proposed drafting an amendment to the telecommunications ordinance based on Mr. Sposaro's recommendations. After a brief discussion on the report a motion was made and seconded to instruct Mr. Mills to draft the amendment for Planning Board review. Recommendations on how to proceed with conservation markers and floor area ratio will be requested from the Planning Board.

Interlocal Court Agreement

Mayor Merkt noted that Mendham Borough has officially made the decision to end the court agreement with the Township and enter into an agreement with Chester Borough. Mr. Mountain stated that the Committee must decide which direction to take to move forward, noting that there are various service and financial elements to consider. Mr. Mountain verified that a letter of intent has not been received from the Borough and the contract will be terminated six months from receipt of the letter.

Mrs. Thomas stated that the Township tried to initiate negotiations with the Borough multiple times and that the change occurred without notice. She hoped that a better relationship can be established.

Mayor Merkt stated that he spoke with Mayor Henry about increasing communication between the communities. Mr. Baumann reiterated that the Township was very proactive in trying to reach an agreement.

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**COMMITTEE REPORTS**

Mr. Baumann encouraged residents to sign up for Patriots Race, which will be held on June 22, 2013.

Mr. Tolley stated that the County's Brookside Bridge presentation was poor. He stated that the bridge was out of character to the area's historic nature and to other Township bridges. He recommended not moving forward until a revised plan with a narrower bridge is presented.

Mr. Mountain noted that Committee comments will be forwarded to the County. Residents can also submit their comments to the Township or directly to the County Engineering Office. Mrs. Thomas and Mr. Tolley will serve on the bridge subcommittee.

Mrs. Thomas stated that the Pitney Picnic was a success and noted that the Fourth of July Parade Committee is seeking volunteers and donations.

**HEARING PERSONS PRESENT**

Norm Preston, West Main Street

Mr. Preston stressed the importance of the bridge being quickly completed once the project is started. He encouraged the Committee to also consider windmills when drafting the telecommunications and cell tower ordinance.

There being no further comments, hearing person present was closed.

**ANNOUNCEMENTS**

None

**NEW BUSINESS**

**Resolutions**

**RESOLUTION 2013-74**

APPROVING 2012 LOSAP ELIGIBILITY LIST

The resolution was tabled.

**RESOLUTION 2013-78**

AUTHORIZING PAYMENT OF BILLS

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

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**RESOLUTION 2013-79**

REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR AN ENVIRONMENTAL COMMISSION TRUST FUND PURSUANT TO PUBLIC LAW 2001, C. 138

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

**RESOLUTION 2013-80**

APPOINTING SUSAN FISHMAN TO THE PART TIME POSITION OF PUBLIC WORKS ASSISTANT

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

**RESOLUTION 2013-81**

APPOINTING JULIE A. KUPILIK TO THE POSITION OF FINANCE ACCOUNT CLERK/ TAX ASSESSOR'S ASSISTANT

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

**RESOLUTION 2013-82**

RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE SAMMY'S YE OLD CIDER MILL

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

**RESOLUTION 2013-83**

RENEWAL OF CLUB LIQUOR LICENSE MENDHAM GOLF AND TENNIS CLUB

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

**RESOLUTION 2013-84**

APPROVING RAFFLE LICENSE

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

**RESOLUTION 2013-85**

APPROVING SPECIAL BINGO LICENSE BROOKSIDE SENIOR CITIZENS

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

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**RESOLUTION 2013-86**

AUTHORIZING DISCUSSION WITHOUT THE PRESENCE OF THE PUBLIC

Matters pertaining to:

Contract – Inter-local Court Agreement

India Brook Kennel Inter-local Court Agreement

Personnel – Salary Report

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

It was noted that Ordinance 6-2013 was tabled because the Committee is waiting for Planning Board review.

**HEARING PERSONS PRESENT**

There being no comments, hearing persons present was closed.

**EXECUTIVE SESSION**

Upon motion duly made the Committee entered executive session at 8:35 p.m.

The Committee returned from executive session at 9:10 p.m.

**ADJOURN**

Upon a motion made and seconded the meeting was adjourned at 9:10 p.m.

Respectfully submitted,

Kathleen Potter, Township Clerk