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**TOWNSHIP COMMITTEE
TOWNSHIP OF MENDHAM**

August 27, 2019

Regular Session Minutes 7:30 PM

ROLL CALL:

Mr. Diegnan	Present
Ms. Duarte	Present
Mr. Monaghan	Present
Ms. Neibart	Present
Mayor Gisser	Present

Also present:

Deborah Bonanno, Township Administrator
Roman Hirniak, Township Attorney
Maria Coppinger, Township Clerk

SALUTE TO THE FLAG

STATEMENT OF 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 Observer Tribune and Daily Record on January 8, 2019. Notice was posted on the bulletin board in the township offices and notice was filed with the Township Clerk.

RECOGNIZING NEW FIREFIGHTER

Mr. Sauerma introduced Will Wallace Ackerman who applied to be a Junior/Explorer at the Brookside Engine Company #1.

ANNOUNCEMENTS/REPORTS

Mayor Gisser made the following announcements:

- A water pipe ruptured in the boiler room of town hall which caused water damage in the library. The municipalities' insurance company will cover the loss as it relates to the financial impact. The impact of the municipality may be related to some expenses that we may need to incur as it relates to the fire suppression system in Town Hall.
- Mayor Gisser acknowledged the health situation that took place at a private entity in the municipality and advised that township committee that all comments on this particular issue should be kept to the public statement that was put out. Dr. Carlos Perez and Ms. Stephanie Gorman from Morris County (Board of Health) Health Management were in the audience. Mayor Gisser added that, "our thoughts go out for those affected by this particular issue."
- The flu clinic has been rescheduled to October 16th.
- The Township Committee rejected all garbage bids and authorized the publication of new bids during the July 23rd meeting (after the executive session meeting).
- Mayor Gisser clarified that a refund would be issued on a tax settlement resolution for Block 123 Lot 30 which he initially his mentioned that there would not be one.
- Chief Johnson commented on the speeding issues on West Main Street and also noted that there will be some enhancements to the crosswalks. He mentioned that there was a police presence at the schools which he explained is part of their routine.

Ms. Duarte made the following announcements:

- Schiff Nature Preserve started a new business partner program to give companies of any size an opportunity to support our nature's preserve.
- Schiff Nature events – 2 mile - Puppy Trek on 8/29 at 4PM & Singing Bowl Meditation Evening on 9/7 at 4PM
- Harmony Brookside will host an Art Gallery Reception on 9/6 from 5-7PM.
- The Brookside Clam Bake is scheduled for September 7th
- Library Fundraiser – Shredder Day – 9/14
- Residents are invited to attend a 9/11 Remembrance Ceremony on 9/8 at the Morris County 9/11 Memorial on West Hanover Avenue, Parsippany.

OPEN TO THE PUBLIC

Ms. Neibart moved. Ms. Duarte seconded the motion to open the meeting to the public.

All members present voted to approve.

Kenneth Tiger – Saint Johns Drive, Gladstone – Mr. Tiger commented on the condition of the Mount Saint Johns property which is currently abandoned. He was hoping the Township Committee could get involved with the sale of the property and/or maintenance. Ms. Bonanno explained that the township has been in contact with Saint John's attorney regarding the maintenance of the property.

Ms. Duarte moved. Mr. Diegnan seconded the motion to close the meeting to the public.

Roll call vote: All members present voted to approve.

APPROVAL OF MINUTES

Regular Meeting Minutes of July 23, 2019

Mr. Diegnan moved. Ms. Duarte seconded.

Roll call vote: All members present voted to approve.

Executive Session Meeting Minutes of July 23, 2019

Ms. Duarte moved. Mr. Diegnan seconded.

Roll call vote: All members present voted to approve.

RESOLUTIONS

2019-135 Resolution of the Township Committee of the Township of Mendham Authorizing the Purchase of a Used Caterpillar 938k Wheel Loader in the Amount Not To Exceed \$136,000 Pursuant to National Cooperative Contract Agreement With Sourcewell Cooperative Purchasing Program Contract 032119-CAT

Ms. Neibart moved. Ms. Duarte seconded.

Roll call vote: All members present voted to approve.

2019-136 Resolution of the Township Committee of the Township of Mendham Authorizing the Adoption of the NJMEL Cyber Risk Management Program

Ms. Duarte moved. Ms. Neibart seconded.

Roll call vote: All members present voted to approve.

2019-137 Resolution of the Township Committee of the Township of Mendham Authorizing Refund of Overpayment 2019 Taxes

Mr. Diegnan moved. Ms. Duarte seconded.

Roll call vote: All members present voted to approve.

2019-138 Resolution of the Township Committee of the Township of Mendham Authorizing Refund of Overpayment of Taxes Due to a County Board Judgment

Ms. Duarte moved. Mr. Diegnan seconded.

Roll call vote: All members present voted to approve.

2019-139 Resolution of the Township Committee of the Township of Mendham Authorizing Refund of Overpayment of Taxes Due to NJ State Tax Court Judgment

Mr. Diegnan moved. Ms. Duarte seconded.

Roll call vote: All members present voted to approve.

2019-140 Amending 2019 Budget Insertion of Special Item of Revenue for "Department of Justice – Bulletproof Vest Program"

Ms. Duarte moved. Ms. Neibart seconded.

Roll call vote: All members present voted to approve.

2019-141 Resolution of the Township Committee of the Township of Mendham Authorizing Staff Appointment for the Department of Recreation Summer Season

Ms. Duarte moved. Mr. Diegnan seconded.

Roll call vote: All members present voted to approve.

2019-142 Resolution of the Township Committee of the Township of Mendham Authorizing the Payment of Bills from July 17, 2019 to August 7, 2019

Ms. Neibart moved. Mr. Diegnan seconded.

Roll call vote: All members present voted to approve.

2019-143 Resolution of the Township Committee of the Township of Mendham Authorizing the Payment of Bills

Ms. Neibart moved. Ms. Duarte seconded.

Roll call vote: All members present voted to approve.

2019-144 Resolution of the Township Committee of the Township of Mendham Authorizing Discussion without the Presence of the Public – Contract Negotiations/DPW

Ms. Neibart moved. Ms. Duarte seconded.

Roll call vote: All members present voted to approve.

ORDINANCE FOR SECOND READING / PUBLIC HEARING - Ordinance was introduced at the July 23, 2019 regular meeting

12-2019 An Ordinance of the Township of Mendham Providing for the Milling and Paving of Cold Hill Road and Appropriating \$380,000 Therefore, Including \$332,000 From The State of New Jersey Department of Transportation and \$48,000 from the Capital Improvement Fund

Ms. Neibart moved. Ms. Duarte seconded.

Motion to open public hearing made by Mr. Diegnan and seconded by Ms. Duarte. All members present voted to open the public hearing on Ordinance 12-2019.

No comments from the public were presented.

Motion to close public hearing made by Mr. Diegnan and seconded by Ms. Duarte. All members present voted to close public hearing on Ordinance 12-2019.

Roll call vote: All members present voted to approve.

OPEN TO THE PUBLIC

Motion to closed public comment was moved by Mr. Diegnan and seconded by Ms. Duarte.

All members present voted to approve.

Thomas Baio – 21 North Gate Road –asked if the township knows the bank’s intentions on 4 Oak Knoll Road. Ms. Bonanno noted that the management company expressed that the bank would like to sale the property however the bank has not confirmed this statement. Mayor Gisser noted that a property maintenance/blight ordinance may be drafted, in the near future, to address these issues.

Jack Curtis – 4 Michael Road – His concern is with the landscaping vans (UPS Trucks/FEDEX) that take up the entire lane of traffic while they provide their services to the residents. He has had to drive around the vans which then force him to drive on the other side of the road. He recommended the Township Committee look into an ordinance to address this unsafe practice.

**Motion to closed public comment was moved by Mr. Diegnan and seconded by Ms. Duarte.
All members present voted to approve.**

DISCUSSION

Mayor Gisser noted that he read the package that was provided by the Kolton's on blight properties. He expressed that a modification to an existing ordinance may address the property maintenance issues without having to re-write a new ordinance. The Township Committee expressed that an ordinance should be drafted but asked that they discuss it further by reviewing the language of the ordinance. Their main concern is to stay away from becoming the "taste police" and over burdening the administrative staff with neighbor disputes. Mr. Monaghan suggested drafting two types of ordinances like a narrow (blight) focused and a more broad (property maintenance) focused ordinance.

Ms. Duarte asked the Township Committee if they would be interested in having a representative attend a meeting to explain the Energy Aggregation process that can potentially save the residents money on their electric bill. The Township Committee agreed that they would like to see a presentation on the topic.

Ms. Neibart expressed that the shared court is moving forward with Chester Borough joining the Mendham Township and Chester Township Shared Court. She noted that the Township Committee would need to appoint a court liaison for next year. The Share Service Committee will meet soon to discuss intra-municipal communication. Ms. Neibart explained the vote by mail process.

Mr. Monaghan thanked David Guida, Recreation Director for the report on Brookside Beach which showed good progress for this year. He also noted that the report showed future goals for the beach.

The Township Committee adjourned into executive session at 8:33PM. Motion to adjourn into executive session made by Mr. Diegnan and seconded by Ms. Duarte. All members voted to adjourn into executive session.

ADJOURN

**Motion by Ms. Duarte and seconded by Ms. Neibart.
All members voted to adjourn at 9:30 PM.**

Respectfully submitted,

Maria F. Coppinger
Township Clerk

Distributed: 9/17/2019
Approved: 9/24/2019