

TOWNSHIP COMMITTEE - TOWNSHIP OF MENDHAM
REGULAR MEETING
NOVEMBER 10, 2014

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

ROLL CALL:

Mr. Baumann	Present
Mr. Cioppettini	Present
Mr. Strobel	Present
Mr. Tolley	Present
Mayor Thomas	Present

Also Present:

John M. Mills, III, Esq., Township Attorney
Amey Upchurch, Township Administrator
Kathleen Potter, Township Clerk

SALUTE TO THE FLAG

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 7, 2014. 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 Thomas

A resolution appointing Antoinette Gallicchio to the part-time position of records clerk at the police department was adopted.

APPROVAL OF MINUTES

Mayor Thomas called for a motion to move the regular meeting minutes from October 28, 2014. Mr. Tolley so moved and Mr. Strobel seconded. All members voted to approve, except Mr. Cioppettini abstained.

Mayor Thomas called for a motion to move the executive session meeting minutes from October 28, 2014. Mr. Baumann so moved and Mr. Strobel seconded. All members voted to approve, except Mr. Cioppettini abstained.

DISCUSSION

Defibrillator Follow-up – Amey Upchurch

Mrs. Upchurch stated that each machine will cost between \$1,200 and \$2,000. She is reviewing the capital budget since these purchases were not included in the 2014 budget. Mayor Thomas asked that the purchases be made a priority.

45 and 47 Tempe Wick Road

After a brief discussion regarding the location of the properties the Township Committee did not wish to purchase. Mr. Mills will send a letter.

PRESENTATION

Morris Area Energy Coop Presentation

Molly Whilesmith from Concord Energy Services and Rich Steel from Commercial Utility Consultants were present to discuss the potential positive impacts of coop energy purchasing. Wharton, the lead agency, is looking to combine with other municipalities to buy bulk electricity and provide savings to residents. Benefits include protection of rate payers, lower rates based on buying power and a 100% price risk guarantee. The project will not move forward if there are no savings. There was discussion regarding energy aggregation and deregulation. If the Township wants to proceed they must adopt a resolution authorizing the company to move forward with exploring possible savings.

**TOWNSHIP COMMITTEE - TOWNSHIP OF MENDHAM
REGULAR MEETING
NOVEMBER 10, 2014**

The meeting was open to hearing persons present.

Diana Brown, Ironia Road

Ms. Brown questioned how the companies were chosen as consultants. Mr. Steel stated that they were chosen as agents by Wharton. Other entities provide the same services and Wharton made their selection based on experience. There is already a separate program that allows schools and municipalities to benefit from bulk buying.

There being no further comments hearing persons present was closed.

COMMITTEE REPORTS

Mr. Strobel stated that Mr. Baumann, Mrs. Upchurch and he have been reviewing proposals to replace the Drakewick sewage plant with membrane technology. A final report will be presented at a future meeting and there will be intensive outreach to the neighbors so they have full understanding of the change.

Mr. Baumann noted that the special Pitney meeting is scheduled for Thursday, November 20, 2014.

Mrs. Upchurch will contact the committee to set up budget meeting dates.

Mr. Cioppettini congratulated Mr. Strobel on his new seat on the High School Board of Education and Mrs. Brown on her election to the Township Committee.

DISCUSSION

Review of Brookside Engine Co. Request for Utility Vehicle

Mrs. Upchurch is still reviewing the capital budget and had no further update.

HEARING PERSONS PRESENT

There being no comment hearing persons present was closed.

ANNOUNCEMENTS

None.

NEW BUSINESS

Resolutions

RESOLUTION 2014-174

AUTHORIZING PAYMENT OF BILLS

Mayor Thomas read the resolution by title and called for a motion. Mr. Baumann so moved. Mr. Tolley seconded. Payment to Peter Fico was pulled from the list for clarification at Mr. Cioppettini's request. All members voted to approve.

RESOLUTION 2014-175

AUTHORIZING REFUND OF SEPTIC SYSTEM APPLICATION FEES

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

RESOLUTION 2014-176

**APPOINTING ANEY UPCHURCH ACTING CHIEF FINANCIAL OFFICER
FOR MENDHAM TOWNSHIP**

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

RESOLUTION 2014-177

**APPROVING RAFFLE LICENSE –
MENDHAM TOWNSHIP HSA**

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

**TOWNSHIP COMMITTEE - TOWNSHIP OF MENDHAM
REGULAR MEETING
NOVEMBER 10, 2014**

RESOLUTION 2014-178

AUTHORIZING DISCUSSION WITHOUT THE PRESENCE OF THE PUBLIC

Matters pertaining to:

Litigation
Contract negotiations
Personnel

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

DISCUSSION

It was confirmed that the Township received an OPRA request for the e-blast email list. Mr. Mills verified that the list must be released under the rules of OPRA. Mr. Strobel recommended posting conditions of use and advising residents that the list is subject to OPRA.

Open items were reviewed.

HEARING PERSONS PRESENT

There being no comments hearing persons present was closed.

EXECUTIVE SESSION

Upon a motion made a seconded the Committee entered executive session at 9:05 p.m.

The Committee returned from executive session at 10:05 p.m.

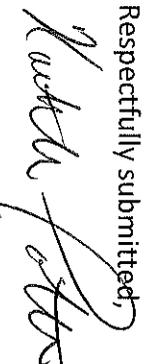
Upon motion made and seconded the Committee authorized payment to Peter Fico.

Mr. Mills noted proposed modifications the Fire Department ordinance. It was requested to provide a clearer definition of membership.

ADJOURN

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

Respectfully submitted,



Kathleen Potter, Township Clerk

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REGULAR MEETING
NOVEMBER 10, 2014**

**RESOLUTION 2014-174
AUTHORIZING PAYMENT OF BILLS**

BE IT RESOLVED by the Township Committee of the Township of Mendham, County of Morris, New Jersey, that the Chief Financial Officer be and hereby is authorized to pay current bills as attached hereto and made a part hereof, contingent upon the approval of the Finance Committee.

RESOLUTION 2014-175

AUTHORIZING REFUND OF SEPTIC SYSTEM APPLICATION FEES

WHEREAS, Anne Smith initiated the necessary permit for the installation of a new septic system at 25 East Main Street and paid \$440.00 in inspection fees; and

WHEREAS, the buyers contractually agreed to install the septic and the costs related thereto;

BE IT RESOLVED by the Township Committee of the Township of Mendham, that the Chief Financial Officer be, and hereby is, directed to refund the septic system application fees in the amount of \$440.00 to Anne Smith, 29 Fairfax Terrace, Chatham, NJ 07928.

RESOLUTION 2014-176

APPOINTING AMEY UPCHURCH ACTING CHIEF FINANCIAL OFFICER

WHEREAS, there is a vacancy in the position of Chief Financial Officer; and

WHEREAS, N.J.S.A. 40A: 9-140.13(f) allows for the governing body to appoint, for a period not to exceed one year, a person who does not hold a municipal finance officer certificate to serve as a temporary chief financial officer;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham Committee that Amey Upchurch be appointed to serve as Acting Chief Financial Officer until such time as a decision is made on a permanent appointment to the position

RESOLUTION 2014-177

APPROVING RAFFLE LICENSE –

MENDHAM TOWNSHIP HSA

WHEREAS, an application for the following raffle license has been presented to the Township Clerk; and

WHEREAS, the Township Clerk has reviewed said application, finding it to be satisfactory and recommends that the Township Committee approve same;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, that the following application for a raffle license be and hereby are approved.

Raffle	Classification of Raffle	Date of Affair
Mendham Twp. HSA RL #187	Off-Premise 50/50 Raffle	Jan. 30, 2014

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REGULAR MEETING
NOVEMBER 10, 2014**

**RESOLUTION 2014-178
AUTHORIZING DISCUSSION WITHOUT
THE PRESENCE OF THE PUBLIC**

WHEREAS, it is deemed appropriate that the Township Committee discuss the matters hereafter mentioned without the presence of the public, in accordance with the provisions of R.S. 10:412b, being section 7b of the Open Public Meetings Act;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, as follows:

Matters pertaining to:

Litigation
Contract negotiations

Shall be discussed by the Township Committee without the presence of the public. It is anticipated that these matters can be disclosed to the public when further action is taken in connection with the discussion.