



Revised 12/27

**TOWNSHIP COMMITTEE
TOWNSHIP OF MENDHAM
REGULAR MEETING**

DATE: Monday, December 27, 2021

TIME: 6:00 PM – Executive Session
7:30 PM – Regular Session

LOCATION: IN-PERSON
Town Hall
2 West Main Street, Brookside; and

REMOTE VIA ZOOM

Access link and call-in numbers can be found on the last page of the agenda

www.zoom.us

Click on “Join a Meeting”

Webinar ID: 894 7638 8075

Passcode: 323628

Follow prompts

ROLL CALL

Mr. Baio
Ms. Duarte
Mr. Monaghan
Mr. Orlins
Mayor Neibart

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 Star Ledger and Daily Record on December 16, 2021. Notice was posted on the bulletin board in the township offices and notice was filed with the Township Clerk.

EXECUTIVE SESSION

2021-239 Resolution of the Township Committee of the Township of Mendham Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

REGULAR MEETING STARTS AT 7:30 PM

ROLL CALL

Mr. Baio
Ms. Duarte
Mr. Monaghan
Mr. Orlins
Mayor Neibart

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 Star Ledger and Daily Record on December 16, 2021. Notice was posted on the bulletin board in the township offices and notice was filed with the Township Clerk.

PROCLAMATIONS

Sue Schmerler, Environmental Commission Member
Morse Wilkenfeld, Environmental Commission Member

COVID – 19 UPDATE

ANNOUNCEMENTS

MAYOR’S END OF YEAR REMARKS

OPEN TO THE PUBLIC

Please state your name and address for the record.

*Zoom Attendees: If you wish to make a comment, please click ‘Raise hand’ in the webinar controls. If you join the webinar by phone, **dial *9** to raise your hand.*

RESOLUTIONS – CONSENT AGENDA

- 2021-240** Resolution of the Township Committee of the Township of Mendham Establishing 2022 Township Committee Regular Meeting Dates
- 2021-241** Resolution of the Township Committee of the Township of Mendham Establishing 2022 Office Hours and Holiday Schedule
- 2021-242** Resolution of the Township Committee of the Township of Mendham Approving Raffle License – First Presbyterian Church of Mendham – Hilltop Christian Nursery School
- 2021-243** Resolution of the Township Committee of the Township of Mendham Authorizing Staff Appointments for the Department of Recreation - Winter 2022 Ski Club and Brookside Beach Staff
- 2021-244** Resolution of the Township Committee of the Township of Mendham Authorizing the Cancellation of Small Balances on Tax and Sewer Utility Accounts for the Year Ending December 31, 2021

RESOLUTIONS - REGULAR AGENDA

- 2021-245** Resolution of the Township Committee of the Township of Mendham to Approve Settlement of Real Property Tax Appeals
- 2021-246** Resolution of the Township Committee of the Township of Mendham Authorizing Payment of Bills

***2021-247** Resolution of the Township Committee of the Township of Mendham Cancelling the
Emergency Appropriation in Sewer Utility East

*Added 12/27

OPEN TO THE PUBLIC

Please state your name and address for the record.

*Zoom Attendees: If you wish to make a comment, please click 'Raise hand' in the webinar controls. If you join the webinar by phone, **dial *9** to raise your hand.*

DISCUSSION

- Finance Committee Process
- Reorganization Meeting Venue
- Street Signs

LIAISON REPORTS

COMMITTEE MEMBER BAIO

- Construction
- Fire Department
- Historic Preservation
- Planning Board
- Zoning Board
- Police Station Design
- Pitney Park

COMMITTEE MEMBER DUARTE

- Environmental Commission
- First Aid Squad
- Mendham Sewer East & West
- Mendham TV
- Shared Court
- Stigma-Free Initiative
- Ad Hoc Marketing Committee

COMMITTEE MEMBER MONAGHAN

- Public Works, Department
- Health, Board
- Library
- Police
- Surrounding Town Outreach
- Wildlife Management
- Pitney Park

COMMITTEE MEMBER ORLINS

- Finance Committee
- Mendham Township School District
- Recreation Committee
- Surrounding Town Outreach
- Tax Assessor

MAYOR NEIBART

- Finance Committee
- Mendham Sewer East & West
- Police
- Recreation Committee
- Regional School District
- Tree Committee

RESOLUTION 2021-239

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Mendham is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Mendham to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- (6) Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose right could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

Special Counsel
2022 Appointments

- (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, in the County of Morris, State of New Jersey, assembled in public session on **December 27, 2021 at 6:00 P.M.** in the Township Municipal Building, 2 West Main Street, Brookside, New Jersey, that the Township Committee shall meet in Executive Session, from which the public shall be excluded, for the discussion of matters relating to the specific items designated above.

BE IT FURTHER RESOLVED that it is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Adopted: December 27, 2021

RESOLUTION 2021-240
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM ESTABLISHING 2022
TOWNSHIP COMMITTEE REGULAR MEETING DATES

WHEREAS, N.J.S.A. 10:4-6 et seq., known as the “Open Public Meetings Act” requires public bodies of the State of New Jersey to provide the public with adequate advance notice of all its meetings.

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

During the calendar year 2022, meetings will be held by the Township Committee to discuss or act upon public business at 7:30 p.m., prevailing time, unless otherwise noted, at the Municipal Building, 2 West Main Street, Brookside, New Jersey.

It may be necessary for the Township Committee to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b. Executive Session meeting may be held at 6:30 p.m., prior to the regular meeting, noted below.

Due to the COVID-19 State of Emergency, the Township Committee meetings may be held virtually. The access information can be located at www.mendhamtownship.org or by contacting the Township’s Clerks office.

2022 TOWNSHIP COMMITTEE MEETING DATES ARE AS FOLLOWS:

Mondays at 7:30 pm unless otherwise indicated
6:30 pm Executive Session

January 5 (Reorg.), 7:00 pm	Wed., February 2	March 14
January 24	Tues., February 15	March 28
April 11	May 9	June 13
April 25	May 23	June 27
July 11	August 15	September 12
July 25	(One meeting in August)	Wed., September 28 (TBA)
Tues., October 11	November 14	Tues., December 6, 6:00 pm*
October 24	November 28	December 12, 6:00 pm
		Tues., December 27

Thursday, January 5, 2023, 7:00 pm – Reorganization

**APPOINTMENTS MEETING*

BE IT FURTHERED RESOLVED that a certified copy of this resolution shall be provided to the Observer Tribune and the Daily Record, filed with the Township Clerk of the Township of Mendham and mailed to any other person requesting notices of meetings of the Township Committee pursuant to N.J.S.A. 10:4-19 who had paid the required fee for such notices.

RESOLUTION 2021-240

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM ESTABLISHING 2022 TOWNSHIP COMMITTEE
REGULAR MEETING DATES**

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Clerk of the Township of Mendham, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Mendham Township Committee at a meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-241
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM ESTABLISHING 2022
OFFICE HOURS AND HOLIDAY SCHEDULE

BE IT RESOLVED by the Township Committee of the Township of Mendham, County of Morris, State of New Jersey, that the following hours be established for 2022:

Municipal Offices shall be open Monday through Friday from 8:30 am to 4:00 pm

SUMMER HOURS– JULY 4TH THROUGH SEPTEMBER 2ND

Monday thru Thursday: 8:00 am to 4:00 pm

Friday: 8:00 am to 1:00 pm

BE IT FURTHER RESOLVED that pursuant to Section 45-4c. of the Code of the Township of Mendham the following holidays will be observed during the calendar year 2022.

New Year's Day	January 3 rd
Martin Luther King's Day	January 17 th
President's Day	February 21 st
Good Friday	April 15 th
Memorial Day	May 30 th
Independence Day	July 4 th
Labor Day	September 5 th
Columbus Day	October 10 th
Veteran's Day	November 11 th
Thanksgiving Day	November 24 th
Day after Thanksgiving	November 25 th *
Christmas Day	December 26 th

*Municipal Offices will remain open on Election Day, and will be closed in the day after Thanksgiving in exchange for Election Day.

Full time employees of the Township will also be entitled to one floating holiday per calendar year, to be taken at the option of the employee, upon two weeks' notice in writing and with the approval of the department head.

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Clerk of the Township of Mendham, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Mendham Township Committee at a meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-242

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM APPROVING RAFFLE LICENSE – FIRST PRESBYTERIAN CHURCH OF MENDHAM – HILLTOP CHRISTIAN NURSERY SCHOOL

WHEREAS, the below listed organization has applied for a raffle license; and

WHEREAS, the Township Clerk has reviewed said application, finding the application 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, County of Morris, State of New Jersey that the following applications for a raffle license be and hereby approved.

ORGANIZATION	DATE OF RAFFLE	TYPE OF RAFFLE
First Presbyterian Church of Mendham Hilltop Christian Nursery School	April 23, 2022	Off-Premise 50/50

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Clerk of the Township of Mendham, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Mendham Township Committee at a meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-243

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM AUTHORIZING STAFF APPOINTMENTS FOR THE DEPARTMENT OF RECREATION - WINTER 2022 SKI CLUB AND BROOKSIDE BEACH STAFF

BE IT RESOLVED by the Township Committee of the Township of Mendham that the following named persons be paid from the Recreation Trust in accordance with the following:

WINTER 2022 - SKI CLUB

Daniel Araya, Chaperone	\$13.00/hour
Brian Barros, Chaperone	\$13.00/hour
Martha Kasbar, Chaperone	\$13.00/hour
Brendan O'Reilly, Chaperone	\$13.00/hour
Kamryn Schilling, Chaperone	\$13.00/hour

WINTER 2022 – LIFEGUARDS FOR SKATING

SUMMER 2022 – LIFEGUARDS FOR BROOKSIDE BEACH

Libby Frumento, Gate Attendant	\$13.00/hour
Valencia Grob, Lifeguard	\$13.00/hour
Cassandra Grob, Lifeguard	\$13.00/hour
Carly Orlins, Lifeguard	\$13.00/hour
Kate Barban, Lifeguard	\$13.00/hour

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, County, of Morris, State of New Jersey, approves the hiring of seasonal employees and a copy of this resolution be provided to the Recreation Director and the Chief Financial Officer.

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Clerk of the Township of Mendham, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Mendham Township Committee at a meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-244
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM TO APPROVE
SETTLEMENT OF REAL PROPERTY TAX APPEALS

WHEREAS, the municipal tax assessor and tax appeal counsel have negotiated a settlement of a real property tax appeal pending in the Tax Court of New Jersey; and

WHEREAS, the settlement is conditioned upon approval by the governing body of the Township of Mendham.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, County of Morris, State of New Jersey, that the following proposed settlement is approved:

1. Block 144, Lot 29.03 – 2019 assessment to be reduced to \$1,400,000, and 2020 and 2021 assessments to be reduced to \$1,450,000, resulting in an anticipated refund in the amount of \$10,605.50.

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Clerk of the Township of Mendham, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Mendham Township Committee at a meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-245
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE CANCELLATION OF SMALL BALANCES ON TAX AND SEWER UTILITY ACCOUNTS FOR
THE YEAR ENDING DECEMBER 31, 2021

WHEREAS, N.J.S.A. 40A: 5-17.1 provides that a municipality may authorize the cancellation of a tax refund or delinquency of less than then (\$10.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, New Jersey that authorization is hereby given the Tax Collector to process the cancellation of balances for 2021.

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Monday, December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-246
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE PAYMENT OF BILLS

BE IT RESOLVED by the Township Committee of the Township of Mendham, in the 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.

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Clerk of the Township of Mendham, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Mendham Township Committee at a meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

RESOLUTION 2021-247
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM CANCELLING
THE EMERGENCY APPROPRIATION IN SEWER UTILITY EAST

WHEREAS, an emergency appropriation was authorized by Resolution 2021-151, with respect to the collection system in Sewer Utility East and the possible excess flows and excess hauling in 2021 in accordance with N.J.S.A. 40A:4 in an amount of \$50,000; and

WHEREAS, upon reviewing the budget and expenses for the 2021 it has been determined that the emergency appropriation for \$50,000 is not necessary.

NOW, THEREFORE, BE IT RESOLVED, the Emergency authorization in the amount of \$50,000 in the Sewer Utility East 2021 budget is hereby cancelled and will not be required to be raised in the 2022 budget, and the Director of the Division of Local Government Services shall be notified.

Adopted: December 27, 2021

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Sarah Neibart, Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on December 27, 2021.

Maria F. Coppinger, Township Clerk

ACCESS INFORMATION
TOWNSHIP COMMITTEE MEETING

PLEASE CLICK THE LINK BELOW TO JOIN THE WEBINAR:

<https://us02web.zoom.us/j/89476388075?pwd=dTJwYXlONUt1YUUvNzA0SW5DVIrYz09>

Passcode: 323628

OR IPHONE ONE-TAP:

US: +13126266799,,89476388075#,,,,*323628# or
+16465588656,,89476388075#,,,,*323628#

OR TELEPHONE:

Dial (for higher quality, dial a number based on your current location):

US: +1 312 626 6799 or
 +1 646 558 8656 or
 +1 301 715 8592 or
 +1 346 248 7799 or
 +1 669 900 9128 or
 +1 253 215 8782

Webinar ID: 894 7638 8075

Passcode: 323628

International numbers available: <https://us02web.zoom.us/j/89476388075?pwd=dTJwYXlONUt1YUUvNzA0SW5DVIrYz09>