

**TOWNSHIP OF MENDHAM  
TOWNSHIP COMMITTEE  
REGULAR MEETING MINUTES**

**DATE:** Monday, November 28, 2022  
**TIME:** 7:30 PM  
**LOCATION:** Mendham Township Middle School & via Zoom

**ROLL CALL**

Mr. Baio	<i>Absent</i>
Ms. Duarte	Present
Ms. Neibart	Present
Mr. Orlins	Present
Mayor Monaghan	Present

Also, present:  
 Mr. John M. Mills, Esq.  
 Mr. Jason Gabloff, Township Administrator  
 Ms. Maria Coppinger, Township Clerk

**SALUTE TO THE FLAG** – Led by Mayor Monaghan

**STATEMENT OF ADEQUATE NOTICE** – Read by Mayor Monaghan

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 10, 2022. Change of Meeting Location Notice provided to the Daily Record and Observer Tribune on November 2, 2022. Notice was posted on the bulletin board in the township offices and notice was filed with the Township Clerk.

**PROCLAMATION**

*None*

**PRESENTATION**

*None*

**ANNOUNCEMENTS**

The Committee members presented their announcements on upcoming township events.

Ms. Duarte and Mayor Monaghan discussed the results of the General Election, in which Ms. Duarte noted that Lauren Spirig was certified as the winner. However, Mayor Monaghan pointed out that a recount is in process.

**OPEN TO THE PUBLIC**

George Koenig, North Gate Road – Mr. Koenig requested clarification on the recount process.

Matthew Messina, Brockden Drive – Mr. Messina commented on the status of the results of the elections.

***Motion to close hearing persons present made by Mr. Orlins; Seconded by Ms. Neibart. Voice Call: All members present voted in favor of the motion.***

**REGULAR AGENDA – RESOLUTIONS**

**2022-168** Resolution of the Township Committee of the Township of Mendham Authorizing and Approving the Amendment for the Shared Services Agreement with the Township of Chester for the Purposes of the Establishment and Operation of a Shared Municipal Court with Mendham Township, Chester Township and Chester Borough

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte	X		X		
Ms. Neibart			X		
Mr. Orlins		X	X		
Mayor Monaghan			X		

**2022-169** Resolution of the Township Committee of the Township of Mendham Authorizing the Payment of Bills

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte	X		X		
Ms. Neibart		X	X		
Mr. Orlins			X		
Mayor Monaghan			X		

**ORDINANCE FOR INTRODUCTION**

**16-2022**      An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Amending the Sewer Service Charges for the Mendham East Water Pollution Control System

**Public Hearing scheduled for December 12, 2022**

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte	X		X		
Ms. Neibart			X		
Mr. Orlins		X	X		
Mayor Monaghan			X		

**17-2022**      An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Amending the Sewer Service Charges for the Mendham West Water Pollution Control System

**Public Hearing scheduled for December 12, 2022**

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte	X		X		
Ms. Neibart			X		
Mr. Orlins		X	X		
Mayor Monaghan			X		

**ORDINANCE FOR SECOND READING / PUBLIC HEARING**

**15-2022**      Ordinance Appropriating \$125,000 from the Capital Improvement Fund in Order to Provide for Purchase S.C.B.A. Equipment for the Brookside and Ralston Engine Companies by the Township of Mendham, in the County of Morris, New Jersey

**Introduced on November 14, 2022**

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte		X	X		
Ms. Neibart	X				X
Mr. Orlins			X		
Mayor Monaghan			X		

***Public Hearing on Ordinance 15-2022***

Warren Gisser, Lt. of the Brookside Engine Company – Mr. Gisser, on behalf of the BEC department, he thanked the committee for their consideration on Ordinance 15-2022.

***Motion to public hearing on Ordinance 15-2022 made by Mr. Orlins; Seconded by Ms. Duarte. Voice Call: All members present voted in favor of the motion.***

**OPEN TO THE PUBLIC**

There were no comments from the public.

***Motion to close hearing persons present made by Ms. Duarte; Seconded by Ms. Orlins. Voice Call: All members present voted in favor of the motion.***

**DISCUSSION**

Ms. Duarte expressed that Congresswoman Mikie Sherrill introduced bipartisan legislation to combat auto theft. Ms. Duarte requested a resolution supporting the bill for the next agenda. Mayor Monaghan noted that the committee should review the bill before the next meeting.

**LIAISON REPORTS**

None

**ADJOURN**

***Motion to adjourn at 8:06 pm made by Ms. Duarte; Seconded by Mr. Orlins. Voice Call: All members present voted in favor.***

Respectfully submitted,

Distributed: 12/22/2022  
Approved: 12/27/2022

Maria F. Coppinger  
Township Clerk

**TOWNSHIP OF MENDHAM  
COUNTY OF MORRIS, STATE OF NEW JERSEY**

**ORDINANCE 16-2022**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY,  
AMENDING THE SEWER SERVICE CHARGES FOR THE MENDHAM EAST WATER POLLUTION CONTROL  
SYSTEM**

**WHEREAS**, Ordinance 10-96 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Establishing Sewer Services charges for the Mendham East Water Pollution Control System” established sanitary sewer service fees to be charged to the owners of properties served by such system; and

**WHEREAS**, Ordinance 10-96 was amended by Ordinance 17-97, Ordinance 21-2003, Ordinance 28-2006, and Ordinance 14-2007, ordinance 15-2015, ordinance 14-2017, and ordinance 7-2020; and

**WHEREAS**, The Township has determined that the sanitary sewer service fees to be charged to the owners of properties served by the Mendham East Water Pollution Control System shall be amended to adequately meet the managerial, professional, overhead and all other operating expenses.

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

**SECTION ONE:**

1. The owner of every property connected to and served by the Mendham East Water Pollution Control System (a self-liquidating municipal utility established by Ordinance 8-96 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Providing for the Acceptance of the Mendham East Water Pollution Control System and its Operating and Maintenance by the Township as a Self-Liquidating Municipal Utility”) shall pay to the Township and annual service charge in accordance with the following schedule:

<u>Property Use</u>	<u>Annual Service Charge</u>
Single-family dwelling unit and Condominium dwelling unit:	
1 Bedroom Dwelling	\$1,085
2 Bedroom Dwelling	\$2,170
3 Bedroom Dwelling	\$3,255
4 Bedroom Dwelling	\$4,341
5 Bedroom Dwelling	\$5,524

2. The annual service charges provided in Paragraph 1 of this ordinance shall be billed by the Collector of Taxes of the Township and be due and payable quarter-annually on February 1, May 1, August 1 and November 1 in each and every year.
3. If any bill for service charges remains unpaid after the due date, the amount due shall bear interest at the rate of eight percent (8%) per annum up to \$1,500 and eighteen percent (18%) over \$1,500. No interest shall be charged if payment of any quarterly service charge is made within the tenth calendar day following the date upon which the quarterly service charge became due. Service charges, and any interest thereon, provided by this Ordinance shall be liens on the respective properties against which such charges are made, and the payment may be enforced in the same manner provided for the collection of taxes.
4. All service fees received by the Township pursuant to this ordinance shall be dedicated revenues to adequately meet the managerial, professional, overhead and all other operating expenses of the Mendham East Water Pollution Control System in accordance with the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.
5. The rate structure established herein shall be effective January 1, 2018 and continue thereafter until amended or modified.

**SECTION TWO:**

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:**

All ordinances of the Township of Mendham which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:**

This ordinance shall take effect upon final passage and publication thereof as provided by law.

**TOWNSHIP OF MENDHAM  
COUNTY OF MORRIS, STATE OF NEW JERSEY**

**ORDINANCE 17-2022**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY,  
AMENDING THE SEWER SERVICE CHARGES FOR THE MENDHAM WEST WATER POLLUTION CONTROL  
SYSTEM**

**WHEREAS**, Ordinance 10-96 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Establishing Sewer Services charges for the Mendham West Water Pollution Control System” established sanitary sewer service fees to be charged to the owners of properties served by such system; and

**WHEREAS**, Ordinance 10-96 was amended by Ordinance 15-2016; and

**WHEREAS**, The Township has determined that the sanitary sewer service fees to be charged to the owners of properties served by the Mendham West Water Pollution Control System shall be amended to adequately meet the managerial, professional, overhead and all other operating expenses.

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

**SECTION ONE:**

- 1. The owner of every property connected to and served by the Mendham West Water Pollution Control System (a self-liquidating municipal utility established by Ordinance 8-96 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Providing for the Acceptance of the Mendham West Water Pollution Control System and its Operating and Maintenance by the Township as a Self-Liquidating Municipal Utility”) shall pay to the Township and annual service charge in accordance with the following schedule:

<u>Property Use</u>	<u>Annual Service Charge</u>
Single-family dwelling unit and Condominium dwelling unit	
Single - Family	\$1,621
Condo Unit	\$ 669

- 2. The annual service charges provided in Paragraph 1 of this ordinance shall be billed by the Collector of Taxes of the Township and be due and payable quarter-annually on February 1, May 1, August 1 and November 1 in each and every year.
- 3. If any bill for service charges remains unpaid after the due date, the amount due shall bear interest at the rate of eight percent (8%) per annum up to \$1,500 and eighteen percent (18%) over \$1,500. No interest shall be charged if payment of any quarterly service charge is made within the tenth calendar day following the date upon which the quarterly service charge became due. Service charges, and any interest thereon, provided by this Ordinance shall be liens on the respective properties against which such charges are made, and the payment may be enforced in the same manner provided for the collection of taxes.
- 4. All service fees received by the Township pursuant to this ordinance shall be dedicated revenues to adequately meet the managerial, professional, overhead and all other operating expenses of the Mendham West Water Pollution Control System in accordance with the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.
- 5. The rate structure established herein shall be effective January 1, 2023 and continue thereafter until amended or modified.

**SECTION TWO:**

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:**

All ordinances of the Township of Mendham which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:**

This ordinance shall take effect upon final passage and publication thereof as provided by law.

**TOWNSHIP OF MENDHAM  
MORRIS COUNTY, STATE OF NEW JERSEY**

**ORDINANCE 15-2022**

**ORDINANCE APPROPRIATING \$125,000 FROM THE CAPITAL  
IMPROVEMENT FUND IN ORDER TO PROVIDE FOR PURCHASE S.C.B.A.  
EQUIPMENT FOR THE BROOKSIDE AND RALSTON ENGINE COMPANIES  
BY THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW  
JERSEY**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM, IN THE  
COUNTY OF MORRIS, NEW JERSEY AS FOLLOWS:

Section 1. \$125,000 from the Capital Improvement Fund is hereby appropriated to provide  
for the purchase of S.C.B.A. equipment including but not limited to CGA for the use of the Brookside and  
Ralston Engine Companies of the Township of Mendham

Section 2. The Township hereby certifies that it has adopted a capital budget or a temporary  
capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended  
to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the  
extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital  
budget, a revised capital or temporary capital budget has been filed with the Division of Local Government  
Services.

Section 3. This ordinance shall take effect after final adoption and publication and otherwise  
as provided by law.