

**BOROUGH OF MOUNTAIN LAKES**  
**MOUNTAIN LAKES HIGH SCHOOL, 96 POWERVILLE ROAD, MOUNTAIN LAKES**  
**973-334-3131**

[www.mtnlakes.org](http://www.mtnlakes.org)

**DECEMBER 14, 2015**  
**6:30 PM VOLUNTEER RECOGNITION EVENT**  
**8:00 PM PUBLIC SESSION**  
**EXECUTIVE SESSION TO FOLLOW PUBLIC SESSION**

**AGENDA**

**1. CALL TO ORDER; OPENING STATEMENT**

This meeting is being held in compliance with Public Law 1975, Chapter 231, Sections 4 and 13, as notice of this meeting as originally scheduled and the agenda thereof had been reported to The Citizen and the Morris County Daily Record and The Star Ledger on January 8, 2015 (special meeting notice and change in location and time November 25, 2015) and posted in the municipal building.

Mayor McWilliams called the meeting to order at 6:55 p.m. in the high school lobby.

**2. ROLL CALL**

Ms. Reilly called the roll. All Council members were present. Also present at the Executive Session were Borough Manager Rich Sheola, Borough Clerk Michele Reilly, Borough Attorney Robert Oostdyk. Councilman Borin left the meeting at 8:21 p.m.

**3. PLEDGE OF ALLEGIANCE**

Mayor McWilliams led the salute to the flag.

**4. WELCOME**

Mayor McWilliams thanked those in attendance for attending the first annual Volunteer Appreciation and Recognition Program. He said that the Council wanted to take time out to say thank you and to celebrate all the volunteers who serve on Borough Boards, Committees, and Commissions, as well as on the Volunteer Fire Department and the Library Board of Trustees. He mentioned that the Borough volunteers help the Council and Borough administration to continue to meet the needs of the community and that the relationship between the Borough Council and its volunteers is key to keeping Mountain Lakes the community it has been for over one hundred (100) years.

Mayor McWilliams stated that the Borough would be presenting milestone awards for those volunteers who have served for five (5), ten (10), fifteen (15), twenty (20) and twenty-five (25) years or more. He also stated that, based on the information compiled for the program this evening, the Borough has over one hundred and thirty (130) residents currently serving in volunteer positions, and that the active volunteers have accumulated over five hundred sixty-five (565) years of service.

Mayor McWilliams also thanked those involved with planning and executing the event, including former Mayor and Councilwoman Blair Bravo, Deputy Mayor Peter Holmberg, Miguel Bravo, Kathleen Holmberg, Borough Manager Rich Sheola and Borough Clerk Michele Reilly. He asked the volunteers present to spread the word about volunteerism and its benefits and to encourage others in the community to consider volunteering.

**5. RECOGNITION CEREMONY**

Deputy Mayor Holmberg read the names of the milestone award recipients and Borough Council members assisted in handing out the awards:

**Five Year Awards:**

**Bill Bender, Jeff Cassidy, Nikki Castellucci, Tom Dagger, Debra Dewing, Mark Dilonno, Nate Fitch, Martin Kane, Mimi Kaplan, Consuelo Murtagh, Arthur Muti, Sr., Corey Nachshen, Paul Odenwelder, Mike Palazzi, Dana Pogorzelski, Meg Richards, Deb Shertzer, Jesse Silverman, Brandon Smith, Marnie Vyff, Marla Wexler, Nicole Wright**

**Ten Year Awards:**

**Peter Bolo, Robert Burn, Matt DeSantis, Paulette Edelson, Jay Eveleth, Joe Hills, Jonathan Holasek, Ed Hsiang, Arthur Max, Tom McElduff, Jaro Mesicek, Cliff Miles, John Reilly, Chris Richter, Susan Rogers, Pat Rusak, Rick Stillman**

**Fifteen Year Awards:**

**Steve Butera, Barbara Girz, Clive Knowles, Peter Sentowski, Glenn Tippy, Stephen Shaw**

**Twenty Year Awards:**

**Blair Bravo, Lauren Brickner-McDonald, Susan Ferguson**

**Twenty-Five Year Awards:**

**Jim Bailey, Steve Castellucci, Don McNeill, Jim Moody, Joe Mullaney, Chris Sullivan, Bob Trachtenberg, Jerry Uhrig, John VonSternberg**

**6. CLOSING REMARKS**

Deputy Mayor Holmberg thanked everyone for volunteering and for attending the program.

**7. EXECUTIVE SESSION**

**Resolution 181-15**

**Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege**

- Affordable Housing Litigation
- Appointment of Borough Professionals
- Contract Negotiations – Potential Shared Service Agreement, Township of Parsippany Troy-Hills
- Contract Negotiations – Shared Service Agreement, Township of Denville
- Financial Disclosure Compliance Issues
- Potential Litigation Update, Conlan vs. Mountain Lakes et al

Motion made by Councilman Barrett, second by Councilman Borin, to enter into Executive Session with all members in favor signifying by "Aye".

Motion made Councilman Borin, second by Deputy Mayor Holmberg, to adjourn the Executive Session and return to the public portion of the meeting with all members in favor signifying by "Aye".

**8. COMMUNITY ANNOUNCEMENTS**

Ms. Reilly announced that Santa would be visiting the Borough on Saturday the 19<sup>th</sup>.

Deputy Mayor Holmberg thanked all the people involved in the Christmas tree and Menorah lightings, specifically the Department of Public Works (DPW), the carolers, the Recreation Commission and the Recreation Director, Audrey Lane.

Mayor McWilliams mentioned that the food for tonight's volunteer event was catered by the school.

**9. SPECIAL PRESENTATIONS**

**-Iworq**

Department of Public Works (DPW) Superintendent Mark Prusina and Administrative Assistant Danielle Sekula gave a short presentation on Iworq, the new work management program which includes a citizen request component. Mr. Prusina said many hands had been involved in the implementation of the program and he specifically thanked Ms. Sekula and DPW employees Ryan Dunn and Bill Grey for their efforts, as well as Borough Manager Rich Sheola and Mark Huber from the Board of Education. He said the implementation process began some time ago with the capture and transfer of fleet and equipment data from the previous program into Iworq. Mr. Prusina said he was comfortable rolling this system out to the public now that Iworq had been populated with the historical data.

Ms. Sekula demonstrated logging a work order and also a citizen request. She mentioned that one of the benefits of Iworq was that it was an internet based program. Mr. Sheola complimented Ms. Sekula on her management of the project. He also thanked Councilman Lester for bringing the Iworq program to his attention.

The Council expressed their pleasure with the Iworq program and thanked Mr. Prusina and Ms. Sekula. Ms. Sekula was asked to follow up with Iworq regarding sending an email confirmation upon submission of a citizen request.

**10. REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES**

**NONE**

**11. PUBLIC COMMENT**

**Please state your name and address for the record.** Each speaker is limited to one (1) comment of no more than five (5) minutes with no yielding of time to another person.

Mayor McWilliams opened the public comment portion of the meeting with the consent of the Council. Mayor McWilliams explained the Council's policy of limiting each speaker to five (5) minutes with no yielding of time to another person.

Fred Kanter – 81 Hanover Road

Mr. Kanter said he was tired of hearing that the Borough Council was looking into issues involving the Borough Attorney and Engineer. He stated that he had brought many errors and deficiencies to the Council's attention and asked if the Council had considered disqualifications as well as qualifications when reviewing the professionals. He said Borough residents don't pay high taxes to get fourth rate professional services.

Steve Arnold – 4 Craven Road

Mr. Arnold said he had two questions. He asked if the Council was considering amending the Zoning Ordinance passed at the last meeting and if they were considering including the comments of the Planning Board. He also asked to be advised about the steps citizens could take if they didn't like what was happening and wanted to reverse a Council decision.

With no one else wishing to be heard, Mayor McWilliams closed the public comment portion of the meeting.

Mr. Oostdyk told Mr. Arnold that the Council was considering a potential amendment to be presented at the January meeting but that there was no item for consideration on tonight's agenda. He said that he thought citizens might have a limited right of initiative and referendum or a few methods of challenge but that would be up to the citizens to explore.

Deputy Mayor Holmberg asked Mr. Sheola to respond to Mr. Kanter's questions, and said that the process had been very formal. He commended Mr. Sheola on a job well done. Mr. Sheola stated that the process of reviewing the Borough professionals had begun in July or August when the RFP was developed and issued. He said that he had done a complete review of the responses received and had developed a six (6) point ranking system. He mentioned that his recommendations were discussed with the personnel subcommittee and that in the case of the Borough Auditor the Finance Advisory Committee had participated in the interview process.

## **12. DISCUSSION ITEMS**

### **-Borough Housing Element and Fair Share Committee**

Mr. Sheola reviewed his memo and reiterated his recommendation that the Borough Council formalize the group and expand its membership by three (3) for a total of seven (7): two (2) Borough Council members, three (3) citizen representatives, and two (2) members from the Planning Board. Mr. Bailey, Chair of the Planning Board and a member of the ad hoc committee, was in the audience and said he would give Mr. Sheola the name of an additional Planning Board member for consideration.

The Council discussed the possibility of adding other citizen representatives and how that might affect the group's goal of having the plan done by the end of January. Mr. Sheola said the ad hoc group of volunteers, comprised of Jim Bailey, Sandy Batty, Blair Bravo, and Stephen Shaw, has already done a tremendous amount of work on the third round plan. He explained that the goal would be the completion of the plan no later than the end of the first quarter of 2016.

Mr. Oostdyk said he expected the Borough would have an affordable housing number from the expert prior to the completion of the plan. He stated that the plan would be reviewed by the Borough Council and the Planning Board and then would be filed for court approval.

The Council concurred with Mr. Sheola's recommendations and a resolution formalizing the group and expanding the membership will be presented for approval at the reorganization meeting.

## **13. ATTORNEY'S REPORT (verbal)**

Mr. Oostdyk had nothing additional to report.

## **14. MANAGER'S REPORT (written)**

Mr. Sheola reviewed his written Manager's report and said that some of the items had been closed while many were in progress.

Mr. Sheola also reviewed his report on police overtime. He stated that the Chief has received the message that overtime has to be controlled. The Council asked Mr. Sheola how hiring another officer might affect overtime or if increasing the budget number was an answer. Mr. Sheola replied that he had not yet had time to sit with the Chief and have an in-depth discussion about the hiring of another officer. He said that Chief Bennett had requested more money for overtime in his 2016 proposed budget. The Council consensus was that Mr. Sheola should meet with Chief Bennett to discuss the overtime budget and staffing and they requested that he present a follow-up report at the meeting scheduled for the end of January. The Council requested that Chief Bennett also be present at the January Council meeting in order to be included in the dialog.

Mr. Sheola mentioned that he and Chief Bennett had polled eight (8) or nine (9) other towns and it appeared that police overtime costs represented between ten (10) to fifteen (15) percent of salary. He said he and the Chief had not been able to find a best practice and overtime analysis was not scientific. Deputy Mayor Holmberg said that the Chief was trained to be a Police Officer and not necessarily to be an analyst and he suggested the possibility of hiring a third party to do an overtime analysis for the Borough.

**15. ORDINANCE 14-15**

**ORDINANCE AMENDING CHAPTER 111 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES AND REVISING THE FEE SCHEDULE**

**BE IT ORDAINED** by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, as follows:

**Section 1.** Chapter 111, Section 111-3 entitled "Fee Schedule" shall be amended by the addition of the following **Subsection O "Miscellaneous"** as follows:

**Dishonored or Returned Checks** **\$ 20.00**

**Section 2.** Chapter 111, Section 111-3 entitled "Fee Schedule"; **Subsection N "Tax Collector"** shall be amended by the addition of the following fees:

**Fee for Multiple Lien Redemption Requests** **\$ 50.00**

**Section 3.** Chapter 111, Section 111-3 entitled "Fee Schedule"; **Subsection C "Department of Public Works"**, shall be amended to read in its entirety as follows:

**1. Sewer Connection Permits:**

**Residential** **\$ 50.00**  
**Commercial (businesses)** **\$100.00**  
**Industrial/manufacturing** **\$150.00**

**2. Sewer Connection Fee Per Dwelling Unit**

**\$5,000.00**

**3. Water Services Fee:**

**Turning Water On** **\$ 50.00**  
**Turning Water Off** **\$ 50.00**  
**Remove Meter** **\$ 50.00**  
**Set Meter, 5/8 or 3/4 inch, includes meter** **\$300.00**  
**Set Meter, One Inch, includes meter** **\$375.00**  
**Set Meter, larger than one inch** **\$ 50.00 plus cost of meter**  
**Final Meter Reading for Account Closeout** **\$ 50.00**  
**Test Meter** **\$ 50.00**  
**Temporary Water Service/Construction Purposes (non-potable)** **\$ 60.00 plus water usage/volume**  
**Hydrant Flow Test Observation** **\$100.00**  
**Pit Meter Installation plus cost of meter** **\$150.00**  
**Water connection fee, per dwelling unit**  
**1 inch or smaller** **\$2000.00**  
**1 1/2 inch or larger** **\$3000.00**

**4. Water rates (effective January 1, 2015)**

**Water Meters per 100 Gallons**

**Residential:**

**Up to 11968 Gallons** **\$0.3770**  
**From 11969 to 22440 Gallons** **\$0.3947**  
**From 22441 to 37400 Gallons** **\$0.4058**  
**From 37401 to 59840 Gallons** **\$0.4252**  
**From 59841 to 74800 Gallons** **\$0.4412**  
**From 74801 Gallons and Above** **\$0.4652**

**Commercial/Industrial:**

**Up to 11968 Gallons** **\$0.4010**  
**From 11969 to 22440 Gallons** **\$0.4363**  
**From 22441 to 37400 Gallons** **\$0.4572**  
**From 37401 to 59840 Gallons** **\$0.5134**  
**From 59841 to 74800 Gallons** **\$0.5615**  
**From 74801 Gallons and Above** **\$0.6096**

\*Minimum charges, pro rata when meter is connected for less than a quarter

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Residential Water Meter	\$45.12 per quarter
Commercial Water Meter	\$47.99 per quarter
Sprinkler Meters per 100 Gallons	

**Residential:**

Up to 11968 Gallons	\$0.4812
From 11969 to 22440 Gallons	\$0.5680
From 22441 to 37400 Gallons	\$0.6224
From 37401 to 59840 Gallons	\$0.6674
From 59841 to 74800 Gallons	\$0.8182
From 74801 Gallons and Above	\$1.0524

**Commercial:**

Up to 11968 Gallons	\$0.5214
From 11969 to 22440 Gallons	\$0.6080
From 22441 to 37400 Gallons	\$0.6625
From 37401 to 59840 Gallons	\$0.7091
From 59841 to 74800 Gallons	\$0.8406
From 74801 Gallons and Above	\$1.0909

\*Minimum charges, pro rata when meter is connected for less than a quarter

\*Residential Sprinkler Meter \$57.60\*\* per quarter

\*Commercial sprinkler meter \$62.40\*\* per quarter

\*\*Sprinkler meters are billed only 2nd and 3rd quarters

Late charge on delinquent bills 8%

Pavement replacement, per square yard	\$15.00
Sprinkler standby rental, per quarter	\$25.00

**5. Sewer (rates based on water usage by water meter)**

Residential	Rate per 100 gallons
Commercial/Industrial	0.53141
Late charge on delinquent sewer bills	0.57653
Minimum Charge for sewer usage, pro rata when meter is connected for less than a quarter:	8% per quarter
Residential sewer fee:	\$ 63.60
Commercial sewer fee:	\$ 69.00

**6. Solid Waste Rates**

a. Bag charges for garbage collection (sold in quantities of 10)	
15 gallon capacity	\$12.50
30 gallon capacity	\$25.00

**b. Garbage and recycling collection base rate, per quarter for non-resident \$88.50**

\*Late penalty on delinquent garbage/recycling bill per quarter or part thereof 8%

**c. Trash Day Charges**

Car	\$20.00
Station wagon, minivan, small SUV	\$30.00
Large SUV, small pickup	\$40.00
Large pickup, full-size van	\$60.00
Exterior items	\$20.00
Trailer ("U-Haul" type):	
5 feet x 5 feet x 4 feet	\$100.00
10 feet x 6 feet x 6 feet	\$350.00
20 feet x 6 feet x 6 feet	\$700.00
22 feet x 6 feet x 6 feet	\$1,400.00
24 feet x 8 feet x 8 feet	\$1,500.00

\*An additional fee of \$10.00 will be charged for trash that extends beyond the vehicle interior and/or is attached to the exterior of the vehicle

**7. Street opening, driveway connection, curb permits**

Curb lowering permit	\$25.00
Driveway or private road construction permit	\$25.00
Street opening, driveway connection or curb opening permit	\$100.00

In addition to the fee for a street opening permit, there shall be an additional fee charged for street openings which occur earlier than five (5) years from completion of the street improvement as follows:

a. During the first year following completion of street improvement	\$1,000.00
b. During the second year following completion of street improvement	\$900.00
c. During the third year following completion of street improvement	\$800.00
d. During the fourth year following completion of street improvement	\$700.00
e. During the fifth year following completion of street improvement	\$600.00

**8. Boat/Watercraft Removal Fee**

End of season removal	\$50.00
Removal after December 15 <sup>th</sup>	an additional \$5.00 per day up to an additional maximum of \$50.00
<b>Boat/Watercraft Retrieval</b>	<b>\$50.00</b>

**Section 4.** Chapter 111, Section 111-3 entitled "Fee Schedule"; **Subsection F "Soil Moving"**, shall be amended to read in its entirety as follows:

<b>1. Minor soil moving permit</b>	<b>\$100.00</b>
<b>2. Major soil moving permit</b>	<b>\$300.00</b>
<b>3. Soil moving escrow</b>	<b>\$1,250.00</b>

Soil erosion and sediment control certification fees shall be as follows:

<b>Individual single-family residential products</b>	<b>\$200.00 per project</b>
<b>Residential subdivisions per lot</b>	<b>\$500.00 base fee plus \$100.00</b>
<b>Residential developments and site plans per dwelling unit</b>	<b>\$1000.00 base fee plus \$50.00</b>
<b>Nonresidential development and site plans</b>	<b>\$1000.00 base fee plus \$100.00 per acre</b>

**Section 5.** If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

**Section 6.** All Ordinances or parts of Ordinances, which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 7.** This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

If adopted this Ordinance shall take effect after publication and passage as provided by law.

**PUBLIC HEARING**

Mayor McWilliams opened the public hearing on the Ordinance with the consent of the Council. Mayor McWilliams explained the Council's policy of limiting each speaker to five (5) minutes with no yielding of time to another person.

With no one wishing to be heard, Mayor McWilliams closed the public hearing.

Prior to the adoption of the Ordinance, Councilman Happer mentioned that the review of this Ordinance is now an annual process and requested Council acknowledge the staff for its role in the process.

**Introduced: November 23, 2015**

**Adopted: December 14, 2015**

Council Member	By:	2 <sup>nd</sup>	Yes	No	Abstain	Absent	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent
Albergo			X						X			
Barrett			X						X			
Borin			X									X
Happer	X		X				X		X			
Lester			X						X			
Holmberg		X	X					X	X			
McWilliams			X						X			

**16. \*RESOLUTIONS**

- R183-15 Resolution Authorizing the Redemption of Tax Title Lien 2011-09 (corrected)
- R186-15 Resolution Authorizing the Refund of Overpayment of Taxes – Block 100, Lot 53.02 - Kapell
- R187-15 Resolution Authorizing the Refund of Overpayment of Taxes – Block 31, Lot 15.02 - Leuchten
- R188-15 Resolution Authorizing the Transfer of Appropriations
- R189-15 Resolution Authorizing Adjustment to 2015 Employees’ Salary - Reilly
- R190-15 Resolution Authorizing Adjustment to 2015 Employees’ Salary – Sharp
- R191-15 Resolution Authorizing 2015 Employees’ Salary - Mullaney
- R192-15 Resolution Amending the Appointment of Special Police Officers – Mullaney
- R193-15 Resolution Authorizing the Publication of Specifications for the Co-location and Equipment Storage Space at the Cellular Tower Located at the Municipal Complex
- R194-15 Resolution Authorizing the Payment of Bills

**17. \*MINUTES**

- November 23, 2015 (Executive)
- November 23, 2015 (Regular)

**18. \*DEPARTMENT REPORTS**

- Construction Department November 2015
- Department of Public Works November 2015
- Fire Department November 2015
- Health Department November 2015
- Police Department November 2015
- Recreation Department November 2015
- Tax Department November 2015

**19. \*BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS NONE**

Prior to the Consent Agenda vote Councilman Lester requested that Resolution 190-15, Resolution Authorizing Adjustment to 2015 Employee’s Salary - Sharp be discussed separately from the Consent Agenda. Deputy Mayor Holmberg requested that Resolution 189-15, Resolution Authorizing Adjustment to 2015 Employee’s Salary - Reilly be discussed separately from the Consent Agenda.

Council Member	By:	2 <sup>nd</sup> :	Yes	No	Abstain	Absent
Albergo		X	X			
Barrett			X			
Borin						X
Happer			X			
Lester			X			
Holmberg	X		X			
McWilliams			X			

**\*Indicates Consent Agenda Item**

Matters listed as Consent Agenda Items are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

**Resolution 190-15**

**Resolution Authorizing Adjustment to 2015 Employee’s Salary - Sharp**

Councilman Lester expressed his objection to the resolution .He stated that his objection had to do with the process and the fact that the adjustment was based on undocumented conversations. Councilman Happer said other individuals had been compensated in conjunction with the project based on documentation and this resolution ensured consistency among the group.

Council Member	By:	2 <sup>nd</sup> :	Yes	No	Abstain	Absent
Albergo			X			
Barrett				X		
Borin						X
Happer		X	X			
Lester				X		
Holmberg	X		X			
McWilliams			X			

**Resolution 189-15**

**Resolution Authorizing Adjustment to 2015 Employee’s Salary – Reilly**

Mr. Sheola said it had been a trying four (4) months but that he had rested easier knowing that Ms. Reilly was here and had his back and also had the Borough’s best interests at heart. Ms. Reilly thanked the Borough staff for their support during Mr. Sheola’s absence and thanked the Council as well.

Council Member	By:	2 <sup>nd</sup> :	Yes	No	Abstain	Absent
Albergo			X			
Barrett			X			
Borin						X
Happer		X	X			
Lester			X			
Holmberg	X		X			
McWilliams			X			

**20. COUNCIL REPORTS**

**Public Works Advisory Committee** – Councilman Albergo said the next meeting would be in January and that the plan was to discuss the beach project and then to make a presentation to the Council at the meeting scheduled for the end of January. He said there would be no Council vote and that this would merely be an informal presentation on potential upgrades to Island and Birchwood beaches. He mentioned that salient points may be posted on the Borough’s website following the presentation. Councilman Albergo also mentioned that the styrofoam recycling was going well.

**Lakes Management Advisory Committee** – Deputy Mayor Holmberg requested that Mr. Sheola ask Mr. Prusina to check on the lights which illuminate the volleyball court at Birchwood because the lights appear to be on at all times.

Deputy Mayor Holmberg said he would like to introduce a concept for consideration, namely an alternative access road to the King of Kings backlot. He said he was requesting that the Borough Engineer explore options for access via the end of Yorke and Maple Roads, and that an alternative access might help preserve the steep slopes.

**Shade Tree Commission** – Ms. Reilly reported for Councilman Borin that the Community Forestry Management Plan (CFMP) has been submitted to the State for review.

**21. PUBLIC COMMENT**

**Please state your name and address for the record.** Each speaker is limited to one (1) comment of no more than five (5) minutes with no yielding of time to another person.

Mayor McWilliams opened the public comment portion of the meeting with the consent of the Council. Mayor McWilliams explained the Council’s policy of limiting each speaker to five (5) minutes with no yielding of time to another person.

Fred Kanter – 81 Hanover Road

Mr. Kanter told the Council that if a Borough professional does something wrong the public does not know if the Council finds it acceptable or unacceptable unless public comment by Council members is made. He said he has never heard a Council member talk about the street signs. He stated his opinion that the professionals make mistakes which are damaging to the town and wondered if the Council ever sued or asked for a refund of fees, citing as an example the lack of curb cuts and ADA compliance at Cove Park. He said he wanted to know why he never hears the Council say that the Engineer made a mistake and why the Council does nothing about the mistakes.

With no one else wishing to be heard, Mayor McWilliams closed the public comment portion of the meeting.

**22. EXECUTIVE SESSION**

**Resolution 181-15**

**Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege**

- Affordable Housing Litigation
- Appointment of Borough Professionals
- Contract Negotiations – Potential Shared Service Agreement, Township of Parsippany Troy-Hills
- Contract Negotiations – Shared Service Agreement, Township of Denville
- Financial Disclosure Compliance Issues
- Potential Litigation Update, Conlan vs. Mountain Lakes et al

Motion made by Councilman Happer, second by Councilman Albergo, to re-enter into Executive Session with all members in favor signifying by "Aye".

Motion made Deputy Mayor Holmberg, second by Councilman Albergo, to adjourn the Executive Session and return to the public portion of the meeting with all members in favor signifying by "Aye".

**23. ADJOURNMENT at 10:27 PM**

Motion made by Councilman Happer, second by Deputy Mayor Holmberg to adjourn the meeting at 10:27 p.m., with all members in favor signifying by "Aye".

**\*Indicates Consent Agenda Item**

Matters listed as Consent Agenda Items are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

**ATTEST: DECEMBER 14, 2015**

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Michele Reilly, RMC, Borough Clerk

G. Douglas McWilliams, Mayor