



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
SEPTEMBER 12, 2016
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ 07046**

CALL TO ORDER AND OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is being held in compliance with Public Law 1975, Chapter 231, Sections 4 and 13, as notice of this meeting and the agenda thereof had been reported to The Citizen and the Morris County Daily Record and The Star Ledger on January 8, 2016 and posted in the municipal building.

Mayor Holmberg called the meeting to order at 8 p.m. in the municipal building.

ROLL CALL ATTENDANCE

Roll Call	Present	Absent		Present	Absent
Albergo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	McWilliams	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Barrett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Borin	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Happer	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Holmberg	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lester	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

FLAG

Mayor Holmberg led the salute to the flag.

COMMUNITY ANNOUNCEMENTS

Mr. McWilliams stated that the shredding and blood drive will be held on October 22nd.

Mr. McWilliams stated that the Centennial Gala for the Fire Department will be held October 22nd.

Mayor Holmberg commented on volunteerism in the community. He stated that there are now names of those volunteers that have served on a board or committee for 20 years on the wall in the council chambers.

SPECIAL PRESENTATIONS

Recognition for Police Officers Hicok and Cacciabeve

Mayor Holmberg recognized the two officers who helped save a life of someone who suffered an overdose. Chief Bennett acknowledged the officers. Mayor Holmberg read a proclamation for Officers Hicok and Cacciabeve.

PUBLIC COMMENT

Mayor Holmberg opened the meeting to the public

Mr. Joe Morgis, 48 Westshore Road, made a comment about non-resident use of the Birchwood Lake facility. He stated that the use of the facility is for residents. He stated that there are people who come to the park and walk their dogs off leash. He also stated that people are abusing alcohol in the park.

Mr. Fred Kanter, 81 Hanover Road, He stated that he has heard the same comments that Mr. Morgis made from other residents regarding use of the park. He stated that he came to discuss the abandoned vehicle ordinance. He stated that unregistered cars are not abandoned. He stated that antique cars do not get registration stickers. He stated that the Mountain Lakes law is unconstitutional.

BOROUGH COUNCIL DISCUSSION ITEMS

Proposed pipeline ordinance/resolution

A draft ordinance and resolution were included in the packet. The resolution was discussed. It was the consensus of the Council to move toward passing an ordinance rather than a resolution. The draft of the ordinance was discussed. The council will review the draft ordinance further and give any comments to Mr. Oostdyk by the 16th of the month. Mr. Oostdyk will then send all comments along to the Environmental Commission.

Abandoned vehicle ordinance

There was a discussion regarding the existing ordinance. The use of the word "abandoned" in the ordinance was discussed. There was a discussion regarding the type of vehicles that should be targeted in the ordinance and the language used to describe the vehicles. Mr. Barrett suggested looking at ordinances that have survived legal challenges. There was a discussion regarding vehicles on public property as opposed to private property. Mr. Oostdyk will redraft the ordinance and bring it back to Council by the next meeting.



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Lot Numbering Ordinance

There was a discussion regarding the existing ordinance regarding lot numbering. It was suggested that enforcement of the numbering should be overseen by the Construction Department. It was suggested by Mr. Sheola that the clause stating that the town Manager issues lot numbers be corrected. The Manager does not issue lot numbers. Mr. Sheola will make changes to the ordinance and bring it before Council at the next meeting.

ATTORNEY'S REPORT

No report

MANAGER'S REPORT

Mr. Sheola discussed his report. The Irene and Sandy FEMA claims have been closed out. He is working with Mr. Ferriero, Dam engineer, on questions received regarding the Sunset Dam project. He stated that there is nothing happening with the Transportation Trust Fund. There was a discussion regarding how to move forward with road projects. Mr. Sheola stated that there is a resolution on the agenda this evening regarding expanding the contract for the Architect for the beach improvement project. He commented on CERT training.

ORDINANCES

Final Hearing of Ordinance 07-16, Amendment to the R-AH2 Zone

ORDINANCE AMENDING CHAPTER 245 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES PERTAINING TO PERMITTED SLOPE DISTURBANCE IN THE R-AH2 ZONE

Mayor Holmberg opened the meeting to the public

There was no one from the public who wished to comment.

Introduced: 6/27/2016

Council member	M	2nd	Yes	No	Abstain	Absent
Albergo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barrett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Happer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lester	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
McWilliams	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Borin	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Holmberg	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Adopted 9/12/2016

Council member	M	2nd	Yes	No	Abstain	Absent
Albergo	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barrett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Happer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lester	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
McWilliams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Borin	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Holmberg	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

***CONSENT AGENDA ITEMS**

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.



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***RESOLUTIONS**

- R133-16, Resolution authorizing the payment of bills
- R134-16, Authorization of additional Architect services for the Island Beach project

***APPROVAL OF MINUTES**

Minutes of August 22, 2016

Approval of the Consent Agenda

Councilman Barrett abstained on voting on the minutes

Councilman Lester abstained on voting on check #11652 on the bills list

Council member	M	2nd	Yes	No	Abstain	Absent
Albergo	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barrett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Happer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lester	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
McWilliams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Borin	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Holmberg	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

***BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS**

None

COUNCIL REPORTS

Mr. Lester commented on the grant meeting. He stated that there was good conversation at the meeting. Mr. McWilliams stated that he attended a meeting regarding the ambulance squad. A new charter was discussed. A resolution will be needed from each town to participate in services. He stated that the Lakes Committee met. They discussed the Sunset Lake dam and cleaning of the canal.

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 and no yielding of time to another person.

Mayor Holmberg opened the meeting to the public.

Mr. Fred Kanter, 81 Hanover Road commented regarding enforcement at Birchwood Lake. He commented on vehicles abandoned on public property. He stated that the State has laws in effect regarding vehicles abandoned on public property.

NEXT STEPS AND PRIORITIES

Mayor Holmberg reviewed the following next steps and priorities:

- a) Preserve the use of borough facilities for residents – metrics to Council by Mr. Sheola at 9/26 meeting
- b) Draft revision of pipeline ordinance to reflect Council discussion by Mr. Oostdyk by the 9/26 meeting
- c) Draft revision of the vehicle ordinance by Mr. Oostdyk by the 9/26 meeting
- d) Capture legal issues associated with Sunset Dam by Mr. Sheola by the 10/12 meeting
- e) FAQ document and neighborhood meeting held for those impacted by Sunset Dam – Mr. Sheola by 9/30
- f) Lot numbering ordinance amendments by Mr. Sheola by the 9/26 meeting
- g) List of road work done by NJ Natural Gas - Mr., Sheola by the 9/26 meeting
- h) Get answer from JIF regarding ambulance squad insurance – Mr. Sheola by 9/26 meeting

ADJOURNMENT at 9:45 P.M.



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Motion made by Councilman Lester, second by Councilman Happer to adjourn the meeting at 9:45 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Valerie A Egan Borough Clerk