



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
MAY 22, 2017
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 5, 2017 and posted in the municipal building.

Mayor Holmberg called the meeting to order at 8:00 p.m. in the municipal building.

ROLL CALL ATTENDANCE

Roll Call	<u>Present</u>	<u>Absent</u>		<u>Present</u>	<u>Absent</u>
Barrett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Shepherd	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Happer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barnett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Horst	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Holmberg	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Korman	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

FLAG

Mayor Holmberg led the salute to the flag.

COMMUNITY ANNOUNCEMENTS

Mayor Holmberg stated that the Lake Drive paving is complete. He stated that the Memorial Day Parade will be held next Monday. He stated that Mountain Lakes Day will take place after the parade.

SPECIAL PRESENTATIONS

Presentation of plaque from the American Cancer Society for the Borough's support of the Relay for Life program. Representatives from the American Cancer Society came before the Council to present the municipality with a plaque for the town's support for the Relay for Life program. The Relay for Life program was explained.

PUBLIC COMMENT

Mayor Holmberg opened the meeting to the public

Mr. Fred Kanter, 81 Hanover Road, spoke about the ordinance that was recently passed regarding parking. He stated that after listening to recordings of two meetings, he found that there was no discussion by Council regarding this ordinance. He stated that this ordinance was a solution in search of a problem. He wanted to know what justification the Council had to pass this ordinance.

Alex Sherman, 34 Crane, stated he is part of a group which consists of local High school students that is starting a local newspaper.

Jake DeNoor, 74 Lake Drive, made comment regarding the lights at Island Beach. He stated that he would like to have them turned off at night. Mr. Sheola stated that he will take care of having them turned off. He made mention regarding the beach project. He stated that the pavilions at the beach project should not be decreased in size and there should not be any walls around the pavilions.

BOROUGH COUNCIL DISCUSSION ITEMS

Update on Committee formations and appointments

There was a discussion regarding the length of appointments of committees. Subcommittee members are appointed each year by resolution. Members of Committees/Commissions established by ordinance are appointed on multi-year, staggered terms.

ATTORNEY'S REPORT

No report

MANAGER'S REPORT

Mr. Sheola stated that the Lake Drive paving project is complete. The Facilities committee met. They are looking at commercial buildings for space should the municipality need temporary space. The municipality is working towards a bond sale. He stated that Planner Paul Phillips will come before Council the second meeting in June. After some



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discussion it was decided that Mr. Phillips will be asked to come to a meeting in the fall. Mr. Sheola stated that the idea of having a local ordinance to limit vehicle weight will most likely not work due to the fact that delivery trucks are exempt from such ordinances. Mr. Sheola asked everyone to read the 2016 municipal audit. There was a discussion regarding having the CFO present at the next meeting to explain the comments and recommendations in the audit. Mr. Sheola gave an update regarding the beach project. He explained changes that were suggested and the changes that were agreed upon by the committee. Stone was added to the front façade of the garage at Birchwood. The bathroom sinks were changed from four to three. The roof line was lowered. Sand will be used under the swings as a fall zone material. A pathway was removed. There is still a question regarding an existing cement wall as to if it will be taken down. There was a discussion regarding the clearance necessary to get an emergency vehicle past the pavilion. Mr. Barrett suggested that the Manager get all of the stake holders, (fire chief, swim board, etc.), together to take one last look. It was discussed that the stakes need to go back into the ground to show the footprint of the buildings. Mr. Sheola asked the Council except for the measurement of the lane, is everything else in the plans acceptable. The Council stated that everything else was acceptable. There was a discussion regarding Island beach. Sand will be the fall zone under the swings. The committee recommended that the pavilion be 26' x 26'. Mr. Sheola stated that the reason for the wall at the pavilion was that there is a drop-off on the water side of the pavilion. The wall is for safety purposes. Mr. Barrett stated that the architect needs to be told of the necessity to have clearance for emergency vehicles. The measurements will be taken again. Ms. Barnett questioned the amount of hardscaping at Island beach. There was a question regarding if the replacement of the docks at Birchwood in this project. There is no plan to replace the docks in this project.

***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.

***RESOLUTIONS**

- R101-17, Authorization for the payment of bills
- R102-17, Authorizing a lien on B102 L36 for property maintenance violations
- R103-17, Authorizing an agreement with the County of Morris for Community Development and Home Activities Program

***APPROVAL OF MINUTES**

Regular minutes of May 8, 2017

1) APPROVAL OF REPORTS FOR FILING (reports are included only if checked)

- Construction Department
- Department of Public Works
- Finance
- Fire Department
- Health Department
- Police Department
- Recreation Department
- Code Enforcement/Property maintenance report

***BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS**

None

***APPROVAL OF THE CONSENT AGENDA**

Council member	M	2nd	Yes	No	Abstain	Absent
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Horst	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Korman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



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Shepherd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barnett	<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"/>

There was a question regarding department reports and it was stated that all departments should have their reports prepared and submitted for the second meeting of each month.

COUNCIL REPORTS

Ms. Korman stated that the Affordable Housing will be meeting in July. The Environmental Commission is looking to increase their 2017 budget. Mr. Sheola stated that we cannot amend the budget for 2017. She stated that they will be looking for money in 2018 to hire professionals. There was a discussion regarding an environmental professional. An environmental professional was hired by the Planning Board. It was stated that there should not be two professionals hired for the same service. The Highlands Commission will be presenting to the Environmental Commission. It was stated that someone from the Planning Board should be at that meeting. There was a question regarding the access point to the King of King's property at Sherwood Road through borough property. It was pointed out that this property was always slated to be a road. Ms. Horst stated that she attended the Library committee. She stated that the Library Director is retiring. They are renovating the Craven room. There was a discussion regarding how the municipality donates funds to the library. Mr. Happer stated that the Historic Preservation Committee will be meeting on June 8th to educate the public regarding the ordinance that was recently adopted concerning renovating historic buildings. Mr. Happer stated that Shared Services met. He stated that the town survey is up on the website. Mr. Shepherd stated that the Public Works Committee is discussing the lakes. The Economic Development will be meeting next week. Ms. Barnett stated that the town survey has been answered by 300 people. Shade Tree is reviewing their ordinances. They have three grant applications out. She stated that Recreation has about 50% of their summer employees hired. They are looking to put in place regulations for facilities. Mayor Holmberg stated that the Planning Board met last week. They reviewed the beach projects and the school projects. They are talking about sign regulations. The next meeting will be to discuss the King of Kings property. Ms. Korman stated that the volunteer information meeting will take place in January. Mr. Barrett made comment regarding the way the Council needs to work as a unit to move projects forward.

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, thanked the Council for their concern for ADA regulations for the beach projects. He stated that the Council cannot rely on the Engineer because he is incompetent. He stated that the borough sign ordinance is fantastic, but there is no enforcement. Mr. Kanter stated that he wanted the Council to hold an executive session this evening to discuss the Clerk Mrs. Egan. He stated that he had asked for this through a Council member but received no response so he was going to do it in public. He stated that a couple of Council meetings ago he was speaking with two people and the Clerk screamed at him. He stated that she did this over and over and over and was insulting and berating. He stated that he told her he was having a private conversation, and she was screaming and screaming. She walked out and he stated that he continued his conversation and she screamed "You're talking about me when I'm gone". He stated that he was talking about her when she was there. He stated that he pays \$22,000 in taxes. He stated that with those taxes he does not expect to get abuse from anybody in the employ of the Council. He stated that if the Council lets this go, you will be giving free license to the Clerk and anybody else to berate him or anyone else. He stated that he believed that it gives some of the Council joy that he gets screamed at just as it gave other Councils joy that he had been arrested. And as for being a new Council, from sitting in the audience, he sees the same Council. And when the Council President had him arrested, it is the same as what this Council is doing. He stated that he wants his legal fees back from this Council because this Council harasses him. He stated that he has been arrested 11 times and all of the cases were overturned and that is harassment. He stated that the parking ordinance is for the protection of the parks, so the town protects the parks for five hours a day, what about the other hours.



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Jake DeNoor, 74 Lake Drive, asked that the borough not schedule meetings at the same time that the Board of Education schedules meetings.

NEXT STEPS AND PRIORITIES

Mayor Holmberg reviewed the following next steps and priorities:

Next Step	To be completed by	Date to be completed
Ordinance communications	Manager/Clerk	TBD
Police report	Chief Bennett	Next meeting
Dock repair information	Mr. Sheola	TBD
Resolution for audit and corrective plan	CFO	Next meeting
Affordable housing packet and meeting	Mr. Shepherd	September

ADJOURNMENT at 10:51 P.M.

Motion made by Councilmember Korman, second by Councilmember Happer to adjourn the meeting at 10:51 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Valerie A Egan Borough Clerk