



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JULY 24, 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 7:30 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 type="checkbox"/>	<input checked="" 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.

EXECUTIVE CLOSED SESSION

R-, Resolution 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

Matters of Litigation and Contract, Update on the King of Kings Property litigation and lease of property

Motion: Barrett

Second: Shepherd

Vote: All ayes

Motion to come back to regular session: Shepherd

Second: Happer

Vote: All ayes

COMMUNITY ANNOUNCEMENTS

Mayor Holmberg thanked the Rec, Administration, Police and Fire for the fireworks held on July 4th. He stated that Boonton Township is celebrating their 150th anniversary. He read a proclamation in recognition of their anniversary. He stated that at the August meeting there will be a budget update and the Borough goals update.

PUBLIC COMMENT

Mayor Holmberg opened the meeting to the public

Mr. Fred Kanter, 81 Hanover Road, commented on the landscape project at the Cove. He stated that the project is not ADA compliant. He commented on the Borough's past practices on race profiling and gave several examples of this taking place. He stated that no fishing signs were put up on the dam to deter African Americans from fishing there. He stated that he knew an African American woman that was stopped by Police three times when she drove into town to visit her boyfriend. He stated that the Council has the responsibility to stop this problem.

Mayor Holmberg acknowledged racial profiling can occur anywhere in the country and even in Mountain Lakes, however he was not aware of such practices or occurrences in Mountain Lakes. However, this is a serious claim and he asked the manager to work with MLPD and also review the training that officers took that would discourage such practices. Mr. Shepherd stated that he was not aware of this situation. He stated that this has not happened to him. Ms. Korman stated that she also was not aware of this problem.

BOROUGH COUNCIL DISCUSSION ITEMS

Borough Facilities Update

There was a discussion regarding the Facilities Committee and the discussions that have taken place regarding the updates that are needed to borough facilities. Mayor Holmberg stated that the committee formed for this purpose was to determine HOW it was to be done, not IF it was to be done. Mr Sheola described how the group was proceeding to ensure all the needs were captured and options were created that would minimize the overall cost.



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Mr. Sheola stated that the Committee has reviewed information regarding the municipal building. There was a review of the space needs for the building. He stated that a field trip was held to look at other municipal buildings. The committee will be looking at five different options for the space needs. Three subcommittees were formed. One for communications and tours, one for looking into foundations for help in funding and one for fund raising. There will be a full presentation at the September 25th Council meeting. Mayor Holmberg stated that tours of the municipal building should be held for the public between now and the presentation.

Mayor Holmberg opened the meeting to the public to discuss facilities.

Mr. Kanter, 81 Hanover Road, asked if there was any discussion regarding putting the fire department over by the DPW facility. He was told yes.

ATTORNEY'S REPORT

Mr. Oostdyk stated that in the Executive Session, the Council discussed a pedestrian easement at the King of Kings, Hornrock property. It was stated that the Council is in favor of this idea. Mr. Oostdyk stated that the Judge in Morristown responsible for Affordable Housing has hired a staff to help with the court process.

MANAGER'S REPORT

Mr. Sheola discussed his Managers Report. He stated that 9 bid packets were picked up for the beach project. He stated that the solid waste bid was noticed and will be opened in September. The DEP is reviewing the Sunset Dam construction plans. He stated that NJ Natural Gas is moving along with their gas-main repairs. There was a discussion regarding the road repairs that the gas company will be making. Mr. Happer asked to make sure that the municipality stays on top of the road repairs that the gas company is responsible for making. The bond sale will be taking place on July 27th. It was confirmed that the Borough has a AA+ rating from Standard and Poor's. Mr. Happer asked if there is a grant inventory. There was a discussion regarding the Emerald Ash Borer. There will be a presentation regarding this topic in September.

ORDINANCES

Final Hearing of Ordinance 8-17, Salary Range Amendment

ORDINANCE AUTHORIZING THE SALARY AND/OR WAGES OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF MOUNTAIN LAKES, COUNTY OF MORRIS, NEW JERSEY

Mayor Holmberg opened the meeting to the public

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

Introduced: July 10, 2017

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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Horst	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Korman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 checked="" 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 July 24, 2017

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



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Holmberg

***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**

- R122-17, Authorization for the payment of bills
- R123-17, Salary resolution amendment
- R124-17, Rejection of bids – Police vehicle & authorize re-bid
- R125-17, Authorizing solicitation of bids for Lease of Municipal Property
- R126-17, Extending date which taxes can be paid without penalty

***APPROVAL OF MINUTES**

- June 26, 2017 regular meeting, (Happer, Korman not eligible)
- July 10, 2017 special meeting, (Happer, Horst not eligible)

***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
- 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 checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Korman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shepherd	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barnett	<input type="checkbox"/>	<input checked="" 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"/>

COUNCIL REPORTS

Mr. Happer stated that there was a question regarding having students help with archiving for the Historic Preservation Committee. Mr. Shepherd stated that the Lakes Committee is looking at putting out a document regarding invasive species in the lakes. He stated that there is nothing new on the Economic Development Committee. Ms. Barnett stated that students can now do community service in the summer. She suggested that word get out to the committees to see if any work can be done by students. She stated that there was a question regarding what contact information should be on



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the website for committee, commission and board members. Council was in consensus that it should be up to the individual. Mr. Sheola suggested that an email address be set up for each committee. Mayor Holmberg stated that the Personnel Committee met. There will be an opening in the Construction department at the end of September. Ms. Korman stated that Affordable Housing met. She stated that a ruling regarding affordable housing should be coming from the court by the end of the year.

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. Kanter, 81 Hanover Road, spoke more about the problem with prejudice in Mountain Lakes. He made a comment about the bench at the Cove not being ADA compliant. He commented on Mr. Shepherd's and Ms. Korman's comments regarding racial profiling in the Borough. He stated that because they did not experience or speak to anyone who has experienced it does not mean it does not exist. He stated that he did not believe that the Mayor would speak to the police department. He stated that he will give the Council the name of the woman that was stopped three times while driving in the Borough. He suggested that she should be given an apology. He made comment to the fact that the five minute time limit for open public session was put in place so that he would not have time to speak.

NEXT STEPS AND PRIORITIES

Mayor Holmberg reviewed the following next steps and priorities:

Next step	Completed by	Completion date
Review year over year contracts in regard to increases	Mr. Sheola	TBD
Agenda management discussion	Ms. Egan, Mayor Holmberg, Deputy Mayor Barnett	TBD
Goals and budget agenda item for the Council meeting	Mr. Sheola and Ms. Egan	Next meeting
Emerald Ash borer and Facilities agenda items for the Council meeting	Mr. Sheola and Ms. Egan	Second meeting in September

ADJOURNMENT at 9:10 P.M.

Motion made by Councilmember Barrett, second by Councilmember Happer to adjourn the meeting at 9:10 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Valerie A Egan Borough Clerk