



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES  
SEPTEMBER 11, 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**

<b>Roll Call</b>	<b><u>Present</u></b>	<b><u>Absent</u></b>		<b><u>Present</u></b>	<b><u>Absent</u></b>
Barrett	<input type="checkbox"/>	<input checked="" 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.

**EXECUTIVE CLOSED SESSION**

R-, 142-17 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 Contract, PBA Negotiations,**

Motion: Happer

Second: Horst

Vote: All ayes

Motion to come back to regular session: Korman

Second: Shepherd

Vote: All ayes

**COMMUNITY ANNOUNCEMENTS**

Mayor Holmberg noted that school is open and reminded everyone to slow down. He mentioned that the Borough is now a Stigma Free Community. There will be a program at the YMCA dealing with anti-bullying. He asked everyone to keep all those effected by the recent hurricanes in their thoughts. He mentioned that George Wilson, a longtime resident passed away. He mentioned that today is the anniversary of 9/11. He asked for a moment of silence.

**PUBLIC COMMENT**

Mayor Holmberg opened the meeting to the public

Pearl Ferdico, 250 Boulevard, spoke regarding the beach project. She stated that she sees the need for major renovations to both beaches. She stated that the bathrooms need improvements. She stated that if not all improvements are made, some should be made.

Steve Castellucci, 2 Laurelwood Drive, Fire Chief, thanked everyone for coming to the building facilities tour. He stated that there will be two more tours. He gave his email address in case anyone had any questions.

Lisa Graef, 312 Boulevard, agreed with Ms. Ferdico. She asked that the Council please do something at the beaches.

Mr. Fred Kanter, 81 Hanover Road, stated that in June he started asking about a parking ordinance that was passed. He stated that the Council never discussed the ordinance. He asked why the ordinance was passed. He was told it was for environmental reasons. He made comment that modern cars do not leak fluids. He stated that he had asked why this ordinance was passed and he was not answered. He accused the Mayor of lying. He asked why all of the Council has stayed silent on this matter.

At this time the Council gave their reasons for adopting the ordinance.



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Steven Shaw, 4 Point View Place, stated that he supports the beach project. He made comment on the Public Works Committee's recommendation on moving forward on the beach project. He asked that Resolution 147-17 be pulled and given more consideration before passing it.

Peggy Ware, Lookout Road, made comment regarding the beach. She stated that grandparents should be able to bring their grandchildren to the beach for free.

Marnie Vyff, 10 Vail Drive, stated she endorses Resolution 147-17.

#### **REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES**

##### **Economic Development Advisory Committee Update lead by Councilman Shepherd**

Mr. Shepherd reviewed what the Economic Development Committee was discussing. He stated that municipalities make changes through zoning ordinances. He spoke about redevelopment planning. The committee's main goals would be to develop a redevelopment plan and look to support current and future businesses. Mr. Chris Richter, committee member also spoke about the redevelopment process.

#### **BOROUGH COUNCIL DISCUSSION ITEMS**

##### **Residential Survey Results**

Deputy Mayor Barnett led the presentation regarding the recent residential survey that was completed by the municipality. The results of each of the questions on the survey were reviewed.

Mayor Holmberg asked if anyone from the public had any comments regarding the survey. There were no comments.

#### **ATTORNEY'S REPORT**

Mr. Oostdyk commented regarding

#### **MANAGER'S REPORT**

Mr. Sheola commented on his report. There was a discussion regarding the beach projects and how to move forward. All bids for the project were rejected due to all being over budget. The lowest bid was \$700,000 over budget. The DPW Committee met and discussed the matter. The Architect is recommending to re-bid the project with the same plans and specs. If the second round of bidding is not successful, the municipality can then negotiate the contract. Mr. Sheola suggested working with another architect for the project. He did not think that the municipality would consider raising the budget for the project. The committee members present were invited to voice their comments. It was stated that the architect would not charge for re-bidding the project. There was a discussion regarding changing the way the base bid is presented and showing the costs of all materials.

Mayor Holmberg opened the meeting to the public to discuss the beach project.

Cindy Shaw, 4 Point View Place, stated that Mountain Lakes is not just the schools. She stated that people fall in love with the look of the community before they see the schools. She stated that the beaches are part of the community. She asked why the beaches are not as important as other aspects of town. She suggested that it is time for the Council to do something for the community outside of the schools.

Steve Castellucci, 2 Laurelwood Place, thanked everyone for the work that went into the project. He stated that the bid-spec is a big part of the outcome of the project. He asked that if the same spec is bid would there be a big difference in the results. He asked if the beach project is delayed, will this delay other needed projects in town.

Mr. Sheola stated that there are still tours scheduled for the 19<sup>th</sup> and 25<sup>th</sup> of September and October 1<sup>st</sup>. He stated that the grants for Transportation Enhancement and Safe Routes to School were not funded. He stated that the hours for the new Construction Official have been scheduled. He reviewed the goose management report.

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#### **\*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**

- R143-17, Authorization for the payment of bills
- R144-17, Authorization for the release of a performance bond for Dartmouth and Midvale Road improvements
- R145-17, Authorizing Change Order Number 1 – Lake Drive Improvements
- R146-17, Authorization for the release of a performance bond for Lake Drive improvements
- R148-17, Authorizing Application for Municipal Aid Grant – Pocono Road – Section II

**\*APPROVAL OF MINUTES**

- Regular minutes of August 28, 2017
- Executive minutes of August 28, 2017, (not ready for release)

**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
- Property maintenance report

**\*BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS**

None

\*R147-17, Affirming the Borough's commitment to Sustainable Land Use was pulled from the consent agenda and was not voted on.

**\*Approval of the Consent Agenda**

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

**Resolution 147-17**

The substance of the resolution was discussed. It was suggested that the resolution was broad and over reaching, but Ms. Vyff, Environmental Chair stated that this was done on purpose to fit all types of municipalities. Ms. Horst asked if the resolution could be modified. Ms. Vyff stated that it could. It was decided that this resolution will be reviewed by Mr. Sheola, Mr. Oostdyk and Ms. Vyff and brought back to a future meeting.

**COUNCIL REPORTS**

Ms. Korman stated that the Fire Department contributed to fighting the Kincaid fire. Mayor Holmberg mentioned that Mountain Lakes won second place for their fire engine at the Labor Day parade. Ms. Horst stated that she attended the Zoning Board meeting. Mr. Happer stated that the DPW committee met. There was a discussion regarding the beach facility bids which were covered in the Managers' report.



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**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 Ms. Barnet for recognizing his consistency. He thanked the Mayor for his consistency in his lying. He commented about the conversation between he and the Mayor regarding the parking ordinance. He made mention that if something was discussed at a meeting it has to be in the minutes. He asked how the council came to the conclusion that pollution was the reason for the ordinance.

Steve Shaw, 4 Point View Place, made mention of Resolution 147-17. He stated that he did not want to be too picky regarding the resolution. He pointed out some of the items in the resolution that he was concerned about that could cause problems for the municipality. He stated that the Master plan should be the backdrop for the resolution. He applauded the redevelopment efforts of the Borough.

Marnie Vyff, 10 Vail Drive, proposed that she and Mr. Shaw get together to discuss the resolution and then pass that draft along to Mr. Sheola and Mr. Oostdyk.

**NEXT STEPS AND PRIORITIES**

Mayor Holmberg reviewed the following next steps and priorities:

<b>Next Step</b>	<b>Completed by</b>	<b>Completion Date</b>
Go back to DPW Committee regarding the beach bid	Committee	Next meeting
Invite the electronic agenda vendor to a future meeting	Clerk Valerie Egan	1 <sup>st</sup> meeting in October
Review of Resolution 147-17	Ms. Vyff, Mr. Sheola, Mr. Oostdyk	TBD

**ADJOURNMENT at 10:45 P.M.**

Motion made by Councilmember, second by Councilmember Happer to adjourn the meeting at 10:45 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

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Valerie A Egan Borough Clerk