



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
OCTOBER 22, 2018
HELD AT THE MOUNTAIN LAKES HIGH SCHOOL MEDIA CENTER
96 POWERVILLE ROAD, 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, 2018 and posted in the municipal building.

Mayor Barnett called the meeting to order at 7:00 p.m. in the Mountain Lakes High School Media Center.

ROLL CALL ATTENDANCE

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

FLAG

Mayor Barnett led the salute to the flag.

EXECUTIVE CLOSED SESSION

R-151-18, 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, assessment of properties

Motion: Holmberg
Second: Happer
Vote: Ayes

(Council member Korman was present for the Executive Session only by telephone)

Motion to come back to regular session: Shepherd
Second: Happer
Vote: All ayes

COMMUNITY ANNOUNCEMENTS

Mayor Barnett stated thanked the community for coming out for the Mountain Lakes Club information forums on the 17th. She stated that she attended a ribbon cutting for Euro Immus Medical Diagnostic Group's grand opening. She stated that the Fire Departments annual Blood Drive will be held on Saturday from 8-12 at the Fire House. Council debates will be held at the High School on Tuesday and the Board of Education debates will be held on the 30th also at the High School. Mayor Barnett reminded everyone that candy donations are being accepted for Halloween and that the nominations for Citizen of the Year and the Janice D. Hunts awards are now being accepted.

SPECIAL PRESENTATIONS

Special presentation by JCP&L: JCP&L's Reliability Plus Infrastructure Investment Program

Two representatives from JCP&L came before the Council to make a presentation regarding their Reliability Plus Infrastructure Investment Program. This is a four year infrastructure improvement program. The proposed enhancements to the system were discussed.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public

Fred Kanter, 81 Hanover Road commented concerning the sound system in the High School Auditorium in regards to having Council meetings held there. He commented on the ADA compliance issues with Cove Park.

Marnie Vyff, 10 Vale Drive, Shade Tree Commission, spoke about the Emerald Ash Borer and the info available on the website. She stated the importance of having an arborist check Ash trees and have trees removed.



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BOROUGH COUNCIL DISCUSSION ITEMS

Solicitation Ordinance

The Council discussed an ordinance dealing with door to door solicitation. The Borough's current ordinance does not allow door to door solicitation unless the solicitor is a non-profit. Mr. Oostdyk stated that this ordinance is outdated and problematic. He suggested an ordinance that allows residents to be put on an "opt out" list so that solicitors know not to knock on their doors. A draft ordinance will be presented to Council at the next meeting.

Remaining 2018 Council Agenda

There was a discussion regarding some draft agenda items for the rest of the year. Mayor Barnett stated that there will be a report from the Affordable Housing Committee at the next meeting regarding the Fair Share Housing settlement. The meeting after will have a formal resolution to approve the settlement. A discussion regarding the remaining Borough projects, (beach, borough hall, dam), should take place during the last few meetings. The generator ordinance could be discussed and introduced and adopted. The solicitation ordinance needs to be introduced and adopted. There could be a Mountain Lakes Club update. The December 10th meeting is the volunteer reception. Non-partisan elections could be discussed.

ATTORNEY'S REPORT

Update on State law regarding State and local tax deductions

Mr. Oostdyk spoke about the new charitable donation law for tax deduction purposes. He stated that he did not feel residents would utilize this program. There is the fear that if the Borough puts this program in place it would lead people to believe it is a solution to their property tax deductions although it actually is not.

MANAGER'S REPORT

Mr. Stern reviewed his report which included Recycling complaints, Borough Hall renovations, Birchwood Lake hydro-raking, Grunden's Pond and The Pocono and Midvale Roads paving bid opening.

ORDINANCES

None

***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**

R152-18, Authorization for the payment of bills

R153-18, Authorization of an award of a tree service contract

R154-18, Authorizing the release of a performance bond

R155-18, Authorization to apply for a DOT grant for Condit Road and Morris Avenue resurfacing

***APPROVAL OF MINUTES** *(Taken off the Consent Agenda and voted on separately)*

Regular minutes of September 24, 2018 (All eligible)

Regular minutes of October 8, 2018 (Shepherd and Barrett 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



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***BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS**

None

***Approval of the Consent Agenda**

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

Regular minutes of September 24 and October 8, 2018.

An amendment was made to both sets of minutes.

***Approval of minutes**

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

COUNCIL REPORTS

Ms. Horst spoke about the Open Space Trust Fund and also dog leash laws and bicycles on the trails and in the parks. Mr. Happer reported on the Traffic and Safety committee.

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 Barnett opened the meeting to the public.

Fred Kanter, 81 Hanover Road commented on signs. He commented on the loudness of generators. He made comment regarding the Engineer and the ADA compliance problems at Cove Park.

Andrew Schinder, 77 Briarcliff Road, commented on the Solicitation ordinance.

NEXT STEPS AND PRIORITIES

Mayor Barnett reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Clerk to contact other municipalities that have a solicitation, "do not knock" ordinance	Valerie Egan	Next meeting
Put JCP&L presentation on website	Mitchell Stern	Next meeting

ADJOURNMENT at 10:33 P.M.



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Motion made by Councilmember Holmberg, second by Councilmember Horst to adjourn the meeting at 10:33 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Valerie A Egan Borough Clerk