



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
 NOVEMBER 26, 2018
 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, 2018 and posted in the municipal building.

Mayor Barnett called the meeting to order at 6:30 p.m. in the municipal building.

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 checked="" type="checkbox"/>	<input type="checkbox"/>
Horst	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barnett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Korman	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

FLAG

Mayor Barnett led the salute to the flag.

EXECUTIVE CLOSED SESSION

R164-18, 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: Affordable Housing Settlement
 Purchase/lease of property – Mountain Lakes Club**

Motion: Barrett
 Second: Shepherd
 Vote: All ayes

Motion to come back to regular session: Barrett
 Second: Horst
 Vote: All ayes

Mr. Oostdyk explained what was discussed in executive session.

COMMUNITY ANNOUNCEMENTS

Mayor Barnett stated that the County has finally certified the elections. She congratulated Mr. Happer, Audrey Lane and Tom Menard for being elected to Council. She thanked Nancy duTertre, Andrew Schinder and Matt DeSantis for running for Council. She congratulated resident and former Mayor Steven Shaw for being elected as a member of the Morris County Chosen Board of Freeholders. The first annual Will Power Turkey Trot took place on Thanksgiving organized by the Oliver family as a fund raiser for type 1 diabetes research. Mayor Barnett mentioned that the League of Municipalities was held the week of November 14th. Members of the staff and council attended. The Tree lighting will be held at 5pm on Dec 1st. The annual Menorah lighting will be held on December 2nd at 5pm both at Kaufman Park. The Health Dept. will be holding the annual rabies clinic on December 8th at the Fire Dept. from 9-10am. Boats are due off racks and rings by December 15th. The Fire Dept. is having an adopt a hydrant program.

SPECIAL PRESENTATIONS

Halloween event presentation by Lauren Brickner-McDonald

Ms. Brickner-McDonald came before the Council to speak about the Halloween event. She thanked Chief Bennett and Sgt. Benitez. He stated that the Cert team picked up the candy from the Library. She also thanked John Lester and Art Muti for their help. She thanked the Koys for the live music. The numbers of attendees was about the same as last year, 1310.

REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

Affordable Housing Advisory Committee Report: Status on ML Fair Share Housing Plan & Activities



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Blair Bravo from the Affordable Housing Committee gave a power point presentation regarding the Mountain Lakes Fair Share Housing plan. She introduced the Committee members. The presentation reported on the activities of the committee from 2015 through 2018. The Borough has an obligation to build 17 affordable housing units.

George Jackson, 20 Sherwood Drive, commented on making sure the zoning ordinances are drafted with density in mind.

Jake DeNooyer, 79 Lake Drive, asked if commercial entities will have to build residential developments or can they still be able to build commercial developments in the overlay zone. The answer was that commercial development can take place.

Steve Persy, 13 Center Drive, asked if the accessory apartments need to be ADA compliant. The answer was no. Only new construction needs to comply with ADA.

Audrey Lane, 31 Melrose Road, commented on the ADA compliancy.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public

Jeff Lehman, 32 Sherman, commented on the Pulte surety bond reduction resolution.

George Jackson, 20 Sherwood Drive, commented on the Pulte surety bond regarding the drainage system.

Sandy Batty, 15 Lockley Court, commented on the number of trees required for the Pulte development.

Jake DeNooyer, 79 Lake Drive, asked about the recordings of the meeting. He was told that he could request an audio copy of the meeting from the Clerk.

BOROUGH COUNCIL DISCUSSION ITEMS

Non-partisan elections

Mr. Holmberg led the discussion regarding Non-partisan elections. He stated that the issues in Mountain Lakes are not Republican or Democrat. He reviewed the number of Democrats and Republican voters in Mountain Lakes, which are similar, and the number of undeclared voters. He stated the he was not looking at changing the form of government, just going to non-partisan elections. A referendum question would have to be put on the ballot in November. The council members offered their opinions on the matter.

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.

Linda Hyson, 2 Littlewood Court, stated that it was wonderful that people decided to run for the latest elections. She stated that elections in the past were uncontested. She thought that nonpartisan candidates would still bracket. She stated that the residents could still get to know the nonpartisan candidates. She said that she thinks that candidates get support from their party.

Pearl Ferdico, 250 Boulevard, read a statement from Jennifer Smith, 112 Briarcliff Road, who could not attend this evenings meeting, regarding nonpartisan voting. Her statement included the benefits of the party structure.

Marty Kane, 4 Pickwick Lane, stated that the council should consider the Hatch Act. Those employed by the Federal Government cannot run for office in partisan elections under the Hatch Act. Nonpartisan elections allow employees to run for office.

Audrey Lane 31 Melrose Road, stated that she spoke with residents who thought that Mountain Lakes already had nonpartisan elections. She stated that national campaigns can effect local elections.

George Jackson, 20 Sherwood Drive commented on nonpartisan elections. He stated that he did not think there was a right or wrong answer. He stated that people don't want to register as a party. He stated that this effects the ability to get good people.



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Mary Joelson 6 Scarborough Road, President of the League of Women Voters, stated that there has not been a study on this topic. There can be a forum. She stated that if it's not broke, why fix it.

Tom Menard, 50 Bellville Road, stated that having a party support system helped him go through the election process.

Jake DeNooyer, 79 Lake Drive, stated that even if the Borough had nonpartisan elections there will still be Republicans and Democrats. He stated that there needs to be more data before making a decision on this matter.

ATTORNEY'S REPORT

Mr. Oostdyk spoke about the Solicitation Ordinance that will be on the agenda for adoption at the next meeting.

MANAGER'S REPORT

Mr. Stern reviewed his report. Topics included the beach projects and the municipal budget. A meeting will be held in December with Parsippany regarding the sewer billing issue.

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**

- R165-18, Authorization for the payment of bills
- R166-18, Authorization of a reduction in the Pulte performance surety bond
- R167-18, Authorization for an amendment for the Special Planner contract

***APPROVAL OF MINUTES**

- Regular minutes of November 7, 2018, (Barrett, Holmberg, Horst not eligible)
- Executive minutes of November 7, 2018, (Barrett, Holmberg, 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**

Appointment of Brett Lane to the Shade Tree Commission with a term running through 12/31/20

***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 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"/>
Barrett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



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Barnett

COUNCIL REPORTS

Mr. Holmberg stated that the Communications committee needs direction. Ms. Korman stated that Public Safety will meet on the 17th. Shade Tree is working on revising the Shade Tree ordinance. A question came up in Shade Tree regarding selling trees to residents. Ms. Horst stated that Woodlands is looking at foot traffic only, no bicycles, on certain trails.

ADJOURNMENT at 9:45 P.M.

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

Respectfully Submitted

Valerie A Egan Borough Clerk