**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 7:30 p.m. in the municipal building.

**ROLL CALL ATTENDANCE**

**Roll Call Present Absent Present Absent**

Happer [x]  [ ]  Shepherd [x]  [ ]

Holmberg [x]  [ ]  Barrett [x]  [ ]

Horst [x]  [ ]  Barnett [x]  [ ]

Korman [x]  [ ]

**FLAG**

Mayor Barnett led the salute to the flag.

**EXECUTIVE CLOSED SESSION**

R-144-18, 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, Attorney Client Privilege**

Motion: Barrett

Second: Shepherd

Vote: All ayes

Motion to come back to regular session: Korman

Second: Shepherd

Vote: All ayes

Mr. Oostdyk explained the executive session topic to the public.

**COMMUNITY ANNOUNCEMENTS**

Mayor Barnett stated that the Freeholders will be holding a meeting at Borough Hall on October 10th. The Fire Dept. dinner dance will be held October 13th. She noted that over 200 residents lost power today. She stated that JCP&L will be attending the October 22nd Council meeting. Ms. Horst stated that the Garden Club will be holding their first meeting on September 26th at the Rockaway River Country Club.

Chief Bennett joined the meeting to update the community on Police Department matters. He stated that an Opioid information meeting sponsored by the Prosecutors office will be held at the Mountain Lakes Club on Wednesday September 26th at 7pm. He indicated that there have recently been car thefts in town that resulted from cars being left unlocked with keys or key fobs inside. He reminded residents to be more careful to lock their cars and secure their keys and key fobs.

**SPECIAL PRESENTATIONS**

**Assisted Living Zone Change**

Phil Abramson from Topology came before council to discuss the assisted living proposed development and the zone change ordinance. He gave a power point presentation that spoke to the zoning ordinance, the outstanding questions and next steps. There was discussion concerning changing the language of the ordinance in regard to the height of the building to be 50 feet and language for the buffer. These amendments will be made and reflected in the ordinance before adoption.

**PUBLIC COMMENT**

Mayor Barnett opened the meeting to the public

Andrew Shinder, 77 Briarwood Rd., asked about water usage for the assisted living facility.

Jim Hyson, 2 Littlewood Court, stated that he was pleased with the buffer for the project. He commented on how the buffer is described in the ordinance and how it could be confusing and gave council suggested language to put into the ordinance. He commented on the height of the building.

Sandy Batty, 15 Lockley Court, asked about the Medicaid obligation for the number of rooms. She commented regarding the actual size of the parcel. She commented on the language in the ordinance regarding setting the number of beds at 90. She commented on the height of the building.

Pat Stanisci, 4 Littlewood Court, thanked the Council for addressing the neighbors’ concerns.

Jake DeNooyer, 79 Lake Drive, commented regarding his desire to develop the Route 46 corridor of town.

Larry Feiwel, 49 Tower Hill Road, commented that people cannot hear what is being said in the auditorium.

**BOROUGH COUNCIL DISCUSSION ITEMS**

**Mountain Lakes Club**

Mayor Barnett presented the Mountain Lakes Sub-Committee report. She presented a time line of what has happened regarding the Club and the issues that the Club is having. She explained the committee’s preferred solutions. The options for the municipality regarding the Club were discussed. The committee’s recommendations moving forward were stated.

**PUBLIC COMMENT**

Mayor Barnett opened the meeting to the public

Ellen Emr, 19 Sherwood Drive, thanked Council for considering this issue. She gave a history of the Club. She suggested the Borough take over the Club’s mortgage.

Nancy duTertre, 41 Lake Drive, supported the municipality purchasing the Club. She explained how this could happen.

Joe Scura, thanked the Council. He mentioned a group of investors regarding the Club. He spoke about the private and public solution of saving the Club.

Tom Menard, 50 Bellvale Road, commented about the Station Restaurant and how the Borough owns the building it operates out of. He suggested the Borough could purchase the Club.

Fred Kanter, 51 Hanover Road, stated that he and his family had been members of the Club in the past. He stated that the people that are interested in the Borough purchasing the Club are Club members.

Steve Castelluci, 4 Laurelwood Drive, commented that the information regarding purchasing the Club should be reviewed fully.

Amy Sole, 125 Kenilworth Road, stated that she purchased her home because of the Mountain Lakes Club. She stated that if the Club is gone property values will decline. She stated that it was imperative that the Club be saved.

Chris Cannon, 40 Overlook Road, commented on the food service at the Club. He commented on the Club being purchased by the municipality and how a concessionaire could run the restaurant at the Club.

Steve Menneti, 14 Crystal Lake Drive, stated that he moved to Mountain Lakes for the school system. He suggested that the Club be purchased for a school facility.

Sueanne Sylvester, 31 Hanover Road, presented a petition to Council signed by 474 residents identifying the Mountain lakes Club as an important community resource for the borough and asking that Borough Council take steps to preserve its availability to residents.

Sara Portland, 78 Cobb Rd., urged the council to expedite the process of purchasing the property.

Tom Web, 7 Craven Road, stated that he fully supports the town purchasing the Club.

Bill Boyd, 4 Preston Drive, thanked the council for the time put into all options considering the Club.

Tom Marotta, 111 Melrose Road, asked if the borough owning the Club could offset the beach project. He stated that the town owning the Club would be an income stream.

Mr. Oostdyk explained that the Borough did look into bonding for purchasing the note for the Club and was told it could not legally be done.

Audrey Lane, 31 Melrose Road, thanked the Council for working on solutions for the Club. She mentioned the rumors circulating in town regarding the Club. She stated her concerns if the Club is open to the public. She had questions regarding how the Club would be run should the borough purchase the property.

The Council continued the discussion regarding the Mountain Lakes Club. It was the consensus of the Council to instruct the Borough Manager to oversee a plan for evaluating all potential options.

**ATTORNEY’S REPORT**

No report

**MANAGER’S REPORT**

The manager did not review his report as he was not present at the meeting.

**ORDINANCES**

**Introduction of Ordinance 6-18, Assisted Living Zone Change**

AN ORDINANCE AMENDING CHAPTER 40 (LAND USE ADMINISTRATION) AND CHAPTER 245 (ZONING) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES, AND ESTABLISHING STANDARDS FOR ASSISTED LIVING RESIDENCES IN THE BOROUGH

Council member M 2nd Yes No Abstain Absent

Happer [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Holmberg [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Horst [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Korman [x]  [ ]  [x]  [ ]  [ ]  [ ]

Shepherd [ ]  [x]  [x]  [ ]  [ ]  [ ]

Barrett [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Barnett [ ]  **[ ]  [x]  [ ]  [ ]  [ ]**

**Introduction of Ordinance 7-18, Water and Sewer rate changes**

ORDINANCE AMENDING CHAPTER 111 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES AND REVISING THE FEE SCHEDULE

Council member M 2nd Yes No Abstain Absent

Happer [ ]  [x]  [x]  [ ]  [ ]  [ ]

Holmberg [x]  [ ]  [x]  [ ]  [ ]  [ ]

Horst [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Korman [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Shepherd [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Barrett [ ]  [ ]  [x]  [ ]  [ ]  [ ]

Barnett [ ]  **[ ]  [x]  [ ]  [ ]  [ ]**

***\*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***

*R145-18, Payment of Bills*

*R146-18, Tax overpayment reimbursement*

***\*APPROVAL OF MINUTES***

*September 10, 2018, (Barrett not eligible)*

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

*[x]  Construction Department*

*[x]  Department of Public Works*

*[x]  Finance*

*[x]  Fire Department*

*[x]  Health Department*

*[x]  Police Department*

*[x]  Recreation Department*

*[x]  Property maintenance report*

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

*None*

***\*Approval of the Consent Agenda***

*(Mr. Barrett abstained on voting on the minutes of September 24th)*

*Council member M 2nd Yes No Abstain Absent*

*Happer [x]  [ ]  [x]  [ ]  [ ]  [ ]*

*Holmberg [ ]  [x]  [x]  [ ]  [ ]  [ ]*

*Horst [ ]  [ ]  [x]  [ ]  [ ]  [ ]*

*Korman [ ]  [ ]  [x]  [ ]  [ ]  [ ]*

*Shepherd [ ]  [ ]  [x]  [ ]  [ ]  [ ]*

*Barrett [ ]  [ ]  [x]  [ ]  [ ]  [ ]*

*Barnett [ ]* ***[ ]  [x]  [ ]  [ ]  [ ]***

**COUNCIL REPORTS**

Ms. Korman stated that Affordable housing is preparing a report for council.

**PUBLIC COMMENT**

Mayor Barnett opened the meeting to the public

Linda Hysen, 2 Littlewood Court, inquired as to the dollar value of the Club mortgage.

Jules. Stanasci, 4 Littlewood Court, spoke about the height of the Sunrise Assisted Living building.

Matt DeSantis, 12 Center Drive, stated that he is running for council and has spoken with many residents. He stated that residents would like to see speed bumps in the Enclave area.

**NEXT STEPS AND PRIORITIES**Mayor Barnett reviewed the following next steps and priorities:

|  |  |  |
| --- | --- | --- |
| Next Step | Completed by | Completion date |
| Detailed update regarding the recommendations from the Mountain Lakes Club subcommittee  | Manager | Next meeting |

**ADJOURNMENT at 10:49 P.M.**

Motion made by Councilmember Barrett, second by Councilmember Happer to adjourn the meeting at 10:49 p.m., with all members in favor signifying by “Aye”.

Respectfully Submitted

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Valerie A Egan Borough Clerk