



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
 APRIL 23, 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 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>
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 checked="" type="checkbox"/>	<input type="checkbox"/>			

FLAG

Mayor Barnett led the salute to the flag.

COMMUNITY ANNOUNCEMENTS

Mayor Barnett stated that the start off of Eco Weekend was very successful. 4/27 is the Arbor celebration at 1:30 at Wildwood school. Shredding day and Blood drive will be held this coming weekend. The Shade Tree will be having a presentation on the Emerald Ash Borer on May 9 at 7pm at Mountain Lakes High School. Mr. Holmberg stated that Mountain Lakes Day will be held on Memorial Day weekend at the Esplanade. On June 24th there will be an art show at the Esplanade. Mr. Holmberg congratulated Mr. Happer on becoming a grandfather. Ms. Korman reported that June 2nd will be the Lakes Foundation fund raiser. Mayor Barnett reported that the PBA will be holding their annual Clam and Jam. Mayor Barnett stated that she had an opportunity to meet with Governor Murphy today at a meeting with Morris County Mayors to talk about what his administration is doing and to discuss local issues.

SPECIAL PRESENTATIONS

ACS Relay for Life

Representatives from the American Cancer Society came before the Council to discuss the Relay for Life that will be take place in Morristown on Saturday May 5th. Relay for Life is a fundraiser for the American Cancer Society to raise money for cancer research. They explained what takes place during the Relay.

Developer for 420 Boulevard – Block 6, Lot 14, (Mountain Lakes Racquet Club property, corner of Rt. 46 and the Boulevard)

The property owner came before the Council to discuss their redevelopment of this property. They are looking to add a two story atrium, a family friendly activity business, a four story self-storage facility and a retail area such as a Starbucks or Panera bread. They plan to upgrade the façade of the building with glass and wood. The ingress/egress, parking area and height of the building were discussed. The property owner will be looking for a zone change from Council for this project.

Mayor Barnett opened the meeting to the public to discuss this topic.

Mimi Kaplan, 89 Lake Drive asked about wet lands on the property. She asked about the self-storage business. She stated that it looked like they were going to add a lot of impervious coverage.

Sara Aiken, 120 Morris Avenue, asked if they were looking to put in a rock climbing gym or a trampoline park. He stated that he is speaking with these types of businesses.

Fred Kanter, 81 Hanover Road, asked if there was a requirement for impervious coverage on a commercial property and does this project need a variance because it looks like it is going to be increased. Mr. Kanter was told that yes, the project would need a variance. He asked what the amount of additional impervious coverage the project would cause. Right now the impervious coverage is 51% and the project would have 67% impervious coverage. Mr. Kanter stated that a balance must be struck between private and commercial for the quality of life.



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Sandy Batty, 15 Lockley Court asked if the property owner was going for a use variance or a zone change. She stated the existing zone does not allow retail or the self-storage. She was told that they would be going for a zone change and then move the project to the Planning Board. She asked if they would be asking for a transition waiver for the wetlands. She was told yes. She stated that she agreed with Mr. Kanter, there must be a balance. She stated that she was concerned about the traffic coming into and out of the complex.

Junze Lin, 11 Crestview Road, asked how many stories the self-storage building would be. She was told 4 stories. She asked if the retail space with either the Panera Bread or Starbucks would be regular size or smaller. She was told regular size with a drive through

REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEE

Environmental Commission presentation regarding the Master Water Plan

Ms. Mimi Kaplan came before the Council to discuss the Master Water Plan. She discussed the existing plan and the recommendations for an updated professional water plan. There was a discussion regarding the amount of water needed for the community and how development impacts water use.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public

Mr. Fred Kanter, 81 Hanover Road, thanked the Environmental Commission and Mimi Kaplan for her presentation. He spoke about the proposed sign ordinance. He commented that there was language in the ordinance that was unconstitutional. He stated that he has tried to have the council change the borough attorney and engineer. He spoke about the engineer and the Cove park project. He stated that the engineer is responsible for ADA compliance. He spoke about the Borough budget surplus. He stated that the surplus should be used to lower taxes. He made comment regarding the budget as to salary and wages and road projects.

Sara Aiken, 120 Morris Avenue, came before council to discuss putting in a sidewalk on Morris between Powerville and Wildwood School. There are very young children in the neighborhood that have no safe way to walk to school. She stated that there are also joggers, cyclists and dog walkers in that area. She was told that Morris Avenue should be repaved in 2019 and that would include repair of sidewalks. She asked about the steps to getting the project done. She stated that there are people that walk on the train tracks because that is safer than walking on Morris Ave. She asked what she could do to make sure that this project gets done. Mayor Barnett stated that this could be discussed at the next Public Works meeting.

Mimi Kaplan, 89 Lake Drive, thanked everyone who participated in Eco Weekend. She mentioned the reusable bag pledge. She mentioned recycling plastics with the Trex Company. She thanked the town for all the work that has been done.

Wade Florence came before the council to discuss the trails in town and people biking on the trail. He stated that there is not supposed to be biking on the trails. He stated that DPW had put signs up stating foot traffic only. There was a discussion as to if there is an ordinance regarding this. Mr. Florence had a copy of the ordinance. He stated that Torne Park allows bike riding on trails. Mayor Barnett stated that this will be looked into.

ATTORNEY'S REPORT

No report

MANAGER'S REPORT

Mr. Stern reviewed his report. He spoke about the Beach project. He stated that the project has been reduced in scope and price. He would like to go out to bid soon on this project. Mr. Happer asked did the savings for the parking lot, demolition and tree removal reflect the costs to the Borough. The manager indicated they were net costs. Mr. Stern suggested that the parking lot could be completed by the County Co-op for a savings. Tree removal can also be done by a co-op vendor. Mr. Happer wanted to know how the savings were estimated. Mr. Stern stated that the committee will be meeting and he will report to council after the meeting. Mr. Stern stated that he was tasked to look to see if he could find any payments that were made by the Borough to have Cove Park weeded. He did not find any payments. He stated that he met with the Mountain Lakes Club. They would like to come before the council at the next meeting. He stated that



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he is looking into the ADA compliance issue at Cove Park. He included a sample generator ordinance in his report for the council's review. He stated that he and the Mayor met with JCP&L to discuss tree maintenance.

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**

- R88-18, Authorization to pay bills
- R89-18, Tax overpayment refunds
- R90-18, Amendment to the temporary budget
- R91-18, Authorization to enter into an agreement with Laker Ventures LLC for IT review, (removed from Consent)
- R92-18, Authorization to enter into an agreement with Topology for Special Planning Services, (removed from Consent)

***APPROVAL OF MINUTES**

Regular minutes of April 9, 2018, (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**

- Joseph Scura to the Recreation Commission through 12/31/2019
- Kevin E. Driscoll to the Environmental Commission as a regular member through 12/31/20

***Approval of the Consent Agenda**

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 checked="" 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 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"/>

There was a discussion regarding the Police Department report and there was a desire to go back to the original form of report.

R91-18, Authorization to enter into an agreement with Laker Ventures LLC for IT review

This resolution was tabled.



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R92-18, Authorization to enter into an agreement with Topology for Special Planning Services

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

COUNCIL REPORTS

Ms. Korman stated that the Shade Tree is looking to be included with the JCP&L discussions regarding tree maintenance. She stated that the computer application they use for tree inventory needs to be updated. Ms. Horst stated that the Shade Tree data base is 18 years old. She stated that volunteers in the Village Area recently planted 86 oaks and several shrubs. She stated that Woodlands is looking to review and index the pocket parks. Mayor Barnett stated that there are a lot of borough projects being discussed in the Public Works 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.

There was no one who wished to comment

NEXT STEPS AND PRIORITIES

Mayor Barnett reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Answer Mr. Kanter's budget questions	Mr. Stern	Next meeting
Sidewalk projects	Public Works Committee	TBD
Questions regarding biking on the trails	Mr. Stern and Mr. Oostdyk	TBD
Beach project follow ups	Mr. Stern	After the next committee meeting
IT contract	Mr. Stern	Next meeting

ADJOURNMENT at 10:40 P.M.

Motion made by Councilmember Happer, second by Councilmember Shepherd to adjourn the meeting at 10:40 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Valerie A Egan Borough Clerk