



**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES
HELD AT THE MUNICIPAL BUILDING, 400 BOULEVARD, MOUNTAIN LAKES NJ**

JUNE 11, 2018

PUBLIC SESSION BEGINS AT 8:00 PM

1) CALL TO ORDER AND OPEN PUBLIC MEETINGS ACT STATEMENT – Mayor

This meeting is being held in compliance with the provisions of the Open Public Meetings Act, P.L. 1975, Ch. 231. It was properly noticed and has been posted, and certified by the Clerk. Notice of this meeting has been sent to The Citizen, the Morris County Daily Record and The Star Ledger and posted on the bulletin board in the municipal building.

2) ROLL CALL ATTENDANCE - Clerk

3) FLAG SALUTE – Mayor

4) COMMUNITY ANNOUNCEMENTS

5) SPECIAL PRESENTATIONS

a) Borough Hall Renovation Project update

6) REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

7) 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.

8) BOROUGH COUNCIL DISCUSSION ITEMS

Corrective Action Plan

Generator Ordinance

9) ATTORNEY'S REPORT

10) MANAGER'S REPORT

11) ORDINANCES

a) Introduction

1. None

b) Adoption

1. None

12) *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.

13) *RESOLUTIONS

R106-18, Authorization to pay bills

R107-18, Authorization of a temporary property construction easement

R108-18, Authorization of a contract with Arcari & Iovino, PC for municipal building architecture services

14) *APPROVAL OF MINUTES

Regular Minutes

May 30, 2018, (Barrett not eligible)



**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES
HELD AT THE MUNICIPAL BUILDING, 400 BOULEVARD, MOUNTAIN LAKES NJ**

JUNE 11, 2018

PUBLIC SESSION BEGINS AT 8:00 PM

Executive Minutes

May 30, 2018, (Barrett not eligible)

15) *BOARD, COMMITTEE AND COMMISSION APPOINTMENTS

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

- ☐ Construction Department
- ☐ Department of Public Works
- ☐ Fire Department
- ☐ Health Department
- ☐ Police Department
- ☐ Recreation Department
- ☐ Code Enforcement/Property maintenance report

17) COUNCIL REPORTS

18) 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.

19) NEXT STEPS AND PRIORITIES

20) ADJOURNMENT

BOROUGH OF MOUNTAIN LAKES
CORRECTIVE ACTION PLAN
2017 AUDIT

Finding 2017-1

The Borough does not maintain an adequate segregation of duties with respect to the recording and treasury functions. Segregation of duties refers to separating those functions that place too much control over a transaction or class of transactions that would enable a person to perpetuate errors and prevent detection within a reasonable period of time. The Chief Financial Officer reviews and approves disbursements of funds, general ledger, and payroll and reconciles the bank accounts for the respective funds or accounts. This is due, in part, to the limited number of personnel of the Borough and the decentralized nature of governmental collection procedures. Accordingly, management and the Borough Council should be aware of this situation and realize that the concentration of duties and responsibilities in a limited number of individuals is not desirable from a control point of view.

Recommendation of Auditor

1. An adequate segregation of duties be maintained with respect to the recording and treasury functions.

Explanation and Corrective Action:

Given the size of the Township's workforce in the Finance Department, the segregation of duties recommended is not practical. The finance employees' duties are separated as much as possible with only three employees. The cash receipts and disbursements are done by separate employees and reviewed monthly by the Chief Financial Officer. An additional step that will be added will be to have the Borough Manager review the trial balances of all accounts monthly after the accounts are reconciled.

Implementation Date: June 12, 2018

Finding 2017-2

The municipal court is operated as a shared service by the Township of Denville. During the audit it was noted that the reconciled bank balance at December 31, 2017 was less than the cash collections for the month of December 2017. The deficit appears to be due to bank charges incurred in prior years that were never reimbursed. In addition, there are also bank charges incurred in 2017 on the December 31, 2017 regular account bank reconciliation.

Recommendation of Auditor

2. The Municipal Court regular bank account deficit and bank charges be reviewed for proper disposition.

Explanation and Corrective Action:

The Chief Financial Officer sent a letter to the Township of Denville's Administrator, Chief Financial Officer, and Municipal Judge regarding the deficit in the Borough of Mountain Lakes Municipal Court bank account. The Township of Denville has taken steps to eliminate the deficit in the Municipal Court bank account and has taken steps to ensure that a deficit does not occur in this account in the future.

Implementation Date: June 1, 2018

Finding 2017-3

There was a large tax overpayment balance as of December 31, 2017.

Recommendation of Auditor

3. It is recommended that tax overpayments continue to be reviewed, refunded, applied to current year taxes, or canceled through resolution.

Explanation and Corrective Action:

The Tax Collector will review all tax overpayments and work to ensure that all overpayments are either applied, refunded, or canceled per resolution prior to December 31, 2018.

Implementation Date: **January 1, 2018**

Finding 2017-4

At 12/31/2017 the sewer utility operating fund ended in an operating deficit.

Recommendation of Auditor

4. It is recommended that the operations of the sewer utility operating fund be reviewed to identify the necessary steps to be taken to prevent future operating deficits.

Explanation and Corrective Action:

The sewer operating fund is being reviewed with the Finance Committee and the Borough's auditors to see what is the best way to amend the rate ordinance to fairly charge residents and to ensure that a deficit does not happen in the future.

Implementation Date: **May 9, 2018**

BOROUGH OF MOUNTAIN LAKES MORRIS COUNTY, NEW JERSEY

ORDINANCE -18

ORDINANCE AMENDING CHAPTER 245 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES AND REGULATING EMERGENCY GENERATORS WITHIN THE BOROUGH

NOW, BE IT ORDAINED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, as follows:

Section 1. Chapter 245 of the Revised General Ordinances of the Borough of Mountain Lakes, Section 245-15, entitled "Supplementary Use Regulations" shall be amended by the following amendment to subsection V. which shall read, in its entirety, as follows:

V. Emergency generators. Generators permanently placed on the ground or a pad for use during power outages on an emergency basis are permitted in all zones subject to the following conditions:

- (1) Only one permanent generator with an output of not more than 22 kw is permitted per structure.
- (2) The generator shall be set back a minimum of 5 feet from the front, side or rear property line and no greater than 15 feet from the principle structure. Units in the front yard shall be surrounded by landscape screening.
- (3) The footprint, including the pad and cover, shall not exceed 60" by 36" and a height of 4 feet.
- (4) The generator shall be used only during periods of emergency or for periodic testing and necessary maintenance operations.
- (5) The exhaust of the generator shall, as much as practically feasible, be vented upwards or directed away from neighboring properties.
- (6) The generator shall be operated for routine testing and maintenance purposes not more than one time in any seven-day period and no test shall exceed 30 minutes. Testing of emergency generators is permitted Monday through Friday only (excluding holidays), between the hours of 11:00 a.m. and 12:00 p.m. or 2:00 p.m.

and 3:00 p.m. Testing may be conducted when the unit is being repaired, provided that such testing period shall not exceed 30 minutes and shall be conducted only between the hours of 10:00 a.m. and 5:00 p.m. Monday through Saturday, excluding holidays.

- (7) Generators shall be exempt from the provisions of Chapter 160, "Noise", of the Borough Code only when used for emergency purposes, testing or repairs and when outfitted with a working muffler.

Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. All Ordinances or parts of Ordinances, which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Introduced:

Adopted:

Name	Motion	Second	Aye	Nay	Absent	Abstain	Motion	Second	Aye	Nay	Absent	Abstain
Happer												
Holmberg												
Horst												
Korman												
Shepherd												
Barrett												
Barnett												

Valerie A. Egan, Municipal Clerk

Lauren Barnett, Mayor

**BOROUGH OF MOUNTAIN LAKES
MORRIS COUNTY, NEW JERSEY**

ORDINANCE 08-11

ORDINANCE AMENDING CHAPTER 245 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES AND REGULATING THE INSTALLATION OF EMERGENCY GENERATORS

BE IT ORDAINED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, as follows:

Section 1. Chapter 245, Section 245-15 entitled "Supplementary use regulations," of the Revised General Ordinances of the Borough of Mountain Lakes, shall be amended by the inclusion of new following amendment to subsection V ~~which shall be entitled "Emergency generators,"~~ which shall read in its entirety as follows:

V. Emergency generators. Generators permanently placed on the ground or a pad for use during power outages on an emergency basis are permitted in all zones subject to the following conditions:

- ~~(1) Units must be installed in conformity with the property setbacks for the appropriate zone for the principle structure.~~
- ~~(2) The sound output for the unit cannot exceed 70 db at 23 feet from the unit.~~
- ~~(3) An improved lot coverage calculation is required for units installed on a pad over 12 sq. ft.~~
- ~~(4) Units installed in the front yard shall be surrounded by landscape screening.~~
- ~~(5) The testing, cycling and maintenance of all units will be conducted between the hours of 8 AM and 8 PM to be consistent with Noise Ordinance (§160.2) which shall apply to emergency generators.~~

- (1) Only one permanent generator with an output of not more than 22 kw is permitted per structure.
- (2) The generator shall be set back a minimum of 5 feet from the front, side or rear property line and no greater than 15 feet from the principle structure. Units in the front yard shall be surrounded by landscape screening.
- (3) The footprint, including the pad and cover, shall not exceed 60" by 36" and a height of 4 feet.
- (4) The generator shall be used only during periods of emergency or for periodic testing and necessary maintenance operations.
- (5) The exhaust of the generator shall, as much as practically feasible, be vented upwards or directed away from neighboring properties.
- (6) The generator shall be operated for routine testing and maintenance purposes not more than one time in any seven-day period and no test shall exceed 30 minutes. Testing of emergency generators is permitted Monday through Friday only (excluding holidays), between the hours of 11:00 a.m. and 12:00 p.m. or 2:00 p.m. and 3:00 p.m. Testing may be conducted when the unit is being repaired, provided that such testing period shall not exceed 30 minutes and shall be conducted only between the hours of 10:00 a.m. and 5:00 p.m. Monday through Saturday, excluding holidays.
- (7) Generators shall be exempt from the provisions of Chapter 160, "Noise", of the Borough Code only when used for emergency purposes, testing or repairs and when outfitted with a working muffler.

Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. All Ordinances or parts of Ordinances, which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Introduced: November 14, 2011

Adopted: November 28, 2011

Council Member	By:	2 nd	Yes	No	Abstain	Absent	By	2nd	Yes	No	Abstain	Absent
McWilliams			X				X		X			
Holmberg			X						X			
Jackson			X						X			
Bravo		X	X						X			
Shaw	X		X					X	X			
Happer						X			X			
Gormally			X						X			

Michele Reilly, RMC, Deputy Borough Clerk

Charles X. Gormally, Mayor

I, Michele Reilly, RMC, CMR, Borough Clerk of the Borough of Mountain Lakes, in the County of Morris, State of New Jersey, certify this to be a true copy of the Ordinance adopted at the regularly scheduled session of the Borough Council held on **November 28, 2011**.



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Mitchell Stern
Borough Manager
mstern@mtnlakes.org

400 Boulevard
Mountain Lakes, NJ 07046
P -973-334-3131 ext .2006
F -973-402-5595

TO: Honorable Mayor and Borough Council
SUBJ: Manager's Report
CC: Valerie Egan, Borough Clerk
Robert Oostdyk, Borough Attorney

The following represents the Manager's report for the Borough Council meeting of June 11, 2018.

Roadway Reconstruction – All of the roads covered under the NJ Natural Gas paving agreement have been completed.

Borough Hall Renovation Project – To bring everyone up to speed on this project, there will be a presentation during the Borough Council meeting. The presentation will focus on the selection of the architect for the first phase of architectural services. Services for this phase of the project include a code compliance survey, conceptual design and schematic design.

Beach Project – We are awaiting new drawings that reflect several minor changes. Once received, the drawings will be disseminated to the committee for review and consensus. Bid documents will then be completed and the project will be advertised.

Borough Planner – A tentative timeline, as provided by the Borough's planner concerning a possible zone change, is as follows:

- June 25th Borough Council meeting – presentation of report of the planner
- July 23rd Planning Board meeting - review planners June 25th report
- August 27th Borough Council meeting– introduction of zone change ordinance if one is recommended,
- Sept 12th Borough Council meeting – public hearing and council vote on zone change ordinance if one had been introduced.

If you have any questions, please feel free to contact me.
Mitchell

RESOLUTION AND ORDINANCE REVIEW FOR THE MAY 30, 2018 MEETING

TO: MAYOR AND COUNCIL

FROM: MITCHELL STERN, MANAGER

RESOLUTIONS

R107-18 – Authorization to enter into a temporary construction easement – this resolution authorizes the Borough to enter into an agreement with the property owner of Willow Rd., which is a private road, for the purposes of allowing the Borough to access the property and pave the roadway.

R108-18, Authorization to enter into an agreement with Arcari & Iovino, PC for architect services – this resolution authorizes the Borough to enter into an agreement with Arcari & Iovino, PC for the first phase of architectural services for the design study for Borough hall renovations. The first phase consists of Code Compliance Survey, Conceptual Design and Schematic Design. The contract is in an amount of \$13,300.00.

ORDINANCES

There are no ordinances on the agenda.

If there are any questions prior to the meeting, please feel free to contact me.

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 106-18

“RESOLUTION AUTHORIZING THE PAYMENT OF BILLS”

WHEREAS, the Borough Manager has reviewed and approved purchase orders requested by the Department Heads; and

WHEREAS, the Finance Office has certified that funds are available in the proper account; and

WHEREAS, the Borough Treasurer has approved payment, upon certification from the Borough Department Heads that the goods and/or services have been rendered to the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that the current bills, dated **June 11, 2018** and on file and available for public inspection in the Office of the Treasurer and approved by him for payment, be paid.

XX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on June 11, 2018

Valerie A. Egan, Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Happer						
Holmberg						
Horst						
Korman						
Shepherd						
Barrett						
Barnett						

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Check#	Vendor	Description	Payment	Check Total
14326	2277 - STALKER RADAR	PO 18927 POLICE: NEW VEHICLE EQUIPMENT	226.00	226.00
14327	220 - ATLANTIC SALT, INC.	PO 18961 DPW - SNOW REMOVAL	15,808.07	15,808.07
14328	2686 - ATLANTIC TACTICAL OF NJ, INC.	PO 18798 POLICE: OC Spray	129.32	
		PO 18870 POLICE: AMMUNITION	884.64	
		PO 18869 POLICE: AMMUNITION	1,087.38	2,101.34
14329	2125 - BRIAN VALENTINE	PO 18998 Tuition Reimbursement	5,046.80	5,046.80
14330	2775 - CAPITOL SUPPLY CONSTRUC PROD, INC	PO 18299 WATER DEPARTMENT - EQUIPMENT - BLAN	340.76	340.76
14331	456 - CHADLER SOLUTIONS, LLC	PO 19021 2018 Risk Management Consultant Fee	4,632.62	4,632.62
14332	2196 - CHRISTINA WHITAKER	PO 18459 2018 HEALTH BENEFITS REIMBURSEMENT	832.85	832.85
14333	2242 - CINTAS CORPORATION NO. 2	PO 18471 DPW - PERSONAL SAFETY EQUIPMENT - B	76.36	
		PO 18471 DPW - PERSONAL SAFETY EQUIPMENT - B	76.35	152.71
14334	2833 - CLEAR FINISH AUTO DETAILING, LLC	PO 18867 POLICE: VEHICLE DETAILING	220.15	220.15
14335	431 - COUNTY CONCRETE CORP.	PO 18938 WATER DEPARTMENT - WATER MAIN BREAK	332.50	332.50
14336	506 - DAN COMO & SONS, INC	PO 18942 DPW - LEAF/BRUSH REMOVAL - BLANKET	3,920.00	
		PO 18943 DPW - GROUNDS MAINTENANCE - BLANKET	78.20	3,998.20
14337	576 - DAVE'S TIRE, LLC	PO 18962 POLICE DEPARTMENT - VEHICLE REPAIRS	485.04	485.04
14338	1170 - FERGUSON ENTERPRISES #501	PO 18634 WATER DEPARTMENT - EQUIPMENT & TOOL	162.27	162.27
14339	2517 - FF1 FIREFIGHTER ONE, LLC	PO 18846 FIRE: MAINTENANCE - ESTIMATE# 11978	1,595.00	1,595.00
14340	753 - FIRE FIGHTERS EQUIPMENT CO.	PO 18929 DPW - SAFETY BOOTS	180.99	180.99
14341	2998 - FOX HOLLOW LANDSCAPING & DESIGN	PO 18720 DPW - EMERGENCY TREE REMOVAL - STOR	6,000.00	6,000.00
14342	814 - GARDEN STATE HIGHWAY PRODUCTS	PO 18965 BOROUGH HALL MAINTENANCE	29.64	29.64
14343	876 - GARDEN STATE LABORATORIES, INC	PO 18727 WATER DEPARTMENT - TREATMENT OF WEL	144.00	144.00
14344	920 - HAMILTON FARMS	PO 18956 2018 MEMORIAL DAY FLOWERS	910.50	910.50
14345	503 - HERBERT J. COHRS	PO 18447 2018 HEALTH BENEFITS REIMBURSEMENT-	1,495.01	1,495.01
14346	3306 - INTERSTATE BATTERY OF NJ DIST #4573	PO 18408 VEHICLE REPAIR & MAINTENANCE - BLAN	672.66	672.66
14347	859 - JCP&L	PO 19020 ACCT# 100 050 702 156 - BILLING PRD	5.28	
		PO 19022 ACCT# 100 075 505 725 - BILLING PRD	3.15	
		PO 19026 MASTER ACCT# 200 000 569 000 / BILL	3,012.50	3,020.93
14348	1062 - JOHNNY ON THE SPOT, LLC	PO 18953 CUST ID# 014738 - PORT-A-JOHN RENTA	271.90	
		PO 18945 MAY/JUNE 2018 - CUST ID# 014738 - P	160.00	
		PO 18997 JUNE 2018 - CUST ID# 014738 - PORT-	85.00	516.90
14349	3789 - JPMONZO, MUNICIPAL CONSULTING LLC.	PO 18966 SALT AS A CHARITABLE CONTRIBUTION W	40.00	40.00
14350	3789 - JPMONZO, MUNICIPAL CONSULTING LLC.	PO 18972 Webinar - Review o S 1893 - SALT as	40.00	40.00
14351	1074 - JW PIERSON CO.	PO 18370 DPW - DIESEL FUEL - BLANKET	1,499.99	1,499.99
14352	1082 - KIWANIS AMBULANCE SERVICE	PO 18950 2018 KIWANIS AMBULANCE SERVICE FIRS	7,500.00	7,500.00
14353	2895 - METRO SUPPLY & SERVICE INC.	PO 18934 DPW - SIDEWALK REPAIR	84.80	84.80
14354	3648 - MONMOUTH TELECOM	PO 19023 JUNE 2018 TELEPHONE SERVICES / ACCT	1,509.33	1,509.33
14355	3132 - MORRIS CO. LEAGUE OF MUNICIPALITIES	PO 18983 MORRIS COUNTY LEAGUE DINNER JUNE 20	50.00	50.00
14356	2534 - MORRIS COUNTY OVERHEAD DOOR COMPANY	PO 18932 DPW - BUILDING MAINTENANCE	150.00	150.00
14357	1311 - MORRIS CTY TREASURER	PO 18903 MORRIS COUNTY COMMUNICATIONS DISPAT	26,597.42	26,597.42
14358	1442 - MORRIS PLAINS SHOES	PO 18813 DPW - UNIFORM REPLACEMENT	1,453.00	1,453.00
14359	1316 - MOST DEPENDABLE FOUNTAINS, INC	PO 18968 WATER DEPARTMENT - EQUIPMENT	452.00	452.00
14360	1472 - MURPHY, MCKEON P.C.	PO 18917 2018 RETAINER FEES - BLANKET	4,166.66	
		PO 19027 APRIL RETAINER/ MARCH PROF SERVICES	2,955.00	7,121.66
14361	1435 - NAZZARENO MOSCARINI	PO 18410 2018 HEALTH BENEFITS REIMBURSEMENT	747.49	747.49
14362	2595 - NORTH JERSEY MUNICIPAL EMPLOYEE	PO 18995 JUNE 2018 DENTAL PREMIUMS - GROUP 1	2,838.00	2,838.00
14363	2727 - ONE CALL CONCEPTS, INC.	PO 18454 2018 JAN - DEC BLANKET / ACCT# 12-B	138.75	138.75
14364	3236 - ONE SOURCE OF NEW JERSEY, LLC	PO 18367 DPW - EQUIPMENT REPAIR - BLANKET	270.72	270.72
14365	2968 - OPTIMUM	PO 18919 DPW: ACCT# 07876-414565-01-0 - BLAN	10.67	10.67
14366	2968 - OPTIMUM	PO 18920 DPW INTERNET SERVICES ACCT# 07876-6	112.54	112.54
14367	3173 - OPTIMUM	PO 18918 FIRE: ACCT# 07876-603439-01-8 CABLE	70.62	70.62
14368	3032 - PARK FINANCE II, LLC	PO 19010 RELEASE OF RECORDING & SEARCH FEES	1,551.36	1,551.36
14369	3431 - PARTIES ARE US RENTALS, LLC	PO 18975 2018 MOUNTAIN LAKES DAY	4,000.00	4,000.00
14370	1635 - ROBERT PARKER	PO 18409 2018 HEALTH BENEFITS REIMBURSEMENT	1,665.71	1,665.71
14371	1878 - SENECA TREE SERVICE, INC.	PO 18758 DPW - EMERGENCY TREE REMOVAL - STOR	500.00	
		PO 18805 DPW - TREE REMOVAL - STORM 2018	1,150.00	1,650.00
14372	285 - SHAWN BENNETT	PO 18964 POLICE: REIMBURSEMENT	81.58	81.58
14373	2774 - STAPLES BUSINESS ADVANTAGE	PO 18841 POLICE: OFFICE SUPPLIES ORDER# 7196	21.91	21.91
14374	253 - THOMAS BARBATO	PO 18446 2018 HEALTH BENEFITS REIMBURSEMENT-	846.75	846.75
14375	1424 - TOWNSHIP OF MONTVILLE	PO 19003 2NDQTR2018 ANIMAL ACTIVITY CHARGE	2,692.77	2,692.77
14376	1536 - TREAS, STATE OF NJ - D.O.H.	PO 19024 MAY 2018 DOG LICENSING FEES	13.80	13.80
14377	2137 - V.E. RALPH & SONS, INC.	PO 18976 POLICE: NALOXONE (NARCAN)	506.50	506.50

TOTAL

112,622.31

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Check#	Vendor	Description	Payment	Check Total
--------	--------	-------------	---------	-------------

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-192-18-001-000	CURRENT YEAR TAXES RECEIVED			1,551.36	
01-201-20-110-020	MAYOR & COUNCIL - OTHER EXP'S	50.00			
01-201-20-130-020	FINANCE - OTHER EXPENSES	40.00			
01-201-20-140-020	COMPUTER SERVICES	10.67			
01-201-20-145-020	TAX COLLECTOR - OTHER EXPENSES	40.00			
01-201-20-155-020	LEGAL SERVICES - OTHER EXPENSE	7,121.66			
01-201-23-210-020	INSURANCE - LIABILITY	4,632.62			
01-201-23-220-020	GROUP INSURANCE PLANS-EMPLOYEE	8,425.81			
01-201-25-240-020	POLICE DEPT - OTHER EXPENSES	8,204.28			
01-201-25-250-020	INTERLOCAL SERVICES: MC DISPATCH - OE	26,597.42			
01-201-25-255-020	FIRE DEPT - OTHER EXPENSES	70.62			
01-201-25-260-020	VOL. AMBULANCE SQUAD CONTRIB	7,500.00			
01-201-26-290-020	STREETS & ROADS - OTHER EXP.	25,864.67			
01-201-26-305-020	SOLID WASTE - OTHER EXPENSES	3,920.00			
01-201-26-310-020	BLDG & GROUNDS - MUNIC BLDG	29.64			
01-201-26-315-020	VEHICLE REPAIRS & MAINTENANCE	2,752.70			
01-201-28-370-020	PARKS & PLAYGROUNDS OTHER EXP.	4,910.50			
01-201-28-375-020	MAINT OF PARKS (BEACHES/LAKES)	516.90			
01-201-31-435-020	ELECTRICITY - ALL DEPARTMENTS	3,020.93			
01-201-31-440-020	TELECOMMUNICATIONS	1,509.33			
01-201-31-447-020	PETROLEUM PRODUCTS	1,499.99			
01-260-05-100	DUE TO CLEARING			0.00	108,269.10
TOTALS FOR	Current Fund	106,717.74	0.00	1,551.36	108,269.10
05-201-55-520-520	Water Operating - Other Expenses	1,646.64			
05-260-05-100	DUE TO CLEARING			0.00	1,646.64
TOTALS FOR	Water Operating	1,646.64	0.00	0.00	1,646.64
13-260-05-100	DUE TO CLEARING			0.00	2,706.57
13-286-56-000-000	RESERVE - ANIMAL LICENSE FUND			2,692.77	
13-295-56-000-000	DOG LICENSE FEES-DUE STATE NJ			13.80	
TOTALS FOR	Animal Trust	0.00	0.00	2,706.57	2,706.57

Total to be paid from Fund 01 Current Fund
 Total to be paid from Fund 05 Water Operating
 Total to be paid from Fund 13 Animal Trust

108,269.10 - 50.02 (Void CK # 14278)
 1,646.64
 2,706.57
 =====
 112,622.31
 - 50.02
 112,572.29

Monica Goss
 6/8/18

List of Bills - (1710101001002) Escrow - Developers - Checking Developer's Escrow

Check#	Vendor	Description	Payment	Check Total
5094	1916 - STICKEL, KOENIG, SULLIVAN & DRILL, PO 19015	Professional Services May 2018 Mt L	288.75	288.75
	TOTAL			288.75

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
17-101-01-001-002	Escrow - Developers - Checking			0.00	288.75
17-500-00-050-250	Mtn Lakes 46 LLC/Steven Thomas, LLC			288.75	
TOTALS FOR	Developer's Escrow	0.00	0.00	288.75	288.75

Total to be paid from Fund 17 Developer's Escrow

288.75

288.75

Monica Gosselin 6/8/18

List of Bills - (3310101001001) PROVIDENT BANK Recreation Trust

Check#	Vendor	Description	Payment	Check Total
5158	3010 - JACKIE BAY	PO 18996 REIMBURSEMENT: SAILING CLUB	161.60	161.60
5159	2719 - JANE HAYWARD	PO 19005 REIMBURSEMENT: MOUNTAIN LAKES DAY	362.07	362.07
5160	1062 - JOHNNY ON THE SPOT, LLC	PO 19006 CUST# 014738 - PORTA JOHN RENTALS-	325.00	325.00
5161	3909 - RESILITE SPORTS PRODUCTS, INC	PO 18620 WRESTLING: MATS - QUOTE JAN. 19, 20	10,870.00	10,870.00
5162	3358 - SPORTS ENGINE, INC	PO 19009 background checks	80.55	80.55
TOTAL				11,799.22

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
33-101-01-001-001	PROVIDENT BANK			0.00	11,799.22
33-600-00-090-000	Recreation Trust Reserves			11,799.22	
TOTALS FOR	Recreation Trust	0.00	0.00	11,799.22	11,799.22

Total to be paid from Fund 33 Recreation Trust

11,799.22

11,799.22

Mona Gough
6/8/18

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS**

RESOLUTION 107-18

**RESOLUTION AUTHORIZING THE EXECUTION OF A CONSTRUCTION EASEMENT FROM
MILDRED ANN SCHWARZ TO THE BOROUGH OF MOUNTAIN LAKES**

WHEREAS, Mildred Ann Schwarz is the owner of that certain tracts of land lying and being in the Borough of Mountain Lakes, County of Morris and State of New Jersey, currently or about to be identified as Lot 5 in Block 19 on the official tax map (the "Property"); and

WHEREAS, a road known as Willow Drive crosses the site; and

WHEREAS, Willow Drive has been used by the public and maintained by the Borough of Mountain Lakes; and

WHEREAS, Mountain Lakes desires to repave Willow Drive and Ms. Schwarz agrees to allow access to Mountain Lakes and its contractors for the limited purpose of completing the improvements to Willow Drive; and

WHEREAS, the Borough of Mountain Lakes wishes to utilize the Easement for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute the Temporary Construction Easement between Mildred Ann Schwarz and the Borough of Mountain Lakes in the form attached hereto.

XX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on June 11, 2018.

Valerie A. Egan, Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Happer						
Holmberg						
Horst						
Korman						
Shepherd						
Barrett						
Barnett						

RESOLUTION 108-18
BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE
BOROUGH OF MOUNTAIN LAKES AND ARCARI & IOVINO, PC.**

WHEREAS, there exists the need for the Borough of Mountain Lakes to obtain architectural services in connection with the Borough Hall renovation project; and

WHEREAS, it is agreed that Iovino & Arcari, PC will provide architectural services for the first phase of the Borough Hall renovation project; and

WHEREAS, the maximum amount of the contract is \$13,300.00; and

WHEREAS, the Township's Chief Financial Officer has certified that funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris, and State of New Jersey, as follows:

1. The Borough Manager and Borough Clerk are hereby authorized and directed to execute the agreement attached hereto with Arcari & Iovino, PC for architectural services in connection with the Borough Hall renovation project in an amount not to exceed \$13,300.00.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

3. A notice of this action shall be printed once in the legal newspaper of the Borough Of Mountain Lakes.

XX

✂

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on

Valerie A. Egan, Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Happer						
Holmberg						
Horst						
Korman						
Shepherd						
Barrett						
Barnett						

Borough of Mountain Lakes
Contract Review Checklist

Vendor/Professional: Araceli Iovino Architects P.C.

Financial Impact:

Item	Applicability	Standard	Verified	Reviewer
Affirmative Action	Goods and Services; Professional Services	Employee information report provided	✓	vae
Business Registration	Goods and Services; Professional Services	Copy of Registration provided	✓	vae
Attorney Review	All Contracts	Confirmation that the agreement has been reviewed by the Borough Attorney	✓	vae
Confidentiality	Professional Services; Goods and Services	Provisions when appropriate included in the contract	n/a	vae
Corporate Disclosure	Goods and Services; Professional Services	Disclosure affidavit provided.	✓	vae
Insurance	All Contracts	Proof of insurance as required by RFP, Specifications, or Contract	✓	vae
Debarment	Public Works	Vendor not currently on the State debarment list	n/a	vae
Invoice Process	All Contracts	Consistent with Local Public Contracts law and Borough procedures.	✓	vae
Non-collusion	All Contracts	Non-collusion affidavit has been signed	n/a	vae
Non-performance	All Contracts	Provision addressing consequences for non-performance or breach of agreement.	✓	vae
Political Contribution Disclosure	Professional Services	Disclosure language in contract, form completed	✓	vae
Payment Terms	All Contracts	Do standard payment terms apply?	✓	vae
Professional Appointment	Professional Services	Has a resolution of appointment been adopted		
Qualifications	Professional Services	Proof of professional licenses/certifications	✓	vae
Renewal	Professional Services; Goods and services	Provision concerning renewal included where appropriate	n/a	vae
Term	All Contracts	One year term for professional services, two years for goods and services, or Statutory exception.	n/a	vae
Termination	All Contracts	Right to terminate included when appropriate	✓	vae
Financial	All contracts	Has the economic impact of the transaction been evaluated?	✓	vae

Date: 6/7/2018



AIA[®] Document B105[™] – 2017

Standard Short Form of Agreement Between Owner and Architect

AGREEMENT made as of the day of in the year
(In words, indicate day, month and year.)

BETWEEN the Owner:
(Name, legal status, address and other information)

Borough of Mountain Lakes
400 Boulevard
Mountain Lakes, NJ 07046
Telephone Number: 973-334-3131
Fax Number: 973-402-5595

and the Architect:
(Name, legal status, address and other information)

Arcari + Iovino Architects, P.C.
One Katherine Street
Little Ferry, NJ 07643
Telephone Number: 201-641-0600
Fax Number: 201-641-0626

for the following Project:
(Name, location and detailed description)

Mountain Lakes Public Safety & Borough Hall
400 Boulevard
Mountain Lakes, NJ 07046

Architectural Services for the design study for the Public Safety & Borough Hall
Infrastructure project for the Borough of Mountain Lakes.

The Owner and Architect agree as follows.

ADDITIONS AND DELETIONS:

The author of this document has added information needed for its completion. The author may also have revised the text of the original AIA standard form. An *Additions and Deletions Report* that notes added information as well as revisions to the standard form text is available from the author and should be reviewed. A vertical line in the left margin of this document indicates where the author has added necessary information and where the author has added to or deleted from the original AIA text.

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Init.

ARTICLE 1 ARCHITECT'S RESPONSIBILITIES

The Architect shall provide architectural services for the Project as described in this Agreement. The Architect shall perform its services consistent with the professional skill and care ordinarily provided by architects practicing in the same or similar locality under the same or similar circumstances. The Architect shall perform its services as expeditiously as is consistent with such professional skill and care and the orderly progress of the Project. The Architect shall assist the Owner in determining consulting services required for the Project.

During the Design Phase, the Architect shall review the Owner's scope of work, budget and schedule and reach an understanding with the Owner of the Project requirements. Based on the approved Project requirements, the Architect shall develop a design, which shall be set forth in drawings and other documents appropriate for the Project. Upon the Owner's approval of the design, the Architect shall prepare Construction Documents indicating requirements for construction of the Project and shall coordinate its services with any consulting services the Owner provides. The Architect shall assist the Owner in filing documents required for the approval of governmental authorities, in obtaining bids or proposals, and in awarding contracts for construction.

(Paragraph Deleted)

ARTICLE 2 OWNER'S RESPONSIBILITIES

The Owner shall provide full information about the objectives, schedule, constraints and existing conditions of the Project, and shall establish a budget that includes reasonable contingencies and meets the Project requirements. The Owner shall provide decisions and furnish required information as expeditiously as necessary for the orderly progress of the Project. The Architect shall be entitled to rely on the accuracy and completeness of the Owner's information. The Owner shall furnish consulting services not provided by the Architect, but required for the Project, such as surveying, which shall include property boundaries, topography, utilities, and wetlands information; geotechnical engineering; and environmental testing services.

ARTICLE 3 USE OF DOCUMENTS

Drawings, specifications and other documents prepared by the Architect are the Architect's Instruments of Service, and are for the Owner's use solely with respect to constructing the Project. The Architect shall retain all common law, statutory and other reserved rights, including the copyright. Upon completion of the construction of the Project, provided that the Owner substantially performs its obligations under this Agreement, the Architect grants to the Owner a license to use the Architect's Instruments of Service as a reference for maintaining, altering and adding to the Project. The Owner agrees to indemnify the Architect from all costs and expenses related to claims arising from the Owner's use of the Instruments of Service without retaining the Architect. When transmitting copyright-protected information for use on the Project, the transmitting party represents that it is either the copyright owner of the information, or has permission from the copyright owner to transmit the information for its use on the Project.

ARTICLE 4 TERMINATION, SUSPENSION OR ABANDONMENT

In the event of termination, suspension or abandonment of the Project by the Owner, the Architect shall be compensated for services performed. The Owner's failure to make payments in accordance with this Agreement shall be considered substantial nonperformance and sufficient cause for the Architect to suspend or terminate services. Either the Architect or the Owner may terminate this Agreement after giving no less than seven days' written notice if the Project is suspended for more than 90 days, or if the other party substantially fails to perform in accordance with the terms of this Agreement. Except as otherwise expressly provided herein, this Agreement shall terminate one year from the date of Substantial Completion.

ARTICLE 5 MISCELLANEOUS PROVISIONS

This Agreement shall be governed by the law of the place where the Project is located. Terms in this Agreement shall have the same meaning as those in AIA Document A105-2017, Standard Short Form of Agreement Between Owner and Contractor. Neither party to this Agreement shall assign the contract as a whole without written consent of the other.

Init.

Nothing contained in this Agreement shall create a contractual relationship with, or a cause of action in favor of, a third party against either the Owner or the Architect.

The Architect shall have no responsibility for the discovery, presence, handling, removal or disposal of, or exposure of persons to, hazardous materials or toxic substances in any form at the Project site.

ARTICLE 6 PAYMENTS AND COMPENSATION TO THE ARCHITECT

The Architect's Compensation shall be:

Thirteen Thousand Three Hundred Dollars (\$13,300.00)

Code Compliance Survey \$2,000.00

Conceptual Design \$4,500.00

Schematic Design \$6,800.00

Optional Additional Services:

Additional Renderings \$1,250./Rendering

Three Dimensional Visualization \$2,500./Lump Sum

The Owner shall pay the Architect an initial payment of zero (\$ 0.00) as a minimum payment under this Agreement. The initial payment shall be credited to the final invoice.

(Paragraph Deleted)

Payments are due and payable upon receipt of the Architect's monthly invoice.

At the request of the Owner, the Architect shall provide additional services not included in Article 1 for additional compensation. Such additional services may include, but not be limited to, providing or coordinating services of consultants not identified in Article 1; revisions due to changes in the Project scope, quality or budget, or due to Owner-requested changes in the approved design; evaluating changes in the Work and Contractors' requests for substitutions of materials or systems; and the extension of the Architect's Article 1 services beyond six (6) months of the date of this Agreement through no fault of the Architect.

ARTICLE 7 OTHER PROVISIONS

(Insert descriptions of other services and modifications to the terms of this Agreement.)

1. Per the Architect's February 28, 2018 proposal letter, future Architectural and Engineering Services of Design Development through Construction Administration is estimated to be \$250,000. based upon the anticipated project scope and complexity.

2. State Mandated Provisions attached.

This Agreement entered into as of the day and year first written above.

OWNER (Signature)

Mitchell Stern, Borough Manager

(Printed name and title)

ARCHITECT (Signature)

Anthony Iovino, President

(Printed name, title, and license number, if required)

Init.

Political Contribution Disclosure. This contract has been awarded to Contractor based on the merits and abilities of Contractor to provide the goods or services as described herein. This contract was not awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq. As such, the undersigned does hereby attest that Contractor, its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any political party committee in the Borough of Mountain Lakes if a member of that political party is serving in an elective public office of the Borough of Mountain Lakes when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Borough of Mountain Lakes when the contract is awarded.

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status or sex. The contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status so affectional or sexual orientation. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates or pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable, will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regarding to age, race, creed, color, national origin, ancestry, marital status or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

The contractor or subcontractor agrees to attempt in good faith to schedule minority and female workers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action office pursuant to N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies in the area, including employment agencies, placement bureaus, colleges, universities, labor unions that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

The contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status or sex, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor and its subcontractors shall furnish such reports or other documents to the Affirmative Action Office as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Affirmative Action Office for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (NJAC 17:27).



MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
MAY 30, 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.

EXECUTIVE CLOSED SESSION

R-101-18, 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 and Personnel: property assessment appeals, status of private road, and Police grievance.

Motion: Korman

Second: Horst

Vote: All ayes

Motion to come back to regular session: Holmberg

Second: Happer

Vote: All ayes

COMMUNITY ANNOUNCEMENTS

Mayor Barnett stated that the Memorial Day celebration was held. She stated that the DPW and Police Department did a wonderful job. The PBA Clam and Jam will be held on June 16. Art on the Esplanade will be held on June 24th. The Special Needs Foundation will be holding a fundraiser this weekend. Ms. Horst stated that she received the Citizen of the Year award from the YMCA.

SPECIAL PRESENTATIONS

The presentation by the Borough Hall Renovation committee was removed from the agenda and will be placed on the next agenda.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public

Mr. George Jackson, 20 Sherwood Drive, stated that the Memorial Day ceremony was terrific. He stated that Vince Dockerty needs to be recognized for his work on the event.

Ms. Ellen Emr urged Council members to not discount the municipality purchasing the Mountain Lakes Club. She mentioned the letter she sent to council regarding the lakes and the ordinances that speak to use of the lakes. She stated that there is a lot of misinformation regarding the ownership of the lakes. She gave Mr. Oostdyk information regarding legal precedent.

BOROUGH COUNCIL DISCUSSION ITEMS

Discussion regarding the Mountain Lakes Club presentation

Mayor Barnett stated that during the presentation by the Mountain Lakes Club the Club asked the municipality to consider a joint board. Mr. Oostdyk stated that it is risky for a municipality to become partners with a commercial entity. He



MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
MAY 30, 2018
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ 07046

reminded everyone that the Club is private. He suggested that any committee formed would need to be accountable only to the Council. Mr. Happer suggested a Council subcommittee to focus on this issue. Mayor Barnett asked any council members interested in serving on the subcommittee to email Mr. Stern.

Motion to open to the public: Holmberg

Second: Korman

Vote: All ayes

George Jackson, 20 Sherwood Drive, stated that this was the first time he heard that the Mountain Lakes club may be going into bankruptcy. He stated that this would be a huge matter for the town. He suggested that the club needs to let the town know what is going on.

Ms. Horst clarified that the council did not have knowledge that the club was in bankruptcy and did not want anyone to think the borough was disseminating that information.

Joe DePompio, Mountain Lakes Club Member, asked if a committee would be formed.

Ellen Emr stated that the Mountain Lakes Club board that made the presentation to the Council is not the same board that now exists.

ATTORNEY'S REPORT

Mr. Oostdyk updated the council regarding discussions with the Borough's Conflict Planner for the Sunrise Assisted Living development. The Planner will be presenting a report to the Council. There may be a suggestion of ordinance changes. Mr. Oostdyk mentioned the SALT legislation. He stated that the federal government has made comment that this legislation will be challenged.

MANAGER'S REPORT

Mr. Stern reviewed his report. He stated that he contacted the gentleman that contacted Council regarding biking on the trails and let him know of the borough's regulations regarding this matter. He commended the DPW regarding working on Memorial Day and paving work.

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**

R91-18, Authorization to enter into a contract with Laker Ventures LLC for IT review

R102-18, Authorization to pay bills

R103-18, Authorization of a release of redemption penalties and search fees

R104-18, Authorization of a refund for the overpayment of taxes

R105-18, Michael P. Riccardi, membership in the NJ Firemen's Association

***APPROVAL OF MINUTES**

Regular minutes of May 14, 2018 (All eligible)

Executive minutes of May 14, 2018 (All eligible)

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

- ☒ Construction Department
- ☒ Department of Public Works
- ☒ Finance
- ☒ Fire Department
- ☒ Health Department



MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
MAY 30, 2018
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ 07046

- ☒ Police Department
- ☒ Recreation Department
- ☒ Property maintenance report

***BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS**

Appointment of Ania Hannon to the Lakes Committee through December 31, 2018

***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 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 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 stated that the Borough received a report stating that there is no e-coli in the lakes. She stated that the Library will be having their quarterly meeting tomorrow. She stated that she is involved with the Community Development Committee at the County level. The County's funding for Community Development was raised by 7% for 2018. Mr. Shepherd stated that Environmental Commission met. Ms. Korman stated that Affordable Housing committee met. She stated that the Shade Tree had an Emerald Ash Borer presentation. She stated that the arborist stated that there is a market for ash trees. Mayor Barnett stated that five of the committees and commissions have decided to participate in the student member program. The program has been publicized to the High School.

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.

Debra Dewing, asked which property Sunrise Assisted Living was interested in developing.

Mr. George Jackson, 20 Sherwood Drive, stated he was concerned about the process of approval for the development for Sunrise Assisted Living. He suggested it be given back to the Planning Board. He stated that he thought the Borough's affordable housing plan needed to be re-drafted. He stated that the Borough needs to take ownership of Willow Road.

NEXT STEPS AND PRIORITIES

Mayor Barnett reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Bring the Assessor back to Council to discuss assessment appeals	Mr. Stern and Mr. Delgucio	TBD
Reschedule the Borough Hall Renovation presentation	Mr. Stern, Mayor Barnett and Ms. Egan	Next meeting

ADJOURNMENT at 9:04 P.M.

Motion made by Councilmember, second by Councilmember to adjourn the meeting at 9:04 p.m., with all members in favor signifying by "Aye".



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
MAY 30, 2018
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ 07046**

Respectfully Submitted

Valerie A Egan Borough Clerk

DRAFT