



MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JUNE 11, 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 8:00 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.

COMMUNITY ANNOUNCEMENTS

Mayor Barnett stated that a lot of road work has been going on. She thanked the Manager, DPW and Police Department for their efforts. She stated that about a third of the town was without power on Saturday night. She stated that the town needs information regarding this outage from JCP&L. There will be a discussion between the town and JCP&L in the near future. The PBA fundraiser will be held this Saturday. June 24th will be the Art at the Esplanade.

SPECIAL PRESENTATIONS

Borough Hall Renovation Project Update

Mr. Stern gave a power point presentation regarding an update on the Borough Hall renovation project. He updated those present on the progress of the Renovation Committee. Proposals from architects were received. A recommendation for hire was submitted. The phases of the architectural study were reviewed.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public

Mr. Fred Kanter, 81 Hanover Road, he stated that sometimes it is wise to delay things. He stated that it has been stated that the building was too small when it was built. He suggested that it probably was not. He stated that Mr. Stern has put up two address signs at Borough Hall. Mr. Kanter made comment regarding no parking in the pocket parks. He asked why parking is allowed during the day but not at night. He stated that decisions were made based on hysteria. He stated that he saw 50 real estate signs on the Boulevard over the weekend. He stated that this is illegal.

Mr. Jim Hyson, 2 Littlewood Court, stated that he saw in the Manager's report there is a progress schedule regarding a zone change. He mentioned that the Council had made a zone change during the Enclave development, and the Planning Board then had their hands tied during the approval process. He stated that the time frame for the zone change proposal will take place over the summer when residents could be on vacation. He asked the Council to consider the ramifications of a zone change as they go through the approval process.

Sandy Batty, 15 Lockley Court, She stated that it seems that the developer is doing the planning for the development. She requested that the Council amend the hotel ordinance. She stated that the ordinance will be used as a precedent. She stated that parking was not adequate for a five story hotel. She stated that the King of King property was farmland assessed and she hoped that our Assessor was looking into this.

Dave Shertzer, 5 Lookout Road, stated that he saw that the Council will be discussing the generator ordinance. He stated that newer larger generators actually are more efficient and are quieter. He stated that 22 kw is not large enough to power some of the homes in Mountain Lakes.

Sara Aiken, 120 Morris Avenue, was following up on a former question regarding continuing the sidewalk on Morris Avenue. She stated that Morris Avenue is the second busiest road after Boulevard. She asked who in the municipality is



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responsible for driving the roadway and sidewalk projects. She asked if the town does a survey of where children live when making sidewalk and road construction decisions.

Steve Castalucci, 2 Laurelwood Drive, talked about the generator ordinance. He asked to have consistency regarding setbacks and that setbacks should not be relaxed without a compelling need.

BOROUGH COUNCIL DISCUSSION ITEMS

Corrective Action Plan

The Comments and recommendations made in the audit were discussed along with the Corrective Action to be taken.

Generator Ordinance Discussion

A preliminary discussion regarding amending the Generator Ordinance was held. Mr. Barrett discussed why he suggested amending the ordinance. This discussion will continue at a future meeting.

ATTORNEY'S REPORT

Mr. Oostdyk made a comment regarding previously installed generators. He stated that any generator installed before an ordinance change can remain and does not need to be updated to the new ordinance standards. He updated the Council on the door to door solicitation ordinance complaint and suggested that the Borough ordinance be looked at. There was a discussion regarding the charitable tax contribution issue.

MANAGER'S REPORT

Mr. Stern reviewed his report which contained Roadway Reconstruction, the Borough Hall Renovation Project, the Beach Project and meetings with the Borough Planner.

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**

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

***APPROVAL OF MINUTES**

Regular minutes of May 30, 2018 (Barrett not eligible)

Executive minutes of May 30, 2018 (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

***BOARD AND COMMITTEE AND COMMISSION APPOINTMENTS**

None



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***Approval of the Consent Agenda**

(Mr. Barrett abstained from voting on the minutes of 5/30/18)

Council member	M	2nd	Yes	No	Abstain	Absent
Happer	<input type="checkbox"/>	<input checked="" 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 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"/>
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 student committee member applications are coming in. Mayor Barnett stated that a \$500,000 donation was made to the Board of Education by Marc and Carolyn Lore for an Entrepreneurial Studies Program at the High School. She stated that the bids for the school construction came in over budget. An initial meeting of the Mountain Lakes Club Council committee was held. Mr. Shepherd stated that the Economic Development Committee met. The Planner attended this meeting. The committee will reach out to commercial property owners for input. Ms. Korman stated that Shade Tree and Affordable housing will be meeting in the near future.

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 regarding generators. He commented on Ms. Horst's request to see what they look like. He stated that the reason she does not know what they look like is because you can't see them. He suggested that the generator ordinance be written to allow only quiet generators. He commented on loud motorcycles in town. He suggested that ordinances are not being enforced. He mentioned that he sent in two letters stating his interest in being on the Borough Hall Renovation Committee that went unanswered.

Dave Shertzer, 5 Lookout Road, stated that he appreciated the discussion regarding the generator ordinance. He suggested that the existing noise ordinance may cover generator noise. He commented on going through the variance process.

ADJOURNMENT at 10:11 P.M.

Motion made by Councilmember Holmberg, second by Councilmember Barrett to adjourn the meeting at 10:11 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Valerie A Egan Borough Clerk