



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
 APRIL 8, 2019
 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 9, 2019 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"/>	Menard	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Horst	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Shepherd	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Korman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barnett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lane	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

FLAG

Mayor Barnett led the salute to the flag.

EXECUTIVE CLOSED SESSION

R-91-19, 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 Contract Negotiations: BOE Shared Service Agreement

A motion was made by Council Member Happer to go into Executive Session, seconded by Council Member Horst, with all members in favor signifying by "aye"

COMMUNITY ANNOUNCEMENTS

Mayor Barnett announced that Mountain Lakes received a \$499,000 Municipal Aid Grant from the New Jersey Department of Transportation for preservation and sidewalk work on two sections of Morris Avenue.

This week was the first annual New Jersey Local Government week which is a week to celebrate Local Government. The Mayor thanked all of the professionals, employees, police and firefighters, volunteer and elected officials who keep local government running in Mountain Lakes.

This weekend is Mountain Lakes' 57th annual trout stocking and fishing derby.

Friday, April 12th 4:00pm come out and help stock the lake. Bring a large bucket or buy one at the event.

Saturday, April 13th starting at 8:00am is the actual Fishing Derby, anyone age 16 and under and their parents can join the fishing contest. This event is rain or shine.

April 14th 1:00pm to 2:00pm is the annual Easter Egg Hunt. This is at Midvale Park, bring your own basket. Check the township website for weather cancelation.

The Borough Hall is still giving away free radon and lead kits to residents until April 15, 2019.

April 27th and 28th is Community Clean Up Weekend. There will be a sign-up sheet on the Borough website.

April 27th 8am to 3pm is Trash Day and residents can bring their recycling to our Pocono Recycling Center for a charge.

April 27th 10am is the Woods and Lakes Run at Birchwood Lake.

Council Member Korman announced that Morris County has screened compost and double ground mulch for sale. You can get 5 cubic yards of mulch for \$135 or 10 cubic yards for \$190. The screened compost you can get for \$200 for 10 cubic yards. The phone number to call for Morris County is 973-285-8383 or 973-285-8389.

Council Member Happer announced that on April 27, 2019 the Fire Department will be having a Blood Drive along with a shredding and recycling event. Please check the Borough website for the time of this event.

As a warning Council Member Happer made everyone aware that there are people checking out cars in the community and trying to get in them. The police will put out a reminder to lock car doors.

Council Member Horst announced that on April 12, 2019 during the lake stocking, the Green Team will be selling water barrels and composters at cost. Also, the Woodlands Advisory Committee will be giving away over 500 tree saplings.



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Council Member Horst also wanted to make the Council aware that Pat McElduff is going through a very complicated surgery tomorrow to correct some scoliosis in her back. Pat is a treasured community volunteer and please keep her in our thoughts.

SPECIAL PRESENTATIONS

Arbor Day Proclamation – Arbor Day is Friday, April 26, 2019. The mayor read a proclamation in honor of Arbor Day.

REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

Shade Tree Commission: Proposed Tree Replacement Ordinance

John Biggs, Marnie Vyff and Sandy Batty from the Shade Tree Commission gave a Power Point presentation on the importance and the benefits of the trees in Mountain Lakes as well as how important it is to replace lost trees. The Shade Tree Commission presented the Council with a draft Tree Replacement Ordinance. The Shade Tree Commission and the Council discussed the draft ordinance. The Council asked the Shade Tree Commission questions about the ordinance and requested that a copy of the draft ordinance be distributed to the Council for review. It was decided that the Shade Tree Commission will present the ordinance to the Council in the future.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public
 There was no public comment.

BOROUGH COUNCIL DISCUSSION ITEMS

a) R92-19 – Resolution to Read Budget By Title

Vote to Approve Resolution R92-19

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"/>
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"/>
Lane	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Menard	<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"/>
Barnett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

b) Public Hearing and Adoption of the 2019 Municipal Budget

Vote to Approve the 2019 Municipal Budget

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"/>
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"/>
Lane	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Menard	<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"/>
Barnett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

c) R93-19 – Self Examination of Budget Resolution

Vote to Approve Resolution R93-19



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

ATTORNEY’S REPORT

Township Attorney Robert Oostdyk reported to the Council that April 1st was the deadline to file property Tax Appeals. He reported that this year Mountain Lakes has 42 residential Tax Appeals. He told the Council that this would be spoken about at the April 22nd Council meeting in Executive Session and the Tax Assessor will be here at that time to discuss the Tax Appeals.

MANAGER’S REPORT – Reported by Manager Mitchell Stern

Infrastructure Project Update – with all of the projects that are in progress or soon to begin, Mr. Stern gave the Council a spreadsheet describing each project and its current status.

Morris Ave DOT Grant Award – the Borough has been approved for a \$499,000 grant for sidewalk and road improvements on two sections of Morris Ave. The estimated cost for the project is \$598,690, leaving the Borough responsible for \$99,960. The Borough is required to put down a minimum of 5% of the \$99,960 which would be \$4998. Mr. Stern let the Council know their options to pay for the balance of this project and he also made a recommendation as to how he feels is the best option for the Borough.

Birchwood Renovation Project – Mr. Stern gave the Council an updated project schedule sheet from the DPW in regards to this project.

Request to Support Project Graduation – Mr. Stern gave the Council an email from Elena Goldthwaite and an event flyer requesting a donation from the Borough to help offset the cost of the Project Graduation Program. He told the Council that in the past the Borough Council has agreed to support the program with a \$1500 donation.

Final Hearing of Ordinance 2-19

BOND ORDINANCE APPROPRIATING \$3,185,956, AND AUTHORIZING THE ISSUANCE OF \$2,815,758 BONDS OR NOTES (INCLUDING THE RECEIPT BY THE BOROUGH OF A LOAN OR LOANS FROM THE NJDEP DIVISION OF DAM SAFETY AND FLOOD CONTROL) OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF MOUNTAIN LAKES, IN THE COUNTY OF MORRIS, NEW JERSEY.

Mayor Barnett opened the meeting to the public
 There was no public comment.

Introduced: March 25, 2019

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"/>
Horst	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Korman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lane	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Menard	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shepherd	<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"/>



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Adopted: April 8, 2019

Council member	M	2nd	Yes	No	Abstain	Absent
Happer	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lane	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Menard	<input checked="" 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"/>
Barnett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

***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**

- a) *R94-19 Resolution Authorizing the Payment of Bills*
- b) *R95-19 Resolution Authorizing the Issuance of Not Exceeding \$1,596,966 Bond Anticipation Notes of the Borough of Mountain Lakes, In the County of Morris, New Jersey*
- c) *R96-19 Resolution Authorizing 2019 Municipal Employees' Salary*
- d) *R97-19 Resolution Authorizing the Settlement of a Claim of Dr. Shing Yue Chan*

***APPROVAL OF MINUTES**

Regular Minutes

March 25, 2019 (Not Eligible: Horst, Lane, Shepherd)

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

COUNCIL REPORTS

Deputy Mayor Shepherd reported that he was not at the Historic Preservation Committee meeting but the Committee is working on their proposal to bring to the Council for review.

Council Member Menard reported that the Recreation Committee is working on a Camper Code of Conduct for the teen camp. The Recreation Committee was asked by a resident to use the Birchwood facilities on off hours for a walk fundraiser. Also, one of the Track Coaches asked for funds to be released for something the Track team needed and was told there is no more money for the Track team. Council Member Menard also reported that if residents apply for a boat rack, there is a month grace period to get your boat registered.



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Council Member Horst reported that the Woodlands Advisory Committee will planting 500 tree saplings and they are continuing to clear paths for walking.

Council Member Menard reported on the Public Works Committee stating that the Birchwood Beach project is well underway. They are hoping to have the project complete by Memorial Day and if not then at least fully operational. Council Member Menard mentioned the Memorial Benches. Mayor Barnett reported that the Public Works Committee has been discussing the Borough's recycling program and will present to the Council any recommendations to the recycling program once they are finalized. Possible recommendations include alternating pick-up weeks for commingled and paper recyclables and having the Pocono Recycling Yard staffed and the hours of operation restricted to help monitor what is being recycled. Council Member Lane reported that the Public Works Committee would like to start making plans and a projection for Island Beach. They would like to get an architect involved and make a formal plan.

Mayor Barnett reported that the Planning Board discussed the Fair Share and Housing Master Plan amendment. The public hearing will be at the next Planning Board meeting. Also, the Sunrise application was approved.

Council Member Happer reported on the Lakes Management Advisory Committee stating that the DEP is going to be implementing a permit needed for hydro raking. This is a key part of maintenance for our lakes. The permit will be good for five years and will cost \$15,000 per lake. Council Member Happer has a call into the DEP to find out what can be done about this. He is hoping for a Quick Permit that will require the vendor to be licensed.

Council Member Lane reported that the Zoning Board received a request for a variance of a home.

Council Member Horst reported on the Green Team saying that they will be at the trout stocking event. They will be selling water barrels and composters for \$55.00. They will have a sign-up sheet for the trash removal weekend which is April 27th. Council Member Horst told the Council Green Team has had a lot of discussions on recycling.

Council Member Lane reported on the Environmental Committee saying at the March 19th meeting they discussed the Green Team initiative. They had a discussion about their 2019 goals as well as trail mapping in Mountain Lakes. Council Member Lane met with Tom Tansey the director of the Morris County Community Development Committee. They discussed the fact that Mountain Lakes should be applying for grants for any ADA Compliance upgrades that are needed in the Borough.

Council Member Lane reported that the Board of Education held the 2nd round of interviews for Principal of Mountain Lakes High School. She also reported that they have accepted the lowest and best bid for the referendum and they are making tweaks to stay within the budget.

Council Member Lane discussed the email she forwarded the Council on tax appeals at the State level. She reached out to Councilmen in Mendham and Boonton and they are going to send the information to their Finance Committees.

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 public comment.

NEXT STEPS AND PRIORITIES

Mayor Barnett reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Capital Improvement Fund Questions		

A motion was made by Council Member Lane, seconded by Deputy Mayor Shepherd to go back into Executive Session to continue the discussion of BOE Shared Service Agreement, with all members in favor signifying by "Aye".



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ADJOURNMENT at 11:15 P.M.

Motion made by Councilmember Korman, second by Councilmember Menard to adjourn the meeting at 11:15 p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Marcy Gianattasio Borough Clerk