



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES**  
**November 9, 2020**  
**HELD AS A REMOTE MEETING ON ZOOM**

**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 15, 2020 and posted in the municipal building.

Mayor Shepherd called the meeting to order at 7:30p.m.

**ROLL CALL ATTENDANCE**

<b>Roll Call</b>	<b>Present</b>	<b>Absent</b>		<b>Present</b>	<b>Absent</b>
Barnett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Lane	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>			

**FLAG SALUTE**

Mayor Shepherd led the salute to the flag.

**COMMUNITY ANNOUNCEMENTS**

Councilmember Korman announced that the Mountain Lakes Home and School Association will be hosting a "Coping During Covid" webinar series and the first session will be held on November 18<sup>th</sup> at 7pm.

Mayor Shepherd announced that the Mountain Lakes / Boonton Township Social Justice Media Club will be hosting a "Courageous Conversations" Zoom webinar on November 17<sup>th</sup> at 7:30pm.

**EXECUTIVE SESSION**

There was no executive session.

**SPECIAL PRESENTATIONS**

There were no special presentations.

**REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES**

**Lakes Management – Living Shoreline Pilot Program**

Bob Schindler from Solitude Lake Management gave a presentation on a proposed living shoreline pilot project at the park at Wildwood Lake. Mr. Schindler advised that the pilot program would be provided to the Borough at no cost and that Solitude Lake Management could provide maintenance for an additional cost that should not exceed \$500.00. If approved the project would be scheduled for Earth Day 2021.

**PUBLIC COMMENT**

Mayor Shepherd opened the meeting to the public.

Cathy Hadjiloucas - 5 Lakewood Drive, questioned if the Borough works with Lake Arrowhead in Denville for a shared community service like the living shoreline project and also questioned if there was an environmental concern at the former Speedway property on Route 46 when it was demolished.

Chris Capodanno – 115 Briarcliff Road, requested that the Council approve Resolution 154-20 that is on the agenda.

Borough Manager Stern advised that he was not aware of any environmental concern at the Speedway gas station and that a DEP report will be done within the year.



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Deputy Mayor Menard advised that the Lakes Management Committee would be open to sharing information about the living shoreline with Lake Arrowhead.

**BOROUGH COUNCIL DISCUSSION ITEMS**

**Third Quarter 2020 Current Budget Report; Third Quarter 2020 Water Budget Report and Third Quarter 2020 Sewer Budget Report; Trust Balances; Capital Account Balances**

Chief Financial Officer (CFO), Monica Goscicki discussed the 2020 third quarter budget reports with the Council. CFO Goscicki explained in detail the third quarter current fund budget, the third quarter water and sewer budget, the trust balances, and the capital account balances. The Council asked questions of Ms. Goscicki and she answered them.

**ATTORNEY’S REPORT**

Mr. Oostdyk reported that Fair Share Housing is reviewing the Borough’s proposed accessory apartment program.

**MANAGER’S REPORT**

**General Election 2020**

Mr. Stern reported the Borough’s office did not encounter any issues on election day and thanked Deputy Borough Clerk Cara Fox for all of her efforts to ensure a smooth day.

**Board of Education Request – Halsey Field Scoreboard**

Mr. Stern reported that the Mountain Lakes Board of Education (BOE) is requesting permission to erect a scoreboard at Halsey Field. The request has been vetted by the Joint BOE / Borough Shared Services Committee. The BOE has drafted an agreement between the BOE and the Borough for the scoreboard. The agreement has been reviewed by, and meets the approval of, the Borough Attorney. Mr. Stern will send a copy of the agreement to members of the Borough Council.

**Statewide Bag Ban**

Mr. Stern reported that on November 5<sup>th</sup>, Governor Murphy signed S864 which prohibits the use of single-use plastic and paper bags in all stores and food service businesses statewide effective Spring 2022.

**Morris Avenue Road Improvements Update**

Mr. Stern reported that Morris Avenue, between Crane Road and Rockaway Terrace, is ready to be paved. Mr. Stern anticipates the completion of the project prior to the winter.

**RESOLUTIONS**

There were no resolutions.

**ORDINANCES**

**Adoption of Ordinance 13-20**

**Amending Chapter 111 of the Revised General Ordinances of the Borough of Mountain Lakes and Revising the Fee Schedule**

**Introduced: October 26, 2020**

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



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**Adopted: November 9, 2020**

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

**PUBLIC COMMENT/HEARING**

**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.

There was no one from the public wishing to speak.

**\*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. *R151-20, Authorizing the Payment of Bills*
- b. *R152-20, Authorizing the Refund of Overpayment of Utilities*
- c. *R153-20, Authorizing the Transfer of Appropriations*
- d. *R154-20, Authorizing the Transfer of Current Account Fund Balance to the Shade Tree Trust and Interest Earned on the Shade Tree Trust to Remain in the Trust*
- e. *R155-20, Authorizing the Borough of Mountain Lakes to Apply for a Local Government Emergency Fund (Coronavirus Relief Fund) Grant*

**\*APPROVAL OF MINUTES**

*10/26/20 (Regular)*

**\*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

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

*Derek Jackson to the Lakes Management Advisory Committee as a Member with a term expiring 12/31/2020*



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**\*Approval of the Consent Agenda**

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

**Councilmember Barnett abstained from approving the 10/26/20 minutes.**

**COUNCIL REPORTS**

Borough Hall Advisory Committee – Deputy Mayor Menard reported that the committee is taking Covid-19 into consideration and is reviewing different HVAC systems and air filtration systems for the Borough Hall renovation project.

Planning Board – Deputy Mayor Menard reported that the Planning Board scheduled a Zoom meeting on November 19<sup>th</sup> to hear the proposed Wawa/hotel application.

Finance Committee – Councilmember Happer reported the following: The committee met with Bond Counsel to discuss the Borough’s bond anticipation notes for the upcoming year; The Borough is waiting to receive DOT grant funds for the Morris Avenue road project; The committee is reviewing financing options for a water meter project that the manager is considering.

Economic Development Advisory Committee - Mayor Shepherd reported that the committee is working on recommendations for Westbound Route 46.

Green Team – Councilmember Barnett reported that the committee is looking for new members and that the Green Team’s deadline to recertify for Sustainable New Jersey has been postponed for one year.

Zoning Board – Councilmember Horst reported that the board heard an application from Ringo Supply Company to expand the usage of the property.

**PUBLIC COMMENT**

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Mayor Shepherd opened the meeting to the public.

Adam Virello – 76 Highwood Road Denville, NJ, questioned the status of the proposed Wawa at the Zeris Inn property.

Dena Muniz – 7 Rainbow Trail, expressed concern over the Borough having another gas station and is opposed to the proposed Wawa at the Zeris Inn property.

Mayor Shepherd advised that the application for the proposed Wawa is on the Planning Board’s agenda for November 19<sup>th</sup>. The meeting will be held via Zoom.

**NEXT STEPS AND PRIORITIES**

Mayor Shepherd reviewed the following next steps and priorities:



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Next Step	Completed by	Completion date
Reach Out to Denville Regarding Living Shoreline	Deputy Mayor Menard	
Capital Item - Asbestos Abatement	Borough Manager	
Put Train Station Stairs on DPW Agenda	Borough Manager	
Send BOE Scoreboard Agreement to Council	Borough Manager	
Send Borough Hall Renovation Budget & Plans to Council	Borough Manager	

**ADJOURNMENT at 10:00P.M.**

Motion made by Councilmember Barnett, second by Deputy Mayor Menard to adjourn the meeting at 10:00p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

\_\_\_\_\_  
Mitchell Stern, Acting Borough Clerk