

**BOROUGH OF MOUNT ARLINGTON  
COUNCIL MEETING MINUTES  
NOVEMBER 27, 2006**

**1. Call to Order**

- 2. Adequate notice** of this meeting of the Mayor and Borough Council of the Borough of Mount Arlington was given as required by the Open Public Meetings Act as follows: Notice was published in the Roxbury Register and the Daily Record on January 19, 2006; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 10, 2006 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk.

**3. Flag Salute**

The Mayor asked for a moment of silence for our troops serving overseas for our benefit.

**4. Roll Call**

Councilman Doran, Councilman Sorge, Council President Driscoll, Councilman Stone, Mayor Ondish, JoAnne Sendler, Borough Administrator, and Nancy Gage, Borough Attorney, were also present. Councilwoman Mulligan and Councilwoman Cerasoli were absent.

**5. Presentations/Mayor's Appointments**

1. NJ Department of Transportation Presentation on Rock Repair on Route 80.
  - Tom Sunn of NJDOT thanked the Mayor and Council for the opportunity to present this project for consideration. Mr. Sunn stated that this project needs to be addressed solely for the purpose of safety issues and detailed the site work needed to be done to address the falling of rock and drainage issues. Mr. Sunn stated that the DOT did extensive study on the rock formation and the formula they use would effectively eliminate any kind of loose stones. Prior to construction, NJDOT does pre-construction surveys, door to door of those residents/businesses affected. The anticipated construction start date is Spring 2008, completed by Fall 2008. NJDOT requested a resolution in support of this project; the Mayor asked the Clerk to prepare same.
2. Mount Arlington Soccer Team.

The Mayor will congratulate the team and read the team members names at the next Council meeting.

**6. Old Business**

1. Proposed Revisions to Construction Permit Fee Code; Sandor Nyari to present.
  - Sandor Nyari, Construction Official, discussed suggested/revised changes to the construction permit fee code, based on a five year projection. Mr. Nyari will submit the changes in writing to the Borough Attorney for review and introduction in January, 2007.
2. Clerk's Follow-Up Report Memorandum, dated November 21, 2006.
  - The Clerk discussed the items on the follow-up list, noting further follow-up direction/status of any open items.

**7. New Business**

None.

**8. Approval of Minutes**

None.

**9. Open to Public**

Alice Stutz, 50 Ridgeview:

- Ms. Stutz stated that the sidewalk between Sunset and Ridgeview needs to be repaired; there is about a two-foot depression and no barrier by the sidewalk. The Mayor asked the Clerk to advise DPW Supervisor Paul Nelson of this repair.

Motion to Move the Executive Session to the End of the Meeting: Council President Driscoll.  
 Second: Councilman Sorge.  
 All in Favor – Aye; None Opposed.  
 Motion Approved.

## 11. Resolutions

**2006-170** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Designating Council Meeting Dates for the Month of January, 2007.

Motion to Approve: Councilman Sorge.  
 Second: Councilman Stone.  
 Councilman Doran stated that he was unsure as to whether he could attend the January 6, 2007 Reorganization Meeting, due to how the weather might affect his travel plans scheduled for that weekend. Nancy Gage stated that his vote could be taken by phone and would have to be on speaker phone publicly.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**2006-171** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing Issuance of Towing Licenses for the Period January 1, 2007 through December 31, 2007.

Motion to Approve: Councilman Stone.  
 Second: Councilman Doran.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**2006-172** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Urging Bipartisan Action by the State Legislature on Ethics Reform.

Motion to Approve: Council President Driscoll.  
 Second: Councilman Doran.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**2006-173** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Petitioning the State Legislature to Ban Phosphorous-Based Fertilizers.

Motion to Place Resolution on the Table: Council President Driscoll.  
 Second: Councilman Stone.  
 The Mayor stated that he brought this up at the Commission meeting and everyone was appalled that we were not going to pass it, including Princeton Hydro. Councilman Doran stated that this is the difference between science and political science; the state is based on an agrarian economy in NJ. Councilman Doran thinks this is an overreaction to something that is not necessary; the nitrate content of fertilizer is also equally hazardous to accelerating plant growth but is not included in this ban. Councilman Doran stated he is in favor of enforcement around the lake but not banning at a state level. The Mayor stated that there is water everywhere throughout the State that feeds into lakes and streams, not just Lake Hopatcong.  
 Roll Call: Doran - No, Sorge - No, Council President Driscoll - No, Stone - No.  
 Motion **Not** Approved.

**2006-174** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Appointing Carolyn O'Connor as Land Use Board Secretary for the Borough of Mount Arlington.

Motion to Approve: Councilman Sorge.  
 Second: Council President Driscoll.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**2006-175** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing Transfer of Funds.

Motion to Approve: Councilman Sorge.  
 Second: Councilman Doran.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**2006-176** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Amending Personnel Policy Manual to Clarify Disability Policy for Borough Employees.

Motion to Approve: Councilman Sorge.  
 Second: Council President Driscoll.  
 JoAnne Sendler stated this resolution is for clarification that this will be a benefit to the full-time employees and that when we say one month for every year, we mean one working month, not thirty days; if a month turns out to be 21 working days, you would get paid for 21 days but you would not get 30.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**2006-177** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing Reduction in Salary for Andy Du-Jack.

Motion to Approve: Council President Driscoll.  
 Second: Councilman Stone.  
 JoAnne Sendler stated that Mr. Du-Jack collects pension with a cap of \$15,000; he understated another salary so we need to reduce it this year.  
 Roll Call: Doran, Sorge, Council President Driscoll, Stone.  
 Motion Approved.

**12. Ordinances – Introduction**  
**None.**

**13. Ordinances – Second Reading**  
**None.**

**14. Motions**

**Added Motion:**

**1. Civic Center Rental Application:**

- Glen Bromley for the Holiday Tree Lighting on December 2, 2006 from 12:00 p.m. to 6:30 p.m.

Motion to Approve with Waiver of Both Rental Fee and Security Deposit:  
 Councilman Stone.  
 Second: Councilman Sorge.  
 Roll Call: Doran, Cerasoli, Council President Driscoll, Stone.  
 Motion Approved.

- Councilman Doran stated that he received compliance training information; JoAnne Sendler stated that all elected officials must attend NIMS training. The Clerk will ask Paul Nelson to obtain information on these mandatory courses.

### 15. Mayor's Report

- The Mayor discussed some items from recent Communications Packets:
  - 11/16/06 - #1. Letter from Morris County Board of Chosen Freeholders regarding the American flag purchased by the County to be used by municipalities.
  - 11/16/06 - #10. NJDOT notice regarding the rockfall remediation.
  - 11/16/06 - #12. The Mayor asked that the radon public service announcement be made available on the Borough website, including the DEP website/contact information.
  - 11/22/06 - #3. Letter from NJDOT regarding the Year 2007 municipal aid for Orben Drive, Phase I; the Borough received \$175,000 from the DOT.
  - 11/22/06: #4. Memorandum regarding Kara Homes, indicating attorneys retained.
  - 11/22/06: #15. Letter from Morris County Community Development; the Mayor also received an email from Walter Krich and Daren Phil is meeting with Community Development tomorrow.
- Mayor's Activity Report:
  - 11/14 – 11/17/06 – in Atlantic City for the League of Municipalities Convention, where the Mayor attended several seminars, walked the convention floor and attended several networking parties.
  - 11/18/06 - Attended the ribbon cutting and opening of our new Library. The Mayor publicly thanked all council members who were able to attend.
  - 11/21/06 – Met with Glen Bromley and JoAnne Sendler about the Christmas tree lighting.
  - 11/21/06 – Met with Trustees of Ridgeview Association to discuss issues regarding snow plowing, sidewalk ownership and water issues.
  - 11/22/06 – Met with State Police Superintendent Rick Fuentes in Trenton, Mayor's Felter and Hodson and Councilman Zoschak from Roxbury; Senator Bucco set up the meeting and attended as well, along with his Chief of Staff Barb Kinback. Many issues were discussed at the meeting, state police on Lake Hopatcong was a top priority as far as safety, environmental, etc.; we now have a contact person in the command rank. The Mayor also toured the Regional Control Center.
  - 11/23/06 – The Mayor enjoyed Thanksgiving; we all have so much to be thankful for.

### 16. Borough Administrator's Report

- Ms. Sendler requested Linda and Terry obtain dates from the Council and Allan Dickinson as far as availability in January for the budget meeting.

### 10. Executive Session

**2006-169** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing Conference of the Mayor and Borough Council with the Public Excluded.

Motion to Take a Break, Followed by Executive Session: Council President Driscoll.

Second: Councilman Stone.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Return to Open Session: Council President Driscoll.

Second: Councilman Doran.

All in Favor – Aye; None Opposed.

Motion Approved.

- The Clerk advised Council that the State Legalized Games of Chance Commission has increased their fees from \$10.00 per game to \$20.00 per game; the municipality has the option to charge any fee as long as it does not exceed the State fee. Some municipalities, of

comparable size, are decreasing their fees from \$10.00 to \$5.00 to assist these non-charitable organizations; some are not charging a municipal fee at all. Since our raffle/bingo applications for 2007 will be forthcoming, the Clerk asked Council if they wanted to change the municipal fees; Council agreed to charge \$5.00 per game for the Borough fee.

- Councilman Stone stated that some of the Lake Rogerene residents feel additional street lighting is needed. JoAnne Sendler directed the Clerk to contact Chief Peterson to directly call Councilman Stone.

- The Mayor stated that he is extremely happy with the newly constructed Windermere Avenue sidewalk project and there were very few problems with the project. The Council agreed that the Borough has successfully completed many major projects, many utilizing grant money. JoAnne Sendler stated that she spoke with Albert Rochetti of Community Development and he stated we could survey (for example) five houses on a road and if they are under the income level, we can apply for a CDRS grant for that area (i.e., 100% of the people affected). The Mayor stated that he had suggested Mountainview (across from Memorial Park) become a cul-de-sac and applying through Community Development. Councilman Doran stated that we have to focus on maintenance of the new sidewalks; possibly a leaf vac that can be attached to the side of our truck.

- The Mayor stated that someone backed into the wall on Bertrand Island Road; JoAnne Sendler directed the Clerk to notify Paul Nelson of this needed repair.

## 17. Adjourn

Motion to Adjourn: Councilman Sorge.

Second: Councilman Stone.

All in Favor – Aye; None Opposed.

Motion Approved.

---

Linda DeSantis, RMC  
Borough Clerk

Minutes Approved at Council Meeting of December 11, 2006.

# Proposed I-80 Rockfall Reduction Mount Arlington and Roxbury, Morris County

**Public Information Center  
Monday, November 27, 2006 4-7 pm**

The New Jersey Department of Transportation (NJDOT) is committed to developing transportation improvements that best balance the transportation needs, the environment, community concerns and cost. One of the most critical elements related to the success of a project is the relationship that NJDOT develops with the community. You are encouraged to actively participate by providing comments at the meeting, by mail, or by e-mail.

## **The Meeting**

The Public Information Center will be held on Monday, November 27, 2006 from 4 to 7 pm in the Mount Arlington Council Meeting Room, 419 Howard Boulevard. Please come at a time that is convenient for you. You will have an opportunity to review exhibits of the proposed project, ask questions and discuss issues with representatives from the NJDOT.

## **The Problem**

Between mileposts 29.3 and 29.6, I-80 in Mount Arlington and Roxbury has experienced problems from rocks that fall from large rocky overhangs and loose boulders on the northern edge of the highway onto the roadway and shoulder.

## **The Proposed Project**

NJDOT proposes to trim back the existing rock formations and stabilize loose rocks. Since it is not possible to remove all the rock formations along this section of I-80, a trench will be created

between the edge of the road shoulder and the proposed new rock-face location to collect falling rocks, reducing the potential for rocks and debris from disturbing travel lanes.

Traffic will be maintained on Route I-80 throughout construction.

The proposed work will require a temporary construction easement from the Valley Road Development LLC adjacent to the project. No right-of-way acquisitions or permanent easements will be needed.

## **Reforestation**

The project will disturb more than one acre of forested area adjacent to the work area but will not impact any cultural resources. You may send comments on environmental issues to Dave Mudge at 609-530-2987; David.Mudge@dot.state.nj.us.

## **Estimated Schedule and Cost**

Construction is estimated to be in Spring 2008 using state and Federal Highway Authority funds.

## **For more information, please contact:**

Camille Fernicola, Regional Manager  
Office of Community Relations  
New Jersey Department of Transportation  
P.O. Box 600  
Trenton, NJ 08625-0600  
609.530.8037  
Camille.Fernicola@dot.state.nj.us

Governor Jon S. Corzine



Commissioner Kris Kolluri, Esq.

[www.njdot.nj.gov](http://www.njdot.nj.gov)