

**BOROUGH OF MOUNT ARLINGTON  
COUNCIL MEETING MINUTES  
DECEMBER 22, 2008**

**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 Daily Record on Friday, December 19, 2008; notice was posted on the bulletin board in the main hallway of the Municipal Building on Tuesday, December 16, 2008 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk.

In accordance with the Open Public Meetings Act (N.J.S.A. 10:4-1 et seq.). The Borough Council opens every public meeting for comments of the public. However, in accordance with N.J.S.A. 10:4-12 : “Nothing in this Act shall be construed to limit the discretion of a public body to permit, prohibit or regulate the active participation at any meeting,....”

Speakers at Borough meetings shall have five minutes to present their comments to the Borough Council so as not to consume time that would otherwise be allotted to other persons who wish to speak. Speakers shall be courteous to the Council and other persons attending the meeting. Offensive remarks or unruly behavior will not be allowed and anyone who violates this policy will be barred from participating in the meeting.

**3. Flag Salute**

The Mayor asked for a moment of silence to remember our troops, especially during this holiday season.

**4. Roll Call**

Council President Driscoll, Councilman Sorge, Councilwoman Galate Goodman, Councilwoman Cerasoli, Councilman Doran, Mayor Ondish. JoAnne Sendler, Borough Administrator and Mitchell Jacobs, Borough Attorney, were also present. Councilwoman Mulligan was absent.

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

None.

Cub Scout Pack 60 Presentations to Mayor and Council will be held in January, 2009.

**6. Added Resolutions:**

**2008-184** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing and Directing the Clerk to Submit the State Health Benefits Form Resolution and Addendum to the State Health Benefits Program in Accordance with Resolution 2008-46.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli,  
Doran.

Motion Approved.

**2008-185** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing a Transfer of Funds.

Motion to Approve: Councilman Sorge.

Second: Councilwoman Galate Goodman.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli,  
Doran.

Motion Approved.

## 7. Motions

1. Raffle License Application #RA:09-03 for Raffle from Lake Hopatcong Elks for June 5, 2009, to be held at 201 Howard Boulevard, Mount Arlington.

Motion to Approve: Council President Driscoll.  
 Second: Councilman Doran  
 All in Favor – Aye; None Opposed.  
 Motion Approved.

## 8. Adjourn to Council Meeting of December 16, 2008 Original Agenda.

### December 16, 2008:

**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 Thursday, December 4, 2008; notice was posted on the bulletin board in the main hallway of the Municipal Building on November 25, 2008 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk.

**Meeting cancelled due to inclement weather.**

### Continue with Agenda for December 16, 2008 Meeting:

## 6. Old Business

1. Municipal Energy Audit.  
 Tina Mayer is working on compiling records for the audit.

2. Public Beach Dock Improvements.

### **Verbatim, as Requested at Council Meeting of January 26, 2009:**

**Daren Phil:** Good Evening, Everybody. There was a letter, December 16<sup>th</sup>, I have extra copies with the spreadsheet. We received bids on December 3, at 10 a.m. We proceeded to review the bids – this is a rebid after we had pulled out the dredging, which has been completed to date. The materials have been .....out to salvage, probably about 100 tons of sand which was a good cost savings to the Borough. That material was screened on site, all the debris was taken out and reused along the embankment where the water comes up, it will be right where you walk in so it's in good shape there. We also took out the prior Alternate A which was the repair of all of the cracks throughout the perimeter wall. That was done by Mr; Gantert, he was the low bidder there. We turned around and inspected his work through that. It was mild, a little bit cold which required to heat the materials as well as well as the surface prior to installing it. He has performed that and we also brought in the representative from the manufacturer on the materials that we spec'd, called Rapid Set Cement. They came out, during his application, and we got confirmation from them that in fact the treatment of the cleaning of the dock was appropriate as well as his operations on the install. So, everything looks good out there. We did not, as any of you folks have seen, the top edge is pretty rough because of the fact that then we had this project which would replace the top. That's why we just had him run up to the edge and not worry about a neat closure on that since the top is - obviously failed and needs to be replaced. So in short, we opened up, there were quite a few bidders, total of 7 bidders, I believe 2 had issues with paperwork. Then we went through and provided a spreadsheet of the 3 low bidders and in fact the low bidder, Jogi Construction, they are the lowest responsive bidder on either Alternate A or B. We turned around and because of the aggressiveness of their bidding, as you can see with the numbers, we were concerned and we followed up, calling several municipalities for which they had performed and we found a lot of praise that they have typically met the expectations, if not exceeded, in almost every case; couldn't find any complaints about their performance. We spoke to them about their bid number and they are happy with it. I guess in this time people are in need of work and its advantageous, to say the least, then if we were in a time when there's no so much of a demand trying to find work and everybody's got plenty of it but then we typically see prices going much higher. So, in short, its not like we have a complicated scenario if you go with one Alternate it's one person or another, we have 2 Alternates. We did have quite a few supplemental items; we only made the recommendation for one supplemental item. We looked at all the other

prices and we believe that we can definitely get all those other items completed but the one that we do recommend is S2, which is the stamped concrete finish. Obviously you are not going to do that at a later date, that has to happen when you do the surface so if you do want to take advantage of that price, which you could just see between the 3 low bidders, it's very aggressive – they will put a decorative imprint into the surface, which is not a false type of item that would wear, it's a deep imprint that would last the duration of the dock. So as you can see with our letter we did recommend that, we added that dollar amount in the Alternate A or B. Once again, Alternate A was turning around and finishing the entire top, which showed a broom finish concrete; obviously the S2 would upgrade that broom finish. Alternate B is the completion of the entire top, with the removal of a 40ft. section in the middle for opening the structure up to allow the circulation of water to the swim area and of course, once again, item B4 which says broom finish concrete would be upgraded to S2 and that's the way the specification was written. Other items...

**Mayor Ondish:** Taking out that 40ft., that's leaving the footing, correct, so that the 2 piers are still connected just that there will be room for water to go through.

**Daren Phil:** Yes. From Mr. Gantert's work, we required him to excavate down in the sand to the footing or a minimum of 8" and in fact the footing is right along the edges so the footing is actually quite close to the lake bottom. So really, it is the decision by the Council to determine which Alternate .....

**Mayor Ondish:** So you have a total here of \$88,539 to do everything, including the stamped concrete.

**Daren Phil:** Yes.

**Mayor Ondish:** That's a lot less than we originally thought.

**Daren Phil:** Significantly less. Matter of fact the average I took an with average with all of the Supplemental items in there; as you can see with the low bidder, I wouldn't recommend the railings, we could look at that at a later date, but his price of \$34,000, you could definitely get it a lot cheaper. And once again, the dock does not require that, it's a safety item and can be added at a later date. Some of the paving and what-have-you, that we could deal with under other projects, or what have you.

**Mayor Ondish:** It looks pretty good to me.

**Councilman Doran:** So, Daren, we've already spent \$17,000 on the sides and \$17,000 on the dredging, thereabouts?

**Daren Phil:** Yes.

**Councilman Doran:** So we've got \$34,000 into it plus your engineering costs.

**Daren Phil:** Yes, plus the state permitting.

**Councilman Doran:** That's all covered by your engineering cost, right?

**JoAnne Sandler:** The soft cost.

**Daren Phil:** Yeah. But there was a \$3,000 fee that the Borough cut for the state to ....

**Mayor Ondish:** Permits standards. All right, anybody have questions?

**Council President Driscoll:** I'm sure you've worked out the numbers so if we were to go with this \$88K and with the money already being spent...we set aside how much money for this project?

**JoAnne Sandler:** We set \$283,000 and \$83,000 all together.

**Councilman Sorge:** \$360,000.

**Councilwoman Galate Goodman:** \$366,000.

**Council President Driscoll:** So did you work out the actual numbers of what would be left if we were to go with the engineers.....

**Jo Anne Sender:** Well, in the .....the entire \$83,000 would be left, and John, there is something else we need to discuss tonight and that is about cancelling some of the capital funds and what Joe and the auditors recommended is that we cancel two-cents worth and there is more than enough between those two to leave that \$138,000 intact and cancel it tonight even if you go ahead and approve the high end of the dock and leave a little money for extras. There's plenty, there's \$198,000 I think in the dock; there's plenty of money to do it.

**Mayor Ondish:** Excellent.

**Councilwoman Galate Goodman:** I just have a question about the bidders insurance certificate, obviously you got an insurance certificate with his work.

**Daren Phil:** Yes and bonding.

**Councilwoman Galate Goodman:** And that was checked, too, because it is significantly scary low compared to the rest of them. They were called, right?

**Daren Phil:** I know. We spoke to them, they know what the other bidders were at, and if you make a blatant error, technically by law they can actually get out from getting stuck with it and they have no issues with the award and they plan on performing as they have done in the past.

**Mayor Ondish:** That's really great.

**Councilwoman Galate Goodman:** Just one other question I had. Because your S's were a complete alternate, he had no problem with pulling out S2, right? He bid alternates in three separate ways so he didn't have a problem with pulling S2 out of his third alternate bid and adding it to the B alternates?

**Daren Phil:** Yes, that's the way the spec was written.

**Councilwoman Galate Goodman:** Yes, but I mean he did not have a problem pulling S2 out because a lot of times when they bid alternates it's complete, you can't manipulate the alternate but you're pulling S2 out and he was okay with that?

**Daren Phil:** Well. We're actually, we're recommending to award only that and we are pulling out all the other items. That's exactly the way the document was written and he absolutely understands.

**Councilwoman Galate Goodman:** Because it's weird if you compare his bid on the S alternates to the other guys, he's actually higher on a lot of them, which led me to believe his \$58,000 was complete and he just broke them up to come out with \$58,000 and didn't really care where he applied it cause he was bidding a project, you know what I mean?

**Mayor Ondish:** Or he would make it up on the other end.

**Councilwoman Galate Goodman:** Yes, he wanted \$58,000 for this work and then just itemized it, but as long as he is clear on that.

**Daren Phil:** That's why they title it Supplementals, they absolutely understand, we go to great extent that we make sure we don't have a situation like that where you end up awarding and then somebody getting blind sighted. They know, specifically him, we had to have some dialogue with him because of how aggressive he did the project.

**Councilman Doran:** Daren, those stamped finishes typically, the ones I've seen at least, have a smooth almost a glossy surface to them when they're finished. Is that the type of thing he's planning....

**Daren Phil:** No, actually in the specifications we were looking for a rough finish and I think that's where, to get that very high sheen type finish, it actually is much more difficult than a rougher finish and I think he was the one that understood what we were looking for where it related in his price so that high polished finish is not what we were looking for because we had significant concerns about that. This would actually be more like a skid resistant type of surface; it would be broken up to have a pattern, like a stone pattern in it.

**Councilman Doran:** Now, a brush finish would certainly give you your ultimate slip resistant finish on concrete.

**Daren Phil:** Exactly.

**Councilman Doran:** Secondly, all of the areas that had cracks along the entire dock, you know there was a couple of large ones and some small ones, I mean, there's nothing going to prevent that from re-cracking even though it's been covered with cement on the sides and cement on the top.

**Daren Phil:** You talking about the new surface?

**Councilman Doran:** Yeah, the new surface itself will be subject to the cracks showing up again, right?

**Daren Phil:** Well, the way we came through the final design was we are looking at the surface to be the actual structure to hold the walls together instead of assuming, because we are not 100% sure how solid the footings are so this concrete top is on the average of 9" thick reinforced in grids of 12ft. by 12ft. So we have literally 12ft. squares going down the dock that are going to anchor the sidewalls holding it together. Right now, the type of - - there was a coring done through the top - - and there are 2 or 2-1/2" cores that are concrete that are out there which can't handle the span so as stuff was decomposing or settling on the inside, turn around and allowed the top to drop. Our design that the 9" thick concrete slab can literally cantilever across and stand on its own weight, with the steel reinforcement so we are not going to have cracking.

**Councilman Doran:** Is that the \$38,000 in the Alternate A bid.

**Daren Phil:** It's the \$38,000, it's A1 or B4 is the concrete top. Obviously B4 is less because there's 500 sq. ft. less of surface that would be bridged with steel.

**Councilman Doran:** Okay. But \$38,000 would cover a brushed finish concrete that's 8" thick across from beginning to end.

**Daren Phil:** Right, it's actually a little thinner on the edges and thicker in the middle because we got it crowned.

**Council President Driscoll:** Daren, you were just saying you were not sure about the footings but then if you open up the piece in the middle of the dock, then the foundation or the footings are whatever is really holding that in place, how sure are you that it isn't going to twist with the ice sometime down the road, having that base ....

**Daren Phil:** We are not breaking that, and then what we're doing is, the end walls, the new abutments we're calling them, which are listed B1, they are actually abutment walls, they are going to have footings too.

**Council President Driscoll:** Core down and out footings in?

**Daren Phil:** On each end when you open it, they are going to build a full wall with footings tied into the existing footings that are there. The only thing I was explaining is that we just didn't know with a 4" standard concrete like sidewalk spec, you see, because we're not quite sure what's inside this, we knew we would have drove the price way off the charts if we had an unknown excavation and just have them dig all the debris out, should debris be in there. We figured if we could just, for the most part, almost make like a tomb and create a reinforced structural top that will not collapse like the existing one did so once we go through this process, should you have differential settlement inside, this slab is more than adequate to hold itself as well as whatever loading we put on there by the public.

**Mayor Ondish:** Still be able to drive a truck out on there?

**Daren Phil:** Pretty much, I mean this is a thick.

**Mayor Ondish:** Because I know that's one thing the Fire Department liked was the ability to get out further on the dock to draft water if they needed to. But now we have hydrants anyway so I don't think they are doing that quite as much. They like to drill down there, with the spraying stuff, you know. Any other questions? So what we are proposing is the \$88,539.41 is what it comes out to be, I believe, with the \$16,650 and the \$71,889.41. is that correct, is that the way everybody has it figured?

**Councilman Doran:** That's what you're proposing but there's obviously other alternates that you can go.

**Mayor Ondish:** Yes, there are other alternates but as Daren suggested, the price we got for the stamped is a very good price and the stamped is much better than a broom finish, it looks much nicer and it's significantly less than the other contractors wanting to do the same thing; and as Daren said, the guys got the stamps, he's got the equipment ready.

**Daren Phil:** Yeah, he's obviously not intimidated by stamping concrete and you can see some of these other bidders their prices are very, very high, as well as the type of finish that we're looking for is exactly what he will provide us.

**Council President Driscoll:** Now, if he's going to open that up in the spring, how does he plan to work when the lake levels are coming back up again, opening that all up and running new footings down there and everything.

**Daren Phil:** That we would have to do while the lake is down.

**Council President Driscoll:** The lake is actually coming up already, they closed the dam.

**Mayor Ondish:** Yeah, the dam closed today.

**Council President Driscoll:** It's already coming up.

**Daren Phil:** Yeah, there's about 3 inches, I was out there Friday and there was about 3-4 inches at the far abutment, the other abutment is dry. So, as the specifications indicated, that he's responsible for de-watering so Alternate B, the abutment walls, are to be performed immediately, then the surface has to be done before the end of the spring.

**Council President Driscoll:** So the dock will actually be split until such time as they put the grade in, just an open area partway out until they got around to finishing the surface.

**Daren Phil:** Exactly. They will probably take the surface off. To keep the cost down also, under the first alternate, they could remove and install at their leisure, we wanted it done by the end of spring, I think we gave them an end date of May 1<sup>st</sup>, it was through April. May 1<sup>st</sup> was the date when liquidated damages would be imposed. So we are giving them a big enough window, they know the lake is coming up, so if you do go with that alternate, that they have to respond.

**Mayor Ondish:** Let me just summarize this for myself. We put aside .....

**JoAnne Sandler:** We put aside \$366,000.

**Mayor Ondish:** That's with both of those accounts?

**JoAnne Sendler:** Both of those accounts.

**Mayor Ondish:** So, \$366,000 and that didn't include dredging at that time, correct, that was ....

**JoAnne Sendler:** That was everything we put aside.

**Mayor Ondish:** But we didn't have any thoughts of dredging at that time. So, instead of spending \$366,000 for the total for the sidewalls being done already, for the dredging, we're spending \$122,539.

**Councilwoman Galate Goodman:** I have \$155.

**JoAnne Sendler:** Daren's cost, the permits.....

**Councilman Doran:** You have \$75,000 into it already so anything that is selected is additional, actually \$77,000 into it.

**Mayor Ondish:** That's including the sides and the dredging?

**Councilman Doran:** It includes everything, the sides, the dredging, the permits and the engineering cost.

**Mayor Ondish:** Okay, so the \$77,000 already and add the \$88,000 to that, we're talking \$165,000 instead of the \$366,000, I think that's a pretty good savings.

**Councilman Doran:** Well I personally think \$38,000 is a heck of a lot better. So, let's get on with this vote.

**Mayor Ondish:** So we are just doing A1?

**Councilman Doran:** That will repair it and preserve it for our lifetime.

**Mayor Ondish:** However it won't open it up for the circulation like we were trying to accomplish.

**Councilman Doran:** Which I believe is not necessary.

**Mayor Ondish:** Okay, so I guess we'll have two votes.

**Council President Driscoll:** The whole thing is, I have to say that I would think, cause the dock is a pretty ugly looking dock, and even if we were going to leave it solid, I would like to see the stamped concrete on that to at least breaks the eye a little bit, some solid piece of concrete going out into the lake.

**Councilman Doran:** If you're standing on it and looking down, I would say you would probably appreciate that it has a nicer pattern but I don't know how many people in this municipality will go down there just to look at the stamped finish on a dock that serves no purpose.

**Councilwoman Galate Goodman:** I think at this rate that this bid is incredible, for the amount of work you are going to have done, what it would cost...I personally would take advantage of this just for the amount of work you're going to have done, the length of time its going to last, I think it's excellent.

**Councilman Doran:** No one is questioning the quality of the bids or how good they are, what's being questioned here is the need to spend money, that's what's being questioned.

**Councilwoman Galate Goodman:** I think it's well spent.

**Councilman Doran:** it's nothing to do with how good the bid is, obviously Daren's done his usual excellent job to get some excellent bids.

**Councilwoman Galate Goodman:** It's not the bid, it's the amount of work which your end result is going to be, at \$38,000 you're having the minimum done. I'm thinking, my thought is I've been paying for this for how many years already and it hasn't been done and for this bid, I want to walk down there and see something nice, for this amount of money, that's going to last. That's just my opinion.

**Councilman Doran:** I'm not sure I understand the comment about you've been paying for this for how many years?

**Mayor Ondish:** We've been putting ...bond

**Councilwoman Galate Goodman:** I have not been on this Board but from what I've understood is that this has been on this docket now for quite some time so that's ...

**Mayor Ondish:** And we have been putting money aside for this for many years, waiting and anticipating for this day to come to get the work done.

**Councilwoman Galate Goodman:** But more than that, the fact that the prices came in so good for the amount of work that you're having, the fact that you're saving the 2 cents at the end, the budget, all in all I think it's just ... in my opinion, I think its just a good deal.

**Councilwoman Cerasoli:** In this economy, I would like to see us not spend the money and have the money there.

**Mayor Ondish:** Even though this is a capital project that we have been planning for seven years and it's coming in at less than half of what we thought and it's a Borough asset that you do it once, you do it right, it will last forever, you want to spend \$38,000, it's actually more than \$38,000, you are talking about a total difference of....

**Councilwoman Cerasoli:** Yes. How I voted in the past was based on the economy and in this economy, I'd rather see the Borough have the money. The repairs have been done to the sides...

**Mayor Ondish:** Not complete, the deck is still all open, that's part of what will be done. Here's how I look at it and you probably know my opinion already but I'm going to say it again, it's a Borough asset, we need to take care of it, fix it once, make it so it looks nice, like everything else we've been doing, and I don't think it's excessive, I really don't.

**Councilwoman Cerasoli:** Oh, I don't think it's excessive at all, it's just, I don't think we should spend the money now.

**Mayor Ondish:** This is a one time fix that we have been waiting eight years to do. Okay, well, rather ....Any other thoughts, comments? Bob?

**Councilman Sorge:** No.

**Mayor Ondish:** Okay, I guess I need a motion to.... Somebody want to make a motion for the \$88, 539, that's with Alternate B and the stamped concrete....

**Borough Clerk:** You want to do a motion to award.

**Mayor Ondish:** A motion to award .

**Borough Clerk:** Actually, it would be a resolution to award, either Council will pass it ....

**Mayor Ondish:** Okay, say it for me.

**Borough Clerk:** So we are going to add Resolution 2008-186 which would be a Resolution to award the public beach dock improvements project to Jogi Construction in concurrence with letter from the Borough Engineer dated December 16, 2008.

**Mayor Ondish:** And now we are going to decide which one we are going to go with, with Alternate B with the stamped concrete, \$88,539.

**Councilwoman Galate Goodman:** I have a question which is going to sound so stupid, I know it is....

**Mayor Ondish:** No question is stupid.

**Councilwoman Galate Goodman:** What I don't understand is you say in this economy, you don't want to do this in this economy. I'm in this economy and what I have a problem with is that the money was taken out to do this project and year after year it sits there and doesn't get done; now there's an opportunity to fix it nice, Art said it was an asset, I mean, you're going to fix it well, which is fine if you don't want to do that but in the other end we had discussed taking the money and putting it back in to pay down....I guess that's what you're referring to? Taking the remainder of the money, not using it, and paying down the debt? So then it's like we are taking from the taxpayers, which is myself, paying this off for 5 years and then paying down something that I've already paid for, like I've already given the town to do something and I have nothing to show for it. Do you know what I'm saying?

**Councilwoman Cerasoli:** The money will still be there.

**Councilwoman Galate Goodman:** If this money was to be done and I go down there, I want to see that I've been paying for 5 years and I want to look at the dock and say I've been paying for this, not, I don't know, I get the whole economy thing and I don't want to come across that I want to spend money in this horrible economy because that's not my thought process.

**Councilwoman Cerasoli:** This spring, we might be facing a lot of tax appeals and I think we have to have the foresight to think ahead so we're not in a position to say we never saw this coming and then ... When we were at the budget meetings and we were trying to find money, just to come down 2 tax points.

**Councilwoman Galate Goodman:** But we're still paying for it, we can't get past the fact that we're still paying.

**Councilwoman Cerasoli:** But that doesn't mean we should spend it.

**Councilwoman Galate Goodman:** Then what is the purpose, see, this is the point I guess because I wasn't here when this was put out, I just don't understand that you're paying for this and paying for this and then when the opportunity arises where something good comes along, that it's not being done. It's not not being done, it hasn't come to a vote yet but I'm just saying I don't understand your positions. It's different than mine, obviously, that's all, and I'm wondering where, because I'm new, what's the overall thought about that.

**Councilman Doran:** Well, I've made myself clear in the past, I don't really want to engage in damaging commentary tonight, but I don't understand why you don't understand why saving money on a bond that has not been spent, does not need to be spent, there's no absolute urgency to spend this kind of money, I don't understand why you don't understand that it's good to save money.

**Councilwoman Galate Goodman:** It's not that I don't understand that it's good to save money, it's the fact that the money was appropriated for this and you're paying on it, I can't get past the fact ....

**Councilman Doran:** Have you ever changed your mind? Have you ever looked at a car in January and decided to buy a much cheaper one in July?

**Councilwoman Galate Goodman:** That's hypothetical, I'm talking about something that is actually happening; this is actually in front of me in black and white, it's not a hypothetical situation so what I'm saying is before I was on this board, apparently all the taxpayers are sitting here paying for this and I understood the bond issue, I disagree with the fact that just to take it from one section and putting it in another section without seeing something, that's what bothers me. And, I understand the savings to a point but there are savings in as far as, JoAnne was saying about saving the 2 cents and everything...

**Councilman Doran:** That's a direct savings to a taxpayer, Nita, and that's why we brought the Special Bond Counsel in to explain all of that, and he did; I thought everyone left the room under the same understanding. But, anyway, that's not the subject of this.

**Councilwoman Galate Goodman:** I just don't want to cut off our nose to spite our face, that's all.

**Councilman Doran:** The subject of this is should we be spending a lot of money on something that is really miniscule in terms of what is important around this Borough.

**Mayor Ondish:** Well, Bill, I wouldn't put it that way.

**Councilman Doran:** I'm sure you wouldn't Art, I know your feelings, but let's get on with this vote.

**Mayor Ondish:** Well, if all the discussion is over, yes, we can put forth a vote but I don't think that it's miniscule in any way, I think this is something that adds value to every resident of this town and it is an asset that many more than 100 people use, as you said at the last meeting and it's in the Minutes, many more people than 100 people use this dock and it is something that is an asset to everyone. And, I don't think personally that this money is excessive and as Nita has said, in construction this is a darn good price to get this much work done rather than doing it halfway, by going with the \$38,000. But, again, we'll vote, that's not a problem.

**Council President Driscoll:** You didn't work out an alternate with basically the A1 but it was with the pattern versus the brush.

**Daren Phil:** Yes, that's the \$54; I made a recommendation of definitely going with S2, no matter what, the price is so aggressive, that's going to be highly visible, it's going to be standing ....

**Council President Driscoll:** Oh I see what you are saying, it would take his \$38 because of the additional concrete, plus the \$16....

**Daren Phil:** It's \$54.

**Council President Driscoll:** \$38 plus the \$16.

**Daren Phil:** Right. If you're standing back here looking at a tile floor you can tell that, and Bill, I don't know if could appreciate how deep the gouges are when you're stamping the concrete, this isn't just an 1/8 inch little line that you need to be on top of it to see it, I'm sure you, as you're coming down the street driving in, you will know that it was either stamped concrete or just a smooth finish. It's going to look like broken up and gritted out like stone; it will be something that will be visible for sure that's why looking at that price I, you know, it's highly visible, it's a big structure, we have a lot of stuff in that area, specifically sitting to one side that is a lot of clutter that, personally, I think this is a park area and it needs something because.....we have an application in front of the Land Use Board that we are going to attempt and try to get some control of that piece of property to get that density down, you know, and try to reestablish, as the Borough's been investing down here.

**Mayor Ondish:** I think that goes with the investments we've made all over town, I've heard nothing but compliments, I don't think I've heard any negatives, well, of course, there are certain people that are going to be negative no matter what, but overall I have heard nothing but compliments and the fact that they like being here in Mount Arlington

and are attracted to the fact that we have done a lot of repairs to our assets and made things very, not necessarily modern, but up to date and safe and secure and appealing which wasn't for a long time because things were let go because in that economy, we did not have the money to do it. Thank God, over the last few years, with the development we've had, we've had the money to repair all of our assets and we're set to coast for quite some time because we have done a lot of the major infrastructure work. This is one of the last pieces that was slated to be done, it was supposed to be done 5 years ago but we decided at that time because of money, let's just wait until the lake goes down again. The lake is down again and this is our chance to tackle the piece of infrastructure that we need to repair and make appealing, as far as I'm concerned. So, that's where we're at.

**Daren Phil:** But, John, you understand the way I recommenced the two alternates, I added that S2 into both numbers.

**Council President Driscoll:** Yes, I see what you're saying, because they had the broom finish for the B Alternates .....

**Daren Phil:** A and B were just broom finish and then S2 was an upgrade which you can apply to either one.

**Council President Driscoll:** I still have misgivings about opening up the dock but to see that ugly piece of concrete going out there, maybe you sit there it's aesthetics aren't all there but if you're going to.....that's one thing where it would be very difficult to come back and do anything with after we've poured the concrete on there, to sit there and do any kind of a pattern or anything cause it's going to be the way it is, so I'm not keen on opening up the dock but I would like to see maybe a little bit of aesthetics in there.

**Daren Phil:** In the future, if you were to put some other type of system on there for a decorative surface, you're going to spend way more than \$16,000. That's why I, looking at that price, I, that's almost like a no-brainer. It is \$16,000.

**Mayor Ondish:** As far as opening it up, most of you already know I worked with Barnes Bros. for 5 seasons and I was by that dock and many nights and weekends, the weeds would just congregate there because there is no water circulation. So, opening up the dock gives it that water circulation.

**Council President Driscoll:** I'm just not so sure it's going to go in the direction we want, we're assuming that's going to happen. Right now it's enclosed and they all go swimming down there and if we open it up, what are we going to have to put there to keep the kids from going underneath.

**Mayor Ondish:** I think that's more for the lifeguards to discuss.

**Councilman Sorge:** I could see that if you open it up, somebody will be crazy enough to try and go under the dock and get caught under there.

**Council President Driscoll:** I don't know if caught, I'm sure it's going to be wide enough but still,....to me, that's more like an attractive nuisance.

**Councilman Sorge:** There's no way we could put something in there to keep people from going underneath the dock once it's open.

**Daren Phil:** We did design it with the openings to have stainless rings, fabricated into the side, for tying buoy lines, you know, rope with buoys on it, like you have going across the end, to keep people from going beyond the.....I mean, can you duck underneath it, yes, I wouldn't ...

**Councilman Sorge:** Buoy lines never stopped me.

**Council President Driscoll:** Then I guess there's 3 things here, and I don't know about opening the dock up but I do think it should have the concrete finish put on.

**Mayor Ondish:** Okay, let's just do this by process of elimination. Let's go with the very first thing which would be Alternate B with the stamped concrete, which is the \$88,539.

Motion to Approve Jogi Construction Bid/Alternate B with the Stamped Concrete (\$88,539): Councilwoman Galate Goodman.

Second: None.

Motion Withdrawn.

Motion to Approve Jogi Construction with A1 and S2 (\$54,852): Council President Driscoll.

Second: Councilman Sorge.

Roll Call:

Ayes: Council President Driscoll, Sorge.

Nay: Galate Goodman, Cerasoli, Doran.

Motion Not Approved.

Motion to Approve Jogi Construction with A1 (\$38,202): Councilman Sorge.

Second: None.

Motion Withdrawn.

**Mayor Ondish:** Nita, why did you vote no, because you wanted the whole thing. Well, if you're not going to get the whole thing, you can go with at least that much.

**Councilwoman Galate Goodman:** I can go with that much.

**Council President Driscoll:** You are amending the vote for the four motions?

**Councilwoman Galate Goodman:** Can you vote you want nothing to be done?

**Council President Driscoll:** Nothing was actually moved on that, there's only one motion.

**Mayor Ondish:** There was a motion made for A1 which is just to do the top with a broom finish, very basic, plain.

**Council President Driscoll:** No one seconded the motion so it fell to the wayside.

**Mayor Ondish:** Now we are back to what are we going to do. I just asked you, Nita, why you wanted no, you wanted the whole thing but you are not going to get the whole thing so do you want to go with the stamped concrete and A1 because we can do that.

**Councilwoman Galate Goodman:** Yes, I would do that, if that's my only option I would take that.

**Mayor Ondish:** Okay, well in that case, we will go back to A1 plus S2, that's the

**Councilman Doran:** Didn't that already fail?

**Council President Driscoll:** Mitch (attorney) can you change your vote after you vote?

**Borough Attorney:** No, you have to do the motion over.

**Add Resolution:**

**2008-186** Resolution to Award the Public Beach Dock Improvements Project to Jogi Construction in Concurrence with Letter from Borough Engineer Dated December 16, 2008, Awarding Alternate A1 and S2 (Stamped Concrete Finish).

Motion to Approve: Councilwoman Galate Goodman.

Second: Council President Driscoll.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman.

Nay: Cerasoli, Doran.

Motion Approved.

3. Mayor's Green Initiative as Added Agenda Item.

Council decided to include this as a discussion item under Old Business at every other meeting, beginning on January 26, 2009.

The Mayor requested the Clerk to provide the Clerk's Follow-Up Memorandum once a month as an agenda item; this will begin as an item on the February 9, 2009 meeting agenda. Council President Driscoll stated he has ordered the scanner and will be setting it up in the Clerk's office.

7. **New Business**

None.

8. **Utility Receipt Report** for the Month of November, 2008.

The Clerk read the Utility Receipt Report for the Month of November 2008 into the record. Grand Total: \$169,627.97.

**Tax Collector's Report** for the Month of November, 2008.

The Clerk read the Utility Receipt Report for the Month of November 2008 into the record.

Total Receipts: \$2,806,509.65.

The tax collection rate as of December, 2008 is 98.4%; the Mayor and Council commended Patricia Simari for a job well done.

**9. Finance Report** for the Month of November, 2008.

The Clerk read the Finance Report for the Month of November 2008 into the record.

Ending Balance: \$6,531,040.55.

**10. Open to Public**

No one from the public requested to speak.

**11. Approval of Minutes**

October 13, 2008                      Regular Meeting

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

Councilman Doran and Councilwoman Galate Goodman noted typographical errors to be corrected.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Absent from October 13, 2008 Meeting - Mulligan.

Motion Approved.

November 10, 2008                      Regular Meeting

Motion to Approve: Councilman Sorge.

Second: Councilman President Driscoll.

Councilman Doran noted a correction on the Open Public portion of the minutes.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Absent from November 10, 2008 Meeting - Mulligan.

Motion Approved.

November 24 2008                      Worksession Meeting

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Absent: Mulligan.

Motion Approved.

**12. Executive Session**

**2008-167** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing An Executive Session of the Mayor and Borough Council and Excluding the Public from That Portion of the Meeting.

Motion to Move Executive Session to the End of the Meeting: Councilman Sorge.

Second: Councilman Doran.

All in Favor – Aye; None Opposed.

Motion Approved.

### 13. Resolutions

- 2008-168** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Approving the Check Register Dated December 16, 2008.

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

Councilman Doran questioned \$700 to the Training Center for an EMT course for a fireman; the Administrator had been advised that we always pay for their EMT training. The Administrator suggested that Council discuss these policy issues once the Council Committees meet for 2009 to prepare their budgets.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman – with the exception of #7073, Cerasoli, Doran.

Motion Approved.

- 2008-169** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Execution of NJ Highlands Water Protection and Planning Council Initial Assessment Grant Agreement.

Motion to Approve: Council President Driscoll.

Second: Councilwoman Galate Goodman.

The Mayor stated that that this grant application would assist the Borough because we will have to change some of our ordinances to conform for the preservation area; not the planning area because we are almost totally built-out.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

- 2008-170** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Professional Services Contracts for the Calendar Year 2009.

Motion to Approve: Councilwoman Cerasoli.

Second: Councilman Doran.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

- 2008-171** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Execution of an Agreement with Lake Hopatcong Elks for Senior Citizens Meetings.

Motion to Approve: Councilman Sorge.

Second: Councilwoman Galate Goodman.

Councilman Doran stated that the monitor became more work for the Elks than anticipated; the cost this year will be \$75 per meeting/\$150 per month.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

- 2008-172** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Purchases of Salt and Grits from Vendor Atlantic Salt, LLC. For the Year July 1, 2008 through June 30, 2009.

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman,  
Cerasoli, Doran.

Motion Approved.

- 2008-173** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Establishing Holiday Schedule and Closure of Borough Hall Offices for Calendar Year 2009.

Motion to Approve: Councilman Sorge.

Second: Councilwoman Cerasoli.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman,  
Cerasoli, Doran.

Motion Approved.

- 2008-174** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Designating Council Meeting Dates for the Year 2009.

Motion to Approve: Councilman Doran.

Second: Councilman Sorge.

The Clerk had prepared an alternate schedule for Council Meetings to be held on the first and third Wednesday's, starting at 6:00 p.m. Council discussed changing the meeting dates and decided to keep the meetings on the second and fourth Monday's of the month at 6:00 p.m.. Council agreed to change the meetings in May; May 11<sup>th</sup> will be at 6:00 p.m. and May 26<sup>th</sup> will be at 10:00 a.m.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman,  
Cerasoli, Doran.

Motion Approved.

- 2008-175** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Execution of an Animal Control Contract.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

The Attorney requested an attorney review of this contract, and all contracts, prior to final execution.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman,  
Cerasoli, Doran.

Motion Approved, Subject to Attorney Review of Contract.

- 2008-176** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Contribution to Morris County Adaptive Recreation Program (McARP).

Motion to Approve: Councilman Doran.

Second: Councilwoman Cerasoli.

Roll Call:

Aye: Council President Driscoll, Galate Goodman, Cerasoli, Doran.

Nay: Sorge.

Motion Approved.

- 2008-177** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Supporting A-3401 and S-2262.

Motion to Approve: Councilman Doran.

Second: Councilwoman Cerasoli.

The Mayor explained that the boater registration fees are not yet allocated to a particular fund; Senator Bucco would like this money to be allocated to Lake Hopatcong.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

- 2008-178** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing a Transfer of Funds.

Motion to Withdraw: Council President Driscoll.

Second: Councilman Sorge.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Not Approved.

- 2008-179** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the NJDOT to Commence Professional Services in Support of Howard Boulevard Sidewalks to Mount Arlington Train Station.

Motion to Approve: Council President Driscoll.

Second: Councilwoman Galate Goodman.

The Mayor, the Borough Administrator and the DPW Supervisor met with the DOT and NJ Transit. Daren Phil has prepared the design, for a cost of \$12,000, but the Borough will not be spending any more funds as the DOT is taking over the design and entire project, including signalization. We will be applying for local aid from the DOT for the sidewalks as this is a public safety issue. The Borough will not be responsible for maintenance of the sidewalks.

Roll Call:

Aye: Council President Driscoll, Galate Goodman, Cerasoli, Doran.

Nay: Sorge.

Motion Approved.

**2008-180** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Execution of a Shared Services Contract for the Provision of Joint Municipal Court Facilities, Personnel and Resources.

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

The Borough budgeted \$100,000 for the court because there will be implementation costs added to the initial cost is \$90,000; we have applied to the State for a SHARE grant. The Mayor stated we had a formal signing tonight at Dover, the five Mayors and Clerks, but there will be a formal press release with Governor Corzine and Commissioner Doria in the next month and the Mayor asked that all Council Members attend. Mayor Dodd indicated that there would be \$2.5 million savings to the five towns over the next ten years. Councilman Doran expressed his disappointment that the cost has risen over the initial \$80,000; the Borough Administrator stated that we have one employee that costs almost \$80,000 and the court sessions will now be during the day so we save on police overtime as well.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

**2008-181** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Recommending Chief Public Defender and Public Defender of the Joint Court of Dover.

Motion to Approve: Councilman Sorge.

Second: Councilwoman Cerasoli.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

**2008-182** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Recommending Chief Judge and Judge of the Joint Court of Dover.

Motion to Approve: Councilwoman Cerasoli.

Second: Councilman Sorge.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

**2008-183** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Recommending Chief Prosecutor and Prosecutor of the Joint Court of Dover.

Motion to Approve: Councilwoman Cerasoli.

Second: Councilman Sorge.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

**Added Resolutions:**

**2008-187** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Unexpended Capital Improvement Funds be Cancelled.

Motion to Approve: Councilman Doran.

Second: Councilwoman Cerasoli.

The Borough Administrator stated that we are cancelling our court professionals for next year for 2 cents, for an amount of \$138,000; we deleted 4 minor items and can eliminate the \$83,000 from the old municipal dock, which allows 2 cents for next year that we can use toward our debt service and leaves intact the remaining dock balance and the municipal buildings.

Roll Call:

Aye: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

Motion to Take A Ten Minutes Break: Councilman Doran.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Return to Open Session: Council President Driscoll.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

**14. Ordinances – Introduction**

None.

**15. Ordinances – Second Reading**

**17-08** Ordinance of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending Chapter 135, Sewers, of the Code of the Borough of Mount Arlington.

The Mayor opened the Hearing to the Public on Ordinance #17-08 and read the Ordinance by title.

Council President Driscoll stated, I move for adoption and final passage of Ordinance #17-08.

Second: Councilman Sorge.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

The Mayor declared that Ordinance #17-08 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

**18-08** Ordinance of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending Chapter 175, Water, of the Code of the Borough of Mount Arlington.

The Mayor opened the Hearing to the Public on Ordinance #18-08 and read the Ordinance by title.

Councilman Sorge stated, I move for adoption and final passage of Ordinance #18-08.

Second: Council President Sorge.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

The Mayor declared that Ordinance #18-08 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

- 19-08** Ordinance of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Accepting and Establishing Old Howard Boulevard as a Street Within and Under the Authority of the Borough of Mount Arlington.

The Mayor opened the Hearing to the Public on Ordinance #19-08 and read the Ordinance by title.

Councilman Sorge stated, I move for adoption and final passage of Ordinance #19-08.

Second: Council President Sorge.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran. The Mayor declared that Ordinance #19-08 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

- 20-08** Ordinance of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Providing for the Sanitary Sewer Improvements to Parker Road/Circle Drive/Southard Road and Appropriating the Amount of \$520,000 for the Financing Thereof.

The Mayor opened the Hearing to the Public on Ordinance #20-08 and read the Ordinance by title.

Council President Driscoll stated, I move for adoption and final passage of Ordinance #20-08.

Second: Councilman Sorge.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran. The Mayor declared that Ordinance #20-08 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

- 21-08** Ordinance of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending Chapter 4-14 of the Code of the Borough of Mount Arlington Entitled "Police Department", Establishing a Police Chief Promotion Procedure.

The Mayor opened the Hearing to the Public on Ordinance #21-08 and read the Ordinance by title.

Dr. Stephen Sadow, 124 Ondish Court: Dr. Sadow asked if a police officer from another municipality applied to Mount Arlington, how long do they have to serve on our department to be eligible a promotion. The State mandates that they serve one year minimum on our police department and the State mandates that we hire from within.

Councilman Sorge stated, I move for adoption and final passage of Ordinance #21-08.

Second: Council President Driscoll.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran. The Mayor declared that Ordinance #21-08 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

## **16. Motions**

1. Raffle License Application #RA:09-01 for Instant Raffles from Our Lady of the Lake Church for the year 2009, to be held at Parish Hall, 9 Rooney Road, Mount Arlington.

Motion to Approve: Council President Driscoll.

Second: Councilman Doran.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

2. Bingo License Application #BA:09-02 from Our Lady of the Lake Church for the year 2009, to be held at Parish Hall, 9 Rooney Road, Mount Arlington.

Motion to Approve: Councilman Doran.

Second: Council President Driscoll.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

3. New Jersey State Firemen's Association Membership Applications:

- Jamie M. DeAngelis

- Michael A. McColligan

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli, Doran.

Motion Approved.

## 17. Mayor's Report

The Mayor read his report into the record.

## 18. Borough Administrator's Report

Topics will be discussed in Executive Session.

The Mayor had a few items from the Communications Packets to discuss:

- December 12, 2008 Packet, #3, regarding six new lots by the Lake Rogerene area. The application is before the Land Use Board but this letter refers to a letter sent to the DEP for a letter of interpretation for delineation of the wetlands.

- November 20, 2008 Packet, #15, the letter from NJ DOT regarding the award of a NJ DOT Municipal Aid Grant for Howard Boulevard Sight Distance Improvements in the amount of \$195,000.

- November 20, 2008 Packet, #16, the invitation to the Morris County Freeholders Reorganization Meeting on January 5, 2009.

Councilwoman Galate Goodman discussed the following Packet item:

- December 18, 2008, #5, regarding OPRA request from Veronica Silkes; our OPRA request costs have exceeded \$25,000 to date. Councilwoman Galate Goodman stated that due to the numerous OPRA requests, it seems the public is abusing this right. The Borough Attorney stated the law is very liberal regarding public records access whereas Council might think it is an abuse and frivolous. The Mayor stated that we are working on providing documents on the website which will hopefully cut down on requests for documentation. The Borough Attorney will review our hourly fee for special service as it might be on the low side; the other fees are State mandated but the hourly fees can be established by the municipality.

## 12. Executive Session

**2008-167** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing An Executive Session of the Mayor and Borough Council and Excluding the Public from That Portion of the Meeting.

Executive Session Topics: Negotiations, Police, Shared Services and Personnel. There may be action taken following the Executive Session.

Motion to Go Into Executive Session: Councilman Sorge.

Second: Council President Driscoll.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Return to Open: Councilman Sorge.

Second: Council President Driscoll.

All in Favor – Aye; None Opposed.

Motion Approved.

**19. Adjourn**

Motion to Adjourn: Councilman Sorge.  
Second: Councilman Doran.  
All in Favor – Aye; None Opposed.  
Motion Approved.

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Linda DeSantis, RMC  
Borough Clerk

Minutes Discussed at Council Meeting on January 26, 2009. Council Requested Verbatim Section and Correction.

Approved at Council Meeting on February 9, 2009.

# BOROUGH OF MT. ARLINGTON

419 HOWARD BOULEVARD  
MT. ARLINGTON, NEW JERSEY 07856  
TAX & UTILITY OFFICE  
(973) 398-6832 EXT. 13 & 14  
FAX (973) 398-2309

## UTILITY RECEIPT REPORT FOR

MONTH OF November 2008

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>ACCOUNT NO.</u>
\$ 28,684.79	SOLID WASTE RECEIPTS	190-0353-097
\$ 95,812.03	SEWER RECEIPTS	190-0356-097
\$ 45,131.15	WATER RECEIPTS	190-0354-097
<b>\$ 169,627.97</b>	<b>GRAND TOTAL</b>	
\$ 540.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
	WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)	

Patricia E. Simari, CTC

c:\trialbalance\utility

# BOROUGH OF MT. ARLINGTON

419 HOWARD BOULEVARD  
MT. ARLINGTON, NEW JERSEY 07856  
TAX & UTILITY OFFICE  
(973) 398-6832 EXT. 13 & 14  
FAX (973) 398-2309

To the Mayor & Council of the Borough of Mt. Arlington:  
**I hereby submit my report of receipts & disbursements for**

## The Month of November 2008

Dated December 2, 2008

\_\_\_\_\_  
Patricia E. Simari, CTC

### Collections:

Current Taxes (8-01-17-001-001)	\$ <u>2,800,812.49</u>
_____ Taxes (8-01-17-001-002)	
_____ Taxes (Collected at Tax Sale)	
Future Taxes (8-01-17-001-004)	\$ <u>2,455.87</u>
Municipal Redemption (8-01-17-004-001)	
Interest & Costs (8-01-08-112-000)	\$ <u>764.97</u>
Interest & Costs (Collected at Tax Sale)	
Return Ck. Fee (8-01-16-500-021)	
Tax Searches (8-01-08-105-010)	
Duplicate Bills (8-01-16-500-021)	\$ <u>330.00</u>
3 <sup>rd</sup> Party Red./Subs (8-01-17-004-002)	\$ <u>1,955.38</u>
3 <sup>rd</sup> Party Red. Int./Fees (8-01-17-004-003)	\$ <u>180.44</u>
Misc. Copies (8-01-16-500-021)	\$ <u>10.50</u>
Tax Sale Costs (8-01-17-001-005)	
Tax Sale Costs (Collected at Tax Sale)	
Tax Sale Premiums	
6% Delinquent Penalty (8-01-16-500-021)	
Tax Paid Certification	
<b>Total Receipts</b>	<b>\$ <u>2,806,509.65</u></b>

BOROUGH OF MOUNT ARLINGTON  
FINANCE OFFICE

Finance Report for November 2008

Beginning Balance	4,824,491.11
Receipts	3,110,943.62
Disbursements	1,404,394.18
Ending Balance	<b>6,531,040.55</b>

## Mayor report for 12/16/08

Since our last regular council meeting on November 10:

11/12/08- Attended Shared Court meeting in Dover.

11/14/08- Attended a meeting at New Seasons with the new management to discuss safety issues. Chief Peterson and Chief Feinberg and Asst Chief Norman were in attendance as well.

11/17/08- Met with the Morris County Planning Board about an issue with Davys Dogs and their application for an expansion.

11/17/08- Attended Shared Court meeting in Dover

11/17/08- Chaired Lake Hopatcong Commission meeting.

11/18-21/08- Attended League of Municipalities Annual Convention in Atlantic City.

11/24/08- Council Workshop

11/25/08- Met with Lake Hopatcong Commission Field Supervisor Mike Calderio to inventory the Commissions property at Lees Park. Mike and Barry will turn in their Keys and Cell Phones and any other Commission equipment on Monday. Discussed the equipment and how everything has been left.

12/3/08- Attended Mayors Committee for Green Future executive board meeting in New Brunswick

12/3/08- Attended League of Municipalities Executive Board Reorg meeting in Trenton.

12/4/08- Attended retirement party for Walter Kritch and Eileen St. John at the Meadow Wood in Randolph. There was a very large turnout and a very successful farewell party.

12/7/08- Attended the annual Christmas Tree lighting along with Council President Driscoll. Started in the Civic Center and had a chance to see Mr and Mrs Claus. Enjoyed Hot Chocolate and Cookies and then we moved up to the tree where Santa came, on the fire truck, to count down to the lighting. It was a great event and I want to thank the Recreation Committee for organizing and the volunteers for helping to run the event. A thank you also goes out to the Mount Arlington Fire Department for driving Santa to the tree. Also a thank you to Mr and Mrs Clause (Mr and Mrs Ficcio)

12/10/085- Attended Land Use meeting.

12/13- Attended the Morris County Republican Committee toys for children breakfast at Zeris Inn.

12/14/08- Attended a breakfast for Rockaway Twp Mayor Lou Sceuci and the Rockaway Twp Republican Club

12/15/08- Chaired Lake Hopatcong Commission Meeting

12/16/08- Attended the Daytop Christmas Brunch at the Daytop Facility in Mendham

12/16/08- Met with DOT about the installation of sidewalks connecting the train station with our existing sidewalk network.

12/16/08- Our scheduled Council Meeting was postponed due to the inclement weather. I would like to commend our DPW and Supervisor Paul Nelson for the good job they did with the snowstorms this night as well as the 19<sup>th</sup> and Saturday night the 20<sup>th</sup>.

12/18/08- I was invited and cut the ribbon at our new Candi's Scissors \$ Suds II pet grooming facility in the Mount Arlington Shopping center. I wish Candi and Gary much success with this new store.

12/21/08- There was a house fire in Lake Rogerene. It was a house that is just over the Roxbury Twp boarder but our fire department did work with Roxbury Twp and saved the house. Thank God there were no major injuries. One of our fireman did fall between floors but only sustained minor injury. Due to the necessity of water, our pumper did have to draw water from Lake Rogerene. Due to the cold weather and formation of ice, our truck did get stuck near the lake. There was a need to call a heavy duty tow truck to pull the truck out. I want to publically thank Bunkeys of Wharton who responded, pulled the truck out with no damage, and did not charge for the call. Their sentiments were that the firemen were not there for fun and that this was their token of appreciation for what our volunteer firemen do help the residents.

I have had communication with Brian Bareule, DOT Chief of Staff about the problems with the Mount Arlington Train Station scheduling and use of the tracks. He told me he will investigate and get back to be. I also forwarded him an email from Councilwoman DeFalipo of Roxbury who has occasion to use the station and had first hand experience with the issues Brain is looking into.

Lastly I would like to wish everyone a Merry Christmas and my best wishes for a safe, happy, healthy and prosperous New Year.