

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
DECEMBER 13, 2011**

1. Call to Order

Council President Sorge called the meeting 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 December 1, 2011 and in the Roxbury Register on December 1, 2011; notice was posted on the bulletin board in the main hallway of the Municipal Building on November 23, 2011 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.

*This Meeting shall conclude no later than 10:30 p.m. If business is to be conducted past 10:30 p.m., a Motion by the Council must be passed in order to exceed the time limit.

3. Flag Salute

Council President Sorge asked for a moment of silence to remember our troops and all those who put themselves in harm's way to protect our freedom.

4. Roll Call

Councilwoman Danchuk, Councilman Sadow, Councilman Cangiano, Council President Sorge, Matthew O'Donnell Esq., Borough Attorney, was also present and noted that a quorum was present. Mayor Ondish, Councilman Windish and Councilman Stanzilis were absent.

5. Executive Session

2011-263 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 Topics: Personnel
Police Contract

Motion to Go Into Executive Session: Councilman Sadow

Second: Council President Sorge

All in Favor – Aye

Absent: Mayor Ondish, Windish, Stanzilis.

None Opposed

Motion Approved

During Executive Session, Mayor Ondish, Councilman Windish and Councilman Stanzilis joined the meeting.

Motion to Return to Open Session: Council President Sorge.
 Second: Councilman Stanzilis.
 All in Favor – Aye
 None Opposed
 Motion Approved.

At this time, Attorney O'Donnell left the meeting; Attorney Elizabeth Anne Valandingham was present for the remainder of the meeting.

6. Presentations/Mayor's Appointments

1. Professional Service Contracts for 2012.

I recommend the following appointments for a 1-year term:

Borough Attorney	Matthew O'Donnell, Esq.
Borough Auditor	Francis Jones, Nisivoccia, LLP
Borough Bond Counsel	John G. Hudak, Esq.
Borough Engineer	Daren Phil, Suburban Engineering
Borough Special Bond Counsel	Wilentz, Goldman & Spitzer
Borough Planner	George Ritter, Ritter & Plante
Special Counsel	Dorsey & Semrau
Grant Consulting	Bruno Associates, Inc.
Tax Appeal Appraiser	Scott Holzhauer
Budget Consultant	Joseph Kovalcik
Land Use Board Attorney	Michael Selvaggi, Esq.
Stormwater Management Consultant	Suburban Consulting Engineers
Zoning Official, Technical Assistant	
Land Use Secretary	Suburban Consulting Engineers

Mayor's Wellness Committee: Additional appointments:

James Mathews
 Judy Loughridge
 Lee Ann Phil

Green Team appointment:
 Heidi Roldan

7. Finance Report for the Month of October, 2011

The Clerk read the Finance Report for October, 2011 into the record.

Current Fund:

Receipts	\$ 2,137,214.39
Disbursements	\$ 1,284,356.46

Finance Report for the Month of November, 2011

The Clerk read the Finance Report for November, 2011 into the record.

Current Fund:

Receipts	\$ 2,501,669.04
Disbursements	\$ 1,712,127.02

8. Approval of Minutes

September 6, 2011 Regular Meeting

Motion to Approve: Council President Sorge

Second: Councilman Sadow

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish,
 Stanzilis

None Opposed.

Motion Approved.

09/20/11, 10/04/11, 10/18/11, 11/01/11, 11/09/11, 11/22/11 Minutes are being prepared and will be reviewed and approved in January, 2012.

9. Mayor's Report

The Mayor read his report into the record.

10. Council Committee Reports

Councilman Cangiano:

- Personnel: one person has been interviewed for the Assistant Tax Collector position and another interview has been scheduled.
- The Employee Handbook Resolution is before the Council tonight for review; the Resolution has to be adopted before the end of the year but can be updated after adoption. The Handbook is compliant with JIF and all Borough related policies have been revised accordingly.

Councilman Windish:

- Recreation: continuing work on the beach improvement project and suggested that the needs of the Recreation Committee be taken into consideration as the upcoming budget process gets underway.

Carolyn Rinaldi, Municipal Administrator, stated she would like to have a meeting with the Finance Committee to review the status of open capital projects; specifically she would like to review current project status and review the Council objectives moving forward.

Councilman Stanzilis:

- Praised Paul Nelson and his DPW team for a job well done during the recent storms.

A discussion was held regarding the road study effort. Carolyn Rinaldi agreed to forward the Road Study Report to the Council members for discussion at the next meeting. Councilman Sadow said the objective of the study was to develop an understanding of the local road status and then prioritize repairs over time; the outcome is to develop a capital budget for both road services and road repair.

Council President Sorge:

- Council President Sorge reviewed the definition of a Borough Committee Liaisons and indicated the liaison does not run the meeting but simply brings the committee issues to Carolyn Rinaldi, who is the Borough's single point of contact. Carolyn Rinaldi said she sees her role as having responsibility for contacting the committee liaison when issues have been brought to her attention directly. The objective is to have employees contact Carolyn Rinaldi as their first point of contact and in turn, she will take responsibility to contact the appropriate liaison.

Councilwoman Danchuk:

- A tentative contract has been written for Acting Chief Licata to become Chief of Police on January 17, 2012. Councilwoman Danchuk reported work was also being done on the FOP contract.

Councilman Sadow:

- The Citizens Financial Committee continues to meet.

11. Public Comment

Nancy Absalon, 15 Oak Street:

- Ms. Absalon asked if the new ambulance was discussed further after last month's meeting; Mayor Ondish said it has not.
- Ms. Absalon asked if any Council Members were on the Fort Monmouth Economic Revitalization Planning Authority; Councilman Windish is employed by that Authority.

12. New Business

None.

13. Old Business

1. Council Committee Liaisons.

Finance: Chair: Councilman Stanzilis (Danchuk, Sadow)

Police: Chair: Councilwoman Danchuk (Stanzilis, Windish)

Personnel: Chair: Councilman Cangiano (Sorge, Windish)
Fire, Rescue, OEM: Chair: Council President Sorge (Sadow, Cangiano)
Parks & Recreation: Chair: Councilman Windish (Danchuk, Cangiano)
**DPW, Buildings, Grounds,
 & Utilities:** Chair: Councilman Sadow (Stanzilis, Sorge)

14. Resolutions

2011-264 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Approving the Check Register Dated December 13, 2011.

Motion to Approve: Council President Sorge
 Second: Councilman Sadow
 Councilman Sadow raised an issue related to JCP&L billing; Carolyn. Rinaldi will look into this issue.

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed

Motion Approved.

2011-265 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Authorizing Execution of an Animal Control Contract.

Motion to Approve: Council President Sorge

Second: Councilman Sadow

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed

Motion Approved.

2011-266 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Authorizing Execution of a Shared Services Contract with Morris County Municipal Utilities Authority for Transporting, Accepting, Processing and Marketing Recyclable Materials.

Motion to Approve: Council President Sorge

Second: Councilman Stanzilis

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed

Motion Approved.

2011-267 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 Year 2012.

Motion to Approve: Council President Sorge

Second: Councilman Sadow

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed

Motion Approved.

2011-268 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Establishing Holiday Schedule and Closure of Borough Hall Offices for Calendar Year 2012.

Motion to Approve: Council President Sorge

Second: Councilman Stanzilis

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish,
Stanzilis.

None Opposed

Motion Approved.

- 2011-269** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, To Waive the Food & Drink Licensing Fees for the Board of Recreation Commission Concession Stand for 2012.

Motion to Approve: Council President Sorge

Second: Councilman Sadow

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish,
Stanzilis.

None Opposed

Motion Approved.

- 2011-270** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Authorizing a Contribution to Morris County Adaptive Recreation Program (McARP).

Motion to Approve: Councilman Sadow

Second: Councilman Stanzilis

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish,
Stanzilis.

None Opposed

Motion Approved.

- 2011-271** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Delineating Salary Amounts and Rates for the Year 2012.

Motion to Approve: Council President Sorge

Second: Councilman Stanzilis

Council agreed to amend this resolution to include the On-Call Police Matron stipend of \$2000.00.

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish,
Stanzilis.

None Opposed

Motion Approved.

- 2011-272** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Authorizing the Transfer of Funds.

Motion to Approve: Council President Sorge

Second: Councilman Sadow

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish,
Stanzilis.

None Opposed

Motion Approved.

- 2011-273** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Authorizing Submission of a Safe Streets to School Grant Application to the NJDOT for the Howard Boulevard Roadway

Realignment and Pedestrian Improvements Project from the Intersection of Oneida Avenue South on Howard Boulevard Toward Nolan's Ridge Complex.

Motion to Approve: Council President Sorge

Second: Councilman Sadow

Councilman Sadow suggested that the Resolution read, "Intersection of Oneida Avenue South on Howard Boulevard Toward the intersection of Hillside and Howard Boulevard", because a small portion of sidewalk (approximately 100 yards) has not been completed between Hillside and Zackary. If this portion is completed, the entire stretch between Nolan's Ridge and Seasons will have sidewalks to the train station. If this portion of the sidewalk is authorized, an amendment to the Title will be changed to include the changes discussed.

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed

Motion Approved.

Added Resolutions:

2011-274 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Adopting the Employee Handbook.

Motion to Approve: Councilman Cangiano

Second: Councilman Stanzilis

Councilman Cangiano mentioned that language in the Employee Handbook referring to the Borough Clerk needs to be changed to refer to the Municipal Administrator.

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed

Motion Approved.

2011-275 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Authorizing Execution of Policy Endorsement for Dental Policy E4e56

Motion to Approve: Council President Sorge

Second: Councilman Stanzilis

Roll Call:

Aye: Danchuk, Council President Sorge, Cangiano, Windish, Stanzilis.

Opposed: Sadow

Motion Approved.

2011-276 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, New Jersey, Requiring all Employees, with the Exception of Collective Bargaining Police Department Employees, to Contribute 50% of the Rates for Dental Benefit Coverage

Motion to Approve: Council President Sorge

Second: Councilman Stanzilis

Councilman Sadow stated he is opposed to this resolution because he feels dental premiums are a waste of money for all involved.

Roll Call:

Aye: Danchuk, Council President Sorge, Cangiano, Windish, Stanzilis.

Opposed: Sadow

Motion Approved.

15. Ordinances – Introduction

None.

16. Ordinances – Second Reading

15-11 Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending and Supplementing the Code of the Borough of Mount Arlington, Chapter XII, Salaries, Personnel and Standards.

The Mayor opened the Hearing to the Public on Ordinance #15-11 and read the Ordinance by title.

Councilman Stanzilis stated, I move for adoption and final passage of Ordinance #15-11.

Second: Councilman Sadow.

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed.

Motion Approved.

The Mayor declared that Ordinance #15-11 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

16-11 Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending and Supplementing Borough Code Chapter 4, Administration of Government, Regarding the Issue of the Business Administrator Only.

The Mayor opened the Hearing to the Public on Ordinance #16-11 and read the Ordinance by title.

Councilman Sadow stated, I move for adoption and final passage of Ordinance #16-11.

Second: Councilman Stanzilis.

Roll Call:

Aye: Danchuk, Council President Sorge, Sadow, Cangiano, Windish, Stanzilis.

None Opposed.

Motion Approved.

The Mayor declared that Ordinance #16-11 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

17. Adjourn

Motion to Adjourn: Council President Sorge

Second: Councilman Stanzilis.

All in Favor –Aye

None Opposed

Motion Approved.



Linda DeSantis, RMC
Borough Clerk

Minutes Approved at Council Meeting of February 7, 2012.

BOROUGH OF MOUNT ARLINGTON
FINANCE OFFICE

Finance Report for October 2011

Current Fund

Receipts	2,137,214.39
Disbursements	1,284,356.46

BOROUGH OF MOUNT ARLINGTON
FINANCE OFFICE

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Mayor report for 12/13/11

Since our meeting on 11/22/11:

12/1/11- Attended the Highlands Council meeting in Chester. We received our compliance certificate for conforming with our preservation area. We were unanimously approved by the Council. It was a very nice compliment to Mt Arlington on our good work. There is a letter from Highlands Executive Director Eileen Swan about the approval.

12/7/11- Presided over a State League Education Foundation meeting immediately followed by a State League Board of Directors meeting in Trenton.

12/8/11- Attended the Ribbon Cutting at Blue Diamond for the new Compressed Natural Gas filling station installed for the waste hauling trucks. John Shortino and his partners Dan and Peter had a wonderful event and were very pleased to see this to fruition. BPU President Lee Solomon was on hand and gave a very inspiring speech. Chuck Feinberg from the Clean Cities Coalition was also on hand as well as Peter Grace from Clean Energy. It was very well attended. All were pleased with our proclamation and I helped cut the ribbon. It was another great accomplishment for Blue Diamond and our Borough. Mount Arlington can be proud to be on the map, once again, with this innovative and proactive operation.

I suggested we move forward looking at grant money to being changing our fleet over to CNG. Definitely the dial a ride van possibly other vehicles.

Following the ribbon cutting I was back in Trenton to testify against a shared service bill that was before the Senate Appropriations Committee. I testified on behalf of the State League of Municipalities. A copy of my statement can be found on the state league website. Mayor Coleen Mahr of Fanwood, the president of the Conference of Mayors testified against the Bill on behalf of the Conference of Mayors. This bill, without amendments, usurps the will of the residents of municipalities and puts too much power in the hands of LUARC. **"Local Unit Alignment, Reorganization and Consolidation Commission.**

This Commission would have too much authority in deciding what shared services will be implemented. The vote went as follows: Support: Senators Beach, Cunningham, Greenstein, Ruiz, VanDrew, Bucco, Doherty, Oraho, O'Toole, and Pennacchio. Those against: Senators Sarlo and Buono. Abstain: Senator Stack.

We do support parts of this bill but can not support the bill as a whole until we have had a chance to make some amendments. We have been promised the opportunity to work with Senator Sweeney to make amendments before the bill goes on the Senate Floor. I used Mount Arlingtons recent decision not to go forward with the merger of our police department with Roxbury Twp. This is a perfect example of how our authority, and the will of our residents, would be usurped with the passage of this bill without amendment.

When I returned from Trenton, Carolyn and I attended a meeting of the Joint Courts in Dover. Judge Miniman will be leaving effective 1/1/12. Many thanks to Judge Miniman who has served our Borough well for over 8 years. There is a new judge to take the position. We have sent notice to the assignment judge in Morristown and I have notified the Governors Appointments office of the change.

After over 30 years of service to the town of Dover, prosecutor Manny Fanargian will be retiring. Many thanks for his long dedicated service, and most recently his service to our joint court. Mayor Dodd will be appointing a successor shortly. We will be given the successors name once it has been decided and will pass it along to everyone. Doug Cabana is to remain our prosecutor. Public defender Tim Downs will also be leaving and Mayor Dodd will have a replacement shortly. We will be informed who that will be.

The shared court is doing well. We had been approached by another town that would like to join our shared court. It was agreed that Victory Gardens will be offered the opportunity to join our shared court effective 1/1/12. This will help defer increased costs for the court. There has been no increase in cost since the creation. There will be a small increase in 2012. This increase will be somewhat diminished by the addition of Victory Gardens. Judge Luther, our lead judge, is very pleased with the way the court is operating and looks forward to working with the new judge in taking on Victory Gardens and making the courts even more efficient.

12/9/11- Attended the Christmas tree lighting at Memorial Park. It was very nice followed by pictures with Santa at the Civic Center. I want to thank the Fire Dept for helping to make this event a success as well as our volunteers for serving the hot chocolate and cookies. Thanks to Paul Nelson and our DPW for helping as well.

12/10/11- Attended the Morris County Toys for Tots breakfast at Zeris Inn.

12/12/11- I attended the Lake Hopatcong Commission meeting. I am very concerned about the decision the LHC is looking at with regards to signing over their equipment to the State DEP. Due to the fact the LHC decided not to move in the direction of user fees in order to fund their operations, they are almost out of funding. The state has not funded the LHC but came up with an idea of having the DEP take over the operations. They said they would hire the commission employees and they would take care of the lake. This sounds great but the facts are a little different. My concern is that once the equipment leaves the guard of the LHC, the equipment is going to be used by state employees for work that has nothing to do with the lake. The Commission employees that were supposed to be hired by the DEP to operation the harvesters, were made embarrassing offers of pay to work for the state. These are trained and experienced operators of this delicate equipment that requires this in order to be operated efficiently, carefully and efficiently. To operate this equipment with anyone else is detrimental to the wellbeing and longevity of this expensive equipment. The other issue

is losing home rule. The Commission was set up with representation from 4 towns and 2 counties. That was done for a reason not by happenstance. With the state taking over we will lose that control and ability to maintain the lake to our standards. I will continue to follow this but I urge everyone to watch this very carefully and understand how this will impact Mount Arlington and the other 3 towns that surround the lake. This will have an impact on our tourism and recreational activities. This is very important.

12/13/11- Earlier today, I attended the Daytop Holiday Brunch in Mendham. This really puts me in the Christmas spirit listening to the kids testimonials and watching the Christmas show they put on.

From our communication packet: We received approval for our PILOT redevelopment plan from the Department of Community Affairs (DCA). The letter also paid Mount Arlington a nice compliment that this was approved due to the appreciation and a tribute to the work that Mount Arlington has done.

Discussion item: The contracts with our condo associations regarding emergency vegetative services.

Upcoming events:

Special Tri County League of Municipalities meeting on Dec 14 at 6:30 pm at the Adam Todd in Byram. Guest speaker will be the Lt Governor. If anyone is interested in attending, let me know.

Freeholder reorganization meeting January 6th at 6pm at the County Freeholders Meeting room 5th floor of the administrations building in Morristown. If you have not attended a County reorganization meeting, I suggest you take the time. It is a memorable event.

Mayors Legislative Day Feb 8th 2012 in Trenton at the Statehouse.