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**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
APRIL 5, 2011**

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 December 23, 2010; notice was posted on the bulletin board in the main hallway of the Municipal Building on December 15, 2010 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 for the armed forces and all the people that put their lives in harm's way to protect our safety and freedom.

4. Official Oath of Office - Councilman Andrew Cangiano

Borough Attorney Matthew O'Donnell administered the Oath of Office to Andrew Cangiano, with his family at his side.

5. Roll Call

Councilwoman Danchuk, Council President Sorge, Councilman Sadow, Councilman Cangiano, Councilman Windish, Councilman Stanzilis, Mayor Ondish. Matthew O'Donnell, Esq., Borough Attorney, was also present.

6. Presentations/Mayor's Appointments

1. School Superintendent Jane Jameson, Administrator Joseph Kelly and MAPS Principal Stuart Mason presented and explained the 2011-2012 School Budget, along with showing a slide show specifying the actual Budget Proposal. Discussion included building maintenance, faculty, school programs, and tuition to Roxbury for high school.

2. Mayor Appointments:

The Mayor appointed **Councilman Andrew Cangiano** to the following:

Board of Health Liaison, exp. 12/31/2011
MCJIF Alternate I Commissioner, exp. 12/31/2011
Lake Hopatcong Water Level Management Plan
Review Committee Alternate, exp. 12/31/2011

Council Committees:

Personnel & Public Relations Committee, Chair
Fire, Rescue, OEM Committee, Member
DPW, Buildings & Grounds Committee, Member

Advisory Committees:

Citizens Budget Review Committee
Code Book Review Committee
Dial A Ride Committee
Green Team Committee
Master Plan Committee
Water and Sewer Committee, Alternate
Zoning Committee

The Mayor appointed **Councilman Michael Stanzilis** to the following:

Council Committees:

Police Committee, Member

Personnel & Public Relations Committee, Member

Advisory Committees:

Board of Education Working Committee

Zoning Committee

Motion to Approve the Mayor's Appointments: Council President Sorge.

Second: Councilman Windish.

All in Favor – Aye; None Opposed.

Motion Approved.

The Clerk stated the Council approved the Motion for the above appointments for any applicable appointments requiring consent.

7. Approval of Minutes

January 18, 2011 Regular Meeting

Motion to Approve: Council President Sorge.

Second: Councilman Sadow.

Roll Call:

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

Abstain: Cangiano, Stanzilis.

Motion Approved.

February 15, 2011 Regular Meeting

Motion to Approve: Councilman Sadow.

Second: Council President Sorge.

Attorney Matt O'Donnell stated the appointments made at the February 15, 2011 meeting to the Board of Health and the Lake Hopatcong Commission are subject to consent of Council.

Motion to Concur: Councilman Sadow.

Second: Councilman Windish.

All in Favor – Aye; None Opposed.

Motion to Approved.

Motion to Approve the Minutes: Councilman Sadow.

Second: Council President Sorge.

Roll Call:

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

Abstain: Cangiano.

Motion Approved.

8. Mayor's Report

The Mayor read his report into the record.

The Mayor stated that Attorney Matt O'Donnell has ascertained that the Borough has the ability to rent our vacant buildings. Buildings and Grounds Committee should meet, look into this further and report back to the Council. Attorney O'Donnell stated at this point, it is just a fact gathering, due diligence study.

Green Team: Nita Galate has been working with Sustainable Jersey but Jane Jameson has volunteered to be Chair of the Committee. Mayor would like Paul Nelson and Daren Phil involved as well. Councilman Stanzilis will contact Ms. Galate for the status of our Sustainable Jersey program and the Green Team activity. The Mayor stated that Ms. Galate is also working with the Raritan Highlands Compact to obtain funds for a rain garden at MAPS school.

9. Open to Public

Lois Wasas, 14 Brookside Lane:

Ms. Wasas stated her opinion regarding merging the Police Department with either the County or Roxbury. She feels merging with the County would be disastrous; our little town would be lost. She stated that if the Borough merges police departments, we should seriously consider merging towns; if the police merge with Roxbury, she would like to see a referendum by public vote as to whether we should re-join Roxbury Township.

Veronica Silkes, Succasunna Road:

Ms. Silkes distributed a picture from Google Maps showing a portion of Howard Boulevard, between Harrison to Pub 199, and asked if the Borough had grant money for that project. Ms. Silkes concern is that if no one owns the property and it is a county road, will our DPW be responsible for maintenance. Council agreed the deed holder will have to maintain the property.

Ms. Silkes asked if the Borough has been in contact with the EPA regarding the radiation levels from the Japan tsunami. The Mayor stated that by law, the EPA must report those types of readings to affected municipalities.

Ms. Silkes asked that when the ordinance is adopted for towing fees, will these fees bring any additional revenue to the Borough.

Sheila Studint, Ridgeview Lane:

Ms. Studint asked when the Citizens Budget Review Committee would be meeting.

Councilman Sadow asked to change the name and focus of the Committee to the Citizen's Financial Advisory Committee, and give the Committee a broader scope of the Borough finances and the opportunity to have financial advisory input well ahead of the budget.

Ms. Studint stated that the budget is to be passed at the April 19, 2011 Council Meeting, which is a religious holiday, and asked if the passage of the budget could be rescheduled.

Council agreed to move the passage of the budget to the May 3, 2011 Council meeting; the Clerk will make all the necessary changes.

Motion to Approve Moving the Budget Hearing to the May 3, 2011 Council Meeting: Councilman Cangiano.

Second: Councilman Sadow.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Change the Name of the Citizens Budget Review Committee to the Citizens Financial Advisory Committee: Council President Sorge.

Second: Councilman Sadow.

All in Favor – Aye; None Opposed.

Motion Approved.

10. New Business - Added by Clerk at Meeting.

1. Number 10 in last week's packet was a sample resolution from the NJLM regarding strengthening municipal immunity to tort claims. Council approved adding this resolution to the April 19, 2011 agenda and requested back-up on the legislation.

2. Board of Chosen Freeholders sent a recently adopted resolution regarding OPRA; Council agreed to add this resolution to the April 19, 2011 meeting agenda.

The Mayor asked that two items from the recent communications packet be added to Old Business on April 19, 2011: a memo from Patty Simari regarding on-line payment services and the memo regarding tax and utility email reminders.

11. Old Business

1. Council Comment:

Councilman Windish:

The Easter Egg Hunt is scheduled and the Committee is looking for volunteers. The Committee has received a good turnout with bowling and all youth programs also being offered to adults. Councilman spoke with Daren Phil regarding volleyball courts and upcoming improvements; the money is in the capital budget for these improvements. A lock box has been installed to record who enters and leaves the concession stand; the box cost

\$2,200 and Paul Nelson installed it. Council questioned the approval process of that cost; Council wants to watch any capital improvements. The Mayor stated that Paul Nelson is obtaining quotes for security cameras at the DPW building. Councilman Windish stated that Jeremiah Tobin attended the Recreation Committee meeting to offer possible martial arts programs in the future.

Councilman Stanzilis

The Board of Education has been promoting their budget, as presented this evening. Councilman Stanzilis spoke with Paul Nelson about some type of recognition for DPW employees relating to their outstanding job with snow and ice removal. The plaque will show snowfall totals and list the DPW employees names. Councilman Stanzilis will price plaques.

In regard to the Memorial Park/Hanson Project, the Mayor and Councilman met with John Hanson; there is a planning meeting set for Saturday, April 9th at 10am at the park. Representatives from the Boy Scouts and Cub Scouts will be there along with anyone wanting to be involved in planning the project. The electronic sign at Borough Hall will indicate volunteers to call ext. 12 or 25 (Linda or Tina), and the names will be forwarded to John Hanson.

The Mayor played a voice mail from his cell phone from a resident complimenting the DPW on their excellent performance regarding repair of a grinder pump this past Thanksgiving, thanking them for their outstanding performance and quick response.

Councilman Sadow:

Councilman Sadow stated the application was completed for the NJ Clean Energy – 2010 EECBG Grant, with a closed end of \$50,000 for work done at Borough Hall, DPW and the Police Department; all energy savings conservation measures which will be fully paid for through Federal grants, through the public utilities, to a direct install vendor who has been pre-approved by the State.

Council President Sorge:

The Mayor and Council President Sorge met with Saint Clare's today; one of our ambulances is down and St. Clare's has been supplying an additional ambulance. Saint Clare's will get back to us regarding pricing, etc.

Council President Sorge stated that Council was concerned about the statements the Mayor made to Borough Hall employees; Council President Sorge heard the Mayor stated that any Councilmember needs to go through the Mayor to get information from the employees. The Mayor clarified what was said: In the absence of an administrator, the direction of the employees falls on the Mayor. He further told the employees that if something was requested from a Council person that would require an excessive amount of time or change their daily function, it should be brought to the Mayor to be brought to the Council for Council approval; any other information is freely given to council members. Council expressed their disapproval of this policy and Councilman Windish went into a lengthy description of Council responsibilities, Mayor responsibilities, administrative code issues, etc., Borough Attorney O'Donnell distributed information regarding the Borough form of government and cited the Borough Code, Chapter 4, Section 4 (powers of the Mayor) and Section 5 (powers of the Governing Body). Council continued a lengthy discussion including questioning the authority over day to day operations and advise and consent of Council. Council decided as long as there is a reasonable request to the employees, the Council is able to get the information.

Councilwoman Danchuk:

Councilwoman Danchuk was appointed to the Open Space Farmland Preservation Trust Fund Committee by the Freeholders on March 9, 2011 and attended her first meeting on March 21, 2011.

Attended the Boy Scout Gold Dinner on March 19, 2011.

Councilwoman Danchuk, as Police Liaison, attended a meeting with Roxbury Township officials and Police Chief Noll to discuss the possibility of merging the Police Departments. Roxbury is in need of filling positions in their force due to upcoming retirements; this will be further discussed in closed session. Council President Sorge stated we do not want to merge towns, we want to work with them on shared services.

12. Resolutions

2011-163 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 April 5, 2011.

Motion to Approve: Council President Sorge.

Second: Councilman Stanzilis.

Roll Call:

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

None Opposed.

Motion Approved.

2011-164 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Approving Appointment for Dog Census.

Motion to Approve: Council President Sorge.

Second: Councilman Cangiano.

The Clerk stated we have to select a company to perform the census, it is not done by Borough employees; it is State mandated biannually.

Roll Call:

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

None Opposed.

Motion Approved.

2011-165 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Purchase of Pickup Truck from the Borough of Wharton for One Dollar (\$1.00).

Motion to Approve: Council President Sorge.

Second: Councilman Stanzilis.

The Mayor stated Wharton upgrades their equipment, actually this one is fairly new, and they offer the equipment for a \$1. Mayor stated the truck is 17 years old but in great shape

Roll Call:

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

Abstain: Sadow.

Motion Approved.

2011-166 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Finance Office to Dispose of Fixed Asset #00149 (computer).

Motion to Approve: Councilman Stanzilis.

Second: Councilman Sadow.

Councilman Stanzilis questioned if hard drives were completely destroyed. The Clerk will verify our electronic destruction policy.

Roll Call:

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

None Opposed.

Motion Approved.

13. Ordinances – Introduction

06-11 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 Chapter 155 of the Borough Code Entitled, "Towing", Section 13, Entitled "Towing and Storage Fees", to Update the Towing and Storage Fees.

The Mayor read Ordinance 06-11 by Title.

Motion: Councilman Stanzilis stated that Ordinance 06-11 be introduced by Title and passed on First Reading and that a meeting be held on May 3, 2011 at 7:00 p.m. at the Municipal Building, 419 Howard Boulevard, Mount Arlington, NJ, for a Public Hearing, consideration of Second Reading and Passage of said Ordinance, and that the Clerk be directed to publish, post and make available said Ordinance in accordance with the requirements of law.

Second: Council President Sorge.

Roll Call:

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

None Opposed..

Motion Approved.

14. Ordinances – Second Reading

None.

15. Motions

1. Vendor Permit Application: Franco's Hot Dogs Vending On-Site at Lee's County Park, effective March 15, 2011 through October 31, 2011.

Motion to Approve: Council President Sorge.

Second: Councilman Cangiano.

All in Favor – Aye; None Opposed.

Motion Approved.

16. Executive Session

2011-167 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:

Personnel

Protocol

Police Department

Action May Be Taken.

Motion to Go Into Executive Session After a Ten Minute Break: Councilman Stanzilis.

Second: Councilwoman Danchuk.

All in Favor – Aye; None Opposed.

Motion Approved

Councilwoman Danchuk left for the Pending Litigation portion of Executive Session.

Motion to Return to Open Session: Council President Sorge.

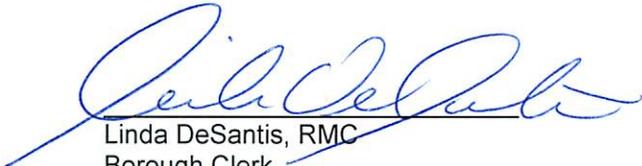
Second: Councilman Sadow.

All in Favor – Aye; None Opposed.

Motion Approved

17. Adjourn

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



Linda DeSantis, RMC
Borough Clerk

Minutes Approved at Council Meeting on May 17, 2011.

Mayor report for 4/5/11

Since our meeting on 3/15/11:

3/16-17/11- Spent in Washington DC supporting CABT (Coalition Against Big Trucks) and Go Rail. These two organizations are lobbying Congress and the House of Representatives to vote against a bill that would increase tractor trailer weight limits and size across the country. This weight increase will only do damage to our road infrastructure including roads and bridges. This would also reduce freight transported by rail. The goal of Go Rail is to increase the amount of freight transported by rail rather than on our roadways. We met with 7 different Congressmen and Senators including Congressman Frelinghuysen from the NJ delegation. I believe we made a difference. All seemed to not be in favor of this bill.

3/19/11- Attended the Cub Scout pancake breakfast at *Lady of The Lake school*

3/21/11- Attended meeting with Bill Myrtle and his professionals to discuss a new plan of development for their property. This plan will be presented to the Council at our May 19th meeting.

3/21/11- Attended the Lake Hopatcong Commission meeting and introduced Anne Pravs as our new alternate Commissioner representing Mount Arlington.

3/23/11- Attended our regular Land Use Board Meeting

3/24/11- Attended a Mayors Committee for a Green Future meeting in Lawrence Twp. There are continuing discussions on the new structure for Sustainable Jersey.

3/25/11- Conference call about this years Mayors Book Club being managed by Centenary College. This is a program through the League of Municipalities and Centenary with Verizon as the primary sponsor. Books will shortly be delivered to our 1st graders and we will have a kick off where I will read with the students. The students will continue to read and be acknowledged for the completion of each book until June 10th. The goal is 500 books read. They will receive recognition of the accomplishment and will receive \$1000. towards the purchase of books. I have been working with Superintendent Jameson and it has been a great pleasure. The children are very excited about this program and it is great to see them so anxious to read.

3/28/11- Councilman Stanzilis and I meet with Mr Hanson to discuss the Memorial Park project.

3/29/11- Attended the School budget presentation at MAPS.

3/30/11- As President of the New Jersey League of Municipalities Education Foundation I presided over a program at the Bergen County OEM building. This program focused on "Local Law Enforcement Strategies: Technology and New Management Models" This event was

attended my many Police Chiefs, Ranking officers, Administrators and elected officials. There was discussion on new technology that can assist in law enforcement. Tim Smith also presented his GEM program. I was glad our Acting Chief Licata attended.

3/30/11 I attended a New Jersey Conference of Mayors Board of Directors meeting in Trenton.

3/31/11- Attended a Complete Streets Forum held at Waterloo Village put on by the Combined Morris/Sussex and Warren transportation authority. The event was well attended and very interesting. I am very happy that we decided over 10 years ago to install sidewalks in the Borough. This is something that is being highly focused on with the cost of fuel skyrocketing. More and more people are walking and biking. It was interesting to hear what other towns are doing to accommodate this. It was interesting to learn that in some towns they sidewalks are completely maintained by the municipality.

4/1/11- Attended a meeting with a couple of solar companies that are looking to provide residential solar installations at no cost to the homeowner. It is an interesting concept and I will report back as I learn more about it. I submitted for an installation at my house.

4/5/11- Council President Sorge and I met with Dave Compton from Saint Clare's today to discuss our ambulatory services.