

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
MAY 4, 2010**

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 November 25, 2009; notice was posted on the bulletin board in the main hallway of the Municipal Building on November 23, 2009 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk. Notice of the Change in Meeting Location was published in the Daily Record on April 15, 2010 and posted on the bulletin board in the main hallway of the Municipal Building on April 12, 2010.

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 armed forces fighting for us and their safe return home.

4. Roll Call

Councilman Driscoll, Councilman Sorge, Councilman Sadow, Council President Galate, Councilman Windish, Councilman Doran, Mayor Ondish. Matthew Giacobbe and Thomas Segreto, Borough Attorneys, Bud Jones, Borough Auditor, JoAnne Sendler, Borough Administrator, and Carolyn Rinaldi, Finance Department, were also present.

5. Executive Session

2010-45 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: Approval of April 6, 2010 Executive Minutes, GRC Decision regarding OPRA and Personnel.

Action will be taken following Executive Session.

Motion to Go Into Executive Session: Councilman Sorge.

Second: Council President Galate.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Return to Open Session: Councilman Doran.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

6. Presentations/Mayor's Appointments

None.

7. Utility Receipt Report for the Month of March 2010.

The Clerk read the Utility Receipt Report for March, 2010 into the record.

Grand Total: \$78,098.07.

Tax Collector's Report for the Month of March, 2010.

The Clerk read the Tax Collectors Report for March, 2010 into the record.

Total Receipts: \$172,920.76.

8. Finance Report for the Month of March, 2010.

The Clerk read the Finance Report for March, 2010 into the record.

Ending Balance: \$9,086,295.05.

9. Open to Public

The Mayor opened the meeting to the public, asking the public to address budget issues during the Budget Public Hearing later in the meeting. The Mayor stated the budget is not completed yet, we are still waiting for aid, but by law the Public Hearing must be held after the introduction; there will be no action on the municipal budget tonight. Each speaker will have five minutes to speak.

The following individuals had questions and comments for the Mayor and Council:

- Joseph Iapalucci, 4 Parker Road
- Paula Danchuk, 50 Elizabeth Way
- Wendy Maler, 75 Mountain View Avenue
- Clinton Hill, 352 Howard Boulevard
- John Crowley, 60 Hickory Way
- Nancy Absalon, 15 Oak Street
- Rudolf Waegener, 7 Sherwood Way
- Sheila Studint, 88 Ridgeview Lane
- Charles Squires, 26 Birch Terrace
- Rachel Byrne, 95 North Bertrand Island Road
- Marlene Ackerman, 56 Rogerene Way
- Chi Chi Onyiuke, 5 James Drive

10. New Business

None.

11. Old Business**1. Council Comments.**

None.

2. Lifeguard Census.

- Carolyn Rinaldi presented a census as requested by Councilman Sadow. Councilman Sadow stated the purpose of his request was to determine utilization of our beach, which costs money to maintain and costs considerable amount of money to have lifeguards as required by state law. It is difficult to draw any conclusions because the census and lifeguard hours were not consistent on a regular basis. The resolution on the agenda regarding lifeguards will help to maintain the lifeguards on the beach at all times, which will enable us to get an accurate census. Councilman Sadow stated we will continue to gather data in this particular topic.

3. Municipal Beach.

- The Mayor reiterated that we are looking at the costs associated with the beach and will continue to monitor usage.

12. Approval of Minutes

April 6, 2010

Regular Meeting

Motion to Approve: Councilman Sorge.

Second: Councilman Sadow.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate,
Windish, Doran.

Nay: None.

Motion Approved.

Added Minutes:

April 6, 2010

Executive Session

Motion to Approve: Councilman Driscoll.

Second: Councilman Sorge.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate,
Windish, Doran.

Nay: None.

Motion Approved.

13. Resolutions

- 2010-46** 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 May 4, 2010.

Motion to Approve: Councilman Sorge.

Second: Councilman Driscoll.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate,
Windish, Doran (abstain #10000490)).

Nay: None.

Motion Approved.

- 2010-47** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Temporary Budget (5/4/10 version).

The Clerk indicated that this resolution is to be withdrawn; replace with #2010-57 further on the agenda.

Motion to Withdraw: Councilman Sorge.

Second: Councilman Doran.

All in Favor – Aye; None Opposed.

Motion Approved.

- 2010-48** Resolution of the Borough of Mount Arlington, County of Morris, State of New Jersey, Concerning Setting the Tax Levy for Mount Arlington School District.

Motion to Approve: Councilman Doran.

Second: Councilman Sadow

Council President Galate stated there was an informal meeting of Council President Galate, Councilman Sadow, Councilman Driscoll and the School Board where they shared information but no negotiations were made; this meeting is the first time that Council is discussing this topic as a group so nothing has been decided as of yet. Council President Galate stated that the Governor's recommendation throughout the state is that teachers and administration take a salary freeze. The school has done an excellent job in preparing their budget and her

recommendation is to cut the budget by \$109,000 which represents the freeze in salaries. Councilman Doran stated that a few years ago, the percentage of taxes allotted to the schools was approximately 65% and now, the percentage is approximately 59%. Councilman Doran agreed with Council President Galate that Council should pursue decreasing the budget by the amount of the freeze on teachers' salaries. Councilman Windish recommended cutting the budget by \$138,000 which represents the freeze in teachers' salaries and other employee increases. The Borough Attorney read the recommended line items with their description and the reduction amounts recommended by Council. The Borough Attorney read the resolution into the record, decreasing the school budget by \$109,432; the total school budget tax levy for 2010-2011 school year is being lowered to \$8,746,381.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate, Doran.

Nay: Windish.

Motion Approved.

- 2010-49** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Police Presence at the Municipal Beach During the Memorial Day, Fourth of July and Labor Day Holidays.

Motion to Withdraw: Councilman Sadow.

Second: Councilman Driscoll.

All in Favor – Aye; None Opposed.

Motion Approved.

- 2010-50** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Temporary Parking Restrictions and Road Closures During the Memorial Day Parade.

Motion to Approve: Councilman Driscoll.

Second: Councilman Sorge.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

- 2010-51** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Temporary Closure of Mount Arlington Beach Parking Lot.

Motion to Approve: Councilman Driscoll.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

- 2010-52** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing a Traffic Safety Plan Associated with the Annual Fourth of July Fireworks Display.

Motion to Approve: Councilman Sorge.

Second: Councilman Sadow.

Roll Call:

Aye: Driscoll, Sorge, Council President Galate, Windish, Doran.

Nay: None.

Abstain: Sadow.

Motion Approved.

- 2010-53** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Salary Increases for Police Chief and Lieutenant.

Motion to Withdraw: Councilman Doran.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

- 2010-54** 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 for Alcohol and Drug Testing Services.

Motion to Approve: Councilman Sorge.

Second: Councilman Driscoll.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

- 2010-55** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Lifeguards for the 2010 Summer Season.

Motion to Approve: Councilman Driscoll.

Second: Council President Galate.

Carolyn Rinaldi specified there was a plan in place for documenting the presence of a lifeguard on the beach, sign in sheets and someone to oversee the documentation of lifeguard attendance.

- 2010-56** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Accepting Highlands Council Grant #09-033-011-1426 in the Amount of \$100,000.00 and Ratifying the Execution of the Grant Agreement.

Motion to Approve: Councilman Driscoll.

Second: Councilman Sadow.

This grant requires no match from the Borough.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

Added Resolutions:

2010-57 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Temporary Budget (5/4/10 version).

Motion to Approve: Councilman Sorge.

Second: Councilman Sadow.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

2010-58 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requiring All Public Employees to Contribute 1.5% of Their Base Salary Towards Health Benefits as Required by Ch.2.P.L. 2010.

Senate Bill S-3, Pension Benefit Reform Law, effective May 21, 2010, mandates all employees must contribute 1.5% of their pensionable base salary toward the cost of health benefits. All employees, unless involved in a collective bargaining agreement that has not yet expired, must contribute. The Police will also start paying the 1.5% when their present contract expires on December 31, 2010; the Borough employees currently have a 1% give back.

Motion to Approve: Councilman Sadow.

Second: Councilman Sorge.

Roll Call:

Aye: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

Public Hearing:

2010-38 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Introducing the 2010 Municipal Budget.

The Mayor read the resolution by title into the record.

The following individuals had questions and comments regarding the budget for the Mayor and Council:

- Florence Crincone, 76 Rogerene Way
- Paula Danchuk, 50 Elizabeth Way
- Mike Walraven, 152 McGregor Avenue
- John Crowley, 60 Hickory Way
- Mary Ann Franzese, 607 Sandra Drive
- Ralph Franzese, 607 Sandra Drive
- Nancy Absalon, 15 Oak Street
- Sheila Studint, 88 Ridgeview Lane

SIDE FOUR OF AUDIO TAPE INAUDIBLE.....TAPE GETS STUCK, CANNOT PLAY.

Veronica Silkes, Succasunna Road.
 Charles Squires, 26 Birch Terrace
 Andrew Danchuk, 50 Elizabeth Way
 Marlene Ackerman, 56 Rogerene Way
 ChiChi Onyiuke, 5 James Drive
 Molly Tufano, Seasons Glen

14. Ordinances – Introduction

- 02-10** An Ordinance Amending Chapter 169 of the Code of the Borough of Mount Arlington Entitled "Vehicles and Traffic" Authorizing and Regulating the Temporary Street Closing for the Purpose of a Community Function Such as a Block Party.

Mayor Ondish read Ordinance #02-10 by Title.

Motion to Approve: Councilman Driscoll made the motion and stated that Ordinance #02-10 be introduced by Title and passed on First Reading and that a meeting be held on June 1, 2010 at 10:00 a.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: Councilman Sadow.

Mayor Ondish asked the Council for any discussion.

Roll Call:

Ayes: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

- 03-10** An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Adopting Rules and Regulations for the Police Department.

Mayor Ondish read Ordinance #03-10 by Title.

Motion to Approve: Councilman Driscoll made the motion and stated that Ordinance #03-10 be introduced by Title and passed on First Reading and that a meeting be held on June 1, 2010 at 10:00 a.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: Councilman Sorge.

Mayor Ondish asked the Council for any discussion.

Roll Call:

Ayes: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

15. Ordinances – Second Reading

- 01-10** An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, To Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14), Calendar Year 2010.

The Mayor opened the Hearing to the Public on Ordinance #01-10 and read the Ordinance by title.

- Nancy Absalon, 15 Oak Street.

- Veronica Silkes, Succasunna Road

Councilman Driscoll stated, I move for adoption and final passage of Ordinance #01-10.

Second: Councilman Sorge

Roll Call:

Ayes: Driscoll, Sorge, Sadow, Council President Galate, Windish, Doran.

Nay: None.

Motion Approved.

The Mayor declared that Ordinance #01-10 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

16. Motions

1. Letter from Knee Deep Club, dated April 24, 2010, Requesting a Donation to Assist with Annual Lake Hopatcong Fish Stocking.
- Council discussion regarding the Knee Deep Club.

17. Mayor's Report

The Mayor read his report into the record.

18. Borough Administrator's Report

None.

19. Adjourn

Motion to Adjourn: Councilman Sorge.

Second: Councilman Driscoll.

All in Favor – Aye; None Opposed.

Motion Approved.



Linda DeSantis, RMC
Borough Clerk

Minutes Approved With Corrections at Council Meeting of June 1, 2010.

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 March 2010

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>COLLECTED IN MARCH 2009</u>
<u>\$ 19,050.53</u>	<u>SOLID WASTE RECEIPTS</u>	<u>\$ 8,884.51</u>
<u>\$ 47,658.25</u>	<u>SEWER RECEIPTS</u>	<u>\$ 26,673.30</u>
<u>\$ 11,389.29</u>	<u>WATER RECEIPTS</u>	<u>\$ 6,530.13</u>
<u>\$ 78,098.07</u>	<u>GRAND TOTAL</u>	<u>\$ 42,087.94</u>
<u>\$ 9,651.75</u>	<u>(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS</u>	
	<u>WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)</u>	
<u>\$ 20.00</u>	<u>RETURN CHECK FEE (GARBAGE)</u>	

Completed By Patricia E. Simari, CTC

cc: Mayor & Council
Carolyn
Monica
c:\trialbalanceutility

BOROUGH OF MT. ARLINGTON
TAX & UTILITY OFFICE

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

The Month of March 2010

Dated April 6, 2010

Completed By Patricia E. Simari, CTC

Collections:

Current Taxes (0-01-17-001-001)	\$ <u>149,961.42</u>
2009 Taxes (0-01-17-001-003)	\$ <u>19,207.24</u>
2008 Taxes (0-01-17-001-002)	
___ Taxes (Collected at Tax Sale)	
Pre-Paid Taxes (0-01-17-001-004)	
Municipal Redemption (0-01-17-004-001)	
Interest & Costs (0-01-08-112-000)	\$ <u>3,703.60</u>
Interest & Costs (Collected at Tax Sale)	
Return Ck. Fee (0-01-16-500-017)	\$ <u>20.00</u>
Tax Searches (0-01-08-105-010)	
Duplicate Bills (0-01-16-500-016)	\$ <u>6.00</u>
3 rd Party Red./Subs (0-01-17-004-002)	
3 rd Party Red. Int./Fees (0-01-17-004-003)	
Misc. Copies (0-01-16-500-017)	\$ <u>22.50</u>
Tax Sale Costs (0-01-16-500-018)	
Tax Sale Costs (Collected at Tax Sale)	
Tax Sale Premiums (Trust Account)	
6% Delinquent Penalty (0-01-16-500-025)	
Tax Paid Certification	
Total Receipts	\$ <u>172,920.76</u>

Total Receipts March 2009:

\$ 124,299.43

cc: Carolyn
Monica
c:\trialbalancerecei

BOROUGH OF MOUNT ARLINGTON
FINANCE OFFICE

Finance Report for March 2010

Beginning Balance	9,950,943.34
Receipts	296,878.53
Disbursements	1,161,526.82
Ending Balance	9,086,295.05

2009 Lifeguard Census (average)

Sunday Monday Tuesday Wednesday Thursday Friday Saturday

10 am - 6 pm

Average

Adults	3	7	9	5	5	5	10
Children	7	10	10	5	5	5	13

Mayor report for 5/4/10:

Since our meeting on 4/6/10:

4/10/10- Officiate a wedding at the Arlington

4/13/10- Attended Mayors Committee for a Green Future meeting in New Brunswick to focus on Sustainable Jersey

4/15/10- Attended the opening and dedication of the new planetarium at County College of Morris

4/19/10- Attended a breakfast Washington update meeting with Congressman Frelinghuysen

Attended a lake level management committee meeting in Hopatcong

Chaired the Lake Hopatcong Commission meeting in Jefferson Twp

4/21/10- Attended our regular NJ League of Municipalities Legislative Review Committee in Princeton

Attended the Morris County League of Municipalities meeting at the Morris County Correctional Facility. What a top notch facility. We were given an overview by Sheriff Rochford and then a tour of the facility.

4/23/10- Attended the Garrison Command Change at Picatinny. Col Stack turned command over to Col Kohler.

Met with John DeCollie of NJ Transit at the train station to discuss some issues.

4/27/10- Attended the Conference of Mayors Convention and Expo in Atlantic City

4/28/10- Testified before the Senate Budget Appropriations Committee requesting funding for the Lake Hopatcong Commission.

Governor Christie gave an incredible speech at the Luncheon

4/29/10- Participated on a panel about unfunded mandates.

During the convention I networked with many Mayors from around the state seeking out information on how they are handling the budget cuts as well as giving them information on what we are doing.

There were many vendors there and I gathered some good information.

5/1/10- Returned home

5/3/10- Attended a Citizens Budget Review Committee Meeting.

MOUNT ARLINGTON POLICE DEPARTMENT

520 Altenbrand Avenue
Mount Arlington, New Jersey 07856
Telephone: 973-398-2100
Facsimile: 973-398-6816
Emergency: 9-1-1

Administration
Chief Richard Peterson
Lieutenant Keith Licata

Supervisors
Sergeant William Lowry
Sergeant Edward LaBruno

Detective Bureau
Sergeant James DiStasio
Detective Reginald Goode

May 3, 2010

Mayor and Council,

Please accept this letter as my request: to freeze my pay at the 2009 rate for the remainder of 2010.

Respectfully submitted,



Lt Keith Licata

MOUNT ARLINGTON POLICE DEPARTMENT

520 Altenbrand Avenue
Mount Arlington, New Jersey 07856
Telephone: 973-398-2100
Facsimile: 973-398-6816
Emergency: 9-1-1

Administration
Chief Richard Peterson
Lieutenant Keith Licata

Supervisors
Sergeant William Lowry
Sergeant Edward LaBruno

Detective Bureau
Sergeant James DiStasio
Patrolman Reginald Goode

Friday, April 30, 2010

JoAnne Sendler, Administrator
Borough of Mount Arlington
419 Howard Boulevard
Mount Arlington, New Jersey 07856

RE: Salary Increase

Dear JoAnne,

In accordance with the current Police Union Contract, officers are due an increase in salary of three percent (3%) on May 1, 2010.

Please be advised that I do not wish to be considered for any increase in my salary at this time.

Thank you and please call if you have any questions.



Richard Peterson
Chief of Police