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**BOROUGH OF MOUNT ARLINGTON  
COUNCIL MEETING MINUTES  
JUNE 1, 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 Time was published in the Roxbury Register and the Daily Record on May 13, 2010 and posted on the bulletin board in the main hallway of the Municipal Building on May 6, 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 troops fighting overseas, and especially in light of Memorial Day, to think of those veterans and heroes who fought for our freedom.

**4. Roll Call**

Councilman Driscoll, Councilman Sorge, Councilman Sadow, Council President Galate, Councilman Doran, Mayor Ondish, Thomas Segreto, Esq., Borough Attorney, and JoAnne Sandler, Borough Administrator, were also present. Councilman Windish was absent.

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

1. **Mayor's Welcome to Mount Arlington Public School Eighth Grade Students.**  
The Mayor welcomed the students, stating it is a great opportunity for them to see how a Council meeting is conducted, the work Council is doing for the Borough, the services we provide to the residents, and how we perform the work required to run a municipality. The Mayor introduced the Clerk, the Administrator, the Attorney and Council members and welcomed questions from the students during the course of the meeting; all the students received a copy of the Agenda.
2. **Presentation of Check from NJ American Water to Daytop School.**  
The Mayor stated he is a member of the Conference of Mayors and at a recent convention, won a prize of \$1,000 from a vendor, NJ American Water, to be donated to the Mayor's favorite charity, which is Daytop Village. Ms. Terry Carroll, Executive Team Member of Daytop, was present to explain what Daytop Village is all about and to accept the donation from Kevin Watsey and Richard Barnes of NJ American Water.
3. **Mayor's appointment:**  
The Mayor appointed Karen Meehan to the Citizens Budget Review Committee.

**6. Utility Receipt Report for the Month of April, 2010.**

The Clerk read the Utility Receipt Report for April, 2010 into the record.  
Grand Total: \$257,920.44.

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

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

Total Receipts: \$1,068,528.24.

**7. Finance Report for the Month of April, 2010.**

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

Ending Balance: \$9,031,078.95.

**8. Open to Public**

Nick Andrews, 121 Orben Drive:

- Mr. Andrews expressed his concerns regarding the vacant house and property at 126 Orben Drive.

Frank Hughes, 436 Howard Boulevard:

- Mr. Hughes asked about the capital project on Hopatcong Avenue, the property across the street from the old library, and the high grass on the property next to the Post Office. Mr. Hughes also wanted to publicly thank Carolyn Rinaldi for a job well done on the Memorial Day Parade.

Gary Keefer, 2 Dunlop Street:

- Mr. Keefer expressed his need to be connected to municipal water, expressed concerns about the abandoned property at 7 Park Avenue and described the problem of drainage on Dunlop Street.

Barbara Keefer, 2 Dunlop Street:

- Mrs. Keefer expressed her disappointment in not being connected to municipal water as of yet.

Frances Zaplishny, 6 Dunlop Street:

- Ms. Zaplishny also stressed the need for Dunlop Street to be connected to municipal water.

Councilman Doran asked the residents if water testing has been done and suggested the test results be brought to Council. Councilman Sadow stated that water testing doesn't always tell the story and feels that Council should more than just refer this to the Engineer.

Councilman Sadow continued that water is a basic elemental need and if we have people in our town that have non-potable, non-drinkable or non-washable water, we need to find the money to correct the problem; getting water to four houses is something that we absolutely must do. Councilman Sadow stated he will personally help obtain water to these residents.

Andrew Danchuk, 50 Elizabeth Way:

- Mr. Danchuk stated the rock fall mitigation on Route 80 is nearing completion and questioned the replacement of the trees removed for the project.

The Mayor answered questions from the students concerning Mayor and Council requirements and terms, current issues facing the Council, and the possibility of sharing school with Roxbury. Sheila Studint, member of the Board of Education, explained to the students that the process of merging schools is complicated, especially when Roxbury has so much school debt.

**9. New Business**

None.

**10. Old Business****1. Council Comments.**

- Councilman Sorge commended everyone involved in the Memorial Parade yesterday but said the spirit of the day was violated due to electioneering during the Parade; as a veteran, he felt violated by these actions.
- Councilman Sorge stated that the Dial-A-Ride driver has indicated that the Seniors are interested in taking a tour of the historic sites in the Borough and he volunteered to spearhead this effort. There will be a nominal fee to the Seniors and the trips would be

covered under our insurance. Council agreed to this proposal. The Clerk will contact the Historical Society to obtain a brochure of places of interest.

- Councilman Sadow thanked the school for allowing the students to attend the meeting and urged the students to keep asking questions, whether through their parents attending meetings or they attend the meetings as well; get involved and participate in local government. Councilman Sadow stated that the Mayor and Council are open to any suggestions in the future from the students. Councilman Doran stated that all Council members are easily accessible; phone numbers, etc. are on the website.
- Councilman Doran publicly expressed thanks to the Police Department for apprehending the person responsible for a number of thefts in the Borough.
- Council President Galate explained to the students the amount of work that goes on beyond the Council meetings; liaisons to departments, committee work, county and state meetings, etc. Council President Galate also reported on recent Board of Education activities.

**2. Amendment to Sign Ordinance.**

- The Clerk distributed a letter to the Mayor and Council from Attorney Tom Segreto; the Attorney will draft the amendment to the sign ordinance, which will include a clearer direction on political signs and regulations, including a block-out exception time for political signs. Attorney Segreto will also research whether or not a sign must contain a phone number of the person responsible for removal of the sign.

**3. Proposal from Burgis Associates regarding Master Plan Re-examination.**

- The Mayor stated that Donna Holmquist, our Borough Planner, was going to prepare the re-examination for less than we had originally anticipated, which is partly due to the fact we that we have changed the scope of the project. Council agreed that the Agreement, as written, seems reasonable; if they should want any future changes, Ms. Holmquist would charge us at an hourly rate.

Motion to Authorize the Mayor to Sign the Proposal: Councilman Sorge.

Second: Councilman Doran.

Roll Call:

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

Nay: None.

Motion Approved.

**4. Donation to Lake Hopatcong Yacht Club for Fourth of July Fireworks Display.**

Motion to Approve a \$1,500 Donation to the Lake Hopatcong Yacht Club for Fourth of July Fireworks Display: Councilman Doran.

Second: Councilman Sorge.

Roll Call:

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

Nay: None.

Motion Approved.

**5. Annual Donation to Two Eighth Grade MAPS Graduates.**

- The Borough Administrator stated that normally this donation is on our bill list but this year we will prepare manual checks.

**11. Approval of Minutes**

March 27, 2010

Special Public Forum Meeting

Motion to Approve: Councilman Sorge.

Second: Council President Galate.

Roll Call:

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

Nay: None.

Motion Approved.

May 4, 2010

Regular Meeting/Municipal Budget Public Hearing

Motion to Approve: Councilman Sadow.

Second: Councilman Sorge.

Council had a correction on Page 3; so noted by the Clerk.

Roll Call:

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

Nay: None.

Motion Approved.

**12. Resolutions**

**2010-59** 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 June 1, 2010.

Motion to Approve: Councilman Sorge.

Second: Councilman Driscoll.

Roll Call:

Aye: Driscoll, Sorge, Sadow (abstain #8828, #8849), Council President Galate, Doran.

Nay: None.

Motion Approved.

**2010-60** 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 (6/1/10 version).

Motion to Approve: Councilman Sorge.

Second: Councilman Driscoll.

Roll Call:

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

Nay: None.

Motion Approved.

**2010-61** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Establishing Hourly Rates for Personnel to Be Charged Under the OPRA Special Service Fee Ordinance for 2009.

Motion to Approve: Councilman Driscoll.

Second: Councilman Sorge.

Roll Call:

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

Nay: None.

Motion Approved.

**2010-62** 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.

Roll Call:

Aye: Driscoll, Council President Galate, Doran.

Abstain: Sorge, Sadow.

Motion Approved.

- 2010-63** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Renewal of Plenary Retail Consumption/Distribution and Club Licenses for the Licensing Period Commencing July 1, 2010.

Motion to Approve: Councilman Driscoll.

Second: Councilman Sorge.

Roll Call:

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

Nay: None.

Motion Approved.

- 2010-64** 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 memorandum of Understanding Among the County of Morris and the Borough of Mountain Lakes and the Borough of Mount Arlington to Accept Pagers Through the County Grant.

Motion to Approve: Councilman Driscoll.

Second: Councilman Sorge.

Attorney Tom Segreto reviewed this Memorandum and discussed it with the Fire Chief, and it should be executed subject to review of the Borough's insurance carrier. We would be indemnifying the County against any claims brought against the county in connection with the use of the pagers. The County and Mountain Lakes received a grant for pagers and it will only cost the Borough 10% of the cost, which is about \$700. The pagers are the same as our Fire Department have now, except newer; these new ones are frequency specific.

Roll Call:

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

Nay: None.

Motion Approved.

### **13. Ordinances – Introduction**

- 04-10** An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending Chapter 4-25 of the Code of the Borough of Mount Arlington to Establish Actual Costs for Request for Government Records Under the Open Public Records Act NJSA 47:1A-1 et seq.

The Mayor read Ordinance 04-10 by Title.

Motion: Councilman Driscoll stated that Ordinance 04-10 be introduced by Title and passed on First Reading and that a meeting be held on July 6, 2010 at 6:00 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: Councilman Sadow.

Roll Call:

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

Nay: None.

Motion Approved.

The Mayor suggested moving ahead to #14. Ordinances Second Reading, in order to allow the students to view this process as well.

Motion to Move Ahead to Agenda Item #14.: Councilman Driscoll.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

**14. Ordinances – Second Reading**

**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.

The Mayor opened the Hearing to the Public on Ordinance #02-10 and read the Ordinance by title.

Councilman Driscoll stated, I move for adoption and final passage of Ordinance #02-10.

Second: Councilman Sadow.

Roll Call:

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

Nay: None.

Motion Approved.

The Mayor declared that Ordinance #02-10 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

Ms. Longo, the eighth grade History Teacher, thanked the Mayor and Council for their time and invitation to the students. The students then left the meeting.

Motion to Return to Regular Agenda: Councilman Sadow.

Second: Councilman Driscoll.

All in Favor – Aye; None Opposed.

Motion Approved.

**13. Ordinances – Introduction (continued)**

**05-10** An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending Chapter 169 of the Code of the Borough of Mount Arlington Entitled "Vehicles and Traffic".

The Mayor read Ordinance 05-10 by Title.

Motion: Councilman Driscoll stated that Ordinance 05-10 be introduced by Title and passed on First Reading and that a meeting be held on July 6, 2010 at 6:00 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: Councilman Sorge.

Roll Call:

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

Nay: None.

Motion Approved.

**14. Ordinances – Second Reading (continued)**

**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.

The Mayor opened the Hearing to the Public on Ordinance #03-10 and read the Ordinance by title.

Councilman Driscoll stated, I move for adoption and final passage of Ordinance #03-10.

Second: Councilman Sadow.

Roll Call:

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

Nay: None.

Motion Approved.

The Mayor declared that Ordinance #03-10 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

## 15. Motions

### 1. Vendor's Permits:

- The Clerk stated that she received approval from Chief Peterson for both Permits.
- Lawrence Jones, Ice Cream Vending Truck.
  - Charles Franco, Food Vending at Lee's Park.

Motion to Approve Both Vendor Permits: Councilman Driscoll.

Second: Councilman Sorge.

Councilman Sadow stated that Lee's Park shares no revenue with the Borough, and wants to know why we are responsible for granting permits on their property. Attorney Tom Segreto stated that the Park is in the Borough and under the jurisdiction of the Borough; the vendors pay the Borough permit fee and the fees to the Health Department. Councilman Doran stated we also loose money by providing fire service to the Park and police coverage up to the entrance of the Park. Councilman Sadow expressed his discontent that the Park is owned by the County and fully intends to try to get the Park back for the Borough. Councilman Doran stated he is more concerned with the costs associated with having the Park in the Borough and he believes the Borough should bill the County. The Mayor stated that anytime we go to the County for assistance, etc., they do accommodate us; the County does recognize that they are within the Borough and do take care of Mount Arlington.

Roll Call:

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

Nay: None.

Motion Approved.

## 16. Mayor's Report

- The Mayor did not have a report for this meeting.
- The Mayor appointed Tara Holman to the Recreation Committee.

## 17. Borough Administrator's Report

- The Administrator stated that she would like to introduce a site distance ordinance at the next meeting. The Administrator discussed this with Daren Phil at the recent Building Committee meeting and a sample ordinance will be distributed to Council prior to the next meeting; the Administrator will distribute information on the ice retardant ordinance as well.

## 18. Executive Session

**2010-65** 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 Executive Minutes: March 27, 2010

May 4, 2010

Personnel

Possible Litigation

Action will be taken following Executive Session.

Motion to Go Into Executive Session: Councilman Sorge.

Second: Councilman Sadow.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Return to Open Session: Councilman Sorge.

Second: Councilman Sadow.

All in Favor – Aye; None Opposed.

Motion Approved.

The Mayor read a letter of resignation from Chief Peterson into the record; his last day of work will be June 30, 2010.

Motion to Accept Chief Peterson's Resignation, with Much Regret: Councilman Sorge.

Second: Councilman Doran.

All in Favor – Aye; None Opposed.

Motion Approved.

**Added Resolutions:**

**2010-66** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Appointing Lieutenant Keith Licata as Officer in Charge of the Mount Arlington Police Department.

Motion to Approve: Councilman Doran.

Second: Councilman Sadow.

Roll Call:

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

Nay: None.

Motion Approved.

**2010-67** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Appointing Lieutenant Keith Licata as Public Safety Coordinator.

Motion to Approve: Councilman Doran.

Second: Councilman Sorge.

Roll Call:

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

Nay: None.

Motion Approved.

Motion to Approve the Executive Minutes of March 27, 2010 and May 4, 2010, Both with Corrections: Councilman Sorge.

Second: Councilman Sadow.

Roll Call:

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

Nay: None.

Motion Approved.

**19. Adjourn**

Motion to Adjourn: Councilman Sorge.

Second: Councilman Doran.

All in Favor – Aye; None Opposed.

Motion Approved.



Linda DeSantis, RMC  
Borough Clerk

# 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 April 2010

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>COLLECTED IN APRIL 2009</u>
<u>\$ 28,595.44</u>	<u>SOLID WASTE RECEIPTS</u>	<u>\$ 25,745.13</u>
<u>\$ 179,987.06</u>	<u>SEWER RECEIPTS</u>	<u>\$ 168,903.91</u>
<u>\$ 49,337.94</u>	<u>WATER RECEIPTS</u>	<u>\$ 31,598.09</u>
<u>\$ 257,920.44</u>	<u>GRAND TOTAL</u>	<u>\$ 226,247.13</u>
<u>\$ 13,794.65</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 (SOLID WASTE)</u>	
<u>\$ 20.00</u>	<u>RETURN CHECK FEE (SEWER)</u>	
<u>\$ 20.00</u>	<u>RETURN CHECK FEE (WATER)</u>	

Completed By Patricia E. Simari, CTC

cc: Mayor & Council  
Carolyn  
Monica

c:\trialbalance\utility

**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 April 2010**

Dated May 3, 2010

Completed By Patricia E. Simari, CTC

**Collections:**

Current Taxes (0-01-17-001-001)	<u>\$ 1,021,974.91</u>
2009 Taxes (0-01-17-001-003)	<u>\$ 40,978.81</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>\$ 3,984.47</u>
Interest & Costs (Collected at Tax Sale)	
Return Ck. Fee (0-01-16-500-017)	
Tax Searches (0-01-08-105-010)	
Duplicate Bills (0-01-16-500-016)	<u>\$ 333.00</u>
3 <sup>rd</sup> Party Red./Subs (0-01-17-004-002)	
3 <sup>rd</sup> Party Red. Int./Fees (0-01-17-004-003)	
Misc. Copies (0-01-16-500-017)	<u>\$ 30.75</u>
Tax Sale Costs (0-01-16-500-018)	<u>\$ 559.08</u>
Tax Sale Costs (Collected at Tax Sale)	
Tax Sale Premiums (Trust Account)	
6% Delinquent Penalty (0-01-16-500-025)	<u>\$ 652.22</u>
Tax Paid Certification	<u>\$ 15.00</u>
<b>Total Receipts</b>	<b><u>\$ 1,068,528.24</u></b>
<b><u>Total Receipts April 2009:</u></b>	<b><u>\$ 775,430.86</u></b>

cc: Carolyn  
Monica  
c:\trialbalancereceipts

BOROUGH OF MOUNT ARLINGTON  
FINANCE OFFICE

Finance Report for April 2010

Beginning Balance	9,086,295.05
Receipts	1,516,378.67
Disbursements	1,571,594.77
Ending Balance	<b>9,031,078.95</b>