

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
JULY 14, 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 Roxbury Register and the Daily Record on Thursday, March 20, 2008; notice was posted on the bulletin board in the main hallway of the Municipal Building on March 11, 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 overseas and their families.

4. Roll Call

Council President Driscoll, Councilman Sorge, Councilwoman Galate Goodman, Councilwoman Cerasoli, Mayor Ondish. JoAnne Sendler, Borough Administrator, Matthew Giacobbe, Borough Attorney, and Bud Jones, Borough Accountant, were also present. Councilwoman Mulligan was out ill and Councilman Doran was away on vacation.

5. Presentations/Mayor's Appointments

None.

6. Old Business

1. Council to provide feedback to Chief Peterson on Chapter 169, as distributed to Council at the March 24, 2008 Worksession.
Chief Peterson was not in attendance as of yet; Council postponed this discussion until the Chief's arrival.
2. Letter from Assemblyman DeCroce, received June 2, 2008, regarding Resolution Supporting Joint NJ Senate and Assembly Republican Budget Alternative.
Council decided to hold discussion on this matter during the Resolution section of the Agenda.

7. New Business

1. Letter from Senator Joe Pennacchio, received June 23, 2008, regarding Resolution Supporting S-445, Sponsored by Senator Joe Pennacchio, The "Transparency in Government Act" Which Would Provide for Establishment of State Public Finance Website.
Council decided to hold discussion on this matter during the Resolution section of the Agenda.

2. Letter from the NJ Council on Special Transportation, received July 2, 2008, regarding Resolution Supporting Assembly Bill 2046 and Senate Bill 1830.
Council decided to hold discussion on this matter during the Resolution section of the Agenda.

8. Utility Receipt Report for the Month of June, 2008.

The Clerk read the Utility Receipt Report for the Month of June, 2008 into the record:
Grand Total: \$44,375.74.

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

The Clerk read the Tax Collector's Report for the Month of June, 2008 into the record:
Total Receipts: \$157,785.78.

9. Finance Report for the Month of June, 2008.

The Clerk read the Finance Report for the Month of June, 2008 into the record:
Ending Balance: \$4,851,127.43.

10. Open to Public

Veronica Silkes, 668 Succasunna Road:

- Ms. Silkes read a statement into the record which consisted of comments regarding the public portion of the meetings, contact with the Borough CFO, and the rights of the public to question municipal spending. The Mayor stated the elected officials are doing the best they can; the Mayor referred to Ms. Silkes written statement of June 30, 2008 which was read at the last meeting and stated that it contains misinformation and accusations. The Borough Attorney stated that the Open Public Meetings Act requires that the public is able to observe the Mayor and Council doing business in an open forum; it is a session for the public to comment on whatever they desire, but Council has the right to limit the comments, make sure comments are given in an orderly and professional manner, all within the confines of the OPMA. The Borough Attorney stated that Ms. Silkes tapes the meetings, which is her right, and Council tries to make the meetings as open and transparent as possible. If you have a technical question that the Mayor and Council cannot answer, you may contact the appropriate professional. The Borough Attorney stated that if the public requires a document, an OPRA form must be completed but the public is free to contact the Borough professionals with questions and concerns. The Mayor addressed issues read into the record by Ms. Silkes at the June 30, 2008 meeting, including payment for an employee's education and homeland security. The Mayor stated it appears that everyone else understands the issues except Ms. Silkes; no one else is raising such questions or making accusations.

11. Approval of Minutes

May 12, 2008 Regular Meeting (10:00 a.m.)

Motion to Approve the Minutes: Councilwoman Cerasoli.

Second: Council President Driscoll.

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

Motion Approved.

June 9, 2008 Regular Meeting

Motion to Approve the Minutes: Council President Driscoll

Second: Councilwoman Cerasoli.

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

Motion Approved.

12. Ordinances – Introduction

10-08 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Determining Positions Eligible for the Defined Contribution Retirement Program for the Borough of Mount Arlington. (Re-introduction due to change in Meeting/Public Hearing Date.)

The Mayor read Ordinance 10-08 by Title.

Motion: Council President Driscoll stated that Ordinance 10-08 be introduced by Title and passed on First Reading and that a meeting be held on August 18, 2008 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: Councilman Sorge.

The Clerk stated that this ordinance is being reintroduced because the Public Hearing was scheduled for the Council Meeting of August 11, 2008 but the Council Meeting has been changed to August 18, 2008.

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

Motion Approved.

11-08 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.

The Mayor read Ordinance 11-08 by Title.

Motion: Council President Driscoll stated that Ordinance 11-08 be introduced by Title and passed on First Reading and that a meeting be held on August 18, 2008 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: Councilman Sorge.

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

Motion Approved.

12-08 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Creating New Chapter 133A of the Code of the Borough of Mount Arlington, Requiring Owners of Residential Rental Units Within the Borough to Register All Units in Accordance with N.J.S. 46:8-28 and Regulating the Administration and Use of Such Registration Statements.

The Mayor read Ordinance 12-08 by Title.

Motion: Council President Driscoll stated that Ordinance 12-08 be introduced by Title and passed on First Reading and that a meeting be held on August 18, 2008 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: Councilman Sorge.

The Borough Administrator stated that we will inform residents of this ordinance by placing information in their fourth quarter tax bills, and tax bill mailings thereafter, and placing information on our website. This ordinance is in the interest of public safety that all rentals are registered with the Borough; this assures that the Borough is taking all appropriate steps to insure property owners that we can notify them should there be an emergency at a rental property.

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

Motion Approved.

13. Ordinances – Second Reading

None.

14. Resolutions

2008-112 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:4-45.46.

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

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

2008-113 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Introducing the 2008 Municipal Budget.

The Mayor read the resolution into the record.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

The Mayor stated that the surrounding municipalities are experiencing the same budget problems, all due to uncontrolled circumstances of the State; a very small increase in this budget is controlled by this Council.

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

The Mayor read the remainder of the resolution into the record.

2008-114 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 July 14, 2008.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

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

2008-115 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Approving the 2008 Temporary Budget - Additional Appropriations.

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

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

2008-116 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Assignment of Officer Reginald Goode to the Detective Bureau.

Motion to Approve: Council President Driscoll.

Second: Councilman Sorge.

The effective date should be September 1, 2008, rather than July 15, 2008; the Clerk will make the correction.

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

- 2008-117** 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 Professional Services Contract.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

The Mayor stated that this authorizes a Borough Planner, needed for work on the recycling ordinance and master plan; the need is minimal, there is no retainer and payment will be coming from Land Use.

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

- 2008-118** 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 911 Service Agreement Renewal Between Saint Clare's Hospital, Inc. and the Borough of Mount Arlington.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

This is a renewal with no increase in fees. Council agreed on the excellent service provided by Saint Clare's.

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

- 2008-119** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Confirming Receipt and Review of the Annual Report of Audit for 2007.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

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

The Clerk obtained the Mayor and Council signatures on the Affidavit of Audit.

- 2008-120** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Consenting to the Proposed Water Quality Management (WQM) Plan Amendment Entitled: Department of Environmental Protection, Division of Watershed Management, Proposed Amendment to the Upper Raritan and Upper Delaware Water Quality Management Plans.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

This resolution pertains to all the water systems in Mount Arlington.

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

- 2008-121** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Awarding Contract for Parker/Circle/Southard Sanitary Sewer Improvements.

Motion to Approve: Councilman Sorge.

Second: Council President Driscoll.

This work is scheduled for the 2009 budget plan but since we received a low bid, the project will start this Fall. This project fell under the Highlands regulations but has actually been in the planning/redesign

process for five years. This project is the last of the sewer projects and will sewer forty-eight homes that have partially failing septic. With regard to the estimate submitted by Suburban, the Borough will pay Suburban on actual bills only, not on their estimate.
 Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli.
 Motion Approved.

- 2008-122** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, In Support of the Joint New Jersey Senate and Assembly Republican Budget Alternative.

Motion to Withdraw Due to the Fact that the State Budget has been Passed: Council President Driscoll.
 Second: Councilman Sorge.
 Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli.
 Motion Withdrawn.

- 2008-123** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Resolution Supporting S-445, Sponsored by Senator Joe Pennacchio, The "Transparency in Government Act" Which Would Provide for Establishment of State Public Finance Website.

Motion to Approve: Councilman Sorge.
 Second: Council President Driscoll.
 The Borough Administrator stated that somehow the Borough will pay for this, either by user fee or money from state aid, to pay for it.
 Roll Call: Council President Driscoll, Sorge – No, Galate Goodman – No, Cerasoli – No.
 Motion Not Approved.

- 2008-124** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Supporting Assembly Bill 2046 and Senate Bill 1830.

Motion to Approve: Council President Driscoll.
 Second: Councilman Sorge.
 The Mayor stated that this would be funded by revenues generated by the casinos and he supports it because it is for the disabled and senior citizens.
 Roll Call: Council President Driscoll, Sorge, Galate Goodman, Cerasoli.
 Motion Approved.

15. Motions

None.

16. Mayor's Report

The Mayor read his report into the record.

17. Borough Administrator's Report

The Administrator has items to be discussed in Executive Session.

**

6. Old Business

1. Council to provide feedback to Chief Peterson on Chapter 169, as distributed to Council at the March 24, 2008 Worksession.
 Chief Peterson stated that he worked with Joe Keenan of Suburban Consulting on this amendment; the amendment updates all the old traffic ordinances and some new ones based on changes/new intersections, etc. The Borough Engineer made

recommendations for new provisions such as parking in certain areas on certain streets. The fire lanes have all been updated, as well as stopping and standing areas. "replaces old fire lane" is from when The DOT visited the Borough and suggested we remove all fire lanes and make them no parking/stopping/standing areas; the DOT verbiage is "replaces old fire lane". If a fire lane is on private property, it requires a lot of input from the property owner and fire official; however, if there is a no parking/stopping/standing zone, it is less involved than a fire lane but serves the same purpose. The new library was included, various intersections were included at the recommendation of Suburban Consulting, and all the fields have no overnight parking, for Borough use only, and limited parking to four hours. The Clerk will forward the code to the DOT and the County upon receipt of a signed and sealed letter from the Engineer. The Chief stated there is no notification process, no publishing, to notify the public of any of these changes. The Borough Administrator stated that once this is accepted by the DOT, we could place the changes in the tax bill mailing/website/newsletter but not until next year as the submission process is lengthy. The State will send us an amendment to our ordinance once it is approved.

18. Executive Session

2008-125 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 Approve Executive Session to Discuss Executive Minutes of 11/12/07, 12/10/07, 04/14/08, 04/28/08, 05/12/08 a.m., Status of Shared Services, Police Contract and Personnel: Councilman Sorge.

Second: Councilwoman Galate Goodman.

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

Motion to Return to Open Session: Council President Driscoll.

Second: Councilman Sorge.

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

19. Adjourn

Motion to Adjourn: Council President Driscoll.

Second: Councilman Sorge.

All in Favor – Aye; None Opposed.

Motion Approved.

Linda DeSantis, RMC
Borough Clerk

Minutes Approved At Council Meeting of September 8, 2008.

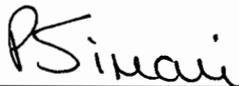
BOROUGH OF MT. ARLINGTON

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 June 2008

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>ACCOUNT NO.</u>
\$ 12,393.94	SOLID WASTE RECEIPTS	190-0353-097
\$ 24,429.61	SEWER RECEIPTS	190-0356-097
\$ 7,553.19	WATER RECEIPTS	190-0354-097
\$ 44,375.74	GRAND TOTAL	
\$ 1,420.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
	WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)	
\$ 20.00	RETURNED CHECK FEE (WATER)	



Patricia E. Simari, CTC

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 June 2008

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>ACCOUNT NO.</u>
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\$ 44,375.74	GRAND TOTAL	
\$ 1,420.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
	WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)	
\$ 20.00	RETURNED CHECK FEE (WATER)	

PSimari

Patricia E. Simari, CTC

c:\trialbalanceutility

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 June 2008

Dated Revised July 7, 2008

PSimari

Patricia E. Simari, CTC

Collections:

Current Taxes (5-01-17-001-001)	\$ 109,005.75
<u>2007</u> Taxes (5-01-17-001-002)	\$ 27,636.61
<u>2007</u> Taxes (Collected at Tax Sale)	\$ 4,381.33
Future Taxes (5-01-17-001-004)	
Municipal Redemption (5-01-17-004-001)	
Interest & Costs (501-08-112-000)	\$ 4,682.30
Interest & Costs (Collected at Tax Sale)	\$ 277.51
Return Ck. Fee (5-01-16-500-021)	\$ 20.00
Tax Searches (5-01-08-105-010)	
Duplicate Bills (5-01-16-500-021)	
3 rd Party Red. (5-01-17-004-002)	
3 rd Party Red. Int./Subs (5-01-17-004-003)	
Misc. Copies (5-01-16-500-021)	\$ 33.00
Tax Sale Costs (5-01-17-001-005)	\$ 1,224.31
Tax Sale Costs (Collected at Tax Sale)	\$ 524.97
Tax Sale Premiums	\$ 10,000.00
6% Delinquent Penalty (5-01-16-500-021)	
Tax Paid Certification	
Total Receipts	\$ 157,785.78

(Includes Return Check Fees)

BOROUGH OF MOUNT ARLINGTON
FINANCE OFFICE

Finance Report for June 2008

Beginning Balance	5,944,733.54
Receipts	247,540.98
Disbursements	1,341,147.09
Ending Balance	4,851,127.43

Mayor report for 7/14/08

Since our last Regular Council meeting on June 9, 2008:

June 10, 2008: Attended Employee recognition and appreciation dinner.

6/14/08/- Officiated a wedding at the Arlington

6/16/08- Chaired the Lake Hopatcong Commission meeting at the Hopatcong Civic Center.

6/17/08- Attended school board meeting and recognized the winners of the Jr Solar Sprinters.

6/18/08- Attended a League of Municipalities Executive Board meeting in Trenton. Discussed many issues including COAH and the Mayors Committee for a Green Future. MCFGF was officially accepted as a subsidiary of the LOM. A large corporation has elected to donate a considerable amount of money for the MCFGF to disseminate to Municipalities around the state in the efforts of instituting sustainable practices. With this development, the committee needed to be formally created. I was appointed, as well as 11 other Mayors/Administrators from around the state, to be a member of the executive board to oversee the activities of this group. The formal introduction of the Map to a Green Future will be introduced at the annual League convention in November. There will also be a formal press release at that time.

6/18/08- Attended the Morris County League of Municipalities dinner at County College of Morris. We were treated to a visit to the planetarium for a brief show. The planetarium is open to the public and it is really a treat. I encourage everyone to check it out. Great place to take the family. CCM is currently having a fund drive to replace equipment that is the same as when I attended in 1984. Please spread the word. If you have never visited the planetarium, please do and you too will understand why this is an important part of the education of our youth. The planetarium is regularly attended by many school children since it is a great tool to not only learn about the stars but our history as well as our newest space exploration missions.

6/20/08- I was invited to the Lakeshore Harbor summer picnic. I spent a few hours enjoying some time with the residents.

6/22/08- Officiated a wedding in Morristown.

6/23/08- I attended an Elected Leaders Committee meeting in East Hanover where US Attorney Chris Christie was the guest speaker. Enjoyed listening and then after speaking to Chris about issues facing NJ.

6/26/08- Interviewed on WRNJ radio about the Lake Hopatcong Commission.

6/28/08- Officiated a wedding in Stirling.

7/2/08- Met with the Atkins Group, the Highlands Council and Assemblyman McKeon regarding the approved developments that are waiting for State permits in the PUD zone. This has been ongoing for over 3 years now.

7/3/08- Enjoyed the Yacht Club fireworks after a brief rain delay.

7/9/08- Attended a Mayors Committee for a Green Future executive board meeting in New Brunswick.

I was asked to be the Honorary Chair of the Annual Daytop golf outing. This is quite an honor since this is a very large event attended by many prominent business and industry leaders as well as elected officials. I want to publicly thank Daytop for affording me this honor. The outing takes place on September 22 at the Springbrook Golf Club in Morristown.

The next Lake Hopatcong Commission meeting is July 21 at the Hopatcong Civic Center. I encourage attendance to know what is going on with the future of the Commission and Lake Hopatcong.