

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
SEPTEMBER 11, 2006**

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 January 19, 2006; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 10, 2006 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk.

3. Flag Salute

The Mayor stated that he normally asks for a moment of silence for our troops, defending and supporting us in the United States but also, since it is the fifth anniversary of the actual incident that started this current war, we remember those that were lost that day as well, in all three places - the World Trade Towers, Pennsylvania and the Pentagon.

4. Roll Call

Councilwoman Mulligan, Councilman Doran, Council President Driscoll, Councilman Stone, Mayor Ondish, JoAnne Sendler, Borough Administrator, and Nancy Gage, Borough Attorney, were also present. Councilman Sorge and Councilwoman Cerasoli were absent due to illness.

5. Presentations/Mayor's Appointments

1. Presentation to Jack Richards.

- The Mayor presented a plaque to Mr. Richards and read the Proclamation into the record. Mr. Richards came to our aid in providing a new place for our library, built the library and donated it to the Borough; the Mayor publicly thanked and praised Mr. Richards for his generosity. Former Mayor Johanna LoPonte also attended the meeting and publicly honored Mr. Richards as well. The Mayor stated that the Borough will host a big celebration when the library opens but this is just a small token of our appreciation to Mr. Richards. The Mayor thanked the late Mrs. Peg Richards, as well; she too had worked very hard to make this library a reality. The projected opening date is October 21, 2006. The Mayor also expressed his thanks to former Mayor LoPonte and Councilwoman Cerasoli.

6. Old Business

1. Clerk's Follow-Up Report Memorandum, dated August 16, 2006.
- The Clerk discussed the items on the follow-up list, noting further follow-up direction/status of any open items.

7. New Business

1. Roadway Advertising Signs.
- Councilman Doran stated that the Borough is filled with a plethora of little signs, and suggested Council consider some type of restrictions for signage. Roxbury adopted an ordinance to limit this type of random placement of signs; the Clerk will obtain copies from Roxbury and Nancy Gage will do research for the next Council Meeting.

8. Utility and Tax Collector's Report for the Month of August, 2006.

The Clerk read the Utility Report for the Month of August, 2006 into the record:

Grand Total: \$235,391.69.

The Clerk read the Tax Collector's Report for the Month of August, 2006 into the record:

Total Receipts: \$2,927,689.84.

9. Approval of Minutes

August 14, 2006 Regular Meeting

Motion to Approve the Minutes: Councilwoman Mulligan.
 Second: Council President Driscoll.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 Motion Approved.

10. Open to Public

Johanna LoPonte, Former Mayor of Mount Arlington:

- Ms. LoPonte stated that pertaining to the follow-up report regarding the lights at Fireman's Field, she remembers when this was an issue during her term as Mayor. Councilman Doran stated that the bulbs cost approximately \$240 a piece. The Mayor stated that the lights were put in with grant money and he does see many residents enjoying the fields at night.

*Motion to Amend the Agenda to Go to Ordinances, Holding the Executive Session and Resolutions Until Later in the Meeting: Council President Driscoll.
 Second: Councilman Doran.
 All in Favor – Aye; None Opposed.
 Motion Approved.

13. Ordinances – Introduction

None.

14. Ordinances – Second Reading

24-06 Bond Ordinance Providing for the Howard Boulevard Drainage and Roadway Improvements in the Borough of Mount Arlington, Appropriating \$300,000 Therefor and Authorizing the Issuance of Bonds and/or Notes in an Amount Not to Exceed \$285,000 for Paying the Cost Thereof and Making the Down Payment for Said Improvements Authorized to be Undertaken In and By the Borough of Mount Arlington, in the County of Morris, New Jersey.

The Mayor opened the Hearing to the Public on Ordinance #24-06 and read the Ordinance by title.

Frank Hughes, 436 Howard Boulevard: Mr. Hughes inquired as to what part of Howard Boulevard was affected by this ordinance. The Mayor stated that this was a piece of the Streetscape though not included in that project itself; the Mayor would contact Mr. Hughes to give the exact location of these improvements.

Johanna LoPonte, Former Mayor of Mount Arlington: Ms. LoPonte inquired if the Streetscape project would be going on at the same time as these improvements. The Mayor stated that the Streetscape project has to go out to public bid again; this ordinance is only a part of the whole project, not funded with grant money. The Mayor Closed the Hearing to the Public.

Councilman Stone stated, I move for adoption and final passage of Ordinance #24-06.

Second: Council President Driscoll.

Roll Call: Mulligan, Doran, Council President Driscoll, Stone.

The Mayor declared that Ordinance #24-06 is passed on second reading and directed the Clerk to publish the notice of adoption a required by law.

25-06 Ordinance Providing for the Edgemere Avenue Paving and Storm Drainage Improvements in the Borough of Mount Arlington, Appropriating \$225,000 for Said Improvements Authorized to be Undertaken In and By the Borough of Mount Arlington, in the County of Morris, New Jersey.

The Mayor opened the Hearing to the Public on Ordinance #25-06 and read the Ordinance by title.

The Mayor Closed the Hearing to the Public.
 Council President Driscoll stated, I move for adoption and final passage of Ordinance #25-06.
 Second: Councilman Doran.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 The Mayor declared that Ordinance #25-06 is passed on second reading and directed the Clerk to publish the notice of adoption a required by law.

- 26-06** An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Grant of Sewer Lateral Easement Across Logan Way.

The Mayor opened the Hearing to the Public on Ordinance #26-06 and read the Ordinance by title.
 The Mayor Closed the Hearing to the Public.
 Councilwoman Mulligan stated, I move for adoption and final passage of Ordinance #26-06.
 Second: Council President Driscoll.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 The Mayor declared that Ordinance #26-06 is passed on second reading and directed the Clerk to publish the notice of adoption a required by law.

- 27-06** Ordinance of the Mayor and Council of the Borough of Mount Arlington, in the County of Morris, and State of New Jersey, Accepting the Dedication of Property Designated as Lot 84, Block 39, on the Borough Tax Map.

The Mayor opened the Hearing to the Public on Ordinance #27-06 and read the Ordinance by title.
 The Mayor Closed the Hearing to the Public.
 Council President Driscoll stated, I move for adoption and final passage of Ordinance #27-06.
 Second: Councilman Stone.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 The Mayor declared that Ordinance #27-06 is passed on second reading and directed the Clerk to publish the notice of adoption a required by law.

15. Motions

- 1. Civic Center Rental – Permission to Waive Fee and/or Security Deposit:**
 - Richard Husni, 30 Mountainview Avenue, for a Birthday Party on September 30, 2006 and October 21, 2006, from 12:00 p.m. to 9:00 p.m.
 - Linda Cook, Mount Arlington Court Administrator, for a Birthday Party on October 28, 2006, from 5:00 p.m. to 10:00 p.m.

Motion to Approve with Waiver of Fee and Waiver of Security Deposit:
 Councilman Stone.
 Second: Councilman Doran.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 Motion Approved.

- 2. Motion Authorizing the Board of Health to Sign the Health Contracts with Mount Olive at their Meeting on September 12, 2006.**

Motion to Approve: Councilman Doran.
 Second: Councilwoman Mulligan.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 Motion Approved.

16. Mayor's Report

8/15/06: The Mayor attended the Executive Committee meeting for the Morris County League of Municipalities; he is the Second Vice President.

8/16/06: The Mayor participated in a deposition for some ongoing litigation.

9/01/06: The Mayor expressed his regret at not attending the DPW vs. Police Baseball Game; he had assumed it was called due to rain.

9/07/06: The Mayor did a taping for Hometown, a weekly show on WMBC; the show will air September 23, 2006.

9/09/06: The Mayor performed a wedding.

09/10/06: The Mayor attended the County 911 Event at the County Memorial.

- The Mayor has had ongoing phone conversations with the DEP, Senator Bucco, the Highlands Coalition, the Highlands Council, various Freeholders, etc., regarding DEP issues with the Pub and Parker/Circle/Southard. Hopefully, we should be receiving a definitive answer on the Pub very shortly; we submitted the application for Parker/Circle/Southard today. The Borough is very much in favor of getting the Pub sewerred, along with the other properties along Howard Boulevard in that area; the Borough has been working on this issue for about five years.

17. Borough Administrator's Report

One item for Executive Session only.

11. Executive Session

2006-137 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing Conference of the Mayor and Borough Council with the Public Excluded.

Motion to Return to Regular Agenda and Go Into Executive Session:

Councilwoman Mulligan.

Second: Councilman Doran.

All in Favor – Aye; None Opposed.

Motion Approved.

Motion to Return to Open Session: Council President Driscoll.

Second: Councilwoman Mulligan.

All in Favor – Aye; None Opposed.

Motion Approved.

12. Resolutions

2006-138 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 September 11, 2006.

Motion To Approve: Councilwoman Mulligan.

Second: Council President Driscoll.

Roll Call: Mulligan, Doran, Council President Driscoll, Stone.

Motion Approved.

2006-139 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Authorizing The Mayor and Clerk to Execute and Accept a Community Development Block Grant Agreement for Phase II Rehab-Bay Door (Rogerene Firehouse).

Motion To Approve: Council President Driscoll.

Second: Councilman Stone.

Roll Call: Mulligan, Doran, Council President Driscoll, Stone.

Motion Approved.

2006-140 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Supporting the New Jersey State Assembly Bill 2660 to Limit Awards of Punitive Damages Against Local Government Units in Certain Cases.

Motion To Approve: Council President Driscoll.
 Second: Councilman Doran.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 Motion Approved.

***Added Resolution:**

2006-141 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, New Jersey, Increasing Salary of Department of Public Works Employee Ryan Sherburne.

Motion To Approve: Councilman Stone.
 Second: Councilman Doran.
 Roll Call: Mulligan, Doran, Council President Driscoll, Stone.
 Motion Approved.

The Mayor discussed some items in the September 8, 2006 Communications Packet:

- #11: Morris County League of Municipalities Monthly Meeting Announcement; the Clerk stated that her normal procedure is to call Council to confirm attendance and make the necessary reservations.
- #15: NJLM Memorandum regarding League Delegates Luncheon at the Annual Conference in November; JoAnne Sendler had previously asked Terry Smith to call Council on this matter.
- #20: Letter from Nancy Gage regarding OPRA Requests; Nancy Gage and JoAnne Sendler confirmed that the Clerk speaks with Ms. Gage regularly regarding OPRA requests/questions.
- #27: Letter from Ms. Gordils regarding the intersection of Howard Boulevard and Altenbrand Avenue; the Mayor has spoken to Ms. Gordils and Daren Phil is also looking into this. The Mayor briefly described upcoming plans to make Mountainview a cul-de-sac, one way coming up from the bottom, because of the safety hazards; this will cost a lot of money and will be put into the capital budget of 2007. The Mayor stated we should be able to obtain grant money and will have to acquire land to complete this project. Council discussed the safety hazards of this area on Howard Boulevard and discussed the problems with line of sight issues, shrubbery, right of way territories, etc. The Mayor stated that he has spoken with the County but they have yet to determine the center of Howard Boulevard, which will then allow them to determine the right of way issues. Nancy Gage stated that we will be introducing an ordinance that clarifies responsibility for homeowners to make sure that they do not have any brush, trees, anything that is within a certain distance from the street and specifically clarify the site triangle for corners/intersections; we need to add on to what is currently in our property maintenance code. JoAnne Sendler stated that in speaking with Daren Phil, we might approach two homeowners to see if they would be willing to allow the Borough to buy the property (along the street); Mr. Phil will come to Council for permission to move forward. The Mayor stated that traffic on Howard Boulevard will increase greatly when the train station opens in the Fall of 2007 so it is imperative to address these safety issues with Altenbrand and Mountainveiw.
- #29: Letter to Dug Kimball regarding report of planning activities for a town center designation; Susan Kimball is working on this and will be sending a letter to Council. The Mayor explained that if a municipality has a town center designation, it is more apt to receive grants; Ms. Sendler stated that Daren Phil suggested that we are successful with the DOT due to this designation.
- #38: Morris County Green Table; the Mayor will be attending and asked any Council members to join him.

18. Adjourn

Motion To Adjourn: Council President Driscoll.
Second: Councilwoman Mulligan.
All in Favor – Aye; None Opposed.
Motion Approved.

Linda DeSantis, RMC
Borough Clerk

Minutes Approved at Council Meeting of September 25, 2006.

**PROCLAMATION
IN HONOR OF**

JACK RICHARDS

WHEREAS, Jack Richards has provided the Borough of Mount Arlington the gift of a new Public Library Building; and

WHEREAS, the Mayor and Borough Council wish to publicly extend their gratitude and deepest appreciation to Mr. Richards for his most gracious contribution to the community; and

WHEREAS, the Mayor and Borough Council consider it an honor and privilege to award this Proclamation to Mr. Richards for his sincerity and devotion to the Borough of Mount Arlington.

NOW, THEREFORE, BE IT PROCLAIMED, by the Mayor and Borough Council of the Borough of Mount Arlington that they wish to honor, recognize and express their deepest gratitude to Jack Richards for his most appreciated contribution of the new Public Library Building.

**Arthur R. Ondish, Mayor
September 11, 2006**

BOROUGH OF MT. ARLINGTON

419 HOWARD BOULEVARD
MT. ARLINGTON, NEW JERSEY 07856
TAX & UTILITY OFFICE
(973) 398-6832 EXT.13 & 14
FAX (973) 398-8662

UTILITY RECEIPT REPORT FOR

MONTH OF August 2006

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>ACCOUNT NO.</u>
\$ 53,511.47	SOLID WASTE RECEIPTS	190-0353-097
\$ 114,183.07	SEWER RECEIPTS	190-0356-097
\$ 67,697.15	WATER RECEIPTS	190-0354-097
\$ 235,391.69	GRAND TOTAL	
\$ 852.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
\$ 262.39	WATER REPAIR RECEIPTS	



Patricia E. Simari, CTC

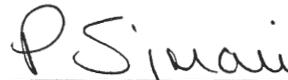
BOROUGH OF MT. ARLINGTON

419 HOWARD BOULEVARD
MT. ARLINGTON, NEW JERSEY 07856
TAX & UTILITY OFFICE
(973) 398-6832 EXT.13 & 14
FAX (973) 398-8662

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

The Month of August, 2006

Dated September 6, 2006



Patricia E. Simari, CTC

Collections:

Current Taxes (5-01-17-001-001)	\$	<u>2,899,730.74</u>
_____ Taxes (5-01-17-001-002)	\$	<u> </u>
Future Taxes (5-01-17-001-004)	\$	<u>9,728.43</u>
Munic. Red. (5-01-17-004-001)		
Interest & Costs (501-08-112-000)	\$	<u>1,333.78</u>
Return Ck. Fee (5-01-16-500-021)		
Tax Searches (5-01-08-105-010)		
Duplicate Bills (5-01-16-500-021)	\$	<u>72.00</u>
3 rd Party Red. (5-01-17-004-002)	\$	<u>5,379.90</u>
3 rd Party Red. Int./Subs (5-01-17-004-003)	\$	<u>11,301.74</u>
Misc. Copies (5-01-16-500-021)	\$	<u>83.25</u>
Tax Sale Costs (5-01-17-001-005)		
Tax Sale Premiums		
6% Delinq. Pen. (5-01-16-500-021)		
Tax Paid Certification	\$	<u>60.00</u>
Total Receipts	\$	<u>2,927,689.84</u>