

**BOROUGH OF MOUNT ARLINGTON  
COUNCIL MEETING MINUTES  
AUGUST 5, 2014**

**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 Daily Record and Roxbury Register on January 2, 2014; notice was posted on the bulletin board in the main hallway of the Municipal Building on December 20, 2013 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.

**3. Flag Salute**

The Mayor asked for a moment of silence to remember all those who put themselves in harm's way to protect our freedoms, and for an end to all the fighting in the Middle East, let's pray for peace soon.

**4. Roll Call**

Councilwoman Danchuk, Councilman Cangiano, Council President Sorge, Councilman Sadow, Councilman Windish, Mayor Ondish. Matthew O'Donnell, Esq., Borough Attorney, and Carolyn Rinaldi, CFO/Municipal Administrator, were also present. Councilman Stanzilis was absent.

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

None.

**6. Utility Receipt Report** for the Month of June, 2014.

The Clerk read the Utility Receipt Report for June, 2014 into the record.  
Grand Total: \$136,342.57

**Tax Collectors' Report** for the Month of June, 2014.

The Clerk read the Tax Collector's Report for June, 2014 into the record.  
Total Receipts: \$375,539.20

**7. Finance Report** for the Month of June, 2014.

Current Fund:  
Total Receipts:                 \$ 415,743.07  
Total Disbursements:         \$1,444,192.87

**8. OPRA Report**

The Mayor briefly explained the OPRA process and monthly report. There were 37 OPRA requests this month with a total cost of \$1,353.00; no one request exceeded \$100. There was a discussion regarding a second request for Mount Arlington's email distribution list; if the public record exists, it is OPRA-able and the information may be disclosed. Council discussed the extent of the abuses of the OPRA laws.

**9. Approval of Minutes**  
July 1, 2014

Regular Meeting

Motion to Approve: Council President Sorge

Second: Councilwoman Danchuk

Roll Call:

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

Absent: Stanzilis

None Opposed.

Minutes Approved.

**10. Mayor's Report**

- The Mayor spent a good amount of time in New York City this past month dealing with some health issues, but everything is running smoothly in the Borough.
- The Mayor attended Governor Christie's event in Parsippany

**11. Chief of Police Report**

- Summer is moving along without a problem
- Attended the National Night Out in Morristown earlier this evening; largest turnout ever and did see some Mount Arlington residents there.
- There will be an event sponsored by and held at the Assisted Living Center on Sunday, August 10<sup>th</sup> from 1-3 p.m. Chief is working with them regarding temporary parking on Hillside Drive.
- The Municipal Administrator stated that as a result of some issues during the last election, the Chief recommended we change the polling place from MAPS to Borough Hall. The County will be doing an inspection at the Municipal Building next week to confirm that the building is in compliance with voting guidelines.
- Council President Sorge commended the Police Department for coming to his aid during a recent emergency.

**12. Municipal Administrator's Report**

- The bid opening for solid waste disposal contracts was held this morning; Blue Diamond Disposal was the only bidder. Pending attorney review, the contract will be awarded at the September 2<sup>nd</sup> Council meeting.
- The County of Morris Department of Urban and Housing Development program affords municipalities the opportunity to apply for community development grants and housing assistance opportunities. In order to stay in the program, we will adopt a resolution at the September 2<sup>nd</sup> Council meeting to confirm our automatic renewal for the 3 year cycle.
- Councilman Cangiano stated that at the last meeting, we agreed upon a partial payment to CP Engineers for the Succasunna Road project. The Administrator stated there is no resolution on tonight's agenda for the rest of the work; Sabine Watson only has a draft of a draft agreement with Roxbury. The scope of the project, order of events, engineering process, construction process, along with the commitment letter from Roxbury for \$250,000, must be incorporated into our draft for Sabine to review with Roxbury's engineer. Hopefully we will have a draft agreement for our next Council meeting; we will not be moving forward with design until the agreement is finalized.

**13. Council Committee Reports**

**Councilman Windish:**

- Attended the Code Committee meeting; in the process of looking at the sign ordinance and County road regulations.
- Attorney Matthew O'Donnell was asked to go to the Assistant Prosecutors Office with regard to complaints filed by Councilwoman Danchuk; Councilman Windish also attended. Councilman Windish distributed his recent OPRA request and response (attached hereto as an attachment to the Minutes). Councilman Windish stated regarding the sign ordinance complaint, the complaint contained the verbiage, "elected officials....a blatant use of power" which had to be further investigated. Councilman Windish went through the 53 page OPRA response, noting Councilwoman Danchuk's charges and the responses from the Prosecutor's Office.

Motion to Allow Matthew O'Donnell, Borough Attorney, in Collaboration with the Governing Body, Prepare a Letter of Censure to Councilwoman Danchuk: Councilman Windish

**Second: Council President Sorge**

Discussion: Councilwoman Danchuk discussed the history of the sign ordinance amendments and concerns regarding same, along with the events leading to her complaint regarding the present sign ordinance and the work of the Zoning Officer. Councilman Windish stated he is commenting on Councilwoman Danchuk's methodology; he continued to state that any phone call made to the Prosecutor's Office must be investigated. Councilman Sadow stated that the question of censure is not about what is contained in the 53 page OPRA response but the divisive nature of Councilwoman Danchuk's behavior; should have come to Council stating might have a problem, let's discuss, but rather on 3 separate occasions took it upon herself to determine there was a problem and went to the Prosecutor. Councilman Sadow continued that Councilwoman Danchuk ran campaigns over the last several years emphasizing transparency yet went to the Prosecutor's Office 3 times behind her fellow Councilmen's back. The letter of censure is about methodology, this is an open council that is fully capable of handling its own problems and work together. Mayor Ondish suggested to Councilwoman Danchuk that if she does want to seek advice, call William Kearns at the NJLM; we are members and they are always helpful.

**Roll Call:**

Aye: Cangiano, Council President Sorge, Sadow, Windish

Absent: Stanzilis

Opposed: Danchuk

Motion Approved.

The Borough Attorney will draft the letter of censure; the Mayor asked that it be done expeditiously so these discussions don't continue to occur at future meetings.

**Councilman Sadow:**

- CDRS, at the direction of HUD, decided to withdraw a previously granted \$80,000 for the extension of our water mains. The grant occurred while HUD was using the 2000 census; 2010 census was adopted in April and was a determination of whether or not the CDRS grant would be distributed. Councilman Sadow did not know if we have recourse but would like the Attorney to compose a letter for Council to review before mailing. The Mayor stated our budget is already adopted, this figure was included into the budget.
- Councilman Sadow stated Councilman Stanzilis did an excellent job chairing the committee involved in looking for a rescue squad service. Hopatcong was represented at the meeting because they devised an interesting method for their rescue squad. Mount Arlington currently does not have any ambulances and two EMT's are required to run every ambulance. Councilman Sadow stated we are looking at our neighboring towns as well but does not think Mount Arlington will be able to staff a team large enough to cover the hours needed to be covered. The Mayor stated he is sure that Saint Clare's/Prime will give us plenty of notice as to when they will be ceasing our EMT services. The Mayor stated we are going to send out an RFP and explore every avenue to make sure we have a rescue squad for our residents to feel safe.

**Council President Sorge:**

- Nothing to report.

**Councilman Cangiano:**

- As Recreation Liaison, Recreation is still going strong; many programs even during the summer.
- Met with the new Water & Sewer Engineer, Alaimo, along with Paul Nelson and Carolyn Rinaldi. Meeting discussion of the sewer/water history, all the different service areas and systems; next meeting is scheduled for September 9, 2014.

**Councilwoman Danchuk:**

- Council has copies of Mr. Nelson's monthly report. Councilwoman Danchuk stated DPW is doing fine, has not heard any resident complaints other than from Joe Badgely. Councilman Cangiano stated that with the construction planned off Orben Drive, there is a possibility that the path by Mr. Badgely's home will be paved or we could have a further discussion at that time.

Councilman Sadow stated the Seniors held their 40<sup>th</sup> Anniversary party at the Lafayette House; dancing, singing, great food, D.J., with about 100 attendees. They also paid tribute to Roger and Maryann Rauch for their 60<sup>th</sup> wedding anniversary.

Mayor Ondish stated that the Land Use Board Update Report was distributed to all Council. The Quik Chek fueling station and store applications were approved. We have not gotten approval as of yet for the traffic signal at the end of the Route 80 West exit ramp. However, with the new expansions, the ramp may be realigned to exit behind Davy's to the existing light on Seasons Drive, which would be a safety improvement. The Mayor will set up a meeting to discuss this possibility.

**14. Public Comment**

Tom Flynn, Past Commodore of the Lake Hopatcong Yacht Club:  
- Accompanied by Vice Commodore Mike Smith and Rear Commodore Brian Murphy; present Commodore is out of the country. Lake Hopatcong Yacht Club has a very competitive sailing program. This past week, Lloyd Kitchin, a lifelong member and longtime resident of Mount Arlington, won the Thistle Class National Championship in Wisconsin, along with his son and daughter-in-law; he is the oldest person to ever win the Thistle Class. Mr. Kitchin is a recent cancer survivor and just turned 60 years old.  
- Mr. Flynn stated they recently had a meeting with two past commodores, Mayor Ondish, Councilman Stanzilis, and Chief Licata to address complaints against the Yacht Club. The Clerk gave Mr. Flynn a copy of the July 1, 2014 Council Meeting Minutes because he wanted to reach out to those residents who voiced complaints. The Yacht Club has been a good neighbor for 110 years and they try to deal with problems as they arise. The Mayor did request the name and phone number of a Club contact be posted so people can call if they have a problem, and that they address the problem of boats being parked in the grassy area. Mr. Flynn stated there are a few occasions during the year when the Club sponsors events that are open to the public. The Mayor thanked the men for attending and addressing these issues.

**15. New Business**

None.

**16. Old Business**

None.

**17. Resolutions**

**2014-89** 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 August 5, 2014.

Motion to Approve: Council President Sorge  
Second: Councilman Sadow  
Roll Call:  
Aye: Danchuk, Cangiano, Council President Sorge, Sadow, Windish  
Absent: Stanzilis  
None Opposed.  
Motion Approved.

**2014-90** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, State of New Jersey, Announcing That One (1) Police Officer Position Is Vacant and Will Be Filled At The Salary Amount Set Forth In The Agreement Between The Borough of Mount Arlington and The Mount Arlington Fraternal Order of Police Lodge #78.

Motion to Approve: Council President Sorge  
Second: Councilman Windish  
Roll Call:  
Aye: Danchuk, Cangiano, Council President Sorge, Sadow, Windish  
Absent: Stanzilis  
None Opposed.  
Motion Approved.

- 2014-91** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, State of New Jersey, Authorizing a Review of Compliance with Prior Annual Continuing Disclosure Obligations and Participation in the Securities and Exchange Commission's Municipalities Continuing Disclosure Cooperation Initiative.

Motion to Approve: Councilman Sadow

Second: Council President Sorge

Discussion: Borough Auditor Bud Jones stated the SEC noticed a problem a couple of years ago with issuers (municipalities, school districts, etc.) that were not complying with the continuing disclosure requirement so they launched this initiative to bring everyone up to date. This is an opportunity to see where our filings are with EMMA, the entity that receives the filings, identify those issues, self-report any issues and come up to compliance. The deadline has been extended to December but Mr. Jones suggests doing this earlier rather than later; the entities doing this work will need time for completion and the cost is relatively inexpensive. Borough Administrator stated that this work would not be completed by Bud Jones' office nor John Hudak, Bond Counsel; a number of recommendations have been made to perform this service for us.

Roll Call:

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

Absent: Stanzilis

None Opposed.

Motion Approved.

- 2014-92** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, In the County of Morris, State of New Jersey, Hiring James Wheatley as Alternate Part-Time Dial-A-Ride Driver.

Motion to Approve: Council President Sorge

Second: Councilman Windish

Roll Call:

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

Absent: Stanzilis

None Opposed.

Motion Approved.

## 18. Ordinances – Introduction

- 08-14** Bond Ordinance Authorizing the Appropriation of a Sum Not to Exceed \$4,500,000 and Authorizing the Issuance of Refunding Bonds and/or Notes of the Borough of Mount Arlington, in the Principal Amount Not to Exceed \$4,500,000, to Refund, In Full or In Part, the Outstanding Balance of General Improvement Bonds, Series 2003 and Series 2007A of the Borough and to Finance the Costs of Issuance of Such Refunding Bonds on Behalf of the Borough and to Provide for the Issuance of Such Refunding Bonds.

The Mayor read Ordinance 08-14 by Title.

Motion: Councilman Sadow stated that Ordinance 08-14 be introduced by Title and passed on First Reading and that a meeting be held on September 2, 2014 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

Council Discussion: Bud Jones explained that this will allow the Borough to save on interest costs over the next several years; the State does not allow you to do this unless you show a 3% net present value savings, including the cost of issuance, there is nothing out of pocket. This is actually a refinance which will save the Borough money; there are

no additional bonds and this does not extend our 2022 maturity date. We are not refunding any money back, this is just the term used for a re-finance.

Roll Call:

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

Absent: Stanzilis

None Opposed

Motion Approved.

## 19. Ordinances – Second Reading

None.

## 20. Motions

None.

## 21. Executive Session

**2014-93**

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.

- Attorney-Client Privilege:

Approval of Executive Minutes of July 1, 2014.

Scott Holzhauer, Tax Appeal Appraiser and Sabine Watson, Borough Engineer

*Action May or May Not Be Taken.*

Motion to Go Into Executive Session: Council President Sorge

Second: Councilman Sadow

Roll Call:

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

Absent: Stanzilis

None Opposed.

Motion Approved.

Motion to Return to Open Session: Council President Sorge

Second: Councilman Cangiano

Roll Call:

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

Absent: Stanzilis

None Opposed.

Motion Approved.

Motion to Approve the July 1, 2014 Executive Session Minutes: Council President Sorge

Second: Councilman Cangiano

Roll Call:

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

Absent: Stanzilis

None Opposed.

Motion Approved.

## 22. Adjourn

Motion to Adjourn: Council President Sorge

Second: Councilman Windish

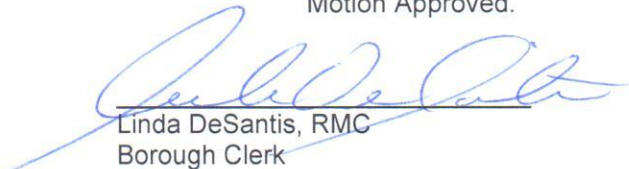
Roll Call:

All in Favor – Aye

Absent: Stanzilis

None Opposed.

Motion Approved.



Linda DeSantis, RMC  
Borough Clerk

Minutes Approved at Council Meeting of September 2, 2014.

# Agenda Items - Aug. 5, 2014

## BOROUGH OF MT. ARLINGTON UTILITY RECEIPT REPORT

MONTH OF JUNE 2014

Dated: July 8, 2014

Completed by Patricia E. Simari, CTC

*PS*

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>COLLECTED IN JUNE 2013</u>
\$14,690.40	SOLID WASTE RECEIPTS	\$11,556.32
\$105,544.85	SEWER RECEIPTS	\$98,156.61
\$15,682.32	WATER RECEIPTS	\$15,371.61
\$425.00	SEWER CONN FEE INSTALL PLAN	\$10,095.15
\$136,342.57	GRAND TOTAL	\$135,179.69

**BOROUGH OF MT. ARLINGTON**  
**TAX & UTILITY OFFICE**

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

The Month of June 2014

Dated: July 8, 2014

Completed by Patricia E. Simari, CTC

Collections:

Current Taxes (4-01-17-001-001)	<u>\$154,087.99</u>
2013 Taxes (4-01-15-499-200)	<u>\$34,020.77</u>
2013 Taxes (Collected at Tax Sale)	<u>\$14,974.96</u>
Pre-Paid Taxes (4-01-17-001-004)	
Municipal Redemption (4-01-17-004-001)	
Interest & Costs (4-01-08-112-000)	<u>\$6,890.76</u>
Interest & Costs (Collected at Tax Sale)	<u>\$2,132.92</u>
Return Check Fee (4-01-16-500-017)	
Tax Searches (4-01-08-105-010)	
Duplicate Bills (4-01-16-500-016)	
3rd Party Red./Subs (4-01-17-004-002)	<u>\$26,042.76</u>
3rd Party Red. Int. (4-01-17-004-003)	<u>\$4,492.62</u>
3rd Party Red. 6% YEP (4-01-16-500-025)	
3rd Party Rec. Fee (4-01-17-004-003)	<u>\$52.00</u>
Misc. Copies (4-01-16-500-017)	
Tax Sale Costs (4-01-16-500-018)	<u>\$2,573.55</u>
Tax Sale Costs (Collected at Tax Sale)	<u>\$1,240.16</u>
Tax Sale Premiums (Trust Account)	<u>\$128,200.00</u>
6% Delinquent Penalty (4-01-16-500-025)	<u>\$765.71</u>
Tax Paid Certification	<u>\$15.00</u>
Redemption Calculation Fee	<u>\$50.00</u>
<u>Total Receipts</u>	<u>\$375,539.20</u>
<u>Total Receipts June 2013</u>	<u>\$333,326.79</u>

cc: C. Rinaldi  
cc:\collectorsreceiptbookM&C2014

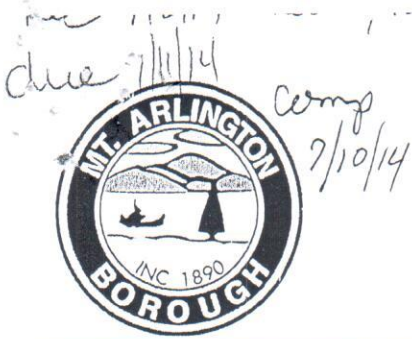


BOROUGH OF MOUNT ARLINGTON  
FINANCE OFFICE

Finance Report Current Fund

June 2014

Receipts	415,743.07
Disbursements	1,444,192.87



**BOROUGH OF MOUNT ARLINGTON  
OPEN PUBLIC RECORDS ACT REQUEST FORM**  
419 HOWARD BOULEVARD  
MOUNT ARLINGTON, NJ 07856  
(973) 398-6832, Ext. 112 -- FAX (973) 398-8662  
maboroughclerk@optonline.net



**Important Notice**

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

**Requestor Information – Please Print**

First Name JOHN MI \_\_\_\_\_ Last Name WINDISHI  
 E-mail Address JOHNW76072@NSH.COM  
 Mailing Address 650 SUCCASUNNA ROAD  
 City LANDING State NJ Zip 07850  
 Telephone 201-787-5049 FAX \_\_\_\_\_  
 Preferred Delivery: Pick Up  US Mail \_\_\_\_\_ On-Site Inspect \_\_\_\_\_ Fax \_\_\_\_\_ E-mail   
 If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE / HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.  
 Signature [Signature] Date 7/1/2014

**Payment Information**

Maximum Authorization Cost \$ \_\_\_\_\_  
 Select Payment Method  
 Cash  Check  Money Order   
 Fees: Letter Size - \$0.05 per page  
 Legal Size - \$0.07 per page  
 Delivery: Delivery / postage fees additional depending upon delivery type.  
 Extras: Special service charge dependent upon request.

**Record Request Information:** Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

**Please Note:** Records that require redaction but are requested to be sent electronically or by fax transmission will have a per page copy charge due to the nature of the redaction process per the Government Records Council guidelines.

*I WOULD LIKE THE FULL AND COMPLETE FILE AS PERMITTED BY LAW FOR PAULA DONGHAKS COMPLAINT ON SIGNAGE AS SENT TO THE PROSECUTOR'S OFFICE & THE MOUNT ARLINGTON POLICE CHIEF WITH COMPLETE FINDINGS INCLUDING THE ZONING OFFICERS LETTER AND ALL ASSOCIATED DOCUMENTATION.*

**AGENCY USE ONLY**

Est. Document Cost \_\_\_\_\_  
 Est. Delivery Cost \_\_\_\_\_  
 Est. Extras Cost \_\_\_\_\_  
 Total Est. Cost \_\_\_\_\_  
 Deposit Amount \_\_\_\_\_  
 Estimated Balance \_\_\_\_\_  
 Deposit Date \_\_\_\_\_

**AGENCY USE ONLY**

**Disposition Notes**  
 Custodian: If any part of request cannot be delivered in seven business days, detail reasons here.  
 In Progress - Open \_\_\_\_\_  
 Denied - Closed \_\_\_\_\_  
 Filled - Closed \_\_\_\_\_  
 Partial - Closed \_\_\_\_\_

**AGENCY USE ONLY**

Tracking Information		Final Cost	
Tracking #	_____	Total	_____
Rec'd Date	_____	Deposit	_____
Ready Date	_____	Balance Due	_____
Total Pages	_____	Balance Paid	_____
Records Provided			
Custodian Signature _____		Date _____	

# HP LaserJet M1536dnf MFP

## Fax Confirmation

HP Fax

Jul-2-2014 3:03PM

Job	Date	Time	Type	Identification	Duration	Pages	Result
1567	7/ 2/2014	3:02:21PM	Send	9733986816	0:50	1	OK

*Rlc 7/2/14 Kett, Tom,  
due 7/1/14*



**BOROUGH OF MOUNT ARLINGTON**  
**OPEN PUBLIC RECORDS ACT REQUEST FORM**  
 419 HOWARD BOULEVARD  
 MOUNT ARLINGTON, NJ 07856  
 (973) 398-6832, Ext. 112 - FAX (973) 398-8662  
 maboroughclerk@optonline.net



**Important Notice**  
 The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

**Requestor Information - Please Print**

First Name JOHN MI \_\_\_\_\_ Last Name WINDISH  
 E-mail Address JOHNW76072@MSH.COM  
 Mailing Address 650 SUGARHINA ROAD  
 City LANDING State NJ Zip 07850  
 Telephone 201-787-5049 FAX \_\_\_\_\_  
 Preferred Delivery: Pick Up  US Mail \_\_\_\_\_ On-Site   
 Inspect \_\_\_\_\_ Fax \_\_\_\_\_ E-mail   
 If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE / HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state or the United States.  
 Signature [Signature] Date 7/1/2014

**Payment Information**

Maximum Authorization Code \$ \_\_\_\_\_  
 Select Payment Method  
 Cash  Check  Money Order   
 Fees: Letter Size - \$0.05 per page  
 Legal Size - \$0.07 per page  
 Delivery: Delivery / postage fees additional depending upon delivery type.  
 Extras: Special service charge dependent upon request.

**Record Request Information:** Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

**Please Note:** Records that require redaction but are requested to be sent electronically or by fax transmission will have a per page copy charge due to the nature of the redaction process per the Government Records Council guidelines.

*I WOULD LIKE THE FULL AND COMPLETE FILE AS PERMITTED BY LAW FOR PAULA DANGHAMS COMPLAINT ON SIGNAGE AS SENT TO THE PROSECUTOR OFFICE + THE MOUNT ARLINGTON POLICE CHIEF WITH COMPLETE FINDINGS INCLUDING THE ZONING OFFICERS GETTING AND ALL ASSOCIATED DOCUMENTS?*

AGENCY USE ONLY	AGENCY USE ONLY	AGENCY USE ONLY
Est. Document Cost _____ Est. Delivery Cost _____ Est. Extra Cost _____ Total Est. Cost _____ Deposit Amount _____ Estimated Balance _____ Deposit Date _____	Disposition Notes Custodian: Every part of request cannot be delivered in seven business days, detail reasons here.  In Progress - <input type="checkbox"/> Open Denied - <input type="checkbox"/> Closed Filed - <input type="checkbox"/> Closed Partial - <input type="checkbox"/> Closed	Tracking Information Tracking # _____ Total _____ Rec'd Date _____ Deposit _____ Ready Date _____ Balance Due _____ Total Pages _____ Balance Paid _____ Records Provided _____ Custodian Signature _____ Date _____

## Beth Dwyer

---

**From:** Beth Dwyer [bdwyer@mtarlingtonboro.com]  
**Sent:** Thursday, July 10, 2014 3:15 PM  
**To:** 'JOHN WINDISH'  
**Subject:** OPRA - Signage  
**Attachments:** Scan0127.pdf

Hello John,

Please see the attached file regarding your signage OPRA request.

Regards,

Beth

Beth Dwyer  
Assistant to the Borough Clerk  
Deputy Registrar  
Mount Arlington Borough  
419 Howard Blvd.  
Mount Arlington, NJ 07856  
[bdwyer@mtarlingtonboro.com](mailto:bdwyer@mtarlingtonboro.com)  
973-398-6832 Ex. 125

# **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 Keith Licata**  
**Lieutenant Edward LaBruno**

*Supervisors*  
**Sergeant James DiStasio**

*Detective Bureau*  
**Sergeant Matthew Green**  
**Detective Reginald Goode**

*Secretary*  
**Valerie Kourtz**

July 10, 2014

Dear Mr. Windish,

Receipt is acknowledged of your OPRA request dated July 1, 2014. As such, the seven (7) business day deadline to respond to your request is July 11, 2014. This response is being provided to your request for the following information:

"the full and complete file as permitted by law for Paula Danchuck's complaint on signage as sent to the Prosecutor's Office and the Mount Arlington Police Chief with complete findings, including the Zoning Officers Letter and all associated documentation."

In response to your OPRA request for records in the possession of the Mount Arlington Police Chief please see the attached documentation which contains the complete file of the Mount Arlington Police Chief pertaining to the Complaint from Paula Danchuck regarding signage.

With respect to the request for the records of the Prosecutor's Office, please be advised that any documentation in the possession of the Prosecutor's Office would require a separate OPRA request to the Prosecutor's Office as this department is not the custodians of their records. Accordingly, pursuant to N.J.S.A. 47:1A-1.1 et seq., your request for same is denied.

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have the right to challenge the decision of the Mount Arlington Police Department to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council.

  
Chief Keith Licata

**MOUNT ARLINGTON POLICE DEPARTMENT**

**520 Altenbrand Avenue  
Mount Arlington, NJ 07856**

**Telephone 973-398-2100  
Facsimile 973-398-6816**

**On June 13, 2014 I received a letter from the Morris County Prosecutor's Office regarding a complaint they received about a campaign sign zoning violation.**

**I contacted Det. Dan Haber immediately and spoke with him about the complaint. The letter says it was referred to my department for whatever action I deem appropriate and that the MCPO will close the file and take no further action.**

**The complaint accuses three individuals of disregarding the ordinance as a "blatant use of power." The individuals being Mayor Ondish, Councilman Sadow and Maureen Cerasoli.**

**I spoke with Councilman Sadow on 6/19/14 at 1125 hrs and notified him of the complaint and its disposition.**

**I left a message for Maureen Cerasoli on 6/19/14 at 1120 hrs to call me at HQ. I later spoke with her on 6/20/14 at 0830 hrs and notified her of the complaint and disposition.**

**I spoke with Mayor Ondish on 6/19/14 at 1135 hrs and notified him of the complaint and its disposition.**

**On 6/19/14 at noon I went to Boro Hall and met with the Borough Administrator who provided me documents relevant to the situation. Included were correspondence between the Zoning Officer and the Borough Clerk, Town Attorney and Det. LaGuerre of the MCPO. Also included are the meeting minutes referenced in the IA Summary.**

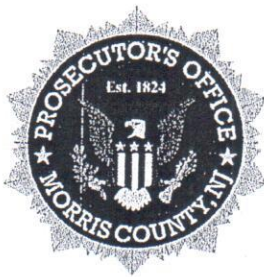
**Based on these documents it was found that the situation was being actively pursued by the Zoning Officer with the guidance of the Borough Attorney. In regard to the "blatant use of power" complaint, after their investigation the MCPO determined they would close their file and take no further action. The MCPO handles investigations on public officials so no additional investigation will be conducted.**

**Conclusion: Based on my findings no additional administrative action will be taken.**



**Chief Keith Licata**

**June 20, 2014**



**MORRIS COUNTY PROSECUTOR'S OFFICE**

Administration & Records Bldg.

P.O. Box 900

Morristown, New Jersey 07963-0900

**FREDRIC M. KNAPP**  
ACTING PROSECUTOR  
(Attorney #013641978)

---

Telephone: 973-285-6200

Fax: 973-285-6226

[www.morrisprosecutor.org](http://www.morrisprosecutor.org)

[prosecutor@co.morris.nj.us](mailto:prosecutor@co.morris.nj.us)

June 12, 2014

Chief Keith Licata  
Mt. Arlington Borough Police Department  
520 Altenbrand Avenue  
Mt. Arlington, New Jersey 07856

Re: Zoning Violation in the Borough of Mt.  
Arlington  
MCPO File No.: PSU-14-0125

Dear Chief Licata:

As you may be aware, the Morris County Prosecutor's Office is in receipt of a complaint made by Ms. Paula Danchuk regarding a zoning violation in the Borough of Mt. Arlington.

This matter is being referred to your department for whatever action you deem appropriate. Accordingly, this Office will close its file and take no further action with regard to this matter.

Should you have any questions regarding this matter, please feel free to contact Detective Dan Haber at (973) 285-6255.

Very truly yours,

John McNamara, Jr.  
Supervising Assistant Prosecutor/SDAG

:eb

c: File

# Internal Affairs Summary

## CASE INFORMATION SECTION

Case Number(s)

PSJ-14-0125

Origin of IA

PROSECUTOR'S OFFICE

Unit Assigned

PROFESSIONAL STANDARDS

Received Date & Time

06/02/2014 12:00 AM

Classification

Internal Affairs Complaint Type

OTHER

Internal Affairs Complaint Sub Type

Origin of Incident

CITIZEN COMPLAINT-VICTIM

Initial Report Method

E-MAIL

Initially Reported To

IA

Case Title

IMO PAULA DANCHUK

Detail

Mt. Arlington Councilwoman Paula Danchuk is running for Mayor on 06/03/2014 against Art Ondish. Ms. Danchuk alleges that her opponent is in violation of the Mt. Arlington sign ordinance which is identified as ordinance #22-09. Ms. Danchuk alleges that Mayor Ondish has large wooden signs attached to trees and hundreds of paper signs in right of ways throughout the borough. Ms. Danchuk stated that she has not placed any signs along the roads of Mt. Arlington because she is obeying the laws of Mt. Arlington Borough. Ms. Danchuk identifies Mayor Ondish, Councilwoman/Committee woman Sadow, and Maureen Cerasoli as disregarding the ordinance as a "blatant use of power." Please refer to Ms. Danchuk's emails detailing her allegation as well as ordinance #22-09, Borough of Mt. Arlington council minutes dated 09/14/2009 and 10/13/2009 located in the case file for further details.

## LOCATION INFORMATION

Offense: From Date & Time

Offense: To Date & Time

Type of Location

Incident Location

Bldg/Apt/Suite

City

State

Zip

NJ

## SUBJECT INVOLVED

Posted Date	Subject Name	Subject Status	Disposition	Disposition Note	Arrest
06/02/2014	ONDISH, ART (ELECTED OFFICIAL)	INTAKE			Add Arrest

Internal Affairs Summary

Monday, June 2, 2014 10:37:15 AM

HABER, DAN J



**ALLEGATIONS INFORMATION**

No Record Found

**CASE CONTACT SECTION**

Posted Date	Contact Name	Contact Type	Address	Related Subject (Relationship)	Posted By
06/12/2014	DANCHUK, PAULA	VICTIM/COMPLAINANT	HOME: 50 ELIZABETH WAY LANDING, NJ		HABER, DAN J

**ORGANIZATION CONTACT**

No Record Found

**CASE VEHICLE SECTION**

No Record Found

**STAFF ASSIGNMENT SECTION**

Assigned Date	Assigned Staff	Staff Role Type	Status	Removed Date	Assignment Admin
06/12/2014	HABER, DAN J	INVESTIGATIVE STAFF	PRIMARY		Remove Assignment
06/12/2014	MCNAMARA JR, JOHN K	ASSISTANT PROSECUTOR	PRIMARY		Remove Assignment
06/12/2014	ARSENEAULT, DENISE H	SUPERIOR OFFICERS	PRIMARY		Remove Assignment
06/12/2014	MCNALLY, ROBERT M	SUPERIOR OFFICERS	PRIMARY		Remove Assignment
06/12/2014	MURZENSKI, STEVEN	SUPERIOR OFFICERS	PRIMARY		Remove Assignment
06/12/2014	BRISKIE, EUGENIA Y	CLERICAL STAFF	PRIMARY		Remove Assignment

**ASSIGNMENT REVIEW SECTION**

Assignment Review Status PENDING

No Record Found

**DISPOSITION REVIEW SECTION**

Disposition Review Status PENDING

No Record Found

Linda DeSantis

---

**From:** paula danchuk <pjdathome@optonline.net>  
**Sent:** Thursday, May 22, 2014 11:55 PM  
**To:** tmahoney@mtarlingtonboro.com  
**Cc:** dhalik@mtarlingtonboro.com; ldesantis@mtarlingtonboro.com  
**Subject:** sign ordinance violation complaint  
**Attachments:** Mt. Arl 10 13 09 minutes.pdf; Mt. Arl 09 14 09 minutes.pdf

Borough of Mount Arlington  
419 Howard Boulevard  
Mount Arlington, NJ 07856

Thomas Mahoney, Zoning Officer

May 22, 2014

Dear Mr. Mahoney:

I am sending this letter to memorialize the conversation we had Wednesday morning, May 21, 2014 at borough hall. I met with you as follow-up for the complaint I lodged on Monday, May 19, 2014 with Debra Halik, our construction and land use secretary regarding the campaign signs currently posted along the right-of-ways throughout our borough.

As you are now aware, in 2009 the borough amended chapter 17 Land Development Code Chapter 17.24.8 by ordinance # 22-09. This code was revised to prohibit the placement of signs "in or over any public right-of-way. (17-24.8(e)12) The revised ordinance states that all signs shall be placed on private property with the consent of the property owner. (17-24.8(e) 21) This revised ordinance also states that "all political signs shall be clearly marked with the name, address and telephone number of the person responsible for the removal of the sign". (17-24.8(g))

I also made a complaint regarding the four large 4 x 8 political wooden signs located at Davy Dogs, 438 and 416 Howard Boulevard and 216 Mt. Arlington Boulevard. Ordinance also states that no sign may be posted on a tree. (17-24.8(e) 13) I also questioned the maximum size allowable for political signs as I am unable to ascertain this information from the code.

During our conversation you stated that you felt the borough was not permitted to regulate political signs in this way and I were going to ascertain from the borough attorney if this ordinance was enforceable. You also stated that you were going to determine the procedure for such enforcement. To date I have not received a response from the borough regarding your findings.

When this ordinance went into effect in 2009, the Mt. Arlington DPW removed signs from the right of way that did not follow the revised ordinance. I expect the same response from the borough at this time.


Attached please find the minutes from when the Ordinance was introduced and past. As you can see there was discussion of all the concerns you mentioned during our conversation.

I believe your responsibility as our zoning officer is to enforce our ordinances, even when the offending parties are part of our municipal government. The fact that the ordinance is being disregarded by the very people, Mayor Ondish, Councilman Sadow, and Maureen Cerasoli, who introduced it and voted for it, is of great concern to me. You expressed concern of a lawsuit by the people whose signs you are required to remove. I would find it quite amusing, if the very people who made the ordinance decided to sue the borough over the enforcement of the code, if it were not such a blatant abuse of power.

Paula Danchuk  
50 Elizabeth Way  
Landing, NJ 07850  
(973) 770-2274

**BOROUGH OF MT. ARLINGTON  
CONSTRUCTION DEPARTMENT**

419 HOWARD BLVD.  
MT. ARLINGTON, NEW JERSEY 07856  
(973) 398-6832 EXT 14  
(973) 398-2309 (FAX)



May 23, 2014

Mr. Matthew J. O'Donnell, Esq.  
O'DONNELL McCORD, P.C.  
15 Mount Kimble Avenue  
Morristown, New Jersey 07960

Dear Mr. O'Donnell,

I am writing this letter to request, as the Borough Attorney your guidance as to how to proceed with the enforcement of political signs.

I have received a complaint from a political candidate that several signs are not in compliance with the borough's sign ordinance. I have attached a copy of the complaint so that I do not have to list them in this letter and also attached a copy of the sign ordinance for your review.

Almost all of the smaller signs are placed within the county's right of way and the four large 4' x 8' signs are located on private property three of which are strapped to trees.

I know I don't have the authority to go on private property and remove any sign that might be in violation but who would I site, the property owner or the political candidates or both. Can the borough prohibit political signs from right of ways, (local, county and state)? I don't think I can just pull these signs out of the ground and discard them.

I welcome any direction you can provide me.

Yours truly,

Thomas J. Mahoney, Zoning Officer  
c/c C. Rinaldi, Administrator

# O'DONNELL McCORD, P.C.

ATTORNEYS AT LAW

15 MOUNT KEMBLE AVENUE  
MORRISTOWN, NEW JERSEY 07960

T: (973) 538-1230

F: (973) 538-3301

Matthew J. O'Donnell\*•+†  
MODONNELL@OMLAWPC.COM

Attorney Id.: 028261994

\* Member NJ and NY Bars

+ Member U.S. Tax Court

• Diplomat NJ Local Government Law

† Certified Public Accountant (NJ & NY)

ESSEX COUNTY OFFICE  
SEVEN HUTTON AVENUE  
WEST ORANGE, NJ 07052

MONMOUTH COUNTY OFFICE  
1725 HIGHWAY 35, SUITE C  
WALL, NJ 07719

May 30, 2014

Thomas J. Mahoney, Zoning Officer  
Borough of Mount Arlington  
419 Howard Boulevard  
Mount Arlington, New Jersey 07856-1129

Re: Enforcement of Political Signs

Dear Mr. Mahoney:

Receipt is acknowledged of your correspondence dated May 23, 2014. In this regard, please be advised that the Borough Code Section 17.24.8, Signs, and Ordinance No.: 22-09, regulate the time, place and manner of the placement of signs in the Borough. Your inquiry requests clarification of three (3) items: (1) are political signs permitted in a right of way owned by the County of Morris; (2) are political signs permitted on private property affixed to a tree; and (3) what authority does the Zoning Officer have to remove any non-compliant signs from County or private property.

First, Section 17.24.8 (e) (12) states that no sign or any part of a sign, except publicly owned or authorized signs, shall be placed in or extend into or over any public right of way. Given that you have identified that the signs at hand are located in the County's right of way, the Borough is not permitted to regulate the use of County owned property. However, I recommend that you contact the County and see if they have any rules or regulations governing the placement of political signs on County property or right of ways.

Second, Section 17.24.8 (e) (13), in relevant part, states that no sign shall be affixed to any tree. Consequently, the four (4) signs identified as being affixed to trees are not permitted to be attached to the trees. I recommend that you serve notice on the property owner, provide a copy of the relevant Borough Code and Ordinance section, and instruct that the signs be removed from the trees.

Thomas J. Mahoney, Zoning Officer  
May 30, 2014  
Page 2

Last, pursuant to the Borough Code Chapter 4 Administration of Government, Section § 4-26. Zoning Officer, Section C. Duties of Zoning Officer, Item (1) the Zoning Officer is granted the power through state statute to enforce the Zoning Ordinance of the Borough of Mount Arlington and have all the powers, functions and duties prescribed by general law and ordinances, and as further provided in the Zoning Ordinance. In this regard, review of the Code does not reveal any requirements for you to personally remediate the violations. I recommend that you notice and instruct the property owners of the Borough's Ordinance and to correct the non-compliant actions. In the event the issues are not remedied, you may issue a violation to the property owner.

Should you have any questions or require any additional information, please call me directly at (973) 538-1230.

Very truly yours,


O'DONNELL McCORD, P.C.



MATTHEW J. O'DONNELL

MOD:ce  
Enclosure  
cc: Carolyn Rinaldi, CFO/Municipal Administrator

BOROUGH OF MT. ARLINGTON  
CONSTRUCTION DEPARTMENT  
419 HOWARD BLVD.  
MT. ARLINGTON, NEW JERSEY 07856  
(973) 398-6832 EXT 14  
(973) 398-2309 (FAX)



June 6, 2014

Detective LaGuerre

Several weeks ago, I was contacted by a council member, Paula Danchuk who wanted me to enforce the Borough of Mount Arlington sign ordinance. I explained to Ms. Danchuk that I didn't think I could enforce the removal of political signs in the county right of way and also whether I had jurisdiction over county, state or national election signs.

I informed Ms. Danchuk that I planned to write to the Borough Attorney to obtain his legal opinion on the enforcement of political signs.

I received Ms. Danchuk's complaint on May 22<sup>nd</sup> and wrote the attached letter to our attorney on May 23<sup>rd</sup>. I received our attorney's response on June 4<sup>th</sup>. (attached).

At no time did any candidate (other than Ms. Danchuk )contact me regarding the installation of their signs. No candidate contacted me to overlook any provisions of our ordinance related to their placement of signs. During the period of May 22 to the present, I have not had any conversation with any political candidate.

Since obtaining our Borough Attorney letter dated May 30, 2014 outlining the enforcement of political signs, I plan to request from the Borough clerk prior to the general election the names and address of all the political parties running and advise them that they must adhere to our sign ordinance.

Yours truly,

Thomas J. Mahoney  
Construction Official/Zoning Officer

4 PAGES

BOROUGH OF MOUNT ARLINGTON  
COUNCIL MEETING MINUTES  
SEPTEMBER 14, 2009

1. **Call to Order**

Mayor Arthur Ondish welcomed all in attendance and called the meeting 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 Wednesday, December 31, 2008; notice was posted on the bulletin board in the main hallway of the Municipal Building on December 31, 2008 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk. Notice of this meeting was subsequently re-advertised as a Change in Meeting Location in the Daily Record on September 11, 2009; was posted on the bulletin board in the main hallway of the Municipal Building on September 11, 2009 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**

Mayor Arthur Ondish led the flag salute.

Mayor Ondish also asked for a moment of silence for our troops overseas and to reflect and remember September 11, 2001.

4. **Roll Call**

Councilman Driscoll, Councilman Sorge, Councilman Sadow, Councilwoman Galate Council President Cerasoli, Councilman Doran, Mayor Ondish, Borough Administrator-JoAnne Sendler, Borough Attorney-Matthew Giacobbe, Borough Auditor-Frances Jones, CFO-Joseph Kovalcik, and Carolyn Rinaldi-Finance Department were also present.

5. **Budget Resolutions**

2009-137 **Public Hearing** on the Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending the Introduced Budget.



**The Mayor opened the floor to the public on the public hearing of the budget.**

Veronica Silkes – 668 Succasunna Road

- Questioned if there has been a reduction in the budget. The Mayor stated that there would be a reduction in what the tax increase will be.

- Questioned how much the budget has been reduced. Bud Jones, Borough Auditor stated that the budget was reduced by the amount of the extraordinary aid of approximately \$325,000.00 and the tax levy was reduced by approximately \$4,000.00. Total of approximately \$329,000.00.

- Questioned the State Aid in the Introduced Budget. Bud Jones, Borough Auditor explained that the State Aid the Borough knew about was in the Introduced Budget and the aid the Borough didn't budget for is for extraordinary aid in the Resolution Amendment on the agenda.

- Questioned the reserve for uncollected taxes. Bud Jones, Borough Auditor stated that the amount is \$195,231.23.

**Mayor Ondish closes the floor to the public on the public hearing of the budget.**

2009-139 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending the Introduced Budget.

Motion to Approve: Councilman Sorge

Second: Councilman Driscoll

Roll Call: Driscoll, Sorge, Sadow, Galate, Council President Cerasoli, Doran

Motion Approved.

2009-140 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Adopting the 2009 Budget.

Mayor Ondish stated that he was very pleased to see this budget pass and that the Mayor, Council and Staff will be busy working on next year's budget.

Motion to Approve: Councilman Driscoll

Second: Councilman Sadow

Roll Call: Driscoll, Sorge, Sadow, Galate, Council President Cerasoli, Doran

Motion Approved.

The Deputy Borough Clerk read the resolution into the record.

**6. Discussion**

Bruce and Lynda Tobey, 4 Lee Drive, Mount Arlington:

Notice of Property Maintenance Violation and Appeal Letter from Mr. and Mrs. Tobey.

Motion to Amend Agenda and Carry Discussion Portion of Agenda to 7:00pm: Councilman Driscoll  
 Second: Councilman Sorge  
 All in Favor –Aye  
 None Opposed  
 Motion Approved.

## 7. Old Business

### 1. Block Parties

Police Chief Richard Peterson was present to give comment on Block Parties. Sample Ordinance was prepared from the Borough Attorney for review by Mayor, Council and Chief of Police. Borough Attorney, Matthew Giacobbe explained how the Chief of Police should put his comments forth to amend the Sample Ordinance as he sees fit and then bring it in front of the Council for further discussion. Also advised that whatever the Council decides to do, the power should reside with the Chief of Police from a public safety and liability perspective to determine what roads can be closed. Councilman Doran questioned if there would be a fee associated with a Block Party since there would be use of town resources. Borough Administrator, JoAnne Sendler stated that the Ordinance that the Borough Attorney has prepared suggests certain fees. Also, if additional Police Personnel are required during a Block Party, the residents requesting the Block Party would be responsible for the cost and have to be in agreement according to the proposed Ordinance. Councilman Doran stated that he did not see the need to hold up people's entertainment in their own neighborhoods, but there has to be compliance without making it too difficult to do that. Council in agreement to proceed with moving ahead with an Ordinance.

### 2. Council Committee Reports

Councilwoman Galate- POLICE LIAISON REPORT

The FOP is having a Second Annual Car Show on October 4, 2009, and a Bike Ride, Tour de Lake on October 10, 2009. The Police also had an Internal Affairs Seminar.

Council President Cerasoli-DPW, BUILDINGS, GROUNDS & UTILITIES REPORT

Has DPW Reports to be made part of the minutes.

Councilman Doran-FIRE, RESCUE & OEM REPORT

Fire Department has taken delivery of the new fire truck and would like the public to be able view the truck. Secondly, working on the firehouse reconstruction project and running into some problems. Building Committee should meet to review and discuss the project as it progresses. Borough Administrator, JoAnne Sendler stated that she has spoken to Borough Engineer, Daren Phil and he has asked the Council to allow going to twenty percent due to the contractor moving very rapidly and that could stall the project.

Councilman Sadow-PARKS & RECREATION REPORT

Will be conducting a survey at the Park and Ride lot to determine the ridership in Mount Arlington for both train and bus. Purpose is to see if the Borough should go forward with a commuter trolley service. This effort is to try to gather data in support of any service which will promote ridership which will in turn bring forth a need and in turn a service for pedestrian traffic.

Councilman Sorge-PERSONNEL & PUBLIC RELATIONS CHAIR

Nothing to report at this time.

Councilman Driscoll – FINANCE CHAIR

Nothing to report at this time.

**8. New Business**

None.

**9. Utility Receipt Reports** for the Month of July, 2009 & Month of August, 2009.

The Deputy Clerk read the Utility Receipt Report for the Month of July 2009 into the record: Grand Total: \$243,967.30.

The Deputy Clerk read the Utility Receipt Report for the Month of August 2009 into the record: Grand Total: \$188,997.94.

**Tax Collector's Reports** for the Month of July, 2009 & Month of August, 2009.

The Deputy Clerk read the Tax Collector's Report for the Month of July 2009 into the record: Total Receipts: \$2,304,279.89.

The Deputy Clerk read the Tax Collector's Report for the Month of August 2009 into the record: Total Receipts: \$1,635,977.36.

**10. Finance Reports** for the Month of July, 2009 & Month of August, 2009.

The Deputy Clerk read the Finance Report for the Month of July 2009 into the record: Ending Balance: \$7,769,544.52.

The Deputy Clerk read the Finance Report for the Month of August 2009 into the record: Ending Balance: \$8,947,384.25.

**11. Open to Public**

-Paula Danchuk – 50 Elizabeth Way  
Emailed questions ahead of time. Question regarding Attachment A of Jefferson Contract. Borough Attorney, Matthew Giacobbe stated the agreement went out incorrect and will be corrected to specify Mount Olive. Once corrected it will be available to the public.

Questioned Resolution 2009-116, and retroactive police payroll; if there is no police contract, how can there be police payroll? Borough Attorney, Matthew Giacobbe explained that until a police contract is set in place, the Borough can act and did act on

the Memorandum of Agreement which modifies the existing collective bargaining agreement.

Questioned Council's vote on spending \$17,000 in salary increases. Mayor Ondish stated that there was a discussion and then a decision was made.

-Veronica Silkes – 668 Succasunna Road

Questioned number of Borough Employees. Asked Borough Administrator, JoAnne Sender about the number of employees stating she was told 29. Borough Administrator added in the Council members to confirm 36 and confirmed again the personnel count at the police station as being 15, which includes the police secretary.

Questions regarding the budget. Mayor Ondish stated that the Budget Hearing is over and at the Citizens Budget Review Meeting the professionals stated these numbers are justified and work with our budget.

Wanted to point out that the next Council Meeting is scheduled on Yom Kippur and Mayor Ondish stated that we are cancelling it.

-Wendy Mahler – 35 Mountainview Avenue

Discussed letter from the Commissioner of Unemployment Benefits in Trenton and felt no employees should be receiving increases.

## 12. Approval of Minutes

July 13, 2009 Regular Meeting

Motion to Approve: Council President Cerasoli

Second: Councilwoman Galate

Roll Call: Driscoll, Sorge (Abstain), Sadow, Galate, Council President Cerasoli, Doran (Abstain)

Motion Approved.

August 3, 2009 Regular Meeting

Motion to Approve: Council President Cerasoli

Second: Councilman Doran

Roll Call: Driscoll, Sorge, Sadow, Galate, Council President Cerasoli, Doran

Motion Approved with correction.

August 11, 2009 Special Meeting

Motion to Approve: Council President Cerasoli

Second: Councilman Doran

Roll Call: Driscoll, Sorge, Sadow, Galate, Council President Cerasoli, Doran

Motion Approved.

### 13. Resolutions

- 2009-141 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 September 14, 2009.
- Motion to Approve: Councilman Sorge  
 Second: Councilman Sadow  
 Roll Call: Driscoll, Sorge, Sadow, Galate – except #7883, Council President Cerasoli, Doran –except #7799, 09-01204, #7834, #7870, 09-01255  
 Motion Approved.
- 2009-142 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Approving the 2009 Temporary Budget 9/14/09 Version.
- Motion to Remove from the Agenda: Councilman Sadow  
 Second: Council President Cerasoli  
 All in Favor –Aye  
 None Opposed  
 Motion Approved.
- 2009-143 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Close Out of Public Assistance Trust Account I and the Transfer of the Balance to the Borough's Current Account.
- 2009-144 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Close Out of Public Assistance Trust Account II and the Return of the Balance to the State of New Jersey.
- 2009-145 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Establishment of a Petty Cash Fund for the Finance Office.
- 2009-146 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Cancellation of a Stale Check.
- 2009-147 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Supporting an Amendment to the Open Public Records Act.
- 2009-148 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Creating a Complete Count Committee in Support of the 2010 Census.
- 2009-149 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Disposal of Vehicles no Longer Needed by the Borough of Mount Arlington through GovDeals Auction.
- 2009-150 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Disposal of Surplus Property through GovDeals Auction.

2009-151 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requesting the Legislature to Restructure and Bring Fairness to Tax and Franchise Fees Imposed on Telecommunications and Cable Telecommunications Service Providers in New Jersey.

Motion to Approve Resolutions #2009-143-#2009-151 by Consent:  
Councilman Sorge  
Second: Councilman Sadow  
Roll Call: Driscoll, Sorge, Sadow, Galate, Council President Cerasoli, Doran  
Motion Approved.

**14. Ordinances – Introduction**

22-09 An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending Chapter 17.24.8 Signs of the Code of the Borough of Mount Arlington.

Mayor Ondish read Ordinance 22-09 by Title.  
Motion to Approve: Councilman Driscoll made the motion and stated that Ordinance 22-09 be introduced by Title and passed on First Reading and that a meeting be held on October 12, 2009 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 Doran

Borough Attorney, Matthew Giacobbe stated that the Ordinance was reviewed by an expert in first amendment law in New Jersey who suggested changes to bring it into compliance with the first amendment. Question from Councilman Sadow regarding if there is a distinction between a sign and a billboard? The Borough Attorney stated that there is and it would be found in the zoning code. He further explains that the term political sign does not mean that this Ordinance is hampering freedom of speech. It just means type of sign, "signs are signs". Question from Councilman Sadow regarding the anchoring of such large billboard sized signs and the potential public safety hazard these signs may pose if the anchoring comes loose and they blow over. Are there structural issues for the construction of these temporary billboard signs? The Borough Attorney stated he would need to check the Zoning Ordinances to see if we have a Billboard Ordinance. Zoning Officer, Joseph Weaver, present at meeting, stated that billboard signs would be considered a sign and a structure. Councilman Sadow stated he would like to have included in the draft the size, structural elements and required permits for the constructed sign. The Borough Attorney stated that the courts have said that signs have to be large enough to be effective so people can read them but the Borough can put size restrictions for the temporary signs to be in compliance with the first amendment so it is effective speech. Question

from Councilman Sadow regarding this Ordinance putting into place a fee for the temporary commercial signs that show up from out of state vendors, ie: mattress sales, that litter the streets and a penalty for non-removal. The Borough Attorney advises not to impose a fee to place the sign because it might be seen as an impediment to free speech, rather, impose a fine if they do not remove them after proper notification. Question from Councilman Sadow regarding the distinction between what signs are commercial and all other signs. The Borough Attorney stated this is very difficult, because once the Borough starts making this distinction, then it's a distinction on speech. Question from Councilman Driscoll regarding the Ordinance and what signs are publicly authorized signs in the right-of-way. Borough Attorney, Matthew Giacobbe stated that publicly authorized signs are stop signs, yield signs, hospital signs.

Mayor Ondish asks for further discussion.

Roll Call: Driscoll, Sorge, Sadow, Galate, Council President Cerasoli, Doran with no changes.

Motion Approved.

Motion to go back to Item #6 Discussion on the Agenda:

Councilman Driscoll

Second: Councilman Sorge

All in Favor -Aye

None Opposed

Motion Approved.

## 6. Discussion

Bruce and Lynda Tobey, 4 Lee Drive, Mount Arlington:

Notice of Property Maintenance Violation and Appeal Letter from Mr. and Mrs. Tobey.

Mayor Ondish stated that Mr. and Mrs. Tobey received a Notice of Property Maintenance Violation from the Borough and the Borough received an Appeal Letter from the Mr. and Mrs. Tobey. Mayor Ondish invited the Tobey's to come forward to discuss their situation. Mrs. Tobey brought her neighbors who are aware of the situation. Mr. Tobey explained to Mayor Ondish and Council that he and his wife want to appeal the violation they received regarding their recreational vehicles and where the vehicles can be parked. One boat parked on his side yard because he has no back yard due to a hill. It is parked on a stone pad. The other boat is kept in storage at Lee's Park in the winter, and when not in the water during the summer, he parks the boat and trailer on the side yard/street.

Zoning Officer, Joseph Weaver, stated that according to the Zoning Ordinances, Mr. Tobey is parking on the front yard, not the side yard and this is the nature of the violation. The Ordinance also states that you are only allowed to have one recreational vehicle per lot and the Tobey's have three. Mr. Tobey stated that the smaller of the three trailers will be moved within the next several weeks and the other trailer is only parked for a few months and the other places to store boats in town you

have to pay. He and his wife are on fixed incomes. Mayor Ondish stated that the intent is to make the Borough look a little cleaner by not having boats with trailers and recreational vehicles all over on properties and not complying according to the Ordinance. Joseph Weaver was instructed to follow the Ordinance and issue violations if necessary. It was decided that the Ordinance would be strictly enforced. Councilwoman Galate asked the neighbors if the boat was between the houses. The neighbors commented that it was between the houses but could not be seen because of the grade.

Councilman Doran extended his concern for the Tobey's situation as he too faces the same property situation as a boat owner with no back yard. He asked the Tobey's to try to understand the position of the Council in their decision for what the Council feels is in the best interest for the residents of the Borough to enhance property values and make the town look better. Mrs. Tobey stated nobody drives by their neighborhood. Councilman Doran stated that the law is meant to be enforced for everyone and the only way that the Borough can stand behind the Ordinance and make sure everyone follows it is if it is enforced. It is not a law to be followed only during six months of the winter. Councilman Doran stated to the Tobey's to try to help the Council and follow the Ordinance and remove additional trailers permanently.

Mrs. Tobey stated that she walks daily with her dogs and she walks through the town. She has passed areas where there is garbage thrown on the streets and homes with junk cars in the driveway. Mrs. Tobey maintains her home and cannot understand as retired citizens in a boating community why she can't park her trailer for the summer season where she can. Councilman Doran stated that the Council is not here to hurt the community in anyway, rather to upgrade the community so that everyone wants to move to Mount Arlington. Councilwoman Galate stated that she would be in favor of more discretionary laws because it is a boating community and mentioned that the Borough is working on a storage facility over at the old Borough dumping ground which would help alleviate some of the storage problems for residents. Borough Attorney, Matthew Giacobbe advised there are problems with the term discretionary.

Mayor Ondish summed it up by saying that it is with good intention and a goal of beautification of the town and not harm to residents that enforcement of the Zoning Ordinances takes place. Mayor Ondish asks for more comment of the Council. Councilman Driscoll stated that he owns a small piece of property and a large boat. When the boat was purchased, Councilman Driscoll made the decision to not house the boat on his property or impose on his neighbors to look at his boat he tried to fit on his property. Councilman Driscoll pays to dock his boat at a marina because he has no room on his property. Mrs. Tobey comments that her property is not necessarily small, but she can't get to her back yard because of a rock wall.

Mayor Ondish asked the Council if they need more time to reach a decision. Borough Attorney, Matthew Giacobbe stated that there would have to be a motion and a second to overturn the decision of the Zoning Officer by the Council and a Roll Call Vote and as the Zoning Officer said, there was a neighbor who complained about the trailers which is how this violation came about. If there is no action then the Zoning Officer's decision stands.



Mr. Al Dunphy, neighbor to the Tobey's, on Lee Drive had a question regarding cars and the parking of the cars in the street if there are more than two cars. Borough Attorney, Matthew Giacobbe stated this is a hearing for the Tobey's matter. Mayor Ondish thanked Mr. Dunphy and welcomed him to address his concerns at any future meeting.

Mayor Ondish stated that the matter is now closed. Borough Attorney, Matthew Giacobbe explains that the Council can take no action or if the Council wishes to overturn the Zoning Officer's Recommendation there must be a motion, a second and roll call vote.

Mayor Ondish makes a Motion to Overturn Zoning Officer's Decision.

No Council Member makes the Motion.

Second: None

Motion: Denied, Zoning Officer's Recommendation Stands.

Councilwoman Galate states Joe Weaver does an excellent job and this was initiated on a complaint.

#### **15. Ordinances – Second Reading**

Mayor Ondish stated that there were no Ordinances for Second Reading.

#### **16. Motions**

Mayor Ondish stated that there were no Motions.

#### **17. Mayor's Report**

Mayor Ondish read his report into the record.

Mayor Ondish addresses the Communication's Packet and asks Councilman Sadow to bring forth any discussion he has on any items. Councilman Sadow stated that there has been some water allocation issues down at the office buildings. Noticed some literature in the packet regarding a Water Transfer Plan based on credits that seems to be working in and around the Atlanta, Georgia area. Unsure if program exists in New Jersey and would like to ask the Borough Engineer, Daren Phil and any other appropriate person to look into changing over office buildings which will help with water conservation. Councilman Sadow stated that the Borough has seen cooperation from the developers of these projects in the past and there might be a way to help fund the changeover. Councilman Sadow questioned the twenty pages of Roxbury Ordinances in the packet and any potential development of Hercules or something else that could impact Mount Arlington? Mayor Ondish stated he couldn't comment on Hercules but he did know that it was customary that Municipalities send neighboring Municipalities changes. Councilman Sadow asked if there was a place to get this information. Deputy Clerk, Tina Mayer, offered to obtain information for Councilman Sadow.

#### **18. Borough Administrator's Report**

The Borough Administrator, JoAnne Sendler requested to cancel, as requested by Council, the September 28, 2009 Council Meeting. Looking to schedule meeting next week to address items and have closed session at the Municipal Building, not at MAPS.

Next regularly scheduled meeting is October 12, 2009 and if changed, everyone will be notified.

The Borough Administrator stated that the Fire Chief received a letter from the County asking if the Borough would like to donate the old Fire truck to them rather than sell it. Councilman Sadow asked what does the Borough receive? The Borough Administrator stated that the Fire Department will be going to Wildwood for the Fireman's Convention and would like to take the new fire truck with them on September 17<sup>th</sup> and return it back to the Borough on September 20<sup>th</sup>. During the time the truck is away it will be insured by the company that built it. The Borough Administrator added that the Fire Department wants to show it off and it is exciting for them. Councilman Sadow asked where the truck would be. The Borough Administrator stated that the fire truck would be in Wildwood. Councilman Sadow had a concern that the truck would be out of service to the Borough residents. Borough Attorney, Matthew Giacobbe stated that before anything can take place, the insurance certification needs to be in place for full replacement costs. Councilman Sadow was concerned about the personnel coverage situation for the Borough during the convention. Kevin Inglis, DPW Employee for the Borough and Volunteer Fire Fighter, present at the meeting stated that usually the Dealer drives the apparatus down. At night there is twenty four hour security for the apparatus. Mayor Ondish asked Kevin Inglis who pays for the fuel. Kevin Inglis stated it is his experience that the Dealer usually pays. The Borough Administrator stated that the fire truck is under warranty and the Fire Chief mentioned that the Fire Department would like to take the truck for a long run to see if anything is wrong with it. Borough Attorney, Matthew Giacobbe needs something from the Dealer that holds the Borough blameless in case of an accident.

The Borough Administrator is looking at setting up a Zoning Committee Meeting and more discussion of Joe Weaver's Role and the Department because it is a Professional Service.

The Borough Administrator requested Councilman Driscoll's help with the known situation of the Clerk's e-mail and asked for him to give both the Administrator and Tina Mayer guidance.

#### 19. Executive Session

2009-152 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.

#### 20. Adjourn

Motion to Adjourn: Councilman Sorge  
 Second: Councilman Doran  
 All in Favor -Aye  
 None Opposed  
 Motion Approved.

---

Tina Mayer  
Deputy Borough Clerk

Council Minutes Approved at Meeting of November 10, 2009.

# 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 July 2009

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>COLLECTED IN JULY 2008</u>
\$ 38,719.67	SOLID WASTE RECEIPTS	\$ 35,122.38
\$ 157,540.24	SEWER RECEIPTS	\$ 149,314.09
\$ 47,707.39	WATER RECEIPTS	\$ 58,817.71
\$ 243,967.30	GRAND TOTAL	\$ 243,254.18
\$ 0.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
	WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)	

Completed By Patricia E. Simari, CTC

cc: c Mayor & Council  
Carolyn  
Monica  
c:\trial\balance\utility

# 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 August 2009

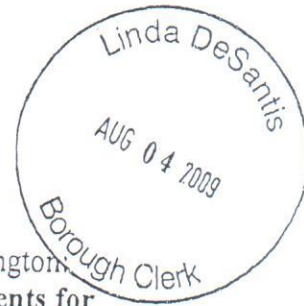
<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>COLLECTED IN AUGUST 2008</u>
\$ 42,282.17	SOLID WASTE RECEIPTS	\$ 46,939.24
\$ 102,062.34	SEWER RECEIPTS	\$ 108,767.00
\$ 44,653.43	WATER RECEIPTS	\$ 48,468.56
\$ 188,997.94	<b>GRAND TOTAL</b>	<b>\$ 204,174.80</b>
\$ 0.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
	WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)	
\$ 20.00	RETURN CHECK FEE (SEWER)	
\$ 20.00	RETURN CHECK FEE (WATER)	

Completed By Patricia E. Simari, CTC

cc: Mayor & Council  
Carolyn  
Monica  
c:\trialbalance\utility

# 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 July 2009

Dated Aug. 3, 2009

Completed By Patricia E. Simari, CTC

### Collections:

Current Taxes (8-01-17-001-001)	\$ <u>2,299,977.45</u>
___ Taxes (8-01-17-001-002)	
___ Taxes (Collected at Tax Sale)	
Future Taxes (8-01-17-001-004)	
Municipal Redemption (8-01-17-004-001)	
Interest & Costs (8-01-08-112-000)	\$ <u>990.84</u>
Interest & Costs (Collected at Tax Sale)	
Return Ck. Fee (8-01-16-500-021)	
Tax Searches (8-01-08-105-010)	
Duplicate Bills (8-01-16-500-021)	\$ <u>36.00</u>
3 <sup>rd</sup> Party Red./Subs (8-01-17-004-002)	\$ <u>3,075.72</u>
3 <sup>rd</sup> Party Red. Int./Fees (8-01-17-004-003)	\$ <u>140.63</u>
Misc. Copies (8-01-16-500-021)	\$ <u>59.25</u>
Tax Sale Costs (8-01-17-001-005)	
Tax Sale Costs (Collected at Tax Sale)	
Tax Sale Premiums	
6% Delinquent Penalty (8-01-16-500-021)	
Tax Paid Certification	
<b>Total Receipts</b>	<b>\$ <u>2,304,279.89</u></b>
<b><u>Total Receipts July 2008:</u></b>	<b>\$ <u>724,765.52</u></b>

cc: Carolyn  
Monica  
c:\trial\balancereceipts

# 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 August 2009

Dated Sept. 1, 2009

Completed By Patricia E. Simari, CTC

### Collections:

Current Taxes (9-01-17-001-001)	\$ <u>1,634,866.43</u>
___ Taxes (9-01-17-001-002)	
___ Taxes (Collected at Tax Sale)	
Future Taxes (9-01-17-001-004)	
Municipal Redemption (9-01-17-004-001)	
Interest & Costs (9-01-08-112-000)	\$ <u>710.18</u>
Interest & Costs (Collected at Tax Sale)	
Return Ck. Fee (9-01-16-500-021)	\$ <u>40.00</u>
Tax Searches (9-01-08-105-010)	
Duplicate Bills (9-01-16-500-021)	\$ <u>318.00</u>
3 <sup>rd</sup> Party Red./Subs (9-01-17-004-002)	
3 <sup>rd</sup> Party Red. Int./Fees (9-01-17-004-003)	
Misc. Copies (9-01-16-500-021)	\$ <u>42.75</u>
Tax Sale Costs (9-01-17-001-005)	
Tax Sale Costs (Collected at Tax Sale)	
Tax Sale Premiums	
6% Delinquent Penalty (9-01-16-500-021)	
Tax Paid Certification	
<b>Total Receipts</b>	<b>\$ <u>1,635,977.36</u></b>
<b><u>Total Receipts August 2008:</u></b>	<b>\$ <u>3,349,104.06</u></b>

cc: Carolyn  
Monica  
c:\trialbalancereceipts

BOROUGH OF MOUNT ARLINGTON  
FINANCE OFFICE

Finance Report for July 2009

Beginning Balance	6,478,269.97
Receipts	2,782,636.98
Disbursements	1,491,362.43
Ending Balance	<b>7,769,544.52</b>



BOROUGH OF MOUNT ARLINGTON  
FINANCE OFFICE

Finance Report for August 2009

Beginning Balance	7,769,544.52
Receipts	2,041,878.22
Disbursements	864,038.49
Ending Balance	<b>8,947,384.25</b>

20 years. I have worked with Helen since becoming part of the league and she has always been helpful and dedicated. One of the committees she was deeply involved with and dedicated to was the legislative review committee. She will be missed.

8/17/09- Chaired the Lake Hopatcong Commission meeting in Jefferson Twp.

8/18/09- Attended the Mayors Committee for a green future core business partner meeting in New Brunswick. This meeting was with those who helped develop Sustainable Jersey. This meeting was to discuss the next steps and how SJ will evolve in the future.

8/20/09- Attended the Raritan Highlands Compact meeting in Randolph.

8/21/09- Officiated a wedding.

8/22/09- Officiated a wedding at the Arlington.

8/25/09- Had 5 high level DEP representatives out on Lake Hopatcong for the day to give them a tour of the Lake. There will be a change of the DEP representative on the LHC so it was great to have the new person who will step in have a first hand view of the lake. We also visited the site on Castle Rock Road where one of the DEP grant funded water filtration devices was being installed. Then we headed back to the state park to get a up close and personal tour of a harvester to show what complicated

pieces of machinery they are and how much there is to maintain.

8/26/09- Attended another meeting with the Mayors and Freeholder directors from Sussex and Morris Counties, as well as the administrators to discuss how to deal with Lake Hopatcong. It was agreed that we need to look into another shared service plan. Both the Shared service coordinators for both counties are going to meet and discuss how to go about seeking funding for a shared service operation.

9/9/09- Traveled to Trenton and joined JoAnne and Bud Jones our Auditor to attend our cap waiver hearing with the DCA. We were able to explain why we are asking for this waiver and the steps we have taken to avoid having to be back next year for another round. They were very understanding and granted the waiver to us.

9/9-10/09- Attended the H209 forum at Liberty Science Center. This forum was based on "Water challenges for coastal cities from the Dutch delta to the Hudson river. It was a very educational experience. I had the opportunity to meet several members of the Dutch parliament as well as network with high ranking officials from New York and New Jersey. I sat in on panel discussions and was given the opportunity to address the conference about how the many organizations that I am a part of interact with the same issues discussed at the forum. Water and sewer issues were a hot topic. It was good to talk about Sustainable Jersey and how NJ is moving forward with ways to protect our natural resources.

9/12/09- Attended the Annual Conference of Mayors Seafood festival and seminar held at Barnegat Light on LBI. Had the chance to spend time with acting Commissioner Richman of the DCA. I thanked him for our extraordinary aide and for our cap waiver. He said he knows me and knows that we are doing everything we can do combat this economic downturn and applauds us for the actions we have taken to reduce our costs and try and generate revenue. I also had the chance to spend some time with DEP Commissioner Mauriello. We discussed Lake Hopatcong and how we can work together for future funding. I will be traveling to Trenton sometime in the beginning of October, with Mayor Petillo from Hopatcong Borough to meet with Commissioner Mauriello to discuss some shared service ideas. He is very open and willing to help us in any way he can. I also had the chance to network with Mayors from all over the state to discuss ongoing issues facing all of us as Mayors. I also took my oath of office as a member of the Board of Directors of the NJ Conference of Mayors.

9/12/09- Officiated a wedding at the Arlington.

1

**BOROUGH OF MOUNT ARLINGTON  
COUNCIL MEETING MINUTES  
OCTOBER 13, 2009**

**1. Call to Order**

Mayor Arthur Ondish welcomed all in attendance and called the meeting 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 Wednesday, December 31, 2008; notice was posted on the bulletin board in the main hallway of the Municipal Building on December 31, 2008 and has been available to the public; notice of this meeting is on file in the office of the Borough Clerk. Notice of this meeting was subsequently re-advertised as a Change in Meeting Date Notice in the Daily Record on October 7, 2009; was posted on the bulletin board in the main hallway of the Municipal Building on October 7, 2009 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**

Mayor Arthur Ondish led the flag salute.

Mayor Ondish also asked for a moment to pause to remember our armed forces fighting for us and pray for their speedy and safe return.

**4. Roll Call**

Councilman Driscoll, Councilman Sorge, Councilwoman Galate, Council President Cerasoli, Councilman Doran, Mayor Ondish, Borough Administrator - JoAnne Sandler and Borough Attorney-Matthew Giacobbe, were also present. Councilman Sadow Absent.

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

Mayor's Appointments of Roy Morance as Member to the Board of Health, Keith Licata as OEM Coordinator and Paul Nelson as Deputy OEM Coordinator. Roy Morance was absent from the meeting and will be sworn in at a later date. Borough Attorney, Matthew Giacobbe administered the oaths for OEM Coordinator and Deputy OEM Coordinator when both Paul Nelson and Keith Licata were present which took place after Old Business Discussion.

## 6. Old Business

### 1. Discussion Re: Borough Planner.

Borough Administrator, JoAnne Sandler stated that there was a Zoning Meeting to plan for next year; to be prepared for redoing the Borough's Master Plan and be an understanding of what will be an impact on the budget and to assess the dollars. At this meeting, the suggestion from the committee and the professionals on the committee was to look at the vision for the community and to interview planners to see what they have to offer the Borough of Mount Arlington. Mayor Ondish stated that he has appointed a Borough Planner, Donna Holmquist, who has forward thinking and is using new technology. Mayor Ondish invited Ms. Holmquist to attend today's meeting so she could meet everyone and touch base but she was unable to attend. Mayor Ondish stated that he would like to have a meeting with Ms. Holmquist and Council. Councilman Sorge suggested that the Council meet with other Planners in addition to Ms. Holmquist to compare. The Mayor welcomed the suggestion. Councilman Sorge asked the rest of Council for their thoughts on his suggestion of meeting with other candidates in addition to Ms. Holmquist. Other members of Council concurred. Councilman Doran stated that the Borough would need a quote due to the fact that it is a requirement to update the Master Plan. It will be thousands of dollars. Mayor Ondish stated that you do not need a quote but Borough Attorney, Matthew Giacobbe stated that you can interview or do a Request for Proposal. Councilman Doran stated that he would like to see this as part of the interview process to see what the costs will be for the Borough. Borough Administrator, JoAnne Sandler stated that she would get back to the Zoning Committee about one person already. Council President Cerasoli asked about the Land Use Board and asked if they have an input on the Master Plan. The Borough Administrator stated that Mike Selvaggi, Land Use Board Attorney and Daren Phil, Borough Engineer asked to be included in the interviews, but the Borough Engineer did not want to be considered as Planners.

### 2. Council Committee Reports.

#### Councilwoman Galate- POLICE LIAISON REPORT

The FOP had a car show two weekends ago. Officer Pat DeRosa organized it and there is a lot of work that goes into it. Lieutenant Licata organized a bike race last weekend and on the 25<sup>th</sup> is a Karate Tournament. Detective DiStasio did an Identity Theft Seminar with the Seniors at the Carriage Club and Seasons Glen. Board of Ed: Schools are Open. Sustainable New Jersey: will be applying for certification January 1, 2010.

Council President Cerasoli-DPW, BUILDINGS, GROUNDS & UTILITIES REPORT  
Has extensive DPW Reports to be made part of the minutes. The DPW Supervisor has been very busy pouring asphalt, repairing roads and catch basins, Meals on Wheels.

#### Councilman Doran-FIRE, RESCUE & OEM REPORT

Sorry to have missed the forty mile bike-a-thon. With the help of the Borough Administrator, JoAnne Sandler, some ideas were developed to offer safe locations for the Fire Department to make collections. One location was Lee County Park because of the large events that are held there and the potential for large groups of people who are non-resident visitors who can support the Fire Department. This information was shared with the Fire Chief. Mayor Ondish asked how the regular bucket collections at Quik Check were going. Councilman Doran stated that he did not hear any feedback. Construction at the firehouse is proceeding. A lot of work has been completed. Looking to complete the

new home for the Rescue Squad by the end of the month. Councilman Doran concluded by stating that we are getting to the heating season and looking at the past season with the house fires. Many can be traced to defects in chimneys and wood burning stoves. Suggested when feasible to include as many reminders as possible to the public over the next couple of months to have their chimneys inspected because it may save a life or save a house. The electronic sign is a good option to use as well. Mayor Ondish asked about the company that came in and talked about chimney fires. The Borough Administrator stated that the Fire Department handled that. Councilman Doran stated that it is important to get it into the minds of people who are wood burners that they need to clean and maintain their chimneys because when they use their stoves they create creosote and this becomes one of the causes of a chimney fire.

**7. New Business**

The Mayor stated there was no new business.

**8. Utility Receipt Report for the Month of September, 2009.**

The Deputy Clerk read the Utility Receipt Report for the Month of September 2009 into the record: Total Amount: \$47,206.34.

**Tax Collector's Report for the Month of September, 2009.**

The Deputy Clerk read the Tax Collector's Report for the Month of September 2009 into the record: Total Receipts: \$163,303.52.

**9. Finance Report for the Month of September, 2009.**

The Deputy Clerk read the Finance Report for the Month of September 2009 into the record: Ending Balance: \$8,065,179.82.

**10. Open to Public**

-Nick Andrews – 121 Orben Drive

Living across the street from a home built on wetlands and the owner has fines against him. The home is half finished, has broken glass, poses a health issues. Chief complaint is dying trees. Presented Council with copy of Ordinance Chapter 53 regarding trees. The Zoning Officer needs to address the dying trees. The trees are near the school bus stop.

-Bill Kosch – 526 Henmar Drive

Questioned if the vegetation between the emergency vehicles parking area and Pat's Bar could be cut back for better visibility when pulling out. Mayor Ondish stated that the Borough would look into it.

Questioned that the school had an article in the paper regarding putting in a new boiler and the saved \$30,000 by doing so and asked where does the money go. Borough Attorney, Matthew Giacobbe stated as a general rule that anything over 2 to 2.5 percent goes back in the form of tax relief. Councilwoman Galate and Mayor Ondish stated that this is an issue to address with the Board of Education.

Questioned the bus shelters and asked if they can be removed. The Borough Administrator stated that we have tried but they are on County property and it is difficult,

but they are bus shelters for the children. The Mayor stated that the Borough looked into redoing them several years ago but it is difficult because they are on County property.

Questioned who paid for the DPW worker's salary when the Borough had trouble with weeds on the Lake this past summer. Mayor Ondish stated that the Borough had a shared service agreement with the four towns and two Counties in order to do some work on the lake. Everyone donated employees and we received some money from the State. Council President and DPW Liaison Cerasoli stated it was a very limited amount of time.

Veronica Silkes – 668 Succasunna Road

Questioned if the new Salary Resolution will be retroactive to January 2009. Mayor Ondish stated it would be.

Questioned if the Mayor and Council will still be investing time and energy in investigating a trolley service for the town when newspaper statistics say ridership is down. Mayor Ondish stated that Councilman Sadow is heading this topic up and he is not present today to comment. Councilman Doran stated that he read the same Opinion Section newspaper article by Rob Jennings with interest and mentioned how this article gave numbers based on the worst employment time in New Jersey. Councilman Doran further stated that the article did not comment on how some of the loss of ridership or lack of increase in ridership could be due to the fact that there is ten percent unemployment, and Amtrak reported that they have lost over one million riders and most of it is in the North East because of the economy and the loss of jobs. Councilman Doran stated that he feels that there is a relationship there and it is inaccurate to present the opinions that were made without including some comment about the impact of the economy on ridership anywhere.

Frank Hughes – 436 Howard Boulevard

Mr. Hughes stated that he has lived in the Borough for 43 years and has watched the middle of the town go down and continue go down until this year when the work was done on Streetscape. Mr. Hughes congratulated the Mayor and Council for a nice job and for fixing up the old part of town. Mayor Ondish thanked Mr. Hughes for positive feedback and stated that the Streetscape was ten years of planning starting with Mayor LoPonte. The Mayor stated so much goes into it from the Borough Engineer to grants and permits and it helps protect the Borough and make it a better asset. Councilman Doran stated that of any project he has been involved in this project he has received so much favorable review. Councilwoman Galate stated the Borough is always looking towards the future and planning for the future with regard to the train station and the town itself so the Borough is first in line not last in line. The Mayor discussed the potential train services.

Paula Danchuk – 50 Elizabeth Way

Questioned the money for tree replacement that was promised to the Borough from the rock fall project on Route 80 and now money is being used to by property in Wharton. Mayor Ondish stated he is aware of the tree replacement project and Borough Administrator, JoAnne Sandler stated that the Borough Clerk was in touch with this issue prior to being out and the Borough was told we were going to receive \$7,500.



9/25- Attended a wind energy symposium at Rutgers. I obtained some information about ordinances that we will need to get in place to proactively avoid problems in the future.

Came back to town and officiated a wedding ceremony at a private residence in town.

9/28- Attended a meeting with the Picatinny work group.

Attended a fund raiser in Hopatcong Borough

9/29- Attended a meeting of the League of Municipalities School Funding Action Planning meeting in Trenton. This is a committee put together to examine alternative ways to fund education outside of property taxes.

Per an invitation from Mayor DeFillipo, I attended a beefsteak dinner in Roxbury.

9/30- Attended a meeting in my office with JoAnne, Paul Nelson, Daren and the MUA to make sure our lines of communication are open. It was a productive meeting.

Attended a League of Municipalities Legislative Review Committee meeting in Princeton.

10/5- Attended a "Next Level" discussion meeting about Sustainable Jersey, with the Mayors Committee for a Green Future at the Bluestein School in New Brunswick.

Questioned the Ordinance up for Introduction, #23-09 and asked where the \$53,000 is coming from and asked if the Borough is financing more money. The Borough Administrator stated that the \$53,000 is a direct contribution from the County and there are no Borough funds involved and further explained that in order for the Borough to spend money there has to be an Ordinance and the Ordinance will state that no debt is being incurred. Mayor Ondish stated that a few meetings ago he publicly thanked the County for picking up the tab on this project.

## 11. Resolutions

- 2009-153** 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 October 12, 2009.
- Motion to Approve: Councilman Sorge  
 Second: Council President Cerasoli  
 Roll Call: Driscoll, Sorge, Sadow (Absent), Galate, Council President Cerasoli, Doran  
 Motion Approved.
- 2009-154** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requesting Approval of Items of Revenue and Appropriation.
- 2009-155** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requesting Approval from the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Landfill Escrow.
- 2009-156** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requesting Approval from the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Affordable Housing.
- 2009-157** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing an Agreement Between the Borough of Mount Arlington and the County of Morris Providing for the Reimbursement for the Windemere Roadway Reconstruction and Howard Boulevard Pedestrian Walkway Improvements, Milling and Paving.
- 2009-158** 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 Borough Wide Landscaping Services.
- 2009-159** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Lieutenant Keith Licata OEM Coordinator.
- 2009-160** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Paul Nelson as Deputy OEM Coordinator.

2009-161 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing the Local Emergency Planning Council.

Motion to Approve Resolutions #2009-154-#2009-161 by Consent:  
 Councilman Sorge  
 Second: Councilman Driscoll  
 Roll Call: Driscoll, Sorge, Sadow (Absent), Galate, Council President Cerasoli, Doran  
 Motion Approved.

## 12. Ordinances – Introduction

23-09 An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Providing for the Howard Boulevard Street Scape Improvements in the Borough of Mount Arlington, and Appropriating \$59,770 for Said Improvements Authorized to be Undertaken in and by the Borough of Mount Arlington, in the County of Morris.

Mayor Ondish read Ordinance 23-09 by Title.

Motion to Approve: Councilman Driscoll made the motion and stated that Ordinance 23-09 be introduced by Title and passed on First Reading and that a meeting be held on November 9, 2009 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: Council President Cerasoli

Mayor Ondish asked the Council for any discussion.

Roll Call: Driscoll, Sorge, Sadow (Absent), Galate, Council President Cerasoli, Doran

Motion Approved.

## 13. Ordinances – Second Reading

22-09 An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending Chapter 17.24.8 Signs of the Code of the Borough of Mount Arlington.

The Mayor opened the Hearing to the Public on Ordinance #22-09 and read the Ordinance by Title.

Paula Danchuk – 50 Elizabeth Way

Questioned new rules and regulations in Ordinance regarding holiday signs, stork baby signs, writing on balloons and why these were included. Borough Attorney, Matthew Giacobbe stated that signs need to be treated the same across the board, do not obstruct traffic or become a public safety hazard.

Ms. Danchuk stated that it is the feeling of the people in town that administration is encroaching on the rights of the citizens by over administrating, taxing, and regulating. Questioned how this new sign Ordinance can be enforced since the zoning and property maintenance Ordinance is hard to enforce currently due to the amount of work. Councilwoman Galate stated that if you don't see signs it doesn't affect you, so the Ordinance has to be enforceable for everyone. The Borough Attorney stated that regarding private property as long as it complies with the Ordinance and the other Borough Ordinances you are permitted to do it.

Veronica Silkes – 668 Succasunna Road

Presented to Council four, first amendment, freedom of speech and freedom of press handouts. Discussed the handouts. Ms. Silkes stated that the current Sign Ordinance could be enforced and by making it overbroad allows the government to make a decision on a case by case basis and that is not what the law is suppose to do. Ms. Silkes chose not to move into a gated community because she and her husband wanted the freedom to be able to do what they wanted with their property. Councilman Sorge asked Ms. Silkes if she has driven through Seasons Glen or Ridgeview and noticed how aesthetically nice looking these communities are. Councilman Sorge further stated that this is due to the rules and regulations that prohibit any signs or any type of advertisement and it is enforced. Councilwoman Galate asked Ms. Silkes what specific sign she wanted to put up that this Ordinance might prevent her from doing and the Council can address it and further stated she was trying to understand her issue. Borough Attorney, Matthew Giacobbe stated there is no content restriction on a sign other than obscenities. Sign Ordinance allows people to put up signs with rules even on their private property. Further stated regarding the first amendment that the Supreme Court said you can have time, place and manner restrictions.

Scott Levitt – 137 Crestview Lane

Questioned if a resident had a blow up figurine on their law in the shape of a football player, Jets or Giants is that considered a billboard. Also the blowup Halloween Figures. Borough Attorney, Matthew Giacobbe stated he would have to look at the Borough Zoning Laws and further stated if a neighbor wanted to put up a 20 x 10 foot billboard in the front yard to take a position on abortion, that is not permitted although the neighbor is allowed to put up a sign which is aesthetically more pleasing.

Mr. Levitt stated that the Treasurer's name no longer needs to be on the political signs, only the name of political committee and address according to the Election Law website. Stated that the candidate is responsible for the signs and feels it is not practical to have any more information on the sign than is required by ELEC. Mr. Levitt suggested that the Zoning Officer spend time on the Election Law website to acquire the names of the candidates and phone numbers to make the calls to enforce the removal of the signs and feels it is overregulation and the Ordinance is unenforceable. Questioned that isn't the purpose of a sign to distract a person for a moment so that you can look at it. The Borough Attorney stated that the purpose is not to distract people from driving a car and creating accidents. Councilwoman Galate asked Mr. Levitt what his specific concern is with the Ordinance. Mr. Levitt stated that the Borough was requiring too much

information above what the Election Law Enforcement Commission requires. Borough Attorney, Matthew Giacobbe stated that the NJ Election Law Enforcement Commission does not regulate signs in regard to size and placement rather that they require the name of the Treasurer, the name of the political committee etc. He further stated that this Ordinance is asking for the name, address and telephone number of the person responsible for the removal of the sign and there are 527's, political action committees, pro-life, pro-choice groups, and some of these are not regulated by ELEC so there would not be ELEC information on these signs. The Borough Attorney further stated that tax payer dollars should not be spent researching the NJ Election Law website to see whose signs these are. Mayor Ondish stated that the Borough has a part-time Zoning Office and the Ordinances that the Borough is putting into place give the Zoning Officer the tools to do his job.

Councilman Driscoll stated, I move for adoption and final passage of Ordinance #22-09.

Second: Councilman Sorge.

Roll Call: Driscoll, Sorge, Sadow (Absent), Galate, Council President Cerasoli, Doran

Motion Approved.

The Mayor declared that Ordinance #22-09 is passed on second reading and directed the Clerk to publish the notice of adoption as required by law.

#### **14. Motions**

Mayor Ondish stated that there were no Motions.

#### **15. Mayor's Report**

Mayor Ondish read his report into the record.

#### **16. Borough Administrator's Report**

Borough Administrator, JoAnne Sendler stated that the police contract will be up on the website by the end of the week. Further stated that the bus shelter files were very old and that Matt's office has never addressed this issue yet. Borough Administrator stated discussed issue with Mayor and would like thoughts of possibly moving Council meetings to Tuesday evenings for next year. Borough Attorney stated first and third evenings would work for him. Councilman Driscoll asked for the reason for the suggested move. The Borough Administrator stated that for the Clerk's Office and for Council it works better to allow for the review of the packets and time to deal with any problems. Mayor Ondish stated it also helps with the Holiday conflicts that fall on Mondays. Councilman Doran stated that he would like to participate in reviewing the calendars. Councilman Sorge asked if the Council could get a copy of the videotape from the resident who was taping the meeting. The Borough Attorney stated that as long as it does not interfere with the meeting, residents can videotape or tape record meetings. Councilman Sorge stated that he was concerned with how things can be turned around with today's technology. The Borough Attorney stated that he can check into case law regarding videotaping.

Mayor Ondish addresses the Communication's Packet and Item #47, Inherently Beneficial Uses and a Sample Resolution. The Mayor asked the Council if they would be interested in passing it. The Mayor stated that he passed some material on the Borough attorney regarding limitations on where wind and solar can be installed which can avoid problems in the future. Council Doran commented on what he read in the Lake Commission minutes regarding the Lake Level being maintained with never a draw down. Mayor Ondish stated that there is a member that comes to the Commission meetings and insists that the Lake never be lowered. The Mayor stated that he needs to appoint someone from the Council or town to sit on the Lake Level Management Plan Committee. The Mayor and Councilman Doran discuss how the Lake draw down works. The Mayor asks Councilman Doran if he would be interested in being on the committee. Councilman Doran stated will help during the off season and help any way he can during the summer months.

The Mayor asked if anyone had anything else before adjourning to go into Executive Session. Frank Hughes asked why the Borough Calendar does not include the Board of Education Meetings. The Borough Administrator commented that the Board of Education has their own calendar. The Mayor stated it might be something to consider and thanked Mr. Hughes and thanked the public for coming.

#### 17. Executive Session

2009-162 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.

The Mayor read the Resolution into the record.

Motion to Approve: Councilman Sorge  
 Second: Councilman Doran  
 All in Favor – Aye; None Opposed.  
 Motion Approved.

Motion to Return to Open Session: Councilman Sorge  
 Second: Councilman Doran  
 All in Favor – Aye; None Opposed.  
 Motion Approved.

#### 18. Adjourn

Motion to Adjourn: Councilman Doran  
 Second: Councilman Driscoll  
 All in Favor – Aye; None Opposed.  
 Motion Approved.

---

Tina Mayer  
Deputy Borough Clerk

Council Minutes Approved at Meeting of November 10, 2009.

# 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 September 2009

<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>COLLECTED IN AUGUST 2008</u>
\$ 11,479.73	SOLID WASTE RECEIPTS	\$ 9,963.97
\$ 28,946.81	SEWER RECEIPTS	\$ 30,984.85
\$ 6,779.80	WATER RECEIPTS	\$ 5,427.85
\$ 47,206.34	GRAND TOTAL	\$ 46,376.67
\$ 0.00	(TRUST ACCT) SEWER CONNECTION FEE INSTALLMENT PLAN RECEIPTS	
	WATER REPAIR RECEIPTS (INCLUDED IN WATER RECEIPT TOTAL)	

Completed By Patricia E. Simari, CTC

cc: Mayor & Council  
Carolyn  
Monica  
c:\trialbalance\utility



# 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 September 2009

Dated Oct. 2, 2009

Completed By Patricia E. Simari, CTC

### Collections:

Current Taxes (9-01-17-001-001)	\$ 153,867.89
2010 Taxes (9-01-17-001-002)	\$ 494.77
____ Taxes (Collected at Tax Sale)	
Future Taxes (9-01-17-001-004)	
Municipal Redemption (9-01-17-004-001)	
Interest & Costs (9-01-08-112-000)	\$ 3,360.10
Interest & Costs (Collected at Tax Sale)	
Return Ck. Fee (9-01-16-500-021)	\$ 20.00
Tax Searches (9-01-08-105-010)	
Duplicate Bills (9-01-16-500-021)	\$ 3.00
3 <sup>rd</sup> Party Red./Subs (9-01-17-004-002)	\$ 5,236.31
3 <sup>rd</sup> Party Red. Int./Fees (9-01-17-004-003)	\$ 261.45
Misc. Copies (9-01-16-500-021)	\$ 30.00
Tax Sale Costs (9-01-17-001-005)	
Tax Sale Costs (Collected at Tax Sale)	
Tax Sale Premiums	
6% Delinquent Penalty (9-01-16-500-021)	
Tax Paid Certification	\$ 30.00
<b>Total Receipts</b>	<b>\$ 163,303.52</b>
<b><u>Total Receipts August 2008:</u></b>	<b><u>\$ 157,674.71</u></b>

cc: Carolyn  
Monica  
c:\trialbalancereceipts

BOROUGH OF MOUNT ARLINGTON  
FINANCE OFFICE

Finance Report for September 2009

Beginning Balance	8,947,384.25
Receipts	460,343.13
Disbursements	1,342,547.56
Ending Balance	<b>8,065,179.82</b>



Borough of Mt. Arlington  
Department of Public Works  
1 Altenbrand Ave.  
Mt. Arlington, NJ 07856  
Tel: 973-398-4200  
Fax: 973-398-3344

## Memorandum

Date: 9-24-09

To: Maureen Cerasoli

From: Paul Nelson 

Cc: Mayor and Council

Subject: DPW Weekly Report for 9-18 to 9-24-2009

Trim back over growth of brush on Park Ave down to and around the corner of Arlington Ave up towards Howard Blvd to improve line of sight. Replaced stop sign and post on Park Ave @ Arlington Ave along with 2 do not enter signs on Arlington Ave section where it is one way off of Howard Blvd.

Quarterly town water meter readings were completed.

Damaged guardrail was repaired on Oneida by Benzel Dr. Bill will be submitted to the insurance company of the responsible party for reimbursement.

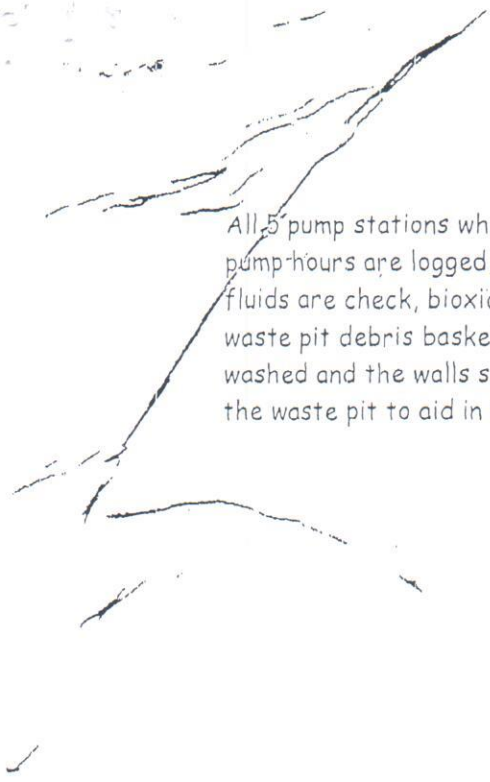
Rebuild 2 walls on a catch basin on a double catch basin at Henmar Dr and Eric Lane

Rebuilt collapsing catch basin on Eric Lane and installed 1inch catch basin riser to achieve proper slope for drainage.

Asphalted various pot holes in town and drainage trench in the parking lot at 404 Howard Blvd.

Delivered meals on wheels Monday and Thursday. There are 10 residents in the program with 41 meals being delivered on Mondays and 34 meals being delivered on Thursdays every week.

Cleaned and emptied office garbage cans at the Borough hall, civic center and the police station every Monday, Wednesday and Friday.



All 5 pump stations were inspected Monday, Wednesday and Friday. Every inspection day pump hours are logged, all alarms are inspected for proper operation, emergency generators fluids are checked, bioxide system is checked and gallons used and left in tank are logged, waste pit debris baskets are checked and cleaned if necessary. Every Friday waste pits are washed and the walls scraped down to remove grease then a degreasing agent is added to the waste pit to aid in the decomposition of grease that's builds up on the walls of the pit.

Borough of Mt. Arlington  
Department of Public Works  
1 Altenbrand Ave.  
Mt. Arlington, NJ 07856  
Tel: 973-398-4200  
Fax: 973-398-3344

## Memorandum

Date: 10-8-09

To: Maureen Cerasoli

From: Paul Nelson 

Cc: Mayor and Council

Subject: DPW Weekly Report for 10-2 to 10-8-2009

Started cleaning catch basins on Bertrand Island Area with the Vector Truck.

Exercise and clean out water system gate valve boxes on McGregor Ave, James Drive, Cove Rd.

Replace starter motor on rack truck

Started pre season salt machine and plow checks and repairs and maintenance.

Removed and cut down multiple trees around town from wind storm.

Monthly water coli-form sampling was performed 2 samples from the main system and 1 sample from the Kadel system. At the same time the monthly Chlorine residuals were taken for both systems.

Install asphalt burm in Lake Rogerene section and repave road edge at Larson Ln and Howard Blvd

Install a new air conditioning condenser in police car #103

Saw cut asphalt around manholes on Richards Dr and Kadel Drive. Excavate old asphalt repair manhole risers as needed. Lay in new asphalt and compact to make a smooth transitions so snow plows will not get caught on manholes and possible cause damage to equipment.

Delivered meals on wheels Monday and Thursday. There are 10 residents in the program with 41 meals being delivered on Mondays and 34 meals being delivered on Thursdays every week.

Cleaned and emptied office garbage cans at the Borough hall, civic center and the police station every Monday, Wednesday and Friday.

All 5 pump stations were inspected Monday, Wednesday and Friday. Every inspection day pump hours are logged, all alarms are inspected for proper operation, emergency generators fluids are checked, bioxide system is checked and gallons used and left in tank are logged, waste pit debris baskets are checked and cleaned if necessary. Every Friday waste pits are washed and the walls scraped down to remove grease then a degreasing agent is added to the waste pit to aid in the decomposition of grease that's builds up on the walls of the pit.