

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
DECEMBER 4, 2018
7:00 p.m.**

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 the Roxbury Register on December 14, 2017 and posted on the bulletin board in the main hallway of the Municipal Building on December 6, 2017; 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.

At the mandate of Council President, all Councilpersons shall not discuss or address in the Public portion of this meeting any matter that is: 1) pending litigation; 2) ongoing investigation of any type; 3) potential litigation; and 4) personnel or any comments regarding any Borough employee without being given Rice Notice.

3. Flag Salute

The Mayor asked for a moment of silence in honor of our brave men and women around the world who serve to protect our freedoms; we just lost a few more troops last weekend in Afghanistan.

4. Roll Call

Councilman Delaney, Councilman Loughridge, Councilman Sadow, Councilman Cangiano, Mayor Stanzilis, Elizabeth Valandingham, Esq., Borough Attorney, and Carolyn Rinaldi, CFO/Borough Administrator, were also present. Council President Sorge and Councilman Windish were absent.

5. Presentations

- Mayor to Administer the Oath of Office to Patrolman James Braun
The Mayor administered the Oath of Office to Patrolman James Braun
- Certificate of Appreciation to Christopher Anderson, Board of Health President
The Mayor presented the Certificate to Christopher Anderson

6. Tax and Utility Report for the Month of October, 2018

Total Tax Collections:	\$1,788,798.14
Total Utility Collections:	\$ 453,166.19

7. Finance Report for the Month of October, 2018

Current Fund:	
Total Receipts:	\$1,978,705.58
Total Disbursements:	\$1,407,376.12

8. Approval of Minutes

November 7, 2018

Regular Meeting

Motion to Approve: Councilman Delaney

Second: Councilman Sadow

Roll Call:

Aye: Delaney, Loughridge, Sadow, Cangiano

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

9. Mayor's Report

- The Mayor reminded everyone of the Tree Lighting to be held on Friday, December 7th
- The Mayor thanked all who were present for all the great work done for the Borough, stating we could not do it without a team effort. Our professionals, our volunteers, the people on the dais, the Clerk, the Mayor just wanted to thank everybody for being a part of this big family and expressed his appreciation.

10. Chief of Police Report

No report.

11. Borough Administrator's Report

No report.

12. Council Committee Reports**Councilman Delaney:**

- Councilman Delaney spoke with Council President Sorge in Florida, who sent his wishes to everyone for Happy Holidays; he will be back at the end of the month.

Councilman Loughridge:

- Councilman Loughridge enjoyed the NJLM Convention in November.
- Edwin Botero has resigned from the Recreation Board and is taking a position with the Board of Education.

Councilman Cangiano:

- Wanted to personally thank Chris Anderson, Board of Health President, stating he was a pleasure to work with, professional and efficient and is really going to be missed.
- Under the Water and Sewer Committee, the Asset Management Plan resolutions for the IBank funding are on tonight's agenda.

Councilman Sadow:

- Wanted to take a moment to remember and thank our great American patriot George H. W. Bush for his service to this country.
- Thanked the DPW and Administrator for the menorah at the park.
- The Finance Committee in conjunction with our Planner, Engineer, Borough Administrator, and Budget Consultant, are what Councilman Sadow refers to as Team Magic. In the past two years, we have allocated \$2.5 million to our road restoration and resurfacing project and yet, the Borough has managed to not raise taxes during this time period. We have several projects that have been pushed into 2019 for various reasons but due to the nature of the planning by our Consultant and Administrator, we were able to adopt an ordinance that allows the flexibility to move projects around without having to make significant legislative changes. Of the \$2.5 million, not only did we keep taxes static but in addition, very close to half has already been committed in grant and various other funding sources that will not impact the Borough; we continue to explore other sources of revenue for projects including a complete restoration of Henmar. Councilman Sadow stated he looks forward to more Magic from the team that's in place and he is happy to be leading that team.

13. Public Comment

Paula Danchuk, 50 Elizabeth Way:

- Ms. Danchuk asked if the Tree Ordinance had anything to do with the Reforestation Grant and forming a Shade Tree Commission, and asked if the Borough still had the money from the Route 80 Rockfall Reforestation grant. Administrator Rinaldi stated the Borough does have the \$108,000. Ms. Rinaodi stated the Borough was required to write a Forestry Management Plan, which has been done. Ms. Rinaldi stated everything we need to do in order to utilize the funds associated with this grant is being done or has been done, and the Tree Ordinance is totally separate.

14. New Business

None

15. Old Business

None

16. Resolutions

Voted By Consent

Resolutions 2018-153 through 2018-169

Excluding Resolutions 2018-164, 2018-165, and 2018-166

- 2018-153** 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 N.J.S.A. 40A:4-87 (Morris County Trail Construction Grant Program)
- 2018-154** 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 N.J.S.A. 40A:4-87 (USDOJ Bulletproof Vest Partnership)
- 2018-155** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requesting Approval of items of Revenue and Appropriation N.J.S.A. 40A:4-87 (Morris County CDBG for Road Resurfacing Audrey and Curtis)
- 2018-156** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Requesting Approval of items of Revenue and Appropriation N.J.S.A. 40A:4-87 (NJ DHTS Distracted Driving Overtime April 2018)
- 2018-157** 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 N.J.S.A. 40A:4-87 (NJ DOT Municipal Aid Howard Boulevard Sidewalk)
- 2018-158** 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 N.J.S.A. 40A:4-87 (NJ DOT Municipal Aid Road Resurfacing Henmar, Seasons and North Glen)
- 2018-159** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing a Transfer of Funds
- 2018-160** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Designating Council Meeting Dates for the Year 2019
- 2018-161** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Establishing Holiday Schedule and Closure of Borough Hall Offices for Calendar Year 2019
- 2018-162** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Issuance of Towing Licenses for the Period January 1, 2019 through December 31, 2019
- 2018-163** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Re-Authorizing the Execution of an Interlocal Services Agreement Between the Borough of Mount Arlington and The Township of Mount Olive for the Provision of Animal Control Officer Services and Municipal Humane Law Enforcement Officer Services

- 2018-167** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, To Redeem a Third Party Tax Lien Certificate of Sale #16-00028 For Property Known as Block 119, Lot 29
- 2018-168** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, To Redeem a Third Party Tax Lien Certificate of Sale #18-00009 For Property Known as Block 39, Lot 3.01
- 2018-169** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, To Redeem a Third Party Tax Lien Certificate of Sale #16-00006 For Property Known as Block 26, Lot 15

Motion to Approve By Consent: Councilman Delaney

Second: Councilman Cangiano

The Mayor commented on how amazing resolutions 2018-153 through 2018-158; these resolutions have great impact to the quality of life in our town and our race to the bottom. They represent over \$800,000 in free money for the Borough to do things such as build great trails on a plot of land, distracted driving overtime, road restoration, and more. We have to thank Team Magic, Grant Consultants Millennium, who have been a God-send to us in terms of the millions of dollars they have brought on board for all of us in this town for a better quality of life.

Roll Call:

Aye: Delaney, Loughridge, Sadow, Cangiano

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

- 2018-164** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Release of Performance Bonds Associated with the Nolan's Ridge Development

Motion to Approve: Councilman Delaney

Second: Councilman Cangiano

Councilman Cangiano stated this has been a source of discussion with the Homeowners Association, property developers and the Borough. Borough Engineer Puszcch stated it was a combined effort to get this finalized.

Roll Call:

Aye: Delaney, Loughridge, Cangiano

Abstain: Sadow (Nolan's Ridge resident)

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

- 2018-165** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Determining the Form and Other Details of its "Note Relating to the Construction Financing Loan Program of the New Jersey Infrastructure Bank", to be Issued in the Principal Amount of Up to \$159,456, and Providing for the Issuance and Sale of Such Note to the New Jersey Infrastructure Bank, and Authorizing the Execution and Delivery of Such Note by the Borough in Favor of the New Jersey Infrastructure Bank, All Pursuant to the New Jersey Infrastructure Bank Construction Financing Loan Program
- 2018-166** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Determining the Form and Other Details of its "Note Relating to the Construction Financing Loan Program of the New Jersey Infrastructure Bank", to be Issued in the Principal Amount of Up to \$165,836, and Providing for the Issuance and Sale of Such Note to the New Jersey Infrastructure Bank, and Authorizing the Execution and Delivery of Such Note by the Borough in Favor of the

New Jersey Infrastructure Bank, All Pursuant to the New Jersey Infrastructure Bank Construction Financing Loan Program

Motion to Approve 2018-165 and 2018-166 By Consent: Councilman Delaney

Second: Councilman Cangiano

Erin Law, Borough Bond Counsel, stated based on the Water Quality Accountability Act, the Borough has to prepare an Asset Management Plan based on the water system and the requirement has to be met by April 2019. The grant funding for these projects dried up the year before this Act was in place so they removed the ability to obtain grants but the Borough is 4 or 5 on the list of the last \$100,000 grants available for this. In order to get into the grant program, the Borough has to close a loan for drinking water and close a loan for sewer. Ms. Law recommended passing these resolutions for the two Asset Management Plans; again it is a State requirement, the Borough is getting \$100,000 toward that requirement, and funding both of these projects at the absolute lowest interest rate. The loans must be closed by the end of June of this year; we will probably close on both loans in January, 2019. Ms. Law also publicly thanked Carolyn Rinaldi for her work on this.

Roll Call:

Aye: Delaney, Loughridge, Sadow, Cangiano

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

17. Ordinances – Introduction

23-18 An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Supplementing Borough Ordinance #06-17 Appropriating \$101,000 For Municipal Roads Rehabilitation

The Mayor read Ordinance 23-18 by Title.

Motion: Councilman Delaney stated that Ordinance 23-18 be introduced by Title and passed on First Reading and that a meeting be held on December 18, 2018 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.

Second: Councilman Sadow

No Council Discussion

Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

18. Ordinances – Second Reading

19-18 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 135, Sewers, of the Code of the Borough of Mount Arlington

The Mayor opened the Hearing to the Public on Ordinance #19-18 and read the Ordinance by title.

Public Comment:

Paula Danchuk, 50 Elizabeth Way:

- Ms. Danchuk asked the reason for this ordinance. Administrator Rinaldi stated this Ordinance is done annually; it is a review from our auditors for our sewer connection fees and costs associated with the sewer program so that a proper allocation is charged. Based on a determination from our auditors, it is a \$150 increase over last years sewer connection fees, effective January 1, 2019.

Councilman Sadow stated, I move for adoption and final passage of Ordinance #19-18

Second: Councilman Cangiano

No Council Discussion

Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

- 20-18** An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending and Supplementing the Code of the Borough of Mount Arlington to Revise Chapter 17 Land Development, Article VIII Zoning, Section 17-28.12 PUD, Planned Unit Development Zone to Add a New Item D. Inclusionary Residential Affordable Low and Moderate Income Housing with a Subsection (1) Howard Boulevard Inclusionary Zone and Subsection (2) Valley Road Inclusionary Zone

The Mayor opened the Hearing to the Public on Ordinance #20-18 and read the Ordinance by title.

Public Comment:

Paula Danchuk, 50 Elizabeth Way:

- Ms. Danchuk asked if this involves the entire Borough or just Howard Boulevard and Valley Road and asked if Affordable Housing can be built in other areas of the Borough because she heard a rumor about a specific area. Jessica Caldwell, Borough Planner, stated we are providing for two inclusionary zones, one along Howard Boulevard and one on Valley Road. Just in the PUD zones, this adds an extra layer where residential can be constructed if the property owner decides to build; it simply adds another layer of alternatives in the zoning but doesn't take away from what is existing today. Administrator Rinaldi publicly thanked Ms. Caldwell for her tremendous assistance with this Ordinance. Ms. Rinaldi stated that part of the requirement was that this ordinance, as introduced at the last Council meeting, had to be reviewed by the Land Use Board for their consideration as well; there were no objections and the Land Use Board recommended that the Borough proceed with the adoption of these ordinances (20-18 and 21-18). Ms. Caldwell stated we do have other areas planned, possibly some veteran housing and maybe group homes but there is not another inclusionary zone that allows the densities that would permit that type of set-aside. The Council also put a definite end to Ms. Danchuk's rumor.

Councilman Cangiano stated, I move for adoption and final passage of Ordinance #20-18

Second: Councilman Sadow

No Council Discussion

Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano

Absent: Council President Sorge, Windish

None Opposed

Motion Approved

- 21-18** An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending and Supplementing the Borough Code to Add a New Article XVII Affordable Housing Obligations to Chapter 17 Land Development

The Mayor opened the Hearing to the Public on Ordinance #21-18 and read the Ordinance by title.

No Public Comment

Jessica Caldwell, Borough Planner:

- Ms. Caldwell stated this is taking the State Statute and implementing inclusionary zones into our Code as required by the Court settlement

Councilman Sadow stated, I move for adoption and final passage of Ordinance #21-18
 Second: Councilman Loughridge
 No Council Discussion
 Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano
 Absent: Council President Sorge, Windish
 None Opposed

Motion Approved

- 22-18** An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending and Supplementing the Code of the Borough of Mount Arlington Chapter 161 Trees to Amend Section 161-2, 161-5 and 116-7; and Add New Sections 161-13, 161-14 and 161-15 to Establish a Tree Bank

The Mayor opened the Hearing to the Public on Ordinance #22-18 and read the Ordinance by title.

Public Comment:

Paula Danchuk, 50 Elizabeth Way:

- Ms. Danchuk stated the ordinance does not state the size of the tree you must plant in replacement. Jessica Caldwell, Borough Planner, stated she believes the dimensions are already in the ordinance. The real impetus was for the Borough to establish a tree bank, provide clearer language in our existing ordinance and add that if a developer cannot replace trees on a site, they can donate money to a fund so the trees can be planted elsewhere in the Borough. Ms. Rinaldi stated this ordinance is amending and supplementing, not repealing or replacing, the existing ordinance, and is geared more toward development rather than single homes.

Councilman Delaney stated, I move for adoption and final passage of Ordinance #22-18

Second: Councilman Loughridge

No Council Discussion

Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano
 Absent: Council President Sorge, Windish
 None Opposed

Motion Approved

19. Motions

None

20. Executive Session

- 2018-170** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of 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:

- Potential Affordable Housing Contract
- Approval of Executive Minutes: November 7, 2018

Action May or May Not Be Taken.

Motion to Go into Executive Session: Councilman Delaney
Second: Councilman Sadow
Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano
Absent: Council President Sorge, Windish
None Opposed

Motion Approved

Motion to Return to Open Session: Councilman Delaney
Second: Councilman Sadow
Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano
Absent: Council President Sorge, Windish
None Opposed

Motion Approved

Motion to Approve Executive Session Minutes of November 7, 2018: Councilman
Delaney
Second: Councilman Sadow
Roll Call

Aye: Delaney, Loughridge, Sadow, Cangiano
Absent: Council President Sorge, Windish
None Opposed

Motion Approved

21. Adjourn

Motion to Adjourn: Councilman Delaney
Second: Councilman Cangiano
Roll Call:

All in Favor: Aye
Absent: Council President Sorge, Windish
None Opposed

Motion Approved


Linda DeSantis, RMC
Borough Clerk

Minutes Approved at Council Meeting on December 18, 2018.

Borough of Mt. Arlington

Tax & Utility Office

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

The Month of October 2018

Dated:

Completed by: Kayleen Pickering, CTC

Tax Collections:

<u>Description</u>	<u>Account #</u>	<u>Collections</u>
Current Taxes	8-01-17-001-001	\$ 1,672,459.47
2017 Taxes	8-01-15-499-200	16,975.59
2017 Taxes (Collected at Tax Sale)		18,246.94
Prepaid Taxes	8-01-17-001-004	26,903.46
Municipal Redemption	8-01-17-004-001	
Interest & Costs	8-01-08-112-000	7,364.11
Interest & Costs (Collected at Tax Sale)		2,677.98
Return Check Fee	8-01-16-500-047	
Tax Searches	8-01-08-106-010	
Duplicate Bills	8-01-16-500-016	12.00
O/S Lien Red./Subs	8-01-17-004-002	33,356.07
O/S Lien Red. Int.	8-01-17-004-003	5,440.36
O/S Lien Red. 6% YEP	8-01-16-500-025	
O/S Lien Red. Rec. Fee	8-01-17-004-003	52.00
Misc. Copies	8-01-16-500-017	
Tax Sale Costs	8-01-16-500-018	3,285.89
Tax Sale Costs (Collected at Tax Sale)		2,024.27
Tax Sale Premiums	Trust Account	
6% Year End Penalty	8-01-16-500-025	
Tax Paid Certification	8-01-16-500-013	
Redemption Calculation Fee		
Total Tax Collections		<u>\$ 1,788,798.14</u>

Utility Collections:

Solid Waste		\$ 61,127.95
Sewer		298,291.47
Water		93,746.77
Sewer Connection Fee Install Plan		
Total Utility Collections		<u>\$ 453,166.19</u>
Total Collections for the Month		<u>\$ 2,241,964.33</u>

BOROUGH OF MOUNT ARLINGTON
FINANCE OFFICE

Finance Report Current Fund

October 2018

Receipts	1,978,705.58
Disbursements	1,407,376.12