

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
MAY 7, 2019
7:00 p.m.**

1. Call to Order

The May 7th Mount Arlington Borough Council meeting was called to order at 7 PM.

2. Adequate Notice

Notice of this meeting has been given as required by the Open Public Meetings Act as follows:

Notice published in the Daily Record and the Roxbury Register on December 13, 2018 and posted on the bulletin board in the main hallway of the Municipal Building on December 6, 2018. Notice is also 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,...."

Accordingly, 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 the Girl Scouts to lead the flag salute. The Mayor then asked for a moment of silence for all our brave men and women who serve in the armed forces here and abroad.

4. Roll Call

Councilman Loughridge, Councilman Simard, Council President Delaney, Councilman Sadow, Councilman Cangiano, Councilwoman Galate, and Mayor Stanzilis were present.

Matthew O'Donnell, Esq., Borough Attorney, and Carolyn Rinaldi, CFO and Borough Administrator, were also present.

5. Presentations

Girl Scout Troop #6078 Proposes E-Cycle Drop Off Bin at DPW

The Mayor welcomed the Girl Scouts who presented their E-Cycle Drop off bin proposal. Their Spokesperson, Juliet Ireland, stated that the troop is working toward their bronze award, focusing in particular on E-Cycling. They built a campaign designed to create awareness of the E-Cycling bin located in our Department of Public Works center. The Girl Scouts requested that the Borough add a notation in our newsletter reminding residents of the E-Cycling bin. Mayor Stanzilis thanked the girls and encouraged them to keep up the great work.

Tax Assessor Jack Marchione - 2019 Tax Appeals

- Jack Marchione discussed the 2019 current Tax Appeals, stating we have four State Tax Appeals and three County Appeals filed this year. Mr. Marchione distributed a spread sheet detailing these Appeals.
- Mr. Marchione stated we received a letter from the County Board requesting he and Attorney O'Donnell appear before the Board on June 20 to discuss the next reevaluation. Our last reevaluation was in 2004. The Board will review our last reevaluation date, our ratio coefficient, and tax appeals and if the County Board orders a reevaluation it would occur in 2021.
- Mr. Marchione explained coefficients and how ratios are calculated. He indicated there could be some residents who might see a tax increase particularly if they made improvements without permits but does not anticipate an issue for the Borough.
- Mr. Marchione said we will give seminars explaining the reevaluation process; we can't speak to any single property however.
- Mr. Marchione said our borrowing capacity is based on our bond rating; our low tax appeals and our collection rate helps to keep our bond rating in a good position. The reevaluation will cost \$150K to \$200K and the Borough will have to bond for the money, which can be done over a period of five years.
- Attorney O'Donnell asked for the Governing Body's approval to fight the county request for a reevaluation; there is no statutory requirement so why should the Borough spend the money and cause stress to the residents. Mr. O'Donnell went on to say that the County Tax Board will order the Borough to undertake a reevaluation; we can fight the order, but will not prevail. However, some cities have said they won't comply with the order so then the State withholds state aid but Mount Arlington does not have that issue. Mr. O'Donnell clarified that he and Mr. Marchione will attend the County Board meeting and will note that our ratio and coefficient are fine.

6. Tax and Utility Report for the Month of March

Total Tax Collections:	\$99,598.57
Total Utility Collections:	\$62,045.74

7. Finance Report for the Month of March

Current Fund:	
Total Receipts:	\$ 317,591.70
Total Disbursements:	\$2,131,409.59

8. Approval of Minutes

April 2, 2019 - 10:00 a.m. Morning Meeting

Motion to Approve:	Council President Delaney
Second:	Councilman Simard
Roll Call:	
Aye:	Loughridge, Simard, Sadow, Cangiano, Council President Delaney
Abstain:	Galate
Opposed:	None

Motion Approved

April 2, 2019 - 7:00 p.m. Regular Meeting

Motion to Approve: Council President Delaney
 Second: Councilman Simard
 Roll Call:
 Aye: Loughridge, Simard, Sadow, Cangiano, Council President Delaney
 Abstain: Galate
 Opposed: None

Motion Approved

9. Mayor's Report

- Mayor Stanzilis announced that Ms. Linda DeSantis, Borough Clerk, is retiring at the end of the month. She was presented with flowers and a gift. Council President Delaney thanked Ms. DeSantis for her years of service to the Borough.
- Mayor Stanzilis noted that the Lake Hopatcong Block Party is this Saturday and encouraged all Council members to participate. The event supports the Lake Hopatcong Foundation which supports the lake.
- Mayor Stanzilis reported that he and Council President Delaney attended the Rain Tax meeting regarding proposed state taxes for storm water management. Mayor Stanzilis stated that he stands firm on the issues and does not believe we need to have an assessment to any property that creates impervious coverage. Mayor Stanzilis was the only Mayor who made it clear that he opposed the tax. Mount Arlington has done a good job in this area including creating a 16 acres open space parcel in Lake Rogerene and turning an impervious coverage tennis court into garden plots, not to mention the 41 garden plots in Woodmont.

10. Chief of Police Report

- Chief Licata explained Resolution 2019-81 on tonight's agenda. The resolution is in support of the Borough Police Department taking part in the Hope One Project known as the PAARI Initiative, the Police Association Addiction Recovery Initiative, and focuses on addiction recovery as opposed to incarceration. The objective of the initiative is to have resources available at headquarters where substance abuse individuals can come for help. In addition, on-call personnel from CARES are available to assist.
- Chief Licata reported that he and Sheriff Gannon gave a presentation at Nolan's Ridge related to senior safety including identification theft, fraud, and ways to keep oneself safe. The presentation was well received by the residents.

11. Borough Administrator's Report

- Ms. Rinaldi requested that Resolution 2019-78, which is related to the budget, be discussed separately. She went on to wish Ms. DeSantis well and congratulated her on her retirement.
- Ms. Rinaldi discussed the letter from CP Engineering dated April 30, 2019 related to the Lake Rogerene Trails project indicating that the bids came in higher than expected. The Borough ordinance related to this project will not cover the higher bid amount. Option for this project would be to amend the ordinance, reject the bids and re-notice, recreate the project scope (although risky as this is a grant based project), or negotiate a change order and reduce the scope by only 20%. Council discussed the options and were in favor of accepting the bid and using the change orders process. Mrs. Rinaldi recommended we add a resolution tonight to award the Rogerene Trails Project to Salmon Brothers adding that if we move forward with the resolution to award the contract and there is room for renegotiation through the change order process, we would not have to amend the funding ordinance. It is critical that the scope of the project not change because that would affect the grant.

Added Resolution

2019-95 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, to authorize the award of the Lake Rogerene Trail project to Salmon Brothers

Motion to Approve: Council President Delaney
 Second: Councilman Simard
 Roll Call:
 Aye: Loughridge, Simard, Sadow, Cangiano, Galate,
 Council President Delaney
 Opposed: None
 Motion Approved

Ms. Rinaldi went on to review a second letter from CP Engineering dated May 1, 2019 regarding the Roadway Restoration Project where the bid amount exceeded the construction cost. Ms. Rinaldi clarified the financial aspects of CP Engineering's letter, indicating the Borough adopted an ordinance for \$1,400,00. We did not have bidders for this particular project so we went out for bid again; we awarded the project by Resolution 2019-83 to M. Sky Construction Corporation.

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

- Reported that Christina Chismar is holding a senior exercise class at the library Friday mornings which has been very well attended with as many as 34 seniors participating. Councilman Loughridge thanked Mrs. Chismar for her efforts.
- Councilman Loughridge reported the Easter Egg Hunt was a success and thanked Kim Johnson and Gail Delany for their help.
- The community garden ribbon cutting ceremony was a huge success. Mr. Loughridge thanked Paul Nelson for putting the project together and also thanked the Eagle Scouts whose projects are on the site including the benches and mulch bins.
- Councilman Loughridge reminded the Mayor and Council that the Memorial Day Parade is Saturday May 25 and gave an overview of the new route. This year's Grand Marshall is Frank Maher one of our seniors.
- Councilman Loughridge talked about the GaGa Ball court which is a 15 foot diameter structure made of molded plastic panels, which would need to be stored indoors during the winter months. Mayor Stanzilis suggested reviewing the Ga-Ga ball issues at the next Recreation meeting to push the issue over the finish line.
- Youth Art Camp will be offered this summer and the Fireman's Field trail is complete. Mayor Stanzilis mentioned that a walking trail inauguration will be planned.

Councilman Simard:

- Mentioned that he has received calls regarding the new parade route. Mayor Stanzilis said the new route will help contain the parade, make it easier to manage and create more places to view the parade.

Councilwoman Galate:

Nothing to report.

Councilman Cangiano:

- Councilman Cangiano did not have any committee meetings this month.
- The Musconetcong Sewer Authority has been very busy with meetings related to staff changes and union contracts. Their budget was passed for this year keeping our contract at 2% of the budget cap.

Councilman Sadow:

- Thanked Chief Licata for his effort with the senior safety presentation at Nolan's Ridge.

- Councilman Sadow stated that quite a bit of housekeeping is going on and he deferred his remarks related to the budget until next Council meeting.

Council President Delaney:

- Council President reported he has been attending Borough committee meetings which have been very informative.

13. Public Comment

Ken Kappy, 9 Harrison Way:

- Mr. Kappy is the President of the Nolan's Ridge Board and stated that over the past three years Nolan's Ridge has separated from the builder, Brookland Partners, who were represented by Chad Goodman. Nolan's Ridge came to a monetary settlement with Brookland Partners regarding unfinished work and incorrect repairs. As stipulated by Brookland Partners contract, Nolan's Ridge Board members could not deliberate with the Borough's Land Use Board when the issues of landscaping were reviewed by the Land Use Board. A new plan was approved by the Land Use Board which was markedly less than the original plan submitted in 2003. Mr. Kappy asked the Mayor and Council to consider naming him the contact person for the Council. Mr. Kappy does not want the Mayor, Council or Land Use Board members to review the project with only the erroneous input from many different property owners within the complex who perhaps might give the wrong information. Mr. Kappy would like to be involved with the performance and maintenance bonds issues as well.

- Mr. Kappy stated he sent a letter to the Borough in November of last year regarding snow plowing and maintenance of Nolan's Ridge roads and would like to have a discussion on this issue.

- Mr. Kappy inquired about increased transparency at the Council meetings; he is not criticizing the process, but just doesn't think the meetings are serving as an educational experience for the public.

Mayor Stanzilis thanked Mr. Kappy for his comments and indicated that our resolutions are all posted on the Borough website. Mayor Stanzilis added that while all are welcome to the Council meetings, very few people come and ask questions; also, anyone is free to call any member of the Council and ask questions or voice concerns.

14. New Business

None

15. Old Business

None

16. Ordinances - Introduction

Ordinance 09-19

Ordinance of the Mayor and Council of the Borough of Mount Arlington, the County of Morris, State of New Jersey, Amending and Supplementing the Borough Code Chapter 169 Vehicles and Traffic, Section C. Regulation of the Movement and Parking of Traffic on All Other Private Property Be Supplemented to Add a New Item 2. 100 Fieldstone Drive (Apartment Site):

The Mayor read Ordinance 09-19 by Title

Motion: Councilman Cangiano stated that Ordinance 09-19 be introduced by Title and passed on First Reading and that a meeting be held on June 11, 2019 at 7:00 pm 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 Simard

No Council Discussion

Roll Call:

Aye: Loughridge, Simard, Sadow, Cangiano, Galate, Council President
Delaney

Opposed: None

Motion Approved

Ordinance 10-19

Ordinance of the Mayor and Council of the Borough of Mount Arlington, the County of Morris, State of New Jersey, Amending and Supplementing the Borough Code Chapter 169 Vehicles and Traffic, Section C. Regulation of the Movement and Parking of Traffic on All Other Private Property Be Supplemented to Add a New Item 3. Shadow Woods (Townhome/Single Family Site)

The Mayor read Ordinance 10-19 by Title

Motion: Councilman Cangiano stated that Ordinance 10-19 be introduced by Title and passed on First Reading and that a meeting be held on June 11, 2019 at 7:00 pm at the Municipal Building, 419 Howard Boulevard, Mount Arlington, NJ for a Public Hearing, consideration of Second Reading and Passage of said Ordinance.

Second: President Delaney

No Council Discussion

Roll Call:

Aye: Loughridge, Simard, Sadow, Cangiano, Galate, Council President
Delaney

Opposed: None

Motion Approved

17. Ordinances – Second Reading

Ordinance 08-19

Ordinance of the Mayor and Council of the Borough of Mount Arlington, the County of Morris, State of New Jersey, To Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45:14) for the Calendar Year 2019

The Mayor opened the Hearing to the Public

No Public Comment

The Mayor closed the Hearing to the Public

Motion: Councilman Sadow stated: I move for adoption and final passage of Ordinance 08-19

Second: Councilman Cangiano

No Council Discussion

Roll Call:

Aye: Loughridge, Simard, Sadow, Cangiano, Galate, Council President
Delaney

Opposed: None

Motion Approved

18. Resolutions – Vote By Consent

Resolutions 2019-79 through 2019-93 excluding 2019-78

- 2019-79** 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 May 7, 2019
- 2019-80** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing Temporary Suspension of Parking Restrictions on Seasons Drive as Set Forth in New Jersey Traffic Code 39:4-138
- 2019-81** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, In Support of the Mount Arlington Police Department Take Part in the Hope One Project, PAARI Initiative
- 2019-82** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Rejecting All Bids and Authorizing Re-Bid for 2018 CDBG Road Improvements Project
- 2019-83** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Accepting the Bid and Awarding the Contract for the 2018-2019 NJDOT Roadway Restoration Project to M. Sky Construction Corporation
- 2019-84** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Lizbeth Dwyer as Acting Municipal Clerk
- 2019-85** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Kayleen Pickering as Assistant Borough Clerk
- 2019-86** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Adding Animal Control Duties and Responsibilities for Kayleen Pickering
- 2019-87** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Laura Adams as Tax and Utility Collector
- 2019-88** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Approving and Authorizing the "Application and Agreement for Public Fire Hydrant Service" with Suez Water New Jersey
- 2019-89** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing a Five (5) Year Extension to the Shared Services Agreement for Construction Official and Building Code Inspection Services Between the Township of Jefferson and The Borough of Mount Arlington

- 2019-90** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing a Traffic Safety Plan Associated with the Annual Fourth of July Fireworks Display
- 2019-91** 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 #18-00019 for Property Known as Block 103, Lot 28
- 2019-92** 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 #18-00016 for Property Known as Block 89, Lot 8
- 2019-93** 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 #16-00029 for Property Known as Block 122, Lot 4

Motion to Approve: Council President Delaney
Second: Loughridge

Councilman Cangiano requested that a representative from the Personnel Committee discuss Resolutions 2019-84, 85, 86 and 87 which relate to the restructuring of staff due to Ms. DeSantis' retirement. Ms. Rinaldi stated that the Borough is fortunate to have qualified staff on site allowing us to restructure. Ms. Pickering will be moving into the Clerk's office; Ms. Adams has her Tax Collector's license so will move into the Tax Collector's position, hiring another person to fill the tax departments' gap. Ms. Dwyer will be our Acting Clerk while Ms. Pickering is moving forward with clerk classes and certification. Mrs. Rinaldi stressed the importance of the certifications and the work the staff puts into the positions they hold, the licenses they hold, and the continuing education credits required to hold the positions they have. Mayor Stanzilis thanked Ms. Rinaldi for her long term success with planning.

Roll Call:

Aye: Loughridge, Simard, Sadow, Cangiano, Galate, Council President
Delaney
Opposed: None

Motion Approved

- 2019-78** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Adopting the 2019 Municipal Budget. *Public Hearing on the Introduced Budget*

Mayor Stanzilis read Resolution 2019-78 into the record. Mr. Sarinelli, Nissivoccia, explained the budget was introduced about one month ago. Once every three years the State reviews municipal budgets and presently the Borough is in such process. The State has a new system to be used for filling financial documents which is not working correctly. The Borough's budget has been reviewed with a few comments requiring corrections. Rather than rushing, the Borough will hold the Hearing tonight and will vote at the next Council meeting, after we receive state approval. Ms. Rinaldi explained that Council will not be voting on the budget this evening, but we do need to open to a Public Hearing because notice has been given. We are required to hold the public meeting, but not take action.

Motion to Table: Council Sadow
Second: Councilman Cangiano

Roll Call:
 Aye: Loughridge, Simard, Sadow, Cangiano, Galate,
 Council President Delaney
 Opposed: None

Motion To Table Approved

19. Motions

None

20. Executive Session

2019-94 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
- Pending Litigation
- Approval of Executive Minutes: March 5, 2019
April 2, 2019

Action May or May Not Be Taken.

Motion to go into Executive: Council President Delaney
 Second: Councilman Loughridge
 Roll Call:
 Aye: Loughridge, Simard, Sadow, Cangiano, Galate, Council President Delaney
 Opposed: None

Motion Approved

Motion to come out of Executive: Council President Delaney
 Second: Councilman Sadow
 Roll Call:
 Aye: Loughridge, Simard, Sadow, Cangiano, Galate
 Council President Delaney
 Opposed: None

Motion Approved\

Motion to Approve Exec March 5, 2019 Meeting Minutes:

Second: Council President Delaney
 Councilman Simard
 Roll Call:
 Aye: Loughridge, Simard, Council President Delaney
 Abstain: Sadow, Cangiano, Galate

Motion Approved

Motion to Approve Exec April 2, 2019 Meeting Minutes:

Second:	Councilman Cangiano
Roll Call:	Councilman Loughridge
Aye:	Loughridge, Simard, Sadow, Cangiano, Galate, Council President Delaney
Abstain:	Galate

Mayor Stanzilis announced that the Boy Scout's Spaghetti dinner is this Friday night at the Roxbury 2 Fire House

21. Adjourn

Motion to Adjourn:	Council President Delaney
Second:	Councilman Simard

Motion Approved



Lizbeth Dwyer, Acting Borough Clerk

Minutes Approved at Council Meeting of June 11, 2019