

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
June 11, 2019
7:00 p.m.**

1. Call to Order

The June 11th 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

Mayor Stanzilis led the flag salute. The Mayor then asked for a moment of silence for Ray Simard who recently passed away. Mr. Simard was a councilman, volunteer firefighter, father, husband, grandfather, great grandfather and long time Borough resident.

4. Roll Call

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

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

5. Presentations

None

6. Tax and Utility Report for the Month of March

None

7. Finance Report for the Month of April and May

April:	
Receipts	\$ 3,351,619.58
Disbursements	\$ 1,667,233.05

May:

Receipts \$ 2,098,181.63
 Disbursements \$ 2,119,227.58

8. Approval of Minutes

May 7, 2019 Regular Meeting

Motion to Approve: Council President Delaney

Second: Councilman Cangiano

Roll Call:

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

 Abstain: None

 Opposed: None

Motion Approved

9. Mayor's Report

Mayor Stanzilis stated how shocked all were to hear of Ray Simard's passing. He said some very kind words including mentioning how dedicated Ray was to the community.

Mayor Stanzilis went on to say he attended an Economic Development Corporation meeting last week where a County wide real estate asset barouche was previewed. The Mayor also mentioned the software package known as CoStar which is used to track County wide real estate assets.

10. Chief of Police Report

Chief Licata said the Borough had a number of town wide events including the Memorial Day Parade, Simard Service and the 5K Walk/Run. Chief Licata thanked his officers, the fire department volunteers, the DPW employees and the CERT team members for their help with street closures and detours during the events. Chief Licata went on to acknowledge that Sargent James DiStasio participated in the Memorial Day Parade which was a great moment for the police department and for the town.

Mayor Stanzilis mentioned he attended a meeting with representatives from Saint Clare's Hospital ambulance team and they praised the Mount Arlington Police department as officers who are very responsive and helpful when they are on a call. Mayor Stanzilis went on to say that the Saint Clare's representatives said they don't always get that level of support from other towns.

11. Borough Administrator's Report

Mrs. Rinaldi announced that Chief Licata has been given a full scholarship to attend the NJ State Association of Chiefs of Police in a senior leadership seminar in Scotland at the Scottish College of Policing.

Mrs. Rinaldi said that Councilman Simard will be missed. She went on to report that Kayleen Knight was married.

Mrs. Rinaldi reported that we will not be proceeding with the next open space application for the McGregor Trials trust fund project. The scope of the work is more than anticipated. The next phases of capital projects will be reviewed in the coming months including the trails projects.

12. Council Committee Reports

Councilman Loughridge:

Councilman Loughridge reported that the Memorial Day Parade was one of the best the Borough has ever had; attendance was great. He also reported that the Fireman's Field trail is now open. In addition, Ga-Ga Ball has been approved.

Councilman Cangiano:

Councilman Cangiano provided the following update from the Water and Sewer committee: CP Engineering completed the first section of the Windemere Avenue water main extension project which will provide water to the beach. The second phase of the Windemere project is nearly complete which is required prior to Morris County paving the road; all utilities must be installed prior to paving. The Water and Sewer committee is working on the water management asset plan. The Henry Court and Schmitz Terrace easement agreement for the water upgrade extension project has been finalized. Resolutions are on tonight's agenda which will allow DPW to maintain the water mains which were installed.

Councilwoman Galate:

Councilwoman Galate reported that Detective Joe Farina has been teaching the Law Enforcement Against Drugs program to Mount Arlington fifth graders (formally the DARE program). Tomorrow is the graduation pizza party which our police officers will attend. They will also participate in a kick ball game. In addition, the police department will be addressing residential speeding including installation of signs particularly in areas where complaints have been received. Also, speeding awareness material will be provided to residents.

Councilman Sadow:

Councilman Sadow reported that the Howard Boulevard sidewalk project from Pub 199 to Harrison Way is complete. JCP&L will be contributing to lighting on this segment of the roadway which will improve safety. With this portion of the project complete we now have safe sidewalks from Borough Hall to the train station.

Councilman Sadow provided the 2019 Finance Committee Report which is attached.

Council President Delaney:

Council President Delaney reported the Borough's OEM department filed paperwork to receive reimbursement money for Borough damages sustained during super storm Quin. The Borough will receive \$27,363.68.

Council President commented that both the Memorial Day Parade and the 5K Walk/Run were very well done. He also reported that he had the pleasure of presenting an Eagle Scout award to our Mayor's son, Michael Stanzilis Jr. Council President Delaney thanked the Police and Fire departments for the honor guards present at Councilman Simard's funeral. He also noted that the community garden has been well received by residents and they seem to be helping each other with gardening tips.

13. Public Comment

Greg Puskas, 173 Orben Drive

Mr. Puskas reported that the catch basin at the intersection of Trailwood Drive and Orben Drive is too high and does not catch water. The water runs down the curb and away from the catch basin. In

addition, the water runs down Orben Drive and Maple Path and ponds up at the Lake Rogerene fire house because the drainage system cannot keep up with the water flow. The water then overflows onto Mr. Puskas property and on one occasion the water came up to the threshold of his door. Mr. Puskas suggested a catch basin and piping be installed to prevent the problem. Mrs. Rinaldi said she would work with our Engineer and have the site inspected and the problem addressed.

Ralph Quaranta, 155 McGregor Avenue

Mr. Quaranta brought up an issue at 157 McGregor Avenue related to a possible rental property. Mr. Quaranta said that on the weekends 10 to 15 people are at the boat house with up to six cars. He stated that this is not conducive of a residential neighborhood. Mrs. Rinaldi asked that Mr. Quaranta contact her directly and gave Mr. Quaranta her business card.

Laurie Reuther, 68 Mountainview Avenue

Mrs. Reuther said the property at 66 Mountainview Avenue is in disarray and the grass is too high. This issue has been going on for 15 years. Mrs. Reuther worked with Mr. Mahoney and former Mayor Ondish on this issue but it still exists. She was told that letters were sent to the home owner but the problem has not been taken care of. She questioned why a habitual problem such as this is not addressed. She also noted that a burst pipe from the home caused the roadway to ice up last Christmas requiring DPW to spread salt. Mrs. Reuther went on to say that the home has been vacant for the last 12 years and was bank owned, however the home has recently been purchased. Mayor Stanzilis thanked Mrs. Reuther and said Mrs. Rinaldi will look into the issue and requested the two exchange contact information.

Councilman Cangiano asked how and who the Borough deals with in a matter like this one when a property is in foreclosure or banked owned. Mrs. Rinaldi said some entities are easier to work with than others. She said sometime a bank institution has a local maintenance organization. Mrs. Rinaldi went on to say that maintenance of a property is required regardless of ownership.

Melanie LeSueur, 467 Windemere Avenue

Mrs. LeSueur thanked the Mayor and Council for the service they are providing. She wanted to address the no trespassing sign that went up at Hillard Beach last week. She went on to say that the local residents, who feel they have deeded rights to the beach, are wondering how they should react to the no trespassing sign. Mrs. LeSueur noted that she read the Ordinance and it stated that you can be found criminally guilty if you go on the property without authorized right to be there. Mrs. LeSueur questioned whether they can continue to use the Hillard beach property. She also said they have looked into community and private funding to purchase the beach, but need to hear from the town prior to moving forward. They are open to dialog and a resolution which is good for the town and the community.

Mayor Stanzilis thanked Mrs. LeSueur

14. New Business

Point of Order:

Mayor Stanzilis stated that in light of the seat vacated by the passing of Councilman Simard we have 30 days to appoint someone into that seat so will advertise a special meeting prior to June 30, 2019. The County Committee is meeting this week and will refer candidates to the Governing Body. Attorney O'Donnell stated the committee names will be submitted within 15 days of the vacancy and the Governing Body must take action within 30 days of the vacancy which is June 30, 2019. Mrs. Rinaldi will coordinate setting up the special meeting date with the council.

15. Old Business

None

16. Ordinances – Introduction**Ordinance 11-19**

Ordinance of the Mayor and Council of the Borough of Mount Arlington, the County of Morris, State of New Jersey, Providing for the Purchase of a Fingerprint Scanner:

The Mayor read ordinance 11-19 by Title

Motion: Councilman Sadow stated that Ordinance 11-19 be introduced and will be further considered after a public hearing held on July 9, 2019 at the Municipal Building at 7 pm.

Second: Councilman Cangiano

No Council Discussion

Roll Call:

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

Opposed: None
Motion Approved

17. Ordinances – Second Reading**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 opened the Hearing to the Public

No Public Comment

The Mayor closed the Hearing to the Public

Motion: Councilman Loughridge stated: I move for adoption and final passage of Ordinance 09-19

Second: Councilman Cangiano

No Council Discussion

Roll Call:

Aye: Loughridge, Sadow, Galate, Cangiano, 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 opened the Hearing to the Public

No Public Comment

The Mayor closed the Hearing to the Public

Motion: Councilman Cangiano stated: I move for adoption and final passage of Ordinance 10-19

Second: Council President Delaney

No Council Discussion

Roll Call:

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

Opposed: None

Motion Approved

18. Resolutions – Vote By Consent

Councilman Sadow requested the following:

**Added Resolution 2019-108 be reviewed first
Resolutions 2019-78, 2019-96 and 2019-97 be excluded from the consent vote**

Added Resolution:

2019-108 Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964

Motion to Approve: Council President Delaney

Second: Councilman Loughridge

Mrs. Rinaldi explained Resolution 2019-108 is a matter of procedure. It is an add-on which was not handled during the Borough's reorganization meeting. To move forward with adoption of the Municipal Budget this Resolution must be approved with the affidavit signed.

Roll Call:

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

Opposed: None

Motion Approved

Resolutions by consent vote 2019-98 through 2019-106 excluding 2019-78, 2019-96 and 2019-97

- 2019-98** 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 June 11, 2019
- 2019-99** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Renewal of Plenary Retail Consumption/Distribution and Club Licenses for the Licensing Period Commencing July 1, 2019
- 2019-100** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, To remove item from fixed Asset Ledger (Ford F-250)
- 2019-101** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Appointing Lifeguards for the 2019 Season
- 2019-102** 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 NJDOT Road Restoration Project
- 2019-103** 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 CDBG Road Restoration Project to Riverview Paving, Inc.
- 2019-104** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Execution and Recordation of the Proposed Temporary Right of Access Agreement Between the Morris County Park Commission Lee's County Park Marina and the Borough of Mt. Arlington: a Permanent Drainage Maintenance Easement and a Temporary Construction Easement Over a Portion of Joseph P. Lane and Josephine M. Lane Property Located at 45 Edgemere Avenue, Block 10, Lot 73: and a Temporary Construction Easement Over a Portion of the Property Owned by Jim E. Tiencken Located at 49 Edgemere Avenue, Block 10, Lot 74
- 2019-105** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Execution and Recordation of the Proposed Permanent Waterline Utility Maintenance Easement Located Over a Portion of Block 123, Lots 1.01, 1.03, 1.04 and 1.05
- 2019-106** Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Authorizing the Receipt of Bids

Motion to Approve: Councilman Sadow

Second: Councilman Cangiano

Roll Call:

Aye: Loughridge, Sadow, Galate, Cangiano, 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 stating: Notice is hereby given that the Budget and the Tax Resolution was approved by the Governing Body of the Borough of Mount Arlington, County of Morris, on April 2, 2019. A Hearing on the Budget and Tax

Resolution will be held at Borough Hall on May 7, 2019 and June 11, 2019 at 7:00 o'clock at which time and place objections to said Budget and Tax Resolution for the year 2019 may be presented by taxpayers or other interested persons.

The Mayor opened the Hearing to the Public on Resolution 2019-78.

No Public Comment; the Mayor closed the Hearing to the Public.

The Mayor opened the Hearing to the Council members:

CFO Carolyn Rinaldi introduced Borough auditors Mr. Bud Jones and Mr. Brian Ko from Nisivoccia & Co. Mr. Jones mentioned that working with Mrs. Rinaldi on the budget process went very well and expressed his appreciation for her effort. Mrs. Rinaldi thanked all members of Nisivoccia & Co. and mentioned how helpful the staff is. Mrs. Rinaldi went on to give a budget presentation regarding the budget process, copy of which is attached. Mrs. Rinaldi reported that the Borough will have a municipal tax reduction, for the average home owner, of approximately \$43.00 in calendar year 2019. Mrs. Rinaldi commended the governing body for the financial decisions they have made and went on to note that the governing body was able to create a budget that reduced the municipal tax rate at the same time continuing to provide the level of budget service residents have come to expect. Mayor Stanzilis thanked Mrs. Rinaldi, Councilman Sadow, Mr. Jones and Mr. Ko for their efforts.

Point of Order:

Councilman Sadow requested the Amended Budget Resolution Number 2019-96 be considered prior to adopting the 2019 Municipal Budget Resolution 2019-78

2019-96 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending Borough of Mount Arlington 2019 Budget

Motion to Approve: Councilman Sadow

Second: Council President Delaney

Roll Call:

Aye: Loughridge, Sadow, Galate, Cangiano, 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*

The Mayor read the Statement of Budget Adoption into the record; Be it resolved by the Governing Body of the Borough of Mount Arlington, County of Morris that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriation, and authorization of the amount of \$5,866,931.03 for municipal purposes, \$274,608.00 for minimum library tax and a County levy of \$2,098,133.44

Motion to Adopt: Councilman Sadow

Second: Council President Delaney

Roll Call:

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

Opposed: None

Motion Approved

2019-97 Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Confirming Receipt and Review of the Annual Report of Audit for 2018

Motion to Approve: Councilman Sadow
Second: Council President Delaney

Council Discussion

Mr. Ko, from Nisivoccia & Co., thanked Mayor and Council for their continued faith in the Nisivoccia audit team. Mr. Ko also thanked Mrs. Rinaldi and her staff for helping to complete the audit. Fund balance was up for the year and debt was decreased by seven hundred ninety thousand dollars which is the normal payment expected to be paid off August 1, 2022. The Borough received three recommendation one of which includes segregation of duties which is a standard recommendation for a municipality of the Borough's size. The other two audit recommendations, which are documented in the hand out, should not be repeated. Councilman Sadow suggested the Governing Body needs to look into staffing requirements to offset the segregation of duties recommendation received through the audit.

Roll Call:

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

Opposed: None

Motion Approved

19. Motions

Vendor Permit

- Dolly Jingle LLC, Pre-packaged Ice Cream and Beverage Truck

Motion to Approve: Council President Delaney

Second: Councilman Loughridge

Roll Call:

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

Opposed: None

Motion Approved

20. Executive Session

2019-107 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: May 7, 2019

Action May or May Not Be Taken.

Motion to Go into Executive Session: Council President Delaney

Second: Councilman Sadow

Roll Call:

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

Opposed: None
 Motion Approved

Motion to Return to Open Session: Council President Delaney

Second: Councilman Sadow

Roll Call:

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

Opposed: None
 Motion Approved

The Governing Body gave direction to the Borough Administrator requesting she put together an RFP for affordable housing units with veteran's preference on repurposed borough property which will be an added resolution.

21. Adjourn

Motion to Adjourn: President Delaney
 Second: Councilman Loughridge

Roll Call:

All in Favor: Aye
 Opposed: None

Motion Approved



 Lizbeth Dwyer, Acting Borough Clerk

Minutes Approved at Council Meeting of August 6, 2019