

**BOROUGH OF MOUNT ARLINGTON
COUNCIL MEETING MINUTES
DECEMBER 6, 2022
7:00 PM**

The Regular Meeting of the Borough Council of the Borough of Mount Arlington was held on Tuesday, December 6, 2022. This meeting was held in-person at the Municipal Building at 419 Howard Boulevard, Mount Arlington, New Jersey and commenced at 7:06PM.

Mayor Stanzilis called the meeting to order.

Mr. Bansch stated, “adequate notice of this meeting of the Mayor and 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 January 13, 2022 and posted on the bulletin board in the main hallway of the Borough Municipal Building on January 6, 2022; 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.”

The Mayor led everyone in the Pledge of Allegiance. He asked everyone to remain standing to observe a moment of silence to remember Mount Arlington Borough Firefighter and resident Richard Husni who recently passed away.

Roll Call was taken for attendance:

Present: Council President Delaney, Councilman Cangiano, Councilwoman Fostle, Councilwoman Galate and Mayor Stanzilis

Absent: Councilwoman Farris, Councilman Loughridge

Present from Administration: Administrator/CFO Ms. Rinaldi, Police Chief LaBruno, Police Lieutenant Green, Fire Chief Lima, Borough Attorney Mr. Jessup, Tax/Utility Collector Ms. Adams, Borough Engineer Mr. Puszcz and the writer.

Presentations:

Colleen Lyons, Lake Hopatcong Commission Administrator Monthly Report:

Ms. Lyons gave the following updates:

- The Lake Hopatcong Commission (LHC) attended a Safety Meeting with the New Jersey State Police (NJSP) and Local Police on November 21st to review safety on the lake for the upcoming season:

- The NJSP were working on rental boat safety on the lake and around the state. It included a unified curriculum for all rental facilities and an up-to-date certification program. They also planned to create several safety videos for the municipalities and lake's groups to share. They should be ready by Memorial Day.
- The NJSP would be implementing a 7-11-year-old ice safety program in the four municipalities.
- Personal Flotation Devices (PFDs) were available through Atlantic Health's Safe Kids program. There was also mention of a BoatUS PFD lending program.
- Hydrofoil regulations were under review. The Boating Regulation Commission would be creating additional rules.
- PFDs would be mandatory November 1st through May 1st while operating a vessel on the ice or water.
- House Boat and Noise Ordinances were being drafted by the LHF for review/revision and hopefully adoption by the municipalities.
- The annual meeting with the NJDEP Commissioner was scheduled for December 21st.
- HAB Grant
 - The grant period had closed and the Commission would be transferring ownership for the aeration units installed at three beaches around the lake. Winterization of the aeration units would be completed on Thursday. During winterization, Princeton Hydro would show property owners how to winterize and start the systems in the spring. Transfer of ownership would be March 1, 2023 and the Commission would be forwarding a memorandum of understanding and an operation manual to each beach.
- The Lake's Funding Announcement was expected this week. It included alum treatment, stormwater outfall dredging and a goose management program.

Melissa Eckert, Board of Education Liaison Monthly Report

Ms. Eckert was not present.

Mayor and Council Recognition of Dave "Davy" Ferrara and 40th Anniversary as owner of Davy's Dogs

Mayor Stanzilis presented Mr. Ferrara with a proclamation honoring a successful career and 40th anniversary as the owner of Davy's Dogs.

Mr. Ferrara thanked the Mayor and Council for always being there to meet the needs of Borough residents. He also thanked the Police, Fire and DPW Departments, as well as the Mount Arlington school teachers for all their help and support.

Appointments:

- 2022-141 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Recognizing Appointment of Edwin Tillou as Volunteer Firefighter

Motion to Approve: Councilman Cangiano

Second: Councilwoman Galate

Roll Call:

All in Favor: Aye

Opposed: None

Motion Approved

Mayor Stanzilis administered an Oath of Office to Volunteer Firefighter Edwin Tillou. Mr. Tillou received his Firefighter badge.

Tax and Utility Report for the Months of October & November

October Total Tax Collections: \$ 3,550,435.84

October Total Utility Collections: \$ 403,497.36

November Total Tax Collections: \$ 1,349,403.49

November Total Utility Collections: \$ 165,403.20

Finance Report for the Months of October & November

October Receipts: \$ 4,085,792.34

October Disbursements: \$ 1,722,083.63

November Receipts: \$ 1,868,456.73

November Disbursements: \$ 2,232,271.26

Approval of Minutes -

November 1, 2022 – Regular Council Meeting

Motion to Approve: Councilwoman Galate

Second: Councilman Cangiano

Council Discussion: None

Roll Call:

Aye: Cangiano, Galate, Council President Delaney

Opposed: None

Abstain: Fostle

Motion Approved

Mayor's Report

Mayor Stanzilis reported the Christmas Tree lighting at Memorial Park was a lot of fun, with a great crowd, despite a delay of about 30 minutes in the Christmas Tree lights being turned on due to technical difficulties. He thanked the DPW, Fire Department, Recreation Commission and volunteers for helping make it a great event. It was a great way to kick off the Holiday Season.

Borough Administrator's Report

Ms. Rinaldi reported, after a wildly successful Halloween House Decorating Contest, the Recreation Commission would be holding its first Holiday House Decorating Contest this month. Anyone interested could visit the Borough website for contest details. Ordinance 15-2022 would be pulled from tonight's agenda and reintroduced in 2023. Lastly, Ms. Rinaldi was currently

working on amending the Animal Control Shared Services contract with Hopatcong Borough, Stanhope Borough, Byram Township and Wharton Borough, with Netcong Borough also now joining.

Mayor Stanzilis stated the second reading, public hearing and vote on Ordinance 10-2022 would not occur tonight and would be carried to the December 20, 2022 7:00pm regularly scheduled Council Meeting. Mr. Jessup explained the reason for Ordinance 10-2022 being carried to December 20th was because the survey and metes and bounds description, which were incorporated into the Ordinance, were not yet available to the public or the Governing Body.

Police Chief's Report

Lieutenant Green reported several officers completed Breach Point Training. Sergeant Fortunato completed Command and Leadership. The entire agency completed the biannual Use of Force Training. Chief LaBruno attended the League of Municipalities Annual Conference in Atlantic City. The No Shave September-through-December events were coming to an end; they raised money for various good causes. The body worn cameras had been fully-operational for a month and a half and it was going well so far. The General Election was a successful day. Congratulations to Mayor Stanzilis, Councilman Loughridge and Councilman Cangiano on their victories in the General Election.

Mayor Stanzilis requested the Police Department continue to keep the Governing Body apprised. He also thanked the Police Department for all the philanthropic work they were doing aside from being great Police Officers.

Fire Chief's Report

Chief Lima reported the Fire Department responded to three calls in November totaling 78.13 man-hours. There was a fire on Arlington Avenue the other night; the Firefighters did a great job. Santa's Fire Truck Tour Through Mount Arlington would begin Sunday, December 18th at 10:30am.

Mayor Stanzilis thanked the Fire Department for all their hard work, dedication and volunteerism. God Bless them all.

Council Committee Reports

Councilwoman Galate

Councilwoman Galate thanked the Fire Department for participating and helping with so many Borough events. Regarding the Board of Education, she found the Laker Insider Newsletter and school website to be very informative. They were holding a Clothing Donation Drive to help support the Class of 2023. They were also holding a Pajama Drive. Donations were to be dropped off at Decker or MAPS inside the vestibules in the box by December 16th. The Superintendent's new Coffee and Chat events were going very well, with a goal of having one after each Board of Education meeting. The next Coffee and Chat was scheduled for December 14th at 6:00pm. Lastly, it was amazing to see how well the Fire and Police Departments worked together at the Borough events. They were not only present; they were engaged with each other and the public.

Councilwoman Fostle

Councilwoman Fostle reported, while attending the League of Municipalities Annual Conference in Atlantic City, she attended an interesting seminar on public art. She was currently brainstorming ways to incorporate both visual and performing art into the already beautiful public spaces in town.

Councilman Cangiano

Councilman Cangiano reported, as Chair of the Water and Sewer Committee, he met in November with Ms. Rinaldi and Councilwoman Fostle, Chair of the Finance Committee, to review upcoming capital projects over the next couple of years. It was a very good meeting. They reviewed the high-pressure water booster station rehabilitation project. On the agenda for Introduction was Ordinance 12-2022, where the American Rescue Plan awarded Mount Arlington \$650,000 for the booster station rehabilitation project. That was the amount the Borough had allocated for this project, so it appeared the project would be completely paid for by the American Rescue Plan.

Council President Delaney

Council President Delaney read aloud a proclamation awarded to Mayor Stanzilis last month by the New Jersey Tuesday Group at the first annual Mayor's Reception event in Atlantic City at the New Jersey League of Municipalities Annual Conference.

Public Comment

Bernd Hefele, Esq, 21 Bowling Green Parkway, Suite 200 Lake Hopatcong, New Jersey – Mr. Hefele stated he represented a few residents on Old Howard Boulevard who had concerns regarding Ordinance 10-2022. Although he understood the hearing for Ordinance 10-2022 would be carried to the December 20th Council Meeting, he wished to share some of the residents' concerns. He presented a poster board containing pictures of Old Howard Boulevard, along with a map of the affected area.

Mayor Stanzilis stated, since this was the Public Comment portion of the meeting, there would not be discussion at this time regarding Ordinance 10-2022; however, the Borough had the residents' concerns top of mind and would only do things to improve the affected area.

Ordinance – Introduction – All Vote by Consent

(Ordinance 15-2022 was pulled from the agenda and would be reintroduced in 2023)

- 11-2022 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending and Supplementing Chapter 48, Section 2 of the Code of the Borough of Mount Arlington Entitled "Animals"
- 12-2022 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Authorizing the Use of Funds from the American Rescue Plan Act of 2021
- 13-2022 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Amending and Supplementing Chapter 175 of the Code of the Borough of Mount Arlington Entitled "Water"

14-2022 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Appropriating \$42,000.00 for the Purchase and Installation of Borough Building Generators in and by the Borough of Mount Arlington, County of Morris, State of New Jersey

15-2022 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Authorizing Cancellation of Unexpended Balance of Improvement Authorization for Logan Way Roadway Restoration

15-2022 was pulled from the agenda and would be reintroduced in 2023

16-2022 An Ordinance of the Borough of Mount Arlington, County of Morris, State of New Jersey, Authorizing Cancellation of Unexpended Balance of Improvement Authorizations

The Mayor opened the Hearing to the Public.

There was no public comment.

The Mayor closed the Hearing to the Public.

Motion to Approve Ordinances 11-2022 through 14-2022 and 16-2022: Council President Delaney

Second: Councilman Cangiano

Council Discussion: Councilwoman Galate stated she was very happy to hear so many Borough projects were coming in under budget.

Roll Call:

Aye: Cangiano, Fostle, Galate, Council President Delaney

Opposed: None

Abstain: None

Motion Approved

Mr. Jessup stated, "Ordinances 11-2022 through 14-2022 and 16-2022 will be further considered after a public hearing held on December 20, 2022 at the Municipal Building at 7:00PM."

Ordinance – Second Reading

10-2022 An Ordinance of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Vacating a Portion of Old Howard Boulevard

Mr. Jessup reiterated from earlier in the meeting, *"the second reading, public hearing and vote on the final adoption of this ordinance will not occur tonight and will be carried to the December 20, 2022 7:00pm regularly scheduled Council Meeting."*

Resolutions – All Vote by Consent

2022-142 A Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, State of New Jersey Approving Transfer of Funds

- 2022-143 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Approving the Check Register Dated December 6, 2022
- 2022-144 A Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Authorizing Issuance of Towing Licenses for the Period January 1, 2023 through December 31, 2023
- 2022-145 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Authorizing an Additional Official Depository
- 2022-146 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Authorizing the Solicitation of Qualifications for Professional Services Pursuant to N.J.S.A. 19:44A-20.4, 20.5 Et Seq. Pursuant to a “Fair and Open” Process
- 2022-147 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Affirming the Proposed Redevelopment of Lot 23.08 in Block 61.02 is Consistent with the Borough Master Plan and Zoning Ordinances
- 2022-148 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Requesting Approval of Items of Revenue and Appropriation NJS 40A:4-87
- 2022-149 A Resolution of the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, Approving Participation Within the New Jersey Department of Transportation 2023 Municipal Aid Program

Motion to Approve: Councilman Cangiano

Second: Councilwoman Fostle

Council Discussion: Councilwoman Fostle stated she was very happy to hear \$149,855.00 was awarded in municipal aid towards the Reba Road and Eric Lane Repaving Project.

Roll Call:

Aye: Cangiano, Fostle, Galate, Council President Delaney

Opposed: None

Abstain: None

Motion Approved

Executive Session

- 2022-150 A Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, 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

Anticipated attorney-client privilege topics in Executive Session:

- Revaluation
- Discussion of Executive Meeting Minutes:
 - o February 1, 2022 Regular Council Meeting

Action May or May Not Be Taken

Motion to Enter into Executive Session: Councilman Cangiano

Second: Councilwoman Galate

Council Discussion: None

Roll Call:

Aye: Cangiano, Fostle, Galate, Council President Delaney

Opposed: None

Abstain: None

Motion Approved

Executive Session commenced at 7:56PM.

Motion to Return to Open Session: Councilman Cangiano

Second: Council President Delaney

Council Discussion: None

Roll Call:

Aye: Cangiano, Fostle, Galate, Council President Delaney

Opposed: None

Abstain: None

Motion Approved

Open Session commenced at 8:35PM.

Motion to Approve, AND Release to Public, Executive Session Minutes of

February 1, 2022: Council President Delaney

Second: Councilwoman Fostle

Council Discussion: None

Roll Call:

Aye: Fostle, Council President Delaney

Opposed: None

Abstain: Cangiano, Galate

Motion Failed

The Executive Session Minutes of February 1, 2022 would be carried to the December 20, 2022 7:00pm regularly scheduled Council Meeting for approval. There was unanimous consent.

Adjourn

Motion to Adjourn: Council President Delaney

Second: Councilman Cangiano

Roll Call:

All in Favor: Aye

Opposed: None

Motion Approved

The meeting adjourned at 8:40PM.

A handwritten signature in black ink, appearing to read 'M. N. Bansch', written over a horizontal line.

Matthew N. Bansch, Borough Clerk

CC: Website

Minutes Approved at Council Meeting of December 20, 2022