



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JANUARY 24, 2022
HELD AS A REMOTE MEETING ON ZOOM**

CALL TO ORDER AND OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is being held in compliance with Public Law 1975, Chapter 231, Sections 4 and 13, as notice of this meeting has been reported to The Citizen and the Morris County Daily Record and The Star Ledger on January 4, 2022 and posted in the municipal building.

Mayor Menard called the meeting to order at 7:01p.m.

ROLL CALL ATTENDANCE

Roll Call	Present	Absent		Present	Absent
Barnett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Richter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Happer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Sheikh	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Korman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Menard	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lane	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

FLAG SALUTE

Councilmember Barnett led the salute to the flag.

EXECUTIVE SESSION

R65-22 Resolution to Enter Into Executive Session – Litigation (Tax Appeals) & Attorney – Client Privilege (Approval of Executive Minutes)

Motion made by Councilmember Korman, second by Councilmember Richter to go into Executive Session, with all members in favor signifying by "Aye".

COMMUNITY ANNOUNCEMENTS

There were no community announcements.

SPECIAL PRESENTATIONS

There were no special presentations.

REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

There were no reports.

BOROUGH COUNCIL DISCUSSION ITEMS

Historic Preservation of The Station Property

Councilmember Korman, liaison to the Historic Preservation Committee (HPC), provided an overview of the current state of The Station property (909 Midvale Road) and presented recommendations for repairs. The Council had a discussion and asked questions of Councilmember Korman, and she answered them. Historic Preservation Committee members Marty Kane and Margaret Hickey from Connolly & Hickey Historical Architects (C & H) also answered questions from the council. The council agreed to the following: Hire Connolly and Hickey for \$1700.00 (paid for from the Historic Preservation Trust Fund) to apply to the Morris County Preservation program for funding for a preservation plan; All repair work performed at the property must minimize disruption to the leasee; Create an ad hoc ML Station Restoration Committee comprised of the HPC chair or their designee, two councilmembers (one of whom is the HPC council liaison) and two members of the public to work with C & H on the Morris County grant application. Mayor Menard volunteered to be one of the council members of the ad hoc committee.

Borough Council Goals

Deputy Mayor Sheikh provided an overview of the Borough Council's goals and the council discussed them. The Council agreed that Deputy Mayor Sheikh will update the goals list based on the discussion.



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PUBLIC COMMENT

Mayor Menard opened the meeting to the public.

ATTORNEY'S REPORT

Mr. Oostdyk had nothing to report.

MANAGER'S REPORT

Borough Manager Stern provided his report (attached).

RESOLUTIONS

There were no resolutions.

ORDINANCES TO INTRODUCE

There were no ordinances to introduce

ORDINANCES TO ADOPT

There were no ordinances to adopt.

***CONSENT AGENDA ITEMS**

Matters listed as Consent Agenda Items are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

***RESOLUTIONS**

- a. *R66-22, Authorizing the Payment of Bills*
- b. *R67-22, Authorizing Membership in the NJ State Firemen's Association*
- c. *R68-22, Authorizing a Professional Services Agreement for Lakes Management between the Borough of Mountain Lakes and Solitude Lake Management*
- d. *R69-22, Awarding a Contract for Canada Goose and Mute Swan Damage Management to the United States Department of Agriculture, APHIS Wildlife Services*
- e. *R70-22, Authorizing the Refund of Overpayment of Taxes*
- f. *R71-22, Authorizing the Refund of Overpayment of Utilities*
- g. *R72-22, Authorizing the Refund of Overpayment of Utilities*
- h. *R73-22, Authorizing the Execution of a Developer's Agreement Between the Borough of Mountain Lakes and Highview Commercial, LLC*
- i. *R74-22, Authorizing a Shared Services Agreement with the Township of Parsippany for Emergency Services*
- j. *R75-22, Authorizing the Settlement of a Tax Appeal (Scott, Craig & Heather v. Borough of Mountain Lakes – Block 57 Lot 3.02)*
- k. *R76-22, Authorizing the Settlement of a Tax Appeal (Waggoner, Robert C. v. Borough of Mountain Lakes – Block 100, Lot 34)*
- l. *R77-22, Amending Resolution 33-22 Re-Establishing the Woodlands Advisory Committee and Appointing Public Members for 2022 to Expand the Membership of the Committee and Appoint Two Additional Members*

***APPROVAL OF MINUTES**

11/22/21 (Executive)

1/3/22 (Regular)

***BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**



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***Approval of the Consent Agenda**

Council member	M	2nd	Yes	No	Abstain	Absent
Barnett	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Happer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Korman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lane	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Richter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sheikh	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Menard	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The 1/3/22 minutes were approved with the following Mayor's Message: "Mayor Menard delivered his speech".

The Council discussed Resolution 73-22 and check # 19868 on the Bills List (Resolution 66-22). Borough Attorney Oostdyk explained the process and purpose of a developer's agreement and advised that the mayor signs the agreement for Resolution 73-22 as the representative of the council. Borough Manager Stern advised that check #19868 is the monthly contract payment to Suburban Disposal to pick up recycling and solid waste.

DEPARTMENT REPORTS SUBMITTED FOR FILING (reports are included only if checked)

- ☒ Construction Department
- ☒ Department of Public Works
- ☒ Fire Department
- ☒ Health Department
- ☐ Police Department
- ☒ Recreation Department
- ☒ Code Enforcement/Property maintenance report

COUNCIL REPORTS

Economic Development Advisory Committee (EDAC) – Councilmember Richter reported that the committee discussed Route 46 zoning and listened to the public's comment.

Health Commission – Councilmember Barnett reported the health officer has been busy dealing with the pandemic and also reported that the commission will continue to focus on the stigma free initiative.

Environmental Commission – Councilmember Happer reported that the commission discussed goals for 2022, the environmental impact of the two Route 46 projects and choosing liaisons for the Planning Board and the Economic Development Advisory Committee.

Historic Preservation Committee – Councilmember Korman reported that the committee is selling puzzles as a fundraiser and also discussed the historic preservation of The Station property and archives storage.

Woodlands Committee – Councilmember Lane reported that the committee discussed the following: new members, committee budget, NJ Transit lease, spring sapling sale, deer culling report, pocket park inventory, pocket park maintenance / repair evaluation, hiking trail map pamphlet and holding a memorial in honor of Jerry Uhrig. Ms. Lane recognized the committee for all of their hard work on the Birchwood Lake Trail map. Borough Manager Stern advised that he is waiting to hear back from NJ Transit regarding the lease.

DPW Committee – Councilmember Happer reported the following: A recycling attendant has been hired; The DPW is preparing their equipment for the winter season; The Kaufmann Park Christmas Tree lights have been turned on; The committee discussed stream waterway cleaning, evaluation of Borough street signs, and The Station wall repairs.



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Zoning Board – Councilmember Richter reported that the board held it's reorganization meeting and approved three minor applications.

Green Team – Councilmember Barnett reported the following: The committee met with Mountain Lakes High School students to discuss how the Green Team could assist the students with their environmental projects; The Mountain Lakes High School Environmental Club and the Social Justice Media Group will host a Green Amendment discussion in February.

Affordable Housing Advisory Committee – Deputy Mayor Sheikh reported that the committee discussed the accessory apartment program and Councilmember Korman reported that the committee is looking to have a meeting with state officials to discuss the accessory apartment program.

Shade Tree Commission - Councilmember Korman reported the following: The commission provided the results of the annual shade tree walks to the Borough Manager; The commission supports having a shade tree representative on the proposed Beautification Committee; The commission discussed funds collected from honorary / memorial trees, outstanding work at the Enclave development, Route 46 disabled veteran's home development, and Arbor Day.

Finance Advisory Committee – Councilmember Barnett reported that the committee has been busy discussing the 2022 budget.

Recreation Commission – Mayor Menard reported that the commission discussed watercraft storage, Easter egg hunt, trout derby and swim test.

PUBLIC COMMENT

Please state your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

Mayor Menard opened the meeting to the public.

Ellen Foppes – 29 Rainbow Trail, questioned how many pumps Wawa is allowed to have when it is built.

Mary Joelsson - 6 Scarbough Road, requested that a traffic light be installed on the corner of the Boulevard and Fanny Road.

Borough Attorney Oostdyk, Police Chief Bennett, Councilmember Barnett and Councilmember Korman responded to the public's comment. Mr. Oostdyk advised that the Planning Board resolution would contain what Wawa is authorized to do and agreed to review the developer's agreement. Chief Bennett advised that the Boulevard and Fanny Road intersection belongs to Morris County, and he will explore what can be done.

NEXT STEPS AND PRIORITIES

Mayor Menard reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Beautification Feedback	Borough Council Committee Liaisons	
Historic Preservation of The Station Property Follow Up	Councilmember Korman	



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ADJOURNMENT at 9:18P.M.

Motion made by Councilmember Happer, second by Councilmember Lane to adjourn the meeting at 9:18p.m., with all members in favor signifying by "Aye".

Respectfully Submitted

Cara Fox, Deputy Borough Clerk