



**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES
HELD AT ML HIGH SCHOOL, 96 POWERVILLE ROAD, MOUNTAIN LAKES, NJ 07046
MARCH 14, 2022
PUBLIC SESSION – BEGINS AT 7:30 PM**

1) CALL TO ORDER AND OPEN PUBLIC MEETINGS ACT STATEMENT – Mayor

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.

2) ROLL CALL ATTENDANCE - Clerk

3) FLAG SALUTE – Mayor

4) EXECUTIVE SESSION

5) COMMUNITY ANNOUNCEMENTS

6) SPECIAL PRESENTATIONS

- a. Eagle Scout Project

7) REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

8) BOROUGH COUNCIL DISCUSSION ITEMS

- a. Introduction of 2022 Municipal Budget

9) 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.

10) ATTORNEY'S REPORT

11) MANAGER'S REPORT

12) RESOLUTIONS

13) ORDINANCES TO INTRODUCE

14) ORDINANCES TO ADOPT

- a. 1-22, COLA, Calendar Year 2022 Ordinance to Exceed the Municipal Budget Appropriation Limits and Establish a Cap Bank

PUBLIC COMMENT/HEARING

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.

15) *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. *R86-22, Resolution to Affirm the Borough of Mountain Lakes Civil Rights Policy with Respect to All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors and Members of the Public that Come into Contact with Municipal Employees, Officials and Volunteers*
- b. *R90-22, Authorizing the Payment of Bills*
- c. *R91-22, Authorizing a Professional Services Agreement between the Borough of Mountain Lakes and Matthew J. Giacobbe, Esq. of Cleary Giacobbe Alfieri Jacobs, LLC*
- d. *R92-22, Authorizing the Transfer of Appropriations*
- e. *R93-22, Approving the Person-to-Person Transfer of Liquor License #1425-44-002-002 from Gilchrist Corp Inc. to Mountain Lakes Liquor LLC*
- f. *R94-22, Authorizing Membership in the Mountain Lakes Volunteer Fire Department*
- g. *R95-22, Authorizing the Fourth Amendment to the Shared Services Agreement between the Borough of Mountain Lakes and the Township of Denville for Municipal Court Services*

***APPROVAL OF MINUTES**

2/23/22 (Regular)

2/28/22 (Regular)

***BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

16) DEPARTMENT REPORTS SUBMITTED FOR FILING

- ☐ Construction Department
- ☐ Department of Public Works
- ☐ Fire Department
- ☐ Health Department
- ☐ Police Department
- ☐ Recreation Department
- ☐ Code Enforcement/Property Maintenance

17) COUNCIL REPORTS

18) 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.

19) NEXT STEPS AND PRIORITIES

20) ADJOURNMENT

Boulevard Trolley Track Historical Marker Eagle Project Plan

By Olin Bose, Mountain Lakes BSA Troop 41

Project plan

- Design and Construct three historical marker signs describing the trolley that used to run on the Boulevard, linking Denville and Boonton as part of the Morris County Traction company network from 1910 to 1928
- Place these signs in three different places on the Boulevard
- The text and pictures on the signs will contain historical facts about the trolley service in Mountain Lakes and its importance to Mountain lakes history

Why?

- The trolley was an important factor in the original growth of Mountain Lakes
- Today, the path that used to be the trolley track is path used by many people in Mountain Lakes for walking and jogging, and this path is referred to as the “Boulevard Trolley Line Path” on Google Maps
- Not too many people know much about the trolley, and it would be helpful to put information about the trolley along the path

How: Project Plan

The Project Plan:

1. Obtain permits for construction (HPC)
2. Design text for signs and QR code
3. Order signs from Garden State Highway Products (who have produced similar signs in ML) (Troop 41)
4. Purchase materials and obtain tools (Troop 41)
5. Construct signs (Troop 41)
6. Install signs at designated locations (Troop 41)

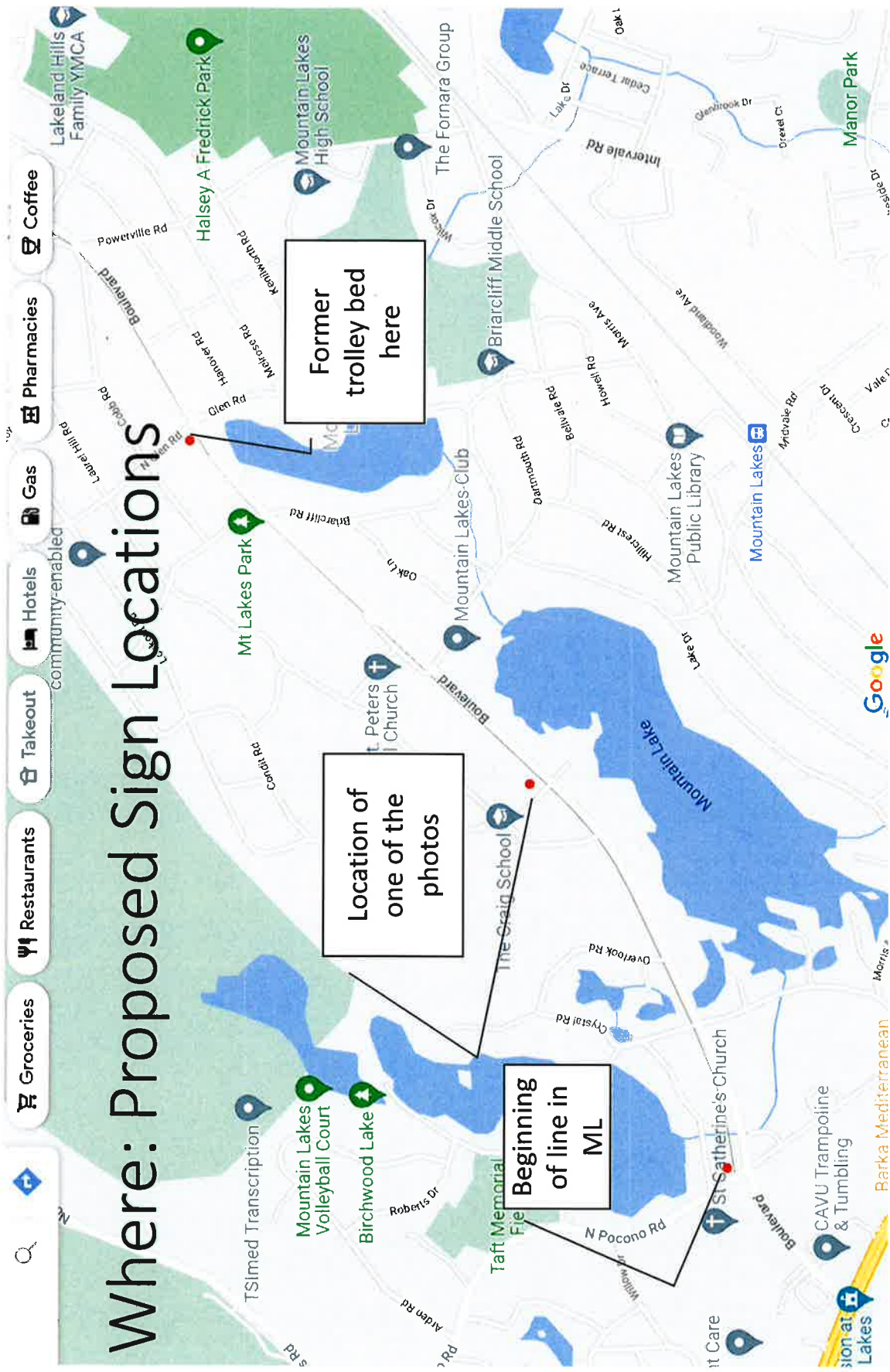


The sign (including the plate) would look like this

Signs: Information

- Each sign will contain a different photograph of the trolley
- They will also contain information about different facets of the trolley system
- They all will contain a QR code linking to the town website





Where: Proposed Sign Locations

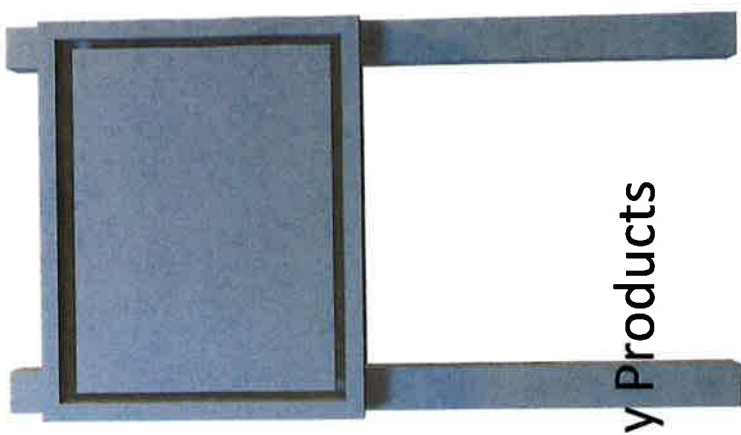
Former
trolley bed
here

Location of
one of the
photos

Beginning
of line in
ML

How: Items needed for the Project

- Wood – 3x of (\$100 estimated total)
 - 1 piece of plywood 28x22.5
 - 2, 2.5x2.5x52
 - 2, 1.25x1.5x28
 - 2, 1.25x1.5x21.25
- 3 Sign plates – To be acquired from Garden State Highway Products (about \$90 each)
- Cement for cement footings
- Tools for putting the signs together
- Other tools





BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

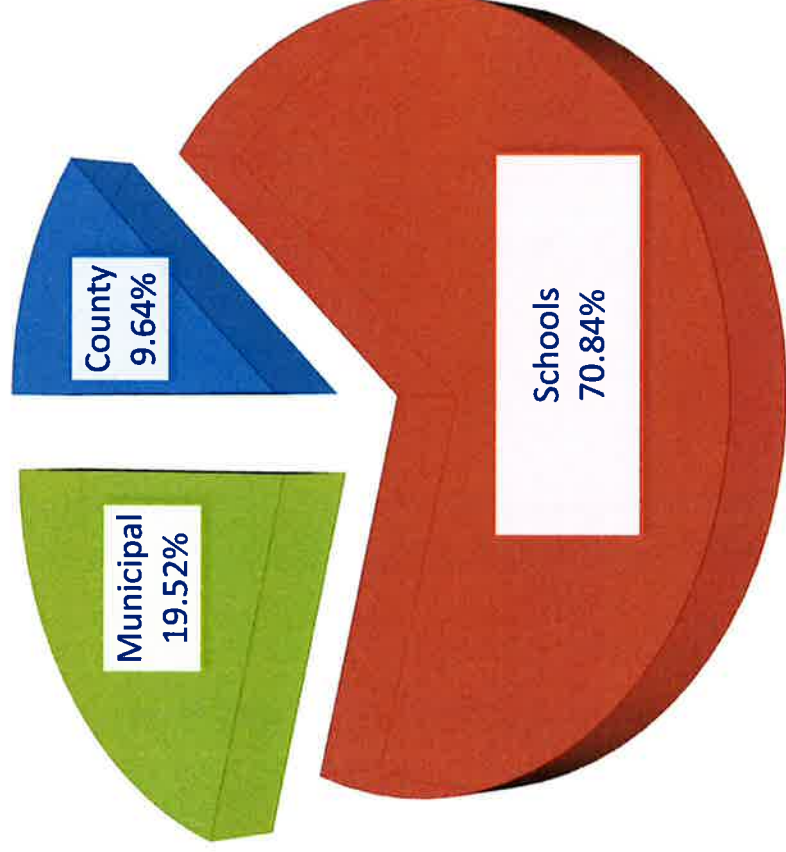
2022 Municipal Budget Presentation

March 14, 2022



The 2022 Municipal Budget represents approximately 19.5% of overall property taxes

PROPERTY TAX DISTRIBUTION
2022 ESTIMATES





The 2022 Municipal Budget funds the operations and capital needs of the Borough

- Public Safety (Police & Fire)
- Administration (Manager, Clerk, Tax Assessor, Tax Collector, Financial Administration, Building Official, Planning, Zoning, Code Enforcement)
- Public Works (Roads, Sidewalks & Curbs, Garbage & Recycling, Water Infrastructure, Buildings & Grounds)
- Citizen Services (Recreation, Health, Animal Control)
- The Mountain Lakes Public Library
- Emergency and Non-Emergency Vehicles and Equipment
- Tennis Court and Fence Rehabilitation and Replacement
- Water Utility (wells, tanks, water mains, maintenance, and upgrades)
- Sewer Utility (sewer mains, maintenance, upgrades, and processing)



2022 Municipal Budget Process

- **November - December 2021:** Review of prior year's budget data and budget request submissions by department heads
- **December 2021:** Borough Manager review of departmental budget requests and discussion with department heads
- **December 2021 - February 2022:** Finance Advisory Committee meetings related to the budget
- **January 19, January 26, and February 23, 2022:** Borough Council Budget Working Sessions
- **March 14, 2022:** Budget Introduction
- **April 11, 2022 (anticipated):** Budget Adoption



The proposed 2022 Municipal Budget calls for a 6.25% tax decrease

- The 2022 Operating Budget is balanced at \$9,905,568
 - a \$71,999 (0.73%) increase over 2021
- The amount to be raised by taxation is \$6,752,339
 - a \$110,032 (-1.60%) decrease over 2021
- The tax rate is \$.56230
 - a 6.25% decrease over 2021
- The “average” \$800,000 assessed home will pay \$4,224 in taxes
 - a \$281.72/year (\$23.48/month) decrease over 2021



2022 Proposed Municipal Budget

- The proposed budget utilizes \$1,400,000 of the Surplus (Fund Balance)
- The proposed budget leaves \$2,117,176 in Fund Balance
- In comparison, the 2021 budget left \$1,082,543 in Fund Balance

➤ **A healthy Fund Balance will help ensure solid financial footing for the Borough in 2023 and beyond**



Significant Appropriations Increases in 2022

| Item | \$ Increase | % Increase |
|--------------------------------------|-------------|------------|
| PFRS (Police Pension | \$31,913 | 6.38% |
| Board of Adjustment | \$22,400 | 141.24% |
| Engineering Services | \$13,600 | 38.10% |
| Parks & Playgrounds – Other Expenses | \$7,100 | 19.12% |
| Petroleum Expenses | \$19,000 | 54.29% |
| Bond Principal | \$155,000 | 22.46% |
| Bond Interest | \$171,294 | 112.06% |



Significant Appropriations Decreases in 2022

| Item | \$ Decrease | % Decrease |
|--------------------------|---------------|------------|
| Group Insurance Plans | -\$28,875.45 | -7.38% |
| BAN Principal | -\$225,989 | -100% |
| Ban Interest | -\$59,499 | -100% |
| Reserve for Tax Appeals | -\$100,000 | -50% |
| Capital Improvement Fund | -\$331,269 | -35.74% |
| Police Salary & Wages | -\$151,668.57 | -7.75% |
| Police – Other Expenses | -\$17,610 | -13.50% |



Average Residential Municipal Taxes

2022 Annual Budget: \$9,905,586

2022 Tax Rate: \$.56230

“Average” Residential Property Value: \$800,000

Average Municipal Taxes (Annually): \$4,224

Average Municipal Taxes (Monthly): \$352



**\$352 per
month
provides:**

- Police Protection
- Fire Protection
- Emergency Medical Assistance
- Recreation Programs
- Beach Facilities
- Lakes Management
- Buildings and Grounds
- Trash and Recycling Collection
- Roads, Sidewalks, and Curbs
- Water Infrastructure
- Public Works Department
- Construction Official and Office
- Zoning and Planning
- Borough Clerk
- Borough Manager
- Finance Administration
- Health Services and Animal Control
- Code Enforcement
- Mountain Lakes Public Library



The 2022 proposed capital improvement program totals \$1,293,572

2022 Capital Budget Highlights

Public Safety: \$215,0000

Police Department

- ✓ Police Vehicles & Retrofitting
- ✓ Mobile Video Recorders

Fire Department

- ✓ Turnout Gear

Public Works: \$941,187

✓ Paving and Roadwork

- Paving and roadwork totals \$731,187
- A NJ Department of Transportation grant of \$248,600 offsets a third of this spending

- ✓ Non-Emergency Vehicles

- ✓ Water Utility Truck

- ✓ DPW Bathroom Renovation

Recreation: \$80,000

- ✓ Tennis Court Renovation and Fencing



Sewer Utility Budget Highlights

- The Sewer Budget is balanced at \$1,011,547
- The Sewer Budget will increase by \$114,318 (12.74%) over 2021
 - This increase is primarily due to increased capital spending by Parsippany on their sewage treatment facility

Water Utility Budget Highlights



- The 2022 Water Budget is balanced at \$914,841
- The Water Budget will increase by \$20,055 (2.24%) over 2021



The 2022 Municipal Budget brings the two-year total tax decrease to 7.7%

Factors Driving Tax Decrease

- An increase in residential and commercial rates, which has expanded the property tax base
- Moving to an annual property tax reassessment program, which has reduced the risk of tax appeal settlements
- Careful planning, execution and spending of the annual and capital budgets



Thank You



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Mitchell Stern
Borough Manager
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TO: Honorable Mayor and Borough Council
SUBJ: Manager's Report for the Borough Council meeting of March 14, 2022.
CC: Robert Oostdyk, Borough Attorney

Mayor and Council,

Budget Information Follow Up:

Police Vehicle Information Follow Up – Attached, please find a printed version of a PowerPoint presentation from Chief Bennett. The presentation was created to answer questions about the proposed purchase plan and also the condition of the vehicles that will be replaced.

With respect to other options for upgrading our police vehicle fleet, Chief Bennett and I have discussed potential optional scenarios and after much debate and deliberation with other Police Chiefs and Managers / Administrators, we believe that the best path forward to modernize the fleet is what we have currently requested.

Water Utility Truck – Attached, please find a condition report from our Borough mechanic concerning this vehicle.

Use of Capital Funds From Beach Project For ATV Purchase - The question arose whether it is permissible to use available funds from the 2016 Capital Ordinance allocated to the Birchwood Beach Project for the purchase of an ATV. Our Bond Counsel has offered the opinion that the purchase of an ATV that could be used at the beaches as an appropriate use of the funds.

Debt Service Analysis – During the previous Borough Council meeting, discussion of the Borough's long-term debt was discussed. Attached, please find a Analysis of Debt Service, prepared by our CFO.

Resolution 86-22 – Commitment to a workplace free of discrimination, harassment and violations of civil rights – Attached, please find the documentation that was requested (written procedures).

Respectfully Submitted,
Mitchell

3/02/2022

2013 Ford F-550 3v triton V10

Miles – 71,619

Idle Hours– 7048

Engine hours to miles calculation - 232,584 (7048 x 33)

Total Mileage Equivalent - 304,203

Inspection

Mechanical:

- Powertrain – Engine oil leaks, Engine has tap due to valvetrain being worn.
- Drivetrain – Differentials show signs of worn pinion seals. Rust is evident on differentials.
- Frame and undercarriage – Rust, evidence of frame damage due to snow removal
- Electrical/ charging system – Truck does not stay charged over a weekend, needs to be jumped. Truck also has intermittent electrical issues due to auxiliary components installed on the vehicle IE, power distribution and inverter.
- Steering/ Suspension – Starting to fail, steering is getting “sloppy” at times hard to control. Will need extensive repair soon.

Interior:

- Seats are worn, torn and stained.
- Floors are stained, very worn.

Exterior:

- Paint fade, scratches and rust.

Overall inspection - Engine hours and miles are exceeding life expectancy of vehicle. Mechanically the repairs , labor and parts will exceed value of vehicle.

Austin Schoch
Mechanic

Fleet Management

Follow-up to address Council inquiries.

MLPD Vehicle Fleet Management Proposal

- Purchase two patrol vehicles per year.
- Sell the patrol vehicles after three years, as they come off warranty. Use the funds to offset future patrol vehicle purchases.
- Initial two years of purchases funded by the Police Trust account.
- Police Trust Account will continue to offset purchases beyond the first two years.
- Operating Budget will only be used after funds from the Police Trust and resale of vehicles are applied to future purchases.
- Purchase Administrative Vehicles from Capital Approximately every 7 to 10 years.

MLPD Vehicle Fleet Management Proposal

2022 is a “make up year” for all the years that we did not
purchase vehicles.

Purchasing Vehicles in 2022

- Unlike retail, pricing is set through State Contract or County Co-op.
- The price of a Patrol Vehicle in 2022 is the same as the price in 2020 & 2021.
- Currently, the estimated time of delivery of a new vehicle is approximately 8 months to a year after the order is placed.

In 2011 our Total Fleet was reduced from 9 to 8 vehicles. We do not maintain a large costly fleet like many agencies do.

| <u>Police Department</u> | <u>Vehicles Per Year</u> | <u>Primary Patrol Fleet</u> | <u>Total Fleet*</u> |
|--------------------------|--------------------------|-----------------------------|---------------------|
| Chester | 3 | 12 | 19 |
| Denville | 2 | 5 | 31 |
| Dover | 2 | 7 | 22 |
| Lincoln Park | 2 | 8 | 22 |
| Madison | 2-3 | 8 | 23 |
| Mount Arlington | 2 | 6 | 12 |
| <i>Mountain Lakes</i> | <i>2</i> | <i>6</i> | <i>8</i> |
| Pequannock | 3 | 5 | 17 |
| Roxbury | 4 | 7 | 31 |
| Twp of Washington | 2 | 6 | 21 |
| Vernon | 3 | 10 | 20 |
| Wharton | 2 | 5 | 20 |

*Total Fleet includes vehicles used for the Chief, Admin, SRO, Road Jobs, Detective Bureau, Etc.

Three-Year Vehicle Rollover Model

The three-year vehicle roll over model is based on the *Enterprise Fleet Management Program*. This program is used by agencies nationwide. The plan calls for the retiring and replacing of Patrol vehicles every three years and Administrative vehicles every five years.

We are proposing a similar plan without the middleman (Enterprise).

NJ Agencies using Enterprise Fleet Management Program

North Wildwood
Atlantic City
Howell
Wildwood
Kearny
Lindenwold
Woolwich
Newark Housing Authority
Clifton
Middlesex Borough
Ocean City
Rochelle Park
Princeton
Clayton
Ringwood
Flemington
Orange
Union City
Lawrence
Camden County
Franklin Lakes
Vernon
Westfield
Glassboro
Somerdale
Riverside
Ventnor
West Milford
Verona
Hoboken
Pompton Lakes
Atlantic County
Washington Township
Monroe
South Orange

Did you know?

The SRO is currently using a vehicle assigned to the Patrol Division, since the SRO vehicle is no longer usable.

The Borough Administrative vehicle had to be commandeered by the PD leaving no vehicle for the Borough Admin Staff, Fire Marshal, Inspectors, etc. And thereby shortening the life of the vehicle.

Vehicles to be Retired

- 2010 Tahoe.
- Miles: 90,640. Idle Hours: 1,156* Total Miles: 128,788. Major Repairs Needed:
 - Front upper and lower control arms
 - Rack and Pinion Steering
 - Power Steering
 - Front and rear sway bar bushings
 - Front and rear shocks and struts
 - Tie Rod Ends
 - Body Rot
 - Emergency Lights (Repair quoted at \$1,600.00 plus 100/hr labor. Unable to estimate labor hours.
 - Dozens of other repairs also needed. Almost every warning light on the dash is on.

* Estimated. The total hour gauge ceased working and idle hours are not calculated by the vehicle in that model year.

Vehicles to Be Retired

- 2010 Chevy Tahoe
- Miles: 151,411. Idle Hours: 4,290*. Total Miles: 141,570.
- Major Repairs Needed
 - ABS Brake System
 - Stabilitrack System
 - Interior Driver's side floor rusting through
 - Emergency Take-Down Lights
 - Driver's Seat
 - Body Rot
- Vehicle cannot be driven at highway speed due to extreme shaking.

* Estimated based on other vehicles in the fleet. Model year only calculates total hours.

Vehicles To Be Retired

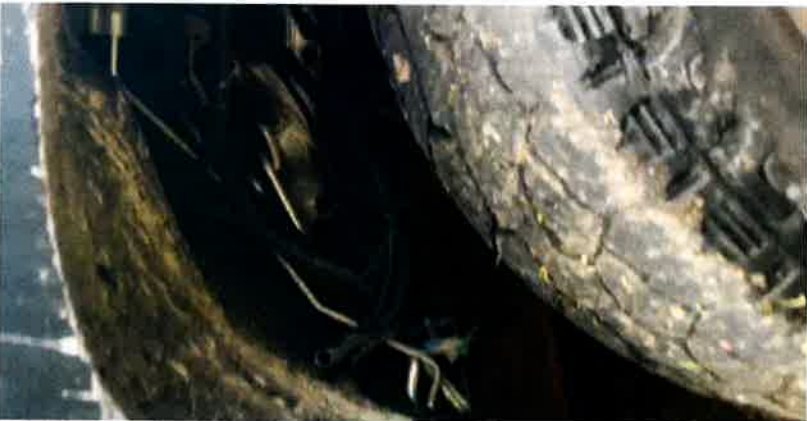
- 2018 Dodge Charger
- Miles: 59,614. Idle Hours: 5,053. Total miles: 226,363
- Major Repairs Needed:
 - Driver's Seat
 - Rocker Panel
 - Fuel Tank (Leaks)

Vehicles To Be Retired

- 2014 Dodge Ram 1500
- Miles: 132,097. Idle Hours: 1,723. Total miles: 188,956
- Total repair costs in 2021: \$7,163.76







Bottom Line....

The cost to repair these vehicles is more costly than the vehicles are currently worth. Repairing the current problems is a case of throwing good money after bad, due to the age and condition of the vehicles.

Emergency vehicles are not personal vehicles. They cannot be “driven into the ground” before they are replaced. They need to always be safe and reliable. Not only for the employees, but for the residents as well.

Borough of Mountain Lakes
Analysis of Debt Service[illegible]



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

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Borough Manager
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To: All Employees, Appointees, Officials and Volunteers
Subject: Annual Required Training Related to Civil Rights

To reinforce the Borough's commitment to a workplace free of discrimination, harassment, and violations of civil rights, it is important for everyone to remain vigilant with regards to their words and actions towards others. To help us achieve our commitment, every employee of the Borough (both paid and volunteer), will be required to undergo periodic training as outlined below.

The below listed online training must be completed by all employees, appointees, and officials (excluding volunteers) no later than April 15th of the calendar year.

- The Rights and Duties of an Employee in Local Government (10 minutes)
- We Must Respect Each Other (10 ½ minutes)
- Building a Safe Workspace: Anti-Bullying and Harassment (13 ½ minutes)

The below video training is to be viewed by all volunteers (employees, appointees, and officials do not have to view this video)

- The Rights and Duties of a Volunteer in Local Government (Volunteer) (12 ¾ minutes).

All the listed videos are available online at: <https://melsafetyinstitute.org/safety-videos/>.

Once you have taken each class, please complete the attached certification form. When all classes have been completed, please return the certification form to my office.

Moving forward, periodic training will be required, with the training requirements changing each time they are announced.

Should you have any questions regarding this memo, please do not hesitate to contact me.

Regards

Mitchell



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

ANTI – DISCRIMINATION / HARASSMENT TRAINING CERTIFICATION FORM

Employee Name: _____

Calendar Year: _____

I _____ certify that I have completed the below listed online training. I further certify that I understand the contents of the videos and will comply with all requirements; and if I have any questions, I will contact my supervisor.

| ONLINE TRAINING (for all except volunteers) | DATE VIEWED | INITIALS |
|--|-------------|----------|
| The Rights & Duties of an employee in Local Government | | |
| We Must Respect Each Other | | |
| Building a Safe Workspace: Anti-Bullying & Harassment | | |

| ONLINE TRAINING (for volunteers) | DATE VIEWED | INITIALS |
|--|-------------|----------|
| The Rights & Duties of a Volunteer in Local Government | | |

Signature

Date

RESOLUTION AND ORDINANCE REVIEW FOR THE MARCH 14, 2022 MEETING

TO: MAYOR AND COUNCIL

FROM: MITCHELL STERN, MANAGER

RESOLUTIONS

R86-22, RESOLUTION TO AFFIRM THE BOROUGH OF MOUNTAIN LAKES CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS - this resolution states and confirms that the Borough maintains written Civil Rights policies in regard to its officials, appointees, employees, volunteers, etc. in respect to their actions while interacting with any individual or group on behalf of the Borough. This resolution assures that the policies in place will be followed and monitored. This resolution was requested to be adopted by the Morris County Joint Insurance Fund and is required to be adopted annually. Failure to adopt the resolution will result in a significant increase to the Borough's insurance deductible and copay. The Borough Manager has provided a memo outlining the steps taken to ensure compliance.

R91-22, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF MOUNTAIN LAKES AND MATTHEW J. GIACOBBE, ESQ. OF CLEARY GIACOBBE ALFIERI JACOBS, LLC - this resolution authorizes the Borough to enter into an agreement with Matthew J. Giacobbe Esq. for legal services for labor and employment related matters.

R92-22, AUTHORIZING THE TRANSFER OF APPROPRIATIONS - this resolution authorizes the CFO to transfer excess appropriations to appropriations that are insufficient to meet current needs as authorized by N.J.S.A. 40A:4-58. A complete explanation of the transfers is included with the resolution from our CFO.

R93-22, APPROVING THE PERSON-TO-PERSON TRANSFER OF LIQUOR LICENSE #1425-44-002-002 FROM GILCHRIST CORP INC. TO MOUNTAIN LAKES LIQUOR LLC – this resolution authorizes the liquor license transfer from Gilchrist Corp. Inc. to Mountain Lakes Liquor LLC for premises located at 340 US Hwy 46 (El Dorado Warehouse).

R94-22, AUTHORIZING MEMBERSHIP IN THE MOUNTAIN LAKES VOLUNTEER FIRE DEPARTMENT - this resolution authorizes Ryan DeNooyer for membership in the Mountain Lakes Volunteer Fire Department. The application was submitted to the Borough Clerk for approval by Joe Mullaney, Mountain Lakes Fire Department Chief.

95-22, AUTHORIZING THE FOURTH AMENDMENT TO THE SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF MOUNTAIN LAKES AND THE TOWNSHIP OF DENVILLE FOR MUNICIPAL COURT SERVICES – this resolution authorizes the amendment for the continuation of a shared service agreement with the Township of Denville for court services. The financial impact of this contract reflects an increase of 6.48% over the three year contract (1.68%, 2.4%, 2.4%).

ORDINANCES TO INTRODUCE

None.

ORDINANCES TO ADOPT

1-22, COLA, Calendar Year 2022 Ordinance to Exceed the Municipal Budget Appropriation Limits and Establish a Cap Bank - this ordinance authorizes the Borough to increase the annual budget by up to 3.5% over the previous year, *if necessary*. This ordinance is adopted annually. Adoption of this ordinance is recommended by the Borough CFO and Auditor.

If there are any questions prior to the meeting, please feel free to contact me.

[illegible]

LEGAL NOTICE OF FINAL ADOPTION

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Mountain Lakes, in the County of Morris, State of New Jersey, held in the municipal building on the 28th day of February 2022, and the same came up for final passage at a meeting of the said Borough Council on the 14th day of March 2022 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law. By order of the Borough Council of the Borough of Mountain Lakes, County of Morris and State of New Jersey.

Mitchell Stern, Acting Municipal Clerk

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 86-22

“A RESOLUTION TO AFFIRM THE BOROUGH OF MOUNTAIN LAKES CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS”

WHEREAS, it is the policy of the Borough of Mountain Lakes to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of the Borough of Mountain Lakes has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Mayor and Council of the Borough of Mountain Lakes that:

Section 1: No official, employee, appointee or volunteer of the Borough of Mountain Lakes by whatever title known, or any entity that is in any way a part of the Borough of Mountain Lakes shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough of Mountain Lakes' business or using the facilities or property of the Borough of Mountain Lakes.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Mountain Lakes to provide services that otherwise could be performed by the Borough of Mountain Lakes.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Manager shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Manager shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Mountain Lakes as well as all other entities subject to this

resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Manager shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Manager shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Mountain Lakes. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Mountain Lakes' web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough of Mountain Lakes in order for the public to be made aware of this policy and the Borough of Mountain Lakes' commitment to the implementation and enforcement of this policy.

XX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 90-22

"RESOLUTION AUTHORIZING THE PAYMENT OF BILLS"

WHEREAS, the Borough Manager has reviewed and approved purchase orders requested by the Department Heads; and

WHEREAS, the Finance Office has certified that funds are available in the proper account; and

WHEREAS, the Borough Treasurer has approved payment, upon certification from the Borough Department Heads that the goods and/or services have been rendered to the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that the current bills, dated **March 14, 2022** and on file and available for public inspection in the Office of the Treasurer and approved by him for payment, be paid.

XX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 03/14/2022 For bills from 02/24/2022 to 03/09/2022

| Check# | Vendor | Description | Payment | Check Total |
|--------|--|---|--------------|--------------|
| 20113 | 124 - AC DAUGHTRY, INC. | PO 24609 DPW - CENTRAL STATION MONITORING - QTR 1 | 64.95 | |
| | | PO 24609 DPW - CENTRAL STATION MONITORING - QTR 1 | 178.29 | 243.24 |
| 20114 | 219 - ACCESS | PO 24912 CUST# 156NFO4790 - MAR 2022 | 66.76 | 66.76 |
| 20115 | 196 - ALLIED OIL | PO 24903 DPW - UNLEADED FUEL | 8,021.29 | 8,021.29 |
| 20116 | 102 - ANDERSON & DENZLER ASSOC., INC | PO 24902 JANUARY 2022 PROFESSIONAL SERVICES | 2,002.80 | |
| | | PO 24902 JANUARY 2022 PROFESSIONAL SERVICES | 173.20 | |
| | | PO 24902 JANUARY 2022 PROFESSIONAL SERVICES | 1,039.20 | |
| | | PO 24902 JANUARY 2022 PROFESSIONAL SERVICES | 519.60 | 3,734.80 |
| 20117 | 3973 - ARCARI & IOVINO ARCHITECTS, PC | PO 23185 BORO HALL: CONSTRUCTION ADMINISTRATION P | 2,767.50 | 2,767.50 |
| 20118 | 3821 - AYERS DISTRIBUTING, CO | PO 24860 2022 Easter Egg Hunt | 435.00 | 435.00 |
| 20119 | 4090 - CLEAN MAT SERVICES, LLC | PO 24641 FLOOR MATS / DPW - JAN -JUNE 2022 BLANKE | 93.17 | 93.17 |
| 20120 | 2396 - COUNTY WELDING SUPPLY CO. | PO 24695 DPW - SHOP SUPPLIES | 519.95 | 519.95 |
| 20121 | 778 - FAIRFIELD MAINTENANCE, INC. | PO 24883 DPW - FUEL PUMP REPAIR | 738.56 | 738.56 |
| 20122 | 1170 - FERGUSON ENTERPRISES #501 | PO 24816 BH RENO: BLANKET | 1,832.45 | 1,832.45 |
| 20123 | 3109 - FERRIERO ENGINEERING, INC | PO 24142 PROJ ID: 12ML106 SUNSET LAKE DAM -AUG 20 | 106.88 | 106.88 |
| 20124 | 801 - FREDON WELDING & IRON WORKS | PO 23953 BH RENO: RAILINGS & STAIRS | 30,000.00 | 30,000.00 |
| 20125 | 653 - GANNET NEW JERSEY NEWSPAPERS | PO 24680 CLERK - 2022 ADVERTISING - BLANKET | 51.38 | |
| | | PO 24703 PLANNING/ZONING - 2022 ADVERTISING - BLA | 89.70 | 141.08 |
| 20126 | 814 - GARDEN STATE HIGHWAY PRODUCTS | PO 24752 DPW - SIGNS | 732.00 | 732.00 |
| 20127 | 876 - GARDEN STATE LABORATORIES, INC | PO 24669 WATER DEPARTMENT - WATER TESTING - BLANK | 144.00 | 144.00 |
| 20128 | 4305 - GASGO, INC | PO 24875 DPW - UNLEADED FUEL | 224.40 | |
| | | PO 24911 POLICE: UNLEADED GASOLINE PURCHASES | 532.37 | 756.77 |
| 20129 | 3991 - GRM INFORMATION MANAGEMENT SERVICES | PO 24793 2022 ARCHIVE STORAGE - BLANKET- 1st QTR | 85.00 | 85.00 |
| 20130 | 3992 - HARD ROCK HOTEL & CASINO | PO 24760 TAX COLLECTOR: 2022 TCTANJ CONFERENCE | 318.00 | 318.00 |
| 20131 | 911 - HOME DEPOT CREDIT SERVICES | PO 24772 DPW / WATER DEPT / BH RENO - BLANKET | 204.26 | |
| | | PO 24772 DPW / WATER DEPT / BH RENO - BLANKET | 73.92 | |
| | | PO 24772 DPW / WATER DEPT / BH RENO - BLANKET | 461.28 | 739.46 |
| 20132 | 3306 - INTERSTATE BATTERY OF NJ DIST #4573 | PO 24859 WATER DEPARTMENT - WELL MAINTENANCE - BL | 51.20 | 51.20 |
| 20133 | 1072 - JACK DOHENY COMPANIES, INC. | PO 24853 WATER DEPARTMENT - VEHICLE REPAIR | 530.93 | 530.93 |
| 20134 | 4234 - JAG CAR WASH HOLDINGS, LLC | PO 24563 POLICE: 2022 CAR WASHES - BLANKET | 218.00 | 218.00 |
| 20135 | 859 - JCP&L | PO 24893 MASTER ACCT# 200 000 569 000 - FEB 22, 2 | 3,769.75 | |
| | | PO 24894 MAST ACCT#200 000 054 011/ BILL DATE: FE | 6.02 | |
| | | PO 24895 ACCT#100 141 241 693 BILL PRD: 1/224 - | 25.86 | |
| | | PO 24896 ACCT#100 075 505 725 - BILL PRD: 1/24 - | 4.09 | |
| | | PO 24897 ACCT#100 076 421 971/ BILL PRD: 11/05 - | 28.14 | |
| | | PO 24898 ACCT#100 076 421 971/ BILL PRD: 12/07 - | 246.84 | |
| | | PO 24899 ACCT#100 076 421 971/ BILL PRD: 1/07 - 2 | 68.61 | 4,149.31 |
| 20136 | 4273 - JOSEPH MOTYKA | PO 24863 POLICE: REIMBURSEMENT | 120.30 | 120.30 |
| 20137 | 4002 - KAREN BRENNFLECK | PO 24868 REC: REIMBURSEMENT Refreshments Lakers 5 | 16.89 | 16.89 |
| 20138 | 2838 - LEVITT'S | PO 24644 STREETS & ROADS - SNOW REMOVAL | 1,754.50 | 1,754.50 |
| 20139 | 1363 - M.J. CORIGLIANO | PO 24882 WATER DEPARTMENT- TOWING SERVICES | 275.00 | 275.00 |
| 20140 | 1441 - MAJOR POLICE SUPPLY | PO 24864 POLICE: VEHICLE REPAIR | 100.00 | 100.00 |
| 20141 | 1338 - MGL PRINTING SOLUTIONS, LLC | PO 24755 ADMIN: WINDOW ENVELOPES | 234.00 | 234.00 |
| 20142 | 2534 - MORRIS COUNTY OVERHEAD DOOR COMPANY | PO 24901 FIRE BAY DOOR REPAIR | 410.00 | 410.00 |
| 20143 | 1295 - MORRIS CTY MUNICIPAL UTILITIES | PO 24797 SOLID WASTE DISPOSAL - BLANKET | 9,500.71 | 9,500.71 |
| 20144 | 1371 - MTN. LAKES BOARD OF EDUCATION | PO 24888 MARCH 2022 MTN LAKES SCHOOL DISTRICT GEN | 2,172,623.83 | 2,172,623.83 |
| 20145 | 2397 - NAPA AUTO PARTS | PO 24665 DPW - VEHICLE REPAIRS - BLANKET | 218.50 | |
| | | PO 24871 WATER DEPARTMENT - VEHICLE REPAIR | 174.73 | |
| | | PO 24886 POLICE: AUTO PARTS | 141.30 | 534.53 |
| 20146 | 881 - NCX | PO 24638 ADMIN: 2022 DNS HOSTING / ACCT# GTI - BL | 21.95 | 21.95 |
| 20147 | 4218 - NEWMAN SIGNS, INC | PO 24526 POLICE: SIGN | 1,272.41 | 1,272.41 |
| 20148 | 4223 - NIAGARA MACHINE, INC | PO 24900 BH RENO: SUPPLIES | 272.50 | |
| | | PO 24915 BH: SHORT PAY ON PO# 24698 | 9.02 | 281.52 |
| 20149 | 1554 - NJ PLANNING OFFICIALS, INC. | PO 24807 Mandatory training PB member | 123.00 | 123.00 |
| 20150 | 2595 - NORTH JERSEY MUNICIPAL EMPLOYEE | PO 24907 MARCH 2022 DENTAL PREMIUMS - GROUP 1624 | 2,383.00 | 2,383.00 |
| 20151 | 4194 - OLDE TOWNE DELI | PO 24732 WATER DEPARTMENT - MEALS - BLANKET | 70.00 | 70.00 |
| 20152 | 2727 - ONE CALL CONCEPTS, INC. | PO 24705 ACCT# 12-BML / 2022 JAN - DEC BLANKET | 56.48 | 56.48 |
| 20153 | 2968 - OPTIMUM | PO 24602 DPW: 2022 INTERNET SERVICES ACCT# 07876- | 171.73 | 171.73 |
| 20154 | 2968 - OPTIMUM | PO 24603 DPW: 2022 CABLE BOXES ACCT# 07876-414565 | 11.74 | 11.74 |
| 20155 | 3890 - RDC DESIGN GROUP, LLC | PO 24916 2022 CONTRACT AGREEMENT - WEB MAINTENANC | 3,060.00 | 3,060.00 |
| 20156 | 479 - RECORDER PUBLISHING CO. | PO 24713 ZBOA/PLANNING BRD - ACCT# 010902 - 2022 | 76.14 | 76.14 |
| 20157 | 1821 - REED SYSTEMS, LTD. | PO 24749 STREETS & ROADS - SNOW REMOVAL - MCCPC | 990.00 | 990.00 |
| 20158 | 3990 - RICH TREE SERVICE, INC. | PO 24715 DPW - TREE REMOVAL | 1,200.00 | |
| | | PO 24820 DPW TREE REMOVAL | 650.00 | |
| | | PO 24845 DPW - TREE REMOVAL - EMERGENCY | 1,875.00 | |
| | | PO 24874 DPW - TREE REMOVAL | 437.50 | 4,162.50 |
| 20159 | 1832 - RYDIN DECAL | PO 24814 ADMIN: 2022 PARKING DECALS | 260.50 | 260.50 |
| 20160 | 285 - SHAWN BENNETT | PO 24880 POLICE: REIMBURSEMENT | 70.00 | 70.00 |
| 20161 | 4287 - SMART STITCH, LLC | PO 24355 DPW - UNIFORMS - MORRIS COUNTY CO-OP # | 1,400.00 | 1,400.00 |

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 03/14/2022 For bills from 02/24/2022 to 03/09/2022

| Check# | Vendor | Description | Payment | Check Total |
|--------|--|---|----------|--------------|
| 20162 | 2774 - STAPLES CONTRACT & COMMERCIAL, LLC | PO 24744 TAX COLLECTOR: ORDER# 197778108-000-001 | 599.00 | |
| 20163 | 2037 - TJ'S SPORTWIDE TROPHY & AWARDS, INC | PO 24865 POLICE: ORDER# 7351075789-000-001 | 144.16 | 743.16 |
| 20164 | 4191 - TRANSUNION RISK & ALTERNATIVE | PO 24831 CLERK: COUNCIL NAME PLATES - NAME PLATE | 25.50 | 25.50 |
| 20165 | 4088 - TURN OUT UNIFORMS, INC | PO 24621 POLICE: 2022 SUBSCRIPTION ACCT. ID: 3645 | 75.00 | 75.00 |
| 20166 | 3822 - ULINE, INC | PO 24873 POLICE: UNIFORMS | 1,373.75 | 1,373.75 |
| 20167 | 1062 - UNITED SITE SERVICES | PO 24503 BH: RENOVATION - SAFETY EQUIP | 1,211.78 | 1,211.78 |
| | | PO 24649 PORTA JOHNS - JAN - APR 2022 - CUST ID# | 400.00 | |
| | | PO 24650 BH: PORTAJOHNS / TEMP FENCING - BLANKET | 249.50 | 649.50 |
| 20168 | 2536 - UNUM LIFE INSURANCE COMPANY | PO 24892 FEB / MAR 2022 STD/LTD / LIFE INSURANCE | 5,332.46 | 5,332.46 |
| 20169 | 832 - W.W. GRAINGER, INC | PO 24830 WATER DEPT - LINE, PUMP, MOTOR REPAIRS | 234.04 | 234.04 |
| 20170 | 2649 - WASTEZERO | PO 24756 TRASH BAGS | 3,400.00 | 3,400.00 |
| 20171 | 4080 - WORKWELL TECHNOLOGIES | PO 24858 DPW - BUILDING MAINTENANCE- ANNUAL SUBSC | 444.00 | 444.00 |
| TOTAL | | | | 2,269,895.27 |

Summary By Account

| ACCOUNT | DESCRIPTION | CURRENT YR | APPROP. YEAR | NON-BUDGETARY | CREDIT |
|-------------------|--|------------------|-----------------|---------------------|---------------------|
| 01-192-08-105-000 | FEES & PERMITS | | | 260.50 | |
| 01-201-20-100-020 | GENERAL ADMIN - OTHER EXPENSE | 3,445.76 | | | |
| 01-201-20-120-020 | MUNICIPAL CLERK - OTHER EXP'S | 76.88 | | | |
| 01-201-20-140-020 | COMPUTER SERVICES | 632.69 | | | |
| 01-201-20-145-020 | TAX COLLECTOR - OTHER EXPENSES | 318.00 | | | |
| 01-201-20-165-020 | ENGINEERING SERVICES | 519.60 | | | |
| 01-201-21-180-020 | PLANNING BOARD - OTHER EXPENSE | 272.46 | | | |
| 01-201-21-185-020 | BD OF ADJUST - OTHER EXPENSES | 16.38 | | | |
| 01-201-23-220-020 | GROUP INSURANCE PLANS-EMPLOYEE | 7,715.46 | | | |
| 01-201-25-240-020 | POLICE DEPT - OTHER EXPENSES | 507.16 | | | |
| 01-201-25-252-020 | EMERGENCY MGMT - OTHER EXPENSE | 120.30 | | | |
| 01-201-26-290-020 | STREETS & ROADS - OTHER EXP. | 8,324.83 | | | |
| 01-201-26-305-020 | SOLID WASTE - OTHER EXPENSES | 12,622.64 | | | |
| 01-201-26-306-020 | Recycling Tax | 278.07 | | | |
| 01-201-26-310-020 | BLDG & GROUNDS - MUNIC BLDG | 503.17 | | | |
| 01-201-26-315-020 | VEHICLE REPAIRS & MAINTENANCE | 459.80 | | | |
| 01-201-28-370-020 | PARKS & PLAYGROUNDS OTHER EXP. | 451.89 | | | |
| 01-201-28-375-020 | MAINT OF PARKS (BEACHES/LAKES) | 400.00 | | | |
| 01-201-31-435-020 | ELECTRICITY - ALL DEPARTMENTS | 98.56 | | | |
| 01-201-31-436-020 | ELECTRICITY - STREET LIGHTING | 3,769.75 | | | |
| 01-201-31-447-020 | PETROLEUM PRODUCTS | 8,778.06 | | | |
| 01-203-25-240-020 | (2021) POLICE DEPT - OTHER EXPENSES | | 1,373.75 | | |
| 01-203-25-241-020 | (2021) TRAFFIC & SAFETY COMM. - OTHER EXPENSES | | 1,272.41 | | |
| 01-203-26-290-020 | (2021) STREETS & ROADS - OTHER EXP. | | 3,275.00 | | |
| 01-203-31-435-020 | (2021) ELECTRICITY - ALL DEPARTMENTS | | 281.00 | | |
| 01-207-55-000-000 | LOCAL SCHOOL TAXES PAYABLE | | | 2,172,623.83 | |
| 01-260-05-100 | DUE TO CLEARING | | | 0.00 | 2,228,397.95 |
| TOTALS FOR | Current Fund | 49,311.46 | 6,202.16 | 2,172,884.33 | 2,228,397.95 |
| 04-215-55-985-000 | 2019 CAPITAL ORDINANCE 2-19 | | | 106.88 | |
| 04-215-55-989-000 | 2020 CAPITAL ORD. 8-20 BORO HALL RENOV. | | | 37,022.87 | |
| 04-215-55-991-000 | 2021 CAPITAL ORDINANCE 10-21 | | | 1,396.60 | |
| 04-260-05-100 | DUE TO CLEARING | | | 0.00 | 38,526.35 |
| TOTALS FOR | General Capital | 0.00 | 0.00 | 38,526.35 | 38,526.35 |
| 05-201-55-520-520 | Water Operating - Other Expenses | 2,741.29 | | | |
| 05-203-55-520-520 | (2021) Water Operating - Other Expenses | | 56.48 | | |
| 05-260-05-100 | DUE TO CLEARING | | | 0.00 | 2,797.77 |
| TOTALS FOR | Water Operating | 2,741.29 | 56.48 | 0.00 | 2,797.77 |

Summary By Account

| ACCOUNT | DESCRIPTION | CURRENT YR | APPROP. YEAR | NON-BUDGETARY | CREDIT |
|-------------------|----------------------------------|------------|--------------|---------------|--------|
| 07-201-55-520-520 | Sewer Operating - Other Expenses | 173.20 | | | |
| 07-260-05-100 | DUE TO CLEARING | | | 0.00 | 173.20 |
| TOTALS FOR | Sewer Operating | 173.20 | 0.00 | 0.00 | 173.20 |

| | |
|---|--------------|
| Total to be paid from Fund 01 Current Fund | 2,228,397.95 |
| Total to be paid from Fund 04 General Capital | 38,526.35 |
| Total to be paid from Fund 05 Water Operating | 2,797.77 |
| Total to be paid from Fund 07 Sewer Operating | 173.20 |
| | <hr/> |
| | 2,269,895.27 |



List of Bills - (1710101001002) Escrow - Developers - Checking **Developer's Escrow**

Meeting Date: 03/14/2022 For bills from 02/24/2022 to 03/09/2022

| Check# | Vendor | Description | Payment | Check Total |
|--------|--|---|----------|-------------|
| 5270 | 102 - ANDERSON & DENZLER ASSOC., INC | PO 24910 JANUARY 2022 PROFESSIONAL SERVICES - ESC | 3,417.80 | 3,417.80 |
| 5271 | 3113 - PHILLIPS PREISS GRYGIEL LEHENY HUGH | PO 24908 JANUARY 2022 PROFESSIONAL SERVICES - ESC | 2,690.00 | 2,690.00 |
| 5272 | 3759 - PRINCETON HYDRO, LLC | PO 24909 JANUARAY 2022 PROFESSIONAL SERVICES - ES | 1,538.50 | 1,538.50 |
| TOTAL | | | | 7,646.30 |

Summary By Account

| ACCOUNT | DESCRIPTION | CURRENT YR | APPROP. YEAR | NON-BUDGETARY | CREDIT |
|-------------------|--|------------|--------------|---------------|----------|
| 17-101-01-001-002 | Escrow - Developers - Checking | | | 0.00 | 7,646.30 |
| 17-500-00-091-310 | PULTE GROUP - ENCLAVE SITE INSPEC. FEE | | | 906.40 | |
| 17-500-00-091-319 | HIGHVIEW HOMES LLC | | | 692.80 | |
| 17-500-00-091-322 | BLUE 701, LLC | | | 2,691.10 | |
| 17-500-00-091-323 | Nouvelle, LLC (GFM Properties) | | | 3,356.00 | |
| TOTALS FOR | Developer's Escrow | 0.00 | 0.00 | 7,646.30 | 7,646.30 |

Total to be paid from Fund 17 Developer's Escrow

7,646.30

7,646.30

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 91-22

“RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF MOUNTAIN LAKES AND MATTHEW J. GIACOBBE, ESQ. OF CLEARY GIACOBBE ALFIERI JACOBS, LLC”

WHEREAS, there exists the need for professional legal services (Labor Attorney) for the Borough of Mountain Lakes; and

WHEREAS, Matthew J. Giacobbe, Esq. has submitted a proposal indicating that legal services will be provided for the annual fee of \$165.00 per hour for all attorneys and \$90.00 per hour for all law clerks and paralegals; and

WHEREAS, the maximum amount of the contract is \$12,500.00; and

WHEREAS, the Borough’s Chief Financial Officer has certified that funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey:

- Section 1.** The Borough Manager and Deputy Borough Clerk are hereby authorized and directed to execute an agreement with Matthew J. Giacobbe, Esq. for professional legal services (Labor Attorney) for the Borough of Mountain Lakes as set forth in a proposal, attached hereto, which shall be billed at \$165.00 per hour for all attorneys and \$90.00 per hour for all law clerks and paralegals.
- Section 2.** This contract is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.
- Section 3.** The term of this agreement shall be for one year, from January 1, 2022 through December 31, 2022.
- Section 4.** A notice of this action shall be printed once in the legal newspaper of the Borough of Mountain Lakes.

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

CERTIFICATION OF THE AVAILABILITY OF FUNDS

01-201-20-155-026 Legal Services \$12,500.00



Monica Goscicki, CFO

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 92-22

“RESOLUTION AUTHORIZING THE TRANSFER OF APPROPRIATIONS”

WHEREAS, there were excess appropriations to the 2021 Appropriation Budget for the Sewer Fund; and

WHEREAS, other appropriations are insufficient to meet current needs.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey that, as authorized by N.J.S.A. 40A:4-58, the Chief Financial Officer (CFO) is hereby authorized and directed to make the following transfers:

FROM:

| <u>ACCOUNT NO.</u> | <u>DESCRIPTION</u> | <u>AMOUNT</u> |
|----------------------------|-----------------------|---------------------------|
| <u>SALARY & WAGES:</u> | | |
| 07-203-55-510-001 | SEWER S &W | \$16,879.30 |
| 07-203-55-527-000 | SEWER CAPITAL OUTLAY | \$10,000.00 |
| 07-203-55-531-000 | SEWER SOCIAL SECURITY | <u>\$ 2,038.19</u> |
| | TOTAL | <u>\$28,917.49</u> |

TO:

| <u>ACCOUNT NO.</u> | <u>DESCRIPTION</u> | <u>AMOUNT</u> |
|------------------------|----------------------|---------------------------|
| <u>OTHER EXPENSES:</u> | | |
| 01-203-55-520-520 | SEWER OTHER EXPENSES | <u>\$28,917.49</u> |
| | TOTAL | <u>\$28,917.49</u> |

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

BOROUGH OF MOUNTAIN LAKES
BUDGET TRANSFERS 2021
EXPLANATION OF TRANSFERS

Current Budget:
Funds Available

Sewer Salaries & Wages

Funds are available because all the salaries and wages have been paid for 2021 with the exception of the 2021 retros for the members of the DPW union.

16,879.30

Sewer Capital Outlay

Funds are available because no capital improvements were needed in 2021.

10,000.00

Sewer Social Security

F Funds are available because all the salaries and wages have been paid for 2021 with the exception of the 2021 retros for the members of the DPW union.

2,038.19

Funds Needed

Sewer O/E

Funds needed to pay the balance due to Parsippany for sewer charges.

28,917.49

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 93-22

**“RESOLUTION APPROVING THE PERSON-TO-PERSON TRANSFER OF LIQUOR LICENSE #1425-44-002-002 FROM
GILCHRIST CORP. INC. TO MOUNTAIN LAKES LIQUOR LLC.”**

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Distribution License Number 1425-44-002-002, heretofore issued to Gilchrist Corp. Inc. for premises located at 340 US HWY 46, Mountain Lakes, New Jersey 07046; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant, Mountain Lakes Liquor LLC, (the “Applicant”) is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the Applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey does hereby approve, effective March 14, 2022, the transfer of the aforesaid Plenary Retail Distribution License to Mountain Lakes Liquor LLC, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to Mountain Lakes Liquor LLC. effective March 14, 2022.”

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CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 94-22

**“RESOLUTION AUTHORIZING MEMBERSHIP IN THE
MOUNTAIN LAKES VOLUNTEER FIRE DEPARTMENT”**

WHEREAS, the following individual has applied for membership in the Mountain Lakes Volunteer Fire Department and has submitted the required documentation; and

WHEREAS, the Fire Department recommends this individual for membership; and

WHEREAS, a copy of the application has been filed with the Borough Clerk.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that the Borough of Mountain Lakes approves the application for the following individual(s):

Ryan DeNooyer

79 Lake Drive

Mountain Lakes

XX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on March 14, 2022.

Mitchell Stern, Acting Municipal Clerk

| Name | Motion | Second | Aye | Nay | Absent | Abstain |
|---------|--------|--------|-----|-----|--------|---------|
| Barnett | | | | | | |
| Happer | | | | | | |
| Korman | | | | | | |
| Lane | | | | | | |
| Richter | | | | | | |
| Sheikh | | | | | | |
| Menard | | | | | | |

**FOURTH AMENDMENT TO SHARED SERVICES AGREEMENT
BETWEEN THE TOWNSHIP OF DENVILLE AND
THE BOROUGH OF MOUNTAIN LAKES**

WHEREAS, the Borough of Mountain Lakes and the Township of Denville determined it to be in their mutual best interests to provide for the sharing of facilities, personnel and resources by their respective Municipal Courts as authorized by N.J.S.A. 2B:12-1.C. and entered into an Shared Services Agreement dated March 9, 2010 (hereinafter "the Agreement"); and

WHEREAS, the parties previously renewed the Agreement term from May 1, 2015 to December 31, 2015, again from January 1, 2016 to December 31, 2018, again from January 1, 2019 to December 21, 2021; and

WHEREAS, the parties wish to enter into a fourth renewal of the Agreement.

NOW, THEREFORE, IN CONSIDERATION OF the promises and mutual covenants herein contained, the parties hereto, for themselves, their successors and assigns, hereby agree that the Shared Services Agreement dated March 9, 2010 is amended as follows:

1. The first sentence of Paragraph 5 is hereby amended to read as follows:

"The Borough of Mountain Lakes agrees to annually pay to the Township of Denville the sum of \$59,500 for calendar year 2022 of this renewal term, the sum of \$60,928 for calendar year 2023 of this renewal term and \$62,390 for calendar year 2024 of this renewal term and which sums both parties agree shall cover the Borough's portion of expenses for administering the Court, including salaries for the Judge(s), Prosecutor(s), Public Defender(s), Court Administrator and Deputy Administrator(s) and other court personnel selected and determined by the Township of Denville, and all costs of materials, equipment and operating expenses for the Shared Court."

All references to the annual adjustments tied to the CPI-U shall be eliminated for this renewal term. However, the remainder of paragraph 5 shall remain unchanged.

2. The third renewal term of the Shared Services Agreement shall be January 1, 2022 through December 31, 2024.
3. All other terms of the March 9, 2010 Shared Services Agreement not amended herein shall remain in full force and effect.

IN WITNESS WHEREOF, each party has caused its authorized officials to sign and seal this agreement on its behalf this 15th day of March 2022.

ATTEST:

BOROUGH OF MOUNTAIN LAKES

ATTEST:

TOWNSHIP OF DENVILLE

Tara Pettoni, RMC

Thomas W. Andes, Mayor

SHARED SERVICES AGREEMENT

THIS AGREEMENT, made this ^{9th} day of *March*, 2010, by and

between:

THE TOWNSHIP OF DENVILLE, a Municipal Corporation
of the State of New Jersey with offices located at
1 St. Mary's Place, Denville, New Jersey, 07834

(Hereinafter "Denville")

and

THE BOROUGH OF MOUNTAIN LAKES, a Municipal Corporation
of the State of New Jersey with offices located at
400 Boulevard, Mountain Lakes, New Jersey, 07046

(Hereinafter "Mountain Lakes")

WITNESSETH:

WHEREAS, currently the Township of Denville and the Borough of Mountain Lakes each have their own respective municipal courts; and

WHEREAS, both the Township of Denville and the Borough of Mountain Lakes have indicated a willingness to form a shared municipal court; and

WHEREAS, N.J.S.A. 2B:12-1(c) authorizes two (2) or more municipalities to share in its courtrooms, chambers, equipment, supplies and employees for their municipal courts and agree to appoint judges and administrators without establishing a joint municipal court provided that an agreement is entered into by

all of the participating municipalities and provided that such agreement is filed with the Administrative Director of Courts; and

WHEREAS, the parties desire to enter into such an agreement for the provision for a shared municipal court.

NOW, THEREFORE, IN CONSIDERATION OF the mutual covenants, promises and consideration recited herein, the parties hereto agree as follows:

1. The Township of Denville and the Borough of Mountain Lakes hereby agree to provide for the sharing of facilities, personnel and resources by the Denville Township Municipal Court and the Mountain Lakes Municipal Court, as authorized by N.J.S.A. 2B:12-1(c), which arrangement shall hereinafter be referred to as the "Shared Court."

2. The Shared Court, including the Court Room and Court Administrative Offices and all Court Sessions will be located and conducted at 1 St. Mary's Place, Denville, New Jersey, in the Township of Denville Municipal Building. The Shared Court shall meet at 9:00 a.m. on each Thursday of the month, excluding holidays. No evening sessions will be set at this time. The annual payment provided in this Agreement shall not include any Special Court Sessions for trials in Mountain Lakes cases. In the event that the Judge schedules a Special Court Session for a trial(s) in a Mountain Lakes case or cases, such cost shall be borne by Mountain Lakes. The parties agree that the Court Administrator will make every effort to cooperate with the Police Chiefs and their respective police departments on court case scheduling to minimize overtime and inconvenience to police personnel schedules.

3. The Shared Court will have such jurisdiction as is now, or will hereafter be conferred upon it by the Laws and Court Rules of the State of New Jersey, and the practice and procedure of the Court shall be governed by the Laws in such case made and provided in such Rules as the Supreme Court will promulgate and make applicable to the Court.

4. The parties agree that the Shared Court will share personnel, as authorized by Statute, including Judge(s), Prosecutor(s), Public Defender(s), Court Administrator, Deputy Court Administrator(s), and clerical personnel. The compensation of such personnel shall be fixed by the Denville Township Council. The parties further agree that the initial Court Administrator, Deputy Administrators and clerical staffing shall be from among the personnel currently employed or appointed and serving the Township of Denville as selected and determined by the Township of Denville. The parties further agree that the initial appointments of the Judge, Prosecutor(s), and Public Defender, shall be as provided in the list of initial appointments attached hereto, who shall be duly appointed by the governing bodies of the parties as of the commencement date of this Agreement. Future hiring and appointments shall be determined upon concurrence of the parties to this Agreement. It is the intent and purpose of this Agreement that the governing bodies of the Township of Denville and the Borough of Mountain Lakes will provide for simultaneous terms of all appointed positions and will simultaneously appoint the same individuals to the same positions. Notwithstanding that the Township of Denville and the Borough of Mountain Lakes appoint the same persons as Judge(s), Prosecutor(s), Public

Defender(s), the jurisdiction of the Municipal Court of each municipality shall be separate and each municipality retains its right of appointment provided in N.J.S.A. 2B:12-4 (Judge), 2B:24-3 (Public Defender) and 2B:25-4 (Prosecutor) and in applicable case law.

5. The Borough of Mountain Lakes agrees to annually pay to the Township of Denville the sum of \$54,500, adjusted by the 2009 CPI as set forth below, for the initial 2010 year of this Agreement, which sum both parties agree shall cover the Borough's portion of expenses for administering the Court, including salaries for the Judge(s), Prosecutor(s), Public Defenders(s), Court Administrator and Deputy Administrator(s) and other court personnel selected and determined by the Township of Denville, and all costs of materials, equipment, and operating expenses for the Shared Court. The payment shall be made in equal quarterly installments with each of the payments to be due by the first of each quarter (January 1st, April 1st, July 1st and October 1st). The annual sum to be paid to the Township of Denville shall be annually adjusted by the change in the U.S. Department of Labor, Bureau of Labor Statistics, Urban Consumer Price Index (CPI-U) for the "New York-Northern N.J.-Long Island, NY-NJ-CT-PA" Local Area for the immediately preceding calendar year (December to December), but, in no event, shall the increase in the annual payment exceed 3%. In addition, the parties will each receive and retain all net revenues generated by all cases on their respective Court dockets as is currently provided and in accordance with the applicable statutes.

6. Both the Township of Denville and the Borough of Mountain Lakes agree to notify their general liability insurance carriers of this Agreement providing for a Shared Court at the Denville Township Municipal Building and agree to obtain liability insurance in the name of their respective municipalities for the conduct and accounts of the Shared Court located in the Denville Township Municipal Building.

7. This initial term of this Agreement shall be for a period of five (5) years and will become effective only after the Resolutions authorizing the execution of this Agreement and establishment of the Shared Court have been passed by the governing bodies of each of the two (2) member municipalities. Upon passage of the Resolutions and full execution of this Agreement, this Agreement will be filed with the Administrative Director of Courts as required by statute. The term of this agreement shall commence on the later of May 1, 2010 or approval by the Superior Court.

8. This Agreement may be extended for additional term(s) by the parties pursuant to Resolutions adopted by the member municipalities approving an agreed term of extension. Upon extension of the Agreement, the parties shall execute an amendment to this Shared Services Agreement to provide for an extension of the term of this Agreement on such terms and conditions as may be negotiated between the parties.

9. Either of the parties hereto may withdraw from the Shared Court created herein by the adoption of a Resolution providing for such withdrawal by the municipality. However, no such Resolution may be adopted until after

twenty-four (24) months of this Agreement have elapsed and which Resolution shall provide a minimum of nine (9) months written notice of the proposed withdrawal to the other member municipality participating in the Shared Court

10. Taking all factors into consideration, any new member municipalities who may subsequently become part of this herein established Shared Court, shall not be treated any more favorably than the current members of the Shared Court.

11. This Agreement represents the entire agreement between the parties and cannot be changed or modified orally. This Agreement may be supplemented, amended or revised only by a writing which is signed by all of the parties hereto, authorized by the governing bodies of the parties hereto in accordance with applicable law, and approved by the Superior Court and Administrative Office of the Courts, if required.

12. If any part of this Agreement shall be held to be unenforceable, the rest of this Agreement shall nevertheless remain in full force and effect.

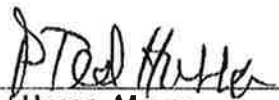
13. Failure to insist upon strict compliance with any of the terms, covenants or conditions of this Agreement at any one time shall not be deemed a waiver of such terms, covenant or condition at any other time nor shall any waiver or relinquishment of any right or power herein at any time be deemed a waiver or relinquishment of the same or any other right or power at any other time.

14. The parties acknowledge that this Agreement is contingent upon and subject to the approval of the Assignment Judge of the Superior Court of

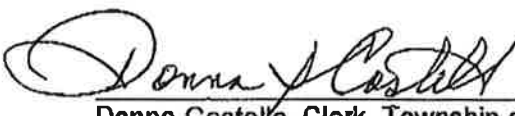
New Jersey, County of Morris and such other approvals as may be required by law.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be signed by their proper officers and caused their proper seals to be affixed hereto the day and year first above written.

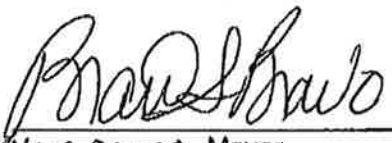
TOWNSHIP OF DENVILLE


Ted Hussa, Mayor
Township of Denville

ATTEST:

 *cmc*
Donna Costello, Clerk, Township of Denville

BOROUGH OF MOUNTAIN LAKES


Blair Brown, Mayor
Borough of Mountain Lakes

ATTEST:


Christina Whitaker, Clerk, Borough of Mountain Lakes