



**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES  
HELD AT ML HIGH SCHOOL, 96 POWERVILLE ROAD, MOUNTAIN LAKES, NJ 07046  
OCTOBER 9, 2023  
PUBLIC SESSION – BEGINS AT 7PM**

**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 9, 2023 and posted in the municipal building.

**2) ROLL CALL ATTENDANCE - Clerk**

**3) FLAG SALUTE – Mayor**

**4) EXECUTIVE SESSION**

**5) COMMUNITY ANNOUNCEMENTS**

**6) SPECIAL PRESENTATIONS**

**7) REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES**

**8) BOROUGH COUNCIL DISCUSSION ITEMS**

**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**

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**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. R184-23, Authorizing the Payment of Bills
- b. R185-23, Authorizing the Refund of Overpayment of Taxes
- c. R186-23, Authorizing the Acceptance of Credit Card Payments and Electronic Fee Transfers for the Satisfaction of Certain Municipal Charges and Authorizing the Execution of a Contract with FIS for Payment Processing Services

- d. *R187-23, Amending the 2023 Capital Budget*
- e. *R188-23, Authorizing the Discretionary Award of a Contract for Electrical Supplies and Related Materials to Feldman Brothers Electric in an Amount that May Exceed \$17,500 But Will be Less than \$44,000*
- f. *R189-23, Authorizing the Discretionary Award of a Contract for Replacement of Well #5 Water Pump and Related Materials to A.C. Schultes Inc. in an Amount that May Exceed \$17,500 But Will be Less than \$44,000*
- g. *R190-23, Authorizing a Professional Services Agreement for Engineering Services between the Borough of Mountain Lakes and Dewberry Engineers, Inc.*

**\*APPROVAL OF MINUTES**

9/27/23 (Regular)

**\*BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

- a. Mimi Kaplan to the Planning Board as Environmental Commission Representative Class IV Member with a term running through 12/31/23

**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**



# BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

**Mitchell Stern**  
**Borough Manager**  
*mstern@mtnlakes.org*

*400 Boulevard*  
*Mountain Lakes, NJ 07046*  
*P -973-334-3131 ext.2006*

TO: Honorable Mayor and Borough Council  
SUBJ: Manager's Report for the Borough Council meeting of October 9, 2023  
CC: Robert Oostdyk, Borough Attorney

**Mountain Lakes Water Department – PFOA / PFAS Remediation** – the Borough Engineer and I have reviewed proposals from two engineering firms with expertise in PFOA / PFAS remediation plans who can conduct the necessary evaluation of our water system and assess alternatives to bring the system into compliance.

Both the Borough Engineer and I recommend that the proposal submitted by Dewberry Engineering be approved. A copy of this proposal can be found in the agenda packet as backup to Resolution 190-23.

**Tax and Utility Payment System** – As discussed at our most recent Borough Council meeting, our tax and utility system will soon allow new features. These new features include storing of payment information, scheduling of payments and autopay. The next step in the process is to authorize a contract for payment processing services with FIS. FIS is the payment processor utilized by our tax and utility system vendor. A copy of the FIS contract can be found in the agenda packet behind Resolution 186-23.

Should you have any questions, please feel free to contact me.

Respectfully,

**Mitchell**

## RESOLUTION AND ORDINANCE REVIEW FOR THE OCTOBER 9, 2023 MEETING

TO: MAYOR AND COUNCIL

FROM: MITCHELL STERN, MANAGER

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### **RESOLUTIONS**

**R185-23, AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES** – this resolution, requested by the Borough Tax Collector, authorizes a refund in the amount of \$13,654.38 for an overpayment of taxes for 90 Crestview Road.

**R186-23, AUTHORIZING THE ACCEPTANCE OF CREDIT CARD PAYMENTS AND ELECTRONIC FEE TRANSFERS FOR THE SATISFACTION OF CERTAIN MUNICIPAL CHARGES AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH FIS FOR PAYMENT PROCESSING SERVICES** – this resolution authorizes the Borough to accept credit card payments and electronic fee transfers to pay certain municipal charges and enters into an agreement with FIS for credit card payment and electronic fee transfer systems. The charges incurred as a result of credit card payments or electronic fee transfers for property taxes and utility payments will be charged to the individual making the payment.

**R187-23, AMENDING THE 2023 CAPITAL BUDGET** – this resolution authorizes the Borough to amend the 2023 capital budget to include the additional construction costs of the Sunset Lake Dam Project and Borough Hall Renovation Project which were previously approved by the passage of bond ordinances 12-23 and 13-23.

**R188-23, AUTHORIZING THE DISCRETIONARY AWARD OF A CONTRACT FOR ELECTRICAL SUPPLIES AND RELATED MATERIALS TO FELDMAN BROTHERS ELECTRIC IN AN AMOUNT THAT MAY EXCEED \$17,500 BUT WILL BE LESS THAN \$44,000** - this resolution is necessary because anticipated purchases will bring the total purchased from this vendor to more than \$17,500 during the 2023 calendar year. Purchases are for the Borough Hall Renovation Project and other Borough projects.

**R189-23, AUTHORIZING THE DISCRETIONARY AWARD OF A CONTRACT FOR REPLACEMENT OF WELL #5 WATER PUMP AND RELATED MATERIALS TO A.C. SCHULTES INC. IN AN AMOUNT THAT MAY EXCEED \$17,500 BUT WILL BE LESS THAN \$44,000** - this resolution is necessary because anticipated purchases will bring the total purchased from this vendor to more than \$17,500 during the 2023 calendar year. Purchases are for the replacement of Well #5 water pump.

**R190-23, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE BOROUGH OF MOUNTAIN LAKES AND DEWBERRY ENGINEERS, INC** - this resolution authorizes the Borough to enter into an agreement with Dewberry Engineers for engineering services for the remediation of PFOA / PFAS compounds at Mountain Lakes Well #4.

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### **ORDINANCES TO INTRODUCE**

None.

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### **ORDINANCES TO ADOPT**

None.

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

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

**RESOLUTION 184-23**

**"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 October 9, 2023 and on file and available for public inspection in the Office of the Treasurer and approved by him for payment, be paid.

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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 October 9, 2023.

\_\_\_\_\_  
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon						
Korman						
Menard						
Muilenburg						
Richter						
Barnett						
Sheikh						

**List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT**

Meeting Date: 10/09/2023 For bills from 09/22/2023 to 10/05/2023

Check#	Vendor	Description	Payment	Check Total
22793	101 - 84 LUMBER COMPANY	PO 27188 BH: RENOVATIONS - KOA CLADDING	741.30	741.30
22794	124 - AC DAUGHTRY, INC.	PO 27678 DPW - CENTRAL STATION MONITORING	183.63	
		PO 27678 DPW - CENTRAL STATION MONITORING	66.90	250.53
22795	2426 - AGL WELDING SUPPLY CO.	PO 26970 DPW - EQUIPMENT & TOOLS - BLANKET	86.63	86.63
22796	196 - ALLIED OIL	PO 27094 DPW - UNLEADED FUEL - NJ STATE CONTRACT	2,962.84	2,962.84
22797	3861 - AMAZON CAPITAL SERVICES	PO 27519 POLICE: ORDER# 112-4539952-4129015	25.98	
		PO 27630 CLERK: ORDER# 112-4866890-2202636	72.92	98.90
22798	189 - ANCHOR ACE HARDWARE	PO 26282 POLICE - SUPPLIES - BLANKET 2023	12.99	
		PO 27657 DPW: DEPARTMENT SUPPLIES - BLANKET	861.06	
		PO 27658 WATER OPERATING - DEPARTEMENTAL SUPPLIES	19.99	894.04
22799	4375 - ARCO CONSTRUCTION, INC	PO 27579 BH: RENOVATIONS - METAL	3,870.00	3,870.00
22800	3617 - BLOOMFIELD HEALTH DEPARTMENT	PO 27712 SEPTEMBER 2023 PUBLIC HEALTH SERVICES CO	2,248.67	2,248.67
22801	3828 - BOROUGH OF MADISON	PO 27681 IT BILLING FOR JUNE/JULY/AUGUST 2023	3,901.41	3,901.41
22802	4090 - CLEAN MAT SERVICES, LLC	PO 27275 FLOOR MATS / DPW - JULY - DEC 2023 BLANK	93.17	93.17
22803	1481 - CORE & MAIN, LP	PO 27532 WATER DEPARTMENT: EQUIPMENT & TOOLS - BL	171.00	171.00
22804	506 - DAN COMO & SONS, INC	PO 27659 STREETS & ROADS - TOPSOIL - BLANKET	96.00	96.00
22805	4476 - DATUM STORAGE SOLUTIONS	PO 27022 POLICE: ARMORY FURINTURE QUOTE#SR1T16446	3,927.27	
		PO 27073 POLICE: MEN AND WOMEN LOCKER QUOTE# SR1T	18,527.55	22,454.82
22806	2971 - DIRECT ENERGY BUSINESS	PO 27689 BORO GARAGE: ELECTRIC SERVICE	406.83	
		PO 27700 BORO GARAGE: ELECTRIC SERVICE Aug - Sept	448.68	
		PO 27701 BORO HALL: ELECTRIC SERVICE Aug-Sept	465.82	
		PO 27702 SEWER: ELECTRIC SERVICE Aug - Sept	31.96	1,353.29
22807	2971 - DIRECT ENERGY BUSINESS	PO 27703 WATER: ELECTRIC SERVICE Aug - Sept	2,032.79	2,032.79
22808	4553 - DONALD STEVENS	PO 27713 ENVIRONMENTAL: GREEN TEAM REIMBURSEMENT	201.54	201.54
22809	1170 - FERGUSON ENTERPRISES #501	PO 27671 BH: RENOVATIONS - PLUMBING	87.24	87.24
22810	2517 - FFI APPARATUS, LLC	PO 27563 FIRE DEPT: ENGINE 1	82.88	82.88
22811	653 - GANNET NEW JERSEY NEWSPAPERS	PO 26527 PLANNING/ZONING - 2023 ADVERTISING - BLA	74.49	
		PO 27023 CLERK - 2023 ADVERTISING - BLANKET	250.08	
		PO 27672 TAX COLLECTOR: 2022 TAX SALE - BLANKET	234.68	
		PO 27709 ADVERTISING - HYDRORACKING	105.20	664.45
22812	876 - GARDEN STATE LABORATORIES, INC	PO 27696 WATER DEPT: WATER TESTING	4,319.00	4,319.00
22813	849 - GOLD TYPE BUSINESS MACHINES	PO 26979 POLICE: VEHICLE COMPUTERS - STATE CONTRA	15,218.10	15,218.10
22814	3991 - GRM INFORMATION MANAGEMENT SERVICES	PO 27010 2023 ARCHIVE STORAGE - 2-4 QTR - ACCT 01	105.03	105.03
22815	152 - HD SUPPLY CONST & INDUST- WHITECAP	PO 27711 BH: RENOVATIONS - SUPPLIES	77.38	77.38
22816	4209 - HUNTER CARRIER SERVICES	PO 27055 ADMIN: 2023 PHONES - ACCT BOML- BLANKET	1,005.71	1,005.71
22817	859 - JCP&L	PO 27691 ACCT#100 141 241 693 BILL PRD: 8/24 - 9/	115.68	
		PO 27692 ACCT#100 075 505 725 - BILL PRD: 8/24 -	4.09	
		PO 27704 ACCT#100 050 702 156 - BILL PRD: 9/29- 9	7.63	
		PO 27705 ACCT#100 151 758 974 - BILL PRD: 8/24 -	255.36	
		PO 27707 MASTER ACCT# 200 000 569 000 - SEPT 25,	4,137.38	
		PO 27708 MAST ACCT#200 000 054 011/ BILL DATE: SE	4.33	4,524.47
22818	1040 - JESCO, INC.	PO 27648 WATER DEPT: GAS OPERATED CYLINDER	183.93	183.93
22819	4550 - JESSICA WILLIAMS	PO 27683 POLICE: NOTARY REIMBURSEMENT	82.50	82.50
22820	4231 - KUIKEN BROTHERS COMPANY	PO 27661 BH: RENOVATIONS - FIRE RETARDANT LUMBER	230.40	230.40
22821	1441 - MAJOR POLICE SUPPLY	PO 26155 POLICE: Chief's Suburban Retrofit Stat	2,647.29	
		PO 26155 POLICE: Chief's Suburban Retrofit Stat	6,079.18	
		PO 26945 POLICE: CHIEF VEHICLE WEAPON AND ARMOR S	2,467.03	
		PO 26945 POLICE: CHIEF VEHICLE WEAPON AND ARMOR S	1,121.97	12,315.47
22822	2790 - MC PUBLIC SAFETY TRAINING ACADEMY	PO 27666 FIRE DEPT: FFI Training	250.00	250.00
22823	3886 - MISSION COMMUNICATIONS, LLC	PO 27645 WATER DEPARTMENT - SERVICE CONTRACT 10/1	4,027.80	4,027.80
22824	3926 - MITCHELL STERN	PO 27710 REIMBURSEMENT: ICMA CONFERENCE	1,476.05	1,476.05
22825	1371 - MTN. LAKES BOARD OF EDUCATION	PO 27706 OCT 2023 MTN LAKES SCHOOL DISTRICT GENER	2,118,523.34	2,118,523.34
22826	479 - NEW JERSEY HILLS MEDIA GROUP	PO 26671 ZBOA/PLANNING BRD - ACCT# 010902 - 2023	11.75	11.75
22827	2727 - ONE CALL CONCEPTS, INC.	PO 27140 ACCT# 12-BML / 2023 MAY - DEC BLANKET	183.04	183.04
22828	4465 - ONE SIMPLE SOLUTION, LLC	PO 27620 BH: RENOVATIONS	6,030.00	6,030.00
22829	2968 - OPTIMUM	PO 26332 DPW: 2023 CABLE BOXES ACCT# 07876-414565	6.96	6.96
22830	3173 - OPTIMUM	PO 27103 FIRE: ACCT# 07876-603439-01-8 CABLE - 20	9.99	9.99
22831	2968 - OPTIMUM	PO 27301 DPW: 2023 INTERNET SERVICES ACCT# 07876-	161.21	161.21
22832	1948 - SHEAFFER SUPPLY, INC.	PO 27660 BH: RENOVATIONS - MISC SUPPLIES	83.70	
		PO 27690 BH: RENOVATIONS - MISC SUPPLIES - BLANK	75.20	158.90
22833	2774 - STAPLES CONTRACT & COMMERCIAL, LLC	PO 27663 ADMIN: ORDER# 7903527038	246.24	246.24
22834	1916 - STICKEL, KOENIG, SULLIVAN & DRILL,	PO 27669 2023 - PROFESSIONAL SERVICES - RETAINER	3,750.00	3,750.00
22835	4458 - TARGET FIRE PROTECTION, INC	PO 27676 BH: RENOVATIONS - FIRE SPRINKLER	7,900.00	7,900.00
22836	4549 - THE ESTATE OF HENRY SCHOLTEN	PO 27688 REFUND OF OVERPAYMENT OF TAXES - BLOCK 6	12,427.22	12,427.22
22837	1343 - TILCON NY, INC	PO 27650 DRAINS PIPES CATCH BASINS QUARRY PROCESS	1,211.59	1,211.59
22838	881 - TMS, INC	PO 26293 ADMIN: 2023 DNS HOSTING / ACCT# GTI - BL	25.24	25.24
22839	1062 - UNITED SITE SERVICES	PO 26961 PORTA JOHNS - 2023 MAY-DEC - CUST ID# 1	63.75	
		PO 27684 BH: 2023 PORTAJOHNS / TEMP FENCING - SIT	301.00	364.75
22840	832 - W.W. GRAINGER, INC	PO 27601 DPW: TRASH BAGS	116.19	116.19

**List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT**

Meeting Date: 10/09/2023 For bills from 09/22/2023 to 10/05/2023

Check#	Vendor	Description	Payment	Check Total
22841	4489 - WALLINGTON PLUMBING & HEATING SUPPLY CO.	PO 27276 BH: RENOVATIONS - HVAC BLANKET	168.30	
		PO 27668 BH: RENOVATIONS - KITCHEN SINKS AND FAUC	5,110.10	5,278.40
22842	4031 - WAYNE ELECTRICAL SUPPLY CO.	PO 27685 BH: RENOVATIONS - ELECTRIC	226.27	226.27
22843	4177 - WEINER LAW GROUP, LLP	PO 26850 Professional Services 2023 Planning Bd A	600.00	600.00
22844	2161 - WELDON ASPHALT, INC.	PO 27644 S & R: POTHOLE REPAIRS - BLANKET	548.84	548.84
TOTAL				2,243,887.27

## Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-192-18-001-000	CURRENT YEAR TAXES RECEIVED			12,427.22	
01-201-20-100-020	GENERAL ADMIN - OTHER EXPENSE	1,811.57			
01-201-20-120-020	MUNICIPAL CLERK - OTHER EXP'S	323.00			
01-201-20-140-020	COMPUTER SERVICES	1,858.68			
01-201-20-145-020	TAX COLLECTOR - OTHER EXPENSES	234.68			
01-201-21-180-020	PLANNING BOARD - OTHER EXPENSE	618.38			
01-201-21-185-020	BD OF ADJUST - OTHER EXPENSES	3,817.86			
01-201-25-240-020	POLICE DEPT - OTHER EXPENSES	3,318.37			
01-201-25-255-020	FIRE DEPT - OTHER EXPENSES	342.87			
01-201-26-290-020	STREETS & ROADS - OTHER EXP.	3,265.15			
01-201-26-310-020	BLDG & GROUNDS - MUNIC BLDG	108.92			
01-201-27-330-020	BOARD OF HEALTH - OTHER EXP.	2,248.67			
01-201-27-335-020	ENVIRONMENTAL COMM - OTHER EXP	201.54			
01-201-28-375-020	MAINT OF PARKS (BEACHES/LAKES)	168.95			
01-201-31-435-020	ELECTRICITY - ALL DEPARTMENTS	1,708.42			
01-201-31-436-020	ELECTRICITY - STREET LIGHTING	4,137.38			
01-201-31-440-020	TELECOMMUNICATIONS	1,005.71			
01-201-31-447-020	PETROLEUM PRODUCTS	2,962.84			
01-203-25-240-020	(2022) POLICE DEPT - OTHER EXPENSES		6,079.18		
01-207-55-000-000	LOCAL SCHOOL TAXES PAYABLE			2,118,523.34	
01-260-05-100	DUE TO CLEARING			0.00	2,165,162.73
<b>TOTALS FOR</b>	<b>Current Fund</b>	<b>28,132.99</b>	<b>6,079.18</b>	<b>2,130,950.56</b>	<b>2,165,162.73</b>
04-215-55-984-000	2018 CAPITAL ORDINANCE 4-18			459.85	
04-215-55-987-000	2020 CAPITAL ORDINANCE 4-20			471.75	
04-215-55-989-000	2020 CAPITAL ORD. 8-20 BORO HALL RENOV.			24,221.04	
04-215-55-991-000	2021 CAPTIAL ORDINANCE 10-21			701.20	
04-215-55-992-000	2022 CAPITAL ORDINANCE 2-22			2,647.29	
04-215-55-996-000	2023 CAPITAL ORDINANCE 8-23			37,672.92	
04-215-55-998-000	2023 CAPITAL ORD. 13-23 BORO HALL RENOV.			679.85	
04-226-55-100-001	Reserve for Purchase Police Equipment			834.23	
04-260-05-100	DUE TO CLEARING			0.00	67,688.13
<b>TOTALS FOR</b>	<b>General Capital</b>	<b>0.00</b>	<b>0.00</b>	<b>67,688.13</b>	<b>67,688.13</b>
05-201-55-520-520	Water Operating - Other Expenses	11,004.45			
05-260-05-100	DUE TO CLEARING			0.00	11,004.45
<b>TOTALS FOR</b>	<b>Water Operating</b>	<b>11,004.45</b>	<b>0.00</b>	<b>0.00</b>	<b>11,004.45</b>
07-201-55-520-520	Sewer Operating - Other Expenses	31.96			
07-260-05-100	DUE TO CLEARING			0.00	31.96
<b>TOTALS FOR</b>	<b>Sewer Operating</b>	<b>31.96</b>	<b>0.00</b>	<b>0.00</b>	<b>31.96</b>

Total to be paid from Fund 01 Current Fund 2,165,162.73  
 Total to be paid from Fund 04 General Capital 67,688.13  
 Total to be paid from Fund 05 Water Operating 11,004.45  
 Total to be paid from Fund 07 Sewer Operating 31.96

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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					2,243,887.27
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List of Bills - (1210101001001) PAYROLL AGENCY-CASH-PROVIDENT BANK

Payroll Agency Account

Meeting Date: 10/09/2023 For bills from 09/22/2023 to 10/05/2023

Check#	Vendor	Description	Payment	Check Total
5051	1392 - MTN. LAKES POLICE ASSOCIATION	PO 27687 POLICE UNION DUES - 3RDQTR 2023	1,950.00	1,950.00
TOTAL				1,950.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
12-101-01-001-001	PAYROLL AGENCY-CASH-PROVIDENT BANK			0.00	1,950.00
12-200-00-000-800	POLICE UNION DUES			1,950.00	
TOTALS FOR	Payroll Agency Account	0.00	0.00	1,950.00	1,950.00

Total to be paid from Fund 12 Payroll Agency Account

1,950.00

1,950.00

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

Meeting Date: 10/09/2023 For bills from 09/22/2023 to 10/05/2023

Check#	Vendor	Description	Payment	Check Total
5375	102 - ANDERSON & DENZLER ASSOC., INC	PO 27695 AUGUST 2023 PROFESSIONAL SERVICES - ESCR	2,910.54	2,910.54
TOTAL				2,910.54

## Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
17-101-01-001-002	Escrow - Developers - Checking			0.00	2,910.54
17-500-00-091-319	HIGHVIEW HOMES LLC			89.63	
17-500-00-091-322	BLUE 701, LLC			806.63	
17-500-00-091-404	HIGHVIEW HOMES LLC INSPECTION FEE ESCROW			471.48	
17-500-00-091-413	NOUVELLE, LLC - INSPECTON FEES			1,177.70	
17-500-00-091-414	ST. PETERS EPISCOPAL CHURCH			185.85	
17-500-00-091-415	MOUNTAIN LAKES PUBLIC LIBRARY			179.25	
TOTALS FOR	Developer's Escrow	0.00	0.00	2,910.54	2,910.54

Total to be paid from Fund 17 Developer's Escrow

2,910.54

2,910.54

List of Bills - (3310101001001) CASH - RECREATION

Recreation Trust

Meeting Date: 10/09/2023 For bills from 09/22/2023 to 10/05/2023

Check#	Vendor	Description	Payment	Check Total
5586	4002 - KAREN BRENNFLECK	PO 27662 2023 Field Hockey Socks	153.03	153.03
TOTAL				153.03

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
33-101-01-001-001	CASH - RECREATION			0.00	153.03
33-600-00-090-000	Recreation Trust Reserves			153.03	
TOTALS FOR	Recreation Trust	0.00	0.00	153.03	153.03

Total to be paid from Fund 33 Recreation Trust

153.03

153.03

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

**RESOLUTION 185-23**

**“RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES”**

**WHEREAS**, the Tax Collector certifies that the following property has an overpayment of 4th quarter 2023 taxes and the Collector has authorized the issuance of a refund.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that a warrant be drawn to the Edward F. and Barbara Joyce representing a refund due to an overpayment.

Block	Lot	Name & Mailing Address	Property Address	Amount
43	1	Edward F. and Barbara Joyce 90 Crestview Rd. Mountain Lakes , NJ 07046	90 Crestview Mountain Lakes	\$13,654.38

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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 October 9, 2023.

\_\_\_\_\_  
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon						
Korman						
Menard						
Muilenburg						
Richter						
Barnett						
Sheikh						

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

**RESOLUTION 186-23**

**“A RESOLUTION THE ACCEPTANCE OF CREDIT CARD PAYMENTS AND ELECTRONIC FEE TRANSFERS FOR THE  
SATISFACTION OF CERTAIN MUNICIPAL CHARGES AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH  
FIS FOR PAYMENT PROCESSING SERVICES”**

**WHEREAS**, the Borough of Mountain Lakes, of the County of Morris, in the State of New Jersey seeks the ability to accept credit card payments and electronic fee transfers as a method of satisfying certain municipal charges; and

**WHEREAS**, the State of New Jersey has enacted legislation known as the “Government Electronic Payment Acceptance Act,” codified at N.J.S.A. 40A: 5-43 et seq., that enables a municipality and its constituent parts to establish credit card payment and electronic fee transfer systems upon resolution of the governing body, specifying the types of charges, taxes, fees, assessments, fines, or other obligations approved for such payment; and

**WHEREAS**, the State of New Jersey Department of Community Affairs has promulgated regulations and guidelines, codified at N.J.A.C. 5: 30-9.1 et seq., for the utilization of credit card payment and electronic fee transfer systems by local government units; and

**WHEREAS**, the Borough has received a quotation from FIS for credit card and electronic fee transfer processing services which will meet the Borough’s needs; and

**WHEREAS**, it is the desire of the Borough Council to enable Mountain Lakes Borough to accept credit cards and electronic fee transfers for the payment of appropriate charges, taxes, fees, or other obligations for property taxes and utility payments.

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

1. The Borough Council does hereby authorize the Borough to accept credit cards and electronic fee transfers as methods of payment of municipal fees and charges that may be due the Borough. All charges incurred as a result of credit card payments or electronic fee transfers for property taxes and utility payments shall be charged to the individual making payment and made part of the payment.
2. The use of credit card payments or electronic fee transfers are subject to the applicable provisions of law specified in this resolution and the Finance Officer is hereby authorized to develop payment and receipt procedures conforming thereto.
3. The appropriate municipal officials are hereby authorized to execute an agreement with FIS for credit card and electronic fee transfer processing services in the form attached hereto.
4. This Resolution shall take effect immediately.

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 October 9, 2023.

---

Cara Fox, Borough Clerk

<b>Name</b>	<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Absent</b>	<b>Abstain</b>
<b>Cannon</b>						
<b>Korman</b>						
<b>Menard</b>						
<b>Muilenburg</b>						
<b>Richter</b>						
<b>Barnett</b>						
<b>Sheikh</b>						

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

**RESOLUTION R187-23**

**“RESOLUTION AMENDING THE 2023 CAPITAL BUDGET”**

**WHEREAS**, the Borough of Mountain Lakes, New Jersey desires to amend the 2023 Capital Budget of said municipality by inserting thereon or correcting the items therein as shown in such budget for the following reason:

Additional construction costs not originally anticipated in the construction of Borough Hall and the improvements to Sunset Lake Dam.

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

Section 1. the 2023 Capital Budget of the Borough of Mountain Lakes is hereby amended by adding thereto a Schedule to read as follows:

Amendment No. 1 Capital Budget of the  
Borough of Mountain Lakes  
Projects Schedules for 2023 Method of Financing

PROJECT	ESTIMATED COST	BUDGET APPROP.	CAPITAL IMP. FUND	GRANTS IN AID	DEBT AUTHORIZED
Improve. to Sunset Lake Dam	\$ 850,000.00		\$41,000.00		\$809,000.00
Construction of Borough Hall	\$1,045,000.00		\$52,250.00		\$992,750.00

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 October 9, 2023.

\_\_\_\_\_  
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon					X	
Korman					X	
Menard			X			
Muilenburg			X			
Richter			X			
Barnett			X			
Sheikh			X			

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

**RESOLUTION 188-23**

**“RESOLUTION AUTHORIZING THE DISCRETIONARY AWARD OF A CONTRACT FOR ELECTRICAL SUPPLIES AND RELATED MATERIALS TO FELDMAN BROTHERS ELECTRIC IN AN AMOUNT THAT MAY EXCEED \$17,500 BUT WILL BE LESS THAN \$44,000”**

**WHEREAS**, the Borough of Mountain Lakes has a need to purchase electrical supplies and related materials for the Borough Hall Renovation Project and other Borough projects; and

**WHEREAS**, the Borough of Mountain Lakes has identified Feldman Brothers Electric as a supplier of the plumbing supplies and related materials: and

**WHEREAS**, it is anticipated that the purchase contract with Feldman Brothers Electric will exceed \$17,500 but be less than \$44,000; and

**WHEREAS**, the New Jersey Pay-to-Play Law N.J.S.A. 19:44A-20.4 et seq. requires contracts in excess of \$17,500 to be issued in a fair and open or non-fair and open manner; and

**WHEREAS**, Feldman Brothers Electric has provided the required documentation, which is on file with the Borough, for a non-fair and open contract to be awarded; and

**WHEREAS**, the Chief Finance Officer will certify that funds are available upon submission of a purchase requisition, and;

**WHEREAS**, it is the recommendation of the Borough Manager that should they be needed, contracts in excess of \$17,500 but less than \$44,000 be authorized in the manner required by law.

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

1. Should they be needed, contracts in excess of \$17,500 but less than \$44,000 may be authorized in the manner required by law.
2. The Borough Manager is hereby authorized and directed to execute the necessary documents related to this resolution.

\*\*\*\*\*

**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 October 9, 2023.

\_\_\_\_\_  
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon						
Korman						
Menard						
Muilenburg						
Richter						
Barnett						
Sheikh						



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

**RESOLUTION 189-23**

**“RESOLUTION AUTHORIZING THE DISCRETIONARY AWARD OF A CONTRACT FOR REPLACEMENT OF WELL #5 WATER PUMP AND RELATED MATERIALS TO A.C. SCHULTES, INC. IN AN AMOUNT THAT MAY EXCEED \$17,500 BUT WILL BE LESS THAN \$44,000”**

**WHEREAS**, the Borough of Mountain Lakes has a need to replace Well #5 water pump; and

**WHEREAS**, the Borough of Mountain Lakes has identified A.C. Schultes, Inc. as a provider to replace Well #5 water pump and related materials; and

**WHEREAS**, it is anticipated that the purchase contract with A.C. Schultes, Inc. will exceed \$17,500 but be less than \$44,000; and

**WHEREAS**, the New Jersey Pay-to-Play Law N.J.S.A. 19:44A-20.4 et seq. requires contracts in excess of \$17,500 to be issued in a fair and open or non-fair and open manner; and

**WHEREAS**, A.C. Schultes, Inc. has provided the required documentation, which is on file with the Borough, for a non-fair and open contract to be awarded; and

**WHEREAS**, the Chief Finance Officer will certify that funds are available upon submission of a purchase requisition, and;

**WHEREAS**, it is the recommendation of the Borough Manager that should they be needed, contracts in excess of \$17,500 but less than \$44,000 be authorized in the manner required by law.

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

1. Should they be needed, contracts in excess of \$17,500 but less than \$44,000 may be authorized in the manner required by law.
2. The Borough Manager is hereby authorized and directed to execute the necessary documents related to this resolution.

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 October 9, 2023.

\_\_\_\_\_  
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon						
Korman						
Menard						
Muilenburg						
Richter						
Barnett						
Sheikh						

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

**RESOLUTION 190-23**

**“RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE  
BOROUGH OF MOUNTAIN LAKES AND DEWBERRY ENGINEERS, INC.”**

**WHEREAS**, there exists the need for professional engineering services for the remediation of PFOA / PFAS compounds at Mountain Lakes Well #4; 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 Borough Clerk are hereby authorized and directed to execute an agreement with **Dewberry Engineers, Inc.** for professional engineering services for the Borough of Mountain Lakes as set forth in the attached proposal dated September 26, 2023.
- 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.** A notice of this action shall be printed once in the legal newspaper of the Borough of Mountain Lakes.

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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 October 9, 2023.

\_\_\_\_\_  
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon						
Korman						
Menard						
Muilenburg						
Richter						
Barnett						
Sheikh						

**CERTIFICATION OF THE AVAILABILITY OF FUNDS**

05-201-55-520-567 - Water Operating - PFOA Related Expense \$29,600

  
Monica Goscicki, CFO



Dewberry Engineers Inc. 973.739.9400  
600 Parsippany Road, Suite 301 973.428.8509 fax  
Parsippany, NJ 07054-3715 www.dewberry.com

September 26, 2023  
Mr. Mitchell Stern, Borough Manager  
Borough of Mountain Lakes  
400 Boulevard  
Mountain Lakes, NJ 07046

RE: Professional Engineering Services  
Remediation of PFOA/PFAS in Drinking Water  
Well Number 4

Dear Mr. Stern,

As a follow up to our meeting with yourself and Bill Ryden, Dewberry is pleased to submit our proposal to provide engineering services in connection with the remediation of PFOA/PFAS compounds at Mountain Lakes Well 4 at the end of Towpath Road in the Township of Denville. Under this proposal Dewberry will provide a concept design including a site plan, outline the regulatory steps to obtain approval of the project, and prepare a concept level cost estimate.

### **Project Understanding**

Mountain Lakes has turned off Well 4 due to PFOA/PFAS violations. In order to resume operations a treatment operation must be constructed to remove PFOA/PFAS compounds from the water. Since wells 3 and 4 are in close proximity to each other and likely share the same aquifer, the combined flow from both wells must be treated as NJDEP will not permit the treatment of the singular well that is in violation and then blending of that water with an untreated well in close proximity and/or within the same aquifer, i.e. hydraulically connected. Therefore, the water from both wells must be combined (as it is now) and then conveyed to a PFOA/PFAS treatment facility. There is currently disinfection at Well 4. The chlorination will need to be turned off at this well and a new tablet chlorination system installed at the PFAS treatment facility as the PFOA/PFAS treatment media requires raw (untreated) water.

The purpose of this Proposal is to provide a concept level plan and cost estimate which includes the anticipated regulatory permits and possible treatment building configurations. The design and permitting of the facility will be performed in a subsequent phase and is not part of this proposal.

### **Scope of Services**

The following is our proposed Scope of Services for this Project.

1. Conduct a site visit to include a wetlands specialist to determine the approximate location of wetlands and perform a "presence – absence" analysis. A wetlands delineation and survey will be not be performed as this will be a subsequent task during the permit application and design phases. The site visit will also determine the electrical service available and the means to provide service to the proposed treatment facility.
2. Review the recent well records including annual pumping and water quality data. Although the two wells can produce up to 500 gallons per minute, they are not fully utilized year round as winter water demand is reduced. Based upon annual water use and the peak pumping rate we will

estimate the media requirements and vessel sizes. We will base this upon a PFOA/PFAS treatment system utilizing ion exchange media which requires bag filtration but no backwashing. We will provide preliminary vessel sizes (two vessels) and piping arrangement.

3. Based upon a review of the well locations, both are located within the Rockaway River Flood Hazard Area and are within close proximity to the Floodway. The following documents will govern the location and elevation of the proposed PFOA/PFAS treatment plant, and will be utilized by the New Jersey Department of Environmental Protection in evaluating a Flood Hazard Area Permit Application:

- Denville Township Flood Insurance Rate Map Effective Date April 17, 1985.
- Morris County Flood Insurance Rate Map Panel 164 of 475 Revised Preliminary February 26, 2016 (not yet effective).
- NJDEP Delineation of Floodway and Flood Hazard Area Rockaway River Sta. 750+00 to Sta. 810+00, February 1986.

Based upon the review of the maps the most probable floodplain elevation is 506 which is from the NJDEP Flood Hazard Area profile. In accordance with the newly enacted NJDEP Inland Flood Protection Rule (effective July 17, 2023) the governing regulatory elevation will be NJDEP Elevation + 2 ft., or FEMA Elevation + 3 ft., whichever is higher. It appears that this equates to an elevation of approximately 508. The existing well head elevations are reported to be 500 and 504 for wells 3 and 4 respectively. Assuming the proposed PFAS treatment building is closer to Well 4 (to minimize piping) it would need to be 7 to 8 feet above ground level. This will be subject to further study as part of the concept and detailed designs.

Under this task we will prepare a composite concept existing site plan utilizing the Morris County GIS Web Apps which have elevation data (LiDAR – 2 ft. 2018), tax map data, structures, street centerlines, effective and preliminary FEMA information, NJ aerial orthophotography and Highlands information. We will add the NJDEP Flood Hazard Area from available maps and wetlands from the NJDEP GeoWeb.

4. Dewberry will prepare a concept plan and sections including elevation view of the proposed treatment facility showing interior equipment, height above ground and access stairway(s) to allow servicing and media change. The possible location(s) of the facility will be shown on the site plan. We will evaluate two options for building location. Routing of the proposed electrical service and piping will be shown.
5. Two building options will be explored as follows:
  - Building on piers with elevated floor slab above the regulatory flood elevation.
  - Building at ground level with dead space below the top floor (operating level). Flood doors will allow waters to enter and exit the dead space below the operating level.

6. We will prepare concept estimates of probable construction costs for the building options.
7. Provide an outline including the necessary steps to apply for funding under the NJ Environmental Infrastructure Financing Program for Drinking Water (Water Bank).
8. Dewberry will provide a report with the Water Bank funding options, conceptual site plan, building options, and anticipated regulatory permits and corresponding issues. Anticipated permits and approvals are as follows:
  - NJDEP- Wetlands Letter of Interpretation
  - NJDEP- Flood Hazard Area Design Flood Certification
  - NJDEP- Flood Hazard Area Control Act – Individual Permit with facility located in the flood hazard area; riparian zone; wetlands or wetlands transition area. Zero net fill requirements. As part of the review we will determine if a Hardship Waiver Request will be required.
  - NJDEP Bureau of Water Systems Engineering
  - Morris County Soil Conservation District Certification.

#### **Assumptions**

1. Detailed design and permitting is not included in this proposal.
2. Field survey and wetlands delineation is not included in this proposal.
3. The Borough will investigate right-of- way information for the wells. Right-of-way and easement work is not included in this proposal.
4. Discussions with and/or presentations to the Rockaway River Country Club are not included in this proposal.
5. There is no work anticipated at the existing wells associated with this project.
6. Soil borings and/or soil exploration are not included in this proposal but will be included as part of a detailed design.

#### **Schedule**

We propose to complete the study within two months of notice to proceed.

#### **Compensation for Services**

We propose to provide the services described herein for the lump sum fee of \$29,600.

Work over and above what is outlined in our Scope of Services can be performed at Dewberry's approved hourly rates under our current contract with the Borough.

We thank you for the opportunity to submit our Proposal and look forward to continuing working with the Borough.



Mr. Mitchell Stern  
Borough of Mountain Lakes  
PFOA/PFAS Remediation  
September 26, 2023

Please let us know if you have any questions or comments. Please reach out to either Peter Black at 973.576.9677 or [pblack@dewberry.com](mailto:pblack@dewberry.com) or Mitchell Kreisher at 973.576.9629 or [mkreisher@dewberry.com](mailto:mkreisher@dewberry.com).

Sincerely,  
Dewberry Engineers Inc.



Peter H. Black, PE, CME  
Principal Engineer



Mitchell Kreisher, PE  
Project Engineer

Cc: William Ryden, P.E.

This proposal includes information that shall not be disclosed outside of the client and shall not be duplicated, used, or disclosed, in whole or in part, for any purpose other than to evaluate this proposal. If, however, a contract is awarded to this offeror as a result of, or in connection with, the submission of this information, client shall have the right to duplicate, use, or disclose the information to the extent provided in the resulting contract. This restriction does not limit client's right to use information contained in this information if it is obtained from another source without restriction. The information subject to this restriction is contained in this letter proposal and any referenced attachments or exhibits.

**PROFESSIONAL SERVICES AGREEMENT  
BOROUGH OF MOUNTAIN LAKES  
MORRIS COUNTY, NEW JERSEY**

**THIS AGREEMENT**, made this \_\_\_ day of \_\_\_\_\_, 20\_\_\_ by and between the Borough of Mountain Lakes, in the County of Morris, a Municipal Corporation of the State of New Jersey, having an office at 400 Boulevard, Mountain Lakes, New Jersey, hereinafter referred to as the "Municipality", and Dewberry Engineers, Inc., Party of the Second Part, herein called the "Contractor".

**WITNESSETH** that the parties to these presents, each in consideration of the agreements on the part of the other, herein contained, do hereby agree as follows:

1. The Contractor will, at their expense, furnish all labor and professional services and complete the work proposed to be done for the Municipality, and will complete and finish the same to the satisfaction and approval of the Municipality, in the manner and within the time hereinafter limited, and in accordance with the Proposal dated Sept 26, 2023 which is attached hereto fully incorporated and with the same effects as if the same had been set forth in the body of this agreement. The amount of the Agreement shall not exceed \$ 29,600.
2. The Contractor agrees to make payments of all proper charges for labor and materials required in the aforementioned work, and to defend, indemnify, and save harmless the Municipality, its officers, employees, agents and servants, and each and every one of them, against and from all damages to which the said parties must be put, by reason of injury to the person or property of others resulting from performance of said work, or through the negligence of the Contractor, or through any improper or defective machinery, implements, or omission on the part of the Contractor, or his agent or agents, employees or servants.
3. It is also agreed and understood that the acceptance of the final payment of the Contract shall be considered as a release in full of all claims against the Municipality, or any of its officers, employees, agents and servants, arising out of or by reason of, the work done and materials furnished under this Contract.
4. In consideration of the premises, the Municipality hereby agrees to pay to the Contractor for the said work, when fully completed at the prices specified in the Contractor's Proposal. It is understood that the amount to be paid shall be the total based on the said prices contained in the said Proposal and made a part of this Contract, for the work actually done.
5. Political Contribution Disclosure. This contract has been awarded to Contractor based on the merits and abilities of Contractor to provide the goods or services as described herein. This contract was not awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq. As such, the undersigned does hereby attest that Contractor, its subsidiaries, assigns or principals controlling in excess of 10% of the

company has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any political party committee in the Borough of Mountain Lakes if a member of that political party is serving in an elective public office of the Borough of Mountain Lakes when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Borough of Mountain Lakes when the contract is awarded.

6. During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status or sex. The contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status so affectional or sexual orientation. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates or pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable, will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regarding to age, race, creed, color, national origin, ancestry, marital status or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

The contractor or subcontractor agrees to attempt in good faith to schedule minority and female workers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action office pursuant to N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.



The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies in the area, including employment agencies, placement bureaus, colleges, universities, labor unions that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

The contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status or sex, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor and its subcontractors shall furnish such reports or other documents to the Affirmative Action Office as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Affirmative Action Office for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (NJAC 17:27).

**IN WITNESS WHEREOF**, the Borough of Mountain Lakes has caused these presents to be signed by its proper officers and caused its corporate seal to be affixed, and Contractor has caused these presents to be signed by its proper officers and caused its corporate seal to be affixed, the day and year first above written.

WITNESS ATTEST:  
BOROUGH OF MOUNTAIN LAKES

BOROUGH OF MOUNTAIN LAKES  
IN THE COUNTY OF MORRIS

By: \_\_\_\_\_

By: \_\_\_\_\_

(SEAL)

\_\_\_\_\_  
Date

WITNESS ATTEST:  
CONTRACTOR

CONTRACTOR

By: 

By: 

October 6, 2023  
Date

Peter H. Black, PE (SEAL)  
Principal Engineer

**Borough of Mountain Lakes  
Contract Review Checklist**

**Vendor / Professional:** Dewberry Engineers

**Service Provided:** Remediation Well #4 PFOA/PFAS

Item	Applicability	Standard	Reviewed	Verified
Attorney Review	All Contracts	Confirmation that agreement has been reviewed by Borough Attorney	✓	✓
Financial Impact	All Contracts	Has the economic impact of the transaction been evaluated?	✓	✓
Insurance	All Contracts	Proof of Insurance As Required BY RFP, Specifications, or Contract	✓	✓
Invoice Process	All Contracts	Consistent with local public contracts law and Borough procedure	✓	✓
Non-Collusion	All Contracts	Non-Collusion Affidavit Signed	✓	~1/2
Non-Performance	All Contracts	Provision addressing consequences for non-performance / breach of agreement	N/A	~1/2
Payment Terms	All Contracts	Do standard payment terms apply?	✓	✓
Standard Agreement	All Contracts	Agreement Provided	✓	✓
Term	All Contracts	1-year professional services, 2-year goods / services, or statutory exemption	N/A	~1/2
Termination	All Contracts	Right to terminate where appropriate	✓	✓
Affirmative Action Form	Goods & Services; Professional Services	Employee Information Report Provided	✓	✓
Business Entity / Corporate Disclosure	Goods & Services; Professional Services	Disclosure Affidavit Provided	✓	✓
Business Registration	Goods & Services; Professional Services	Copy of Registration Provided	✓	✓
Confidentiality	Goods & Services; Professional Services	Contract provisions where appropriate	N/A	~1/2
Renewal	Goods & Services; Professional Services	Provision concerning renewal included where appropriate	N/A	~1/2
Political Contribution Disclosure	Professional Services	Disclosure Language In Contract Form; Form Completed	✓	✓
Qualifications	Professional Services	Proof of professional licenses / certifications	✓	✓
Debarment	Public Works	Vendor Not Currently On State Debarment List	✓	✓

**Reviewed by:** Cara Ford **Date:** 10/6/23

**Verified by:** [Signature] **Date:** 10/6/23



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES  
SEPTEMBER 27, 2023  
HELD AT ML HIGH SCHOOL, 96 POWERVILLE ROAD, MOUNTAIN LAKES, NJ 07046**

**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 9, 2023 and posted in the municipal building.

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

**ROLL CALL ATTENDANCE**

<b>Roll Call</b>	<b>Present</b>	<b>Absent</b>		<b>Present</b>	<b>Absent</b>
Cannon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Richter	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Korman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barnett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Menard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Sheikh	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Muilenburg	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

**FLAG SALUTE**

Mayor Sheikh led the salute to the flag.

**EXECUTIVE SESSION**

There was no executive session.

**COMMUNITY ANNOUNCEMENTS**

Mayor Sheikh recognized Yom Kippur and hoped everyone had a good holiday.

**SPECIAL PRESENTATIONS**

There were no presentations.

**REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES**

**Historic Preservation Committee (HPC) Update**

Ranjan Bose, Chairperson of the HPC, provided an update on the committee and advised that HPC would like to lease a space at the Community Church for \$500 per month for the purpose of archive storage. The Mountain Lakes Library has requested that HPC move their archives from the library basement as soon as possible, as the library needs the space for their use. Community Church representative George Jackson was present at the Council meeting and confirmed that the church is interested in leasing space to the Borough. HPC is requesting that the Borough Council fund the lease with the Community Church and also requested an additional \$3000 annually to meet anticipated committee expenditures. HPC is willing to fund the lease out of their trust and requested that HPC be reimbursed by the Borough after the 2024 budget is adopted.

The Council discussed the lease and agreed to move forward to protect the Borough's historical designation and archives. The Council directed Borough Attorney Oostdyk and Borough Manager Stern to draft a lease, which they anticipate being adopted at one of the October Council meetings.

The Council advised Mr. Bose that HPC's request for an additional \$3000 to meet their anticipated expenditures should be included in HPC's 2024 budget request to the Borough Manager.

**BOROUGH COUNCIL DISCUSSION ITEMS**

There were no discussion items.

**PUBLIC COMMENT**

Mayor Sheikh opened the meeting to the public.

There was no one from the public wishing to speak.



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES  
SEPTEMBER 27, 2023  
HELD AT ML HIGH SCHOOL, 96 POWERVILLE ROAD, MOUNTAIN LAKES, NJ 07046**

**ATTORNEY'S REPORT**

Mr. Oostdyk had nothing to report.

**MANAGER'S REPORT**

Borough Manager Stern provided his report (attached). Mr. Stern advised the following:

Morris County will be removing 16 ash trees from the Boulevard and anyone who would like a map showing which trees will be removed should contact him.

The Borough's finance system, MSI, will be merging with Edmunds and there will be an option for residents to autopay their tax payments. Mr. Stern requested direction on whether the Borough or resident should pay the transaction fee. At this time, the Council directed Mr. Stern to have the user pay the associated transaction fee for autopay. The council agreed to discuss the autopay transaction fee during the 2024 budget.

**RESOLUTIONS**

There were no resolutions.

**ORDINANCES TO INTRODUCE**

There were no ordinances to introduce.

**ORDINANCES TO ADOPT**

**14-23, Amending the Revised General Ordinances of the Borough of Mountain Lakes and Prohibiting Public Urination or Defecation**

Introduced: 9/11/23

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

**PUBLIC COMMENT/HEARING**

Mayor Sheikh opened the meeting to the public.

There was no one from the public wishing to speak.

Adopted: 9/27/23

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



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**\*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. R175-23, Authorizing the Payment of Bills
- b. R176-23, Cancelling 2022 Historic Preservation Grant
- c. R177-23, Cancelling 2022 Highlands Initial Assessment Grant
- d. R178-23, Authorizing the Discretionary Award of a Contract for Plumbing Supplies and Related Materials to Wallington Plumbing in an Amount that May Exceed \$17,500 But Will be Less than \$44,000
- e. R179-23, Authorizing a Professional Services Agreement for Construction Phase of the Sunset Lake Dam Rehabilitation Project Between the Borough of Mountain Lakes and Ferriero Engineering
- f. R180-23, Authorizing a Professional Services Agreement for Engineering Services for America's Water Infrastructure Act – Risk & Resiliency Assessment Services
- g. R181-23, Authorizing a Contract with Nielsen of Morristown Under NJ State Contract #23-Fleet-34933
- h. R182-23, Authorizing the Discretionary Award of a Contract to Purchase an ATV from H & H Outdoor Powersports in an Amount that May Exceed \$17,500 But Will be Less than \$44,000
- R183-23, Requesting Approval of Item of Revenue and Appropriation Under N.J.S.A. 40A: 4-87 for the BPU Clean Fleet Electric Vehicle Grant in the Amount of \$4,000.00

**\*APPROVAL OF MINUTES**

9/11/23 (Regular)

**\*BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

- a. Katherine Roberts (previously appointed) to the Health Commission as Member with a term running through 12/31/23
- b. Jennifer Amato to the Health Commission as Alternate #2 with a term running through 12/31/26

**\*Approval of the Consent Agenda**

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

For Future resolutions like R176-23 and R177-23, the Council directed Borough Clerk Fox to have the title state "Cancelling Remaining Balance of \_\_\_\_\_".

Regarding Resolution R182-23, Borough Manager Stern advised that the expenditure was previously approved in the 2023 capital budget.





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**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**

Affordable Housing Advisory Committee – Councilmember Cannon reported the following: Thomas Chiang Jr. is the temporary chairperson of the committee; The committee is looking for new members and has advertised in the Borough email blast; The committee discussed the Highlands and the effect on the fourth round of affordable housing compliance; The committee reviewed administrative agent proposals from CGP&H and Housing Partnership and will be meeting with Borough Manager Stern and Borough Attorney Oostdyk to discuss the proposals; Councilmember Korman reported that the Highlands Council is developing guidance on affordable housing.

**Shade Tree Commission**

Councilmember Cannon reported the following: The commission is conducting their annual walks to identify trees for the prune/remove list; A large tree on Pointview Place was taken down; Julia Weiner was appointed to the commission as a student member; The commission discussed the pruning incentive program, funding of upcoming educational flyer and lack of trees at Island Beach near the Boulevard.

Mayor Sheikh advised that all flyers need to be reviewed by the Borough Manager prior to being sent out. Borough Manager Stern agreed to send the flyers to the Council when he receives them. Councilmember Cannon will advise the Shade Tree Commission of this policy.

**Health Commission**

Borough Clerk / Board of Health Secretary Fox reported the following: The flu clinic will be scheduled after the Borough receives the vaccine, which will likely be in the beginning of October; The committee received four applications for the two student member positions, and the chairperson will be setting up interviews with the candidates; The trail walk contest originally scheduled for June was postponed due to the Tourne Park being shut down for reports of aggressive bears. The commission is working to reschedule the contest sometime this fall; Borough Manager Stern advised that the Township of Bloomfield has decided to terminate their agreement with the Borough to provide health services effective June 30, 2024, and the Borough is working on finding another vendor to provide health services.

**Environmental Commission**

Councilmember Korman reported that the commission discussed the following: lake quality, Olive Pond, community clean up at the high school, strengthening the recycling processes at the high school, home filtering systems to address Polyfluoroalkyl Substances (PFAS) in water, and including Borough Hall and DPW in the pollinator pathway project.

The Environmental Commission requested a meeting with Borough Manager Stern to understand the water system. Borough Manager Stern advised Councilmember Korman to contact him to set up a meeting with himself and the Borough Engineer (Licensed Water Operator).

Economic Development Advisory Committee – Mayor Sheikh reported the following: The committee welcomed Arian Nanda and Ethan Wu as student members; The committee is working on creating a survey to obtain community feedback on what residents would like to see in the Midvale area of the Borough.



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**Borough Hall Renovation Project Committee**

Borough Manager Stern reported the following: The project is moving along; The front door came in; The exterior doors are being installed; Tile and grout in the bathrooms have been completed; The bathroom fixtures are being installed; The HVAC issue is close to being resolved; The Borough will be hiring a vendor to install the sidewalks and building steps; There are no changes to the project schedule since the previous Council meeting.

Deputy Mayor Barnett advised that the committee has an updated project PowerPoint presentation and has created a project cost benchmarking document which will be posted on the Borough website.

Highlands Subcommittee – Councilmember Korman reported that the subcommittee is preparing to make a recommendation or present consensus to Council. The Council requested that the subcommittee provide a list of grants that municipalities have received.

**PUBLIC COMMENT**

Mayor Sheikh opened the meeting to the public.

George Jackson – 20 Sherwood Drive, commented on the vendor charging a transaction fee for autopay and requested the following: The Borough examine the extra level of bureaucracy that joining the Highlands might have on the Borough; The Lakes Management Committee focus on lilies growing on the lakes; The Borough paint the right side of DPW garage to match Borough Hall.

Borough Manager Stern responded to the public's comment. Mr. Stern advised that the Borough engaged a firm to perform a bathymetric study of all of the lakes; Hydro-raking will be done soon; The Borough is looking into hiring a separate lakes management consultant independent of the Borough's vendor to represent the Borough's interest. The DPW garage will be painted sometime in the future.

**NEXT STEPS AND PRIORITIES**

Mayor Sheikh reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Draft HPC Archives Storage Lease Agreement	Borough Attorney & Borough Manager	October Council Meeting
Set up Meeting with Borough Manager & Borough Engineer to Discuss Water System	Environmental Commission Liaison Councilmember Korman	
Update Borough Hall Renovation Project Documents on Website	Borough Hall Renovation Committee	
Email Council Answers to Questions from Highlands Council	Councilmember Korman	
Provide list of Grants that Municipalities Have Received	Highlands Subcommittee	

**ADJOURNMENT at 8:43P.M.**

Motion made by Councilmember Korman, second by Councilmember Menard to adjourn the meeting at 8:43p.m., with all members in favor signifying by "Aye".

Respectfully Submitted,

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Cara Fox, Borough Clerk