



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JULY 10, 2023
HELD AS A REMOTE MEETING ON ZOOM**

CALL TO ORDER AND OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is being held in compliance with Public Law 1975, Chapter 231, Sections 4 and 13, as notice of this meeting has been reported to The Citizen and the Morris County Daily Record and The Star Ledger on July 6, 2023 and posted in the municipal building.

Mayor Sheikh called the meeting to order at 7:03p.m.

ROLL CALL ATTENDANCE

Roll Call	Present	Absent		Present	Absent
Cannon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Richter	<input checked="" type="checkbox"/>	<input 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.

BOROUGH COUNCIL DISCUSSION ITEMS

Additional Funding Needs for the Reconstruction of Sunset Lake Dam

The Council discussed additional funding needed for the Sunset Lake Dam Reconstruction project. The Council agreed to introduce the bond ordinance for the additional money needed for the project.

In order to determine if the Borough should award or reject the bids for the Sunset Lake Dam project, the Council created a subcommittee consisting of Deputy Mayor Barnett, Councilmember Cannon and Councilmember Korman to contact elected officials to determine if there are any state or federal assistance to help fund the cost of the project and a subcommittee consisting of Mayor Sheikh, Councilmember Menard and Councilmember Richter to discuss the project bid submissions with the Dam Engineer.

PUBLIC COMMENT

Mayor Sheikh opened the meeting to the public.

Lucas Stelling – 66 Pollard Road, requested that the Borough verify the controlled fill line item of the Earthworks bid submission for the Sunset Lake Dam project.

Thomas Chiang – 37 Lockley Court, questioned if the Highlands Council offers funding for the Sunset Lake Dam project.

ORDINANCES TO INTRODUCE

12-23, Bond Ordinance Making a Supplemental Appropriation of \$850,000 for the Improvement of the Sunset Lake Dam in and by the Borough Heretofore Authorized to be Undertaken by the Borough of Mountain Lakes, in the County of Morris, New Jersey, and Authorizing

Introduced: 7/10/23

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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Menard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Muilenburg	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JULY 10, 2022
HELD AT ML HIGH SCHOOL, 96 POWERVILLE ROAD, MOUNTAIN LAKES, NJ 07046

NEXT STEPS AND PRIORITIES

Mayor Sheikh reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Subcommittee Reach out to Elected Officials Regarding Funding for Sunset Lake Dam Project	Deputy Mayor Barnett, Councilmember Cannon & Councilmember Korman	
Subcommittee Meet with Dam Engineer Regarding Received Bids for Sunset Lake Dam Project	Mayor Sheikh, Councilmember Menard, Councilmember Richter & Borough Manager	

ADJOURNMENT at 7:38P.M.

Motion made by Councilmember Korman, second by Councilmember Cannon to adjourn the meeting at 7:38p.m., with all members in favor signifying by "Aye".

Respectfully Submitted,

Cara Fox, Borough Clerk

BOROUGH OF MOUNTAIN LAKES

MORRIS COUNTY, NEW JERSEY

ORDINANCE # 12-23

BOND ORDINANCE MAKING A SUPPLEMENTAL APPROPRIATION OF \$850,000 FOR THE IMPROVEMENT OF THE SUNSET LAKE DAM IN AND BY THE BOROUGH HERETOFORE AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF MOUNTAIN LAKES, IN THE COUNTY OF MORRIS, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$809,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH SUPPLEMENTAL APPROPRIATION.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance has heretofore been and is hereby authorized as a general improvement to be made or acquired by the Borough of Mountain Lakes, New Jersey, by Section 3(d) of the bond ordinance (the "Prior Ordinance") of the Borough adopted on April 8, 2019 (#2-2019), entitled: "Bond ordinance appropriating \$3,185,956, and authorizing the issuance of \$2,815,758 bonds or notes (including the receipt by the Borough of a loan or loans from the NJDEP Division of Dam Safety and Flood Control) of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Mountain Lakes, in the County of Morris, New Jersey". The cost of the improvement described in Section 3(a) of this bond ordinance, estimated in April, 2019, at \$2,100,000 is now estimated at \$2,950,000. By the Prior Ordinance there has been appropriated to payment of the cost of said improvement the sum of \$2,100,000. It is now necessary for the Borough to raise the additional sum of \$850,000 to meet the remainder of said \$2,950,000

estimated cost of said improvement not provided by the appropriation therefor made by the Prior Ordinance.

Section 2. For the financing of said improvement or purpose, including for the purpose of applicable United States Treasury regulations the reimbursement of expenditures heretofore or hereafter made therefor, and in addition to the sum of \$2,100,000 heretofore appropriated therefor by the Prior Ordinance, there is hereby appropriated the further sum of \$850,000 including the sum of \$41,000 as a down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes. Said additional appropriation of \$850,000 shall be financed and met from the said down payment and the proceeds of negotiable bonds of the Borough which are hereby authorized to be issued in the principal amount of \$809,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$809,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement heretofore and hereby authorized and purpose for the financing of which said obligations are to be issued is the improvement of the Sunset Lake Dam in and by the Borough, by the rehabilitation thereof, together with all designs, studies, engineering, structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and heretofore and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$2,809,000, inclusive of the \$2,000,000 principal amount of bonds or notes of the Borough heretofore authorized for said improvement or purpose pursuant to the Prior Ordinance.

(c) The estimated cost of said purpose is \$2,950,000 inclusive of the sum of \$2,100,000 heretofore appropriated for said improvement by the Prior Ordinance.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is twenty (20) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$809,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the additional cost of said improvement and has been included in the foregoing \$850,000 additional estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

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Cara Fox, Borough Clerk

Adopted: 7/24/23

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