



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
SEPTEMBER 8, 2025
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ**

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, the Morris County Daily Record, and The Star Ledger on January 9, 2025 and posted in the municipal building.

Mayor Barnett called the meeting to order at 7p.m.

ROLL CALL ATTENDANCE

Roll Call	Present	Absent		Present	Absent
Cannon	☒	☐	Tsai	☒	☐
Howley	☒	☐	Muilenburg	☒	☐
Menard	☒	☐	Barnett	☒	☐
Sheikh	☒	☐			

Councilmember Sheikh left the meeting at 7:45pm.

FLAG SALUTE

Mayor Barnett led the salute to the flag.

EXECUTIVE SESSION

There was no executive session.

COMMUNITY ANNOUNCEMENTS

Mayor Barnett recognized September as Ovarian Cancer Awareness Month.

SPECIAL PRESENTATIONS

There were no presentations.

REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

Public Safety Subcommittee – E-Bike Safety

Deputy Mayor Muilenburg reported that the Public Safety Subcommittee discussed concerns regarding e-bike safety. The Committee reviewed current State regulations, which classify e-bikes as Class 1 and Class 2 and treat them similarly to traditional bicycles. As such, e-bikes are not subject to registration, insurance requirements, or mandatory safety training. Currently, several State legislators are drafting a bill that would require riders of Class 1 and Class 2 e-bikes to complete a mandatory safety course and register their vehicles. The Public Safety Subcommittee recommended that the Borough Council adopt a resolution urging support for the proposed legislation from our local Assembly representatives and State Senator.

The Council discussed the subcommittee's recommendation and decided that the Borough do the following: Continue educating the public about e-bike safety. The Police Chief will contact Madison Borough and Caldwell Borough to assess the impact of their e-bike ordinances on safety outcomes. Borough Attorney Oostdyk will review the e-bike ordinances adopted by Madison Borough and Caldwell Borough. The Mayor, Deputy Mayor, and Councilmember Howley will research and make a recommendation for the best strategy to enhance e-bike safety and compliance for the Borough. Borough Manager Stern and Police Chief Bennett will meet with the Mountain Lakes School Superintendent to discuss e-bike safety.

BOROUGH COUNCIL DISCUSSION ITEMS

There were no discussion items.



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PUBLIC COMMENT

Mayor Barnett opened the meeting to the public.

There was no one from the public wishing to speak.

ATTORNEY'S REPORT

Borough Attorney Oostdyk reported the following: The Borough received one objection to its Fair Share Plan and Housing Element from the Fair Share Housing Center, challenging the Borough Planner's utilization of the Highlands buildout update analysis to determine vacant land available in the Borough for housing development. The Borough's decision to use the analysis was based upon the legislation itself. Fair Share Housing disagrees that the Highland's buildout was appropriately used and interprets the legislation as requiring municipalities to identify and plan for the redevelopment of currently utilized sites. Fair Share Housing believes that the Borough must identify sites that can be redeveloped to meet 25% of its fair share obligation. Under the established procedures for addressing objections, "the Program" must facilitate mediation between the Borough and Fair Share Housing. The Borough is required by December 31, 2025, to either reach an agreement to modify its Plan or formally justify why no changes are necessary. Borough Attorney Oostdyk and the Borough Planner will review the matter and consult with other municipal professionals to determine the Borough's path forward. A closed session discussion will be scheduled during one of the October Council meetings to present recommendations regarding mediation strategy and next steps.

MANAGER'S REPORT

Borough Manager Stern provided his report (attached). The Council asked Mr. Stern questions, and he answered them.

RESOLUTIONS

There were no resolutions.

ORDINANCES TO INTRODUCE

14-25, Amending Chapter 26 of the Revised General Ordinances of the Borough of Mountain Lakes and Establishing a Procedure for Appeals During the Police Department Promotional Process

Introduced: 9/8/25

Council member	M	2nd	Yes	No	Abstain	Absent
Cannon	☐	☒	☒	☐	☐	☐
Howley	☐	☐	☒	☐	☐	☐
Menard	☐	☐	☒	☐	☐	☐
Sheikh	☐	☐	☐	☐	☐	☒
Tsai	☐	☐	☒	☐	☐	☐
Muilenburg	☒	☐	☒	☐	☐	☐
Barnett	☐	☐	☒	☐	☐	☐

ORDINANCES TO ADOPT

There were no ordinances to adopt.

***CONSENT AGENDA ITEMS**

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

***RESOLUTIONS**

- a. R145-25, Authorizing the Payment of Bills
- b. R146-25, Renewal of Membership in the Morris County Municipal Joint Insurance Fund
- c. R147-25, Creating and Implementing a Long-Range Plan to Address Drainage Issues



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- d. R148-25, Authorizing the Use of a Procurement Card
- e. R149-25, Authorizing Contract With Approved National Cooperative Contract Vendor Pursuant to N.J.S.A. 52:34-6.2 and P.L.2011, c.139
- f. R150-25, Memorializing the Design and Construction of the Sunset Lake Dam Rehabilitation Project

***APPROVAL OF MINUTES**

8/25/25 (Regular)

***BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

- a. Charlotte Caggiano and Samantha Hirschfeld to the Environmental Commission as student members

***Approval of the Consent Agenda**

Council member	M	2nd	Yes	No	Abstain	Absent
Cannon	☐	☐	☒	☐	☐	☐
Howley	☒	☐	☒	☐	☐	☐
Menard	☐	☐	☒	☐	☐	☐
Sheikh	☐	☐	☐	☐	☐	☒
Tsai	☐	☒	☒	☐	☐	☐
Muilenburg	☐	☐	☒	☐	☐	☐
Barnett	☐	☐	☒	☐	☐	☐

Deputy Mayor Muilenburg and Councilmember Menard were absent at the 8/25/25 Council meeting and abstained from voting on the minutes.

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
- ☐ Tax Collector

COUNCIL REPORTS

Health Commission – Councilmember Tsai reported the following: The Borough flu vaccination clinic will be held on September 23rd from 9:30-10:30am at Borough Hall. Nine cases of measles have been reported in New Jersey. Morris County has had an increase in food borne illnesses including salmonella, E. coli and vibrio. Attendance at Mount Olive's child health clinics has increased due to cuts in Medicaid.

PUBLIC COMMENT

Mayor Barnett opened the meeting to the public.

There was no one from the public wishing to speak.



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NEXT STEPS AND PRIORITIES

Mayor Barnett reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Contact Madison Borough & Caldwell Borough to Assess the Impact of their E-bike Ordinances on Safety Outcomes.	Police Chief	
Review Madison Borough and Caldwell Borough Ordinances Regarding E-Bikes	Borough Attorney	
Research & Determine Best Strategy to Enhance E-Bike Safety and Compliance	Mayor, Deputy Mayor, Councilmember Howley	
Meet with ML School Superintendent Regarding E-Bike Safety	Borough Manger & Police Chief	

ADJOURNMENT at 8:01P.M.

Motion made by Councilmember Howley, second by Councilmember Menard to adjourn the meeting at 8:01p.m., with all members in favor signifying by "Aye".

Respectfully Submitted,



Cara Fox, Borough Clerk



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 September 8, 2025
CC: Robert Oostdyk, Borough Attorney

Flood Risk Control Program– Due to a recent adverse court decision, the Borough's insurance provider—the Municipal Excess Liability Joint Insurance Fund (MEL)—is requiring member municipalities to adopt a Flood Risk Control Program. This initiative is designed to strengthen the Borough's legal protections under the New Jersey Tort Claims Act and reduce potential liability exposure related to stormwater and flooding events. To comply, the MEL recommends that the governing body take two immediate actions by resolution:

1. Adopt a Long-Range Drainage Plan Framework – This resolution establishes the Borough's intent to implement a comprehensive, long-term approach to drainage and flood control.
2. Acknowledge Recently Completed Stormwater Projects – This resolution documents that prior projects were completed in compliance with applicable standards and formally recognized by the governing body.

Both resolutions are scheduled for consideration at the September 8th Borough Council meeting. Once the resolutions are adopted, Borough Administration will work with our engineering professionals to:

- Prepare a Watershed Improvement Plan Report, including a detailed long-term capital plan
- Maintain updated records of completed projects for design-immunity purposes
- Ensure compliance with evolving NJDEP MS4 stormwater requirements

Attached for your review is a memorandum from the MEL's Executive Director and Fund Attorney, which explains the legal and risk management basis for these steps and outlines the assistance available to member municipalities.

Garden Club – Intervale Garden– In the coming weeks, the Club will begin renovating the garden. The Club has shared a rendering of the planned design along with photos of the plantings that will be featured (attached). Keep an eye out as these exciting improvements take shape.

As always, feel free to reach out with any questions or concerns.

Respectfully,
Mitchell

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

RESOLUTION 145-25

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 September 8, 2025 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 September 8, 2025.



Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon	X					
Howley	X					
Menard	X					
Sheikh					X	
Tsai	X					
Muilenburg	X					
Barnett	X					

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 09/10/2025 For bills from 08/22/2025 to 09/10/2025

Check#	Vendor	Description	Payment	Check Total
26041	3861 - AMAZON CAPITAL SERVICES	PO 31327 LIFEGUARD/REC: ORDER# 111-9016448-734985	221.77	
		PO 31327 LIFEGUARD/REC: ORDER# 111-9016448-734985	39.49	
		PO 31348 ZBOA: ORDER# 111-3598609-8833035	95.76	
		PO 31350 POLICE: ORDER# 111-6954548-1493038	96.82	453.84
ACH	189 - ANCHOR ACE HARDWARE	PO 31369 POLICE: AUGUST SUPPLIES - ACCT# 100049	18.56	18.56
ACH	189 - ANCHOR ACE HARDWARE	PO 31378 FIRE DEPT: AUGUST INVOICES - ACCT# 10022	452.95	452.95
26042	102 - ANDERSON & DENZLER ASSOC., INC	PO 31375 JUNE 2025 PROFESSIONAL SERVICES	2,747.30	
		PO 31375 JUNE 2025 PROFESSIONAL SERVICES	189.20	
		PO 31375 JUNE 2025 PROFESSIONAL SERVICES	946.00	3,882.50
26043	102 - ANDERSON & DENZLER ASSOC., INC	PO 31375 JUNE 2025 PROFESSIONAL SERVICES	1,443.00	1,443.00
26044	4163 - APPRAISAL SYSTEMS, INC.	PO 30701 2025 PROFESSIONAL SERVICE FOR REASSESSME	3,000.00	3,000.00
26045	3828 - BOROUGH OF MADISON	PO 31382 IT BILLING FOR MAY/JUNE/JULY 2025	2,911.28	2,911.28
26046	3745 - BRANCHBURG SPORTS COMPLEX, LLC	PO 31370 TEEN ADVENTURE JULY 25 TRIP	1,382.00	1,382.00
26047	4368 - BUY WISE AUTO PARTS, INC.	PO 30866 POLICE: VEHICLE REPAIR BLANKET	46.12	46.12
26048	545 - CERTIFIED SPEEDOMETER SVC., INC	PO 31371 POLICE: VEHICLE CALIBRATION	220.00	220.00
26049	4770 - CHLOE ESPOSITO	PO 31381 REIMBURSEMENT FOR FINGERPRINTS	57.73	57.73
26050	4090 - CLEAN MAT SERVICES, LLC	PO 30750 2025 FLOOR MAT SERVICE / DPW APR - DEC -	210.66	210.66
ACH	506 - DAN COMO & SONS, INC	PO 30996 SOLID WASTE: LEAF/BRUSH REMOVAL- BLANKET	600.00	600.00
26051	4042 - ELIFEGUARD, INC.	PO 31324 BUOYS FOR SWIM PERIMETER	773.08	773.08
26052	2715 - FIRE AND SAFETY SERVICES, LTD	PO 27242 FIRE DEPT: SABER PUMPER- SOURCEWELL ID#	115,937.41	
		PO 27242 FIRE DEPT: SABER PUMPER- SOURCEWELL ID#	288,292.30	404,229.71
26053	753 - FIRE FIGHTERS EQUIPMENT CO.	PO 31355 FIRE DEPT: PPE	1,396.00	1,396.00
ACH	4605 - GEESE CHASERS NORTH JERSEY, LLC	PO 30834 PARKS: 2025 GOOSE MANAGEMENT ANNUAL MAIN	1,175.00	1,175.00
ACH	3991 - GRM INFORMATION MANAGEMENT SERVICES	PO 30749 2025 ARCHIVE STORAGE ACCT 01QA0220 - 20	172.20	172.20
26054	911 - HOME DEPOT CREDIT SERVICES	PO 30342 WATER OPERATING - DEPARTMENTAL SUPPLIES	39.70	
		PO 30501 DPW - BUILDING MAINTENANCE - BLANKET - 1	269.00	
		PO 31228 DPW - DRAINS/PIPES/CATCH BASINS - 18-FLE	533.40	
		PO 31233 HPC: BLINDS FOR ARCHIVES	1,870.73	
		PO 31276 DPW - DEPARTMENT SUPPLIES - BLANKET - 18	99.94	
		PO 31286 CONCRETE FOR BEACH TOY LIBRARY SLABS - I	363.00	3,175.77
26055	859 - JCP&L	PO 31359 ACCT#100 151 758 974 - BILL PRD: 7/22 -	2,351.50	
		PO 31360 M/A #200 000 020 764: BILL DATE: AUG 11,	363.38	
		PO 31362 ACCT# 100 050 702 156 - BILL PRD: 6/26 -	8.95	2,723.83
26056	859 - JCP&L	PO 31363 M/A #200 000 054 011/ BILL DATE: JULY 24	134.09	
		PO 31364 ACCT#100 075 505 725 - BILL PRD: 7/22 -	4.65	
		PO 31365 ACCT#100 141 241 693 BILL PRD 7/22 - 8/2	130.47	269.21
26057	859 - JCP&L	PO 31366 ACCT#100 154 666 612/ BILL PRD: 6/24 - 8	14.87	14.87
26058	4563 - LAURIE STEPPER	PO 30961 REIMBURSEMENT BLANKET - SUMMER EXPENSES	18.12	18.12
26059	2790 - MC PUBLIC SAFETY TRAINING ACADEMY	PO 31353 FIRE DEPT: TRAINING	100.00	100.00
26060	1309 - MORRIS CTY TAX COLL/TREAS ASSN	PO 31347 TAX DEPARTMENT - TRAINING & EDUCATION -	48.00	48.00
26061	1371 - MTN. LAKES BOARD OF EDUCATION	PO 31357 SEPT 2025 MTN LAKES SCHOOL DISTRICT GENE	2,207,005.34	2,207,005.34
26062	3379 - MUNICIPAL EMERGENCY SERVICES	PO 30779 POLICE: BODY ARMOR VEST - BORST AND BLAI	2,801.16	2,801.16
26063	479 - NEW JERSEY HILLS MEDIA GROUP	PO 30392 ZBOA/PLANNING BRD - 2025 - BLANKET ACCT	13.02	13.02
ACH	2595 - NORTH JERSEY MUNICIPAL EMPLOYEE BENEFITS	PO 30772 2025 DENTAL PREMIUMS - GROUP 1624 - MAY-	5,846.00	5,846.00
ACH	2727 - ONE CALL CONCEPTS, INC.	PO 31023 ACCT# 12-BML / 2025 MAY - DECEMBER BLAN	284.90	284.90
26064	2968 - OPTIMUM	PO 30758 DPW: 2025 INTERNET SERVICES ACCT# 07876-	12.94	12.94
26065	2968 - OPTIMUM	PO 30759 DPW: 2025 INTERNET SERVICES ACCT# 07876-	161.44	161.44
26066	3113 - PHILLIPS PREISS GRYGIEL LEHENY HUGH	PO 31368 MAR - JUNE 2025 PROFESSIONAL SERVICES FO	4,537.50	
		PO 31373 APR 2025 - PROFESSIONAL SERVICES FOR ZON	320.00	
		PO 31379 AFFORDABLE HOUSING: PAST DUES 2024/2025	14,846.25	19,703.75
26067	4151 - PITNEY BOWES, INC	PO 31361 ADMIN: POSTAGE INK ORDER# 25991115	22.90	22.90
ACH	3028 - REINER GROUP, INC	PO 31367 EMERGENCY SERVICE	666.00	666.00
26068	4671 - SOUL SEARCH RECORDS, LLC	PO 31376 POLICE: NATIONAL NIGHT OUT	600.00	600.00
26069	2774 - STAPLES CONTRACT & COMMERCIAL, LLC	PO 31308 DPW: ORDER# 7663361367	576.85	576.85
26070	4578 - T-MOBILE	PO 30518 WATER: T-MOBILE ACCT - 999393642 - MONTH	31.35	31.35
26071	3485 - TECHNICAL FIRE SERVICES, INC.	PO 31345 FIRE DEPT: ANNUAL TESTING	650.00	650.00
ACH	4591 - TIGRIS	PO 30765 LAKES MANAGEMENT: 2025 MARCH-DECEMBER SE	6,810.00	6,810.00
26072	881 - TMS, INC	PO 30189 ADMIN: 2025 DNS HOSTING / ACCT# GTI - BL	30.00	30.00
26073	4191 - TRANSUNION RISK & ALTERNATIVE DATA SOLUT	PO 31372 POLICE: AUGUST 2025 DATA SEARCH MISC.	75.00	75.00
26074	2977 - UGI ENERGY SERVICES, INC.	PO 31358 CUST# J0001077, 1078, 1079 - MOUNTAIN LA	66.49	66.49
26075	4587 - VERIZON	PO 30689 ADMIN: ACCT# 357-361-129-0001-26 - INTER	249.52	249.52
26076	170 - VICKI ALLISON	PO 31386 REIMBURSEMENT: SNACK SHACK ITEMS	44.00	44.00

TOTAL

2,674,425.09

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 09/10/2025 For bills from 08/22/2025 to 09/10/2025

Check#	Vendor	Description	Payment	Check Total	
Summary By Account					
ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-20-100-020	GENERAL ADMIN - OTHER EXPENSE	195.10			
01-201-20-140-020	COMPUTER SERVICES	1,804.75			
01-201-20-145-020	TAX COLLECTOR - OTHER EXPENSES	48.00			
01-201-20-150-020	TAX ASSESSOR - OTHER EXPENSES	3,000.00			
01-201-20-165-020	ENGINEERING SERVICES	1,443.00			
01-201-21-180-020	PLANNING BOARD - OTHER EXPENSE	4,966.28			
01-201-23-220-020	GROUP INSURANCE PLANS-EMPLOYEE	5,846.00			
01-201-25-240-020	POLICE DEPT - OTHER EXPENSES	2,396.43			
01-201-25-255-020	FIRE DEPT - OTHER EXPENSES	552.95			
01-201-26-290-020	STREETS & ROADS - OTHER EXP.	1,653.57			
01-201-26-305-020	SOLID WASTE - OTHER EXPENSES	600.00			
01-201-26-310-020	BLDG & GROUNDS - MUNIC BLDG	876.66			
01-201-26-315-020	VEHICLE REPAIRS & MAINTENANCE	696.12			
01-201-28-370-020	PARKS & PLAYGROUNDS OTHER EXP.	283.89			
01-201-28-375-020	MAINT OF PARKS (BEACHES/LAKES)	7,985.00			
01-201-31-435-020	ELECTRICITY - ALL DEPARTMENTS	2,993.04			
01-201-31-437-020	NATURAL GAS	66.49			
01-207-55-000-000	LOCAL SCHOOL TAXES PAYABLE			2,207,005.34	
01-260-05-100	DUE TO CLEARING			0.00	2,242,412.62
TOTALS FOR	Current Fund	35,407.28	0.00	2,207,005.34	2,242,412.62
02-200-40-700-300	Body Armour Grant	1,372.58			
02-200-40-700-330	Bullet Proof Vests	1,428.58			
02-200-40-700-490	AMERICAN RESCUE PLAN	288,292.30			
02-200-40-700-560	RECREATON GRANT	2,747.30			
02-260-05-100	DUE TO CLEARING			0.00	293,840.76
TOTALS FOR	FEDERAL AND STATE GRANTS	293,840.76	0.00	0.00	293,840.76
04-215-55-996-000	2023 CAPITAL ORDINANCE 8-23			115,937.41	
04-215-56-803-000	2025 CAPITAL ORDINANCE 8-25			1,396.00	
04-260-05-100	DUE TO CLEARING			0.00	117,333.41
TOTALS FOR	General Capital	0.00	0.00	117,333.41	117,333.41
05-201-55-520-520	Water Operating - Other Expenses	1,316.82			
05-260-05-100	DUE TO CLEARING			0.00	1,316.82
TOTALS FOR	Water Operating	1,316.82	0.00	0.00	1,316.82
07-201-55-520-520	Sewer Operating - Other Expenses	189.20			
07-260-05-100	DUE TO CLEARING			0.00	189.20
TOTALS FOR	Sewer Operating	189.20	0.00	0.00	189.20
20-260-05-100	Due to Clearing			0.00	14,846.25
20-300-60-000-000	RESERVE FOR AFFORDABLE HOUSING			14,846.25	
TOTALS FOR	AFFORDABLE HOUSING	0.00	0.00	14,846.25	14,846.25
33-260-05-100	DUE TO CLEARING			0.00	4,486.03
33-600-00-090-000	Recreation Trust Reserves			4,486.03	
TOTALS FOR	Recreation Trust	0.00	0.00	4,486.03	4,486.03

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
Total to be paid from Fund 01 Current Fund		2,242,412.62			
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS		293,840.76			
Total to be paid from Fund 04 General Capital		117,333.41			
Total to be paid from Fund 05 Water Operating		1,316.82			
Total to be paid from Fund 07 Sewer Operating		189.20			
Total to be paid from Fund 20 AFFORDABLE HOUSING		14,846.25			
Total to be paid from Fund 33 Recreation Trust		4,486.03			

		2,674,425.09			



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

RESOLUTION 146-25

RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, Mountain Lakes Borough is a member of the Morris County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2025 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, , the Municipality desires to renew said membership.

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. **Mountain Lakes Borough** agrees to renew its membership in the Morris County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Borough Manager shall be and hereby authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Morris County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

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 September 8, 2025.



Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon	X					
Howley	X					
Menard	X					
Sheikh					X	
Tsai	X					
Muilenburg	X					
Barnett	X					

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

RESOLUTION 147-25

RESOLUTION CREATING AND IMPLEMENTING A LONG-RANGE PLAN TO ADDRESS DRAINAGE ISSUES

WHEREAS, The Governing Body declares that it is in the best interests of the community to address drainage problems in a comprehensive and orderly fashion that aligns with N.J.S.A 59:1.1, et seq., and

WHEREAS, New Jersey Statute Section 59:1-1, et seq., provides limitations on liability for public entities for conditions of public property where the public entity exercises appropriate discretion in the allocation of funds of public improvements. The limitation of liability is commonly known as "scarce resource immunity," and

WHEREAS, The Legislature in NJSA 59: 1-2 quoted Chief Justice Joseph Weintraub by declaring that: "The Legislature recognizes the inherently unfair and inequitable results which occur in the strict application of traditional doctrine of sovereign immunity. On the other hand, the Legislature recognizes that while a private entrepreneur may readily be held liable for negligence within the chosen ambit of his activity, the area within which government has the power to act for the public good is almost without limit and therefore government should not have the duty to do everything that might be done.

WHEREAS, NJSA 59:2-3 (c) provides: "A public entity is not liable for the exercise of discretion in determining whether to seek or whether to provide the resources necessary for the purchase of equipment, the construction or maintenance of facilities, the hiring of personnel, and in general, the provision of adequate services;"

WHEREAS, NJSA 59:2-3 (d) provides: "A public entity is not liable for the exercise of discretion when, in the fact of competing demands, it determines whether or not to utilize or apply existing resources, including those allocated for equipment, facilities and personnel unless a court concludes that the determination of the public entity was palpably unreasonable;" and

WHEREAS, this resolution is narrowly limited to outlining the application of scarce resources for the purpose of addressing the overall health, safety, and welfare of the general community; and

WHEREAS, The Governing Body hereby determines that the appropriate way to continue to address this wide-ranging community wide issue is as follows.

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

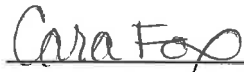
1. The Borough Manager shall direct the Borough Engineer to prepare a Watershed Assessment by developing an electronic infrastructure map that delineates the location of the stormwater features that are owned or operated by the municipality, including easements and features owned by others in the community.
2. The Borough Manager shall direct the Borough Engineer to prepare a Watershed Improvement Plan Report including:
 - a. A summary of proposed flood prevention improvement projects, both public and private.
 - b. The proposed implementation schedule.
 - c. Costs, broken down by project and year.

d. Funding opportunities.

3. Each year, as part of the annual budget process, the Borough Manager may include in the long-term capital plan sufficient funds to implement this Watershed Improvement Plan over a reasonable period considering other demands on municipal scarce resources.
4. Each year, as part of the annual budget process, the Borough Manager may include current year operating budget and capital budget sufficient funds to implement this Watershed Improvement Plan over a reasonable period considering other demands on municipal scarce resources.
5. Each year, if limited resources require allocation as part of the annual process, the Borough Manager may identify the work that can be completed and the work that cannot be completed or addressed.
6. Failure to appropriate funds or failure to spend an appropriation shall be deemed as exercise of governmental discretion in the face of competing demands.
7. Every two years, the Borough Manager may direct that the Borough Engineer update the Watershed Assessment and the Watershed Improvement Plan as appropriate.

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 September 8, 2025.



Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon	X					
Howley	X					
Menard	X					
Sheikh					X	
Tsai	X					
Muilenburg	X					
Barnett	X					

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

RESOLUTION 148-25

RESOLUTION AUTHORIZING THE USE OF A PROCUREMENT CARD

WHEREAS, the State of New Jersey Department of Community Affairs, Division of Local Government Services issued Local Finance Notice AU 2003-1, adopting rules and permitting the use of procurement cards (P-Cards) by local units, codified under N.J.A.C. 5:30- 9A and in accordance with N.J.S.A. 40A:5-16; and

WHEREAS, the statute permits a municipality to adopt policies that permit specific use of P-cards for the acquisition of goods and services under certain circumstances set forth in the statute, and

WHEREAS, U.S. Bank, under State Contract M4022 25-GNSV2-86532, is an authorized vendor to provide Procurement Card Services; and

WHEREAS, transactions must comply with provisions of the Local Public Contracts Law, and the use of a Procurement Card will not change or eliminate any provisions of that law, and

WHEREAS, internal controls that ensure compliance with the statutory authorization and the Local Finance Board's rules will be in place; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that the use of a Procurement Card in accordance with NJSA 40A:5-16 and NJAC 5:30-9A is hereby authorized; and

BE IT FURTHER RESOLVED, that the Borough Chief Financial Officer shall hereby be authorized to engage U.S. Bank for Procurement Card Services.

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 September 8, 2025.



Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon	X					
Howley	X					
Menard	X					
Sheikh					X	
Tsai	X					
Muilenburg	X					
Barnett	X					

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

RESOLUTION 149-25

**RESOLUTION AUTHORIZING CONTRACT WITH APPROVED NATIONAL COOPERATIVE CONTRACT VENDOR
PURSUANT TO N.J.S.A. 52:34-6.2 AND P.L.2011, C.139**

WHEREAS, the Borough of Mountain Lakes as a contracting unit, may without advertising for bids, purchase any materials, supplies or equipment entered into on behalf of Sourcewell National Cooperative, pursuant to the provision of Local Public Contract Law P.L. 2011, c.139 (the "Law" or "Chapter 139") and N.J.S.A.52:34-6.2 the regulations promulgated there under in Local Finance Notice LFN 2012-10, which permits contracting units to use contracts awarded by national or regional cooperatives or other states that were competitively bid. The law supplements existing law on the use of such contracts and is intended to provide additional flexibility to local government in the area of procurement; and

WHEREAS, under Sourcewell contract #101221-SPL – Hudson Machinery LLC as authorized supplier for Super Products, has provided the attached proposal for Camel Max Series / Model 900 DB Vacuum Debris Collector Truck; and

WHEREAS, the regulations as set forth within Local Finance Notice LFN 2012-10 have been fully complied with; and

WHEREAS, the Qualified Purchasing Agent has complied with the public notification provisions of public advertisement and has received no protests in accordance with law and regulation; and

WHEREAS, the Qualified Purchasing Agent recommends the utilization of this contract based on the requirements of State Law; and

WHEREAS, under Sourcewell Contract #101221-SPL, an authorized vendor, Hudson Machinery LLC as authorized supplier for Super Products has provided to the Borough per their quote dated February 24, 2025, a Vacuum Debris Collector Truck in the amount of \$547,331.25 to the Borough of Mountain Lakes.

WHEREAS, Jennifer Semler, Chief Financial Officer for the Borough of Mountain Lakes has certified that free and unencumbered funds in the total amount of, \$547,331.25 are available for this purpose in account / line number 04-215-56-803-007.

THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Mountain Lakes that Hudson Machinery LLC as authorized supplier for Super Products, under Sourcewell Contract #101221-SPL be utilized to provide for a Vacuum Debris Collector Truck in the amount of \$547,331.25.

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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 September 8, 2025.



Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon						
Howley						
Menard						
Sheikh						
Tsai						
Muilenburg						
Barnett						

CERTIFICATION OF THE AVAILABILITY OF FUNDS

04-215-56-803-007 – VACTOR TRUCK - \$547,331.25



Jennifer Semler, CFO

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

RESOLUTION 150-25

**RESOLUTION MEMORIALIZING THE APPROVAL OF DESIGN AND CONSTRUCTION OF THE SUNSET LAKE DAM
REHABILITATION PROJECT**

WHEREAS, the Borough reconstructed the Sunset Lake Dam based on a contract awarded on 8/14/23; and

WHEREAS the project was designed by Ferriero Engineering, Inc. to be in accordance with applicable design standards; and

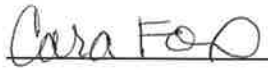
WHEREAS the construction, including all change orders, was inspected by Ferriero Engineering, Inc., and Boswell Engineering and found to be in compliance with the design plans; and

WHEREAS the NJDEP issued Dam Permit 1596 on November 13, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, memorializes its approval of the design and construction of the Sunset Lake Dam Rehabilitation Project.

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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 September 8, 2025.



Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon	X					
Howley	X					
Menard	X					
Sheikh					X	
Tsai	X					
Muilenburg	X					
Barnett	X					