

**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES
HELD AT THE MOUNTAIN LAKES CLUB (18 LAKE DRIVE)**

DECEMBER 13, 2021

PUBLIC SESSION – BEGINS AT 6PM



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 7, 2021 and posted in the municipal building.

2) ROLL CALL ATTENDANCE - Clerk

3) FLAG SALUTE – Mayor

4) EXECUTIVE SESSION

5) COMMUNITY ANNOUNCEMENTS

6) RESOLUTIONS

7) SPECIAL PRESENTATIONS

- a. Swearing in of New Police Officers – Borough Clerk
- b. Halloween Safe Zone 2021 - Lauren Brickner-McDonald

8) REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

9) BOROUGH COUNCIL DISCUSSION ITEMS

10) 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.

11) ATTORNEY'S REPORT

12) MANAGER'S REPORT

13) ORDINANCES TO INTRODUCE

14) ORDINANCES TO ADOPT

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. R169-21, Authorizing the Payment of Bills
- b. R170-21, Authorizing the Borough of Mountain Lakes to Enter into a Cooperative Pricing Agreement and Member Participation in a Cooperative Pricing System
- c. R171-21, Authorizing the Appointment of Kristen Umansky, CTA as Mountain Lakes Borough Tax Assessor
- d. R172-21, Authorizing the Settlement of a Tax Appeal (Labeau v. Borough of Mountain Lakes – Block 40 Lot 9)
- e. R173-21, Authorizing \$44,000 Bid Threshold, Effective January 1, 2022

- f. *R174-21, Authorizing the Execution of an Application for an Access Street Intersection Permit from the New Jersey Department of Transportation and a Hold Harmless Agreement between the Borough of Mountain Lakes and Highview Commercial, LLC*
- g. *R175-21, Authorizing the Transfer of Appropriations*
- h. *R176-21, Authorizing the Refund of Taxes to Michael S. Vecchiarelli Pursuant to N.J.S.A. 54:4-3.32*
- i. *R177-21, Awarding a Contract for the Furnishing and Installation of Windows for the Borough Hall Renovation Project to Windoor LLC*

***APPROVAL OF MINUTES**

11/22/21 (Regular)

***BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

16) DEPARTMENT REPORTS SUBMITTED FOR FILING

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

17) COUNCIL REPORTS

18) PUBLIC COMMENT

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

19) NEXT STEPS AND PRIORITIES

20) ADJOURNMENT



Oath of Office

I, _____, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of New Jersey, and that I will bear true faith and allegiance to the same and to the Governments established in the United States and in this State, under the authority of the people.

I do further solemnly swear that I will impartially and justly perform all the duties of the office of _____, according to the best of my ability, so help me God.

Signature

Sworn and subscribed before me this ____ day of _____, 2021

Mitchell Stern, Acting Borough Clerk

Halloween Safe Zone 2021

Logistics:

Treat/Candy Breakdown

1. MLPD: \$2,000.00 purchase at Costco: 17,700 pieces

2. Mtn.Lakes Resident Contributions:

20, 579 pieces Library

20, 067 pieces Trailer

Total Trick or Treat Pieces

58,379 pieces

+32 Teal Pumpkins

Doing the math and other notes of coordination:

2021:

* 1,234 Trick or Treaters on Center Drive; Sunday, 4 -8pm, clear night; 55 degrees: 58,379 total pieces plus 32 Teal Pumpkins filled with non-food items for those with allergies.

* 50 houses participated = 1,000 pieces/household (allowing extra for Crescent Dr. and Midvale Rd.); in addition to 1,000 pieces the residents were encouraged to take a Teal Pumpkin.

* Early numbers of Trick or Treaters were higher than usual, it was 'beyond the curve' until 6:45pm. (Bob Brickner-McDonald graphed and counted number of Trick or Treaters with 3 assistants)

Halloween Safe Zone 2021 page 2

- * 2019: 1,141 Trick or Treaters on Center Drive; Thursday cloudy, short period of rain at 5:00pm; 72 degrees; 57,353 pieces collected
- * 2018 1,310 Trick or Treaters on Center Drive; Wednesday clear and 60 degrees; 58,627 pieces collected
- * Determining the household count prior to Halloween enabled more treats to go to residents prior to Halloween and less CERT/Police coordination needed to deliver candy to residents during the night.

How we get all those treats to the residents:

1. Distribution of Candy:

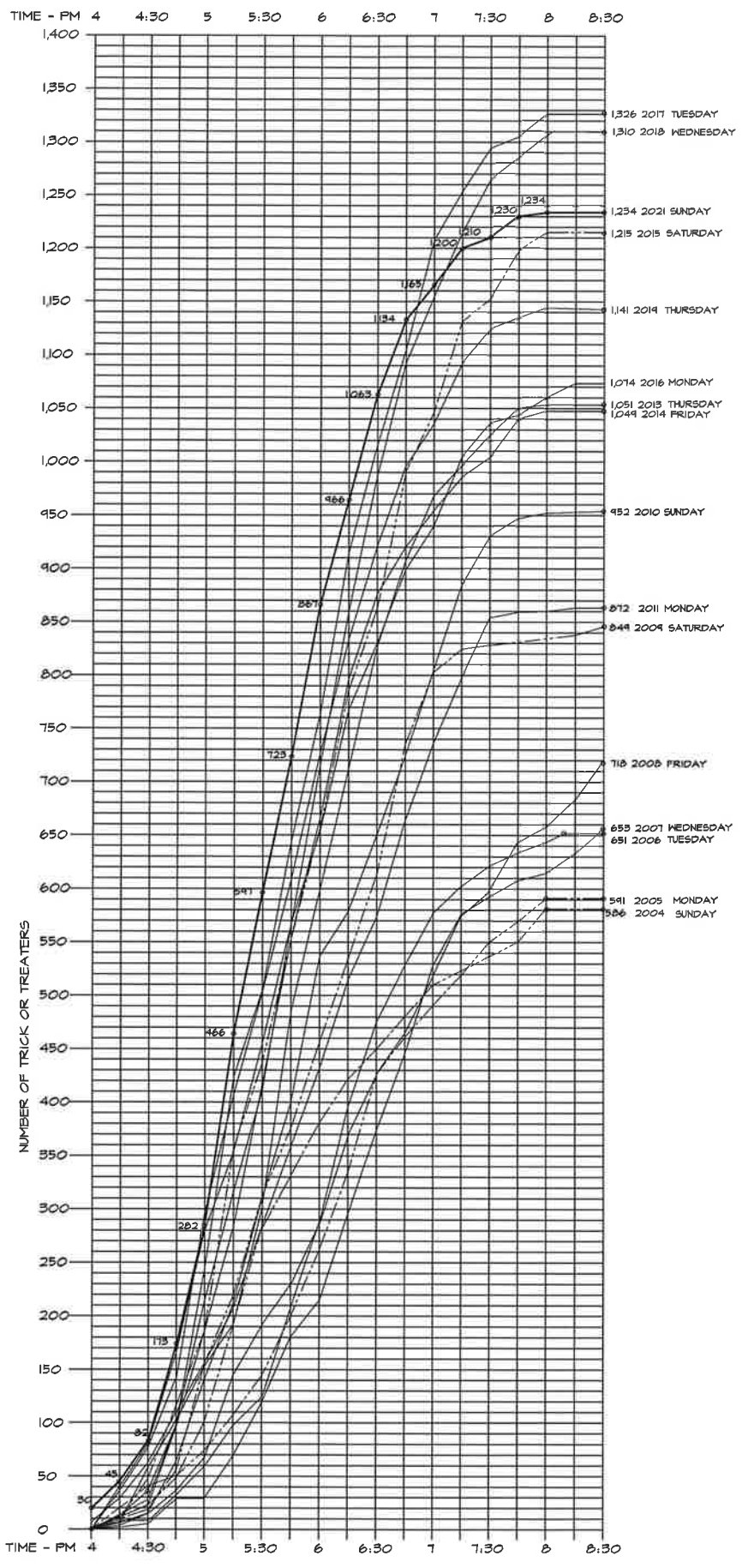
- * Coordination with MLPD for pick up and delivery from Costco and Wildwood School Trailer to resident garage. (Elaine Campbell & Steven Hersck's garage at #13 Center Drive).
- * Coordination of candy pick-up at Library. (Michael Theel, resident, delivered and counted Library pieces to Center Drive)
- * Count and label candy for residents to pick up (3 people: Michael and Maryellen Theel, Lauren Brickner-McDonald)

2. Communication

- * Communication/coordination with Chief Bennett and Sgt. Benitez ongoing weeks prior to and after Halloween.
- * Communication with Safe Zone residents prior, during and after Halloween approximately 5 times. This year the normal connection on NextDoor.com was not without flaws, needed to contact residents individually either by text or email. (MaryEllen Theel, ML resident & communicator)
- * 2021 Request for CERT: two requests for assistance with distributing to Trick or Treaters. (Heather Hornyak, ML resident, contact person)
- * 1,000 pieces of surplus candy delivered to MLFD for Santa

3. Teal Pumpkins: Coordination for delivery, distribution and pick up of pumpkins before and after Halloween. (Lauren Brickner-McDonald coordinated with Erin McQuillan, Mtn Lakes resident, contact person).

Submitted by Lauren Brickner-McDonald
November 2021



MOUNTAIN LAKES HALLOWEEN COUNT DAY/DATE_SUNDAY 10/31/21__ NOTES PEAK = 315 BETWEEN 5:00 & 5:30

WEATHER __SUN /CLOUDY 55 F ADDRESS__7 Center Drive_____



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
F -973-402-5595

TO: Honorable Mayor and Borough Council
SUBJ: Manager's Report for the Borough Council meeting of December 13, 2021.
CC: Robert Oostdyk, Borough Attorney

Mayor and Council,

Kaufmann Park Christmas Tree – We have issued a purchase order in the amount of \$25,719.86 to Warshauer Electric to remove the old lights and install new ones on the Kaufmann Park tree. Work is expected to commence December 13th and should be completed within seven days (weather permitting).

Tax Assessor – Our newly appointed Tax Assessor, Kristen Umansky, will join us beginning December 15th. Kristen will have weekly office hours at Borough Hall each Thursday morning from 8:30am – 9:30 am.

Employee Safety Committee – To improve workplace safety, I have instituted a employee safety committee. The committee will consist of one employee from each department (administration, code enforcement, construction, recreation, dpw, police, fire and library). The committee will work with our JIF's Risk Control Consultant to review best practices and will meet quarterly.

Sunrise Project Water and Sewer Connection Fees - We have received the final connection fees totaling \$160,000 for this project (\$60,000 for water and \$100,000 for sewer). The funds were deposited into the respective water and sewer accounts.

Respectfully Submitted,

Mitchell

RESOLUTION AND ORDINANCE REVIEW FOR THE DECEMBER 13, 2021 MEETING

TO: MAYOR AND COUNCIL

FROM: MITCHELL STERN, MANAGER

RESOLUTIONS

R170-21, AUTHORIZING THE BOROUGH OF MOUNTAIN LAKES TO ENTER INTO A COOPERATIVE PRICING AGREEMENT AND MEMBER PARTICIPATION IN A COOPERATIVE PRICING SYSTEM - this resolution authorizes the Borough to enter into a Cooperative Pricing Agreement with Hunterdon County Educational Services Commission. Participation in this cooperative affords the Borough the opportunity to obtain favorably negotiated pricing for contracts that are offered under the cooperative.

R171-21, AUTHORIZING THE APPOINTMENT OF KRISTEN UMANSKY, CTA AS MOUNTAIN LAKES BOROUGH TAX ASSESSOR - this resolution appoints Kristen Umansky as the Tax Assessor for the Borough. The statutory term of appointment is four years, ending July 2026.

R172-21, AUTHORIZING THE SETTLEMENT OF A TAX APPEAL (LABEAU V. BOROUGH OF MOUNTAIN LAKES – BLOCK 40 LOT 9) – this resolution authorizes a settlement of a tax appeal for Block 40, Lot 9, 74 Tower Hill Road, for the year 2017 with a refund in the amount of \$ 7,595.12. The settlement was negotiated and recommended by the Borough Tax Assessor and the Borough Attorney.

R173-21, AUTHORIZING \$44,000 BID THRESHOLD, EFFECTIVE JANUARY 1, 2022 – Although the Borough authorized the position of Qualified Purchasing Agent in 2011 (QPA Ordinance 01-11), the corresponding resolution allowing the Borough to take advantage of the increased bid threshold has never been adopted. Passing of this Resolution will bring the Borough into compliance with this requirement.

R174-21, AUTHORIZING THE EXECUTION OF AN APPLICATION FOR AN ACCESS STREET INTERSECTION PERMIT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND A HOLD HARMLESS AGREEMENT BETWEEN THE BOROUGH OF MOUNTAIN LAKES AND HIGHVIEW COMMERCIAL, LLC – A road opening permit is needed by Highview Commercial LLC to construct improvements to the intersection of Route 46 and Fox Hill Road for their project. NJ DOT requires the permit be executed by the municipality where the project is located. The hold harmless agreement, drafted by our Borough Attorney, when executed, will hold the Borough harmless for any issues that arise from the filing for, and work affiliated with, the requested permit. A similar permit was issued for the Sunrise Assisted Living Facility project.

R175-21, AUTHORIZING THE TRANSFER OF APPROPRIATIONS - this resolution authorizes the CFO to transfer excess appropriations to appropriations that are insufficient to meet current needs as authorized by N.J.S.A. 40A:4-58. A complete explanation of the transfers is included with the resolution from our CFO.

R176-21, AUTHORIZING THE REFUND OF TAXES TO MICHAEL S. VECCHIARELLI PURSUANT TO N.J.S.A. 54:4-3.32 – this resolution authorizes the Tax Collector to refund the amount of \$10,746.75 to Michael S. Vecchiarelli, a 100% Tax Exempt Disabled Veteran. This refund represents the taxes paid on the property known as Block 82, Lot 1 (52 Briarcliff Road).

R177-21, AWARDING A CONTRACT FOR THE FURNISHING AND INSTALLATION OF WINDOWS FOR THE BOROUGH HALL RENOVATION PROJECT TO WINDOOR LLC – this resolution authorizes the Borough Manager to enter into a contract with Windoor LLC (\$117,643.04) for the furnishing and installation of windows for the Borough Hall Renovation Project. Bids were taken on 7/20/21 and 8/24/21 and all bids submitted were rejected because they were over budget. This award falls within the allotted budget for this material.

ORDINANCES TO INTRODUCE

None

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 169-21

“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 December 13, 2021 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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 12/13/2021 For bills from 11/18/2021 to 12/09/2021

Check#	Vendor	Description	Payment	Check Total
19595	111 - ABB INC.	PO 23481 WATER DEPT. - LINE/PUMP/MOTOR REPAIRS -	1,455.00	1,455.00
19596	219 - ACCESS	PO 23403 CUST# 156NFY04790- APR THRU DEC 2021 BLA	66.76	66.76
19597	2426 - AGL WELDING SUPPLY CO.	PO 24233 DPW - EQUIPMENT & TOOLS - BLANKET 2021	83.97	83.97
19598	196 - ALLIED OIL	PO 24432 DPW - UNLEADED FUEL - BLANKET	3,562.27	3,562.27
19599	189 - ANCHOR ACE HARDWARE	PO 23076 DPW / WATER DEPT - DEPARTMENT SUPPLIES -	75.75	
		PO 23625 RECREATION: 2021 LIFEGUARD/CAMP SUPPLIES	199.98	
		PO 23688 DPW - DEPARTMENT SUPPLIES - BLANKET	176.16	
		PO 24001 RECREATION - DEPARTMENT SUPPLIES - BLAN	20.98	472.87
19600	189 - ANCHOR ACE HARDWARE	PO 24352 BH:RENOVATION BLANKET 2021	796.14	
		PO 24464 DPW - DEPARTMENT SUPPLIES	412.58	1,208.72
19601	102 - ANDERSON & DENZLER ASSOC., INC	PO 24402 OCTOBER 2021 PROFESSIONAL SERVICES	166.55	
		PO 24402 OCTOBER 2021 PROFESSIONAL SERVICES	1,429.72	
		PO 24402 OCTOBER 2021 PROFESSIONAL SERVICES	8,274.10	
		PO 24402 OCTOBER 2021 PROFESSIONAL SERVICES	499.65	10,370.02
19602	4163 - APPRAISAL SYSTEMS, INC.	PO 23979 2021 PROFESSIONAL SERVICE FOR REASSESSME	6,100.00	6,100.00
19603	3973 - ARCARI & IOVINO ARCHITECTS, PC	PO 23185 BORO HALL: CONSTRUCTION ADMINISTRATION P	1,327.50	1,327.50
19604	2685 - ASSOCIATION OF NJ RECYCLERS	PO 24446 DPW - ANJR MEMBERSHIP JULY 2021 - JUNE 2	95.00	95.00
19605	3309 - AUDREY LANE	PO 24419 LEAGUE OF MUNICIPALITIES - HOTEL REIMBUR	350.30	350.30
19606	3103 - BENEFIT ANALYSIS, INC.	PO 23656 2021 FLEXIBLE SPENDING ACCOUNTS - BLANKE	225.00	225.00
19607	3828 - BOROUGH OF MADISON	PO 24448 IT BILLING FOR SEPTEMBER AND OCTOBER 202	1,527.27	1,527.27
19608	414 - CAPITAL SUPPLY COMPANY	PO 24399 BOROUGH HALL SUPPLIES - JANITOR	331.97	331.97
19609	3650 - CARA FOX	PO 24425 REIMBURSEMENT: NJLOM 2021 Mileage, Tolls	217.58	
		PO 24473 CELLPHONE REIMBURSEMENT SEPTEMBER-DECEMB	160.00	377.58
19610	2147 - CCTMO LLC	PO 24433 DECEMBER 2021 - CELL TOWER REIMBURSEMENT	1,941.55	1,941.55
19611	445 - CERBO'S PARSIPPANY GREENHOUSES, INC	PO 24286 RECREATION - CHRISTMAS TREE	550.00	
		PO 24406 RECREATION: 2021 TREE LIGHTING	561.00	1,111.00
19612	3671 - CHRIS CAPODANNO	PO 24450 SHADE TREE: REIMBURSEMENT	133.28	133.28
19613	2196 - CHRISTINA WHITAKER	PO 22962 2021 QUATERLY HEALTH BENEFITS REIMBURSEM	517.17	517.17
19614	4090 - CLEAN MAT SERVICES, LLC	PO 24407 FLOOR MATS / DPW - BLANKET	181.54	181.54
19615	4150 - CLEARY GIACOBBE ALFIERIE JACOBS,	PO 24401 OCT 2021 LABOR ATTORNEY FEES	2,359.50	2,359.50
19616	2396 - COUNTY WELDING SUPPLY CO.	PO 23997 SPW - EQUIPMENT & TOOLS - BLANKET	68.00	
		PO 24457 DPW - EQUIPMENT & TOOLS - WELDING SUPPL	53.34	121.34
19617	506 - DAN COMO & SONS, INC	PO 24038 DPW - SOLID WASTE LEAF & BRUSH REMOVAL -	3,680.00	3,680.00
19618	506 - DAN COMO & SONS, INC	PO 24461 DPW - SOLID WASTE LEAF & BRUSH REMOVAL	5,160.00	5,160.00
19619	2348 - DAN HAPPER	PO 24416 LEAGUE OF MUNICIPALITIES - HOTEL REIMBUR	336.50	336.50
19620	643 - DENVILLE LINE PAINTING, INC.	PO 23935 STREETS & ROADS - CROSSWALKS	17,314.38	17,314.38
19621	581 - DOOR BOY	PO 24453 FIRE HOUSE BAY DOORS	197.26	197.26
19622	4138 - EASTERN CONCRETE MATERIALS, INC	PO 24442 BH: RENOVATION SUPPLIES - BLANKET	638.65	638.65
19623	746 - FEDEX	PO 24471 BH: SHIPPING - OTIS ELEVATOR - LATE CHAR	5.25	5.25
19624	1170 - FERGUSON ENTERPRISES #501	PO 24454 BH: RENOVATION SUPPLIES	189.09	189.09
19625	2517 - FF1 FIREFIGHTER ONE, LLC	PO 24443 FIRE DEPT: EMERGENCY SERVICE	187.50	187.50
19626	653 - GANNET NEW JERSEY NEWSPAPERS	PO 23849 BOA/PLANNING: 2021 ADVERTISING - ACCT#31	60.63	60.63
19627	814 - GARDEN STATE HIGHWAY PRODUCTS	PO 24195 DPW / WOODLANDS SIGNS	73.97	
		PO 24195 DPW / WOODLANDS SIGNS	47.74	121.71
19628	876 - GARDEN STATE LABORATORIES, INC	PO 23479 WATER DEPT - WELL TESTING - BLANKET	240.00	240.00
19629	152 - HD SUPPLY CONST & INDUST- WHITECAP	PO 24245 BH RENO: SUPPLIES - BLANKET	827.96	827.96
19630	503 - HERBERT J. COHRS	PO 22963 2021 QUATERLY HEALTH BENEFITS REIMBURSE	1,159.65	1,159.65
19631	4188 - HERC RENTALS, INC.	PO 24451 BH: RENOVATIONS - MACHINERY	77.00	77.00
19632	2740 - HILTI, INC.	PO 24342 BH:RENOVATION	401.74	401.74
19633	911 - HOME DEPOT CREDIT SERVICES	PO 24246 BH RENO: SUPPLIES - BLANKET	59.65	
		PO 24434 RECREATION - TREE LIGHTING	133.07	
		PO 24476 RECREATION -	262.66	
		PO 24481 EAGLE SCOUTS PROJECT	361.99	817.37
19634	1072 - JACK DOHENY COMPANIES, INC.	PO 24321 VACTOR REPAIR	1,161.07	
		PO 24321 VACTOR REPAIR	905.91	2,066.98
19635	3532 - JANET HORST	PO 24414 REIMBURSEMENT: SUSTAINABLE JERSEY LUNCHE	140.00	140.00
19636	859 - JCP&L	PO 24435 MASTER ACCT# 200 000 569 000 - NOV 23, 2	3,667.99	
		PO 24436 MAST ACCT#200 000 054 011/ BILL DATE: NO	4.52	
		PO 24437 ACCT#100 141 241 693 BILL PRD: 10/22 -	10.01	
		PO 24438 ACCT#100 075 505 725 - BILL PRD: 10/22 -	3.76	3,686.28
19637	1066 - JOHNSON TRUCK ACCESSORIES, INC	PO 24358 STREETS & ROADS - EQUIPMENT REPAIR	99.99	99.99
19638	2567 - JOSEPH VIRAG	PO 24420 LEAGUE OF MUNICIPALITIES - HOTEL REIMBUR	162.35	162.35
19639	1074 - JW PIERSON CO.	PO 23410 DPW - DIESEL FUEL - BLANKET	2,315.40	2,315.40
19640	4002 - KAREN BRENNFLECK	PO 24472 2021 CHRISTMAS TREE LIGHTING REIMBURSEME	230.05	230.05
19641	4000 - KATHY PIZAR	PO 24468 DECEMBER HOLIDAY CONCERT FOR SENIORS	100.00	100.00
19642	3399 - KAY PRINTING	PO 24477 CONSTRUCTION FOLDERS AND SUBCODE STICKER	307.90	307.90
19643	1090 - KENVIL POWER MOWER	PO 24215 DPW - EQUIPMENT REPAIR - BLANKET	147.76	
		PO 24359 STREETS & ROADS - SNOW REMOVAL	433.04	
		PO 24360 STREETS & ROADS - EQUIPMENT REPAIR/ TOOL	820.84	1,401.64

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Check#	Vendor	Description	Payment	Check Total
19644	4291 - KHIZAR SHEIKH	PO 24423 LEAGUE OF MUNICIPALITIES - HOTEL REIMBUR	194.35	194.35
19645	3163 - LAUREN BARNETT	PO 24418 LEAGUE OF MUNICIPALITIES - HOTEL REIMBUR	350.30	350.30
19646	3588 - MCELROY, DEUTSCH, MULVANEY & CARPEN	PO 24429 OCTOBER 2021 PROFESSIONAL SERVICES - PB	334.06	334.06
19647	3303 - MCLOM	PO 24344 COUNCIL: NJ LEAGUE REGISTRATION	50.00	50.00
19648	4087 - MELIK-TULLY AND ASSOCIATES	PO 23156 BH: OCT 2019 PROFESSIONAL SERVICES	3,500.00	3,500.00
19649	4292 - MICHAEL S. VECCHIARELLI	PO 24447 REFUND OF OVERPAYMENT OF TAXES - RESO#	10,746.75	10,746.75
19650	2356 - MINERVA CLEANERS	PO 24074 FIRE DEPT: GEAR CLEANING/REPAIR	406.60	406.60
19651	3926 - MITCHELL STERN	PO 24417 LEAGUE OF MUNICIPALITIES HOTEL & MILEAGE	677.77	
		PO 24474 CELLPHONE REIMBURSEMENT JANUARY-DECEMBER	480.00	1,157.77
19652	2269 - MODERN GROUP LTD.	PO 23781 DPW - CHIPPER	57,639.56	57,639.56
19653	3797 - MONICA GOSCICKI	PO 24441 FINANCE: REIMBURSEMENT - 2021 LEAGUE OF	53.32	
		PO 24449 FINANCE: REIMBURSEMENT	50.00	103.32
19654	1295 - MORRIS CTY MUNICIPAL UTILITIES	PO 23709 SOLID WASTE DISPOSAL - BLANKET	11,577.02	
		PO 24393 TRASH DAY - OCT TIPPING FEES/ TAXES	1,134.77	12,711.79
19655	1309 - MORRIS CTY TAX COLL/TREAS ASSN	PO 24367 FINANCE - LEGISLATIVE UPDATE & ETHICS IN	25.00	
		PO 24372 TAX COLLECTOR - LEGISLATIVE UPDATE & ETH	25.00	50.00
19656	1311 - MORRIS CTY TREASURER	PO 23378 2021 MORRIS COUNTY COMMUNICAITONS DISPAT	26,497.43	26,497.43
19657	1442 - MORRIS PLAINS SHOES	PO 24362 DPW - UNIFORMS - BLANKET	590.00	590.00
19658	4278 - MOUNTAIN LAKES MOTOR CO., LLC	PO 24301 DPW - VEHICLE REPAIR	450.00	450.00
19659	4196 - MOUNTAIN LAKES REALTY, LLC	PO 23293 BH: LEASE PAYMENTS FOR TEMP BORO HALL	2,500.00	2,500.00
19660	3099 - MTN LAKES MEDICAL CENTER, LLC	PO 24094 FIRE DEPT: JUNIOR PHYSICALS	1,480.00	1,480.00
19661	1371 - MTN. LAKES BOARD OF EDUCATION	PO 24426 DEC 2021 MTN LAKES SCHOOL DISTRICT GENER	1,691,784.05	1,691,784.05
19662	1472 - MURPHY MCKEON P.C.	PO 23356 2021 LEGAL/ RETAINER FEES - BLANKET	4,166.66	
		PO 24411 OCTOBER AND NOVEMBER 2021 LEGAL/COAH SER	1,980.00	6,146.66
19663	2397 - NAPA AUTO PARTS	PO 24107 WATER DEPARTMENT - VEHICLE REPAIRS	382.63	
		PO 24397 DPW - VEHICLE REPAIR	928.54	1,311.17
19664	881 - NCX	PO 22972 ADMIN: 2021 DNS HOSTING / ACCT# GTI - BL	21.95	21.95
19665	3367 - NEW JERSEY EZ PASS	PO 22919 POLICE: TOLLS - ACCT# 2000 1214 1640 8 -	1.00	1.00
19666	3279 - NJ DIV OF ALCOHOLIC BEVERAGE CONTROL	PO 24410 MAINTENANCE & PREP OF 202-2022 LIQUOR LI	18.00	18.00
19667	2595 - NORTH JERSEY MUNICIPAL EMPLOYEE	PO 23377 2021 DENTAL PREMIUMS - GROUP 1624 - APR	2,593.00	2,593.00
19668	2500 - NORTON SEWER AND DRAIN	PO 24390 SEWER DEPARTMENT - SEWER LINE SERVICE -	350.00	350.00
19669	2727 - ONE CALL CONCEPTS, INC.	PO 22991 ACCT# 12-BML / 2020 JAN - DEC BLANKET	91.16	91.16
19670	4096 - ONORATI CONSTRUCTION CO., INC	PO 24048 NORTH GLEN ROAD PROJECT - CONTRACT 2021.	57,203.49	57,203.49
19671	2968 - OPTIMUM	PO 22929 2021 DPW INTERNET SERVICES ACCT# 07876-6	146.18	146.18
19672	2968 - OPTIMUM	PO 22930 DPW: 2021 CABLE BOXES ACCT# 07876-41456	11.74	11.74
19673	3173 - OPTIMUM	PO 23031 FIRE: ACCT# 07876-603439-01-8 CABLE - 20	71.69	71.69
19674	3659 - OPTIMUM	PO 24164 BORO TRAILER INTERNET SERVICES ACCT# 078	200.72	200.72
19675	3781 - PHOENIX ADVISORS, LLC	PO 23552 FINANCE: 2021 CONTINUING MARKET DISCLOSU	1,350.00	1,350.00
19676	3888 - PLANET TECHNOLOGIES, INC	PO 24455 2021-2022 AOS-G AGREEMENT	7,011.84	7,011.84
19677	4115 - PROPET DISTRIBUTORS, INC	PO 24396 CLEAN COMMUNITIES - DOG BAG DISPENSER	37.60	37.60
19678	1822 - R.S. PHILLIPS STEEL, LLC	PO 24405 BUILDINGS & GROUNDS - NON-MUNICIPAL - BL	93.52	93.52
19679	3890 - RDC DESIGN GROUP, LLC	PO 24413 STANDARD SSL RENEWAL - MTNLAKES.ORG & LI	444.26	
		PO 24475 DOMAIN REGISTRATION FEE 1/27/22 - 1/26/2	99.95	544.21
19680	1734 - READYREFRESH BY NESTLE	PO 23926 ACCT# 0016496903 - 2021 BLANKET (6 MONTH	57.39	57.39
19681	3990 - RICH TREE SERVICE, INC.	PO 24128 SHADE TREE - TREE REMOVAL	1,175.00	
		PO 24181 ISLAND BEACH TREE REMOVAL	2,200.00	
		PO 24204 SHADE TREE - TREE - 112 POLLARD	2,450.00	
		PO 24236 SHADE TREE - TREE REMOVAL	2,700.00	
		PO 24322 SHADE TREE - TREE REMOVAL - WILDWOOD LAK	4,900.00	
		PO 24328 SHADE TREE COMMISSION - CHRISTMAS TREE P	1,875.00	
		PO 24361 SHADE TREE - TREE REMOVAL - 41 WILCOX D	1,225.00	16,525.00
19682	4174 - RICHVIEW CONSULTING	PO 24255 SHADE TREE: ARBORIST CONSULTING	1,476.00	1,476.00
19683	3870 - SAI ENTERPRISES, INC	PO 24351 BH RENO: HARDWARE PERIPHERALS	865.20	865.20
19684	4254 - SCHIFANO CONSTRUCTION CORP.	PO 24052 ROAD MILLING & REPAVING - MORRIS COUNTY	169,541.96	169,541.96
19685	1948 - SHEAFFER SUPPLY, INC.	PO 24385 BH: RENOVATIONS - BLANKET	1,292.87	
		PO 24463 BH:RENOVATION	175.25	1,468.12
19686	4186 - SHI INTERNATIONAL CORP	PO 23044 ADMIN: ADOBE LICENSING - 1 YEAR	186.88	186.88
19687	4171 - SHORT LOAD CONCRETE, LLC	PO 23705 BH: RENOVATION	502.50	502.50
19688	114 - SOLITUDE LAKE MANAGEMENT	PO 23349 2021 LAKE MANAGEMENT - BLANKET - CUST# M	6,631.00	
		PO 24318 2021 AQUATIC MANAGEMENT PROGRAM - BIRCHW	20,000.00	26,631.00
19689	4295 - STANLEY STRAMA	PO 24479 REIMBURSEMENT	61.72	61.72
19690	2774 - STAPLES CONTRACT & COMMERCIAL, LLC	PO 24363 ORDER# 7343763093	779.49	779.49
19691	4279 - TANIS CONCRETE, INC	PO 24284 BH: RENOVATIONS - CONCRETE SUPPLIES	3,255.75	3,255.75
19692	2108 - THE UPS STORE 4650	PO 24400 BH RENO: WIDE FORMAT COPIES	144.63	144.63
19693	1326 - THOMAS D MENARD	PO 24422 LEAGUE OF MUNICIPALITIES - HOTEL REIMBUR	374.51	374.51
19694	603 - TOWNSHIP OF DENVILLE	PO 23658 2021 SHARED MUNICIPAL COURT SERVICES 2-4	14,629.00	14,629.00
19695	1424 - TOWNSHIP OF MONTVILLE	PO 23925 3Q2021 ANIMAL ACTIVITY CHARGE	2,846.82	
		PO 24428 4Q2021 ANIMAL ACTIVITY CHARGE	2,882.52	5,729.34

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 12/13/2021 For bills from 11/18/2021 to 12/09/2021

Check#	Vendor	Description	Payment	Check Total
19696	1536 - TREAS, STATE OF NJ - D.O.H.	PO 24421 SEPTEMBER / OCTOBER 2021 DOG LICENSING F	10.20	10.20
19697	1736 - TWP OF PARSIPPANY - TROY HILLS	PO 23381 2021 SEWER MAINTENANCE CHARGES - BLANKET	39,416.67	39,416.67
19698	3829 - UNIVERSITY PRODUCTS, INC	PO 24073 HPC ORDER	1,681.98	1,681.98
19699	2536 - UNUM LIFE INSURANCE COMPANY	PO 23315 STD/LTD / LIFE INSURANCE - 2021 BLANKET	2,825.78	2,825.78
19700	832 - W.W. GRAINGER, INC	PO 23908 DPW - DEPARTMENT SUPPLIES - BLANKET	160.30	
		PO 24193 BOROUGH HALL - CONSTRUCTION EQUIPMENT	2,331.18	
		PO 24409 DPW - DEPARTMENT SUPPLIES - RECYCLING	72.72	2,564.20
19701	2172 - WB MASON COMPANY, INC	PO 24261 ADMIN/FINANCE ORDER# S118611819	48.51	48.51
19702	2161 - WELDON ASPHALT, INC.	PO 23437 STREETS & ROADS - POTHOLES - BLANKET	278.80	278.80
19703	2182 - WEST CHESTER MACHINERY & SUPPLY CO.	PO 23112 DPW - EQUIPMENT & TOOLS -BLANKET	30.48	30.48
19704	2737 - YUCKOS, INC.	PO 24444 CLEAN COMMUNITIES - DOG LITTER BAGS	450.00	
		PO 24444 CLEAN COMMUNITIES - DOG LITTER BAGS	65.00	515.00
TOTAL				2,253,194.91

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-192-18-001-000	CURRENT YEAR TAXES RECEIVED			10,746.75	
01-201-20-100-020	GENERAL ADMIN - OTHER EXPENSE	1,039.17			
01-201-20-110-020	MAYOR & COUNCIL - OTHER EXP'S	1,655.96			
01-201-20-120-020	MUNICIPAL CLERK - OTHER EXP'S	235.58			
01-201-20-130-020	FINANCE - OTHER EXPENSES	1,496.04			
01-201-20-140-020	COMPUTER SERVICES	8,953.20			
01-201-20-145-020	TAX COLLECTOR - OTHER EXPENSES	25.00			
01-201-20-150-020	TAX ASSESSOR - OTHER EXPENSES	6,100.00			
01-201-20-155-020	LEGAL SERVICES - OTHER EXPENSE	8,506.16			
01-201-20-165-020	ENGINEERING SERVICES	1,429.72			
01-201-21-180-020	PLANNING BOARD - OTHER EXPENSE	344.81			
01-201-21-185-020	BD OF ADJUST - OTHER EXPENSES	49.88			
01-201-22-195-020	UNIFORM CONST - OTHER EXPENSES	307.90			
01-201-23-220-020	GROUP INSURANCE PLANS-EMPLOYEE	7,320.60			
01-201-25-240-020	POLICE DEPT - OTHER EXPENSES	552.41			
01-201-25-250-020	INTERLOCAL SERVICES: MC DISPATCH - OE	26,497.43			
01-201-25-251-020	INTERLOCAL SERVICES: DENVILLE COURT - OE	14,629.00			
01-201-25-255-020	FIRE DEPT - OTHER EXPENSES	1,958.29			
01-201-26-290-020	STREETS & ROADS - OTHER EXP.	24,386.58			
01-201-26-300-020	SHADE TREE COMMISSION - O/E	11,359.28			
01-201-26-305-020	SOLID WASTE - OTHER EXPENSES	21,248.79			
01-201-26-306-020	Recycling Tax	375.72			
01-201-26-310-020	BLDG & GROUNDS - MUNIC BLDG	902.88			
01-201-26-315-020	VEHICLE REPAIRS & MAINTENANCE	1,566.04			
01-201-27-335-020	ENVIRONMENTAL COMM - OTHER EXP	140.00			
01-201-27-337-020	WOODLAND COMMITTEE - OTHER EXPENSE	361.99			
01-201-28-370-020	PARKS & PLAYGROUNDS OTHER EXP.	3,911.76			
01-201-28-375-020	MAINT OF PARKS (BEACHES/LAKES)	26,651.98			
01-201-31-435-020	ELECTRICITY - ALL DEPARTMENTS	18.29			
01-201-31-436-020	ELECTRICITY - STREET LIGHTING	3,667.99			
01-201-31-440-020	TELECOMMUNICATIONS	640.00			
01-201-31-447-020	PETROLEUM PRODUCTS	5,877.67			
01-207-55-000-000	LOCAL SCHOOL TAXES PAYABLE			1,691,784.05	
01-260-05-100	DUE TO CLEARING			0.00	1,886,682.47
01-290-55-000-005	T-MOBILE DUE TO CROWN CASTLE			1,941.55	
TOTALS FOR	Current Fund	182,210.12	0.00	1,704,472.35	1,886,682.47
02-200-40-700-340	Clean Communities Grant			1,393.51	
02-200-40-700-380	Historic Preservation Grant			1,681.98	
02-260-05-100	DUE TO CLEARING			0.00	3,075.49
TOTALS FOR	FEDERAL AND STATE GRANTS	0.00	0.00	3,075.49	3,075.49

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
04-215-55-982-000	2016 CAPITAL ORDINANCE 06-16			2,247.74	
04-215-55-985-000	2019 CAPITAL ORDINANCE 2-19			3,500.00	
04-215-55-989-000	2020 CAPITAL ORD. 8-20 BORO HALL RENOV.			16,971.43	
04-215-55-991-000	2021 CAPTIAL ORDINANCE 10-21			291,139.76	
04-260-05-100	DUE TO CLEARING			0.00	313,858.93
TOTALS FOR	General Capital	0.00	0.00	313,858.93	313,858.93
05-201-55-520-520	Water Operating - Other Expenses	3,905.26			
05-260-05-100	DUE TO CLEARING			0.00	3,905.26
TOTALS FOR	Water Operating	3,905.26	0.00	0.00	3,905.26
07-201-55-520-520	Sewer Operating - Other Expenses	39,933.22			
07-260-05-100	DUE TO CLEARING			0.00	39,933.22
TOTALS FOR	Sewer Operating	39,933.22	0.00	0.00	39,933.22
13-260-05-100	DUE TO CLEARING			0.00	5,739.54
13-286-56-000-000	RESERVE - ANIMAL LICENSE FUND			5,729.34	
13-295-56-000-000	DOG LICENSE FEES-DUE STATE NJ			10.20	
TOTALS FOR	Animal Trust	0.00	0.00	5,739.54	5,739.54

Total to be paid from Fund 01 Current Fund	1,886,682.47
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS	3,075.49
Total to be paid from Fund 04 General Capital	313,858.93
Total to be paid from Fund 05 Water Operating	3,905.26
Total to be paid from Fund 07 Sewer Operating	39,933.22
Total to be paid from Fund 13 Animal Trust	5,739.54
	2,253,194.91

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

Meeting Date: 12/13/2021 For bills from 11/18/2021 to 12/09/2021

Check#	Vendor	Description	Payment	Check Total
5259	102 - ANDERSON & DENZLER ASSOC., INC	PO 24427 OCTOBER 2021 PROFESSIONAL SERVICES	3,781.01	3,781.01
5260	3588 - MCELROY, DEUTSCH, MULVANEY & CARPEN	PO 24431 OCTOBER 2021 PROFESSIONAL SERVICES - ESC	263.03	263.03
5261	1472 - MURPHY MCKEON P.C.	PO 24411 OCTOBER AND NOVEMBER 2021 LEGAL/COAH SER	300.00	300.00
5262	3113 - PHILLIPS PREISS GRYGIEL LEHENY HUGH	PO 24424 OCTOBER 2021 PROFESSIONAL SERVICES - ESC	180.00	180.00
TOTAL				4,524.04

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
17-101-01-001-002	Escrow - Developers - Checking			0.00	4,524.04
17-500-00-050-231	Sunrise Senior Living Management			346.31	
17-500-00-091-310	PULTE GROUP - ENCLAVE SITE INSPEC. FEE			1,981.39	
17-500-00-091-316	SUNRISE - INSPECTION FEES			383.93	
17-500-00-091-319	HIGHVIEW HOMES LLC			882.93	
17-500-00-091-322	BLUE 701, LLC			596.38	
17-500-00-091-323	Nouvelle, LLC (GFM Propeties)			333.10	
TOTALS FOR	Developer's Escrow	0.00	0.00	4,524.04	4,524.04

Total to be paid from Fund 17 Developer's Escrow 4,524.04
4,524.04

**List of Bills - (3310101001001) CASH - RECREATION
Recreation Trust**

Meeting Date: 12/13/2021 For bills from 11/18/2021 to 12/09/2021

Check#	Vendor	Description	Payment	Check Total
5434	189 - ANCHOR ACE HARDWARE	PO 23625 RECREATION: 2021 LIFEGUARD/CAMP SUPPLIES	99.99	99.99
5435	3878 - PAUL ZIMMERMAN FOUNDRIES	PO 24192 HPC: HOUSE PLAQUES	224.50	224.50
5436	3822 - ULINE, INC	PO 24470 HPC ORDER - ADDITIONAL - NON PAID	103.26	103.26
TOTAL				427.75

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
33-101-01-001-001	CASH - RECREATION			0.00	427.75
33-600-00-090-000	Recreation Trust Reserves			427.75	
TOTALS FOR	Recreation Trust	0.00	0.00	427.75	427.75

Total to be paid from Fund 33 Recreation Trust 427.75
427.75

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

RESOLUTION 170-21

**“A RESOLUTION AUTHORIZING THE BOROUGH OF MOUNTAIN LAKES
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT AND MEMBER PARTICIPATION
IN A COOPERATIVE PRICING SYSTEM”**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Hunterdon County Educational Services Commission, hereinafter referred to as the “Lead Agency ” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on December 13, 2021 the governing body of the Borough of Mountain Lakes, County of Morris, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE, BE IT as follows:

Title: This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Mountain Lakes.

Authority: Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Borough Manager is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

Contracting Unit: The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

Effective Date: This resolution shall take effect immediately upon passage.

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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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



Hunterdon County Educational Services Commission

37 Hoffmans Crossing Road

Califon, New Jersey 07830

Phone: 908-439-4280 Fax: 908-975-3753

Marie Gorey/ Superintendent x4500

Corinne Steinmetz, SBA/Board Secretary x4501

Doreen Pirozzi, Purchasing Manager x1513

COOPERATIVE PRICING AGREEMENT

This agreement, made and entered into this ____ day of _____, 20__ , by and between the Board of Directors of Hunterdon County Educational Services Commission, referred to as the "Lead Agency" and various governing boards, authorities, commissions and other governmental contracting units within the State of New Jersey.

WITNESSETH

WHEREAS, the Lead Agency is conducting a voluntary Cooperative Pricing System with boards of education, municipalities, and other types of public bodies located within the State of New Jersey, utilizing the Lead Agency's administrative purchasing services and facilities in order to effect substantial economies in the purchase of work, materials and supplies; and

WHEREAS, the Cooperative Pricing System is authorized by N.J.S.A. 40A: 11-11 and has been approved by the Division of Local Government Services in the Department of community Affairs pursuant to N.J.A.C. 5:34-7.1 et seq., and

WHEREAS, all the parties hereto shall approve this Agreement by Ordinance or Resolution, as appropriate, in accordance with the aforesaid statute; and

NOW, THEREFORE, it is mutually agreed as follows:

- 1) The work, materials or supplies to be priced cooperatively may include fuels, office supplies, paper products, instructional materials and equipment, vehicles, modulars and such other items and services as two or more participating contracting units in the system agree can be purchased on a cooperative basis.*
- 2) Upon approval of the Cooperative Pricing System and during each January thereafter, the Lead Agency shall publish a legal ad in such format as required by the State Division of Local Government Services in a newspaper normally used for such purpose by it, to include such information required by N.J.A.C. 5:34-7.9. as may be amended from time to time, including:*

- a. *The name of the participating contracting unit, and*
 - b. *The name of the Lead Agency soliciting competitive bids or informal quotations, and*
 - c. *The address and telephone number of Lead Agency, and*
 - d. *The State Identification Code for the Cooperative Pricing System, and*
 - e. *The expiration date of the Cooperative Pricing Agreement.*
- 3) *Each of the participating contracting units shall indicate, in writing to the Lead Agency, the items to be purchased by the contracting unit, the approximate quantities desired, the location for delivery and other such requirements necessary for the Lead Agency to prepare specifications as provided by law. Although the Lead Agency endeavors to serve the needs of all registered members of the Cooperative Pricing System, the Lead Agency may not be able to prepare specifications and/or solicit bids for all projects and makes no such guarantee.*
- 4) *The specifications shall be prepared and approved by the Lead Agency and filed as required by law, and no changes shall thereafter be made except as permitted by law. Nothing herein shall be deemed to prevent changes in specifications for subsequent purchases.*
- 5) *A single advertisement for bids/proposals or the solicitation of informal quotations for the work, materials or supplies to be purchased shall be presented by the Lead Agency on behalf of all registered members desiring to purchase any item in the Cooperative Pricing System. All advertisements and solicitations shall be made in compliance with the Public School Contracts Law.*
- 6) *The Lead Agency shall receive bids or quotations on behalf of all participating contracting units. The Lead Agency shall review said bids and, on behalf of all registered members, either reject all bids, or award a contract in compliance with the Public School Contract Law and the specifications. This award shall result in the Lead Agency entering into a master contract with the successful bidder(s) providing for two categories of purchases:*
- a. *The quantities ordered for the Lead Agency's own needs, and*
 - b. *The estimated aggregate quantities to be ordered by other participating contracting units by separate contract, subject to the specifications and prices set forth in the Lead Agency's overall (master) contract.*

The Lead Agency shall enter into a formal written contract(s) directly with the successful bidder(s) when required by law and, only after the Lead Agency has certified the funds available only for its own needs.

Each registered member shall: (1) certify that it has the funds available necessary for its own order(s) from the Cooperative Pricing System; (2) enter into a formal written contract directly with the successful bidder(s) when required by law and the project specifications; (3) issue purchase orders in its own name directly to the successful bidder(s) against said contract; (4) accept its own deliveries; (5) be invoiced by and receive statements from the successful bidder(s) and (6) be responsible for any tax liability. No registered member shall be responsible for payment for any items ordered or for performance generally, by or to any other registered member. Each registered member shall accordingly be liable only for its own performance and for items ordered and received by it.

The provisions of this paragraph shall be quoted or referred to and sufficiently described in all advertisements for bids by the Lead Agency so that each bidder shall be on notice as to the respective responsibilities and liabilities of the registered members.

- 7) Nothing in this Agreement shall prevent any registered member from awarding contracts of purchase, individually and on its own behalf, with or without advertising, except that invitations for such individual bids shall not be advertised nor bids be received during the period in which the Lead Agency is advertising for and receiving bids for the same items or commodities other than, in the case of the registered member's emergency or hardship.*
- 8) The Lead Agency reserves the right to exclude any item or commodity from within said system if, in its opinion, the pooling of purchasing requirements or needs of the participating contracting units is either not beneficial or not workable as to the Lead Agency or the registered members..*
- 9) The Lead Agency shall appropriate sufficient funds to enable it to perform the administrative responsibilities assumed pursuant to this Agreement. It is understood that all fees for each participating contracting unit are paid to the Lead Agency by the successful bidder(s) with the exception of the fuel participation. This amount shall be paid forty-five (45) days from the receipt of billing from the Lead Agency.*
- 10) This agreement shall become effective upon approval of the Director of the Division of Local Government Services and shall continue in effect for a period of five (5) years pursuant to N.J.A.C. 5:34-7.5(f), or until a party to this Agreement shall give written notice of its intention to terminate its participation in the Cooperative Pricing System..*
- 11) All records or documents maintained or utilized pursuant to terms of this Agreement shall be identified by the code number assigned by the Director, Division of Local Government Services and such other numbers as are assigned by the Lead Agency for purposes of identifying each contract and item awarded.*

- 12) *Additional local contracting units may from time to time, execute this Agreement by means of a Rider annexed hereto, which addition shall not invalidate this agreement with respect to other signatories. The Lead Agency is authorized to execute the Rider on behalf of the members of the System.*
- 13) *This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the respective parties hereto.*

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed and executed by their authorized corporate officers and their respective seals to be hereto affixed.

GOVERNING BOARD / BOARD OF EDUCATION

DISTRICT/MUNICIPALITY: _____

ATTEST: _____
Secretary to the Board

BY: _____
Board President

DATE: _____

**LEAD AGENCY
HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION**

ATTEST: _____
Secretary to the Board

BY: _____
Board President

DATE: _____

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

RESOLUTION 171-21

“RESOLUTION AUTHORIZING THE APPOINTMENT OF KRISTEN UMANSKY, CTA, AS MOUNTAIN LAKES BOROUGH TAX ASSESSOR”

WHEREAS, pursuant to N.J.S.A. 40A:9-146, the Borough Council is responsible for appointing the Borough Tax Assessor; and

WHEREAS, the Borough wishes to appoint Kristen Umansky, CTA, SCRREA as the Borough's Tax Assessor effective December 15, 2021 for a term of four (4) years beginning July 1, 2022 in accordance with the provisions of N.J.S.A. 40A:9-148.

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. Kristen Umansky, CTA, SCRREA is hereby appointed Mountain Lakes Borough Tax Assessor effective December 15, 2021 for a term of four (4) years beginning July 1, 2022 in accordance with the provisions of N.J.S.A. 40A:9-146, et seq.
2. The Mountain Lakes Borough Tax Assessor's salary shall be \$22,500.00 per year which is within the parameters established in the Borough's Salary Ordinance.
3. 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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

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

RESOLUTION 172-21

“RESOLUTION AUTHORIZING THE SETTLEMENT OF A TAX APPEAL (LABEAU v. BOROUGH OF MOUNTAIN LAKES – BLOCK 40 LOT 9)”

WHEREAS, a tax appeal has been filed in the Tax Court of New Jersey captioned “LaBeau v. Borough of Mountain Lakes” challenging the 2017 tax assessments on Block 40, Lot 9 (74 Tower Hill Road); and

WHEREAS, the Plaintiffs and the Tax Assessor have agreed to a settlement of this tax appeal as set forth in a proposed Stipulation of Settlement attached hereto; and

WHEREAS, the Borough Council finds that it is in the best interest of the Borough to approve the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey that the Borough Attorney is authorized to execute a Stipulation of Settlement in settlement of the pending tax appeal captioned “LaBeau. v. Borough of Mountain Lakes”; and be it further

RESOLVED that the Tax Collector is hereby authorized to process any refund required as a result of the settlement of this tax appeal.

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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

Name and Address of Attorney (List your information if you are not represented by an attorney)

226252

ROBERT SPIOTTI - 041862006 - RSPIOTTI@SPIOTTILAW.COM

Spiotti & Esposito P.C.

271 US Highway 46 STE F105-106 Fairfield, NJ 07004

Telephone Number (973) 396-4444

LABEAU, TIMOTHY R/ANN K

Plaintiff,

v.

Mountain Lakes Boro

Defendant.

Tax Court of New Jersey

Docket No. 006935-2017

**Civil Action
Stipulation of Settlement**

(Local Property Tax)

1. It is hereby stipulated and agreed that the assessment of the following property(ies) be adjusted and a judgment entered as follows:

Block 40	Lot 9	Unit Qualifier
Street Address 074 TOWER HILL RD		Year 2017

	Original Assessment	County Tax Board Assessment	Request Tax Court Judgment
Land	\$668,500	N/A	\$668,500
Improvements	\$1,126,800	N/A	\$831,500
Total	\$1,795,300	N/A	\$1,500,000

The parties agree that there has been no change in value or municipal wide revaluation or reassessment adopted for the tax year(s) _____ and _____, and therefore agree that the provisions of N.J.S.A. 54:51 A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for said Freeze Act year(s). No Freeze Act year(s) shall be the basis for the application of the Freeze Act for any subsequent year(s).

The provisions of N.J.S.A. 54:51 A-8 (Freeze Act) shall not apply.

2. The undersigned have made such examination of the value and proper assessment of the property(ies) and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property(ies) as they deem necessary and appropriate for the purpose of enabling them to enter into the stipulation. The assessor of the taxing district has been consulted by the attorney for the taxing district with respect to this settlement and has concurred.

3. Based upon the foregoing, the undersigned represent to the court that the above settlement will result in an assessment at the fair assessable value of the property(ies) consistent with assessing practices generally applicable in the taxing district as required by law.

4. Statutory interest, pursuant to N.J.S.A. 54:3-27.2, having been waived by taxpayer, shall not be paid provided the tax refunds are paid within sixty (60) days of the date of the entry of the Tax Court judgment. All tax overpayment refunds due as a result of the settlement set forth herein are to be made payable to Spiotti & Associates, PC.

11/03/2021

Date



Signature _____ for Plaintiff
ROBERT SPIOTTI

Date

Signature of Defendant or Attorney for Defendant

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

RESOLUTION 173-21

“RESOLUTION AUTHORIZING \$44,000 BID THRESHOLD, EFFECTIVE JANUARY 1, 2022”

WHEREAS, in accordance with N.J.S.A. 40A:11-3, the State Treasurer of the State of New Jersey has adjusted the bid threshold for awarding contracts pursuant to the Local Public Contract Law and has given local contracting units the ability to increase the bid threshold up to \$44,000 with a Qualified Purchasing Agent; and

WHEREAS, the Borough has appointed Anne Stusnick, Qualified Purchasing Agent in accordance with N.J.A.C. 5:34-5 et seq.; and

WHEREAS, the Borough desires to take advantage of the increased bid threshold (\$44,000) and corresponding quotation threshold (15% of \$6,600), which shall become effective on January 1, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that effective January 1, 2022, the bid threshold is hereby authorized to be increased to \$44,000 in accordance with N.J.A.C. 5:34-5 et seq.

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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

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

RESOLUTION 174-21

“RESOLUTION AUTHORIZING THE EXECUTION OF AN APPLICATION FOR AN ACCESS STREET INTERSECTION PERMIT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND A HOLD HARMLESS AGREEMENT BETWEEN THE BOROUGH OF MOUNTAIN LAKES AND HIGHVIEW COMMERCIAL, LLC

WHEREAS, Highview Commercial LLC (“Highview”) is the owner of real property known as 372 Route 46 East (Block 2, Lots 2, 5, and 5.01) in the Borough of Mountain Lakes; and

WHEREAS, Highview is currently developing a Wawa and Hotel on the property; and

WHEREAS, in connection with said development, Highview requires an access street intersection permit from the New Jersey Department of Transportation (“NJDOT”) pursuant to NJDOT’s regulations at N.J.A.C. 16:47 in order to construct improvements to the intersection of Route 46 and Fox Hill Road; and

WHEREAS, NJDOT’s regulations require that a street intersection permit be sought by and issued to the entity having jurisdiction over the street intersecting with the State highway; and

WHEREAS, the Borough is the entity with jurisdiction over Fox Hill Road and, thus, the Borough must apply for and obtain the permit; and

WHEREAS, as the work will be performed by Highview, the Borough is only willing to apply for the permit if Highview agrees to indemnify and hold the Borough of Mountain Lakes harmless.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that the appropriate municipal officials are hereby authorized to execute an application for a utility road opening permit from the New Jersey Department of Transportation and are further authorized to execute a Hold Harmless Agreement between the Borough of Mountain Lakes and Highview Development, Inc. in the form attached hereto.

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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

HOLD HARMLESS AGREEMENT - BOROUGH OF MOUNTAIN LAKES

THIS AGREEMENT, made this _____ day of July, 2021, by and between **BOROUGH OF MOUNTAIN LAKES** hereinafter the "Borough"), a body politic and corporate and an instrumentality exercising public and essential government functions of the State of New Jersey, having an address of 400 Boulevard, Mountain Lakes, NJ 07046, and **HIGHVIEW COMMERCIAL, LLC, INC.** (hereinafter "Highview"), a corporation organized and existing pursuant to the laws of the State of New Jersey, having an address of 150 Hwy. 35, Suite 150, Red Bank, New Jersey 07701.

W I T N E S S E T H:

WHEREAS, Highview is the owner of real property known as 372 Route 46 East(Block 2, Lots 2, 5, and 5.01) in the Borough of Mountain Lakes (the "Property"); and

WHEREAS, Highview is currently developing a Wawa and hotel on the Property;
and

WHEREAS, in connection with said development, Highview requires a Street Intersection permit (the "Street Permit") from the New Jersey Department of Transportation ("NJDOT") pursuant to NJDOT's regulations at N.J.A.C. 16:47 in order to construct improvements to the intersection of Route 46 and Fox Hill Road (hereinafter "the intersection"); and

WHEREAS, NJDOT's regulations require that the Street Permit be issued to the entity having jurisdiction over the street intersection the State highway; and

WHEREAS, the Borough has jurisdiction over Fox Hill Road and, thus, the Borough must execute the Street Permit.

NOW, THEREFORE, the Borough of Mountain Lakes agrees to execute the State Permit which is annexed hereto as **Exhibit A**, and the Corporate Acknowledgement form required by NJDOT which is annexed hereto as **Exhibit B** authorizing the work needed to construct the improvements at the intersection. Highview agrees that it shall be responsible for the preparation of the application for the Street Permit and all work authorized thereunder, and shall hold the Borough harmless from any and all liability attendant to same, except to the extent such liability is the result of the negligence or

intentional misconduct of the Borough, its officers, employees, agents, consultants, contractors, or anyone else acting on behalf of the Borough. Prior to commencing any work authorized by the Street Permit, Highview or their contractor shall procure a liability insurance policy in an amount of at least Two Hundred Fifty Thousand (\$250,000.00) Dollars naming the Borough as an additional insured. This Agreement shall be for a period of two (2) years and shall be automatically renewable for additional two (2) year terms unless either party notifies the other party at least sixty (60) days in advance of their intention not to renew the Agreement. In the event the Agreement is not renewed and work authorized by the Street Permit is not complete, Highview shall cease all work until such time as this Agreement or another agreement authorizing Highview to perform said work is entered into.

ATTEST:

BOROUGH OF MOUNTAIN LAKES

By: _____

Dated: _____

WITNESS:

Pauline Rota

HIGHVIEW COMMERCIAL, LLC, INC.

By: James Smith

Dated: 7/23/2021

Docs#4134589-v1

ACCESS STREET INTERSECTION
PERMIT NUMBER: S-46-N-21407-2019

The rights accorded and obligations imposed by this permit are binding upon all successors in interest in the lot(s) referenced below.

PERMITTOR: NEW JERSEY DEPARTMENT OF TRANSPORTATION

PERMITTEE: Borough of Mountain Lakes PERMIT CATEGORY:
Borough Hall PERMIT TYPE: Street Intersection
400 Boulevard
Mountain Lakes NJ 07046

LOCATION: Route 46 EB & Fox Hill Road
MUNICIPALITY: Mountain Lakes Borough COUNTY: Morris
ROUTE: 46 SUFFIX: DIRECTION: EB MILEPOST: 43.95

The Permittee is hereby granted the right to construct improvements at the Route 46 eastbound & Fox Run Road intersection under the terms and conditions of this permit and attached plan, which is made a part hereof.

This permit addresses traffic which accesses the State highway system and is valid for the traffic volumes listed below, which are based upon the expected volumes. The actual volumes generated by this street may differ from those listed.

TRAFFIC VOLUMES:

PEAK HOUR VOLUME: 496 AM 540 PM 424 WEEKEND
DAILY TRAFFIC VOLUME ~ 5400 WEEKDAY 4240 WEEKEND

PERMIT CONDITIONS: Additional permit conditions are attached hereto and incorporated herein.

Borough of Mountain Lakes Date Title

Approved By: _____ Date: _____
Kenneth Spiegle

CONDITIONS

- 1 This Permit shall expire if; 1. the Permittee violates any permit condition; 2. the Permittee: A. changes the width of the street intersection by more than 5 feet during construction, B. changes the location of the street intersection by more than 10 feet during construction, C. changes the materials which comprise the street intersection; 3. work is not started within two years of the date this permit was issued unless stated otherwise in this permit. When the construction work under this permit is started within two years of the date of permit issuance but cannot be completed in the indicated time, the permit shall expire or the Permittee shall request an extension of time in writing from the appropriate Regional Maintenance Office and submit the required renewal fee in the form of a check or money order. The Department may approve one one-year extension.
- 2 The Permittee shall defend, indemnify, protect and save harmless the State and its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages of whatever kind or nature arising out of or claimed to arise out of, any negligent act, error, or omission of the Permittee, its agents, servants, and employees in the performance of the work covered by this permit.
- 3 The Permittee shall properly safeguard all work performed under this permit and when necessary, maintain sufficient warning lights, and Department approved signs and safety devices for the protection of the general public until all work has been completed.
- 4 There shall be no interference with structures on, over, or under the highway. Interference with drainage installations shall be avoided. The existing cross section and drainage of the highway shall not be disturbed. The longitudinal flow of water along the gutter line shall not be interrupted. The Permittee is responsible to make adequate provision for all transverse, lateral, and longitudinal drainage affected by construction.
- 5 The street intersection shall be constructed in accordance with locations, dimensions, and material shown on the attached plans.
- 6 There shall be no parking on unpaved portions of Department right of way.
- 7 Materials and workmanship used in construction within Department right of way shall be in accordance with the Department's Standard Specifications and are subject to inspection and approval of the Department. Where conditions warrant, the Department may assign an inspector to the project at the expense of the Permittee. The Department shall reserve the right to demand from the Permittee as a condition of this permit, a bond or certified check in an amount sufficient to guarantee or insure the proper maintenance or restoration of the area disturbed.
- 8 Any damages to Department traffic signal detection equipment or other electrical facilities will be repaired by the Department and the Permittee shall pay for the costs of the repairs.
- 9 The Permittee authorizes Department representatives to enter upon the street for the purpose of performing a site investigation. Furthermore, there are no objections in parking of a Department vehicle on the street, if necessary, while taking field measurements and other data.

- 10 Ground cover within Department right of way shall consist of topsoil, fertilizer, and seeding or topsoil and sodding. No shrubs, gravel, or railroad ties are permitted.
- 11 The Permittee shall remove all existing curb to the nearest expansion joint and replace it with new standard and depressed curb conforming to the approved plan. Curb, apron gutter or sidewalk shall be poured monolithically. Depressed curbing shall not be constructed as an integral part of concrete ramps. When transition from 8" to 6" curb face is required, this will be accomplished within not less than 10 feet, but not more than 20 ft., as field conditions permit, or as directed by the permit inspector. Curb, sidewalk, and other concrete facilities shall not be constructed within the Department right of way between November 1 and March 15.
- 12 This permit is issued in accordance with the State Highway Access Code, and is based upon the information submitted by Permittee. Any changes in traffic volumes, drainage, type of traffic or other operational aspects may cause this permit to expire, requiring a new permit to be issued based upon existing conditions. This permit is only for the use and purpose stated in the application and permit.
- 13 When proposed sidewalk is to be placed adjacent to areas that have 8" curb face, the transition of the sidewalk will be at the same rate as the transition from the 8" to 6" curb face, or as directed by the permit inspector. Sidewalk shall be Class B air entrained concrete, four inches thick, except at the driveway apron. This concrete shall be six inches thick on a properly prepared subbase and in accordance with Department specifications and the attached detail. Sidewalk disturbed by work related to this permit shall be replaced to match the adjacent existing sidewalk in width and color, and shall be Class B concrete at a minimum of four inches thick.
- 14 No additional surface water will be accepted on the Department right of way. Surface water shall continue to follow its existing flow pattern.
- 15 Excavations within the existing roadway or shoulder shall be sawcut on a line parallel to the curb prior to final restoration.
- 16 Existing cross slopes and gutter grades shall be maintained except where specifically approved to be changed.
- 17 All bituminous surfaces disturbed during the construction of curb shall be restored to original conditions or better.
- 18 In the event of a snow alert, the Permittee shall be required to take whatever steps are necessary to secure the traveled way for snow removal operations.

- 19 The Department may restrict the hours of work on or immediately adjacent to a State highway due to peak-hour traffic demands or other pertinent roadway operations. The Permittee shall not interfere with the normal flow of traffic, reduce the number of traffic lanes, or change any traffic pattern prior to 9:00 AM or beyond 3:30 PM on weekdays and all day on weekends and holidays. If work is performed during other than the normal weekday working day (8 am to 4:30 pm), the Permittee shall deposit sufficient funds with the Department to pay all costs for the time that is required to be spent on the job by the Department's Permit Inspector.
- 20 Competent uniformed traffic directors shall be employed at every location where equipment is working immediately adjacent to, or is entering, leaving, or crossing active traffic lanes. Traffic directors shall be utilized while all such conditions exist.
- 21 Access Points with radius curbing within an area which has existing or proposed sidewalks shall be constructed or reconstructed to provide ramps for the handicapped conforming the Department's standard detail _____.
- 22 The Permittee shall reimburse the Department for all costs incurred for the relocation and/or replacement of its utility lines and equipment.
- 23 All work shall be done to the satisfaction of the Department. No work in connection with this permit shall be started until the permit is effective. The Permittee shall notify the Department's Regional Permits Office at least 2 weeks prior to beginning any work authorized by this permit.
- 24 The Permittee shall provide sufficient advance warning signs, lights, cones, barricades, and other approved safety devices in accordance with "The Manual on Uniform Traffic Control Devices." Two-way traffic shall be maintained at all times. Not more than one-half of the State highway shall be occupied at any time. No portion of trench over 2 inches in depth shall be left open overnight, on weekends, or holiday. Any trench or excavation within 30 feet of the traveled way shall have escape ramps at 6:1 slope provided overnight. Uniformed trained traffic directors are to be provided, as required or requested by Department representatives.
- 25 The Department has no objection to the removal of the tree(s) as shown on the plans at the Permittee's cost and expense.
- 26 The Permittee will properly restore to the satisfaction of the Department any portion of the State highway which it may have disturbed, and will maintain it to the satisfaction of the Department from any settlement or depression resulting from this work for a period of one year after approval of such restoration by the Department. If settlement occurs during the one-year period of time the Department will require that the necessary restoration be made by the Permittee.
- 27 The Department will hold the Permittee responsible for a period of two years to guarantee the life of the trees which are encountered within the limits of construction. Any tree that is destroyed shall be replaced by type of species. The size of the tree will be determined by the Department landscape forces.

- 28 The Permittee is responsible for maintenance of the access point to the longitudinal gutterline of the State highway.
- 29 The Permittee shall maintain any drainage facilities outside the Department right of way.
- 30 The Permittee will not be permitted to store material or park equipment within Department right of way or within 30 feet of the edge of the traveled way except as necessary during actual working operations and then only by permission of the Permit Inspector. All work is subject to inspection by Department personnel to insure that adequate traffic protection devices are being used and are properly placed and maintained. If it is found that insufficient traffic protection is provided, the Permit Inspector will advise the Permittee of the deficiencies. If the deficiencies are not immediately corrected, the Permit Inspector will advise the Permittee that he is prohibited from further work within the Department's jurisdiction until such time as approved and adequate traffic protection is provided. Trenches shall not be left open overnight. Steel plating shall not be utilized between November 1st and April 30, inclusive. The Permittee shall contact all utilities for location and mark out.
- 31 All work shall conform to the plans on file with the Department (if discrepancies arise, this permit shall take precedence over plans). The Department plan review is only for the general conformance with the Department design and Access Code requirements. The Department is not responsible for errors, omissions, or the accuracy adequacy of the design, of dimensions, and elevations which shall be confirmed and correlated at the site. The Department through the approval of the permit, assumes no responsibility other than stated above and completeness and/or accuracy of the plans.
- 32 The work shall follow the applicable construction specifications set forth by the Department in the latest "Standard Specifications for Road and Bridge Construction", and the M.U.T.C.D. Construction signs, when not in use, shall be covered as specified in the Standard Specifications.
- 33 Any damage to any present highway facilities shall be repaired immediately and prior to continuing other work. Any mud or other material tracked or otherwise deposited on the roadway shall be removed daily or as ordered by the Inspector.
- 34 This permit is for only the street noted above. The Permittee is responsible for all traffic crossing the frontage of the street regardless of the origin or destination of the traffic. The Permittee agrees to comply with the rules and regulations of the New Jersey Department of Transportation as set forth in the State Highway Access Code, N.J.A.C. 16:47, and the conditions included on this permit. In addition, the Permittee understands N.J.S.A. 27:7-44.1 makes any violation of the provisions of this permit subject to a fine (not exceeding \$100 per day) and civil action for the costs of prosecution as well as civil action for trespass to remove any access which does not meet these requirements. This permit is granted subject to the covenants, premises, terms and conditions set forth herein and made a part of this revocable permission or privilege. This permit cancels and supersedes any and all permits that may have been previously issued for this lot. This permit does not relieve the Permittee from obtaining necessary permits from other agencies or governments. All conditions of this permit are subject to modification by the Department to suit any unforeseen traffic and/or field conditions. When work authorized herein is not performed in conformance with the required conditions of this permit, the Department may order the Permittee and his contractor to cease work and remove his

equipment from Department right of way.

- 35 If, at any time after the date of issuance of this permit, the Commissioner, in his sole discretion, determines that public safety or highway efficiency warrants the installation of a traffic signal at any access point that is the subject of the permit, the Permittee shall allow the placement of any component associated with such a traffic signal on the lot to which this permit pertains. If any such components are placed on the subject lot, the Permittee shall maintain its roadway pavement and property in a manner conducive with the satisfactory operation of the components and the signal. Further, prior to the installation of any such signal, the Permittee shall enter into an agreement with the Department incorporating other conditions pertaining to the cost, installation, and maintenance.
- 36 The Permittee shall provide a bond or certified check to New Jersey Department of Transportation in the amount of \$0.00 to guarantee or to insure proper maintenance or restoration of the area disturbed by the Permittee for a period of one year after the Department's acceptance of the construction. If it becomes necessary for Department forces or contractors to make such repairs, for any reason, the cost of such work shall be borne by the Permittee.
- 37 The issuance of this permit in no way constitutes permission to maintain the sign shown on the plans attached hereto, since said sign constitutes an illegal encroachment prohibited by N.J.S.A. 27:7-44.1 and N.J.S.A. 27:7A-12 et seq.
- 38 A certified check, money order, or bond, in the amount of \$0.00, shall be secured in the name of the New Jersey Department of Transportation to guarantee that all work (including restoration) will be in accordance with Department specifications. The Restoration Guarantee will be released upon the Department's acceptance of the construction.
- 39 All utility poles shall be relocated behind the proposed curblines prior to the construction of new curbs.
- 40 All traffic stripes to be removed or changed are to be removed by the grinding method only. Blacking out with paint is unacceptable.
- 41 If traffic is diverted from normal travel lanes during the hours of darkness, raised pavement markers within the limits of the diversion shall be deactivated.
- 42 The Permittee shall maintain the uninterrupted flow of traffic at all times and no operation which will interfere with traffic or restrict the available pavement width shall be performed. On roadway widths of 40 feet or greater, two lanes of traffic will be maintained at a minimum of 10 feet each. On roadway widths of less than 40 feet, when construction work necessitates the closing of one lane of traffic, thereby causing vehicles travelling in both directions to alternately use one lane, the Permittee shall insure that said vehicles will be delayed for a period not to exceed five minutes. The Permittee shall be responsible for maintaining approved construction warning signs in each direction of travel. All signs and other protective devices provided by the Permittee, unless otherwise directed by the permit inspector, shall comply with the requirements of the "Manual on Uniform Traffic Control Devices for Streets and Highways", published by U.S.D.O.T, Federal Highway Administration. Competent uniformed traffic directors shall be employed at every location where

the Permittee's equipment is working immediately adjacent to, where entering, leaving or crossing active traffic lanes. The traffic directors shall be employed continuously for the full time such conditions exist. Should it become necessary to leave a project unfinished, it shall be protected during the hours of darkness by flashing warning lights to be maintained by the Permittee at each location where it is necessary to warn oncoming traffic of any existing danger area. Lights shall also be used to define the edge of usable pavement throughout the construction area. In addition, standard barricades or drums shall be utilized as required. When battery operated flashing warning lights are used, they shall conform to Department Standard Specifications. Inspection and cleaning shall be conducted daily to provide for optimum efficiency. When work is in progress during hours of darkness, special traffic protection precautions shall be in effect as deemed necessary by the permit inspector. In substance, the Permittee shall provide special signs approved by the permit inspector with a legend warning motorists that night work is in progress, and such shall be displayed in conjunction with high intensity flashing warning lights. Special signs applying only to night time work shall be covered during the daytime hours.

- 43 If future traffic volumes could warrant installing a traffic signal at an access point covered by this permit and signalized spacing requirements cannot be met, the Department may, at such time as future traffic volumes are reached, close the left-turn access in accordance with N.J.A.C. 16:47-4.33(b). If an undivided highway becomes divided, the Department may at such time close the left-turn in accordance with N.J.A.C. 16:47-4.33(b).
- 44 Any proposed or relocated utilities within the State's R.O.W. will require separate utility permits. The Utility permits can be obtained from the Regional Maintenance Office
- 45 The Permittee may perform maintenance and in-kind replacement of the street. Maintenance work may be done anytime within daylight hours as long as no interference to traffic is caused. No changes or alterations to street may be made at any time without permission from the Department. The Permittee shall be responsible for perpetual maintenance of curb and sidewalk and for landscape maintenance including irrigation, litter removal, weed control and mowing from edge of pavement to the right-of-way line.
- 46 This permit is not valid until the confirmation number obtained from the one call system is supplied to the Regional Permits Office in accordance with P.L. 1994, Chapter 118, Item #11 of the Underground Facility Protection Act.
- 47 Please address all correspondence and notifications to: New Jersey Department of Transportation Major Access Permits 1035 Parkway Avenue, P.O. Box 600 Trenton, NJ 08625-0600.
- 48 Adequate advance warning for motorists approaching the construction site is required at all times during access construction, in conformance with the "NJDOT Standard Roadway Construction/Traffic Control/Bridge Construction Details" and the "Manual on Uniform Traffic Control Devices for Streets and Highways". This may include the use of signs, flashers, barricades, drums, and flaggers.
- 49 The Permittee shall make a copy of this permit available for review at the construction site.

- 50 The Department may revoke this permit; reconstruct, remove, or replace the access; and then issue a new permit, all without cost to the owner of the street.
- 51 The cost of construction work and material shall be entirely at the Permittee's expense. The Department will not share in any expense whatsoever or do any construction work pertaining to the street intersection.
- 52 The following plans are hereby made part of this permit.
 - a. The plans entitled "NJDOT Access Plans For Highview Commercial At Mountain Lakes, Proposed Retail Use With Fueling Station And Home2Suites Hilton Hotel, Block 2, Lots 2, 5 & 5.01, Tax Map Sheet #1-Latest Rev. Dated 05-2001, NJSH Route 46 (M.P. 43.93) And Fox Hill Road, Borough of Mountain Lakes, Morris County, New Jersey 07046" prepared by Dynamic Traffic, LLC. The plans are dated August 20, 2019 and revised thru August 12, 2021.
- 53 This permit is not valid until the plans mentioned in 52. above are approved by the Department.
- 54 All improvements shown on the plans for this project shall be completed in accordance with the provisions of this permit. Failure to comply with those provisions will cause this permit to expire and along with all rights granted by this permit.
55. This street intersection permit is for the intersection of Route 46 eastbound & Fox Run Road. Any improvements to this intersection not covered in this permit will cause this permit to expire.
- 56 In order to construct the improvements outlined in this permit, a Developer Agreement with a third party will be required to be executed outlining the proposed improvements. In all circumstances where the same or similar issues are addressed in this permit and the aforementioned Developer Agreement, the language of the Developer Agreement shall control those issues. This permit will not be valid until the Developer Agreement is executed. The Department acknowledges that the improvements outlined in this permit shall be constructed by a third party pursuant to such Developer Agreement and not by the Permittee.
57. This permit will not be valid for construction until the Developer Agreement is executed between the third party and the State.
- 58 The Restoration Guarantee and Maintenance Bond part of this permit will not be required. All bond requirements for this project will be outlined in the Developer Agreement.
59. The following permits are made companion to this permit:
 - a. A-46-N-21404-2019
 - b. LC-46-N-21405-2019

60. If you should have any questions about this permit, please call:
Mr. Kenneth Spiegle
Office of Major Access Permits
(609) 963-1247

DATE

SIGNATURE OF PERMITTEE

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

RESOLUTION 175-21

“RESOLUTION AUTHORIZING THE TRANSFER OF APPROPRIATIONS”

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

WHEREAS, other appropriations are insufficient to meet current needs.

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

FROM:

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>OTHER EXPENSES:</u> 01-201-20-100-020	ADMINISTRATION O/E	\$ 100.00
	TOTAL	<u>\$100.00</u>

TO:

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>OTHER EXPENSES:</u> 01-201-27-340-020	DOG REGULATION	\$ 100.00
	TOTAL	<u>\$ 100.00</u>

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

BOROUGH OF MOUNTAIN LAKES
BUDGET TRANSFERS 2021
EXPLANATION OF TRANSFERS

Current Budget:
Funds Available

Administration O/E

Funds are available because the Affordable Housing Administration services line item will not be completely spent. 100

Funds Needed

Dog Regulation O/E

The licenses fees along with the current budget allocation did not completely cover the expenses needed for the animal control fees. 100

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

RESOLUTION 176-21

**“RESOLUTION AUTHORIZING THE REFUND OF TAXES TO MICHAEL S. VECCHIARELLI PURSUANT TO
N.J.S.A 54:4-3.32”**

WHEREAS, Michael S. Vecchiarelli, 52 Briarcliff Road, Mountain Lakes, New Jersey, was certified by the Department of Veterans Affairs as 100% disabled as of May 17, 2018, in accordance with the Veterans Affairs Rating Schedule; and

WHEREAS, Michael S. Vecchiarelli purchased 52 Briarcliff Road on June 23, 2021 and applied on September 15, 2021, for a tax exemption on his home known as Block 82, Lot 1 pursuant to N.J.S.A. 54:4-3.30; and

WHEREAS, pursuant to N.J.S.A. 54:4-3.32, there is an entitlement to a full real estate tax exemption effective on the date an application for exemption is filed and the Governing Body of a municipality, by appropriate Resolution, may return any additional taxes collected on property which would have been exempt had a proper claim in writing been made therefore; and

WHEREAS, Michael S. Vecchiarelli has requested that the Governing Body refund taxes paid as of the date he sold his formerly exempt property in Montville Township on August 31, 2021; and

WHEREAS, the Tax Collector has certified that taxes have been paid in full in the amount of \$27,678.38 for the year 2021 and that the amount of taxes apportioned to August 31, 2021(the date of closing on the Montville property) means an overpayment of \$10,746.75.

WHEREAS, the Governing Body has determined that it is fair and equitable to allow for a refund of taxes from the date of the qualification for exemption rather than the date the application was filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that the Tax Collector is hereby directed to refund an amount of \$10,746.75 to Michael S. Vecchiarelli representing a refund of taxes paid on property known as Block 82, Lot 1, and also known as 52 Briarcliff Road which represents a refund of taxes paid from September 1, 2021 to December 31, 2021.

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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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

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

RESOLUTION 177-21

**“RESOLUTION AWARDING A CONTRACT FOR THE FURNISHING AND INSTALLATION OF
WINDOWS FOR THE BOROUGH HALL RENOVATION PROJECT TO WINDOOR LLC”**

WHEREAS, bids for the furnishing and installation of windows for the Borough Hall Renovation Project were opened on July 20, 2021 and on August 24, 2021; and

WHEREAS, in response to both bid requests, all bids submitted were in excess of the project’s estimate and fell outside the existing budget for the project; and

WHEREAS, the Borough Council by Resolutions adopted on July 26, 2021 (R137-21) and on September 27, 2021 (R154-21) rejected all bids; and

WHEREAS, the Borough Council, pursuant to the Local Public Contracts Law, directed the Borough Manager to proceed with negotiations to obtain proposals for the furnishing and installation of windows; and

WHEREAS, the Borough Manager has advised the Council that the lowest proposal for the purchase of the furnishing and installation of windows obtained from Windoor LLC in the amount of \$117,643.04 is less than all bids previously received and within the budget for the project.

NOW THEREFORE, BE IT RESOLVED, by the council of the Borough of Mountain Lakes, that the contract for the furnishing and installation of windows for the Borough Hall Renovation Project is awarded to Windoor LLC in the amount of \$117,643.04 as a negotiated contract award.

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 December 13, 2021.

Mitchell Stern, Acting Borough Clerk

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

CERTIFICATION OF THE AVAILABILITY OF FUNDS

04-215-55-989-229 - B.H. O/E WINDOWS - STORE FRONT \$117,643.04



Monica Goswicki, CFO

Windoor LLC



10 Morris St
 Rockaway NJ 07866
 Tel. 201-757-5931

Estimate

Date	Estimate #
12/8/2021	1588

Name / Address
Mountain Lakes Municipal Building 400 Boulevard Mountain Lakes, NJ

Project

Item	Description	Qty	Rate	Total
Windows	Aluminum Windows and Storefronts Aluprof MB-70, MB-SR50N Color: TBD Glazing: 2-Pane Glass, LowE, Argon Gas, Laminated & Tempered Glass Poz.#1, (W-1), 3'-2" x 3'-0" [965mmx914mm] - Single, Fixed	9	910.56	8,195.04T
Windows	Poz.#3, (W-2), 3'-2" x 5'-8" [965mmx1727mm] - Double, Fixed	4	1,398.00	5,592.00T
Windows	Poz.#5, (W-3), 3'-2" x 7'-9" [965mmx2362mm] - Triple, Fixed	20	1,829.00	36,580.00T
Windows	Poz.#9, (W-4), 15'-0" x 7'-9" [4572mmx2362mm] - Fixed	1	8,542.00	8,542.00T
Windows	Poz.#10, (W-5), 3'-10-1/2" x 12'-10" [1181mmx3910mm] - 5-Panel Glass, Fixed	2	2,995.00	5,990.00T
Windows	Poz.#11, (W-6), 15'-0" x 12'-10" [4572mmx3910mm] - Fixed Construction, Storefront	2	18,928.00	37,856.00T
Windows	Poz.#12, (W-7), 3'-2" x 4'-0" [965mmx1219mm] - Single, Fixed	1	913.00	913.00T

Thank you for your business.	Subtotal
	Sales Tax (0.0%)
	Total

Signature _____

Windoor LLC



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 Rockaway NJ 07866
 Tel. 201-757-5931

Estimate

Date	Estimate #
12/8/2021	1588

Name / Address
Mountain Lakes Municipal Building 400 Boulevard Mountain Lakes, NJ

Project

Item	Description	Qty	Rate	Total
Windows	Poz.#14, (W-9), 6'-0" x 4'-4" [1828mmx1320mm] - Sliding Window	1	1,950.00	1,950.00T
Windows	Poz.#16, (S-1), (101B), 11'-6" x 13'-7" [3505mmx41410mm] - Storefront, Doors Excluded Instalation Not Included Delivery Included	1	12,025.00	12,025.00T

Thank you for your business.

Subtotal	\$117,643.04
Sales Tax (0.0%)	\$0.00
Total	\$117,643.04

Signature _____

