



**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES
HELD AT THE BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ 07046
JULY 22, 2024
EXECUTIVE SESSION – BEGINS AT 6:45PM
PUBLIC SESSION – BEGINS AT 7PM**

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

This meeting is being held in compliance with Public Law 1975, Chapter 231, Sections 4 and 13, as notice of this meeting has been reported to The Citizen and the Morris County Daily Record and The Star Ledger on January 4, 2024 and posted in the municipal building.

2) ROLL CALL ATTENDANCE - Clerk

3) FLAG SALUTE – Mayor

4) EXECUTIVE SESSION

- a. R136-24, Resolution to Enter an Executive Session – Litigation (Tax Appeals), Contract Negotiations & Attorney - Client Privilege (Approval of Executive Minutes)

5) COMMUNITY ANNOUNCEMENTS

6) SPECIAL PRESENTATIONS

7) REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

8) BOROUGH COUNCIL DISCUSSION ITEMS

- a. Borough Council Mid-Year Goals Review

9) PUBLIC COMMENT

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

10) ATTORNEY'S REPORT

11) MANAGER'S REPORT

12) RESOLUTIONS

13) ORDINANCES TO INTRODUCE

- a. 10-24, Amending Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lakes and Regulating the Removal, Protection, and Replacement of Trees

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. R131-24, Authorizing the Payment of Bills

- b. *R132-24, Authorizing the Borough to Accept Highlands Council Grant to Review the Consistency Review and Recommendations Report for the Borough's Conformance with the Regional Master Plan*
- c. *R133-24, Requesting Approval of Item of Revenue and Appropriation Under N.J.S.A. 40A: 4-87 for the \$5000 Highlands Grant – Consistency Review and Recommendations Report*
- d. *R134-24, Authorizing the Release of a Performance Guarantee and Acceptance of a Maintenance Guarantee Submitted by Your Way Construction*
- e. *R135-24, Authorizing the Settlement of a Tax Appeal (Abbas/Babar v. Borough of Mountain Lakes – Block 78, Lot 44)*

***APPROVAL OF MINUTES**

2/26/24 (Executive)

6/10/24 (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
- Tax Collector

17) COUNCIL REPORTS

18) PUBLIC COMMENT

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

19) NEXT STEPS AND PRIORITIES

20) ADJOURNMENT

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

RESOLUTION 136-24

“RESOLUTION TO ENTER INTO AN EXECUTIVE SESSION”

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

- Matters made confidential by state, federal law or rule by court
- Matters in which the release of information would impair the right to receive funds from the Government
- Matters involving individual privacy
- Collective bargaining
- Purchase or lease of property, setting of bank rates, investment of public funds if disclosure would harm the public interest
- Public safety
- Pending, ongoing or anticipated litigation (Tax Appeals) or contract negotiation
- Personnel matters
- Civil penalty or loss of license
- Attorney – Client Privilege (Approval of Executive Minutes)

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

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 July 22, 2024.

Cara Fox, Borough Clerk

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

Borough Council Mid-Year Goals Review

July 22, 2024



Fiscal Strength

- ✓ Unanimous adoption of fiscally responsible 2024 budget
- ✓ 4th straight year of municipal tax rate decreases
- ✓ Healthy fund balance and cash reserves
- ✓ Bond rating upgrade to AAA – only 5% of NJ municipalities have a AAA rating
- ✓ State & County grants providing taxpayer relief:
 - \$234,500 NJ DOT grant for Powerville Road paving
 - \$433,000 Morris County grant for Station property renovation
- ✓ Successful audit of 2023 finances
- ✓ Multi-year effort to settle long-standing tax appeals substantively complete, protecting Borough finances



Operational Effectiveness

- ✓ New Borough Hall & Public Safety Facilities open to the public
- ✓ State-mandated Sunset Dam project substantively complete
- Engineering & design for state-mandated Water Remediation project, including evaluation of potential funding sources
- Prep work for road & sidewalk improvement projects
- Water Meter Replacement project (85% complete)
- Planning for replacement of Lead/Galvanized Steel lines
- Grant-funded Trolley Path improvements to go out to bid this Fall
- Robust Recreation & Library programming for Lakers of all ages
- Support for traditional and new community events, including Memorial Day Parade, PBA Block Party, Volunteer Fire Department Fun Run, July Fireworks & Swim/Boat Races, and Summer Concert Series



Community Stewardship & Development

- ✓ Improved hydro-raking (lakes maintenance) program
- ✓ Grant request submitted for long-term lakes management planning
- ✓ Construction documents completed for Station property renovation
- ✓ Opening of Veterans Housing and Wawa on Rt. 46

- Grant-funded exterior historic renovation of Station property
- Review of land use ordinances for consistency, clarity and efficiency
- Review of Borough ordinances for consistency with Highlands Regional Master Plan & evaluation of Highlands grant opportunities
- Activities to mark 100th anniversary of the Borough's incorporation
- Planning for commemorative bench program
- Enforcement of new Commercial Landscaping Hours ordinance in response to community concerns



Openness, Responsiveness & Engagement

- ✓ Town Hall focused on public safety concerns, a collaboration of Mountain Lakes Police and State and County law enforcement agencies
- Outreach to Federal, State & County levels of government on issues of importance, including securing grants to support Borough priorities and provide taxpayer relief
- Collaboration with Mountain Lakes School District on School Resource Officer position
- 150+ residents serving as Borough volunteers, including over 40 young people serving as Student Committee Members and Junior Volunteer Firefighters
- Transparent budget process and quarterly review of financials – all information shared with the public and reviewed at public meetings



THANK YOU

**to our Borough volunteers, employees,
and professionals for your contributions to
our community!**



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 July 22, 2024
CC: Robert Oostdyk, Borough Attorney

Mountain Lakes Train Station – Morris County Grant Award – The Morris County Historic Preservation Trust Fund has approved our grant request in the amount of \$433,520 for repairs to the Station building. This represents 80% of the cost of this phase of necessary repairs. We are waiting to hear from the New Jersey Historic Trust on our request to fund the balance of this repair work.

Highlands Council Grant – The Highlands Council has approved our grant request in the amount of \$5,000 to fund the cost of having our Planner review and comment on their Draft Consistency Recommendations report.

Follow Up Item:

Cannabis Land Use Issues Update – Please see the attached memo from Borough Attorney Bob Oostdyk on this issue.

Respectfully,

Mitchell

MORRIS COUNTY BOARD OF COUNTY COMMISSIONERS

Director
Christine Myers

P.O. Box 900
Morristown, N.J. 07963-0900

County Administrator
Deena Leary

Deputy Director
Stephen H. Shaw

County Counsel
John A. Napolitano

Douglas R. Cabana
John Krickus
Thomas J. Mastrangelo
Tayfun Selen
Deborah Smith

Clerk of the Board
Debra L. Lynch



July 11, 2024

Mr. Mitchell Stern, Borough Manager
Mountain Lakes Borough
400 Boulevard
Mountain Lakes, NJ 07046

**Re: 2024 Morris County Historic Preservation Trust Fund
Mountain Lakes Train Station**

Dear Mr. Stern,

I am pleased to inform you that the Morris County Board of County Commissioners has approved the funding in the amount of \$433,520 to the Mountain Lakes Train Station -- Partial Exterior Restoration project. The Commissioners approved the funding based upon the recommendation of the Morris County Historic Preservation Trust Fund Review Board, which reviewed a total of 22 applications. The 1912 Train Station served the DL&W Railroad. The station's standard plan was modified to fit the existing site slope. Active until the mid-20th C, the station was purchased by the Borough of Mt. Lakes and currently houses a restaurant. The grant will assist with partial exterior restoration including restoration of the clay tile roof.

Thank you for your interest in our program. I hope your project is a success. If you have any comments or questions, feel free to call Ray Chang of the Morris County Office of Planning and Preservation at (973) 829-8120. A formal grant agreement will be forthcoming.

Best Regards,

A handwritten signature in cursive script that reads "Christine Myers".

Christine Myers
Commissioner Director



State of New Jersey

Highlands Water Protection and Planning Council
100 North Road (Route 513)
Chester, New Jersey 07930-2322
(908) 879-6737
(908) 879-4205 (fax)
www.nj.gov/njhighlands



PHILIP D. MURPHY
Governor

TAHESHA L. WAY
Lt. Governor

CARL J. RICHKO
Chairperson

BENJAMIN L. SPINELLI, ESQ.
Executive Director

July 2, 2024

VIA EMAIL ONLY:

The Honorable Khizar Sheikh
Mountain Lakes Borough
400 Boulevard
Mountain Lakes, NJ 07046

Subject: Contract Amendment Approval – Consistency Review and Recommendations Report
Grant #09-033-011-1425

Dear Mayor Sheikh:

On behalf of the Highlands Water Protection and Planning Council (Highlands Council), thank you for submitting the request for funding to review the draft Consistency Review and Recommendations Report for the Borough's conformance with the Regional Master Plan. The total proposed cost to complete the project is \$5,000. Staff has reviewed the request and found it to be appropriate and acceptable. The Highlands Council has approved a not-to-exceed budget of **\$5,000** towards completion of this review. A replacement page 19 of the Borough's existing Plan Conformance Amended Grant Agreement and the approved Scope of Work are attached.

Upon submission of the identified deliverables for approval by the Highlands Council, invoicing will be authorized on a per task basis. After a municipal review, invoices may be forwarded from your professionals to the Highlands Council for reimbursement, and should include a detail indicating date worked, contributing employee (or position), number of hours worked, and subtotal billed against the grant. All requests for consideration of deliverables or reimbursement must be accompanied by authorization from the municipality.

Please coordinate with Maryjude Haddock-Weiler, Planning Manager (ext. 110, maryjude.haddock-weiler@highlands.nj.gov) regarding completed deliverables and questions about the program. All questions regarding reimbursement for completed tasks should go to Herb August, Grants Manager (ext. 102, herbert.august@highlands.nj.gov). Should you or other municipal officials wish to discuss any other Highlands-related matter, I remain available to you as well and can be reached by telephone at extension 101 or by e-mail at ben.spinelli@highlands.nj.gov. We look forward to our continued collaboration in the important efforts to protect and preserve the Highlands Region.

Sincerely,

Benjamin L. Spinelli, Esq.
Executive Director

Enclosures

c: Mitchell Stern, Borough Administrator
Cara Fox, Borough Clerk

MEMORANDUM

To: Borough of Mountain Lakes Mayor and Council
From: Robert H. Oostdyk, Jr., Esq.
Date: June 27, 2024
Re: Cannabis Land Use Issues Update

At the June 24, 2024 Council Meeting I was asked to provide a memo concerning the issues related to land use and other regulation following cannabis legalization in New Jersey. The enactment of the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (hereinafter referred to as “Act”), along with companion pieces of legislation, regulated the local governance of cannabis matters including land use regulation.

Municipal Land Use Ordinances

The Act made null and void any municipal ordinances that prohibited cannabis related “activities” prior to the date of the Act’s adoption. If a municipality wanted to regulate cannabis, in any way, it was required to adopt new ordinances. If a municipality failed to enact an ordinances within a short period of time, by operation of the Act, cannabis growing, cultivating, manufacturing selling and reselling, transport operations, or delivery service became a permitted use in all industrial zones of a municipality and the selling of cannabis from a retailer became permitted in all the communities commercial or retail zones. If a municipality missed the deadline, after the conclusion of five years, and every five-year period thereafter, the municipality could then adopt cannabis ordinances and prohibitions, but the effect of the ordinance would be prospective only and not applicable to any established cannabis business. During the five-

year period, however, the Act provided that a municipality could repeal any or all prohibitions and adopt regulations to allowing uses previously prohibited even though they may not adopt new prohibitions.

In Mountain Lakes, the Council opted to initially prohibit all cannabis uses in the Borough. This action preserved the option of making a future changes to the cannabis zoning use prohibition at any time if a particular proposal made sense, without being bound for the next five years to allowing some or all of the uses. At this point the Council can amend the Borough Zoning Ordinance to allow one or more of the cannabis uses. If our zoning ordinance is amended to allow one or more cannabis uses, we would not be able to repeal the allowance for a five year period and any uses established during that period would remain legal even if the use was later prohibited.

Municipalities may Regulate Establishments that are Permitted.

A municipality that opts to allow cannabis uses within its borders is permitted to regulate those uses under not only its zoning powers, but also its police and licensing powers. The Act specifically permits municipalities to enact ordinances to govern the number of cannabis establishments in the municipality, as well as the location, manner and times of operation of the establishments. Examples of some of the regulations I am aware of include a mandatory minimum distance between establishments, limitations on hours, security requirements, and signage. A municipality may also license establishments if it so chooses. Licensing allows a municipality to better police activities and enforcement activities related to requirements. The Act does not place limits on a municipality's zoning, licensing and police powers in this regard, but as with any ordinance, the regulations cannot be arbitrary, capricious or unreasonable. By virtue of the Act, retail cannabis establishments cannot operate within a grocery store, delicatessen, indoor food

market, or other store engaging in retail sales of food, or a store that engages in licensed retail sales of alcoholic beverages. Also, if municipalities allow for the retail cannabis establishments or medical dispensaries, the municipality may enact an ordinance to allow on premises cannabis consumption areas, either indoor, outdoor or both, subject to the regulatory requirements of the Act. If such an ordinance is not adopted, such on premises consumption is not permitted.

Taxation

The Act allows, but does not require, municipalities to impose a tax of up to 2% of each sale receipt for cannabis retailers, cultivators, and manufacturers, and 1% upon cannabis wholesalers. Licensing allows a municipality to impose outside auditing and other requirements to keep the tax collection process accountable and accurate. Licensing fees allow the municipality to recoup some of its costs in monitoring establishments and the tax collection process.

What Municipalities May Prohibit.

While the Act has greatly liberalized the use and possession of cannabis and its related products, the Act does allow municipalities to limit its availability within their borders. The Act allows municipalities to allow one of the cannabis uses and still prohibit the operation of others. The category of uses are cannabis cultivation (growers), cannabis manufacturing (making of cannabis related products), cannabis wholesaling, and cannabis retailing. Additionally, municipalities may prohibit the operation of a cannabis delivery service, but not the delivery of cannabis by a delivery service within their jurisdiction. Delivery services are exclusively regulated by the Commission; however, municipalities may prohibit their headquarters, hub or offices within their borders. For

a cannabis establishments to be licensed by the State, municipal consent is generally required.

Municipalities are also permitted under the Act to prohibit and fine by a civil penalty of \$200 any person of legal age consuming cannabis products (other than by smoking, vaping and aerosolizing for which regulation will be reviewed below) in any public place. Public places under the Act include any place to which the public has access that is not privately owned; or any place to which the public has access where alcohol consumption is not allowed, including, but not limited to, a public street, road, thoroughfare, sidewalk, bridge, alley, plaza, park, playground, swimming pool, shopping area, public transportation facility, vehicle used for public transportation, parking lot, public library, or any other public building, structure, or area. It is important to note, however, that possession of cannabis products in a public place by an adult is not subject to local regulation.

Municipalities may also enact an ordinance prohibiting the possession and consumption of alcohol and cannabis products (other than by smoking, vaping and aerosolizing) by persons under the legal age on private property. These violations are punished with small civil penalties ranging from \$100.00 to \$350.00.

Activities still Subject to State Regulation.

There are some areas that municipalities do not need to regulate because certain cannabis related activities remain illegal. Generally, an individual is only permitted to possess and transport an ounce or less of cannabis product and no one is allowed to smoke, vape or aerosolize cannabis in a public place or building. Multi-unit dwellings may prohibit the smoking, vaping and aerosolizing of cannabis at management's discretion. Cannabis possession and consumption at schools are prohibited.

Conclusion

The impacts and understanding of the Act continues to evolve. We now have examples of licensing regulations other municipalities have been working on and we have access to officials from other communities who are willing to share their experiences. There are also attorneys and other professionals who have established an expertise in this area and are available to consult with municipalities.

The State has been very slow in the issuance of licenses and in particular its regulation of the process. In communities I serve which have allowed legal cannabis uses there is frustration with the Commission which was established and the general failure of the State to address problems and concerns with the licensing system on a Statewide basis. Unlicensed establishments have proliferated because of limitations the State has placed on enforcement and, if not resolved, this threatens to undermine the regulatory powers of both the State and its municipalities as well as the taxation system established for licensed facilities. In my opinion, the initial municipal experience with legalization in New Jersey has felt like the wild west and has been disappointing in comparison to my understanding of how this has worked in other States. This statement is not meant to discourage the Borough from exploring permitting cannabis uses, but in doing so we should be aware of the implementation problems and how these issue may impact our expectations of how a particular cannabis use might function and anticipated tax revenue.

RESOLUTION AND ORDINANCE REVIEW FOR THE JULY 22, 2024 MEETING

TO: MAYOR AND COUNCIL

FROM: MITCHELL STERN, MANAGER

RESOLUTIONS

R132-24, AUTHORIZING THE BOROUGH TO ACCEPT HIGHLANDS COUNCIL GRANT TO REVIEW THE CONSISTENCY RECOMMENDATIONS REPORT FOR THE BOROUGH'S CONFORMANCE WITH THE REGIONAL MASTER PLAN - this resolution authorizes the Borough to accept a \$5,000 Highlands Council grant to review the Consistency Recommendations Report for the Borough's conformance with the Regional Master Plan.

R133-24, REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A: 4-87 FOR THE \$5000 HIGHLANDS GRANT – CONSISTENCY RECOMMENDATIONS REPORT - passage of this resolution will amend the Borough's 2024 budget to include the \$5000 Highlands grant and allow the funds to be applied to the review of the Consistency Recommendations Report for the Borough's conformance with the Regional Master Plan.

R134-24, AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE AND ACCEPTANCE OF A MAINTENANCE GUARANTEE SUBMITTED BY YOUR WAY CONSTRUCTION - this resolution authorizes the release of a performance bond and acceptance of a performance guarantee. The Borough Engineer and Borough Attorney recommend the release of the performance bond and acceptance of the performance guarantee.

R135-24, AUTHORIZING THE SETTLEMENT OF A TAX APPEAL (ABBAS/BABAR V. BOROUGH OF MOUNTAIN LAKES – BLOCK 78, LOT 44) - this resolution authorizes a settlement of a tax appeal for 48 Glen Road for the year 2023. The settlement was negotiated and recommended by the Borough Tax Assessor and the Borough Attorney.

ORDINANCES TO INTRODUCE

10-24, AMENDING CHAPTER 102 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES AND REGULATING THE REMOVAL, PROTECTION, AND REPLACEMENT OF TREES - this ordinance establishes NJDEP-mandated regulations for removal, protection, and replacement of trees on private property. This ordinance has been reviewed by the Borough Shade Tree Commission.

ORDINANCES TO ADOPT

None.

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

BOROUGH OF MOUNTAIN LAKES MORRIS COUNTY, NEW JERSEY

ORDINANCE 10-24

ORDINANCE AMENDING CHAPTER 102 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOUNTAIN LAKES AND REGULATING THE REMOVAL, PROTECTION, AND REPLACEMENT OF TREES

WHEREAS, as part of MS4 Tier A permit stormwater requirements, the New Jersey Department of Environmental Protection (NJDEP) requires municipalities to adopt NJDEP- mandated regulations for the removal, protection, and replacement of trees on private property; and

WHEREAS, the Borough has been regulating the removal of trees pursuant to Article VII of Chapter 102 of the Borough Code and has reviewed its existing regulations in light of the NJDEP mandated regulations; and

WHEREAS, the Shade Tree Commission has made recommendations for changes to the Borough's existing ordinance after review of the NJDEP model and the Borough Council has reviewed these recommendations and finds that it is appropriate to amend the existing ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Mountain Lakes, Morris County, New Jersey, as follows:

Section 1. Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lakes, Article VII "Preservation and Protection of Trees", shall be amended by the following amendment to Section 102-33 "Purpose" which shall read, in its entirety, as follows:

§ 102-33 Findings and Purpose.

The Borough Council of the Borough of Mountain Lakes finds that the preservation, maintenance, protection and planting of trees aids in the stabilization of soil by the prevention of erosion and sedimentation; reduces storm water runoff and the potential damage it may create; aids in the removal of pollutants from the air and assists in the generation of oxygen; provides a buffer and screen against noise and pollution; provides protection against severe weather; mitigates the urban heat island effect; aids in the control of drainage and restoration of denuded soil subsequent to construction or grading; provides a haven for birds and other wildlife and otherwise enhances the environment; protects and increases property values; preserves and enhances the Borough's physical and aesthetic appearance; and generally protects the public health and safety as well as the general welfare.

Section 2. Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lakes, Article VII "Preservation and Protection of Trees", shall be amended by the following amendment to Section 102-34 "Definitions" which shall read, in its entirety, as follows:

§ 102-34 Definitions.

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and

words used in the singular number include the plural number. The use of the word "shall" mean the requirement is always mandatory and not merely directory.

- A. "Applicant" means any "person", as defined below, who applies for approval to remove trees regulated under this ordinance.
- B. "Diameter at Breast Height (DBH)" means the diameter of the trunk of a mature tree generally measured at a point four and a half feet above ground level from the uphill side of the tree. For species of trees where the main trunk divides below the 4 ½ foot height, the DBH shall be measured at the highest point before any division.
- C. "Hazard Tree" means a tree or limbs thereof that meet one or more of the criteria below. Trees that do not meet any of the criteria below and are proposed to be removed solely for development purposes are not hazard trees.
 - 1. Has an infectious disease or insect infestation;
 - 2. Is dead or dying;
 - 3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective;
 - 4. Is causing obvious damage to structures (such as building foundations, sidewalks, etc.);
 - 5. Is determined to be a threat to public health, safety, and/or welfare by a licensed Landscape Architect, certified arborist, Licensed Tree Expert (LTE) or Licensed Tree Care Operator (LTCO).
- D. "Named Parks or Trails" means Lyman Wilson Memorial Park; Linear Park; Birchwood Beach area and loop trail; Island Beach area; Midvale boat launching area; Haswell and Taft Fields; Memorial Park; Briarcliff Park; Frank B. Kaufman Memorial Park; Wildwood Park; and The Esplanade. Trails are path between Briarcliff and High School, path over Crystal Lake Dam, Wilcox path to fields, Mountain Lake Dam access, Oakland Road to YMCA, Romaine Road Basketball Court, and easement between Pickwick and Craven Roads.
- E. "Person" means any individual, resident, corporation, utility, company, partnership, firm, or association.
- F. "Planting strip" means the area within the public right-of-way between the abutting property line and the curb or edge of pavement, exclusive of any sidewalk.
- G. "Protected Tree" means any tree six or more inches in diameter measured at a point 4 1/2 feet above the ground whose trunk is wholly in the setback area of the affected property. If a tree has multiple trunks, then each trunk's diameter shall be measured and added together to determine the size of the tree.
- H. "Resident" means an individual who resides on the residential property or contractor hired by the individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.
- I. "Street Tree" means a tree planted within the public right-of-way. This also includes trees planted within shade tree easements and named public parks or trails. The removal of street trees is governed by the regulations of the Shade Tree Commission and the provisions set forth in 102-35.

- J. “Tree” means a woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.
- K. “Tree Caliper” means the diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees whose caliper exceeds four (4) inches, the measurement is taken twelve (12) inches above the soil line.
- L. “Tree removal” means to cut down or otherwise kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

Section 3. Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lakes, Article VII “Preservation and Protection of Trees”, shall be amended by the following amendment to Section 102--36 “Protected Trees Within the Setback Area” ” which shall be retitled “Permit Required”. Subsection 102-36 E shall be deleted. Subsections 102-36 A(2) through 102-36 D shall remain unchanged and Subsection A(1) shall be amended to read as follows:

§ 102-36 Permit Required. Regulations.

A (1) Except as exempted in Section 102-38, no person, firm or corporation shall cut, remove, injure or damage any non-street tree of 6” DBH or more in the setback area (as defined in the Borough Land Use Ordinance) of any property within the Borough of Mountain Lakes without obtaining a Tree Removal Permit in accordance with the regulations and provisions of this Chapter. A tree removal permit shall not be required if the work to be done is in accordance with an approved setback tree management plan and the related permits required by Subsection A(2) herein.

Section 4. Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lakes, Article VII, Section 102-37 shall be retitled “Application Procedure” and shall read, in its entirety, as follows:

§ 102-37 Application Procedure.

- A. Application for a tree removal permit shall be made by submission of the following:
 - 1. An application form provided by the Borough containing the following information: the name and address of the applicant; their e-mail address and phone number, the street address of the property in question and the number of tree(s) to be removed.
 - 2. The reason(s) for removing the trees.

3. Any tree removal application, with an approved Planning Board site plan or subdivision, shall post a guaranty equal to 120% of the estimate to plant or replace same. The guaranty is applicable where the project is for new development or construction.
 4. A tree removal application shall include a tree removal plan with a diagram showing the location of all trees to be removed, the species of such trees, their diameter, the drip line of the trees to be removed and location of all existing and proposed structures on the property, and property lines. A reproduction of the tax map or an existing survey modified to provide this information would be acceptable.
- B. The fee for processing a tree removal permit shall be charged. The fee schedule is set forth in Chapter 111
- C. The applicant shall place a one (1") inch wide yellow ribbon around the trunk of each tree to be removed at a height of four and one-half (4-1/2') feet above the ground so that the proposed tree removal may be inspected in the field.
- D. Tree Replacement Requirements
1. Removal of street trees is allowed only with written permission from the Shade Tree Commission, as outlined in Section 102-35.A(1), and replacement shall be under the jurisdiction of the Shade Tree Commission.
 2. Any person who removes one or more non-street tree(s), unless exempt, with a DBH of 6", unless otherwise provided, shall be subject to the requirements of the Tree Replacement Requirements Table.
 3. The species type and diversity of replacement trees shall be in accordance with a list of approved trees Attached hereto as Exhibit A and planting requirements kept on file in the Borough.
 4. Replacement tree(s) shall:
 - a. Be replaced with a tree that meets the Tree Replacement Criteria in the table below;
 - b. Be planted within twelve (12) months of the date of removal of the original tree(s) or at an alternative date specified by the municipality;
 - c. Be monitored for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months; and
 - d. Not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.
 - e. Be of the species listed in the "Recommended List of Replacement Trees" maintained on the Borough website. Preference shall be given to native trees.

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Tree Replacement Criteria (See Appendix A)
1	DBH of 2.5" (for street trees) or 6" (for non-street trees) to 12.99"	Replant 1 tree with a minimum tree caliper of 1.5" for each tree removed
2	DBH of 13" to 22.99"	Replant 2 trees with minimum tree calipers of 1.5" for each tree removed
3	DBH of 23" to 32.99"	Replant 3 trees with minimum tree calipers of 1.5" for each tree removed
4	DBH of 33" or greater	Replant 4 trees with minimum tree calipers of 1.5" for each tree removed

5. Replacement Alternatives:

If the municipality determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:

- (a) Plant replacement trees in a separate area(s) approved by the municipality.
- (b) Pay a fee per tree removed as set forth in Chapter 111.

This fee shall be placed into a fund dedicated to tree planting and continued maintenance of the trees.

Section 5. Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lakes, Article VII "Preservation and Protection of Trees", shall be amended by the addition of new Section 102-38 "Exemptions" which shall read, in its entirety, as follows:

102-38. Exemptions.

All persons shall comply with the tree replacement standard outlined above, except in the cases detailed below. Proper justification in the form of photographs or certifications from the property owner or tree removal professional shall be provided, in writing, by all persons claiming an exemption:

- A. The removal of two or fewer trees per year.
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the municipality;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.

- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- G. Hazard trees.
- H. Invasive species, as listed on the New Jersey Invasive Species Strike Team website.
- I. Trees removed for safety reasons by a public utility company.

Section 6. Chapter 102 of the Revised General Ordinances of the Borough of Mountain Lake, Article VII "Preservation and Protection of Trees", shall be amended by the addition of new Section 102-39 "Enforcement and Violations" which shall read, in its entirety, as follows:

102-39 Enforcement and Violations .

- A. Enforcement. No person shall prevent, delay or interfere with any lawful work undertaken by the Shade Tree Commission or the Borough's authorized agent. The Code Enforcement Official of the Borough of Mountain Lakes and, in his absence, the Borough Manager are designated as the enforcing agent for this article. The enforcing agent may order any tree work, or other activity that is carried on in violation of any decision or any provision of this article, to be stopped forthwith. The order shall be issued in writing and a copy served upon any person engaged in tree work or other activity, the applicant and the owner of the lot. Except for such work as is necessary to remedy the violation, any further work shall comply with the terms and conditions of the decision and of this article.
- B. Violations and penalties for § 102-35. Any person violating any provision of § 102-35 shall be subject to penalties up to the amount provided in Article III of Chapter 1 of this Code, as amended and supplemented. Each tree or shrub illegally removed or damaged shall be a separate violation. Notwithstanding, the Borough or court may reduce the penalties and suspend the imprisonment and community service in the event the violator shall agree as follows:
 - (1) To abate the violation by replacing at his sole expense the tree or trees damaged or destroyed in accordance with the provisions of 102-37
 - (2) To reimburse the Borough for all reasonable charges of the enforcing authority, Council, Shade Tree Commission and Borough Attorney;
 - (3) In exercising the authority established hereby, for any tree or shrub upon any Borough street, right-of-way, highway, named park or trail, the Shade Tree Commission shall:
 - (a) Require that, for each tree damaged or destroyed, the violator plant a replacement tree or trees as specified by the Shade Tree Commission. The number of replacement trees required shall be based on the diameter of the damaged or destroyed tree(s) measured 4.5 feet from the ground. If the tree(s) has been cut to a height of less than 4.5 feet, or to ground level, then the diameter of the remaining stump(s) shall be used to determine the number of replacement trees required. If the tree and stump have been removed entirely, the last recorded diameter entered into the Street Tree Inventory Database shall be used to determine the number of replacement trees required. If there is a multiple-trunk tree, then each trunk's diameter shall be measured and added together to determine the total diameter of the damaged or destroyed tree. In all cases, the number of replacement trees shall be determined by this formula: one replacement tree of no less than 2.5 to three inches in diameter measured one foot above planting level for every two inches of diameter of damaged or destroyed tree, unless otherwise approved by the Shade Tree Commission.

Ordinance 10-24 Changes

The red colored items are deleted from the current ordinance, the blue colored items are changes in the new proposed ordinance, and the black colored items are existing and unchanged.

§ 102-33 Findings and Purpose.

The Borough Council of the Borough of Mountain Lakes finds that the preservation, maintenance, protection and planting of trees aids in the stabilization of soil by the prevention of erosion and sedimentation; reduces storm water runoff and the potential damage it may create; aids in the removal of pollutants from the air and assists in the generation of oxygen; provides a buffer and screen against noise and pollution; provides protection against severe weather; mitigates the urban heat island effect; aids in the control of drainage and restoration of denuded soil subsequent to construction or grading; provides a haven for birds and other wildlife and otherwise enhances the environment; protects and increases property values; preserves and enhances the Borough's physical and aesthetic appearance; and generally protects the public health and safety as well as the general welfare.

~~§ 102-33. Purpose.~~

- ~~A. The purpose of this article is to ensure the preservation and protection of street trees and shrubs and protected trees in the setback area of residential lots.~~
- ~~B. The preservation of trees and their protection from significant harmful effects caused during development and other activities serves the public health, safety and welfare of Mountain Lakes. The benefits to the community include:
 - ~~(1) Reducing runoff into the lakes;~~
 - ~~(2) Improving air quality;~~
 - ~~(3) Conserving water;~~
 - ~~(4) Abating noise;~~
 - ~~(5) Providing cooling in summer;~~
 - ~~(6) Contributing to the pleasant parklike ambience of the community; and~~
 - ~~(7) Enhancing property values.~~~~
- ~~C. The protection of trees also serves to reduce risks to the health and safety of others associated with falling or dropping limbs from unhealthy or dead trees.~~

§ 102-34 Definitions.

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The use of the word "shall" mean the requirement is always mandatory and not merely directory.

- A. "Applicant" means any "person", as defined below, who applies for approval to remove trees regulated under this ordinance.
- B. "Diameter at Breast Height (DBH)" means the diameter of the trunk of a mature tree generally measured at a point four and a half feet above ground level from the uphill side of the tree. For species of trees where the main trunk divides below the 4 ½ foot height, the DBH shall be measured at the highest point before any division.

- C. "Hazard Tree" means a tree or limbs thereof that meet one or more of the criteria below. Trees that do not meet any of the criteria below and are proposed to be removed solely for development purposes are not hazard trees.
1. Has an infectious disease or insect infestation;
 2. Is dead or dying;
 3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective;
 4. Is causing obvious damage to structures (such as building foundations, sidewalks, etc.);
 5. Is determined to be a threat to public health, safety, and/or welfare by a licensed Landscape Architect, certified arborist, Licensed Tree Expert (LTE) or Licensed Tree Care Operator (LTCO).
- D. "Named Parks or Trails" means Lyman Wilson Memorial Park; Linear Park; Birchwood Beach area and loop trail; Island Beach area; Midvale boat launching area; Haswell and Taft Fields; Memorial Park; Briarcliff Park; Frank B. Kaufman Memorial Park; Wildwood Park; and The Esplanade. Trails are path between Briarcliff and High School, path over Crystal Lake Dam, Wilcox path to fields, Mountain Lake Dam access, Oakland Road to YMCA, Romaine Road Basketball Court, and easement between Pickwick and Craven Roads.
- E. "Person" means any individual, resident, corporation, utility, company, partnership, firm, or association.
- F. "Planting strip" means the area within the public right-of-way between the abutting property line and the curb or edge of pavement, exclusive of any sidewalk.
- G. "Protected Tree" means any tree six or more inches in diameter measured at a point 4 1/2 feet above the ground whose trunk is wholly in the setback area of the affected property. If a tree has multiple trunks, then each trunk's diameter shall be measured and added together to determine the size of the tree.
- H. "Resident" means an individual who resides on the residential property or contractor hired by the individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.
- I. "Street Tree" means a tree planted within the public right-of-way. This also includes trees planted within shade tree easements and named public parks or trails. The removal of street trees is governed by the regulations of the Shade Tree Commission and the provisions set forth in 102-35.
- J. "Tree" means a woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.
- K. "Tree Caliper" means the diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees whose caliper exceeds four (4) inches, the measurement is taken twelve (12) inches above the soil line.

- L. "Tree removal" means to cut down or otherwise kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

~~§ 102-34. Definitions.~~

~~Certain words, phrases and terms are defined below for purposes of this article, unless the context otherwise requires:~~

~~AFFECTED NEIGHBOR — The owner of record of any property adjacent to the affected property.~~

~~AFFECTED PROPERTY — The lot or lots for which a tree removal permit, road opening permit, soil moving permit or construction permit is issued.~~

~~APPLICATION FOR DEVELOPMENT — As defined in § 40-3 of the Code of the Borough of Mountain Lakes.~~

~~CONSTRUCTION PERMIT — The permit required by Chapter 88, Article II of the Code of the Borough of Mountain Lakes.~~

~~DEVELOPMENT — As defined in § 40-3 of the Code of the Borough of Mountain Lakes.~~

~~LOT LINE — As defined in § 40-3 of the Code of the Borough of Mountain Lakes.~~

~~OWNER — As defined in § 40-3 of the Code of the Borough of Mountain Lakes.~~

~~PROTECTED TREE — Any tree eight or more inches in diameter or 25 inches or more in circumference measured at a point 4 1/2 feet above the ground whose trunk is wholly in the setback area of the affected property. If a tree has multiple trunks, then each trunk's diameter shall be measured and added together to determine the size of the tree.~~

~~RIGHT OF WAY — As defined in § 40-3 of the Code of the Borough of Mountain Lakes.~~

~~ROAD-OPENING PERMIT — The permit required by § 204-25 of the Code of the Borough of Mountain Lakes.~~

~~SETBACK AREAS — The area between the lot lines and the setback lines of a lot.~~

~~SETBACK LINE — As defined in § 40-3 of the Code of the Borough of Mountain Lakes and listed in Schedule I: Bulk Requirements.~~

~~SHRUB — A woody plant that does not have a center trunk and does not typically grow over 10 feet high.~~

~~SOIL-MOVING PERMIT — The permit required by § 102-11 of the Code of the Borough of Mountain Lakes.~~

~~STREET TREE OR SHRUB — Any tree or shrub upon any Borough street, right-of-way, highway, public place or park.~~

~~TREE — Any living deciduous or coniferous species which reaches a typical mature height of 12 feet or more and has a typical mature diameter of four inches or greater measured at a point 4 1/2 feet above the ground.~~

~~TREE REMOVAL PERMIT — The permit required by § 102-36 of the Code of the Borough of Mountain Lakes.~~

§ 102-35. Street trees and shrubs in rights- of-way.

A. Regulations.

- (1) Approval for planting or removing street trees or shrubs. No person shall plant, prune or remove any tree or shrub upon any Borough street, right-of-way, highway, public place or park without written permission from the Shade Tree Commission. Except as required by Subsection A(2) herein, this provision shall not be construed to require a street tree management plan to plant or remove a tree or shrub upon any Borough street, right-of-way, highway, public place or park.
- (2) Street tree management plan required. The Construction Official shall not issue a construction permit for erecting or constructing a building or addition or alteration thereof or improvements upon a property, a road opening permit, or a soil moving permit until a street tree management plan has been approved by the Shade Tree Commission and implemented in accordance with the regulations and provisions of § 102-35. Throughout a period of any construction, alteration or repair to any building or structure, or work on a site which is subject to an approved street tree management plan, the owner, tenant, person, firm or corporation causing said construction, improvement or work shall in all respects comply with an approved street tree management plan. The Planning Board or Zoning Board of Adjustment shall require as part of an application for development a street tree management plan approved by the Shade Tree Commission.
- (3) Other restrictions. No person shall:
 - (a) Cut, break, injure or remove a tree or shrub upon any Borough street, right-of-way, highway, public place or park. This provision shall not apply to the actions of the Borough or a duly franchised public utility in the case of an emergency.
 - (b) Place rope, wire, sign, poster or other fixture on a tree or shrub upon any Borough street, right-of-way, highway, public place or park or injure, misuse or remove any device placed to protect a tree or shrub upon any Borough street, right-of-way, highway, public place or park. This provision shall not apply to the actions of the Borough or a duly franchised public utility in the case of an emergency.

- (c) Fasten or attach an animal to or cause or allow an animal to injure a tree or shrub upon a Borough street, right-of-way, highway, public place or park.
- (d) Place or store, or cause to be placed or stored, any earth, stone, cement, sidewalk, or other substance, that impedes the free access of water and air to the roots of a tree or shrub upon any Borough street, right-of-way, highway, public place or park.
- (e) Pour salt water or other chemical, build fires or station any incinerator, tar kettle, road roller or other engine on or near a tree or shrub upon any Borough street, right-of-way, highway, public place or park in any such manner that the vapor or fumes therefrom may injure the same.

B. Street tree management plan.

- (1) Application. Any owner, person, firm or corporation who shall seek approval of an application for development by the Planning Board or Zoning Board of Adjustment; apply for a construction permit to erect or construct or cause to be erected or constructed a building or addition thereto or alteration thereof or install or cause to be installed improvements upon any property; seek a road opening permit; or seek a soil moving permit shall as a condition thereof apply for and receive approval for and comply with a street tree management plan on such forms and provide such information as may be reasonably required to satisfy the intent and purpose hereof by the Shade Tree Commission in accordance with the following:
 - (a) Identify, by street, block and lot number, the site and adjacent Borough streets, rights-of-ways, highways, public places and parks.
 - (b) Provide the name, address and telephone number of the owner or duly authorized agent of said owner, where applicable.
 - (c) Identify and place on a site plan or survey the location of any existing and/or proposed tree or shrub on adjacent Borough streets, rights-of-ways, highways, public places and parks.
 - (d) Mark any existing tree or shrub and/or the location of a proposed street tree or shrub, by visible, weatherproof and reasonably tamperproof means such as colored plastic tape. Existing trees or shrubs shall not to be sprayed with paint or chemicals or otherwise permanently marked, damaged or defaced.
 - (e) Identify and mark a tree protection zone around trees and shrubs upon Borough streets, rights-of-ways, highways, public places and parks adjacent to the site to a minimum of one foot from the tree trunk in all directions where feasible equal to one-inch diameter of tree trunk (for example, 10 feet from a tree 10 inches in diameter) and one foot beyond the dripline of a shrub. The diameter of the tree must be determined as follows: measure the circumference of the tree

4.5 feet above the ground, then divide that number by 3.14. This is the diameter of the tree.

- (f) Construct and maintain barricades made of snow fencing, or comparable fence material approved by the Shade Tree Commission, to a height of no less than four feet around the perimeter of the tree protection zone, as identified above, until all work is completed and the condition of trees and shrubs within the tree protection zone is approved by the Shade Tree Commission.
- (g) Place signs on barricade denoting a tree protection zone.
- (h) Place all equipment, supplies, stockpiled earth and stones, ditches, and underground utility lines outside the tree protection zone. If an underground line must go within a tree protection zone, it is to be installed by a method approved by the Shade Tree Commission that minimizes to the extent feasible cutting of or damage to roots.
- (i) At the discretion of the Shade Tree Commission, fertilize protected trees and shrubs which show evidence of stress from construction activity to increase vigor and aid in overcoming stress.
- (j) Designate specific corridors for site access, where the driveways or parking areas or walks will be located, and provide protection of root zones where necessary.
- (k) Where a change of slope may cause harm to any existing tree or shrub upon a Borough street, right-of-way, highway, public place or park, a well or other means of protective barrier shall be erected accordingly, said barrier not to encroach on the area required to sustain life of the same.
- (l) In the event it is proposed to replace an existing tree or shrub or in the event a tree or shrub is killed, destroyed or substantially damaged during construction, it must be replaced by one or more trees or shrubs of equivalent size and of a type approved by the Shade Tree Commission. If replacing a tree with a trunk diameter greater than 2.5 to three inches measured 4.5 feet above the ground, in lieu of planting one tree with equivalent trunk diameter, a larger number of smaller trees may be planted, according to a formula based on the diameter of the trunk of the destroyed or damaged tree: For every two inches of tree diameter damaged or destroyed, plant one replacement tree acceptable to the Borough with a two-and-one-half to three-inch diameter measured one foot above planting level. To the extent such replacement tree or trees cannot reasonably be located upon the Borough street, right-of-way, highway, public place or park in place of the original existing tree, the Borough may designate an alternate location upon any Borough street, right-of-way, highway, public place or park.

- (2) Review. The Shade Tree Commission shall review a street tree management plan to determine its compliance with the requirements of this section. In reviewing the aforesaid items, the Shade Tree Commission may utilize the services of the Borough Manager, Borough Engineer, Arborist, or other Borough staff or consultants.
 - (3) Time for decision. The Shade Tree Commission shall, within 15 days after receipt of a complete application, render its decision.
- C. Maintenance guaranty. In the event the planting of trees or shrubs or the replacement of existing trees or shrubs is proposed, an applicant shall post a maintenance guaranty equal to 120% of the estimate of the Shade Tree Commission to plant or replace the same, which maintenance guaranty shall be subject to acceptance by the Borough Council. Upon completion of all construction or disturbance, an applicant may seek approval of planted or replaced trees and shrubs. All trees or shrubs which fail to survive for a period of three years following the approval thereof by the Shade Tree Commission shall be replaced at no cost or expense to the Borough. The replacement shall be made within 60 days following written demand for such replacement or within such additional time as the Shade Tree Commission may direct. In the event the applicant shall fail to comply with the written demand for such replacement by the Shade Tree Commission, the Council may default the guaranty upon notice to the applicant and the sum thereof shall be forfeited to the Borough of Mountain Lakes and applied to the budget of the Shade Tree Commission or Borough. A guaranty shall be released by the Council upon completion of all construction or disturbance, approval of planted or replaced trees and shrubs by the Shade Tree Commission and survival thereof for a period of three years following approval.

§ 102-36. Permit Required. ~~Protected trees within setback area.~~

A. Regulations.

- (1) ~~Tree removal permit required. No person shall remove a protected tree, which does not include dead trees, in the setback area of any lot without first obtaining a tree removal permit. A tree removal permit shall not be required for removal of a protected tree if the work to be done is in accordance with an approved setback tree management plan and the related permits required by Subsection A(2) herein. The tree removal permit shall be automatically approved, with no requirement for neighbor notification, if no more than 50%, up to a maximum of three of the protected trees, which does not include dead trees, in the setback area have been or will be removed in a twelve-month period.~~

Except as exempted in Section 102-38, no person, firm or corporation shall cut, remove, injure or damage any non-street tree of 6" DBH or more in the setback area (as defined in the Borough Land Use Ordinance) of any property within the Borough of Mountain Lakes without obtaining a Tree Removal Permit in accordance with the regulations and provisions of this Chapter. A tree removal permit shall not be required if the work to be done is in accordance with an approved setback tree management plan and the related permits required by Subsection A(2) herein.

- (2) Setback tree management plan required. The Construction Official shall not issue a construction permit for erecting or constructing a building or addition or alteration thereof or improvements upon a property, a road opening permit, or a soil moving permit until a setback tree management plan has been approved by the Borough Manager and implemented in accordance with the regulations and provisions of § 102-36. Throughout a period of any construction, alteration or repair to any building or structure, or work on a site which is subject to an approved setback tree management plan, the owner, tenant, person, firm or corporation causing said construction, improvement or work shall in all respects comply with an approved setback tree management plan. The Planning Board or Zoning Board of Adjustment shall require as part of an application for development a setback tree management plan approved by the Borough Manager.
- B. Setback tree management plan and tree removal permit. When required by Subsection A(1) herein, an application for a tree removal permit shall be submitted on forms provided by the Borough Manager. When required by Subsection A(2) herein, a setback tree management plan for protected trees shall be submitted in like manner to § 102-35B. A setback tree management plan must show the location of each protected tree within the setback area of the affected property. The plan must also include any tree or shrub on any Borough right-of-way abutting the affected property. The setback tree management plan must identify each protected tree and whether and how it will be protected. The setback tree management plan or tree removal permit must be approved by the Borough Manager in accordance with the procedures and standards set forth in Subsections D and E below. The Borough Manager may seek the advice of the Shade Tree Commission, the Borough Engineer, the Arborist or other Borough staff or consultants in making any of the decisions entrusted to the Borough Manager by § 102-36. The Borough Manager shall render his decision on a setback tree management plan or tree removal permit within 15 days after receipt of a complete application and the completion of the neighbor notification period in Subsection E.
- C. Appeal to Council. The applicant shall have the right to appeal the decision of the Borough Manager regarding the setback tree management plan or tree removal permit to the Council of the Borough within 10 days of receiving written notice of a decision. Said appeal shall be by written notice of appeal to the Borough Clerk. Upon receipt of said appeal, the Council shall proceed to hear said appeal upon notice to the applicant within 30 days after the filing of said notice of appeal. The Council may, in its discretion and upon complete review of the application and after hearing such testimony as may be warranted, reverse, modify or affirm the aforesaid decision.
- D. Standards. Upon receipt of a setback tree management plan or application for a tree removal permit, the Borough Manager shall review it and inspect the site on which the protected trees are located. The Borough Manager shall consider the following factors in deciding whether to approve the setback tree management plan or the application for a tree removal permit:

- (1) Whether the preservation of the protected tree or trees is important to the benefits of § 102-33.
- (2) The overall effect of removal of such protected tree or trees on the physical and aesthetic value of the applicant's property and adjacent property.
- (3) Whether the proposed removal would constitute a significant change in the screening between existing or proposed buildings on contiguous lots.
- (4) Whether more than 50% up to a maximum of three of the protected trees (which does not include dead trees) in the setback area have been or will be removed in a twelve-month period.
- (5) Whether the tree management plan is adequate to insure the safety and health of any protected trees and all street trees.
- (6) Whether the proposed cutting or removal would impair the growth and development of the remaining trees on the applicant's property or adjacent property.
- (7) Whether the proposed cutting or removal would change existing drainage patterns.
- (8) Whether the proposed removal would allow soil erosion or increase dust.
- (9) Whether the proposed removal would constitute a horticulturally advantageous thinning of an existing overgrown area.
- (10) Whether existing conditions or proposed changes in the topography of the area where such protected tree or trees are located have depressed land configuration or fill of land which shall be deemed injurious to the protected trees or other trees located nearby so as to require welling, construction of an aerification system, or tree removal or replacement.
- (11) Whether the protected tree or trees are dying, diseased, or severely damaged, or the angle of growth makes them a hazard to structures, roads, or human life.
- (12) Whether the presence of the protected tree or trees is likely to cause hardship or will endanger the public or an adjoining property owner by reason of it being diseased or dead or for some other adequate reason with the intent of this article.

~~E. Neighbor notification. No permit shall be issued or setback tree management plan approved until 14 calendar days after a copy of the setback tree management plan or application for a tree removal permit has been delivered to each affected neighbor, except as specified in § 102-36A(1), in order to give each such owner an opportunity to consult with the applicant, take other steps on his or her own property to protect potentially affected trees, and provide written comments on the setback tree management plan or tree removal permit to the Borough Manager within 14 calendar days of delivery. Such delivery to each affected neighbor may be made by hand or by certified mail at the address of the property owner as shown on the current tax duplicate. If by certified mail, such delivery shall be deemed complete upon mailing.~~

~~Prior to permit issuance, the applicant shall provide a signed affidavit of service attesting that such delivery has been completed as required.~~

§ 102-37 Application Procedure.

- A. Application for a tree removal permit shall be made by submission of the following:
1. An application form provided by the Borough containing the following information: the name and address of the applicant; their e-mail address and phone number, the street address of the property in question and the number of tree(s) to be removed.
 2. The reason(s) for removing the trees.
 3. Any tree removal application, with an approved Planning Board site plan or subdivision, shall post a guaranty equal to 120% of the estimate to plant or replace same. The guaranty is applicable where the project is for new development or construction.
 4. A tree removal application shall include a tree removal plan with a diagram showing the location of all trees to be removed, the species of such trees, their diameter, the drip line of the trees to be removed and location of all existing and proposed structures on the property, and property lines. A reproduction of the tax map or an existing survey modified to provide this information would be acceptable.
- B. The fee for processing a tree removal permit shall be charged. The fee schedule is set forth in Chapter 111
- C. The applicant shall place a one (1") inch wide yellow ribbon around the trunk of each tree to be removed at a height of four and one-half (4-1/2') feet above the ground so that the proposed tree removal may be inspected in the field.
- D. Tree Replacement Requirements
1. Removal of street trees is allowed only with written permission from the Shade Tree Commission, as outlined in Section 102-35.A(1), and replacement shall be under the jurisdiction of the Shade Tree Commission.
 2. Any person who removes one or more non-street tree(s), unless exempt, with a DBH of 6", unless otherwise provided, shall be subject to the requirements of the Tree Replacement Requirements Table.
 3. The species type and diversity of replacement trees shall be in accordance with a list of approved trees Attached hereto as Exhibit A and planting requirements kept on file in the Borough.
 4. Replacement tree(s) shall:

- a. Be replaced with a tree that meets the Tree Replacement Criteria in the table below;
- b. Be planted within twelve (12) months of the date of removal of the original tree(s) or at an alternative date specified by the municipality;
- c. Be monitored for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months; and
- d. Not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.
- e. Be of the species listed in the “Recommended List of Replacement Trees” maintained on the Borough website. Preference shall be given to native trees.

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Tree Replacement Criteria (See Appendix A)
1	DBH of 2.5” (for street trees) or 6” (for non-street trees) to 12.99”	Replant 1 tree with a minimum tree caliper of 1.5” for each tree removed
2	DBH of 13” to 22.99”	Replant 2 trees with minimum tree calipers of 1.5” for each tree removed
3	DBH of 23” to 32.99”	Replant 3 trees with minimum tree calipers of 1.5” for each tree removed
4	DBH of 33” or greater	Replant 4 trees with minimum tree calipers of 1.5” for each tree removed

5. Replacement Alternatives:

If the municipality determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:

- (a) Plant replacement trees in a separate area(s) approved by the municipality.
- (b) Pay a fee per tree removed as set forth in Chapter 111.

This fee shall be placed into a fund dedicated to tree planting and continued maintenance of the trees.

~~§ 102-37. Fees, violations and penalties.~~

~~A. Fees. The fee for a tree removal permit shall be as set forth in Chapter 111.~~

~~B. Violations and penalties for § 102-35. Any person violating any provision of § 102-35 shall be subject to penalties up to the amount provided in Article III of Chapter 1 of~~

~~this Code, as amended and supplemented. Each tree or shrub illegally removed or damaged shall be a separate violation. Notwithstanding, the Borough or court may reduce the penalties and suspend the imprisonment and community service in the event the violator shall agree as follows:~~

- ~~(1) To abate the violation by replacing at his sole expense the tree or trees damaged or destroyed, as shall be determined by the Shade Tree Commission;~~
- ~~(2) To reimburse the Borough for all reasonable charges of the enforcing authority, Council, Shade Tree Commission and Borough Attorney;~~
- ~~(3) In exercising the authority established hereby, for any tree or shrub upon any Borough street, right of way, highway, public place and park, the Shade Tree Commission shall:
 - ~~(a) Require that, for each tree damaged or destroyed, the violator plant a replacement tree or trees as specified by the Shade Tree Commission. The number of replacement trees required shall be based on the diameter of the damaged or destroyed tree(s) measured 4.5 feet from the ground. If the tree(s) has been cut to a height of less than 4.5 feet, or to ground level, then the diameter of the remaining stump(s) shall be used to determine the number of replacement trees required. If the tree and stump have been removed entirely, the last recorded diameter entered into the Street Tree Inventory Database shall be used to determine the number of replacement trees required. If there is a multiple-trunk tree, then each trunk's diameter shall be measured and added together to determine the total diameter of the damaged or destroyed tree. In all cases, the number of replacement trees shall be determined by this formula: one replacement tree of no less than 2.5 to three inches in diameter measured one foot above planting level for every two inches of diameter of damaged or destroyed tree, unless otherwise approved by the Shade Tree Commission.~~
 - ~~(b) Direct that replacement trees be planted near the location of damaged or destroyed trees and otherwise throughout the Borough.~~
 - ~~(c) Require that the violator provide a maintenance guaranty of the survival and normal healthy development of replacement trees for a period of three years in an amount equal to 120% of the cost of replacement trees in accordance with §102-35C.~~~~

~~C. Violations and penalties for § 102-36. Any person violating any provision of § 102-36 shall be subject to penalties up to the amount provided in Article III of Chapter 1 of this Code, as amended and supplemented. Each protected tree illegally removed or damaged shall be a separate violation. Notwithstanding, the Borough or court may reduce the penalties and suspend the imprisonment and community service in the event the violator shall agree as follows:~~

~~(1) To abate the violation by replacing at his sole expense the tree or trees damaged or destroyed, as shall be determined by the Borough Manager;~~

~~(2) In exercising the authority established hereby for any protected tree, the Borough~~

~~Manager shall:~~

~~(a) Require that, for each protected tree damaged or destroyed, the violator plant a replacement tree as specified by the Borough Manager.~~

~~(b) Direct that replacement trees be planted near the location of damaged or destroyed trees.~~

~~(c) Require that the violator provide a maintenance guaranty of the survival and normal healthy development of replacement trees for a period of three years in an amount equal to 120% of the cost of replacement trees in accordance with § 102-35C.~~

~~(3) To reimburse the Borough for all reasonable charges of the enforcing authority, Council and Borough Attorney.~~

~~D. Enforcement. No person shall prevent, delay or interfere with any lawful work undertaken by the Shade Tree Commission or the Borough's authorized agent. The Code Enforcement Official of the Borough of Mountain Lakes and, in his absence, the Borough Manager are designated as the enforcing agent for this article. The enforcing agent may order any tree work, or other activity that is carried on in violation of any decision or any provision of this article, to be stopped forthwith. The order shall be issued in writing and a copy served upon any person engaged in tree work or other activity, the applicant and the owner of the lot. Except for such work as is necessary to remedy the violation, any further work shall comply with the terms and conditions of the decision and of this article.~~

~~E. Liability. Nothing in this article shall be deemed to impose any liability upon the Borough or its officers or employees or agents or upon the Shade Tree Commission or any of its members. Nothing in this article shall be deemed to relieve the owner and/or occupant of any private property from the duty to keep trees and shrubs thereon in a safe condition.~~

102-38. Exemptions.

All persons shall comply with the tree replacement standard outlined above, except in the cases detailed below. Proper justification in the form of photographs or certifications from the property owner or tree removal professional shall be provided, in writing, by all persons claiming an exemption:

A. The removal of two or fewer trees per year.

B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;

- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the municipality;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.
- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- G. Hazard trees,
- H. Invasive species, as listed on the New Jersey Invasive Species Strike Team website.
- I. Trees removed for safety reasons by a public utility company.

102-39 Enforcement and Violations .

- A. Enforcement. No person shall prevent, delay or interfere with any lawful work undertaken by the Shade Tree Commission or the Borough's authorized agent. The Code Enforcement Official of the Borough of Mountain Lakes and, in his absence, the Borough Manager are designated as the enforcing agent for this article. The enforcing agent may order any tree work, or other activity that is carried on in violation of any decision or any provision of this article, to be stopped forthwith. The order shall be issued in writing and a copy served upon any person engaged in tree work or other activity, the applicant and the owner of the lot. Except for such work as is necessary to remedy the violation, any further work shall comply with the terms and conditions of the decision and of this article.
- B. Violations and penalties for § 102-35. Any person violating any provision of § 102-35 shall be subject to penalties up to the amount provided in Article III of Chapter 1 of this Code, as amended and supplemented. Each tree or shrub illegally removed or damaged shall be a separate violation. Notwithstanding, the Borough or court may reduce the penalties and suspend the imprisonment and community service in the event the violator shall agree as follows:
 - (1) To abate the violation by replacing at his sole expense the tree or trees damaged or destroyed in accordance with the provisions of 102-37
 - (2) To reimburse the Borough for all reasonable charges of the enforcing authority, Council, Shade Tree Commission and Borough Attorney;
 - (3) In exercising the authority established hereby, for any tree or shrub upon any Borough street, right-of-way, highway, named park or trail, the Shade Tree Commission shall:
 - (a) Require that, for each tree damaged or destroyed, the violator plant a replacement tree or trees as specified by the Shade Tree Commission. The number of replacement trees required shall be based on the diameter of the damaged or destroyed tree(s) measured 4.5 feet from the ground. If the tree(s) has been cut to a height of less than 4.5 feet, or to ground level, then the diameter of the remaining stump(s) shall be used to determine the number of replacement trees required. If the tree and stump have been removed entirely, the last recorded diameter entered into the Street Tree Inventory Database shall be used to determine the number of replacement trees required. If

there is a multiple-trunk tree, then each trunk's diameter shall be measured and added together to determine the total diameter of the damaged or destroyed tree. In all cases, the number of replacement trees shall be determined by this formula: one replacement tree of no less than 2.5 to three inches in diameter measured one foot above planting level for every two inches of diameter of damaged or destroyed tree, unless otherwise approved by the Shade Tree Commission.

(b) Direct that replacement trees be planted near the location of damaged or destroyed trees and otherwise throughout the Borough.

(c) Require that the violator provide a maintenance guaranty of the survival and normal healthy development of replacement trees for a period of three years in an amount equal to 120% of the cost of replacement trees in accordance with § 102-35C.

- C. Violations and penalties for § 102-36. Any person violating any provision of § 102-36 shall be subject to penalties up to the amount provided in Article III of Chapter 1 of this Code, as amended and supplemented. Each tree illegally removed or damaged shall be a separate violation. Notwithstanding, the Borough or court may reduce the penalties and suspend the imprisonment and community service in the event the violator shall agree to abate the violation by replacing at his sole expense the tree or trees damaged or destroyed in accordance with the provisions of 102-37;

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

RESOLUTION 131-24

“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 **July 22, 2024** 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 July 22, 2024.

Cara Fox, Borough Clerk

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

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 07/22/2024 For bills from 06/21/2024 to 07/18/2024

Check#	Vendor	Description	Payment	Check Total
24164	101 - 84 LUMBER COMPANY	PO 29272 BH: RENOVATIONS - FIREHOUSE	28.78	
		PO 29357 BH: RENOVATIONS - MISC SUPPLIES	1,053.49	1,082.27
24165	124 - AC DAUGHTRY, INC.	PO 28771 DPW - CENTRAL STATION MONITORING - BLANK	310.53	
		PO 29212 DPW - CENTRAL STATION MONITORING	228.71	539.24
24166	219 - ACCESS	PO 28768 2024 ARCHIVE SERVICES - CUST# 156NFY0479	1,488.64	1,488.64
24167	4296 - ACTIVE911, INC	PO 29183 FIRE DEPT: ADDITIONAL SUBSCRIPTIONS	8.43	8.43
24168	2426 - AGL WELDING SUPPLY CO.	PO 28419 DPW - EQUIPMENT & TOOLS - BLANKET	91.77	91.77
24169	4361 - AGSCO CORP	PO 29243 BH RENO: MATERIALS	310.00	310.00
24170	3861 - AMAZON CAPITAL SERVICES	PO 28953 RECREATION: ORDER# 111-5497127-6713836	360.05	
		PO 29162 POLICE: ORDER# 111-4149362-6573050 11	58.27	418.32
24171	3861 - AMAZON CAPITAL SERVICES	PO 29180 DPW: ORDER# 111-9400128-4739431	24.99	
		PO 29210 CLERK: ORDER# 111-9114303-7903425	99.00	
		PO 29246 ADMIN: ORDER# 111-3662560-6031405	156.97	
		PO 29249 POLICE: ORDER# 111-8393267-6877007	129.99	
		PO 29256 HUB LAKES: ORDER# 111-1491522-7293827	120.93	
		PO 29268 POLICE: ORDER# 111-3854813-0263445	83.46	615.34
24172	3861 - AMAZON CAPITAL SERVICES	PO 29283 MULI DEPT: ORDER# 111-3765578-7576269	167.41	
		PO 29283 MULI DEPT: ORDER# 111-3765578-7576269	10.87	
		PO 29295 POLICE: ORDER # 111-3213025-9212200	21.84	
		PO 29303 POLICE: ORDER# 111-1697936-3053868 11	70.95	
		PO 29311 DPW: ORDER# 111-5525936-4504251	239.34	
24173	3861 - AMAZON CAPITAL SERVICES	PO 29315 ADMIN: ORDER# 111-4476794-3653063	79.96	590.37
24174	189 - ANCHOR ACE HARDWARE	PO 29329 ADMIN: ORDER# 111-4476794-3653063	99.98	99.98
		PO 28273 POLICE: MISC SUPPLIES - BLANKET	48.57	
		PO 28585 WATER OPERATING - DEPARTMENTAL SUPPLIES	63.98	
		PO 28709 DPW - DEPARTMENT SUPPLIES - BLANKET	47.56	
		PO 28709 DPW - DEPARTMENT SUPPLIES - BLANKET	33.98	
		PO 28762 DPW - BUILDING MAINTENANCE - BLANKET	121.93	316.02
24175	189 - ANCHOR ACE HARDWARE	PO 28763 WATER OPERATING - DEPARTMENTAL SUPPLIES	109.92	
		PO 29232 DPW - DEPARTMENT SUPPLIES - BLANKET	239.57	
		PO 29232 DPW - DEPARTMENT SUPPLIES - BLANKET	125.93	475.42
24176	102 - ANDERSON & DENZLER ASSOC., INC	PO 29238 MAY 2024 PROFESSIONAL SERVICES	1,199.90	
		PO 29238 MAY 2024 PROFESSIONAL SERVICES	691.90	
		PO 29238 MAY 2024 PROFESSIONAL SERVICES	184.60	
		PO 29238 MAY 2024 PROFESSIONAL SERVICES	3,238.12	
		PO 29238 MAY 2024 PROFESSIONAL SERVICES	6,897.40	12,211.92
24177	102 - ANDERSON & DENZLER ASSOC., INC	PO 29306 JUNE 2024 PROFESSIONAL SERVICES	184.60	
		PO 29306 JUNE 2024 PROFESSIONAL SERVICES	1,299.40	
		PO 29306 JUNE 2024 PROFESSIONAL SERVICES	2,030.60	
		PO 29306 JUNE 2024 PROFESSIONAL SERVICES	830.70	4,345.30
24178	3957 - ATLANTIC COAST RECYLING, LLC	PO 28978 SOLID WASTE - RECYCLING - BLANKET	425.30	425.30
24179	344 - BALLY'S ATLANTIC CITY	PO 29214 2024 LEAGUE OF MUNICIPALITIES - STEVE GL	378.00	378.00
24180	3103 - BENEFIT ANALYSIS, INC.	PO 28883 2024 FLEXIBLE SPENDING ACCOUNTS - BLANKE	225.00	225.00
24181	4574 - CADWELL DESIGN + SIGN	PO 29013 BH: MISC SIGNS	747.01	747.01
24182	4645 - CARDIO PARTNERS, INC	PO 29242 AED REPLACEMENT PADS	359.22	359.22
24183	497 - CLARION OFFICE AND FURNITURE PRODUCTS	PO 29273 DPW - OFFICE FURNITURE	205.00	
		PO 29273 DPW - OFFICE FURNITURE	205.00	410.00
24184	4090 - CLEAN MAT SERVICES, LLC	PO 28748 2024 FLOOR MAT SERVICE APR-DEC BLANKET	183.36	183.36
24185	4641 - COLIN STEPHENS	PO 29229 FINGERPRINT REIMBURSEMENT - LIFE GUARD	58.98	58.98
24186	455 - CONDURSOS GARDEN CENTER	PO 29286 FLOWERS FOR MEMORIAL DAY PARADE	129.00	129.00
24187	4257 - CONNOR GRADY	PO 29244 POLICE: TUITION REIMBURSEMENT - CONNOR R	1,406.34	1,406.34
24188	1481 - CORE & MAIN, LP	PO 29313 WATER METER REPLACEMENT PROGRAM	695.00	695.00
24189	2396 - COUNTY WELDING SUPPLY CO.	PO 28591 DPW - EQUIPMENT & TOOLS - BLANKET	72.00	72.00
24190	4586 - CREATIVE MANAGEMENT, INC	PO 28870 DPW - DIESEL FUEL - BLANKET	757.69	
		PO 28870 DPW - DIESEL FUEL - BLANKET	675.22	1,432.91
24191	4325 - CSI TECHNOLOGY GROUP	PO 29351 POLICE: E-TICKETING	175.50	175.50
24192	506 - DAN COMO & SONS, INC	PO 28955 SOLID WASTE: LEAF/BRUSH REMOVAL- BLANKET	560.00	
		PO 29289 SOLID WASTE - LEAF AND BRUSH REMOVAL - 2	1,820.00	2,380.00
24193	4651 - DAVID XU	PO 29284 FINGERPRINT REIMBURSEMENT - LIFE GUARD	58.98	58.98
24194	2971 - DIRECT ENERGY BUSINESS	PO 29287 SEWER: ELECTRIC SERVICE: MAY - JUNE 20	29.59	
		PO 29288 BORO HALL: ELECTRIC SERVICE: MAY - JUNE	1,547.49	
		PO 29290 WATER: ELECTRIC SERVICE - MAY - JUNE 202	5,994.36	
		PO 29291 PARKS & BEACHES: ELECTRIC SERVICE: MAY -	152.52	7,723.96
24195	2971 - DIRECT ENERGY BUSINESS	PO 29292 BORO GARAGE: ELECTRIC SERVICE: MAY - JUN	937.31	937.31
24196	4573 - EARTHWORKS, INC.	PO 28685 SUNSET LAKE DAM REHABILITATION PROJECT -	326,732.00	326,732.00
24197	1170 - FERGUSON ENTERPRISES #501	PO 29237 BH: RENOVATIONS- SITE WORK	162.02	162.02
24198	2517 - FIREFIGHTER ONE, LLC	PO 29034 FIRE DEPTS: MEDICAL BAGS	1,489.72	
		PO 29269 FIRE DEPT: TESTING	480.00	1,969.72
24199	4514 - GALLS, LLC	PO 29304 POLICE: MEDICAL EQUIPMENT	39.89	39.89

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 07/22/2024 For bills from 06/21/2024 to 07/18/2024

Check#	Vendor	Description	Payment	Check Total
24200	653 - GANNET NEW YORK/NEW JERSEY LOCALIQ	PO 28433 PLANNING/ZONING - 2024 ADVERTISING - BLA	15.60	
		PO 29120 CLERK: ADVERTISING BLANKET 2024	1,043.96	1,059.56
24201	876 - GARDEN STATE LABORATORIES, INC	PO 28592 WATER OPERATING - TREATMENT OF WELLS - B	144.00	144.00
24202	4605 - GEESE CHASERS NORTH JERSEY, LLC	PO 28849 PARKS: GOOSE MANAGEMENT ANNUAL MAINTENAN	1,150.00	1,150.00
24203	3049 - GENERAL CODE	PO 29336 CLERK: CUST#M01514 - 2024 ANNUAL MAINTEN	1,195.00	1,195.00
24204	4654 - GIANCARLO RUGGIERO	PO 29316 FINGERPRINT REIMBURSEMENT - LIFE GUARD	58.98	58.98
24205	4533 - GREEN VALLEY LANDSCAPE DESIGN	PO 29323 CLEAN UP AT LAKE/TRAIN STATION	2,400.00	2,400.00
24206	196 - GRIFFITH-ALLIED TRUCKING, LLC	PO 29178 UNLEADED GASOLINE - MCCPC CONTRACT #1 -	2,846.08	
		PO 29178 UNLEADED GASOLINE - MCCPC CONTRACT #1 -	3,109.53	
		PO 29178 UNLEADED GASOLINE - MCCPC CONTRACT #1 -	1,776.61	7,732.22
24207	3991 - GRM INFORMATION MANAGEMENT SERVICES	PO 28967 2024 ARCHIVE STORAGE 2-4 QTR - ACCT 01Q	415.91	415.91
24208	3992 - HARD ROCK HOTEL & CASINO	PO 29207 2024 LEAGUE OF MUNICIPALITIES HOTEL RESE	1,764.00	1,764.00
24209	911 - HOME DEPOT CREDIT SERVICES	PO 29149 DPW - FIREWORKS - 2024 - BLANKET	1,338.71	
		PO 29271 BH: RENOVATIONS - MISC SUPPLIES	246.07	
		PO 29330 PARKS & PLAYGROUNDS - FIREWORKS	101.87	
		PO 29356 BH: RENOVATIONS - MISC SUPPLIES	856.76	2,543.41
24210	4209 - HUNTER CARRIER SERVICES	PO 29026 ADMIN: 2024 PHONES - ACCT BOML- BLANKET	1,152.90	1,152.90
24211	3677 - ICMA	PO 29274 ADMIN: 2024 ICMA MEMBERSHIP RENEWAL - MI	1,010.43	1,010.43
24212	3817 - IL TORRENTE PIZZA	PO 28613 DPW - MEALS - BLANKET	33.92	33.92
24213	983 - INSTITUTE FOR FORENSIC PSYCHOLOGY, INC.	PO 29302 POLICE: TESTING	2,500.00	2,500.00
24214	4447 - J. CALDWELL & ASSOCIATES, LLC	PO 28898 HIGHLANDS PLAN CONFORMANCE ASSISTANCE -	3,900.00	3,900.00
24215	4636 - JACK FITCH	PO 29224 FINGERPRINT REIMBURSEMENT - LIFE GUARD	59.98	59.98
24216	633 - JASON DIMICK	PO 29245 POLICE: REIMBURSEMENT - JASON DIMICK	518.44	
		PO 29251 POLICE: REIMBURSEMENT - JASON DIMICK	10.41	528.85
24217	859 - JCP&L	PO 29277 ACCT#100 151 758 974 - BILL PRD: 5/23 -	737.10	
		PO 29278 ACCT#100 154 666 612/ BILL PRD: 5/23 - 6	4.69	
		PO 29279 ACCT#100 075 505 725 - BILL PRD: 5/23 -6	4.49	
		PO 29280 ACCT#100 141 241 693 BILL PRD: 5/23 - 6/	109.20	
		PO 29281 ACCT#100 050 702 156 - BILL PRD:5/30 - 6	5.32	
		PO 29350 ACCT#100 076 421 971/ BILL PRD: 6/7 to 7	209.60	
		PO 29360 STREET LIGHTING - ASSORTED ACCOUNTS - MA	100.02	1,170.42
24218	3418 - JERSEY TACTICAL CORP	PO 28959 POLICE: BREACHING EQUIPMENT	8,209.81	8,209.81
24219	1040 - JESCO, INC.	PO 29113 DPW - EQUIPMENT REPAIR - BLANKET	150.21	
		PO 29131 DPW - EQUIPMENT REPAIR	739.00	889.21
24220	4647 - JOSHUA GRUNIN - C/O VALERIE HOFER, ESQ	PO 29293 GRUNIN 2023 STATE TAX APPEAL REFUND	1,018.78	1,018.78
24221	4640 - JULIE SAVAGE	PO 29228 FINGERPRINT REIMBURSEMENT - LIFE GUARD	58.98	58.98
24222	1090 - KENVIL POWER MOWER	PO 28880 DPW - EQUIPMENT - BLANKET	380.98	
		PO 29252 DPW - PERSONAL SAFETY EQUIPMENT - BLANKE	179.95	560.93
24223	4563 - LAURIE STEPPER	PO 29312 SPEICAL EVENT EXPENSES FOR BOAT AND SWIM	343.52	343.52
24224	4635 - LORELAI PAGE	PO 29223 FINGERPRINT REIMBURSEMENT - LIFE GUARD	58.98	58.98
24225	2790 - MC PUBLIC SAFETY TRAINING ACADEMY	PO 29184 POLICE: TRAINING	50.00	50.00
24226	1338 - MGL PRINTING SOLUTIONS, LLC	PO 29148 WATER / SEWER: NEW BILLS WITH PRESORT LA	548.50	
		PO 29148 WATER / SEWER: NEW BILLS WITH PRESORT LA	548.50	1,097.00
24227	4658 - MIRA MARINO	PO 29365 FINGERPRINT REIMBURSEMENT	58.98	58.98
24228	3167 - MORRIS COUNTY MUNICIPAL JOINT INSUR. FUN	PO 29327 FY2024 3RD INSTALLMENT	4,643.17	
		PO 29327 FY2024 3RD INSTALLMENT	5,306.48	
		PO 29327 FY2024 3RD INSTALLMENT	56,381.35	66,331.00
24229	1295 - MORRIS COUNTY MUNICIPAL UTILITIES	PO 29190 SOLID WASTE DISPOSAL - MAY 2024	12,197.46	
		PO 29314 SOLID WASTE DISPOSAL - JUNE 2024	11,746.80	23,944.26
24230	3363 - MOUNTAIN LAKES BOARD OF EDUCATION	PO 29193 2024 PRIMARY ELECTION DAY FOOD	547.25	547.25
24231	1371 - MTN. LAKES BOARD OF EDUCATION	PO 29285 AUGUST 2024 MTN LAKES SCHOOL DISTRICT GE	2,153,145.66	2,153,145.66
24232	1394 - MTN. LAKES PUBLIC LIBRARY	PO 28695 MAY - DEC 2024 MTN LAKES PUBLIC LIBRARY	28,695.00	28,695.00
24233	1472 - MURPHY MCKEON P.C.	PO 28723 LEGAL: 2024 RETAINER FEES - BLANKET	4,166.66	
		PO 29275 MAY 2024 LEGAL SERVICES - TAX APPEALS	2,270.00	6,436.66
24234	4615 - NAPA AUTO PARTS	PO 29006 DPW - VEHICLE REPAIR/MAINTENANCE - BLANK	44.48	44.48
24235	4235 - NET2PHONE, INC.	PO 28267 2024 DEDICATED EFAX LINE - ACCT# 954962	32.67	32.67
24236	4168 - NEW JERSEY RECREATION & PARK ASSOC.	PO 29255 NJRPA MEMBERSHIP RENEWAL	155.00	155.00
24237	1533 - NJ DEPT OF COMMUNITY AFFAIRS	PO 29253 DCA FEES FOR 2024 2ND QUARTER	7,761.00	7,761.00
24238	4221 - NORTH JERSEY BOBCAT, INC.	PO 29262 DPW - EQUIPMENT REPAIR	391.13	391.13
24239	1754 - NORTHEAST COMMUNICATIONS, INC.	PO 28398 POLICE: RADIO COMMUNICATIONS	1,982.64	1,982.64
24240	2727 - ONE CALL CONCEPTS, INC.	PO 29119 ACCT# 12-BML / MAY - DEC 2024 BLANKET	1,011.87	1,011.87
24241	2968 - OPTIMUM	PO 28796 DPW: 2024 INTERNET SERVICES ACCT# 07876-	161.21	161.21
24242	2968 - OPTIMUM	PO 28797 DPW: 2024 INTERNET SERVICES ACCT# 07876-	11.87	11.87
24243	4659 - OWEN MARKOWITZ	PO 29366 FINGERPRINT REIMBURSEMENT	58.98	58.98
24244	1628 - PAINTEN' PLACE	PO 29147 DPW - FIREWORKS - 2024 - BLANKET	1,069.79	1,069.79
24245	4199 - PASSAIC METAL & BUILDING SUPPLIES	PO 29240 BH: RENOVATIONS - ROOF WORK	598.71	598.71
24246	3113 - PHILLIPS PREISS GRYGIEL LEHENY HUGH	PO 29241 LEGAL: MAY 2024 - CONDITIONAL USE ORDINA	5,016.88	5,016.88
24247	1714 - POWER PLACE, INC.	PO 28851 DPW - EQUIPMENT REPAIR - BLANKET	78.18	78.18

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 07/22/2024 For bills from 06/21/2024 to 07/18/2024

Check#	Vendor	Description	Payment	Check Total
24248	4600 - PROSHRED NORTHERN NEW JERSEY	PO 28750 ADMIN: 2024 SHREDDING SERVICES - BLANKET	120.00	120.00
24249	3890 - RDC DESIGN GROUP, LLC	PO 29305 2024 CONTRACT AGREEMENT - WEB MAINTENANC	3,060.00	3,060.00
24250	3028 - REINER GROUP, INC	PO 29200 DPW - BUILDING MAINTENANCE	951.41	951.41
24251	3330 - RUTGERS UNIVERSITY	PO 29062 PB/ZBOA: EDUCATION - CINDY SHAW	245.00	245.00
24252	4649 - SAS TOWING	PO 29259 BH: RENOVATIONS - MOVING EQUIPMENT	200.00	200.00
24253	285 - SHAWN BENNETT	PO 29247 POLICE: REIMBURSEMENT - SHAWN BENNETT	699.14	699.14
24254	1948 - SHEAFFER SUPPLY, INC.	PO 29186 DPW - DEPARTMENT SUPPLIES	11.30	
		PO 29276 BH: RENOVATIONS - SUPPLIES	206.86	
		PO 29355 BH: RENOVATIONS - SUPPLIES	34.32	252.48
24255	1994 - SHERWIN-WILLIAMS COMPANY	PO 29217 BH: RENOVATIONS - FIREHOUSE - BLANKET	1,364.92	1,364.92
24256	2774 - STAPLES CONTRACT & COMMERCIAL, LLC	PO 29156 POLICE: ORDER# 7634978992-000-001	662.27	662.27
24257	1963 - STATE TOXICOLOGY LABORATORY	PO 29250 POLICE: LABS TESTS	90.00	90.00
24258	1981 - SUBURBAN DISPOSAL, INC	PO 29083 SOLID WASTE / RECYCLING COLLECTION - MAY	69,766.66	69,766.66
24259	1945 - SUMMIT SOUNDZ ENTERTAINMENT, LLC	PO 29321 MOVIE NIGHT SCREEN 8.19.24	1,400.00	1,400.00
24260	3489 - SWANK MOTION PICTURES, INC	PO 29318 SUMMER MOVIE NIGHT - AUG 19 2024 - ENCAN	500.00	500.00
24261	4475 - THE HON COMPANY, LLC	PO 28860 DPW - MULTIPURPOSE CHAIRS	955.98	
		PO 28860 DPW - MULTIPURPOSE CHAIRS	1,593.30	
		PO 28860 DPW - MULTIPURPOSE CHAIRS	637.32	3,186.60
24262	4591 - TIGRIS	PO 28790 LAKES MANAGEMENT: 2024 MARCH-DECEMBER SE	12,800.00	12,800.00
24263	881 - TMS, INC	PO 28179 ADMIN: 2024 DNS HOSTING / ACCT# GTI - BL	25.24	25.24
24264	4191 - TRANSUNION RISK & ALTERNATIVE DATA SOLUT	PO 29265 POLICE: DATA SEARCH	75.00	75.00
24265	1536 - TREAS, STATE OF NJ - D.O.H.	PO 29301 MAY - JUNE 2024 DOG LICENSE FEES	40.20	40.20
24266	2876 - TREASURER-STATE OF NEW JERSEY	PO 29335 WATER DEPARTMENT -- FEES & DUES - NJ SAF	720.00	720.00
24267	2801 - TREE KING, INC	PO 29084 S & R TREE REMOVAL - MCCPC CONTRACT #18	5,715.00	5,715.00
24268	2074 - TROPICANA CASINO & HOTEL	PO 29205 2024 LEAGUE OF MUNICIPALITIES HOTEL RESE	453.36	453.36
24269	4088 - TURN OUT UNIFORMS, INC	PO 28876 POLICE: UNIFORM FOR SAMUEL PIERRE #179	45.50	
		PO 29191 POLICE: UNIFORM - RETIREMENT BADGE - BEN	153.50	199.00
24270	1736 - TWP OF PARSIPPANY - TROY HILLS	PO 28700 2024 SEWER MAINTENANCE CHARGES - APR - D	39,460.12	39,460.12
24271	3822 - ULINE, INC	PO 28862 DPW - PERSONAL SAFETY EQUIPMENT	69.39	69.39
24272	4069 - UNITED BUSINESS SYSTEMS	PO 29319 CANON COPIERS - 2ND QTR 2024 - PRINTING	810.96	810.96
24273	1062 - UNITED SITE SERVICES	PO 29236 BH: RENOVATIONS: PORTA JOHN/FENCE SERVIC	131.75	
		PO 29282 PORTA JOHNS: JUN - JUL 2024 - CUST ID# A	780.53	
		PO 29325 PORTA JOHNS - FEB 2024 - CUST ID# ACT-01	63.75	
		PO 29334 PORTA JOHNS - FEB 2024 - CUST ID# ACT-01	127.50	1,103.53
24274	2115 - USDA APHIS, GENERAL	PO 29320 APHIS - GOOSE MANAGEMENT - CUST# 6001777	2,877.08	2,877.08
24275	4481 - VERIZON	PO 28816 DPW: 2024 INTERNET SERVICES ACCT# 457-15	28.71	
		PO 28816 DPW: 2024 INTERNET SERVICES ACCT# 457-15	41.58	
		PO 28816 DPW: 2024 INTERNET SERVICES ACCT# 457-15	28.71	99.00
24276	4480 - VERIZON	PO 28831 BORO: 2024 INTERNET SERVICES: ACCT 357-1	384.44	384.44
24277	4587 - VERIZON	PO 29078 ADMIN: ACCT# 357-361-129-0001-26 - INTER	246.25	246.25
24278	2135 - VERIZON WIRELESS	PO 29344 POLICE: VERIZON PHONE BILL ACCT# 882388	664.81	664.81
24279	2161 - WELDON ASPHALT, INC.	PO 29102 WATER OPERATING - DEPARTMENTAL SUPPLIES	1,084.74	1,084.74
24280	152 - WHITE CAP, LP	PO 29358 BH: RENOVATIONS - STUCCO WORK	304.28	304.28
24281	4334 - YOUR WAY CONSTRUCTION, INC.	PO 25476 INTERVALE ROAD IMPROVEMENT	117,650.49	117,650.49
24282	4633 - ZACHARY TAMAYO	PO 29221 FINGERPRINT REIMBURSEMENT - LIFEGUARD	58.98	58.98
TOTAL				2,975,274.88

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-20-100-020	GENERAL ADMIN - OTHER EXPENSE	4,264.48			
01-201-20-120-020	MUNICIPAL CLERK - OTHER EXP'S	3,338.57			
01-201-20-130-020	FINANCE - OTHER EXPENSES	59.99			
01-201-20-140-020	COMPUTER SERVICES	3,817.79			
01-201-20-155-020	LEGAL SERVICES - OTHER EXPENSE	11,453.54			
01-201-20-165-020	ENGINEERING SERVICES	8,928.00			
01-201-21-180-020	PLANNING BOARD - OTHER EXPENSE	122.50			
01-201-21-185-020	BD OF ADJUST - OTHER EXPENSES	138.10			
01-201-22-195-020	UNIFORM CONST - OTHER EXPENSES	378.00			
01-201-23-210-020	INSURANCE - LIABILITY	31,149.10			
01-201-23-215-020	WORKERS COMPENSATION	25,232.25			
01-201-23-220-020	GROUP INSURANCE PLANS-EMPLOYEE	225.00			
01-201-25-240-020	POLICE DEPT - OTHER EXPENSES	7,537.84			
01-201-25-255-020	FIRE DEPT - OTHER EXPENSES	1,978.15			
01-201-26-290-020	STREETS & ROADS - OTHER EXP.	13,159.52			
01-201-26-305-020	SOLID WASTE - OTHER EXPENSES	94,052.42			

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-26-306-020	Recycling Tax	643.80			
01-201-26-310-020	BLDG & GROUNDS - MUNIC BLDG	183.36			
01-201-26-315-020	VEHICLE REPAIRS & MAINTENANCE	44.48			
01-201-28-370-020	PARKS & PLAYGROUNDS OTHER EXP.	6,280.91			
01-201-28-375-020	MAINT OF PARKS (BEACHES/LAKES)	20,327.28			
01-201-29-390-020	AID TO PUBLIC LIBRARY	28,695.00			
01-201-31-435-020	ELECTRICITY - ALL DEPARTMENTS	3,703.03			
01-201-31-436-020	ELECTRICITY - STREET LIGHTING	100.02			
01-201-31-440-020	TELECOMMUNICATIONS	1,850.38			
01-201-31-447-020	PETROLEUM PRODUCTS	9,165.13			
01-203-26-305-020	(2023) SOLID WASTE - OTHER EXPENSES		1,820.00		
01-207-55-000-000	LOCAL SCHOOL TAXES PAYABLE			2,153,145.66	
01-260-05-100	DUE TO CLEARING			0.00	2,440,574.08
01-275-55-000-000	RESERVE FOR TAX APPEALS			1,018.78	
01-290-55-000-001	DUE TO NJ - DCA TRAINING FEES			7,761.00	
TOTALS FOR	Current Fund	276,828.64	1,820.00	2,161,925.44	2,440,574.08
02-200-40-700-520	HIGHLANDS PLAN CONFORMANCE GRANT			3,900.00	
02-200-40-700-550	STORMWATER ASSISTANCE GRANT			691.90	
02-260-05-100	DUE TO CLEARING			0.00	4,591.90
TOTALS FOR	FEDERAL AND STATE GRANTS	0.00	0.00	4,591.90	4,591.90
04-215-55-983-000	2017 CAPITAL ORDINANCE 05-17			1,982.64	
04-215-55-989-000	2020 CAPITAL ORD. 8-20 BORO HALL RENOV.			1,040.78	
04-215-55-991-000	2021 CAPITAL ORDINANCE 10-21			774.96	
04-215-55-992-000	2022 CAPITAL ORDINANCE 2-22			118,296.59	
04-215-55-997-000	CAPITAL ORD. 12-23			157,981.60	
04-215-55-998-000	2023 CAPITAL ORD. 13-23 BORO HALL RENOV.			5,204.19	
04-215-55-999-000	2024 CAPITAL ORDINANCE 3-24			9,594.31	
04-215-56-800-000	2024 CAPITAL ORDINANCE 6-24			168,750.40	
04-260-05-100	DUE TO CLEARING			0.00	463,625.47
TOTALS FOR	General Capital	0.00	0.00	463,625.47	463,625.47
05-201-55-520-520	Water Operating - Other Expenses	20,715.75			
05-203-55-520-520	(2023) Water Operating - Other Expenses		10.87		
05-260-05-100	DUE TO CLEARING			0.00	20,726.62
TOTALS FOR	Water Operating	20,715.75	10.87	0.00	20,726.62
07-201-55-520-520	Sewer Operating - Other Expenses	45,716.61			
07-260-05-100	DUE TO CLEARING			0.00	45,716.61
TOTALS FOR	Sewer Operating	45,716.61	0.00	0.00	45,716.61
13-260-05-100	DUE TO CLEARING			0.00	40.20
13-295-56-000-000	DOG LICENSE FEES-DUE STATE NJ			40.20	
TOTALS FOR	Animal Trust	0.00	0.00	40.20	40.20

Total to be paid from Fund 01 Current Fund 2,440,574.08
 Total to be paid from Fund 02 FEDERAL AND STATE GRANTS 4,591.90
 Total to be paid from Fund 04 General Capital 463,625.47
 Total to be paid from Fund 05 Water Operating 20,726.62
 Total to be paid from Fund 07 Sewer Operating 45,716.61
 Total to be paid from Fund 13 Animal Trust 40.20

2,975,274.88

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
24162	MAD MAINTENANCE, LLC	PO# 29220	BH: RENOVATIONS - POLICE DEPT	1,400.00	6/27/2024
24163	MTN. LAKES BOARD OF EDUCATION	PO# 29235	JULY 2024 MTN LAKES SCHOOL DISTRIC	2,153,145.66	7/08/2024

				2,154,545.66	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 01 Current Fund	2,153,145.66	2,440,574.08	4,593,719.74
Fund 02 FEDERAL AND STATE GRANTS		4,591.90	4,591.90
Fund 04 General Capital	1,400.00	463,625.47	465,025.47
Fund 05 Water Operating		20,726.62	20,726.62
Fund 07 Sewer Operating		45,716.61	45,716.61
Fund 13 Animal Trust		40.20	40.20
BILLS LIST TOTALS			5,129,820.54

List of Bills - (1210101001001) PAYROLL AGENCY-CASH-PROVIDENT BANK

Payroll Agency Account

Meeting Date: 07/22/2024 For bills from 06/21/2024 to 07/18/2024

Check#	Vendor	Description	Payment	Check Total
5068	4521 - INTERNATIONAL BROTHERHOOD OF TEAMSTERS L	PO 29349 DPW UNION DUES - JUNE 2024	381.00	381.00
5069	1392 - MTN. LAKES POLICE ASSOCIATION	PO 29263 POLICE UNION DUES - JULY 2024	300.00	300.00
TOTAL				681.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
12-101-01-001-001	PAYROLL AGENCY-CASH-PROVIDENT BANK			0.00	681.00
12-200-00-000-800	POLICE UNION DUES			300.00	
12-200-00-000-801	DPW UNION DUES			381.00	
TOTALS FOR	Payroll Agency Account	0.00	0.00	681.00	681.00

Total to be paid from Fund 12 Payroll Agency Account

681.00

681.00

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

Meeting Date: 07/22/2024 For bills from 06/21/2024 to 07/18/2024

Check#	Vendor	Description	Payment	Check Total
5411	102 - ANDERSON & DENZLER ASSOC., INC	PO 29299 Professional services June and July 2024	3,033.35	3,033.35
5412	3759 - PRINCETON HYDRO, LLC	PO 29298 MAY 2024 PROFESSIONAL SERVICES - ESCROW	1,567.50	1,567.50
5413	1916 - STICKEL, KOENIG, SULLIVAN & DRILL,	PO 29297 JUNE 2024 PROFESSIONAL SERVICES - ESCROW	1,413.00	1,413.00
TOTAL				6,013.85

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
17-101-01-001-002	Escrow - Developers - Checking			0.00	6,013.85
17-500-00-091-306	LAWRENCE H. KLEINER - BARKA			92.30	
17-500-00-091-320	CORVELLI SERVICES LLC			1,476.80	
17-500-00-091-322	BLUE 701, LLC			1,567.50	
17-500-00-091-404	HIGHVIEW HOMES LLC INSPECTION FEE ESCROW			369.20	
17-500-00-091-417	ST. PETER'S CHURCH INSPECTION FEES			164.85	
17-500-00-091-419	264 MORRIS AVE. LLC			2,250.90	
17-500-00-091-422	DUSKO JOLDZIC			92.30	
TOTALS FOR	Developer's Escrow	0.00	0.00	6,013.85	6,013.85

Total to be paid from Fund 17 Developer's Escrow

6,013.85

6,013.85

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

Meeting Date: 07/22/2024 For bills from 06/21/2024 to 07/18/2024

Check#	Vendor	Description	Payment	Check Total
5644	3861 - AMAZON CAPITAL SERVICES	PO 29182 SUMMER REC: ORDER#111-2977353-0872216 AN	296.36	
		PO 29187 SUMMER REC: ORDER# 111-9659694-5721005	794.93	1,091.29
5645	3745 - BRANCHBURG SPORTS COMPLEX, LLC	PO 29326 TEEN ADVENTURE: 2024 LASER TAG	1,018.00	1,018.00
5646	3745 - BRANCHBURG SPORTS COMPLEX, LLC	PO 29340 TEEN ADVENTURE - JULY 22 TRIP	1,512.00	1,512.00
5647	4642 - DEBRA MERIAN	PO 29230 FINGERPRINT REIMBURSEMENT - TEEN ADVENTU	58.98	58.98
5648	4657 - EVAN WYATT	PO 29328 2024 WRESTLING OFFICIAL	250.00	250.00
5649	4664 - JESSICA KIRSCHNER	PO 29363 FINGERPRINT REIMBURSEMENT	58.98	58.98
5650	4665 - JILL MAHON	PO 29364 FINGERPRINT REIMBURSEMENT	58.98	58.98
5651	4528 - JOHN WOODARD	PO 29264 SAND SCULPTING FOR SUMMER RECREATION AND	1,800.00	1,800.00
5652	4638 - JORDAN MATTOON	PO 29226 FINGERPRINT REIMBURSEMENT - TEEN ADVENTU	58.98	58.98
5653	4563 - LAURIE STEPPER	PO 29089 BLANKET FOR SUMMER RECREATION PROGRAM SU	139.71	139.71
5654	4639 - MANASVI SHAH	PO 29227 FINGERPRINT REIMBURSEMENT - SAILING	58.98	58.98
5655	4663 - MARK RUSSO	PO 29362 WRESTLING OFFICIAL - JULY 10-11	250.00	250.00
5656	4634 - MICHAEL CATALLO	PO 29222 FINGERPRINT REIMBURSEMENT - RECREATION	58.98	58.98
5657	4637 - MICHELLE MAJOR	PO 29225 FINGERPRINT REIMBURSEMENT - TEEN ADVENTU	58.98	58.98
5658	4643 - NATALIE GOWER	PO 29231 FINGERPRINT REIMBURSEMENT - SAILING	58.98	58.98
5659	4632 - PERFORMANCE TROPHIES AND MEDALS, LLC	PO 29233 JR TRACK AND CLINIC TROPHIES	836.40	836.40
5660	4243 - ROCKAWAY LANES, INC.	PO 29337 TEEN ADVENTURE JULY 12 BOWLING TRIP	318.00	318.00
5661	1800 - ROMA PIZZERIA	PO 29258 JR TRACK PIZZA	398.00	398.00
5662	3701 - RSCHOOLTODAY	PO 29310 RSCHOOLTODAY CLASS REGISTRATION RENEWAL	995.00	995.00
5663	4656 - STEPHEN R. BARONE	PO 29324 WRESTLING OFFICIAL	125.00	125.00
5664	4661 - STEVEN MILLER	PO 29361 WRESTLING TRAINER	200.00	200.00
5665	3616 - SUMMERTIME SURF, LLC	PO 29307 TEEN ADVENTURE: SURF SCHOOL - JULY 29-AU	6,675.00	6,675.00
5666	4619 - THE NEW FUN SERVICES, LLC	PO 29317 REC PRORGAM - REMAINING BALANCE FOR INFL	800.00	800.00
5667	4644 - THE OFFICIAL FUN GUYS	PO 29234 SUMMER RECREATION PROGRAM - JULY 10	795.00	795.00
TOTAL				17,675.24

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
33-101-01-001-001	CASH - RECREATION			0.00	17,675.24
33-600-00-090-000	Recreation Trust Reserves			17,675.24	
TOTALS FOR	Recreation Trust	0.00	0.00	17,675.24	17,675.24

Total to be paid from Fund 33 Recreation Trust

17,675.24

17,675.24

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

RESOLUTION R132-24

**“RESOLUTION AUTHORIZING THE BOROUGH TO ACCEPT HIGHLANDS COUNCIL GRANT TO REVIEW THE
CONSISTENCY REVIEW AND RECOMMENDATIONS REPORT FOR THE BOROUGH’S CONFORMANCE
WITH THE REGIONAL MASTER PLAN”**

WHEREAS, the Borough of Mountain Lakes desires funding to review the draft Consistency Review and Recommendations Report for the Borough’s conformance with the Regional Master Plan; and

WHEREAS, the Borough of Mountain Lakes is desirous of accepting a grant from the Highlands Council in the amount of \$5,000 for this purpose.

THEREFORE, BE IT RESOLVED that the Borough Manager is hereby authorized to accept the \$5,000 grant from the Highlands Council to review the Consistency Review and Recommendations Report for the Borough’s conformance with the Regional Master Plan.

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 July 22, 2024.

Cara Fox, Borough Clerk

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

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

RESOLUTION 133-24

**“RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A: 4-87
FOR THE \$5000 HIGHLANDS GRANT – CONSISTENCY REVIEW AND RECOMMENDATIONS REPORT”**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Mountain Lakes hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2024 in the sum of \$5,000.00 which item is now available as a revenue from:

Miscellaneous Revenues

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services-Public and Private Revenues Off-set with Appropriations:

Highlands Grant

BE IT FURTHER RESOLVED, that the like sum of \$5,000.00 be and the same is hereby appropriated under the caption of:

- (A) Operations – Excluded from “CAPS” Public and Private Programs Offset By Revenues – Highlands Grant

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 July 22, 2024.

Cara Fox, Borough Clerk

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

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

RESOLUTION 134-24

“RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE AND ACCEPTANCE OF A MAINTENANCE GUARANTEE SUBMITTED BY YOUR WAY CONSTRUCTION”

WHEREAS, Your Way Construction has requested the release of their performance bond for the Intervale Road Improvement project; and

WHEREAS, the Borough Engineer has deemed the project complete and has recommended the release of the performance bond; and

WHEREAS, a Maintenance Bond in the amount of \$\$39,471.09 has been received and reviewed by the Borough Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that the performance bond for the Intervale Road Improvement project be released and Maintenance Bond #107618750 issued by Travelers Casualty and Surety Company in the amount of \$39,471.09 be accepted.

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 July 22, 2024.

Cara Fox, Borough Clerk

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

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

RESOLUTION 135-24

“RESOLUTION AUTHORIZING THE SETTLEMENT OF A TAX APPEAL (ABBAS/BABAR v. BOROUGH OF MOUNTAIN LAKES – BLOCK 78, LOT 44)

WHEREAS, a tax appeal has been filed in the Tax Court of New Jersey captioned “Abbas/Babar v. Borough of Mountain Lakes” challenging the 2023 and 2024 assessment on Block 78, Lot 44 (048 Glen Road); and

WHEREAS, the Plaintiff 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 all pending tax appeals captioned “Abbas/Babar 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 July 22, 2024.

Cara Fox, Borough Clerk

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



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
 JUNE 24, 2024
 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 and the Morris County Daily Record and The Star Ledger on January 4, 2024 and posted in the municipal building.

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

ROLL CALL ATTENDA

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

FLAG SALUTE

Deputy Mayor Barnett led the salute to the flag.

EXECUTIVE SESSION

There was no executive session.

COMMUNITY ANNOUNCEMENTS

Councilmember Muilenburg made the following announcements: the Mountain Lakes Fire Department will hold a 5k Run on June 29th at 9am starting at 400 Boulevard; the Independence Day Fireworks will be held at Island Beach on July 2nd (rain date July 3rd); the boat and swim races will be held on July 13th at Island Beach at 10am (check-in at 9:30am).

SPECIAL PRESENTATIONS

There were no presentations.

REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

There were no reports.

BOROUGH COUNCIL DISCUSSION ITEMS

2023 Annual Audit & Audit Corrective Action Plan

Borough Manager Stern discussed the 2023 Annual Audit and the Corrective Action Plan. The only Auditor recommendation is for an adequate segregation of duties to be maintained with respect to the recording of treasury funds. Mr. Stern advised that this comment is common in smaller municipalities, and it is not cost effective to hire additional employees to segregate duties.

PUBLIC COMMENT

Deputy Mayor Barnett opened the meeting to the public.

Maciej Niedzwiecki expressed concern over receiving a hateful anti-gay letter and suggested that the Council fly a pride flag at Borough Hall to show support of the LBGTQ community.

Shawn Reilly expressed his outrage and heartbreak of the hateful homophobic letter Maciej Niedzwiecki received and requested that the Borough implement robust anti-discrimination policies, employ comprehensive diversity training in local government / schools, and create a zero-tolerance stance on hate.



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
 JUNE 10, 2024
 HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ**

The Council discussed the process of changing the current trail designation from single-purpose use to multi-purpose use. The Council requested Borough Clerk Fox email the current trail map to Woodlands Committee liaison Councilmember Muilenburg, and Ms. Fox agreed to do so. Ms. Lutsko advised that a letter of intent from the Borough to change the trail to multi-purpose use would be sufficient for MCPC to move forward and start designing the trail.

The Council agreed to move forward with the trail renovation project and partner with the Morris County Park Commission.

BOROUGH COUNCIL DISCUSSION ITEMS

There were no discussion items.

PUBLIC COMMENT

Mayor Sheikh opened the meeting to the public.

Lydia Spoto thanked the Council for participating in the "Council Goes to Briarcliff" event and hopes that the event will continue to happen in the future.

The Council responded to the public's comment.

ATTORNEY'S REPORT

Mr. Oostdyk had nothing to report.

MANAGER'S REPORT

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

RESOLUTIONS

There were no resolutions.

ORDINANCES TO INTRODUCE

9-24, Amending the Revised General Ordinances of the Borough of Mountain Lakes and Requiring the Registration of Foreclosing Mortgaged Property and Vacant Property

Introduced: 6/10/24

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

ORDINANCES TO ADOPT

8-24, Bond Ordinance Providing for the Improvement of the Mountain Lakes Train Station In and By the Borough of Mountain Lakes, in the County of Morris, New Jersey, Appropriating \$543,000 Therefor and Authorizing the Issuance of \$104,200 Bonds or Notes of the Borough for Financing Such Appropriation



MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JUNE 24, 2024
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ

PUBLIC COMMENT/HEARING

Deputy Mayor Barnett opened the meeting to the public.

There was no one from the public wishing to speak.

Adopted: 6/24/24

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

***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**

***RESOLUTIONS**

- a. R126-24, Authorizing the Payment of Bills
- b. R127-24, Certifying Compliance with Requirements of Audit
- c. R128-24, Approving the Corrective Action Plan for the Borough of Mountain Lakes
- d. R129-24 Renewing Liquor Licenses for 2024-2025 Licensing Term
- e. R130-24, Cancelling Balance of 2023 American Rescue Plan Grant (Purchase of Fire Truck) To Fund Balance

***APPROVAL OF MINUTES**

6/10/24 (Regular)

***BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

***Approval of the Consent Agenda**

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

Deputy Mayor Barnett and Councilmembers Cannon and Richter were absent at the 6/10/24 Council meeting and abstained from voting on the minutes.



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JUNE 24, 2024
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ**

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

Finance Advisory Committee (FAC) – Deputy Mayor Barnett reported that FAC reviewed and discussed the audit.

Economic Development Advisory Committee (EDAC) – Councilmember Richter reported that EDAC discussed whether the Borough should amend its ordinance to allow cannabis businesses and will be looking to schedule a date to attend a Council meeting for discussion. Mr. Oostdyk agreed to provide guidance to Council on the regulations and issues related to land use regarding cannabis legalization.

Shade Tree Commission – Councilmember Cannon reported that the commission discussed the tree removal ordinance that the NJDEP is requiring municipalities adopt.

Affordable Housing Committee – Councilmember Korman reported the following: the committee discussed the new affordable housing legislation and the value / lack of value of the Borough opting into the Highlands Council; a property owner has shown interest in the accessory apartment program and is in discussion with the Borough's administrative agent; there is a \$100,000 accessory apartment grant program included in the State's proposed budget.

Environmental Commission – Councilmember Korman reported that the commission is trying to locate grants for PFAS remediation.

Recreation Commission – Councilmember Muilenburg reported the following: the commission is finalizing the details of the swim and boat races being held at Island Beach on July 13th; the Recreation Director has been onboarding lifeguards; registration for the summer sailing program is open; the Borough beaches are open.

Woodlands Committee – Councilmember Muilenburg reported the following: the committee approved the West Shore Trail Bridge Boy Scout project; the committee is encouraging Mountain Lakes walkers to carry pruners to cut overgrown vegetation on the trails; the committee is investigating whether the White Trail bridge needs to be rebuilt; the committee is working with the Morris County Park Commission to draft a cooperation agreement for the design of the Red Trail.

Land Use Ordinance Subcommittee – Councilmember Richter reported that the committee is still waiting to receive the comprehensive memo regarding the overhaul of all of the Borough's zoning ordinances from the Borough Planner.

Historic Preservation Committee – Councilmember Menard reported that the archives have been moved into their space at the Community Church and the committee is planning to have shelves built by September 21st.

PUBLIC COMMENT

Deputy Mayor Barnett opened the meeting to the public.

There was no one from the public wishing to speak.



**MEETING MINUTES OF THE COUNCIL OF THE BOROUGH OF MOUNTAIN LAKES
JUNE 24, 2024
HELD AT BOROUGH HALL, 400 BOULEVARD, MOUNTAIN LAKES, NJ**

NEXT STEPS AND PRIORITIES

Mayor Sheikh reviewed the following next steps and priorities:

Next Step	Completed by	Completion date
Email Council Regulations & Issues Related to Land Use Regarding Cannabis Legalization	Borough Attorney	
Review Impact of Highlands Conformance on Borough Land Use Ordinances	Land Use Ordinance Subcommittee	
Email Council Background & Legal Developments Related to Flying Flags on Municipal Property	Borough Attorney	
Determine Councilmembers to Serve on the Mountain Lakes Club Subcommittee	Borough Council	

ADJOURNMENT at 8:29P.M.

Motion made by Councilmember Richter, second by Councilmember Muilenburg to adjourn the meeting at 8:29p.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

CONSTRUCTION OFFICE MONTHLY ACTIVITY REPORT

JUNE 2024

ADMINISTRATIVE SUMMARY

Construction permits were issued for the second and third projects at The Craig School. Alterations to both Henderson Hall and Wilson Hall will continue through the summer. While most work will be completed for the beginning of the new school year some work will continue throughout the early Fall.

Permit fees for the three projects at The Craig School amount to \$59,709.00. Without the fees for these one-time projects the total fees collected at the end of June is slightly ahead of both previous years.

Permit holders are slowly getting use to on-line inspection scheduling. Some permit holders are requesting inspections through email or using the in-person form at the Construction Office. A benefit of the new regulation requiring in-writing inspection requests is a reduction in telephone calls into the office.

A construction permit was issued to the Board of Education for alterations to the MLHS kitchen. The entire space is being renovated for an improved food service facility. The BOE is exempt from the subcode permits fees of \$13,258.00.



Mountain Lakes Borough
 400 BOULEVARD
 MOUNTAIN LAKES, NJ 07046

Construction Permit Activity Report

6/1/2024 -> 6/30/2024

Summary

	Cost:	Count:			
New:	\$0.00	0	Cubic Footage:	11,550 Cu.ft	Permits Issued: 29
Addition:	\$5,000.00	1	Square Footage:	1,050 Sq.ft	Updates Issued: 2
Alteration:	\$3,740,046.00	29			
Demolition:	\$1,500.00	1			
Total:	\$3,746,546.00	31			

Permits	Count	Permit Fees	Admin Fees	Total	Inspections	Passed	Failed	Other	
Building:	10	\$34,199.00	\$0.00	\$34,199.00	B	26	20 %76.9	4 %15.4	2 %7.7
Plumbing:	8	\$3,215.00	\$0.00	\$3,215.00	P	16	16 %100	0 %0	0 %0
Electrical:	18	\$6,015.00	\$0.00	\$6,015.00	E	38	33 %86.8	2 %5.3	3 %7.9
Fire:	5	\$865.00	\$0.00	\$865.00	F	6	6 %100	0 %0	0 %0
Elevator:	1	\$0.00	\$0.00	\$0.00	V	0	0 %	0 %	0 %
Mechanical:	16	\$1,720.00	\$0.00	\$1,720.00	M	11	11 %100	0 %0	0 %0
	58	\$46,014.00	\$0.00	\$46,014.00		97	86	6	5
DCA Training:	1		43		(Note: Does not include result of none)				
DCA State:	29		5742	\$0.00					
DCA Minimum:	0		0						
	30		\$5,785						

Variations	Total	Paid	Certificates	Issued Total	Paid Total
Building	0	0	CA	51	\$0.00
Plumbing	0	0	CCO	0	\$0.00
Electrical	0	0	CO	1	\$250.00
Fire	0	0	CC	0	\$0.00
Mechanical	0	0	TCO	0	\$0.00
Elevator	0	0	TCC	0	\$0.00
Total:	\$0.00	\$0.00	Total:	52	\$250.00

NOTE:
 Information gathered is based on the Issue date for that item, ie permit issue date, certificate issue date.
 This will cause discrepancies between the payments section which uses Payment date. Example you took in money for a CO but the CO has not been issued yet.

Permit Subcode Exempted (State) Fees			Permit Subcode Waived (Local) Fees		
	Record Count	Total Exempted		Record Count	Total Waived
Building	1	\$12,153	Building	0	\$0
Plumbing	1	\$785	Plumbing	0	\$0
Electrical	1	\$320	Electrical	0	\$0
Fire	0	\$0	Fire	0	\$0
Mechanical	0	\$0	Mechanical	0	\$0
Elevator	0	\$0	Elevator	0	\$0
Total:		\$13,258	Total:		\$0
	Record Count	Total Exempted	Violations	Fines	Paid
DCA Fees	1	\$1,367	Issued	2	\$1,000.00
					\$500.00

Payments (Based on Payment Date)	
Permit (59)	\$52,634.00
NON-UCC (0)	\$0.00
Variation Payments	\$0.00
Penalty (1)	\$500.00
Inspection Payments	\$0.00
Ongoing Invoice	\$0.00
Test Payments	\$0.00
Other Payments	\$0.00
Grand Total	\$53,134.00



Building Summary Report Comparison

Building Summary between the dates of 6/1/2024 and 6/30/2024.

Permit Summary	6/1/2024-6/30/2024	6/1/2023-6/30/2023	Month Diff %	YTD	YTD last Year	YTD Diff %
Permits Issued:	29	22	31.8%	140	151	-7.3%
Updates Issued:	2	6	-66.7%	16	21	-23.8%
Inspections Scheduled:	97	135	-28.1%	611	663	-7.8%
Inspections Passed:	86	102	-15.7%	494	525	-5.9%
Inspections Failed	6	9	-33.3%	74	82	-9.8%
Certificates Of Occupancy Issued:	1	1	0%	5	7	-28.6%
Certificates of Approval Issued:	51	3	1600%	128	113	13.3%
Cert Continuing Occupancy Issued:	0	0	NA	0	0	NA
Permit Payments Count:	59	55	7.3%	302	345	-12.5%
Fee Collected:	\$52,549	\$12,750	312.1%	\$132,314	\$71,026	86.3%
Fee Collected (Subcodes Only):	\$46,014	\$11,871	267.8%	\$118,166	\$63,444	77%
Violations	2	0	NA	5	8	-37.5%
Violation Payments	\$500.00	\$0.00	NA	\$750.00	\$1,250.00	-40%
Ongoing Location Payments	\$0.00	\$0.00	NA	\$0.00	\$0.00	NA
Ongoing Test Payments	\$0.00	\$0.00	NA	\$0.00	\$0.00	NA



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

CONSTRUCTION OFFICE SUMMARY OF FEES COLLECTED

PERIOD	2022 COLLECTED	YEAR TO DATE	COMMENTS	AMOUNT
JANUARY	13,661.00	13,661.00		
FEBRUARY	6,934.00	20,595.00		
MARCH	13,951.00	34,546.00		
APRIL	8,038.00	42,584.00		
MAY	11,802.00	54,386.00		
JUNE	13,103.00	67,489.00		
JULY	15,811.00	83,300.00		
AUGUST	14,815.00	98,115.00		
SEPTEMBER	8,189.00	106,304.00		
OCTOBER	33,312.00	139,616.00	Wawa fees	26,104.00
NOVEMBER	5,991.00	145,607.00		
DECEMBER	8,991.00	154,598.00		

PERIOD	2023 COLLECTED	YEAR TO DATE	COMMENTS	AMOUNT
JANUARY	6,040.00	6,040.00		
FEBRUARY	18,631.00	24,671.00		
MARCH	17,114.00	41,785.00		
APRIL	7,334.00	49,119.00		
MAY	11,092.00	60,211.00		
JUNE	12,920.00	73,131.00		
JULY	21,403.00	94,534.00		
AUGUST	7,709.00	102,243.00		
SEPTEMBER	5,562.00	107,805.00		
OCTOBER	5,309.00	113,114.00		
NOVEMBER	19,533.00	132,647.00		
DECEMBER	14,543.00	147,190.00		

PERIOD	2023 COLLECTED	YEAR TO DATE	COMMENTS	AMOUNT
JANUARY	23,174.00	23,174.00		
FEBRUARY	8,673.00	31,847.00		
MARCH	21,867.00	53,714.00	The Craig School	17,900.00
APRIL	12,212.00	65,926.00		
MAY	14,457.00	80,383.00		
JUNE	53,134.00	133,517.00	The Craig School	41,809.00
JULY				
AUGUST				
SEPTEMBER				
OCTOBER				
NOVEMBER				
DECEMBER				

BOROUGH OF MOUNTAIN LAKES
Department of Public Works
Department Activity
June 2024

IN HOUSE

All regular work details including building maintenance, vehicle maintenance and repair, trash and recycling, trash bag delivery, street sweeping, lawn maintenance, leaf and brush disposal, daily maintenance.

DPW

- Asphalt repair after the completion of water service breaks, basin repairs, & potholes repairs
- Street sign repairs
- Removal & transportation of asphalt & concrete to recycling facilities

WATER DEPARTMENT

- Valve repair/replacement
- Curb box repairs
- Meter replacement appointments
- Leak detection/repairs
- Sherwood Rd – service repair/replacement from main to curb stop
- Ball Rd – service repair
- Well #5-meter replacement
- Meter recycling

STORM WATER

- Basin cleaning
- Basin repairs – Kenilworth Rd, Larchdell Rd, West Shore Rd (2), Willow Rd,

Recreation

- Repaired/reconstructed barges for fireworks
- Fireworks – Island Beach
- Assisted Recreation Department with various functions at Birchwood and Island Beach



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Joe Mullaney
Fire Chief
info@mlvfd.com

400 Boulevard
Mountain Lakes, NJ 07046
P -973-394-1094

TO: Mitchell Stern
DATE: 7/18/24
SUBJECT: June 2024 Fire Report

The following lists the activity for the Mountain Lakes Volunteer Fire Department during the month of June 2024:

FIRE CALLS (18)

LOCATION	DATE	TIME	DESCRIPTION
48 Rainbow Tr	6/3	9:30 AM	Fire Alarm-Malfunction
Boonton Firehouse	6/4	4:33 PM	Station Coverage
Midvale/Morris	6/7	1:53 PM	Wire fire
78 Lake Drive	6/12	2:30 AM	Fire Alarm-Malfunction
YMCA	6/14	1:00 PM	Elevator Emergency
Pocono/Crane Rd	6/14	2:15 PM	Vehicle leaking fluid
Pollard Rd/Midvale	6/18	7:00 PM	Smoke Condition-Fire Pit
60 Rt 46	6/18	3:51 AM	Fire Alarm-Set off in error
92 Laurel Hill Rd	6/20	8:12 PM	Fire Alarm-Set off in error
51 Glen Rd	6/23	8:53 PM	Small Fire outside
30 Melrose Rd	6/24	6:46 PM	Wire Fire
19 Cliffside Way BT	6/26	3:30 PM	Assist BTFD-Alarm
99 Morris Ave	6/26	7:15 PM	Fire Alarm-Culinary Mishap
114 Intervale Rd	6/26	8:08 PM	Wire Fire
161 Lake Drive	6/27	8:06 AM	Tree fell and ripped out gas line
6 Julia Ct BT	6/27	11:07 AM	Assist BTFD-Alarm
119 Kingsland Rd BT	6/27	3:12 PM	Assist BTFD-Brush fire
112 Intervale Rd	6/29	12:07 PM	CO Alarm-with readings Ventilated house. Generator To close to the home
320 Morris Ave	6/30	6:55 AM	Fire Alarm-Malfunction

DRILLS/TRAINING (3)

LOCATION	DATE	TIME	DESCRIPTION
High School	6/2	1:00 PM	JFD Drill

Firehouse	6/4	7:00 PM	JFD Drill
High School	6/11	8:00 PM	Senior Dept Drill
Firehouse	6/18	8:00 PM	Senior Dept Drill

MEETINGS (5)

LOCATION	DATE	TIME	DESCRIPTION
Firehouse	6/2	5:30 PM	JFD Service Award Committee
Firehouse	6/2	7:00 PM	Riccardi Award Interviews
Firehouse	6/3	7:00 PM	JFD Officer Interviews
Firehouse	6/4	7:00 PM	JFD Officer Interviews
Firehouse	6/25	8:00 PM	Business Meeting

WORK DETAILS (0)

COMMUNITY EVENTS (4)

LOCATION	DATE	TIME	DESCRIPTION
Firehouse	6/8	8:00 AM	JFD Car Wash
Firehouse	6/8	8:00 AM	Shredding Event
St Catherine's	6/9	7:00 PM	JFD Awards Dinner
Borough	6/29	8:00 AM	5K-Run

ANNOUNCEMENTS-

1. I am pleased to announce the following JFD members were appointed to serve as officers for the 2024-25 school year
 Chief John Daniel
 Deputy Chief Eddie Lin
 Asst. Chief Andrew Wilmot
 Captains Max Triosi and John Barnett
2. I am pleased to announce the 2024 recipients of the JFD Awards
 MLFD Exemplary Service Award- Jack Fitch and Ryan Lalani
 Matthew Riccardi Memorial Award- Ryan Lalani and Manasi Shaw
 Earl "Pete" Pedersen Award-Julia Petersen

Breakdown of Manhours

Calls- 145
 Drills 170
 Meetings 58
 Miscellaneous- 10

TOTAL: 383 (Does not include Car Wash, Shredding, 5K)

June 2024 Health Department Activity Report –Mountain Lakes

This June 2024 report identifies the activities of the Health Officer, Health Department, and staff and provides an overview of the various tasks completed by the department during the previous months. Additional supplemental reports from Environmental, Nursing, and Health Education are provided to detail those activities.

Health Education:

- June e-Newsletter distribution began on 5/31 Topics: Men's Health Awareness, Family Health and Fitness Day, Salmonellosis, Blood Donation resources

Vaccinations & Communicable Diseases:

- For the week ending June 15, 2024, the COVID-19 Community Activity Level Report for Morris County is low. The COVID-19 variant more prevalent is JN.1 (Omicron), with 36.5% of the cases in all of New Jersey, followed by KP.2 (Omicron), with 30.8 % of the cases in all of the State
- The CDC conducts the influenza data collection for the summer months. For the week ending on June 15, 2024 (MMWR Week 24) the Influenza surveillance activity level for New Jersey Northwest Region is minimal. The influenza activity level is minimal statewide

MOUNTAIN LAKES TOWNSHIP
HEALTH DISTRICT
Registered Environmental Health Specialist Monthly Activities
Report for

MUNICIPALITY: MOUNTAIN LAKES TOWNSHIP

DATE: June 2024

1. Retail Food Establishments Plan Reviews

Establishment	Date	S/C/U	Risk Type
NONE			

2. Inspections / Re-inspections

Establishment	Risk Type	Inspection Type	S/C/U	Date of Inspection
Sunrise Senior Living	4	Routine	S	6/26

KEY : Satisfactory/S
Conditional/C
Unsatisfactory/U
Risk Type – see end of report

3. Food Complaints and Conferrals

Establishment	Statement	Date
NONE		

4. General Inspections (Bathing Sites, Youth Camps, Kennels, Pet Shops)

Establishment	Category	Address	Evaluation	Date
Lakeland Hills YMCA – Day Camp	Youth Camp	100 Fanny Road	Satisfactory	6/20/2024
Lakeland Hills YMCA - Pool	Youth Camp	100 Fanny Road	Satisfactory	6/20/2024

5. Housing
Heat and Water Supply

Address	Statement	Status	Date
NONE			

6. Structural, Maintenance, and Other.

Address	Statement	Status	Date	Inspected By
NONE				

7. Property Maintenance
Structural, Vegetative overgrowth, Garbage, and Debris

Address	Statement	Status	Date
NONE			

8. Sanitary Complaints (Vermin, Noise, Odor, Pollution, Litter, etc.)

Address/ Inspector	Statement	Status	Date
NONE			

9. Lead Paint Inspections

Address	Statement	Status	Date
NONE			

10. Miscellaneous (Seminars, DEPE, reports, Meetings, Sampling, Court)

Activity	Explanation/Location	Date

Definitions as per N.J.A.C. 8:24, SANITATION IN RETAIL FOOD ESTABLISHMENTS AND FOOD AND BEVERAGE VENDING MACHINES:

Satisfactory – The establishment is found to be operating in substantial compliance with the Code and food service personnel have demonstrated that they are aware of and are practicing sanitation and food safety principles as outlined in the Code

Conditionally Satisfactory – At the time of the inspection the establishment was found not to be operating in substantial compliance with the Code and was in violation of one or more provisions of the Code. Due to the nature of these violations, a re-inspection shall be scheduled. The re-inspection shall be conducted at an unannounced time. A full inspection shall be conducted. Opportunity for re-inspection shall be offered within a reasonable time and shall be determined by the nature of the violation.

Unsatisfactory – Whenever a retail food establishment is operating in violation of this Code, with one or more violations that constitute gross insanitary or unsafe conditions, which pose an imminent health hazard, the health authority shall issue an unsatisfactory evaluation. The health authority shall immediately request the person in charge to voluntarily cease operation until it is shown on re-inspection that conditions which warrant an unsatisfactory evaluation no longer exists. The health authority shall institute necessary measures provided by law to assure that the establishment does not prepare or serve food until the establishment is reevaluated. These measures may include embargo, condemnation and injunctive relief.

Risk Type 1 Establishment – means any retail food establishment that:

1. Serves or sells only pre-packaged, non-potentially hazardous foods.
2. Prepares only non-potentially hazardous foods.
3. Heats only commercially processed, potentially hazardous foods for hot holding and does not cool potentially hazardous foods.

Such retail establishments may include, but are not limited to, convenience store operations, hot dog carts, and coffee shops.

Risk Type 2 Establishment – means any retail food establishment that:

1. Has a limited menu.
2. Prepares, cooks, and serves most products immediately.
3. Exercises hot and cold holding of potentially hazardous foods after preparation or cooking.
4. Limits the complex preparation of potentially hazardous foods, including the cooking, cooling, and reheating for hot holding, to two or fewer items.

Such retail establishments may include, but are not limited to, retail food store operations, schools that do not serve a highly susceptible population, and quick service operations, depending on the menu and preparation procedures.

Risk Type 3 Establishment – means any retail food establishment that:

1. Has an extensive menu, which requires the handling of raw ingredients; and is involved in complex preparation of menu items that includes the cooking, cooling, and reheating of at least three or more potentially hazardous foods.
2. Prepares and serves potentially hazardous foods including the extensive handling of raw ingredients; and whose primary service population is a highly susceptible population.

Such establishments may include, but are not limited, full service restaurants, diners, commissaries, and catering operations; or hospitals, nursing homes, and pre-schools preparing and serving potentially hazardous foods.

Risk Type 4 Establishment – means a retail food establishment that:

1. Conducts specialized processes such as smoking, curing, canning, bottling, acidification designed to control pathogen proliferation, or any reduced oxygen packaging intended for extended shelf-life where such activities may require the assistance of a trained food technologist.

Public Health Nursing Division

June 2024

Public Health UpdateCall for Enhanced Surveillance and Testing for Legionellosis **Date:** June 20, 2024**Public Health Message Type:** Advisory**Intended Audience:** All public health partners Healthcare providers Infection preventionists
 Local health departments**Key Points or Updates:**

- The New Jersey Department of Health (NJDOH) is observing an increase in reported cases of Legionnaires' disease in the Northeast and Central East regions of the state.
- Healthcare providers should maintain a high index of suspicion for *Legionella* when evaluating patients with community-acquired or healthcare-associated pneumonia, especially if SARS-CoV-2 testing is negative.
 - **NJDOH requests that lower respiratory specimens be collected and retained for patients who test positive for *Legionella* via a urinary antigen test and who reside in, work in, or have recently visited Ocean County, Union County, or Middlesex County.**
- All suspected or confirmed cases of legionellosis (Legionnaires' disease and Pontiac fever) should be **promptly reported to the local health department** where the patient resides. If the patient's residence is unknown, report to your own local health department. Contact information is available at: localhealth.nj.gov.
- Local health departments should **promptly investigate legionellosis cases** within their jurisdiction using the [Legionellosis Cluster Hypothesis Generating Questionnaire](#) and inquire about any time spent in Ocean County, Union County, or Middlesex County, including addresses of locations visited and respective dates.

INFORMATION FOR HEALTHCARE PROVIDERS, FACILITIES, AND CLINICAL LABORATORIES

Healthcare providers should consider the diagnosis of Legionnaires' disease in patients presenting with clinical features of pneumonia, fever, and cough. NJDOH requests that lower respiratory specimens (sputum, bronchoalveolar lavage, tracheal aspirate, or lung tissue) are collected and held for patients who tested positive for *Legionella* by a urinary antigen test and who **reside in, work in, or otherwise visited Ocean County, Union County, or Middlesex County.**

- These respiratory specimens should ideally be obtained prior to antibiotic administration, but antibiotic treatment should not be delayed to facilitate this process (and culture can be attempted even after antibiotic therapy has been initiated).
- Respiratory specimens should be frozen immediately after collection at $\leq -20^{\circ}\text{C}$.
- Please inform your laboratory to not reject respiratory specimens based on specimen quality (e.g., due to lack of white blood cells in the sample, contamination with other bacteria).

Inform NJDOH's Water Systems and Environmental Infection Control Unit (ICHEE.Water@doh.nj.gov) if any respiratory specimens are collected. After further public health investigation, NJDOH may request that these specimens are sent to a public health laboratory for *Legionella* culture and molecular sequencing free-of-charge.

Diagnostic Testing

The urinary antigen test is the most widely available rapid method of diagnosis and detects *Legionella pneumophila* serogroup 1. A negative urinary antigen test, however, does not rule out infection from other *Legionella* species and serotypes.

Culture of *Legionella* from a respiratory specimen (e.g., sputum, tracheal aspirate, or bronchoalveolar lavage fluid) is the gold standard diagnostic test and should be used in conjunction with rapid non-culture diagnostics like the *Legionella* urinary antigen test. Culture has the added benefits of identifying non-*pneumophila* *Legionella* that may cause infection and of generating isolates that can be further analyzed using molecular techniques. Molecular techniques can be used to compare clinical isolates to environmental isolates and confirm an outbreak source. The urinary antigen test alone does not allow for molecular comparison to environmental isolates.

Reporting

Health care providers and administrators are required to report cases of legionellosis (Legionnaires' disease and Pontiac fever) to the local health department where the patient resides within 24 hours of diagnosis (N.J.A.C. 8:57 – 1.4). If the patient residence is unknown, report to your own local health department. Contact information is available at: localhealth.nj.gov. Timely identification and reporting of cases of legionellosis is important, as this allows public health officials to quickly identify and stop potential clusters and outbreaks by linking new cases to previously reported ones.

Contact Information:

Water Systems and Environmental Infection Control Unit, Communicable Disease Service,
ICHEE.Water@doh.nj.gov

Monthly Activities

Communicable Disease Reporting and Surveillance System (CDRSS) is checked, at minimum, twice daily to review for newly listed communicable diseases. Upon the listing of a new disease, investigation of disease is initiated by Public Health Nurses (PHNs)/Communicable Disease Investigator.

NJLINC checked daily. Health alerts and advisories are reviewed by all the Public Health Nursing Division. Health alerts, recalls, and specific health advisories are forwarded to the Health Educator for dissemination of information to the public if action is warranted as per NJLINC.

Immunization Audits

Each year, starting in January, the Nursing Division conducts immunization audits in all the childcare centers and public/non-public schools in the community. During the audit, each child's vaccine record is reviewed to ensure students have all the mandated vaccines required by the New Jersey Department of Health (NJDOH). All 2023-2024 immunization audits were concluded in the Mountain Lakes District before May.

Screenings

No screenings held this month.

COVID Activities

The Health Department currently has COVID-19 vaccines available for adults and children. If a homebound person is in need of a COVID-19 vaccine, the Nursing Division will schedule and provide a homebound visit. The Department of Health currently has COVID-19 Moderna vaccine available.

For the week ending June 15, 2024, the COVID-19 Community Activity Level Report for Morris County is **low**. The COVID-19 variant more prevalent is **JN.1 (Omicron)**, with 36.5% of the cases in all of New Jersey, followed by **KP.2 (Omicron)**, with 30.8 % of the cases in all of the State.

Seasonal Flu

The CDC conducts the influenza data collection for the summer months. For the week ending on June 15, 2024 (MMWR Week 24) the Influenza surveillance activity level for New Jersey Northwest Region is *minimal*. The influenza activity level is *minimal statewide*.

The NJDOH Influenza Surveillance Report concluded the official surveillance season with the report from last month, MMWR week 20. During the summer months, weekly reports will not be disseminated or posted publicly to the NJDOH website.

Vaccines and TB Control Program

No patients received vaccines from the weekly vaccine clinic at Bloomfield Health Department. No Mantoux tests were administered this month.

Childhood Lead Poisoning Prevention Program

No new cases reported for this month. Lead case management monitoring occurs twice daily at a minimum for jurisdiction within the NJDOH Lead Monitoring system.

Communicable Disease

The classifications for the cases listed below are based on the investigation conducted by the PHN and Communicable Disease Investigator, laboratory evaluation and NJDOH case definition. All investigation information is entered into CDRSS; NJDOH reads entries, comments on individual cases or will send PHN/ Communicable Disease Investigator email requesting more data. Once NJDOH is satisfied with investigation methods, the case is approved and closed.

Patient Status is based on pt s/s, lab result interpretation and NJDOH Case Definition, which is found in the NJDOH Communicable Disease Manual.

June 2024

<p>New Cases:</p> <ul style="list-style-type: none"> 1- Influenza Type AH3- Confirmed 3- Sars-CoV2- COVID-19 – Confirmed 2- Sars-CoV2- COVID-19 – Probable 1- Shiga toxin producing E. coli STEC- Confirmed 	<p>Ongoing Cases:</p> <ul style="list-style-type: none"> 1- Pertussis
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***No COVID-19 outbreak at Sunrise of Mountain Lakes. Bi-weekly monitoring through NJDOH Novisurvey.**

Respectfully submitted,
 Anamaria Valencia MD, MPH
 Communicable Disease Investigator Nursing Division- Bloomfield Health Department





Mountain Lakes Health Education Report **June 2024**

Month's Health Topic

- June e-Newsletter distribution began on 5/31 Topics: Men's Health Awareness, Family Health and Fitness Day, Salmonellosis, Blood Donation resources

Committee Meetings

- Health Ed meetings 6/17, 6/27

Programs in Planning

- No programs planned

Programs Executed

- None executed in June

Continuing Education/ Other

- June e-Newsletter distribution began on 5/31 Topics: Men's Health Awareness, Family Health and Fitness Day, Salmonellosis, Blood Donation resources
- Health Education Resources sent out to town contact 6/7



Shawn M. Bennett
CHIEF OF POLICE

Police Department

Borough of Mountain Lakes

400 Boulevard
Mountain Lakes, NJ 07046
(973) 334-1413 • Fax (973) 334-4123



Mountain Lakes Police Borough Council Monthly Report June 2024

- On June 3rd, Mountain Lakes Police Department hosted its annual Bike Rodeo at Wildwood Elementary School.
- On June 5th, 2024, at approximately 9:46 AM, patrol officers were dispatched to a local business along Route 46 West for the report of an employee threatening a co-worker with a knife. A subsequent on-scene investigation led to the arrest of 32-year-old Shuyeb Loskor of Paterson for possession of a weapon for an unlawful purpose, unlawful possession of a weapon, and terroristic threats. Mr. Loskor was transported to Morris County Correctional Facility.
- On June 9th, 2024, at approximately 9:30 AM, patrol officers were dispatched to the area of Boulevard and Lake Drive for a motor vehicle accident involving a car and a cyclist. The cyclist was transported to the hospital with injuries.
- On June 10th, 2024, at approximately 7:27 PM, Ptl. Stewart conducted a motor vehicle stop that led to the arrest of the driver, 28-year-old Shantal Jiminez of Passaic for driving while intoxicated. Ms. Jiminez was issued motor vehicle summonses for driving while intoxicated, careless driving, reckless driving, window tints, and failure to maintain lane.
- On June 22, at approximately 11:18 AM, patrol officers were dispatched to a residence for the report of the residents receiving harassing letters via US Mail. Sgt. Cacciabeve and Ptl. Grady arrived on scene and spoke to the residents who provided the letter that contained discriminatory language and intimidating bias messaging directed at the residents. An investigation is ongoing at this time. Please contact Mountain Lakes police headquarters with any possible information related to this case.
- On June 22nd, 2024, at approximately 1:49 PM, patrol officers were dispatched to the area of Boulevard and Lake Drive for the report of a male urinating into the trash can at the bus stop. Sgt. Cacciabeve and Ptl. Grady responded to that area and made contact with 27-year-old

Joshua Reyes of Boonton who admitted to the offense. Mr. Reyes also had an active warrant out of Boonton. Mr. Reyes was arrested and transported to Boonton Police headquarters where he was taken into custody by Boonton PD. Mr. Reyes was also issued a local ordinance violation for public urination.

- On June 22nd, 2024, Ptl. Brown and Ptl. Grady participated in a Girl Scouts event at Island Beach where they answered questions about police officers' experience on night shift. The event was specific to the Scouts earning their Night Owl Badge.
- On June 25th, 2024, at approximately 9:13 PM, Ptl. Grady conducted a motor vehicle stop in the Wawa parking lot along Route 46 East that led to the arrest of the driver, 41-year-old Stanton Vanwinkle 4th of Denville, for an active traffic warrant out of Parsippany. Mr. Vanwinkle 4th was transported to Parsippany police headquarters where he was turned over to Parsippany PD.

A criminal complaint is merely an accusation. Despite this accusation, defendants are presumed innocent unless and until proven guilty beyond a reasonable doubt in a court of law.

Sincerely,

A handwritten signature in black ink, appearing to read 'SL BO', is written over a horizontal line.

Chief Shawn Bennett

MOUNTAIN LAKES BORO POLICE DEPARTMENT

Agency Activity Report

By CFS Classification

From Date: 6/1/2024 To Date: 6/30/2024

Report Date: 7/15/2024 7:29:13 AM

Classification code	Description	Total Events	0000-0800	0801-1600	1601-2359
0500	Burglary	1	0	0	1
0800	Other Assaults	1	1	0	0
1100	Fraud	2	0	1	1
1400	Malicious Mischief	3	1	1	1
1700	Sex Offense	1	0	1	0
2100	Liquor Laws Drunk Driving	1	1	0	0
2400	Disorderly Conduct	8	0	2	6
2600	All Other Offenses	12	2	5	5
4000	Non Criminal Investigations	40	8	16	16
4100	Fire Related	12	3	6	3
5000	Lost Found Property	2	0	2	0
5010	Missing Persons	1	1	0	0
5500	Animal Complaints	15	4	3	8
6000	Traffic Accidents	6	0	5	1
6300	Traffic Enforcement	469	62	170	237
6500	Parking Enforcement	2	0	1	1
6600	Traffic Services	18	0	10	8
7000	Public Services	483	227	112	144
7500	Assist other Agency	14	0	7	7
8000	Warrants	2	0	1	1
9000	Administrative	571	190	149	232
	Total:	1664	500	492	672

MOUNTAIN LAKES BORO POLICE DEPARTMENT

Officer Citation Report

From Date : 6/1/2024 To Date : 6/30/2024

Report Date : 7/15/2024 7:26 AM

Officers Name	Badge Number	Traffic Stops	Equipment	Moving	Radar	Parking	Ordinance	Warnings	Total
XX	X	0	0	0	0	0	0	0	0
XX	X	4	0	0	0	0	0	0	0
XX	X	0	0	0	0	0	0	0	0
XX	X	58	0	3	0	0	0	1	4
XX	X	34	1	2	0	0	0	2	5
XX	X	19	0	0	0	0	0	0	0
XX	X	0	0	0	0	0	0	0	0
XX	X	73	0	8	0	0	0	0	8
XX	X	131	0	9	0	0	0	28	37
XX	X	25	0	1	0	0	0	0	1
XX	X	82	3	12	0	0	0	0	15
XX	X	2	0	0	0	0	0	0	0
XX	X	19	0	0	0	0	0	0	0
		Traffic Stops	Equipment	Moving	Radar	Parking	Ordinance	Warnings	Total
Total:		445	4	35	0	0	0	31	70

Time Used/Overtime by Month

	<u>Sick Time Hours</u>							<u>Vacation/Comp Hours/Per's Day/Bereave</u>							<u>Court Overtime</u>					<u>Department Overtime</u>												
	2018	2019	2020	2021	2022	2023	2024	2018	2019	2020	2021	2022	2023	2024	2018	2019	2020	2021	2022	2023	2024	2018	2019	2020	2021	2022	2023	2024				
Jan	216	79	388	324	36	264	10	15	14	0	42	48	224.5	165.5	\$158	\$0	\$154	\$0	\$0	\$0	\$0	\$4,159	\$4,348	\$9,570	\$7,154	\$6,557	\$14,494	\$6,937				
Feb	252	86	444	266	68	48	56	104	220	111	189.5	252	171.5	163.75	\$0	\$210	\$258	\$0	\$0	\$0	\$0	\$4,927	\$2,138	\$4,789	\$21,810	\$4,939	\$15,797	\$12,240				
March	310	110	332	180	36	118	84	148.5	168	74.5	81	289	257.75	123	\$0	\$0	\$0	\$0	\$447	\$0	\$0	\$29,829	\$6,254	\$4,081	\$7,510	\$4,771	\$29,020	\$14,777				
April	0	106	456	240	94	222	120.5	250	265.5	0	226	333	215	249.5	\$0	\$422	\$0	\$263	\$0	\$0	\$164	\$12,146	\$27,385	\$3,930	\$12,820	\$10,392	\$18,838	\$31,123.53				
May	204	96	364	204	46	48	126	178	169	36	681	482	260.5	146.75	\$0	\$993	\$0	\$0	\$0	\$0	\$0	\$24,263	\$29,828	\$5,202	\$18,415	\$16,682	\$22,341	\$18,924				
June	130	106	540	312	140	89	190	208	254	194	727.5	385	196.5	261.5	\$193	\$0	\$0	\$0	\$161	\$0	\$0	\$21,572	\$32,632	\$21,692	\$25,194	\$12,050	\$37,501	\$19,497				
July	152	47	442	420	44	70	524	84.5	551	377	482	669.5									\$158	\$0	\$0	\$0	\$0	\$0	\$24,005	\$27,180	\$26,802	\$32,344	\$25,516	\$41,289
August	94	246	312	168	104	90	682	748	708	792	541	459									\$193	\$0	\$0	\$263	\$0	\$0	\$18,754	\$34,709	\$27,125	\$30,577	\$28,933	\$30,293
Sept	94	180	256	70	22	100	375.5	222.5	389	280	549.5	301									\$0	\$0	\$0	\$250	\$161	\$0	\$16,316	\$22,108	\$20,166	\$23,313	\$23,754	\$18,316
Oct	106	154	314	48	120	68	208	216	292	204	502.5	251.5									\$0	\$0	\$0	\$0	\$161	\$0	\$14,514	\$15,865	\$17,041	\$34,942	\$25,078	\$27,517
Nov	148	426	302	44	80	156	235.5	176	287	370	550.5	337.25									\$246	\$0	\$0	\$363	\$0	\$0	\$15,103	\$17,554	\$10,442	\$30,691	\$15,320	\$26,166
Dec	254	600	424	206	104	168	346.5	144.5	376	265	642.5	366.5									\$0	\$0	\$0	\$0	\$0	\$0	\$20,920	\$21,126	\$25,206	\$22,102	\$15,766	\$26,057
Total	1960	2236	8974	2482	894	1471	586.5	3275	2682	3018.5	4735	5057	3712.5	1110	\$947	\$1,625	\$412	\$1,139	\$929	\$0	\$164	\$206,506	\$241,128	\$171,046	\$266,872	\$190,558	\$317,628	\$103,499				

June

<u>Total Overtime</u>
<u>Hours Paid</u>
252.00

<u>Total</u>	<u>Total</u>	<u>% of Hrs Equating to</u>
<u>Vaca/Comp Hrs</u>	<u>Vaca/Comp/Personal/Bereave Hrs</u>	<u>Creating OT</u>
261.5	149	56.98%

<u>Total Sick Time</u>	<u>Total Sick Time</u>	<u>% of Hrs Equating to</u>
<u>Hrs</u>	<u>Hrs Creating OT</u>	<u>OT</u>
190	79	41.58%

**** Operating with 10 Officers**

12 hours for the Bike Rodeo at Wildwood

12 Hours for Project Graduation.



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Recreation Department
June 2024

Recreation Commission

- Met via Zoom
- Reviewed Director's report
- Discussed details of July 13 Boat and Swim Races

Recreation Director

- Continue planning for Summer Camp and Teen Adventure.
 - Booking presenters
 - Ordering supplies
 - Creating staff manual and emergency procedures
- Employment offers and hiring paperwork have been sent to lifeguards, swim/dive, and sailing candidates. Following up often to get staff to complete onboarding.
- Summer Wrestling event July 10-11 for high school aged kids opened for registration. This event supports Jr Laker Wrestling.
- Enrollment push for Summer Sailing program, as registration is low. Put in eblast and social media, as well as have a banner at Island Beach.
- The volume of facility reservation requests has been significant, with 2-5 reservations per week through July.
- Thurs, June 13 held in-person Recreation Program Staff training at Birchwood Lake to review policies, procedures, and expectations. Staff shirts were distributed as well.
- Thurs, June 20 – Community Concerts and Ice Cream Social – Jam Cats performed for young children and families from 5:30-6:30pm. Ninety-five free ice creams were enjoyed by the community and about 45 kids hopped, danced and bounced around with Jam Cats. About 25 people listened to the Denville String Band perform at 7pm.
- Discussed offering a youth volleyball program for 6th-8th graders. Pending facility approval, the program will be offered in February through the beginning of March.

Upcoming Events

- Tues, July 2 at 9pm Fireworks over Mountain Lake
- Thurs, July 11 at 7pm Alex Laurenzi and Friends Jazz Trio
- Sat, July 13 – Boat and Swim Races at Island Beach
- Thursday, August 1st at 7pm - The Tourne - Rock, Pop, Blues and Folk
- Thursday, August 15th at 7pm - Brother Wisdom - Rockin' the Ages

- Mon, August 19 – Movie Night at Island Beach

Monthly Meetings

- Recreation Commission
- HUB Lakes
- DPW Subcommittee
- Mountain Lakes Sailing Association
- Quarterly Safety Committee Meeting

Ongoing tasks

- Manage facility requests from residents and organizations.
- Oversee and support sports programs with school facility requests and supply purchases, if needed.
- Weekly eblast.
- Social Media posts.
- Update the Borough website.
- Borough Hall electronic sign.
- Manage Borough Hall room reservation calendar for conference rooms and Chambers.
- Submit payroll 2x per month.
- Bi-weekly facility report
- Manage Rack and Ring requests



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

OFFICE OF THE TAX COLLECTOR

To: Mayor & Borough Council
From: Ann Purcell, Tax Collector
Date: July 16, 2024

Re: Report of Receipts for the Month ending June 30, 2024

TAXES YEAR 2023	\$ 35,263.22
TAXES YEAR 2024	\$238,564.29
INTEREST - TAXES	\$ 9,252.38
WATER YEAR 2023	\$ 2,540.28
WATER YEAR 2024	\$ 13,102.41
WATER PENALTIES	\$ 1,462.73
SEWER YEAR 2023	\$ 783.01
SEWER YEAR 2024	\$ 21,088.73
SEWER PENALTIES	\$ 1,769.36
TOTAL CASH RECEIPTS AS OF 6/30/2024	\$ 323,826.41

Respectfully submitted,

Ann Purcell
Tax Collector