

1. Borough Of Pompton Lakes Regular Council Meeting

Documents:

[JANUARY 24, 2018.PDF](#)

1.1. January 24, 2018 Meeting Ordinances

Documents:

[18-06 AMENDING PROVISIONS OF CHAPTER 190 ZONE DUPLEX.PDF](#)

[18-01 APPOINTMENT OF ATTORNEY.PDF](#)

[18-02 PLRLL LEASE AGREEMENT.PDF](#)

[18-03 SOCCER LEASE AGREEMENT.PDF](#)

[18-04 PLRYO LEASE ORDINANCE.PDF](#)

[18-05 BOE LACROSSE LEASE ORDINANCE.PDF](#)

PLEASE TURN OFF PAGERS AND CELL PHONES

**AGENDA
REGULAR MEETING
January 24, 2018**

The following is the Agenda for the Regular Meeting of the Mayor and Council of the Borough of Pompton Lakes, Passaic County, to be held in the Pompton Lakes Municipal Building, 25 Lenox Ave., Pompton Lakes, NJ, Wednesday, January 24, 2018 beginning at 7:30 pm.

1. CALL TO ORDER – Mayor Michael Serra

PRAYER

SALUTE TO FLAG

STATEMENT OF COMPLIANCE: “In conformance with the Open Public Meetings Law, Public Law 1975, Chapter 231, adequate notice of this Meeting setting forth the time, date, place and purpose of this regular Meeting through notice posted on the Bulletin Board in the Municipal Building, mailed to all who had requested and paid for same, and published in the Suburban Trends.

ROLL CALL:

Mayor Michael Serra
Council President Terri Reicher
Councilman William Baig
Councilman Christian Barranco
Councilman Erik DeLine
Councilman Frank Jaconetta
Councilman Ekamon Venin

Borough Officers:

Joseph Ragno, Borough Attorney
Kevin Boyle, Borough Administrator
Elizabeth Brandsness, Municipal Clerk

MAYOR PRESENTATIONS AND UPDATES:

Pompton Lakes Volunteer Fire Department – 2018 Officers / Oath of Office

2. MEETING OPEN FOR PUBLIC COMMENTS:

Motion to open the Meeting for Public Comments___Second___All in favor___Nays___
Motion to close the Meeting for Public Comments___Second___All in favor___Nays___

3. APPROVAL OF MINUTES:

Motion to approve the following Minutes___Second___ All in favor___, Nays___.

Special Closed Meeting Minutes of January10, 2018 – 5:30pm
Regular Meeting Minutes of January10, 2018
Closed Session Meeting Minutes January 10, 2018

4. AUTHORIZED BILLS AND CLAIMS: Motion to approve the following Bill

Lists ___Second___. All in favor___Nays___.

Current Fund	\$ 760,221.70
Capital Fund	\$ 73,930.09
Recreation Trust	\$ 513.16
Open Space Trust	\$ -0-
Clerk Trust	\$ -0-
Other Trust	\$ 416.00
Unemployment Trust	\$ -0-
Dog Trust	\$ 150.00
PLMAC #2	\$ -0-

5. PRESENTATION OF PETITIONS: None

6. CONSENT AGENDA – RESOLUTIONS:

(Does Any Councilperson Require Any Consent Agenda Item To Be Pulled For Separate Actions?)

WHEREAS, the Mayor and Council of the Borough of Pompton Lakes has reviewed the Consent Agenda consisting of various proposed Resolutions; and

WHEREAS, the Mayor and Council of the Borough of Pompton Lakes (*does / does not*) desire to remove Resolutions for individual action from that Agenda.

NOW, THEREFORE, BE IT RESOLVED that the following resolutions on the Consent Agenda are hereby approved:

1. Resolution 18-54 Refund Of Tax Overpayment Block 6300 Lot 34
2. Resolution 18-55 Authorizing The Proper Borough Officials To Apply For The Recycling Tonnage Grant
3. Resolution 18-56 Certifying Tax Reimbursement Under The Recycling Enhancement Act Of 2007
4. Resolution 18-57 Authorizing Nicholas Agnoli, P.E., Agnoli Engineering, LLC To Provide Professional Consulting Services Necessary For The Continuance Of Community Rating System (CRS) Program
5. Resolution 18-58 Authorizing The Award Of The Bid For Tree Removal, Tree Trimming And Stump Grinding Service To Downes Tree Service, Inc.
6. Resolution 18-59 Authorizing Payment In Lieu Of Health Benefits To Qualified Borough Employees
7. Resolution 18-60 Authorizing The Execution Of A Grant Agreement Between The Borough Of Pompton Lakes And State Of New Jersey Relating To The Community Stewardship Incentive Program Grant (FS18-025) In The Amount Of \$30,000
8. Resolution 18-61 Authorizing a Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 and/or NJSA 19:44A-2.05 With Andrew Brewer Of Maraziti, Falcon, LLP To Serve As Attorney To The Planning Board
9. Resolution 18-62 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 With Ralph Tango, PE Of Maser Consulting P.A. To Serve As Engineer To The Planning Board
10. Resolution 18-63 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 With Maraziti Falcon, LLP (Redevelopment Agency)
11. Resolution 18-64 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 With Maser Consulting P.A. (Redevelopment Agency)
12. Resolution 18-65 Authorizing A Contract For the Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 With Inglesino, Webster, Wyciskala & Taylor, LLC (Redevelopment Agency)

7. RESOLUTIONS FOR SEPARATE ACTION (ROLL CALL):

8. INTRODUCTION OF ORDINANCES—FIRST READING AND INTRODUCTION:
(Ordinance will be presented for second reading and final adoption on February 7, 2018)

ORDINANCE 18-06

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE BOROUGH ZONING AND LAND USE PROVISIONS OF THE BOROUGH CODE

Motion to Approve Ordinance No. 18-06 for Introduction____, Second____.
 Roll Call:

9. ORDINANCES FOR SECOND READING AND FINAL ADOPTION:
(These ordinances have been advertised and posted on the Municipal Bulletin Board)

ORDINANCE 18-01

AN ORDINANCE APPOINTING STRUBLE RAGNO, ATTORNEYS AT LAW, JOSEPH J. RAGNO, JR., ESQ., AS BOROUGH ATTORNEY FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018

Motion to open the Meeting for public comments on Ordinance # 18-01 ____, Second____.
 All in favor____, Nays____.

Motion to close the Meeting for public comments on Ordinance # 18-01 ____, Second ____.
All in favor ____, Nays ____.
Motion to approve Ordinance # 18-01 for Final Adoption ____, Second ____.
Roll Call:

ORDINANCE 18-02

AN ORDINANCE AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE LEASE AMENDMENT WITH THE POMPTON LAKES RIVERDALE LITTLE LEAGUE, INC.

Motion to open the Meeting for public comments on Ordinance # 18-02 ____, Second ____.
All in favor ____, Nays ____.

Motion to close the Meeting for public comments on Ordinance # 18-02 ____, Second ____.
All in favor ____, Nays ____.

Motion to approve Ordinance # 18-02 for Final Adoption ____, Second ____.
Roll Call:

ORDINANCE 18-03

AN ORDINANCE AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH THE POMPTON LAKES RIVERDALE SOCCER ASSOCIATION, INC.

Motion to open the Meeting for public comments on Ordinance # 18-03 ____, Second ____.
All in favor ____, Nays ____.

Motion to close the Meeting for public comments on Ordinance # 18-03 ____, Second ____.
All in favor ____, Nays ____.

Motion to approve Ordinance # 18-03 for Final Adoption ____, Second ____.
Roll Call:

ORDINANCE 18-04

AN ORDINANCE AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH THE POMPTON LAKES YOUTH ORGANIZATION, INC.

Motion to open the Meeting for public comments on Ordinance # 18-04 ____, Second ____.
All in favor ____, Nays ____.

Motion to close the Meeting for public comments on Ordinance # 18-04 ____, Second ____.
All in favor ____, Nays ____.

Motion to approve Ordinance # 18-04 for Final Adoption ____, Second ____.
Roll Call:

ORDINANCE 18-05

AN ORDINANCE AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH THE POMPTON LAKES BOARD OF EDUCATION (Carlough Field - Lacrosse)

Motion to open the Meeting for public comments on Ordinance # 18-05 ____, Second ____.
All in favor ____, Nays ____.

Motion to close the Meeting for public comments on Ordinance # 18-05 ____, Second ____.
All in favor ____, Nays ____.

Motion to approve Ordinance # 18-05 for Final Adoption ____, Second ____.
Roll Call:

10. MAYOR REPORT:

Motion to appoint Steve Edgeller to the position of Alternate Member #2 on the Planning Board to fill an unexpired term through December 31, 2018 _____, second _____. All in favor.

Motion to appoint the following on the Zoning Board of Adjustment:

- Alternate #1 Maureen Bernstock to unexpired term 12/31/19
- Alternate #2 Mary Curran to unexpired term 12/31/18
- Alternate # 3 Adam Kent to unexpired term 12/31/18
- Alternate #4 Rich Singer to unexpired term 12/31/19

Motion moved by _____, second _____. All in favor.

11. COUNCIL COMMITTEE REPORTS:

Council President Reicher:

Councilman Barranco:

Councilman DeLine:

Councilman Jaconetta:

Councilman Venin:

Councilman Baig:

Professional Reports:

12. TABLED ITEMS: None

13. MEETING OPEN FOR PUBLIC COMMENTS:

Motion to Open Meeting for Public Comments__Second__All in favor ___Nays___.

Motion to Close Meeting for Public Comments__Second__All in favor___ Nays___.

14. PRIVILEGE OF THE FLOOR:

15. ADJOURN TO EXECUTIVE SESSION WHEN REQUIRED:

Motion to Adjourn____Second____. All in favor____Nays____.

Closed Session Time _____ Open Session Time _____

Motion to Open____Second____. All in favor___Nays___.

16. ADJOURNMENT: Motion to Adjourn____Second____. All in favor____Nays____.
Adjourn Time ____.

ORDINANCE NO.: 18-06

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE BOROUGH ZONING AND LAND USE PROVISIONS OF THE BOROUGH CODE

BE IT ORDAINED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. §190-4 Definitions shall be amended to adding the following definition:

DUPLEX – A single structure with two apartments (dwelling units) either side by side or one on top of the other, and with separate entrances for each of the apartments (dwelling units).

2. §190-16 (J) (2) (g) shall be added as follows:

(g) Notwithstanding any other language in the Code to the contrary, swimming pools are provided with a separate maximum coverage percentage of 20% apart from building coverage.

3. §190-16 (Q) (7) (c) shall be amended as follows:

The last sentence shall be replaced with “The total sign arear for signs in the window shall not exceed 30% of the area of the face of the window upon which said sign is attached, including the windows of glazed doors. Door signage shall be limited to information related to store hours, address and credit card information which is accepted for payment.”

4. §190-76 (F) (1) (b) shall be amended as follows:

“Permanent. Permanent window graphics/signage may not occupy more than 30% of the total area of the window in which displayed, including the windows of glazed doors. Door graphics/signage shall be limited to information related to store hours, addresses and credit card information which is accepted for payment.”

5. The Borough Clerk is hereby directed to give notice at least ten days prior to the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to NJSA 40:55D-15 and NJSA 40:55D-63 (if required). Upon the adoption of this ordinance after public hearing thereon, the Borough Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Passaic County Planning Board as required by NJSA 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Borough Assessor as required by NJSA 40:49-2.1.

6. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.

7. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.

8. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 24 day of January, 2018, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 14th day of February, 2018, at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

Approved:

Michael Serra, Mayor

Elizabeth Brandsness, Borough Clerk

ORDINANCE NO.: 18-01

**APPOINTING STRUBLE RAGNO, ATTORNEYS AT LAW,
JOSEPH J. RAGNO, JR., ESQ. AS BOROUGH ATTORNEY
FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018**

BE IT ORDAINED, by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey that Joseph J. Ragno, Jr., Esq., Struble Ragno, Attorneys at Law, be and the same are hereby appointed as Borough Attorney for the period January 1, 2018 through December 31, 2018 pursuant to NJSA 40A:4-139 subject to the execution of a contract by and between the Borough and the Borough Attorney.

BE IT FURTHER ORDAINED as follows:

1. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
2. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
3. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 3rd day of January, 2018 and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 24th day of January, 2018 at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

APPROVED:

MICHAEL SERRA, MAYOR

ATTEST:

ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK

ORDINANCE #18-02

**AN ORDINANCE AUTHORIZING THE MAYOR
AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH
THE POMPTON LAKES RIVERDALE LITTLE LEAGUE, INC.**

BE IT ORDAINED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute a lease with the Pompton Lakes Riverdale Little League, Inc. pursuant to NJSA 40A: 12-14 for the use of certain Borough owned property by the Little League for recreational purposes.
2. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
4. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 3rd day of January, 2018, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 24th day of January, 2018 at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

APPROVED:

MICHAEL SERRA, MAYOR

ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK

ORDINANCE #18-03

**AN ORDINANCE AUTHORIZING THE MAYOR
AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH
THE POMPTON LAKES RIVERDALE SOCCER ASSOCIATION, INC.**

BE IT ORDAINED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute a lease with the Pompton Lakes Riverdale Soccer Association, Inc. pursuant to NJSA 40A: 12-14 for the use of certain Borough owned property by the Soccer Association for recreational purposes.
2. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
4. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 3rd day of January, 2018, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 24th day of January, 2018 at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

APPROVED:

MICHAEL SERRA, MAYOR

ATTEST:

ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK

ORDINANCE #18-04

**AN ORDINANCE AUTHORIZING THE MAYOR
AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH
THE POMPTON LAKES YOUTH ORGANIZATION, INC.**

BE IT ORDAINED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute a lease with the Pompton Lakes Youth Organization, Inc. pursuant to NJSA 40A: 12-14 for the use of certain Borough owned property by the Pompton Lakes Youth Organization, Inc. for recreational purposes.
2. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
4. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 3rd day of January, 2018, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 24th day of January, 2018 at which time after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

APPROVED:

MICHAEL SERRA, MAYOR

ATTEST:

ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK

ORDINANCE #18-05

**AN ORDINANCE AUTHORIZING THE MAYOR
AND BOROUGH CLERK TO EXECUTE A LEASE AMENDMENT WITH
THE POMPTON LAKES BOARD OF EDUCATION (Carlough Field – Lacrosse)**

BE IT ORDAINED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute a lease with the Pompton Lakes Board of Education pursuant to NJSA 40A: 12-14 for the use of certain Borough owned property by the Board of Education for recreational purposes.
2. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
4. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 3rd day of January, 2018, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 24th day of January, 2018, at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

APPROVED:

MICHAEL SERRA
MAYOR

ATTEST:

ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK