

NOTE: FORMAL ACTION MAY BE TAKEN AT REGULAR MEETINGS, WORK SESSIONS OR SPECIAL MEETINGS. AGENDAS ARE PUBLISHED 48 HOURS IN ADVANCE TO THE EXTENT KNOWN.

AGENDA

COUNCIL MEETING

7:30 P.M.

SEPTEMBER 24, 2013

1. **Call to Order by Mayor**
2. **Statement of Compliance with the Open Public Meetings Act**
3. **Roll Call**
4. **Flag Salute**
5. **PROCLAMATIONS: GOLD STAR MOTHER'S DAY**
6. **COUNCIL COMMENTS**
7. **MANAGER'S REPORT**
8. **ORDINANCES ON SECOND READING:**

**ORDINANCE NO. 2293-2013
(RESOLUTION NO. 327-2013)**

AN ORDINANCE APPROPRIATING \$200,000 FOR THE COUNTY ROAD PROGRAM, COUNTY-WIDE ADA RAMPS, CURBS AND SIDEWALK CONSTRUCTION CO-OPERATIVE FUNDED FROM THE BERGEN COUNTY DEPARTMENT OF PUBLIC WORKS.

- Mayor asks for a motion to open the time for public comments. Mayor asks for a Mover, Secunder, Roll Call.
 - Mayor opens time for public comments asking if anyone wishes to be heard.
 - Mayor calls for a motion to close the time for public comments. Mayor asks for a Mover, Secunder, Roll Call.
 - Municipal Clerk reads the Resolution of Adoption. Mayor asks for a Mover, Secunder, Discussion, Roll Call.
9. **PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY**
 - Mayor calls for a motion to open time for public comments on Consent Agenda items only. Mayor asks for a Mover, Secunder, Roll Call.
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- Mayor opens time for public comments asking if anyone wishes to be heard.
- Mayor calls for a motion to close the time for public comments. Mayor asks for a Mover, Second, Roll Call.
- Mayor closes the time for public comments.

10. RESOLUTIONS BY CONSENT #21-2013

- Municipal Clerk reads Resolutions by Consent.
 - a. Resol. #328-2013 - Interlocal Services Agreement with Elmwood Park: Construction Official
 - b. Resol. #329-2013 – Authorizing the Execution of a Memo of Understanding with the Central Bergen Mutual Aid Association to Install Radio Equipment
 - c. Resol. #330-2013 – Award of Bid: Printed Supplies – Recycled Paper
 - d. Resol. #331-2013 – Approval of Minutes:
 - Work Session 8/5/13
 - Special Meeting 8/5/13
 - Closed Session 8/5/13
 - Regular Meeting 8/20/13
 - Closed Session 8/20/13
 - Work Session 8/20/13
 - e. Resol. #332-2013 – Cancel Year 2013 Property Taxes 2-34 31st Street
 - f. Resol. #333-2013 – Cancel Unexpended Capital Ordinance Balances
 - g. Resol. #334-2013 – Award Contract for the Sale of Recyclables
 - h. Resol. #335-2013 - Refund of Overpayment of Taxes
 - i. Resol. #336-2013 – Authorizing the Execution of an Agreement to Install Telecommunication Facilities in the Right-of-Way - Sunesys, LLC
 - j. Resol. #337-2013 - Amending Professional Services Agreement - H2M Broadway Pedestrian Safety Improvements
- Mayor asks for a Mover, Second, Roll Call.

- 11. RESOLUTION NO. #338-2013 – Authorizing Purchases with Certain Approved State Contract Vendors - Skylands Area Fire Equipment & Training (SAFE-T)**

 - Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

- 12. RESOLUTION NO. 339-2013 - AWARD OF BID: TWO (2) GMC SIERRA 4-WHEEL DRIVE PICKUP TRUCKS WITH FISCHER MOUNTED 2 "X" SNOW PLOWS OR APPROVED EQUAL**

 - Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

- 13. RESOLUTION NO. 340-2013 - AUTHORIZING EXECUTION OF BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND 7 HISTORIC PRESERVATION TRUST FUND GRANT CONTRACT - BERDAN GOVE INCLUSIONARY PLAYGROUND PHASE 1 (\$30,000)**

 - Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

- 14. RESOLUTION NO. 341-2013 - AUTHORIZING EXECUTION OF BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT CONTRACT - SENIOR CENTER GREASE TRAP/SEWER LINE**

 - Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

- 15. RESOLUTION NO. 342-2013 - AUTHORIZING EXECUTION OF BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT CONTRACT - ROAD RESURFACING**

 - Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

- 16. RESOLUTION NO. 309-2013 - CONFIRMATION OF FIRE BOARD ACTIONS**

 - Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

**17. RESOLUTION NO. 321-2013 - APPROVAL OF MINUTES: REGULAR MEETING
7/16/13**

- Municipal Clerk reads resolution. Mayor asks for a mover, seconder, discussion, roll call.

18. PUBLIC COMMENTS

- Mayor calls for a motion to open time for public comments. Mover, Secunder, Roll Call.
- Mayor opens time for public comments.
- Mayor calls for a motion to close the time for public comments. Mover, Secunder, Roll Call.
- Mayor closes the time for public comments.
-

19. ADJOURNMENT:

- Mayor calls for motion to adjourn. Mover, Secunder, Roll Call.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 327-2013

By

Seconded by

BE IT RESOLVED that Ordinance No. 2293-2013 entitled:

AN ORDINANCE APPROPRIATING \$200,000 FOR THE COUNTY ROAD PROGRAM, COUNTY-WIDE ADA RAMPS, CURBS AND SIDEWALK CONSTRUCTION CO-OPERATIVE FUNDED FROM THE BERGEN COUNTY DEPARTMENT OF PUBLIC WORKS.

was posted on the bulletin board in the principal Municipal Building of this municipality on which bulletin board public notices are customarily posted, and that copies of said ordinance were made available to members of the general public requesting the same;

NOW, THEREFORE, BE IT RESOLVED, that this ordinance be passed upon second and final reading and that the Municipal Clerk be authorized to advertise the same according to law.

ORDINANCE NO. 2293-2013

AN ORDINANCE APPROPRIATING \$200,000 FOR THE COUNTY ROAD PROGRAM, COUNTY-WIDE ADA RAMPS, CURBS AND SIDEWALK CONSTRUCTION CO-OPERATIVELY FUNDED FROM THE BERGEN COUNTY DEPARTMENT OF PUBLIC WORKS

SECTION 1. The Borough of Fair Lawn received notice, in an Agreement, dated August 6, 2012, from the Bergen County Executive Kathleen Donovan, that the Bergen County Department of Public Works has approved the Borough of Fair Lawn's Road Resurfacing Project; and

SECTION 2. The County of Bergen has agreed to provide assistance for participating municipalities with their obligations to comply with NJDOT and Federal handicap ramp regulations.

SECTION 3. The County will make available funding to the Borough of Fair Lawn on reimbursement basis, for the construction of ADA ramps, curbs, and sidewalks.

SECTION 4. The Borough of Fair Lawn will be responsible for all costs outside the scope of the countywide handicap ramp construction contract, including but not limited to, engineering costs and any local police protection.

SECTION 5. The Borough of Fair Lawn will enter into a contract with the successful bidder for the countywide co-operative construction contract and will be reimbursed from the County of Bergen, as detailed in the August 6, 2012 agreement with the County of Bergen.

SECTION 6. The Mayor and Council of the Borough of Fair Lawn is hereby authorized and appropriated the sum of \$200,000 to be financed by the Bergen County Department of Public Works pursuant to the August 6, 2012 agreement.

SECTION 7. The Borough of Fair Lawn will be reimbursed from the County in accordance with the August 06, 2012 agreement

SECTION 8. This ordinance shall take effect after passage and publication as required by law.

Attest:

Approved:

Joanne M. Kwasniewski, RMC/CMC/MMC
Municipal Clerk

John Cosgrove
Mayor

Introduced: September 10, 2013

Adopted:

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

CONSENT AGENDA 21-2013

By
Seconded by

WHEREAS, the following resolutions having heretofore been placed on this Resolutions by Consent Agenda which require no discussion and same having been previously reviewed by each Councilmember, be and are hereby adopted, ratified, and confirmed in their entirety by the Mayor and Council of the Borough of Fair Lawn:

- a. Resol. #328-2013 - Interlocal Services Agreement with Elmwood Park: Construction Official
- b. Resol. #329-2013 – Authorizing the Execution of a Memo of Understanding with the Central Bergen Mutual Aid Association to Install Radio Equipment
- c. Resol. #330-2013 – Award of Bid: Printed Supplies – Recycled Paper
- d. Resol. #331-2013 – Approval of Minutes:
 - Work Session 8/5/13
 - Special Meeting 8/5/13
 - Closed Session 8/5/13
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- h. Resol. #335-2013 - Refund of Overpayment of Taxes
- i. Resol. #336-2013 – Authorizing the Execution of an Agreement to Install Telecommunication Facilities in the Right-of-Way - Sunesys, LLC
- j. Resol. #337-2013 -Amending Professional Services Agreement - H2M Broadway Pedestrian Safety Improvements

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 328-2013

By

Seconded by

WHEREAS, the Borough of Elmwood Park has requested the Borough of Fair Lawn to provide it with the services of the Construction Official, Building Subcode Official and Zoning Official of the Borough of Fair Lawn; and

WHEREAS, providing said service will be beneficial to the residents of Fair Lawn by generating revenue for the Borough;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Borough enter into an inter-local government services agreement with the Borough of Elmwood Park for the purpose of providing the services of the Construction Official, Building Subcode Official and Zoning Official for a term commencing on October 1, 2013 and expiring on September 30, 2017 for the sum of \$56,000 to be paid annually by the Borough of Elmwood Park to the Borough of Fair Lawn;

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and they are hereby authorized to execute said agreement to be prepared by the Borough Attorney; and

BE IT FURTHER RESOLVED that this resolution is subject to the condition that the Borough of Elmwood Park adopt a resolution concurrent herewith for the execution of said agreement.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 329-2013

By

Seconded by

WHEREAS, the Central Bergen Mutual Aid Association was created for the purpose of mutual aid assistance between local communities in the event of fire, disaster or other emergencies; and

WHEREAS, the Fair Lawn Fire Department and Fair Lawn Rescue Squad have participated and are members of the Central Bergen Mutual Aid Association; and

WHEREAS, a radio committee was established by the Central Bergen Mutual Aid Association to conduct a field study on radio signal improvements between local communities of the Central Bergen Mutual Aid Association; and

WHEREAS, the radio committee of the Central Bergen Mutual Aid Association has identified the Borough's Water Tower located on Gordon Place in the Borough of Fair Lawn, as being an appropriate location for the installation of a radio repeater together with all ancillary equipment to enhance and provide improved radio signals between local communities; and

WHEREAS, the Central Bergen Mutual Aid Association has requested permission to install and maintain such equipment on the Gordon Place Water Tower, at the sole cost and expense of the Central Bergen Mutual Aid Association, excepting the nominal cost of electricity for powering such equipment which shall be borne by the Borough of Fair Lawn; and

WHEREAS, the Central Bergen Mutual Aid Association is beneficial to the residents of the Borough in the event of fire, disaster or other emergencies.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn permits the installation of a radio repeater, together with

all ancillary equipment, at the Borough's Water Tower located on Gordon Place; and

BE IT FURTHER RESOLVED, that the Acting Borough Manager and/or his designee is hereby authorized to coordinate the installation of the radio repeater, together with ancillary equipment, with the appropriate officials of the Central Bergen Mutual Aid Association, the Fair Lawn Fire Department and the Fair Lawn Police Department; and

BE IT FURTHER RESOLVED, that the Acting Borough Manager is hereby authorized to execute a memorandum of understanding between the Borough and the Central Bergen Mutual Aid Association.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 330-2013

By

Seconded by

WHEREAS, bids were received for Printed Supplies - Recycled Paper by the Municipal Clerk on August 27, 2013; and

WHEREAS, said bids were referred to the Borough Manager and appropriate Department Head for consideration and recommendation; and

WHEREAS, Ridgewood Press having an office located at 609 Franklin Turnpike, Ridgewood, New Jersey 07450 is the lowest responsible bidder in accordance with their bid on file in the Municipal Clerk's office;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that upon recommendation of the Borough Manager and appropriate Department Head, the award be made to Ridgewood Press subject to the execution of purchase orders by the Borough Manager and Borough Treasurer.

BE IT FURTHER RESOLVED, that the award of this bid is subject to the Borough Treasurer executing the appropriate Certificate of Availability of Funds; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and are hereby authorized to execute the appropriate contracts approved by the Borough Attorney.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 331-2013

By

Seconded by

BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Council Minutes of:

Work Session 8/5/13
Special Meeting 8/5/13
Closed Session 8/5/13
Regular Meeting 8/20/13
Closed Session 8/20/13
Work Session 8/20/13

are hereby approved.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 332-2013

By

Seconded by

WHEREAS, Gehrig, Frank L., (deceased) having had property located at 2-34 31st Street, Block 2302, Lot 5, through his Last Will & Testament bequeathed the above property to the Borough of Fair Lawn, and that property is now Tax Exempt Borough of Fair Lawn property; and

WHEREAS, the Borough of Fair Lawn's Tax Collector billed year 2013 and 2014 property taxes and years 2012 and 2013 water charges;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn, County of Bergen, State of New Jersey, hereby authorize the Borough Tax Collector to cancel years 2012 and 2013 water charges in the total amount of \$73.00 and property taxes for year 2013 in the amount of \$8,132.53 and in 2014 in the amount of \$4,236.00.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 333-2013

By
Seconded by

WHEREAS there are various capital ordinances that have been on the books of the Borough for a number of years; and

WHEREAS the capital projects have been completed; and

WHEREAS the Mayor and Counsel wishes to cancel the below listed unspent funded balances;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, that the following capital ordinances be and are hereby cancelled and that any residual amount be credited to the capital surplus.

	Appropriated Reserve Balance 12/31/2012
Ord 1460 - Improvements to Municipal Building	12,812.21
Ord 1548 - Library Roof A/C	830.00
Ord 1565 - Pollitt Dr/ Banta Place	253,874.07
Ord 1592 - Columbia Field House	2,226.87
Ord 1641 - Plaza Road Section 3	13,396.76
Ord 1735 - Imp to River Road District	2,969.72
Ord 1736 - Lyncrest Warning Flasher	5,990.26
Ord 1767 - Radburn Pathways	769.00

BE IT FURTHER RESOLVED that the amount of \$292,868.89 be cancelled to Capital Surplus.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 334-2013

By
Seconded by

WHEREAS, the Mayor and Council of the Borough of Fair Lawn desire to enter into a multi-year agreement for the sale of commingled, paper and cardboard;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Mayor and Municipal Clerk are hereby authorized to execute an agreement with Green Sky Industries, having an office located at 42 Chestnut Street, Clifton, New Jersey 07013 who has offered the highest price per ton on recyclable materials in accordance with the attached Schedule "A";

BE IT FURTHER RESOLVED that the term of this contract shall be for five years commencing October 1, 2013 and terminating on September 30, 2018;

BE IT FURTHER RESOLVED that Green Sky Industries has complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20-8;

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification be placed on file with this resolution.

Recycling Market Price Quotes

	Year 1	Year 2	Year 3	Year 4	Year 5
Newspaper # 8					
GreenSky Industries	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00
Atlantic Coast Fibers	\$ 35.50	\$ 35.50	\$ 35.50	\$ 35.50	\$ 35.50
Waste Management	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Cardboard # 1					
GreenSky Industries	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00
Atlantic Coast Fibers	\$ 50.50	\$ 50.50	\$ 50.50	\$ 50.50	\$ 50.50
Waste Management	\$ 55.00	\$ 55.00	\$ 55.00	\$ 55.00	\$ 55.00
Commingle					
GreenSky Industries	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00
Atlantic Coast Fibers	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Waste Management	\$ 5.00	\$ 5.00	\$ 5.00	\$ 5.00	\$ 5.00
Document Shred 2x Per Year					
GreenSky Industries	YES	YES	YES	YES	YES
Atlantic Coast Fibers	YES	YES	YES	YES	YES
Waste Management	No	No	No	No	No
Document Destruct for Borough					
GreenSky Industries	YES	YES	YES	YES	YES
Atlantic Coast Fibers	YES	YES	YES	YES	YES
Waste Management	YES	YES	YES	YES	YES
Electronic Collection					
GreenSky Industries	YES: \$ 20.00/ton				
Atlantic Coast Fibers	YES: \$ 0.00/ton				
Waste Management	No	No	No	No	No
Single Stream Collection					
GreenSky Industries	\$ 30.00/ton				
Atlantic Coast Fibers	\$ 12.50/ton				
Waste Management	Pay: \$ 20.00/ton				

All pricing based on per ton collection

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 335-2013

By
Seconded by

WHEREAS, the Tax Collector has requested permission from the Borough Council to make refunds of tax/water overpayments in accordance with the directive of the Director of Local Government Services;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Tax Collector be and is hereby authorized to make refunds to the following as listed;

BE IT FURTHER RESOLVED that the Treasurer/Chief Financial Officer be and is hereby authorized to make payments upon receipt of proper vouchers.

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
2316	7	Children's Aid & Family Services 200 Robin Road Paramus, New Jersey 07652	\$2,672.00

(Refund of overpayment of 2013 taxes as a result of a change of property classification to exempt)

4614	5	Wells Fargo RE Tax Svc, LLC 1 Home Campus Des Moines, IA 50328	\$2,243.77
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(Refund of overpayment of 2013 taxes as a result of a duplicate payment)

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 336-2013

By
Seconded by

WHEREAS, the Borough of Fair Lawn is a Municipal Corporation of the State of New Jersey with offices located at 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey 07410 (hereinafter "Fair Lawn" or "Grantor"); and Sunesys, LLC, with offices located at 185 Titus Avenue, Warrington, PA 18976 (hereinafter "Sunesys" or "Grantee"), and also is a telecommunications carrier authorized to provide service by the New Jersey Board of Public Utilities (BPU) and the Federal Communications Commission (FCC); and

WHEREAS, Sunesys, as a public utility and common carrier, has requested municipal consent and/or approval to install its telecommunications facilities in or upon Fair Lawn rights-of-way; and

WHEREAS, Sunesys is seeking to use or obtain conduit space and access to poles with other utilities, particularly Verizon New Jersey, Inc., and Verizon has required that Sunesys, LLC obtain Fair Lawn's approval as a condition of such access.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Mayor and Municipal Clerk are hereby authorized to execute the Rights-of-Way Use Agreement between the Borough of Fair Lawn and Sunesys, LLC.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 337-2013

By

Seconded by

WHEREAS, the Mayor and Council awarded a professional services contract to H2M Associates, Inc. for Engineering Services for the Broadway (Route 4) Corridor Pedestrian Safety Improvements by Resolution No. 407-2011 on December 6, 2011; and

WHEREAS, H2M has advised by letter dated August 26, 2013 that a modification to the contract in the amount of \$27,100 is necessary due to contract overruns for the preparation of conceptual plans and to complete plans and designs for the 30th street intersection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn hereby authorizes the modification to said contract in the amount of \$27,100.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 338-2013

By
Seconded by

WHEREAS, the Borough of Fair Lawn, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Fair Lawn has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough of Fair Lawn has the need to purchase 13 sets of firefighting personal protective equipment and one (1) turnout coat, at \$28,467.95, under State Contract # A80984; and

WHEREAS, the Borough of Fair Lawn intends to enter into agreements for this purchase with Skylands Area Fire Equipment & Training (SAFE-T), having an office located at 23 Hamburg Turnpike, Unit A, Riverdale, New Jersey 07457, an authorized dealer of Total Fire Group, 1 Innovation Court, Dayton, Ohio 45414, through this resolution and properly executed purchase agreements, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn pursuant to N.J.A.C. 5:30-5.5(b), have allocated in the 2013 Municipal Budget for the purchase of personal protective equipment, and through this resolution a certification of availability of funds will be completed by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Fair Lawn hereby authorizes the Acting Borough Manager to purchase the above listed equipment from Skylands Area Fire Equipment & Training (SAFE-T), 23 Hamburg Turnpike, Unit A, Riverdale, New Jersey 07457, an approved New Jersey State Contract Vendor, pursuant to all conditions of the State Contract A80984.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 339-2013

By
Seconded by

WHEREAS, bids were received for Two (2) GMC Sierra 4-Wheel Drive Pickup Trucks with Fischer Minute Mount 2 "X" Blade Snow Plows or Approved Equal by the Municipal Clerk on September 10, 2013; and

WHEREAS, said bids were referred to the Borough Manager and appropriate Department Head for consideration and recommendation; and

WHEREAS, Beyer Brothers Corp. having an office located at 109 Broad Avenue in Fairview, New Jersey 07022 is the lowest responsible bidder in the total amount of \$63,192.00;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that upon recommendation of the Borough Manager and appropriate Department Head, the award be made Beyer Brothers Corp. subject to the execution of purchase orders by the Borough Manager and Borough Treasurer.

BE IT FURTHER RESOLVED, that the award of this bid is subject to the Borough Treasurer executing the appropriate Certificate of Availability of Funds; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and are hereby authorized to execute the appropriate contracts approved by the Borough Attorney.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 340-2013

By

Seconded by

BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn wish to enter into a grant agreement with the County of Bergen for the purpose of using \$30,000 matching grant award from the 2009 Funding Round of the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund ("Trust fund") for the project entitled "Berdan Grove Inclusionary Playground Phase I" located in Block 3504, Lot 1, and on Berdan Avenue on the tax maps of the Borough of Fair Lawn;

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorize Acting Manager Van Kruiningen to be a signatory to aforesaid grant agreement contract; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Acting Manager Van Kruiningen to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognize that the Borough of Fair Lawn is liable for a dollar for dollar match for any funds awarded in accordance with the Trust Fund's requirements.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 341-2013

By

Seconded by

BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using \$20,000 in 2013 Community Development Block for Senior Center Grease Trap/Sewer Line; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Acting Manager Van Kruijning to be a signatory to aforesaid Grant Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Acting Manager Van Kruijning, to sign all county vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of Fair Lawn is liable for any funds not spent in accordance with the Grant Agreement; and that the liability of the Mayor and Council is in accordance with HUD requirements.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 342-2013

By

Seconded by

BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using \$104,000 in 2013 Community Development Block for Road Resurfacing; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Acting Manager Van Kruijning to be a signatory to aforesaid Grant Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Acting Manager Van Kruijning, to sign all county vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of Fair Lawn is liable for any funds not spent in accordance with the Grant Agreement; and that the liability of the Mayor and Council is in accordance with HUD requirements.

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

RESOLUTION NO. 309-2013

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the actions taken by the Board of Fire Commissioners at their meetings be and are hereby confirmed as follows:

Applications:

Erik Nunez
0-118 Tunbridge Road
Co. #3

Return from Leave:

Jason Zink
2-03 Lyons Avenue
Co. #1

Aye Nay Abstain

Baratta
Peluso
Swain
Trawinski
Cosgrove

September 24, 2013

By

Seconded by

RESOLUTION NO. 325-2013

BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Council Minutes of:

Regular Meeting 7/16/13

are hereby approved.