

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.**

**FEBRUARY 25, 2014**

1. Call to Order by Mayor
2. Statement of Compliance with the Open Public Meetings Act
3. Roll Call
4. Flag Salute
5. FAIR LAWN AMBULANCE CORPS. LUCAS DEMONSTRATION
6. PROCLAMATION: READ ACROSS AMERICA
7. COUNCIL COMMENTS
8. MANAGER'S REPORT
9. ORDINANCES ON FIRST READING:

**ORDINANCE NO. 2302-2014  
(RESOLUTION NO. 97-2014)**

**“AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE (SENIOR CENTER GREASE TRAP/SEWER LINE)”**

- Mayor asks for a motion to read the Resolution of Introduction. Mayor asks for a Mover, Secunder, Roll Call.
- Municipal Clerk reads the Resolution of Introduction. Mayor asks for a Mover, Secunder, Discussion, Roll Call.

**ORDINANCE NO. 2303-2014  
(RESOLUTION NO. 98-2014)**

**“AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE. (ROAD RESURFACING)”**

- Mayor asks for a motion to read the Resolution of Introduction. Mayor asks for a Mover, Secunder, Roll Call.
- Municipal Clerk reads the Resolution of Introduction. Mayor asks for a Mover, Secunder, Discussion, Roll Call.

**ORDINANCE NO. 2304-2014  
(RESOLUTION NO. 99-2014)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 104 "FIRE PREVENTION" TO ESTABLISH A LOCK BOX SYSTEM**

- Mayor asks for a motion to read the Resolution of Introduction. Mayor asks for a Mover, Secunder, Roll Call.
- Municipal Clerk reads the Resolution of Introduction. Mayor asks for a Mover, Secunder, Discussion, Roll Call.

**10. ORDINANCES ON SECOND READING:**

**ORDINANCE NO. 2300-2014  
(RESOLUTION NO. 100-2014)**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES" AND CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-61 ENTITLED "ADMINISTRATION"**

- 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.

**ORDINANCE NO. 2301-2014  
(RESOLUTION NO. 101-2014)**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES" AND CHAPTER 232 ENTITLED "VEHICLES AND**

**TRAFFIC", MORE PARTICULARLY SECTION 232-18 ENTITLED  
"ADMINISTRATION"**

- 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.

**11. 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.
- 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.
- Mayor closes the time for public comments.

**12. RESOLUTIONS BY CONSENT #4-2014**

- Municipal Clerk reads Resolutions by Consent.
  - a. Resol. #102-2014 – Transfer of Funds
  - b. Resol. #103-2014 – Authorizing Execution of Contract for Emergency Notifications with Emergency Communications Network, Inc.
  - c. Resol. #104-2014 – Extension of Contract: Revenue Guard EMS Medical Claims Management, LLC
  - d. Resol. #105-2014 - Refund of Overpayment of Taxes
  - e. Resol. #106-2014 - Authorization to Enter Into a Matching Grant Agreement with Bergen County - Historic Preservation Commission
- Mayor asks for a Mover, Secunder, Roll Call.

**13. RESOLUTION NO. 107-2014 - ELIMINATION OF MEDICAL BENEFITS FOR  
ELECTED OFFICIALS**

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

**14. 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.

**15. CLOSED SESSION RESOLUTION - PERSONNEL: TAX APPEALS ATTORNEY**

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

**16. ADJOURNMENT:**

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

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 97-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2302-2014 entitled:

**“AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE (SENIOR CENTER GREASE TRAP/SEWER LINE)”**

be introduced and does now pass a first reading and that said ordinance be further considered for final passage at a regular meeting of the Borough Council to be held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey, on the 11th day of March, 2014, at 7:30 p.m. or as soon thereafter as the matter can be reached and at said time and place, all persons interested be given an opportunity to be heard concerning the same, and the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law prior to said hearing with a notice of its introduction and of the time and place, when, and where said ordinance will be considered for final passage.

**ORDINANCE NO. 2302-2014**

**"AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE (SENIOR CENTER GREASE TRAP/SEWER LINE)"**

**WHEREAS**, the Borough of Fair Lawn has been approved to receive grant funding from the County of Bergen Community Development in the amount of \$20,000 for Senior Center Grease Trap/Sewer Line and;

**WHEREAS**, receipt of the above grant requires no matching funds from the Borough of Fair Lawn, and;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Fair Lawn, in the County of Bergen authorize as follows;

SECTION 1. The Borough of Fair Lawn in the County of Bergen shall proceed with the project, referred to as Senior Center Grease Trap/Sewer Line, as detailed in the attached grant Contract No. CN-06-13 in the amount not to exceed \$20,000, and:

SECTION 2. The cost of completing said improvement set forth in Section 1 shall be provided by the County of Bergen Community Development in the amount of \$20,000 as per Contract No., CN-06-13, and by the grant required a zero match of the Borough of Fair Lawn, and;

SECTION 3. It is hereby determined and stated:

(a) That said purposes are not a current expense. That the same is a project or an improvement which the Municipality may lawfully make or acquire and that no part of the cost of said improvement has been or shall be specifically assessed on properties specifically benefited.

(b) It is not necessary to finance said purpose by the issuance of obligations by the Borough of Fair Lawn pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the whole cost, as set forth is authorized and available through the Bergen County Community Development Block Grant.

SECTION 4. It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connections with said purpose, since the gross debt of the Municipality as defined under the Local Bond Law is not increased by this ordinance and no obligations in the matter of notes or bonds are authorized by this ordinance.

SECTION 5. This ordinance shall take effect after publication thereof and final passage as required by law.

Attest:

Approved:

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

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John Cosgrove  
Mayor

Introduced: February 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 98-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2303-2014 entitled:

**“AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE. (ROAD RESURFACING)”**

be introduced and does now pass a first reading and that said ordinance be further considered for final passage at a regular meeting of the Borough Council to be held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey, on the 11th day of March, 2014, at 7:30 p.m. or as soon thereafter as the matter can be reached and at said time and place, all persons interested be given an opportunity to be heard concerning the same, and the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law prior to said hearing with a notice of its introduction and of the time and place, when, and where said ordinance will be considered for final passage.

**ORDINANCE NO. 2303-2014**

**"AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE. (ROAD RESURFACING)"**

**WHEREAS**, the Borough of Fair Lawn has been approved to receive grant funding from the County of Bergen Community Development in the amount of \$104,000 Contract # CN-02-13, for Road Resurfacing and;

**WHEREAS**, receipt of the above grant requires no matching funds from the Borough of Fair Lawn, and;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Fair Lawn, in the County of Bergen authorize as follows;

SECTION 1. The Borough of Fair Lawn in the County of Bergen shall proceed with the project, referred to as Road Resurfacing, as detailed in the attached grant application in the amount not to exceed \$104,000, and;

SECTION 2. The cost of completing said improvement set forth in Section 1 shall be provided by the County of Bergen Community Development in the amount of \$104,000 as per Contract # CN-02-13 and by the grant required a zero match of the Borough of Fair Lawn, and;

SECTION 3. It is hereby determined and stated:

(a) That said purposes are not a current expense. That the same is a project or an improvement which the Municipality may lawfully make or acquire and that no part of the cost of said improvement has been or shall be specifically assessed on properties specifically benefited.

(b) It is not necessary to finance said purpose by the issuance of obligations by the Borough of Fair Lawn pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the whole cost, as set forth is authorized and available through the Bergen County Community Development Block Grant.

SECTION 4. It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connections with said purpose, since the gross debt of the Municipality as defined under the Local Bond Law is not increased by this ordinance and no obligations in the matter of notes or bonds are authorized by this ordinance.

SECTION 5. This ordinance shall take effect after publication thereof and final passage as required by law.

Attest:

Approved:

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

---

John Cosgrove  
Mayor

Introduced: February 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 99-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2304-2014 entitled:

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN  
2000, SPECIFICALLY CHAPTER 104 "FIRE PREVENTION" TO ESTABLISH A  
LOCK BOX SYSTEM**

be introduced and does now pass a first reading and that said ordinance be further considered for final passage at a regular meeting of the Borough Council to be held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey, on the 11th day of March, 2014, at 7:30 p.m. or as soon thereafter as the matter can be reached and at said time and place, all persons interested be given an opportunity to be heard concerning the same, and the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law prior to said hearing with a notice of its introduction and of the time and place, when, and where said ordinance will be considered for final passage.

## ORDINANCE NO. 2304-2014

### AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 104 "FIRE PREVENTION" TO ESTABLISH A LOCK BOX SYSTEM

**BE IT ORDAINED** by the Borough Council of the Borough of Fair Lawn, as follows:

**Section 1. Chapter 104 FIRE PREVENTION** is hereby amended as follows:

Add:

#### ARTICLE III

#### **Lock Box System**

##### **§ 104-19. Purpose.**

To provide a lock box system to improve the health, welfare and safety of the residents and business owners of the Borough of Fair Lawn, by providing the Fire Department and Police Department with immediate access to all necessary rooms and areas to investigate the cause of a fire alarm activation in order to locate, confine, control and extinguish any hazardous conditions and for any residential calls for medical emergencies, welfare checks or for residents listed on the Borough's Special Needs Registry. To request the installation of lock boxes to certain buildings within the Borough; to provide the location of the lock box, its contents, installation, applications and compliance with this ordinance. To provide for severability, repealer, and penalties.

##### **§ 104-20. Definitions.**

As used in this Chapter, the following terms have their meaning set forth in this section:

**Lock Box:** a high security key vault system approved by the Fire Marshal of the Borough of Fair Lawn for secure containment of access keys and pertinent site information which may assist the fire and police department personnel in an emergency response.

##### **§ 104-21. Lock Boxes Required.**

A lock box approved by the Fire Marshal of the Borough of Fair Lawn shall be installed and maintained as directed in N.J.A.C 5:70-3, 506.

**§ 104-22. Costs Associated with Lock Box.**

Property Owners shall obtain Authorization Order Form from the Fire Marshal and submit the completed form with remittance to the Fire Marshal for approval. The order form and remittance shall be forwarded to the Lock Box vendor. The property owner shall be responsible for cost to purchase, install and maintain the Lock Box.

**§ 104-23. Location of the Lock Box.**

The location of the lock box shall be approved by the Fire Marshal of the Borough of Fair Lawn.

**§ 104-24 Lock Box Installation.**

No lock box shall be installed, voluntarily or otherwise, without first obtaining the approval of the Fire Marshal of the Borough of Fair Lawn.

- A. An application for installation of a lock box shall be submitted to the Fire Marshal of the Borough of Fair Lawn by the owner or occupant of the building/site.
- B. Buildings that choose to connect a lock box to an N.F.P.A. 72A fire alarm system can only obtain lock box installation authorized through licensed fire alarm contractors.

**§ 104-25 Lock Box Contents.**

The lock box shall contain keys that are labeled and identified to open all doors/rooms that are specified by the Fire Marshal of the Borough of Fair Lawn and other pertinent information that is specified by the Fire Marshal.

**§ 104-26 Compliance.**

All new or remodeled structures must comply with the requirements of this article prior to occupancy. Required approvals and specifications shall be obtained during the plan review process.

**§ 104-27 Master Lock Box Keys.**

Master lock box keys shall be held by the Fire Department. The Police Department shall maintain sub-master key(s) to residential lock boxes.

- A. The Fire Department shall maintain the master key for the lock box in a secure key box. The master key in the secure key box can only be opened by authorized personnel with a pin number. The secure key boxes are maintained on all apparatus within the Fire Department. The Fire Chief shall authorize the list of personnel with pin numbers on an annual basis.
- B. The Fire Marshal has the option of maintaining his Master Key without the secure key box. The Fire Marshal may assign his Master Key to a responsible Fire Prevention Bureau staff member for the purpose of maintaining the Lock Box, updating the building's keys, or verifying the correctness of keys in the Box.
- C. The Police Department shall maintain the sub-master key for the lock box in a secure key box. The sub-master key in the secure key box can only be opened by authorized personnel with a pin number. The secure key boxes are maintained in certain police vehicles within the department, as determined by the Chief of Police or his/her designee.
- D. Upon opening and securing a key in the secure key box, notification shall be made to the Communications Desk including the following:
  - (1) Name and badge number of person opening the box
  - (2) Vehicle of secure key box
- E. Downloading of opening key boxes shall be done, when necessary in an investigation.

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#### **§ 104-28 Violation and Penalties.**

All violations to the forgoing shall be handled procedurally in accordance with the New Jersey Uniform Fire Code. Penalties for unabated violations of the foregoing shall be imposed in accordance with the New Jersey Uniform Fire Code.

#### **§ 104-29 Limitation of Liability.**

The Borough assumes no liability for any of the following:

- A. Any defects in the operation of the lock box unit, of any of the keys contained within such lock box unit or any information stored within the lock box unit or otherwise provided to the Borough.

- B. The failure or neglect to respond appropriately upon receipt of an alarm from an alarm system.
- C. The failure or neglect of any owner or person in control of a building or facility required to have a lock box unit to provide access to the lock box unit.
- D. The security of any property required to have a lock box unit due to access to the lock box unit by any person.

**SECTION 2.** All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

**SECTION 3.** If any article, section, subsection, sentence, clause, phrase or portion of this ordinance is held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions or the ordinance, being the intent of the Borough that this ordinance shall be fully severable.

Attest:

Approved:

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Joanne M Kwasniewski, RMC/CMC/MMC  
Municipal Clerk/Deputy Manager

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John C. Cosgrove  
Mayor

Introduced: February 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 100-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2300-2014 entitled:

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES" AND CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-61 ENTITLED "ADMINISTRATION"**

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. 2300-2014**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES" AND CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-61 ENTITLED "ADMINISTRATION"**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FAIR LAWN AS FOLLOWS:**

**SECTION 1: Chapter 94 Fees** is hereby amended as follows:

ARTICLE VI, Schedule of Fees

Delete:

BB. Chapter 232, Vehicles and Traffic.

(2) Section 232-61 Administration

(a) Each resident vehicle per day \$1

(b) Each non-resident vehicle per day \$2

Add:

BB. Chapter 232, Vehicles and Traffic.

(2) Section 232-61 Administration

(a) Each resident vehicle \$1 per day or \$10 per month

(b) Each non-resident vehicle \$3 per day or \$30 per month

**SECTION 2.** Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

**SECTION 3.** All ordinances, codes or parts thereof that are inconsistent with this ordinance are repealed or otherwise modified.

**SECTION 4.** This Ordinance shall take effect upon passage and publication as required by law.

Attest:

Approved:

---

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

---

John Cosgrove  
Mayor

Introduced: February 11, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 101-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2301-2014 entitled:

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES" AND CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-18 ENTITLED "ADMINISTRATION"**

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. 2301-2014**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES" AND CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-18 ENTITLED "ADMINISTRATION"**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FAIR LAWN AS FOLLOWS:**

**SECTION 1: Chapter 94 Fees** is hereby amended as follows:

ARTICLE VI, Schedule of Fees

Delete:

BB. Chapter 232, Vehicles and Traffic.

(1) Section 232-18 Administration

- (a) First vehicle annual \$100
- (b) Each additional vehicle annual \$50
- (c) First vehicle per month \$10
- (d) Each additional vehicle per month \$5

Add:

BB. Chapter 232, Vehicles and Traffic.

(1) Section 232-18 Administration

- (a) First vehicle \$10 per month or \$100 for the year if purchased before March 1st
- (b) Each additional vehicle \$5 per month or \$50 for the year if purchased before March 1st

**SECTION 2:** Section 232-18 entitled "Administration" is amended as follows:

- C. After application has been accepted, a daily fee or monthly fee to park shall apply as prescribed in Chapter 94 of this code.

**SECTION 3:** Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

**SECTION 4.** All ordinances, codes or parts thereof that are inconsistent with this ordinance are repealed or otherwise modified.

**SECTION 5.** This Ordinance shall take effect upon passage and publication as required by law.

Attest:

Approved:

\_\_\_\_\_  
Joanne M. Kwasniewski, RMC/CMC/MMC  
Municipal Clerk/Deputy Manager

\_\_\_\_\_  
John Cosgrove  
Mayor

Introduced: February 11, 2014  
Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**CONSENT AGENDA 4-2014**

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. #102-2014 – Transfer of Funds
- b. Resol. #103-2014 – Authorizing Execution of Contract for  
Emergency Notifications with Emergency  
Communications Network, Inc.
- c. Resol. #104-2014 – Extension of Contract: Revenue Guard  
EMS Medical Claims Management, LLC
- d. Resol. #105-2014 - Refund of Overpayment of Taxes
- e. Resol. #106-2014 - Authorization to Enter Into a Matching  
Grant Agreement with Bergen County -  
Historic Preservation Commission

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 102-2014**

By

Seconded by

**WHEREAS**, the Borough Treasurer has certified that it has become necessary to expend for the purposes of certain accounts herein set forth, amounts in excess of sums respectively appropriated therefore; and

**WHEREAS**, there is an excess of appropriations in other accounts herein set forth, over and above the amounts deemed to be necessary to fulfill the purposes of such appropriations;

**THEREFORE, BE IT RESOLVED**, that the transfers between appropriations of the 2013 Current Budget Appropriation Reserves, as per list attached, and are hereby approved by the Borough Council.

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2/24/2014

BOROUGH OF FAIR LAWN  
2013 RESERVE BUDGET TRANSFERS

Transfer To:		
Insurance - Health	OE	399,500
Snow Trust	OE	8,500
Labor Attorney	OE	1,000
Transfer From:		
Cultural Center	OE	(1,500)
Finance	S&W	(2,000)
Legal Services	OE	(1,000)
Mun Clerk	OE	(5,300)
Tax Collector	OE	(2,475)
Planning Board	OE	(3,500)
Dispatchers	S&W	(4,000)
Roads	S&W	(2,500)
Roads	OE	(5,000)
Recycling	S&W	(11,000)
Sewer	S&W	(2,000)
Sewer	OE	(1,000)
Maintenance Garage	OE	(8,500)
Dept of Health	OE	(5,000)
Social Services	S&W	(1,000)
Animal Control	S&W	(1,500)
Recreation	S&W	(70,000)
Parks	S&W	(3,000)
Salary Adj	S&W	(3,200)
Utilities and Bulk Purchases	OE	(148,500)
Garbage and Trash Removal	OE	(100,000)
DCRP-Retirement System	OE	(2,025)
Social Security	OE	(25,000)

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Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 103-2014**

By

Seconded by

**WHEREAS**, the Borough of Fair Lawn desires to enter into an agreement with Emergency Communications Network, Inc. located at 9 Sunshine Boulevard, Ormond Beach, Florida 32174, for emergency notifications; and

**WHEREAS**, the Emergency Management Coordinator has requested authorization to execute an agreement for the proposal dated January 13, 2014, instituting the service on April 1, 2014 for emergency notifications with geographic mapping and special listing; and

**WHEREAS**, the agreement contains an annual service fee of \$14,000.00 which includes emergency and non-emergency phone calls, interactive response capabilities, e-mail and GIS mapping for April 1, 2014 through March 31, 2015 and an optional renewal fee of \$14,000.00 per year;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Lawn, that upon the recommendation of the Emergency Management Coordinator, Emergency Communications Network, Inc. located at 9 Sunshine Boulevard, Ormond Beach, Florida 32174, be authorized to provide the services in accordance with the proposal dated January 13, 2014, for a fee not to exceed \$14,000.00.

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 104-2014**

By

Seconded by

**WHEREAS**, by Resolution No. 246-2011, dated June 14, 2011, the Mayor and Council awarded a contract for insurance only ambulance service collection to Revenue Guard EMS Medical Claims Management, LLC, having a place of business at 50 US Highway 9 North, Building B, Morganville, New Jersey 07751; and

**WHEREAS**, said Contract contained a provision to extend said contract for another year at the Borough's option;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Fair Lawn that the Borough exercise said option and the agreement be extended for a period of two years ending on March 1, 2016;

**BE IT FURTHER RESOLVED**, that this extension is subject to the Chief Financial Officer executing the appropriate certificate of availability of funds;

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

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 105-2014**

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>
1604.01	39	Omega Settlement Service, Inc. 4 Franklin Avenue, Suite 3 Ridgewood, New Jersey 07450	\$2,601.00

(Refund of overpayment of 2014 taxes as a result of a duplicate payment)

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 106-2014**

By

Seconded by

**WHEREAS**, the Borough of Fair Lawn has been approved to receive grant funding from the FY 2014 Bergen County Department of Parks, Division of Cultural and Historic Affairs Grant Program for Special Projects in the amount of \$1,800 for the production of a brochure on Historic Sites of Fair Lawn, NJ ; and

**WHEREAS**, receipt of the above grant requires an equal match of funding from the Borough of Fair Lawn, and

**WHEREAS**, the equal match of funding has been provided in the 2014 Municipal Budget;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Fair Lawn authorize the Borough Manager to enter into a Grant Agreement with the County of Bergen History Grant Program for Special Projects; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council authorize the Borough Manager to be a signatory for the aforesaid grant agreement and be responsible for completing and filing all necessary documentation for this project: and

**BE IT FURTHER RESOLVED**, that the Mayor and Council hereby authorize the Chief Financial Officer to sign all Bergen County vouchers submitted in connection with this project.

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

February 25, 2014

**RESOLUTION NO. 107-2014**

By

Seconded by

**WHEREAS**, the Borough of Fair Lawn periodically reviews the medical plans and health insurance coverage provided there under and it is the responsibility of the Governing Body to review and evaluate salary and benefits provided to Council members; and

**WHEREAS**, health insurance costs represent a significant portion of the Borough's budget; and

**WHEREAS**, the Governing Body proposes that it will provide a cost savings to the citizens of Fair Lawn if members of the Governing Body are no longer entitled to receive subsidized health insurance coverage; and

**WHEREAS**, the Borough desires to eliminate subsidized health insurance coverage for all members of the Governing Body effective December 31, 2014; and

**WHEREAS**, it is fair and equitable that present members of the Governing Body have the right and the opportunity to obtain and pay for, on their own, health insurance through the Borough for the remainder of their terms.

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Fair Lawn hereby eliminates, effective December 31, 2014, the subsidized health insurance benefits provided to any and all elected officials.