

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.**

**MARCH 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. **COUNCIL COMMENTS**
6. **MANAGER'S REPORT**
7. **ORDINANCES ON FIRST READING:**

**ORDINANCE NO. 2308-2014  
(RESOLUTION NO. 135-2014)**

**AN ORDINANCE TO AMEND ORDINANCE NO. 1687-97 ENTITLED "AN ORDINANCE CREATING THE RIVER ROAD SPECIAL IMPROVEMENT DISTRICT WITHIN THE BOROUGH OF FAIR LAWN AND DESIGNATING A DISTRICT MANAGEMENT CORPORATION", AMENDING SCHEDULE A**

- 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. 2309-2014  
(RESOLUTION NO. 136-2014)**

**BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$910,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$864,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

- 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. 2310-2014  
(RESOLUTION NO. 137-2014)**

**BOND ORDINANCE APPROPRIATING \$1,612,000, AND AUTHORIZING THE ISSUANCE OF \$1,531,400 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.**

- 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. 2311-2014  
(RESOLUTION NO. 138-2014)**

**BOND ORDINANCE APPROPRIATING \$545,000, AND AUTHORIZING THE ISSUANCE OF \$517,750 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER SUPPLY AND DISTRIBUTION SYSTEM IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.**

- 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. 2312-2014  
(RESOLUTION NO. 139-2014)**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2014**

- 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.

**8. ORDINANCES ON SECOND READING:****ORDINANCE NO. 2305-2014  
(RESOLUTION NO. 140-2014)**

**AN ORDINANCE FIXING THE SALARIES OF EXISTING AND NEW OMNIBUS OPERATORS EMPLOYED AND TO BE EMPLOYED BY THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED.**

- 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. 2306-2014  
(RESOLUTION NO. 141-2014)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000 BY AMENDING AND SUPPLEMENTING CHAPTER 94, ARTICLE VI, SECTION 160-6C TO REVISE FEES TO ADD A HALF DAY CAMP PROGRAM**

- 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.
- 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 #6-2014**

- Municipal Clerk reads Resolutions by Consent.
  - a. Resol. # 142-2014 - Approval of Minutes
    - Budget Meeting 2/1/14
    - Regular Meeting 2/11/14
    - Closed Session 2/11/14
  - b. Resol. #143-2014 - Approving the Lion's Club Use of Memorial Park Parking Area for a Car Show
  - c. Resol. #144-2014 - Professional Services: Employee and Emergency Service Volunteer's Physicals
  - d. Resol. #145-2014 - Appointment to Fair Lawn Recreation Facility Review Committee
  - e. Resol. #146-2014 - Authorizing the Execution of Service Agreement with New York Life Insurance Company
- Mayor asks for a Mover, Second, Roll Call.

**11. RESOLUTION NO. 147-2013 - APPROVAL OF MINUTES:**

Work Session 2/4/14  
Closed Session 2/4/14

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

**12. RESOLUTION NO. 148-2014 - CONFIRMATION OF FIRE BOARD ACTIONS**

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

**13. PUBLIC COMMENTS**

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

-  
**14. ADJOURNMENT:**

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

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 135-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2308-2014 entitled:

**AN ORDINANCE TO AMEND ORDINANCE NO. 1687-97 ENTITLED "AN ORDINANCE CREATING THE RIVER ROAD SPECIAL IMPROVEMENT DISTRICT WITHIN THE BOROUGH OF FAIR LAWN AND DESIGNATING A DISTRICT MANAGEMENT CORPORATION", AMENDING SCHEDULE A**

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 8th day of April, 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. 2308-2014**

**AN ORDINANCE TO AMEND ORDINANCE NO. 1687-97 ENTITLED "AN ORDINANCE CREATING THE RIVER ROAD SPECIAL IMPROVEMENT DISTRICT WITHIN THE BOROUGH OF FAIR LAWN AND DESIGNATING A DISTRICT MANAGEMENT CORPORATION", AMENDING SCHEDULE A**

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

**SECTION 1.** Schedule A is hereby amended as follows:

Delete the property known as Block 5834, Lot 1.02 located at 40-01-23 Broadway and owned by the Borough of Fair Lawn as an assessable property and add said property as an exempt property.

**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 thereto 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/MMC  
Municipal Clerk/Deputy Manager

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

Introduced: March 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 136-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2309-2014 entitled:

**BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$910,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$864,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

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 8th day of April, 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. 2309-2014**

**BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$910,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$864,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Fair Lawn, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$910,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$45,500 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$910,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$864,500 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$864,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the reconstruction and resurfacing of various roads and locations in and by the Borough so as to provide roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in section 40A:2-22 of said Local Bond Law), together with all milling, paving, curbing, guide rails, reflectors, dividers, drainage facilities, sanitary sewer facilities, signage, structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

(a) The estimated maximum amount of bonds or notes to be issued for said purpose is \$864,500.

(b) The estimated cost of said purpose is \$910,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$45,500 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$864,500, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$90,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be

determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Attest:

Approved:

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

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John Cosgrove, Mayor

Introduced: March 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 137-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2310-2014 entitled:

**BOND ORDINANCE APPROPRIATING \$1,612,000, AND AUTHORIZING THE  
ISSUANCE OF \$1,531,400 BONDS OR NOTES OF THE BOROUGH, FOR  
VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN  
BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.**

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 8th day of April, 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 # 2310-2014

**BOND ORDINANCE APPROPRIATING \$1,612,000, AND AUTHORIZING THE ISSUANCE OF \$1,531,400 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Fair Lawn, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$1,612,000 including the aggregate sum of \$80,600 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,612,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,531,400 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$1,531,400 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
<p>(a) Acquisition by purchase and installation, as necessary, of new and additional equipment, including one (1) automated CPR machine, four (4) defibrillators and uniforms for use by the Ambulance Squad of the Borough, three (3) roll off containers for use by the Department of Public Works of the Borough, personal protective equipment, one (1) defibrillator and gas meters for use by the Fire Department of the Borough, one (1) postage machine for use by the Finance Department of the Borough, gas monitors, extrication equipment, one (1) mask fit machine, safety guidance lights and personal protection equipment for use by the Office of Emergency Management of the Borough, arcade and fitness equipment for use by the Parks and Recreation Department of the Borough, and electronic signs and lock boxes for use by the Police Department of the Borough, together with for all the aforesaid all attachments, appurtenances and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved</p>	\$249,000	\$237,000
<p>(b) Improvement of municipally-owned properties and facilities in and by the Borough, including the Recycling Center by the rehabilitation of the dumpsters and the renovation of the stairways, the Berdan Grove</p>		

playground by the installation of playground structures and equipment, Heights Avenue by the construction of a new park, the Recreation Center by the upgrade of the heating, ventilation and air conditioning system and the installation of new carpeting, Borough parks by the improvements thereof, the Free Public Library by the installation of new carpeting, renovation of the bathrooms, and the installation of new street signs and trees at various locations in the Borough, including also the preparation of a new Master Plan, together with for all the aforesaid all landscaping, equipment, structures, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

521,000

496,000

(c) Improvement of the storm water drainage system and the sanitary sewerage system in and by the Borough, the reconstruction and renovation of sanitary sewer lines and pumping stations, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

305,000

290,000

(d) Acquisition by purchase and installation, as necessary, of new and additional computer and communications equipment, including computer tablets for use by the Ambulance Squad of the

358,000

340,000

Borough, time reporting equipment and computer upgrades for use by the Administration Department of the Borough, registration software for use by the Parks and Recreation Department of the Borough, workstations, electronic ticketing equipment, laptops, and other computer and communication equipment for use by Police Department of the Borough, together with all appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

(e) Acquisition by purchase of new and additional vehicular equipment, including one (1) utility vehicle for use by the Department of Public Works of the Borough, one (1) utility vehicle for use by the Fire Department of the Borough, two (2) utility vehicles for use by the Office of Emergency Management of the Borough and one (1) all-terrain utility vehicle for use by the Parks and Recreation Department of the Borough, together with all attachments, appurtenances and equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

	<u>179,000</u>	<u>168,400</u>
Totals	\$1,612,000	\$1,531,400

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 16.85 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,531,400, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$240,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest

from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Attest:

Approved:

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

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

Introduced: March 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 138-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2311-2014 entitled:

**BOND ORDINANCE APPROPRIATING \$545,000, AND AUTHORIZING THE  
ISSUANCE OF \$517,750 BONDS OR NOTES OF THE BOROUGH, FOR  
VARIOUS WATER SUPPLY AND DISTRIBUTION SYSTEM IMPROVEMENTS  
OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF  
FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.**

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 8th day of April, 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. 2311-2014

**BOND ORDINANCE APPROPRIATING \$545,000, AND AUTHORIZING THE ISSUANCE OF \$517,750 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER SUPPLY AND DISTRIBUTION SYSTEM IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Fair Lawn, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$545,000 including the aggregate sum of \$27,250 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$545,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$517,750 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$517,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Acquisition by purchase of new and additional vehicular equipment for use by the water utility of the Borough, including one (1) backhoe, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$129,000	\$122,000
(b) Improvement of the water supply and distribution system in and by the Borough, including upgrade of the water system, the reconstruction and renovation of wells, well houses, the well house booster station, pumping stations, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	<u>416,000</u>	<u>395,750</u>
Totals	\$545,000	\$517,750

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Borough may lawfully acquire or make as a general improvement,

and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 31.75 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$517,750, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$55,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal

amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and, unless paid from the revenues of the water supply and distribution system of the Borough, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided b said Local Bond Law.

Attest:

Approved:

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

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John Cosgrove, Mayor

Introduced: March 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 139-2014**

By .

Seconded by

**BE IT RESOLVED** that Ordinance No. 2312-2014 entitled:

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2014**

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 8th day of April, 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. 2312-2014**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2014**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to .5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Fair Lawn in the County of Bergen finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 3.0% increase in the budget for said year, amounting to \$1,058,788.50 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Fair Lawn, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Borough of Fair Lawn shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$1,235,253.65 and that the CY 2014 municipal budget for the Borough of Fair Lawn be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be

retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Attest:

Approved:

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

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John Cosgrove  
Mayor

Introduced: March 25, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 141-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2306-2014 entitled:

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000  
BY AMENDING AND SUPPLEMENTING CHAPTER 94, ARTICLE VI, SECTION 160-  
6C TO REVISE FEES TO ADD A HALF DAY CAMP PROGRAM**

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. 2306-2014**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000 BY AMENDING AND SUPPLEMENTING CHAPTER 94, ARTICLE VI, SECTION 160-6C TO REVISE FEES TO ADD A HALF DAY CAMP PROGRAM**

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

**Section 1. Chapter 94 FEES** is hereby amended as follows:

ARTICLE VI Schedule of Fees

**94-12 Miscellaneous fees** is hereby amended as follows:

N. Chapter 160, Parks and Recreation

(4) Section 160-6C. Recreation programs:

Program	Fees
Camp Iroquois - Cherokee	
1 <sup>st</sup> 3-week session – 4 Hours – 9 a.m. to 1:00 p.m. or 1:00 p.m. to 5:00 p.m.	\$160
2 <sup>nd</sup> 3-week session - 4 Hours – 9 a.m. to 1:00 p.m. or 1:00 p.m. to 5:00 p.m.	\$160

**Section 2.** Except as herein amended and supplemented, Chapter 94 shall remain in full force and effect.

**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:

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

Approved:

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

Introduced: March 11, 2014

Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 140-2014**

By

Seconded by

**BE IT RESOLVED** that Ordinance No. 2305-2014 entitled:

**AN ORDINANCE FIXING THE SALARIES OF EXISTING AND NEW OMNIBUS OPERATORS EMPLOYED AND TO BE EMPLOYED BY THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED.**

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. 2305-2014**

**AN ORDINANCE FIXING THE SALARIES OF EXISTING AND NEW OMNIBUS OPERATORS EMPLOYED AND TO BE EMPLOYED BY THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED.**

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

**SECTION 1.** That there is hereby established for the following classification of certain employees herein set below:

Salary Ranges

<u>Title</u>	<u>Effective April 3, 2014</u>		<u>Effective January 1, 2015</u>	
	<u>Minimum</u>	<u>Maximum</u>	<u>Minimum</u>	<u>Maximum</u>
Omnibus Operator – Per Hour	\$18.00	\$ 25.00	\$18.00	\$25.00

**SECTION 2.** That all salaries not covered by this ordinance will remain effective until amended by further salary ordinances.

**SECTION 3.** Annual salaries shall be paid in biweekly installments and weekly and hourly shall be paid for such periods.

**SECTION 4.** Salary increases are effective only if an employee has not resigned voluntarily or has been terminated with cause. Retired employees are eligible on a prorated basis.

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

Attest:

Approved:

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

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

Introduced: March 11, 2014  
Adopted:

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**CONSENT AGENDA 6-2014**

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. # 142-2014 - Approval of Minutes
  - Budget Meeting 2/1/14
  - Regular Meeting 2/11/14
  - Closed Session 2/11/14
- b. Resol. #143-2014 - Approving the Lion's Club Use of Memorial Park Parking Area for a Car Show
- c. Resol. #144-2014 - Professional Services: Employee and Emergency Service Volunteers' Physicals
- d. Resol. #145-2014 - Appointment to Fair Lawn Recreation Facility Review Committee
- e. Resol. #146-2014 - Authorizing the Execution of Service Agreement with New York Life Insurance Company

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 142-2014**

By

Seconded by

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

Budget Meeting 2/1/14  
Regular Meeting 2/11/14.  
Closed Session 2/11/14

are hereby approved.

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 143-2014**

By

Seconded by

**WHEREAS**, the Lions District 16A Charitable Foundation has applied to the Borough Council for permission to use the parking lot at Memorial Park for a car show on Sunday, September 7, 2014, the time to be determined; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Lawn that the Lions District 16A Charitable Foundation be and are hereby granted permission to use the aforesaid parking lot in accordance with the following terms and conditions.

1) That the parking lot at Memorial Park shall be utilized by the Lions North Jersey District 16A Charitable Foundation for their car show and all other activities relating to the car show.

2) That the Lions District 16A Charitable Foundation shall furnish a Liability Insurance Policy for personal injuries in the amount of \$1,000,000, Product Liability in the amount of \$50,000, Property Damage Insurance in the amount of \$100,000, covering "The Borough of Fair Lawn, its servants, agents, employees, or any subdivision thereof" against any claims that may arise as a result of the aforesaid event;

3) That the Lions District 16A Charitable Foundation will clean up and restore the parking lot to its original condition immediately after the termination of the use;

4) That the Lions District 16A Charitable Foundation will reimburse the Borough of Fair Lawn for any damage to the parking facilities arising from its use;

5) That the permit fee for the aforesaid use is hereby waived;

6) That the aforesaid car show will be conducted in accordance with and not in violation of any of the Borough Ordinances or Statutes of the State of New

Jersey. It is specifically understood by this paragraph that the Lions District 16A Charitable Foundation shall be obligated to hire all personnel as may be required to satisfy all ordinances and regulations of the Borough. It is further specifically understood that they shall be required to provide the necessary personnel to protect the health, safety and welfare with regard to all traffic security problems arising from the use therein;

7) That all necessary permits are granted from the Borough and other required sources.

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 144-2014**

By

Seconded by

**WHEREAS**, the Borough Council has deemed it necessary to obtain medical services for Employee and Emergency Services Volunteer's Physicals as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, a proposal has been submitted by Valley Health WorkPlace Connection having an office located at 15 Essex Road, Suite 504, Paramus, New Jersey 07652, for medical services herein before stated and as further set forth in its proposal, dated November 15, 2013, attached hereto and made a part hereof as Schedule "A".

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FAIR LAWN** as follows:

1. That upon the recommendation of the Borough Manager that said services are necessary, a contract be awarded to the aforesaid Valley Health WorkPlace Connection in accordance with its attached proposal;
2. No additional services shall be rendered for which Valley Health WorkPlace Connection shall seek additional payment without written authorization by the Borough pursuant to law.
3. The term of the contract shall be one (1) year, commencing on April 1, 2014 and terminating on December 31, 2014.
4. The Mayor and Municipal Clerk are hereby authorized to execute a contract with Valley Health WorkPlace Connection in a form approved by the Borough Attorney, provided all statutory requirements are met.
5. A notice of this resolution shall be published in The Record as required by law.

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**BE IT FURTHER RESOLVED** that the award of this non-fair and open contract is contingent upon the Chief Financial Officer filing a Certificate of Availability of Funds with the Municipal Clerk's Office.



**Valley Health Workplace Connection: Service Agreement**

**The periodic exam includes All elements of the Annual Exam (listed above) PLUS:**

- Pulmonary Function Test.
- Electronic hearing test.
- Blood testing includes comprehensive blood chemistry and complete blood count.
- Electrocardiogram (ECG).

**Cardiac Stress Test.**

**\$265**

All firefighters whose physical exam indicates the need, will be given a stress test that will be scheduled separately at the office of a local cardiologist. Based on NFPA Standard 1582.(Unnecessary, if during our exam, the individual provides a copy of testing done within last 6 months.)

**Workers' Compensation Care**

- Usual and Customary Charges

**Billing/Payment Terms:**

The Client or its agent, will be invoiced for work related injury treatment services rendered. The Client agrees to make payment of such invoices within forty five (45) days from the date of the invoice. Should the Client require services not listed above, the Client shall be billed at the Provider's usual and customary fees for additional services rendered. The rates noted above cannot be discounted by the Client or any agent of the Client. Agents of the Client include, but are not limited to insurance companies, third party administrators (TPAs) and managed care organizations (MCOs).

Only the services listed above will be performed as noted above. Should the Client request services not listed above, the Client shall be billed at the Providers usual and customary fees for additional services rendered. The Client will be invoiced for contract services rendered. If a minimum number is noted for a particular service, you will be charged for the minimum if participation falls below the number stated above. The Client agrees to make payment from such invoices within thirty (30) days from the date of the invoice. Past due balances of 60 days or greater are subject to a late fee of 1.5% of the past due balance per month, with a \$5.00 minimum. There will be a \$25.00 fee on all returned checks or insufficient funds of any sort.

This agreement is not intended to create any relationship between the parties other than that of independent entities, contracted solely for the purposes expressed in this agreement. The jurisdiction governing the parties shall be that of the State of New Jersey. This agreement constitutes the sole agreement of the parties and supersedes any and all prior understandings, written or oral agreements between the parties with respect to its subject matter. This agreement will automatically renew one year from the origination date and each successive year thereafter unless either party gives written notice to the other.

By signing below I agree to the above listed services, related costs, terms and conditions

Authorized signature / Title: \_\_\_\_\_ Date: \_\_\_\_\_

VHWC Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Please sign and fax or mail to:

**Paul Gresko  
Valley Health WorkPlace Connection  
15 Essex Road  
Paramus, NJ 07652  
201-291-6047  
201-843-1578 fax**



Valley Health Workplace Connection: Service Agreement

Client: Borough of Fair Lawn

By signing below I agree to the above listed services, related costs, terms and conditions

Authorized signature / Title: \_\_\_\_\_ Date: \_\_\_\_\_

VHWC Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Please sign and e-mail, fax or mail to:

Paul Gresko  
Valley Health WorkPlace Connection  
15 Essex Road, Suite 504  
Paramus, NJ 07652  
201-291-6047 • 201-291-6077 fax • pgresko@valleyhealth.com

ye Nay      Abstain  
Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 145-2014**

By

Seconded by

**BE IT RESOLVED** that the following individuals be and are hereby appointed to the Fair Lawn Recreational Facilities Review Committee effective March 25, 2014 and expiring January 22, 2015:

Sharon Metzger  
18-18 Hunter Place

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 146-2014**

By

Seconded by

**WHEREAS**, the Borough desires to offer employee paid life insurance through a payroll deduction; and

**WHEREAS**, the Borough desires to select New York Life Insurance Company to provide the insurance being offered to employees; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Fair Lawn that the Borough Manager is hereby authorized to execute a Service Agreement with New York Life Insurance Company for the provision of life insurance to be paid for through payroll deduction for those employees who opt to purchase insurance through New York Life Insurance Company.

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 147-2014**

By

Seconded by

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

Work Session 2/4/14  
Closed Session 2/4/14

are hereby approved.

Aye Nay Abstain

Dunay  
Lefkowitz  
Peluso  
Swain  
Cosgrove

March 25, 2014

**RESOLUTION NO. 148-2014**

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:**

Jonathan Ryan  
48 Heights Avenue  
Co. 2

Steve Alvarez  
14 Valley Street  
Hawthorne, New Jersey  
Co. 3

**Resignations:**

Stuart Madison  
95 Sylvester Avenue  
Hawthorne, New Jersey  
Co. 2

Jake Kerswell  
9-05 Maynard Place  
Co. 4

George Hondros  
10 Pomona Avenue  
Co. 2