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

SPECIAL MEETING **7:00 P.M.** **NOVEMBER 25, 2014**

1. STATEMENT OF COMPLIANCE

2. Closed Session – Contract Negotiations: PBA/SOA
   Personnel – Finance Department

   - Municipal Clerk/Deputy Manager reads the resolution.

3. Miscellaneous Public Comments

4. Adjournment

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.** **November 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. **MANAGER'S REPORT**

6. **COUNCIL COMMENTS**

7. **ORDINANCES ON FIRST READING:**

ORDINANCE NO. 2326-2014
(RESOLUTION NO. 380-2014)

"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 (COLUMBIA HEIGHTS PASSIVE PARK CREATION"

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

8. **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, Seconder, 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, Seconder, Roll Call.

- Mayor closes the time for public comments.

9. RESOLUTIONS BY CONSENT #22-2014

- Municipal Clerk reads Resolutions by Consent.

a. Resol. #381-2014 - Approval of Minutes:
Work Session 10/21/14
Closed Session 10/21/14

b. Resol. #382-2014 - Cancel and Refund Year 2014 Property Taxes Due to 100% Veteran Property Tax Exemption

c. Resol. #383-2014 - Authorizing the Issuance of a Duplicate Tax Sale Certificate Pursuant to Chapter 99 of the Public Laws of 1977

d. Resol. #384-2014 - Interlocal Agreement with Northwest Bergen County Utilities Authority for Sanitary Sewer Jetting for 2015 and 2016

e. Resol. #385-2014 - Award of Bid: Sewer and Pump Station Maintenance

f. Resol. #386-2014 - Accepting Donation of Playground Equipment and Installation at the Berdan Gove Inclusionary Playground

g. Resol. #387-2014 - Refund of Overpayment of Taxes

h. Resol. #388-2014 - Tax Appeal Settlement: 18-01Politt Drive, LLC,- 18-01 Pollitt Drive

i. Resol. #389-2014 - Tax Appeal Settlement: Sharkey, 2-26 Grunauer Place

j. Resol. #390-2014 - Tax Appeal Settlement: VanZandt, 17-44 Eberlin Drive

k. Resol. #391-2014 - Tax Appeal Settlement: Verma, 0-14 28th Street

l. Resol. #392-2014 - Tax Appeal Settlement: Syrtach-Ochs, 8-12 Saddle River Road

m. Resol. #393-2014 - Tax Appeal Settlement: Young, 36-19 Lindsay Road

n. Resol. #394-2014 - Tax Appeal Settlement: Young & Young Assoc., 20-00 Fair Lawn Avenue

o. Resol. #395-2014 - Affirming the Replacement of Humana Group Medicare PDP with Aetna Medicare PDP for Calendar Year 2015

p. Resol. #396-2014 - Reduction of Performance Bond - Fair Lawn Promenade

q. Resol. #397-2014 - Authorizing Execution of Bergen County Community Development Grant Application - Roadway Improvements

r. Resol. #398-2014 - Authorizing Execution of Bergen County Community Development Grant Application - Senior Center Room Divider
s. Resol. #399-2014 - Authorizing Execution of Bergen County Community Development Grant Application - Barrier Free Ramps
t. Resol. #400-2014 - Authorizing the Issuance of $180,000 of Special Emergency Notes
u. Resol. #401-2014 - Interlocal Agreement with Northwest Bergen County Utilities Authority for TV Inspection of the Sanitary Sewer System for 2015 and 2016
v. Resol. #402-2014 - Establishing Cobra Rates
w. Resol. #403-2014 - Establishing Premium Equivalent Rates
x. Resol. #404-2014 - Transfer of Funds

- Mayor asks for a Mover, Seconder, Roll Call.

10. RESOLUTION NO. 405-2014 - APPROVAL OF MINUTES:
Regular Meeting 10/28/14

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

11. PUBLIC COMMENTS

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

12. ADJOURNMENT:

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

CONSENT AGENDA 22-2014

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. #381-2014 - Approval of Minutes:
Work Session 10/21/14
Closed Session 10/21/14

b. Resol. #382-2014 - Cancel and Refund Year 2014 Property Taxes Due to 100% Veteran Property Tax Exemption

c. Resol. #383-2014 - Authorizing the Issuance of a Duplicate Tax Sale Certificate Pursuant to Chapter 99 of the Public Laws of 1977

d. Resol. #384-2014 - Interlocal Agreement with Northwest Bergen County Utilities Authority for Sanitary Sewer Jetting for 2015 and 2016

e. Resol. #385-2014 - Award of Bid: Sewer and Pump Station Maintenance

f. Resol. #386-2014 - Accepting Donation of Playground Equipment and Installation at the Berdan Gove Inclusionary Playground

g. Resol. #387-2014 - Refund of Overpayment of Taxes

h. Resol. #388-2014 - Tax Appeal Settlement: 18-01Politt Drive, LLC, 18-01 Pollitt Drive

i. Resol. #389-2014 - Tax Appeal Settlement: Sharkey, 2-26 Grunauer Place

j. Resol. #390-2014 - Tax Appeal Settlement: VanZandt, 17-44 Eberlin Drive

k. Resol. #391-2014 - Tax Appeal Settlement: Verma, 0-14 28th Street

l. Resol. #392-2014 - Tax Appeal Settlement: Syrtach-Ochs, 8-12 Saddle River Road

m. Resol. #393-2014 - Tax Appeal Settlement: Young, 36-19 Lindsay Road

n. Resol. #394-2014 - Tax Appeal Settlement: Young & Young Assoc., 20-00 Fair Lawn Avenue

o. Resol. #395-2014 - Affirming the Replacement of Humana Group Medicare PDP with Aetna Medicare PDP for Calendar Year 2015

p. Resol. #396-2014 - Reduction of Performance Bond - Fair Lawn Promenade

q. Resol. #397-2014 - Authorizing Execution of Bergen County Community Development Grant Application - Roadway Improvements

r. Resol. #398-2014 - Authorizing Execution of Bergen County Community Development Grant Application - Senior Center Room Divider

s. Resol. #399-2014 - Authorizing Execution of Bergen County Community Development Grant Application - Barrier Free Ramps

t. Resol. #400-2014 - Authorizing the Issuance of $180,000 of Special Emergency Notes

u. Resol. #401-2014 - Interlocal Agreement with Northwest Bergen County Utilities Authority for TV Inspection of the Sanitary Sewer System for 2015 and 2016

v. Resol. #402-2014 - Establishing COBRA Rates

w. Resol. #403-2014 – Establishing Premium Equivalent Rates

x. Resol. #404-2014 - Transfer of Funds

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 380-2014

By

Seconded by

BE IT RESOLVED that Ordinance No. 2326-014 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 (COLUMBIA HEIGHTS PASSIVE PARK CREATION)"

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 16th day of December, 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. 2326-2014

"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 (COLUMBIA HEIGHTS PASSIVE PARK CREATION)"

WHEREAS, the Borough of Fair Lawn has been approved to receive grant funding from the Bergen County Open Space, Recreation, Farmland & Historical Preservation Trust Fund in the amount of $20,000 for Project Number 14-00336, for the purpose of the Columbia Heights Passive Park Creation; and

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

WHEREAS, at the direction of the Borough Manager and approval of the Mayor and Council, via this ordinance, the Borough of Fair Lawn's match requirement for the above stated grant was be funded in the 2013 Capital Budget, Capital Ordinance No. 2284-2013; and;

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

SECTION 1. The Borough of Fair Lawn in the County of Bergen shall proceed with Project Number: 14-00336, as detailed in the grant from the Bergen County Open Space, Recreation, Farmland & Historical Preservation Trust Fund; and

SECTION 2. The cost of completing said improvement set forth in Section 1 shall be provided by the Bergen County Open Space, Recreation, Farmland & Historical Preservation Trust Fund in the amount of $20,000 and by the grant required match of the Borough of Fair Lawn 2013 Capital Budget Capital Ordinance No. 2284-2013; and

SECTION 3. It is hereby determined and stated:

(a) That said purposes are not a current expense. That the same is a project, 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 are available through the Bergen County Open Space, Recreation, Farmland & Historical Preservation Trust Fund.

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:

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

John Cosgrove, Mayor

Introduced: November 25, 2014
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 381-2014

By

Seconded by

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

Work Session 10/21/14
Closed Session 10/21/14

are hereby approved.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 382-2014

By

Seconded by

WHEREAS, Guy R. D'Agostino who resides at 37-23 Hillside Terrace , Block 2614, Lot 16 applied to the Borough of Fair Lawn Tax Assessor's Office for a Disabled Veterans Tax Exemption and was approved effective as of March 7, 2014; and

WHEREAS, since the property became tax exempt as of March 7, 2014, the Borough Tax Collector must refund any taxes paid from that date forward and cancel any future taxes due; and

WHEREAS, Mr. D'Agostino is entitled to a refund of taxes in the amount of $6,360.67 which represents an overpayment in the 1st Quarter of 2014 in the amount of $698.69, 2nd Quarter of 2014 in the amount of $2,734.00 and 3rd Quarter of 2014 in the amount of $2,927.68; and

WHEREAS, the Tax Collector billed property taxes for the 4th Quarter of 2014 in the amount of $2,680.64, and for the 1st and 2nd Quarters of 2015 in the amount of $5,538.00 and those payments must be cancelled since the property is now tax exempt; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Lawn, County of Bergen, State of New Jersey hereby authorize the Borough Tax Collector to refund Mr. D'Agostino all of the taxes he has paid from March 7, 2014 forward in the amount of $6,360.67 and cancel the 2014 4th quarter taxes in the amount of $2,680.34 as well as the 2015 1st and 2nd Quarter taxes in the amount of $5,538.00.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 383-2014

By

Seconded by

WHEREAS, the Tax Collector of this municipality has previously issued a Tax Sale Certificate to Rajesh C. Mathur which certificate is dated July 22, 2003 covering premises commonly known and referred to as Lot 4, Block 4903 as set out on the municipal tax map then in use which certificate bears number 030008; and

WHEREAS, the purchases of the aforesaid Tax Sale Certificate has indicated to the Tax Collector that he has lost or otherwise misplaced the original Tax Sale Certificate and have duly filed the appropriate affidavit of loss with the Tax Collector, a copy of which is attached hereto;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Tax Collector of this municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of $100.00 per certificate, to issue an appropriate duplicate Tax Sale Certificate to the said purchaser covering the certificate lost as previously described in accordance with the requirements of Chapter 99 of Public Laws of 1977;

BE IT FURTHER RESOLVED that a copy of this Resolution and the loss Affidavit be attached to the duplicate certificate and shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 384-2014

By
Seconded by

WHEREAS, the Borough of Fair Lawn is desirous of reducing the costs for sanitary sewer jetting services; and

WHEREAS, the Northwest Bergen County Utilities Authority having an office at 30 Wyckoff Avenue at Authority Drive, Waldwick, New Jersey 07463, has the necessary equipment and facilities to most adequately provide the sanitary sewer jetting services; and

WHEREAS, the Northwest Bergen County Utilities Authority has agreed to provide the necessary sanitary sewer jetting services at a per foot price of forty-eight cents ($0.48) in year 2015 and a per foot price of fifty cents ($0.50) in year 2016, Pump Stations Cleaning will be charged the current hourly rate for labor; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Borough enter into an inter local government services agreement with the Northwest Bergen County Utilities Authority for the purpose of providing sanitary sewer jetting services for a term commencing on January 1, 2015 and terminating on December 31, 2016;

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

BE IT FURTHER RESOLVED that this resolution is subject to the condition that the Northwest Bergen County Utilities Authority adopt a resolution concurrent herewith for the execution of said agreement.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 385-2014

By
Seconded by

WHEREAS, bids were received for Water and Sewer Pump Station Maintenance by the Municipal Clerk on November 13, 2014; and

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

WHEREAS, Clearwater Services located at 78 Beaver Road, P.O. Box 365, Lincoln Park, New Jersey 07035 is the primary responsible bidder at a labor rate of $72.00 per hour for on-site work and a labor rate of $55.00 per hour for labor performed in the shop and A.C. Shultes, Inc. located at 664 S. Evergreen Avenue, Woodbury Heights, New Jersey 08097 is the secondary responsible bidder at a labor rate of $85.00 per hour for on-site work and a labor rate of $40.00 per hour for labor performed in the shop for a period of one (1) year beginning November 28, 2014 and ending November 27, 2015 with the possible extension of an additional year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that upon recommendation of the Borough Manager and appropriate Department Head, the award be made to the primary bidder Clearwater Services and the secondary bidder A.C. Schultes, Inc. subject to the execution of purchase orders by the Borough Manager and Borough Treasurer.

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

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 386-2014

By

Seconded by

WHEREAS, the Borough of Fair Lawn and the Fair Lawn ADA Advisory Committee, a 501(c)3 Sub Committee of the Community Center have worked together on the construction of a new inclusionary barrier-free playground at Berdan Grove Park; and

WHEREAS, the Fair Lawn ADA Advisory Committee has funded a portion of the purchase and installation of the playground equipment to make it possible for Fair Lawn to have a well-maintained barrier-free inclusionary playground in the Borough to enhance the lives of individuals with disabilities; and

WHEREAS, included in this donation was the installation of a 5" diameter playbooster composite structure, the purchase and installation of a Wee Saw playground structure and the installation of poured in place rubber surfacing around the perimeter of the playground structures.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Lawn agrees to accept the donation of playground equipment and the installation; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Fair Lawn, expresses sincere gratitude to the Fair Lawn ADA Advisory Committee for its generous donation and continued support of our community.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 387-2014

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.

Block	Lot	Name	Amount
6601	1	Power Tech, Inc. 0-02 Fair Lawn Avenue Fair Lawn, New Jersey 07410	$47.05

(Refund of overpayment of 2014 sewer charges as a result of an overpayment)

2614	16	D'Agostino, Barbara & Guy 37-23 Hillside Terrace Fair Lawn, New Jersey 07410	$2,680.64

(Refund of an overpayment of 2014 taxes as a result of 100% Disabled Veteran tax exemption)

5831	1	Thomas Olson, Esq. for 17-15 Maple Ave., LLC 136 South Street Morristown, New Jersey 07962	$1,059.31

(Refund of overpayment of 2010 taxes as a result of Tax Court judgment)

Block	Lot	Name	Amount
5831	1	Thomas Olson, Esq. for 17-15 Maple Ave., LLC 136 South Street Morristown, New Jersey 07962	$3,421.37

(Refund of overpayment of 2011 taxes as a result of Tax Court judgment)

2816	7	Gleb Kardash Attorney for Ragolsky, Alexander & Ellen 30 Hillsborough Court Rockaway Valley, New Jersey 07866	$1,261.36

(Refund of overpayment of 2013 taxes as a result of Tax Court judgment)

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 388-2014

By

Seconded by

WHEREAS, 18-01 Pollitt Drive, LLC filed real property tax appeals for the years 2007 through 2012 (Docket Nos. 005904-2007, 000837-2008, 000679-2009, 002353-2010, 001856-2011 & 010365-2012); and

WHEREAS, the real property assessments for the subject premises, located at 18-01 Pollitt Drive, (Lot 2 in Block 4802 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2007 through 2009 were as follows:

Land	$ 7,614,000
Improvements	$ 6,185,100
Total	$13,799,100

and;

WHEREAS, for the years 2010 and 2011 the assessments for the subject premises were as follows:

Land	$ 7,614,000
Improvements	$ 5,745,100
Total	$13,359,100

and;

WHEREAS, for the year 2012 the assessments for the subject premises were as follows:

Land	$ 7,402,500
Improvements	$ 5,645,200
Total	$13,047,700

and;

WHEREAS, as part of the settlement agreement the 2007 and 2008 tax appeals will be withdrawn; and

WHEREAS, the 2009 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$ 7,614,000
Improvements	$ 5,935,100
Total	$13,549,100

and;

WHEREAS, the 2010 and 2011 tax appeals may be settled by reduction of the aforesaid assessments as follows:

Land	$ 7,614,000
Improvements	$ 5,305,100
Total	$12,919,100

and;

WHEREAS, as part of the settlement agreement the 2012 total assessment of $13,047,700 will be affirmed; and

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 389-2014

By

Seconded by

WHEREAS, Brian Sharkey filed a real property tax appeal for the year 2013 (Docket No. 017855-2013); and

WHEREAS, the real property assessments for the subject premises, located at 2-26 Grunauer Place (Lot 5.02 in Block 3323 on the Tax Assessment Map of the Borough of Fair Lawn) for the year 2013 were as follows:

Land	$170,500
Improvements	$414,800
Total	$585,300

and;

WHEREAS, the 2013 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$170,500
Improvements	$379,500
Total	$550,000

and;

WHEREAS, the 2014 total assessments will also be $550,000 by way of the "Freeze Act"; and

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 390-2014

By

Seconded by

WHEREAS, Richard Sr. & Tomasina Van Zandt filed a real property tax appeal for the year 2013 (Docket No. 018854-2013); and

WHEREAS, the real property assessments for the subject premises, located at 17-44 Eberlin Drive (Lot 22 in Block 4805 on the Tax Assessment Map of the Borough of Fair Lawn) for the year 2013 were as follows:

Land	$199,400
Improvements	$189,500
Total	$388,900

and;

WHEREAS, the 2013 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$199,400
Improvements	$165,600
Total	$365,000

and;

WHEREAS, the 2014 total assessments will also be $365,000 by way of the "Freeze Act"; and

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 391-2014

By

Seconded by

WHEREAS, Sunita Rani Verma filed real property tax appeals for the years 2013 and 2014 (Docket Nos. 017885-2013 & 014503-2014); and

WHEREAS, the real property assessments for the subject premises, located at 0-14 28th Street (Lot 2 in Block 3212.01 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2013 and 2014 were as follows:

Land	$203,000
Improvements	$232,000
Total	$435,000

and;

WHEREAS, as part of the settlement agreement the 2013 tax appeal will be withdrawn, and the 2014 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$203,000
Improvements	$212,000
Total	$415,000

and;

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 392-2014

By

Seconded by

WHEREAS, Syrtash Ochs, LLC filed real property tax appeals for the years 2013 and 2014 (Docket Nos. 017883-2013 & 014502-2014); and

WHEREAS, the real property assessments for the subject premises, located at 8-12 Saddle River Road (Lot 2 in Block 1508 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2013 and 2014 were as follows:

Land	$489,600
Improvements	$305,900
Total	$795,500

and;

WHEREAS, the 2013 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$489,600
Improvements	$235,400
Total	$725,000

and;

WHEREAS, the 2014 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$489,600
Improvements	$210,400
Total	$700,000

and;

WHEREAS, as part of the settlement agreement the 2015 total assessment will be set at $650,000; and

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 393-2014

By

Seconded by

WHEREAS, Monis Young filed a real property tax appeal for the year 2011 (Docket No. 018292-2011); and

WHEREAS, the real property assessments for the subject premises, located at 36-19 Lindsay Road, (Lot 24 in Block 2409 on the Tax Assessment Map of the Borough of Fair Lawn) for the year 2011 were as follows:

Land	$ 300,000
Improvements	$ 291,700
Total	$ 591,700

and;

WHEREAS, the 2011 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$ 300,000
Improvements	$ 200,000
Total	$ 500,000

and;

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 394-2014

By

Seconded by

WHEREAS, Young & Young Assoc., Inc. filed a real property tax appeal for the year 2011 (Docket No. 018300-2011); and

WHEREAS, the real property assessments for the subject premises, located at 20-00 Fair Lawn Avenue, (Lot 3 in Block 4619 on the Tax Assessment Map of the Borough of Fair Lawn) for the year 2011 were as follows:

Land	$ 800,000
Improvements	$ 410,300
Total	$1,210,300

and;

WHEREAS, the 2011 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land	$ 800,000
Improvements	$ 350,000
Total	$1,150,000

and;

WHEREAS, the aforesaid settlement is consistent with the Borough's review of applicable property values for the subject property and comparable properties; and

WHEREAS, the Mayor and Council have been advised by the Borough's Assessor and by the Borough Attorney that said settlement is in the Borough's interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that said settlement be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the Borough Attorney of the Borough of Fair Lawn be and is hereby authorized to take all steps necessary to effect said settlement; and

BE IT FURTHER RESOLVED that all actions taken by the Borough Attorney in effecting said settlement be and they are hereby ratified and confirmed.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 395-2014

By

Seconded by

WHEREAS, the Borough provides medical and prescription benefits for eligible active and retired employees of the Borough through a partially self-funded plan administered by a Third Party Administrator (TPA); Insurance Design Administrators (IDA), located in Oakland, NJ; and

WHEREAS, the Borough finances prescription benefits for pre-65 and post 65 retirees through both a partially-self-funded program through the Borough and federally subsidized insurance coverage provided by the Humana Group Medicare PDP, respectively; and.

WHEREAS, the 2015 renewal proposal offered by Humana included a rate increase totaling $65,988 annually or a 20.80% increase over 2014 and accordingly, the Borough's TPA and Health Benefits Consultant, through research and analysis have identified an alternative method of financing prescription drug benefits for Medicare eligible retirees through Aetna Insurance Company that is less costly for 2015 than the expiring Humana program and as such, reflects an overall premium differential (no increase for 2015 and premium decrease over 2014 accordingly, of $71,702 for Calendar Year 2015);

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, County of Bergen, State of New Jersey, the proposal set forth and secured by the Borough Manager and Health Benefits Consultant for the Post 65 Retiree Prescription Benefit through Aetna Medicare PDP at the overall savings noted previously is hereby affirmed and approved for implementation on January 1, 2015; and

BE IT FURTHER RESOLVED, the contract award for the insurance component of the proposal is to a duly licensed and admitted Insurance Company within the State of NJ and therefore, such award is exempt from the requirements set forth by P.L. 2004, Chapter 19 (as amended by P.L. 2005, c.51) N.J.S.A.19:44A-20.5 et seq.

BE IT FURTHER RESOLVED a certified copy of this Resolution shall be forwarded to the Borough CFO, Borough Auditor, IDA, Third Party Administrators of the Program, and PIA Security Programs, Inc., 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ Benefits Consultant to the Borough.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 396-2014

By

Seconded by

WHEREAS, Fair Lawn Promenade has entered into a Developer's Agreement with the Borough of Fair Lawn and the Planning Board; and

WHEREAS, certain improvements relating to said project have been satisfactorily completed or partially completed; and

WHEREAS, pursuant to statute Fair Lawn Promenade has submitted to the Borough Engineer, a list of improvements for review for the purpose of reducing the performance guaranty that Fair Lawn Promenade has heretofore filed with the Borough of Fair Lawn; and

WHEREAS, the Borough Engineer has submitted his findings that certain improvements have been installed in a satisfactory and workman like manner and in accordance with the proposed site design.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the Performance Guaranty be reduced to $443,618.40 and the Cash Performance Guarantee be reduced to $227,378.76.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 397-2014

By

Seconded by

WHEREAS, a Bergen County Community Development grant of $332,400 has been proposed by the Borough of Fair Lawn for Roadway Improvements in the municipality of the Borough of Fair Lawn; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Fair Lawn; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development funds.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn do hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 398-2014

By

Seconded by

WHEREAS, a Bergen County Community Development grant of $25,000 has been proposed by the Borough of Fair Lawn for Senior Center Room Dividers in the municipality of the Borough of Fair Lawn; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Fair Lawn; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development funds.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn do hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 399-2014

By

Seconded by

WHEREAS, a Bergen County Community Development grant of $39,300 has been proposed by the Borough of Fair Lawn for Barrier Free Ramps in the municipality of the Borough of Fair Lawn; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Fair Lawn; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development funds.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn do hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 400-2014

By

Seconded by

BE IT RESOLVED by the Mayor and 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. Pursuant to an ordinance of the Borough of Fair Lawn, in the County of Bergen, New Jersey (the "Borough") entitled: "An ordinance authorizing and appropriating $450,000 for a special emergency for the Borough of Fair Lawn, County of Bergen reassessment program", finally adopted on September 20, 2011 (#2228-2011), special emergency notes of the Borough are hereby authorized to be issued pursuant to the Local Budget Law of New Jersey (N.J.S.A. 40A:4-1 et seq. and, in particular, N.J.S.A. 40A:4-55) in a principal amount not exceeding $180,000, including (to any extent necessary) the renewal of any special emergency notes heretofore issued therefor.

Section 2. The following matters in connection with the special emergency notes (the "Notes") referred to in Section 1 hereof are hereby determined:

(a) All Notes issued hereunder shall mature at such times as may be determined by the chief financial officer, interim chief financial officer or treasurer (the "Chief Financial Officer") of the Borough, provided that no Note shall mature later than one year from the date of the first Note issued hereunder unless the Borough shall have paid and retired amounts of such Notes sufficient to allow it, in accordance with provisions of Section 40A:4-55 of the Local Budget Law, to renew a portion thereof beyond the first anniversary date of the first of such Notes;

(b) All Notes issued hereunder shall bear interest at such rate or rates as may be determined by the Chief Financial Officer; and

(c) The Notes shall be in the form prescribed by resolution heretofore adopted by the governing body of the Borough determining the form of special emergency notes issued pursuant to the Local Budget Law, and the Notes shall be signed or sealed by the Chief Financial Officer, the Mayor and the Borough Clerk in any manner permitted by law notwithstanding that said form or resolution may otherwise provide.

Section 3. The Chief Financial Officer is hereby authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution, and the Chief Financial Officer's signature upon the Notes shall be conclusive as to such determinations.

Section 4. The Chief Financial Officer is hereby authorized to sell the Notes from time to time at public or private sale in such amounts as the Chief Financial Officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 5. Any instrument issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 6. The Chief Financial Officer is hereby authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of Notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser.

Section 7. The Chief Financial Officer is hereby further authorized and directed to file a copy of this resolution, as adopted, and all other resolutions or ordinances relating to the authorization of the aforementioned special emergency appropriation with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

Section 8. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the Notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the Notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the Notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the Notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the Notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 9. All action heretofore taken by Borough officials with respect to the sale, issuance and delivery of the Notes is hereby ratified, confirmed, adopted and approved.

Section 10. This resolution shall take effect immediately.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 401-2014

By

Seconded by

WHEREAS, the Borough of Fair Lawn is desirous of reducing the costs for TV Inspection Services of the sanitary sewer system; and

WHEREAS, the Northwest Bergen County Utilities Authority having an office at 30 Wyckoff Avenue at Authority Drive, Waldwick, New Jersey 07463, has the necessary equipment and facilities to most adequately provide the TV Inspection Services of the sanitary sewer system; and

WHEREAS, the Northwest Bergen County Utilities Authority has agreed to provide the necessary TV Inspection Services at a per foot price of eighty cents ($0.80) in year 2015 and a per foot price of eighty-two cents ($0.82) in year 2016, with a minimum payment of four hundred dollars ($400) for each day of inspection in the years 2015 and 2016; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Borough enter into an inter local government services agreement with the Northwest Bergen County Utilities Authority for the purpose of providing TV Inspection Services of the sanitary sewer system for a term commencing on January 1, 2015 and terminating on December 31, 2016;

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

BE IT FURTHER RESOLVED that this resolution is subject to the condition that the Northwest Bergen County Utilities Authority adopt a resolution concurrent herewith for the execution of said agreement.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 402-2014

By
Seconded by

WHEREAS, the Borough of Fair Lawn is self insured for health benefits for its employees and retirees; and

WHEREAS, under our self-insurance agreement the Borough of Fair Lawn does not pay a monthly health insurance premium but pays an administrative fee and actual medical claims to the Health Benefits Administrator; and

WHEREAS, self insured medical plans are required to establish a standard for medical benefits costs, from actual costs of health insurance premiums to the "COBRA" rate provided by the Borough's Health Benefits Administrator (IDA), copy attached.

WHEREAS, the Borough of Fair Lawn will apply to all calculations including, but not limited to, cost of extended health benefits for former borough employees, personnel costs for grants, FEMA and other agency reimbursements calculations, and for various internal cost analyses.

WHEREAS, the "COBRA" rates utilized for the above purposes will be adjusted annually to the current "COBRA" rates provided by the Health Benefits Administrator; and

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Fair Lawn, that it is hereby established to use "COBRA" rates for the standard cost of health insurance as provided by IDA (copy attached) for the contract period January1, 2015-December 31, 2015 under the Borough of Fair Lawn's self insurance plan.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Fair Lawn, that it is hereby established to use "COBRA" rates for the standard cost of health insurance as provided by IDA (copy attached) for the contract period January1, 2015-December 31, 2015 under the Borough of Fair Lawn's self insurance plan.

Borough of Fair Lawn
Development of 2015 Four Tiered Rates - Medical and Rx
Based on 2014 - IDA Renewal Report

	COBRA At 102%
PPO	
Single	$611.07
Employee/Spouse	$1,344.35
Parent/Child(ren)	$892.15
Family	$1,625.43
POS	
Single	$506.29
Employee/Spouse	$1,113.85
Parent/Child(ren)	$739.19
Family	$1,346.74
Rx (Excluding Traditional Plan)	
Single	$306.15
Employee/Spouse	$673.52
Parent/Child(ren)	$446.98
Family	$814.36
Traditional Plan Medical	
Single	$485.21
Employee/Spouse	$1,067.45
Parent/Child(ren)	$708.40
Family	$1,290.65

SCHEDULE A

Individual Rates for Overage Retirees or Dependents

PPO	$203.68
POS	$168.77
Rx	$306.15

Husband/Wife Rates Where Only One is Over Age 65

PPO	$814.75
POS	$675.06
Rx	$612.30

Husband/Wife Rates Where Both Are Over Age 65

PPO	$407.37
POS	$337.54
Rx	$612.30

SCHEDULE A

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 403-2014

By

Seconded by

WHEREAS, the Borough of Fair Lawn provides employee health benefits (medical, prescription and dental) through a combination of fully insured (Delta Dental of NJ for dental benefits) and a partially self-funded plan (for medical and prescription benefits) administered by Insurance Design Administrators (IDA), a UHY Advisors Company, located in Oakland, NJ; and

WHEREAS, under the legislative requirements set forth by P.L. 2011 c. 78 (commonly known as Chapter 78), the Municipality is required to implement (in accordance with the phase-in schedule incorporated within the law and expanded upon through Local Finance Notice (LFN 2011-20) employee contributions based upon the costs associated with those benefits; and

WHEREAS, for the dental benefit calculation, the current premium for the base plan will be used to establish the employee's contribution; and

WHEREAS, partially self-insured medical plans require a "Premium Equivalent Rate" be established, which incorporates the cost of claims and administrative costs in order for the Borough to establish a rating structure that fairly represents the true costs associated with the plan, thus ensuring a balance with respect to compliance with the law and fairness to the affected employees;

WHEREAS, IDA's Actuary has presented a methodology on the calculation of such premium that incorporates the previous twelve (12) months of actual claims cost and added the administrative costs for the current benefit period to establish the employees' Premium Equivalent Rates, a copy of which is attached hereto.

WHEREAS, the Borough of Fair Lawn will apply the established "Premium Equivalent Rate", to all employee calculations including, employee health care costs and employee waiver of health coverage.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, the methodology implored by the Plan Actuary and expanded upon above is hereby adopted in the calculation of the "Premium Equivalent Rates", for the purpose of calculation of employee health care costs and employee waiver of health coverage as provided by IDA (copy attached) for the period January 1, 2015 – December 31, 2015 under the Borough of Fair Lawn's partially self-insured program; and

BE IT FURTHER RESOLVED, the "Premium Equivalent Rates" utilized for the above purposes will be adjusted annually utilizing the actuarial methodology described herein; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be provided to the Borough's Chief Finance Officer, Borough Auditor and Benefits Consultant.

Borough of Fair Lawn
Development of 2015 Four Tiered Rates - Medical and Rx
Based on 2014 IDA Renewal Report
Based on Third Quarter Annual GDP Implicit Price Deflator

	Mo Premium Equivalent
PPO	
Single	$599.08
Employee/Spouse	$1,317.99
Parent/Child(ren)	$874.66
Family	$1,593.56
POS	
Single	$496.37
Employee/Spouse	$1,092.01
Parent/Child(ren)	$724.70
Family	$1,320.34
Rx (Excluding Traditional Plan)	
Single	$300.15
Employee/Spouse	$660.32
Parent/Child(ren)	$438.21
Family	$798.39
Traditional Plan Medical	
Single	$475.69
Employee/Spouse	$1,046.52
Parent/Child(ren)	$694.51
Family	$1,265.34

SCHEDULE A

Individual Rates for Overage Retirees or Dependents

PPO	$199.69
POS	$165.46
Rx	$300.15

Husband/Wife Rates Where Only One is Over Age 65

PPO	$798.77
POS	$661.83
Rx	$600.29

Husband/Wife Rates Where Both Are Over Age 65

PPO	$399.38
POS	$330.92
Rx	$600.29

SCHEDULE A

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 404-2014

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;

NOW, THEREFORE, BE IT RESOLVED, that the transfers between appropriations of the 2014 Current and Water Utility Budgets, as per list attached, and are hereby approved by the Mayor and Council.

Account Description	Account Number	To	From
Sewer System: Pump Repairs	4-01-26-303-000-280	2,000.00	
Bldg & Grounds: Building Maint	4-01-26-310-000-263		2,000.00
Bldg & Grounds: Contract Service Fire Alarm	4-01-26-310-000-294	5,000.00	
Road Repair: Snow Removal	4-01-26-295-000-970		5,000.00
Bldg & Grounds: Contract Service HVAC Repairs	4-01-26-310-000-292	3,000.00	
Road Repair: Snow Removal	4-01-26-295-000-970		3,000.00
Insurance: Self Ins Liability	4-01-23-210-000-920	125,000.00	
Insurance: Self Ins-Workers Comp	4-01-23-211-000-920		125,000.00
Debt Srvc: Interest on Notes	4-01-45-935-000-900		10,000.00
Debt Srvc: Payment of BCIA Interest	4-01-45-945-000-900	10,000.00	
Purchase of Vehicles	4-01-44-901-000-906	2,000.00	
S&W Adjustment	4-01-30-417-000-000		2,000.00
Admin of DPW: New Office Equipment	4-01-26-290-000-530		500.00
Bldg & Grounds: Building Maint	4-01-26-310-000-263	10,500.00	
Shade Tree: Wages	4-01-26-302-000-120		20,000.00
Maint Garage: Contract Service Other	4-01-26-315-000-294	10,000.00	
Emrgy Mgmt: Volunteer Physicals	4-01-25-252-000-935	3,000.00	
S&W Adjustment	4-01-30-417-000-000		3,000.00
Admin and Exec Mngr: Regular Salaries	4-01-20-111-000-110	46,100.00	
S&W Adjustment	4-01-30-417-000-000		46,100.00
Engineering: Wages	4-01-20-165-000120	12,850.00	
S&W Adjustment	4-01-30-417-000-000		12,850.00
Admin of DPW: Regular Salaries	4-01-26-290-000-110	18,250.00	
Recycling Pgrm: Wages	4-01-26-300-000-120		15,250.00
S&W Adjustment	4-01-30-417-000-000		3,000.00
Bldg & Grounds: Regular Salaries	4-01-26-310-000-110	49,300.00	
Recycling Pgrm: Wages	4-01-26-300-000-120		49,300.00
Muni Prosecutor	4-01-26-275-000-110	500.00	
Recycling Pgrm: Wages	4-01-26-300-000-120		500.00
Recreation S&W	4-01-28-370-000-110	28,500.00	
S&W Adjustment	4-01-30-417-000-000		28,500.00
Parks & Playgrounds S&W	4-01-28-375-000-110	11,000.00	
S&W Adjustment	4-01-30-417-000-000		11,000.00
Public Defender S&W	4-01-31-495-000-110	150.00	
S&W Adjustment	4-01-30-417-000-000		150.00
	GRAND TOTAL	**337,150.00**	**337,150.00**

WU-Generating: Printing & Stationary	4-05-55-503-000-230	1,300.00	
WU-Purch: United Water Co	4-05-55-505-000-201		1,300.00
	GRAND TOTAL	**1,300.00**	**1,300.00**

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

November 25, 2014

RESOLUTION NO. 405-2014

By

Seconded by

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

Regular Meeting 10/28/14

are hereby approved.