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 **7:00 P.M.** **JANUARY 6, 2015**

1. **Call to Order – Town Crier**
2. **Flag Salute**
3. **Invocation by Rabbi Mendel Elke Zaltzman**
4. **Statement of compliance with the Open Public Meetings Act**
5. **Roll Call**
6. **Nominations for Mayor**
7. **Election of Mayor**
8. **Nomination for Deputy Mayor**
9. **Election of Deputy Mayor**
10. **Nomination for Deputy Mayor of Community Affairs**
11. **Election of Deputy Mayor of Community Affairs**
12. **Swearing in of Mayor and Deputy Mayors**
13. **Newly Elected Mayor assumes the Chair**
14. **Remarks of the Mayor**
15. **Remarks of the Deputy Mayor**
16. **Remarks of Deputy Mayor of Community Affairs**
17. **Remarks of Councilmembers**
18. **MAYOR'S APPOINTMENTS**

    a. Library Trustees –Karen Botkin-Charipper, Robert Kahn, Patty Bontekoe (Mayor's Designee)
    b. Environmental Commission Chairperson -Wendy Dabney
    c. Board of Education Shared Service Liaison – Councilmember Dunay, Councilmember Peluso
    d. Planning Board Designee – Dan Furphy

e. Historic Preservation Commission - Raymond Richter (Class B), Maureen Moriarty (Class C), Jasvinder Arjani (Class C), Howard Sterling (Alternate 1)

19. PUBLIC COMMENTS ON CONSENT AGENDAS 1 AND 2 ITEMS ONLY

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

20. RESOLUTIONS BY CONSENT #1-2014 COUNCIL APPOINTMENTS:

- Mayor asks Municipal Clerk to read Resolutions by Consent.

a.	Resol. No. 1-2015 -	Professional Services - Appraiser: Value Research Group
b.	Resol. No. 2-2015 -	Professional Services - Appraiser: McNerney & Associates
c.	Resol. No. 3-2015 -	Professional Services - Bond Counsel: Hawkins, Delafield & Woods
d.	Resol. No. 4-2015 -	Professional Services - Surveyor: Rigg Associates
e.	Resol. No. 5-2015 -	Professional Services - Grant Writer: Capital Alternatives
f.	Resol. No. 6-2015 -	Professional Services - Risk Manager/Broker of Medical and Dental: Professional Insurance Associates Inc. (PIA)
g.	Resol. No. 7-2015 -	Professional Services - Borough Auditor: Ferraioli, Wielkotz, Cerullo & Cuva, P.A.
h.	Resol. No. 8-2015 -	Professional Services - Borough Attorney: Ronald P. Mondello
i.	Resol. No. 9-2015 -	Professional Services - Labor Attorney: Cleary, Giacobbe, Alfieri, Jacobs, LLC
j.	Resol. No. 0-2015 -	Professional Services - Environmental Consulting Services: Arcadis U.S., Inc.
k.	Resol. No.11-2015 -	Professional Services - Planner of Record: Matrix New World Engineering
l.	Resol. No.12-2015 -	Professional Services - Nursing Services: The Valley Hospital
m.	Resol. No. 3-2015 -	Professional Services - Health Educator: The Valley Hospital
n.	Resol. No.14-2015 -	Professional Services - Child Care Physician: Edward A. Sciano, Jr.

o. Resol. No.15-2015 - Professional Services - Health Care Physician: Dr. Marvin Wisch
p. Resol. No.16-2015 - Professional Services - Open Space Planner / Planner for Green Acres: H2M Associates, Inc.
q. Resol. No. 17-2015 - Professional Services - Special Counsel/Conflict Counsel: Richard A. Lustgarten
r. Resol. No. 18-2015 - Professional Services - Loss Control Services: J.A. Montgomery Risk Control
s. Resol. No. 19-2015 - Professional Services - Disciplinary Hearing Officer: Joseph L. Verruni
t. Resol. No. 20-2015 - Professional Services - Employee and Emergency Service Volunteer's Physicals: Valley Health WorkPlace Connection
u. Resol. No. 21-2015 - Professional Services - Alcohol and Drug Testing: Valley Medical Group
v. Resol. No. 22-2015 - Fire Officers
w. Resol. No. 23-2015 - Liaison to Fire Board
x. Resol. No. 24-2015 - Liaison to the Community Center
y. Resol. No. 25-2015 - Liaison to Alliance for Substance Abuse Prevention
z. Resol. No. 26-2015 - Liaisons to RRIC, BIC, EDC
aa. Resol. No. 27-2015 - Environmental Commission
bb. Resol. No. 28-2015 - Health Advisory Board
cc. Resol. No. 29-2015 - Green Team Advisory Committee
dd. Resol. No. 30-2015 - Planning Board
ee. Resol. No. 31-2015 - Zoning Board
ff. Resol. No. 32-2015 - Rent Leveling Board
gg. Resol. No. 33-2015 - Property Maintenance / Facelift Committee
hh. Resol. No. 34-2015 - Fair Lawn Borough Gardens Committee
ii. Resol. No. 35-2015 - Shade Tree Advisory Committee
jj. Resol. No. 36-2015 - Fair Lawn Arts Council
kk. Resol. No. 37-2015 - Board of Ethics
ll. Resol. No. 38-2015 - Holiday Celebrations
mm. Resol. No. 39-2015 - Senior Citizen Advisory Board
nn. Resol. No. 40-2015 - Public Action Compliance Officer
oo. Resol. No. 41-2015 - Appointing Joint Insurance Fund Commissioner
pp. Resol. No. 42-2015 - Insurance Commissioners Self Insurance
qq. Resol. No. 43-2015 - Interlocal Services Agreement with Ridgewood: Health Officer
rr. Resol. No. 44-2015 - Interlocal Services Agreement with Ho-Ho-Kus: Health Officer
ss. Resol. No. 45-2015 - Open Space Committee
tt. Resol. No. 46-2015 - Alternate Prosecutor

- Mayor asks for Mover, Seconder, Roll Call.

21. RESOLUTION NO. 47-2014 – APPOINTMENT OF THE MUNICIPAL JUDGE

- Municipal Clerk reads resolution. Mover, Seconder, Discussion, Roll Call.

22. MANAGER'S APPOINTMENTS:

a. Prosecutor, Public Defender, Rent Leveling Board Attorney and Alternate Public Defender

23. RESOLUTIONS BY CONSENT #2-2014

- Municipal Clerk reads Resolutions by Consent.

a. Resol. No. 48-2015 - Cash Management Plan
b. Resol. No. 49-2015 - Official Newspapers
c. Resol. No. 50-2015 - Temporary Budget - Current Fund
d. Resol. No. 51-2015 - Temporary Budget - Water Utility Fund
e. Resol. No. 52-2015 - Petty Cash
f. Resol. No. 53-2015 - Tax Assessment Interest
g. Resol. No. 54-2015 - Annual Meeting Dates and Times
h. Resol. No. 55-2015 - Defending Tax Appeals
i. Resol. No. 56-2015 - Annual Sale of Delinquent Taxes
j. Resol. No. 57-2015 - Adopting Policy and Procedures Manual
k. Resol. No. 58-2015 - Affirming the Borough's Civil Rights Policy
l. Resol. No. 59-2015 - Authorizing Renewal of Massage Establishment License - Healthy Way Group, Inc. and Massagist Licenses - Lina Dou and Wenfei Liu
m. Resol. No. 60-2015 - Authorizing Renewal of Massage Establishment License - BRC Sauna & Spa, Inc.
n. Resol. No. 61-2015 - Authorizing Renewal of Massage Establishment License - Believe In Us, Inc. d/b/a Massage Envy Spa
o. Resol. No. 62-2015 - Authorizing Renewal of Massage Establishment License - Pure Nails & Spa and Massagist License - Woojong Han
p. Resol. No. 63-2015 - Refund of Overpayment of Taxes

- Mayor asks for Mover, Seconder, Roll Call.

24. ORDINANCE ON FIRST READING:

ORDINANCE NO. 2238-2015
(RESOLUTION NO. 64-2015)

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2007, BY AMENDING CHAPTER 241, ENTITLED "WATER", SUB SECTION 241-50, "WATER RATES"

- 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.

25. MISCELLANEOUS PUBLIC COMMENTS

- Mayor calls for motion to open time for public comments. Mayor asks for a Mover, Seconder, Roll Call.
- Mayor opens time for public comments asking if anyone wishes to be heard.
- Mayor calls for motion to close the time for public comments. Mayor asks for a Mover, Seconder, Roll Call.
- Mayor closes the time for public comments.

26. BENEDICTION BY: FATHER KEVIN COFFEY

27. ADJOURNMENT

- Motion to adjourn. Mayor asks for a Mover, Seconder, Roll Call.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

CONSENT AGENDA 1-2015

By
Seconded by

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

a. Resol. No. 1-2015 - Professional Services - Appraiser: Value Research Group
b. Resol. No. 2-2015 - Professional Services - Appraiser: McNerney & Associates
c. Resol. No. 3-2015 - Professional Services - Bond Counsel: Hawkins, Delafield & Woods
d. Resol. No. 4-2015 - Professional Services - Surveyor: Rigg Associates
e. Resol. No. 5-2015 - Professional Services - Grant Writer: Capital Alternatives
f. Resol. No. 6-2015 - Professional Services - Risk Manager/Broker of Medical and Dental: Professional Insurance Associates Inc. (PIA)
g. Resol. No. 7-2015 - Professional Services - Borough Auditor: Ferraioli, Wielkotz, Cerullo & Cuva, P.A.
h. Resol. No. 8-2015 - Professional Services - Borough Attorney: Ronald P. Mondello
i. Resol. No. 9-2015 - Professional Services - Labor Attorney: Cleary, Giacobbe, Alfieri, Jacobs, LLC
j. Resol. No. 10-2015 - Professional Services - Environmental Consulting Services: Arcadis U.S., Inc.
k. Resol. No. 11-2015 - Professional Services - Planner of Record: Matrix New World Engineering
l. Resol. No. 12-2015 - Professional Services - Nursing Services: The Valley Hospital
m. Resol. No. 13-2015 - Professional Services - Health Educator: The Valley Hospital
n. Resol. No. 14-2015 - Professional Services - Child Care Physician: Edward A. Sciano, Jr.

o. Resol. No. 15-2015 - Professional Services - Health Care Physician: Dr. Marvin Wisch
p. Resol. No. 16-2015 - Professional Services - Open Space Planner / Planner for Green Acres: H2M Associates, Inc.
q. Resol. No. 17-2015 - Professional Services - Special Counsel/Conflict Counsel: Richard A. Lustgarten
r. Resol. No. 18-2015 - Professional Services - Loss Control Services: J.A. Montgomery Risk Control
s. Resol. No. 19-2015 - Professional Services - Disciplinary Hearing Officer: Joseph L. Verruni
t. Resol. No. 20-2015 - Professional Services - Employee and Emergency Service Volunteer's Physicals: Valley Health WorkPlace Connection
u. Resol. No. 21-2015 - Professional Services - Alcohol and Drug Testing: Valley Medical Group
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z. Resol. No. 26-2015 - Liaisons to RRIC, BIC, EDC
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dd. Resol. No. 30-2015 - Planning Board
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gg. Resol. No. 33-2015 - Property Maintenance / Facelift Committee
hh. Resol. No. 34-2015 - Fair Lawn Borough Gardens Committee
ii. Resol. No. 35-2015 - Shade Tree Advisory Committee
jj. Resol. No. 36-2015 - Fair Lawn Arts Council
kk. Resol. No. 37-2015 - Board of Ethics
ll. Resol. No. 38-2015 - Holiday Celebrations
mm. Resol. No. 39-2015 - Senior Citizen Advisory Board
nn. Resol. No. 40-2015 - Public Action Compliance Officer
oo. Resol. No. 41-2015 - Appointing Joint Insurance Fund Commissioner
pp. Resol. No. 42-2015 - Insurance Commissioners Self Insurance
qq. Resol. No. 43-2015 - Interlocal Services Agreement with Ridgewood: Health Officer
rr. Resol. No. 44-2015 - Interlocal Services Agreement with Ho-Ho-Kus: Health Officer
ss. Resol. No. 45-2015 - Open Space Committee
tt. Resol. No. 46-2015 - Alternate Prosecutor

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

Resolution No.1-2015

By
Seconded by

WHEREAS, there exists a need for the Borough of Fair Lawn to be represented in tax appeals and for any ancillary services required to be undertaken for property acquisition or sale by the Borough and it is necessary to obtain the services of appraisers for the preparation of appraisal reports of property under appeal, for the preparation of reports of other properties in the Borough, for the appearance in court of the appraiser with regard to the defense of the tax appeals and for any ancillary services required relating to the acquisition or sale of property by the Borough as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, a proposal for professional appraisal services for year 2015 as Tax Appraiser with proposed retainer agreement, dated November 12, 2014 has been submitted by Paul Beisser of Value Research Group, LLC, having an office located at 301 South Livingston Avenue, Suite 104, Livingston, New Jersey 07039, a copy of which is 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 recommendation of the Borough Manager and Borough Tax Assessor that said services are necessary, a contract be awarded to Paul Beisser of Value Research Group, LLC, to become the Appraiser for the Borough of Fair Lawn, in accordance with its proposal for professional tax appraisal services aforesaid, which services are to be billed in accordance with the aforesaid proposal's payment schedule upon the completion of work as specified and all charges for said ancillary services shall be submitted to the Mayor and Council for approval prior to the commencement of said work.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Paul Beisser of Value Research Group, LLC, 301 South Livingston Avenue, Suite 104, Livingston, New Jersey 07039, 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 Paul Beisser and Value Research Group, LLC have complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20-8;

BE IT FURTHER RESOLVED that the 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.

VALUE RESEARCH GROUP, LLC

REAL ESTATE ANALYSTS AND CONSULTANTS

November 12, 2014

Joanne M. Kwasniewski, RMC/CMC/MMC
Municipal Clerk
Office of the Municipal Clerk
8-01 Fair Lawn Avenue
Fair Lawn, NJ 07410

Re: Request for Proposal for Tax Appraiser Services

Dear Ms. Kwasniewski:

We are pleased to submit this proposal in response to the Request for Proposal for the Fair Lawn Borough. We have received the RFP and prepared the following proposal, which includes our proposed scope of services, our approach to meeting the Borough's needs, the qualifications and relevant experience of our project team, as well as our proposed fee schedule.

Thank you for providing our firm with the opportunity to submit our qualifications. If you have any questions regarding the proposal or require follow-up information, please call our office at 973-422-9800.

Very truly yours,

VALUE RESEARCH GROUP, LLC.

Paul T. Beisser, III, MAI, CRE

www.valueresearch.com
301 SOUTH LIVINGSTON AVENUE • SUITE 104 • LIVINGSTON • NEW JERSEY • 07039 • 973-422-9800 • FAX 973-422-9797

Fair Lawn RFP – Tax Appraiser Services

Scope of Services

Value Research Group, LLC has acted as the real estate tax appeal appraisers to, Jersey City, Rahway, Wayne, New Providence, Berkeley Heights, Hanover, Oakland and others. To meet the Appraisal Services for Tax Court Appeal needs of Fair Lawn, Value Research Group will perform the following services:

1. Determine the fair market value of real property in the Borough of Fair Lawn for Tax Appeals.
2. Services/responsibilities shall include but are not limited to:
   - Inspection of Properties
   - Research of expenses and leases
   - Research of Comparable Sales
   - Conference, calls and meetings
   - Tax Court settlement conferences
   - Trial
3. Provide review services and any other services required by Fair Lawn in accordance with the Standards of Professional Practice of the Appraisal Institute, including, but not limited to, USPAP, the Statements on Appraisal Standards of the Appraisal Foundation, the Code of Professional Ethics of the Appraisal Institute, and the Advisory Opinions of the Appraisal Standards Board. Particular attention will be paid to USPAP Standard 3 and Statement on Appraisal Standards No.1.

Value Research Group will coordinate with Fair Lawn personnel throughout the course of this Contract. To ensure an expeditious exchange of information, we will immediately contact Fair Lawn's Tax Assessor and Special Tax Counsel and construct an efficient means of coordinating and reporting our activities.

Proposed Fee Schedule

Appraisals, Consulting and Support Services

We will stipulate a "not to exceed" fees for specific assignments based on your requirements.

Principal in Charge:	$150.00/hour
MAI Appraisers	$150.00/hour
Associates:	$150.00/hour
Support Staff:	$150.00/hour

Billing Structure

Our hourly fee includes attendance at any meeting related to the project, appraisals, research, preparing reports and communicating with project participant. The fee will also be applied to time spent attending any commissioner's hearings or trials, depositions and pretrial conferences, whether or not testimony is actually given, and the review of any material submitted by others.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

Resolution No. 2-2015

By
Seconded by

WHEREAS, there exists a need for the Borough of Fair Lawn to be represented in tax appeals and for any ancillary services required to be undertaken for property acquisition or sale by the Borough and it is necessary to obtain the services of appraisers for the preparation of appraisal reports of property under appeal, for the preparation of reports of other properties in the Borough, for the appearance in court of the appraiser with regard to the defense of the tax appeals and for any ancillary services required relating to the acquisition or sale of property by the Borough as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, a proposal for professional appraisal services for year 2015 as Tax Appraiser with proposed retainer agreement, dated November 18, 2014 has been submitted by McNerney & Associates, Inc., having an office located at 266 Harristown Road, Glen Rock, New Jersey 07452, a copy of which is 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 recommendation of the Borough Manager and Borough Tax Assessor that said services are necessary, a contract be awarded to McNerney & Associates, Inc., to become the Tax Appraiser for the Borough of Fair Lawn, in accordance with its proposal for professional tax appraisal services aforesaid, which services are to be billed in accordance with the aforesaid proposal's payment schedule upon the completion of work as specified and all charges for said ancillary services shall be submitted to the Mayor and Council for approval prior to the commencement of said work.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with McNerney & Associates, Inc., 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 McNerney & Associates, Inc. have complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20-8;

BE IT FURTHER RESOLVED that the 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.

McNerney & Associates, Inc.

Real Estate Appraisal Services • 266 Harristown Rd., P.O. Box 67, Glen Rock, New Jersey 07452-0067 • (201) 670-8558 • Fax (201) 670-0913

November 18, 2014

Joanne M. Kwasniewski, RMC/MMC
Municipal Clerk/Deputy Manager
Borough of Fair Lawn
8-01 Fair Lawn Avenue
Fair Lawn, New Jersey 07410

RECEIVED
MUNICIPAL CLERK'S OFFICE
2014 NOV 20 P 1:34

RE: APPRAISAL SERVICES
Tax Court of New Jersey
Borough of Fair Lawn, New Jersey

Dear Ms. Kwasniewski:

At your request, I am submitting the following proposal for appraisal services relative to the pending Tax Appeals within the Borough of Fair Lawn. The costs for providing the municipality with the appraisals necessary in the defense of these appeals are as follows:

Equalized Property Assessment	Appraisal Fee
Under $500,000	$ 1,500
Between $501,000 and $1,000,0000	$ 2,000
Between $1,001,000 and $2,500,000	$ 2,500
Between $2,500,001 and $5,000,000	$ 3,500
Properties $5,001,000 - $7,500,000	$ 5,000
Properties $7,501,000 and Over	To Be Determined

The fee schedule should not be considered a specific proposal for appraisal services but more a guide so that you may estimate the costs associated with the defense of the appeals. In addition to the appraisal fee, court time and conference time will be billed at an hourly rate of $100.00.

PAGE TWO

The will be no charge for telephone calls to or from the Assessor and Attorney nor will there be a charge for the review of the cases. Typically, we do not provide for a preliminary appraisal as the cost for a preliminary closely resemble the cost of a trial ready appraisal report.

This proposal also includes appraisal services for Green Acres and Blue Acres funding. The cost for such appraisals will be provided upon review of the assignment.

If you have any questions regarding this information, please do not hesitate to contact me.

Sincerely yours,

Robert McNerney, MAI, SRA, CRE
President

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 3-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain professional Bond Counseling services; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., the Borough may not award contracts with a value in excess of $17,500.00 to a business entity which has made reportable contributions in excess of $300.00, in the aggregate, to the member municipality's political parties or to any candidate's committee of any person serving in an elective public office of the member municipality when such contract was awarded, unless said business entity is awarded a contract under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the "RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the public entity prior to the solicitation of qualifications; and (4) the public entity shall publicly open and announce the qualifications when awarded; and

WHEREAS, the Borough previously solicited responses from firms and persons interested in providing Bond Counsel Services pursuant to a "fair and open" process as described above, with a return date of November 24, 2014; and

WHEREAS, the Borough received a timely and complete response from Hawkins, Delafield & Wood LLP, having an office located at One Gateway Center, Newark, New Jersey 07102; and

WHEREAS, the Borough's review team has determined that Hawkins, Delafield & Wood, LLP has complied with the requirements of the RFQ and have deemed them to be qualified to provide the aforementioned Bond Counseling services to the Borough; and

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

1. That a contract be awarded to Hawkins, Delafield & Wood, LLP, for Bond Counseling Services to the Borough of Fair Lawn, in accordance with the RFQ.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Hawkins, Delafield & Wood LLP, One Gateway Center, Newark, New Jersey 07102.

5. A notice of this resolution shall be published in The Record as required by law.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

Resolution No. 4-2015

By

Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain professional Engineering and Surveying services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, a proposal for professional Engineering and Surveying services for year 2015 with proposed retainer agreement, dated November 24, 2014 has been submitted by Rigg Associates, P.A., having an office located at 1000 Maple Avenue, Glen Rock, New Jersey 07452, a copy of which is 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 recommendation of the Borough Manager and Borough Engineer that said services are necessary, a contract be awarded to Rigg Associates, P.A., to become the Surveyor for the Borough of Fair Lawn, in accordance with its proposal for professional surveying and engineering services aforesaid, which services are to be billed in accordance with the aforesaid proposal's payment schedule upon the completion of work as specified.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Borough Clerk are hereby authorized to execute said contract to be prepared 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 Rigg Associates, P.A. has complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20-8; and

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

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.

RIGG ASSOCIATES, P.A.
ENGINEERS * SURVEYORS * PLANNERS
1000 Maple Avenue, Glen Rock, N.J. 07452
Tel. (201) 445-0053 Fax (201) 445-6526
E-mail: info@riggassociates.com
www.RiggAssociates.com

ENGINEERING AND SURVEYING SERVICES
RIGG ASSOCIATES, PA

MUNICIPAL FEE SCHEDULE-2015

The following outlines the basis for compensation and terms of payment that Rigg Associates, P.A. will be using for billing municipal clients in 2015. Our charges for technical services performed by personnel will be in accordance with the following schedule:

CLASSIFICATION	HOURLY RATE
A. Professional Engineer/Principal	$ 130.00
B. Design Engineer/Surveyor	$ 115.00
C. CADD Draftsperson	$ 88.50
D. Inspector	$ 78.00
E. Field Surveyor	$ 63.50
F. B/W Plans (in house)	$ 4.50/Copy
G. Color Plans (in House)	$ 9.00/Copy

RECEIVED
MUNICIPAL CLERKS OFFICE
2014 NOV 24 A 10:42

In addition, out of pocket expenses are charged at cost. Out of pocket expenses generally including special reproduction costs paid to outside agencies, etc.

It shall be recognized that any resident engineering/surveying and inspection services performed beyond the conventional working hours (8 hours/day, 40 hours/week) shall be compensated on an overtime basis. The Engineer shall not authorize any overtime work unless it is in case of emergency and/or authorized by the Municipality. (Overtime shall mean time and a half over 40 hour weeks.)

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

Resolution No. 5-2015

By
Seconded by

WHEREAS, the Borough of Fair Lawn has a need to acquire certain the services of a professional grant writer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, a proposal for grant writing services for year 2015, dated December 11, 2014 has been submitted by Capital Alternatives Corporation, having an office located at 618 River Road, New Milford, New Jersey 07646, a copy of which is 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 Capital Alternatives Corporation, pursuant to and in accordance with its proposal for professional grant writing services aforesaid, which services are to be billed as set forth in its proposal.

2. The term of the contract shall commence on January 1, 2015 and expire on December 31, 2015.

3. No additional services shall be rendered for which Capital Alternatives Corporation shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute said contract to be prepared 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 Capital Alternatives Corporation have complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20.8.

BE IT FURTHER RESOLVED that this resolution is contingent upon the Chief Financial Officer filing a Certificate of Availability of Funds with the Municipal Clerk's Office.

CONSULTING/GRANT SERVICES AGREEMENT

An agreement is made between **Capital Alternatives Corporation**, a New Jersey Corporation, with the requisite expertise, training and proven reputation conforming to N.J.S.A. 40A:11-5(1) (a) (i) which awards contracts for specialized and un-specifiable services without competitive bid in acquiring government grants, low-interest loans, and passive economic benefits for qualifying government bodies and agencies, private for profit and not-for profit entities, with its principal offices located at Demarest House, 618 River Road, New Milford, NJ 07646, hereinafter **Consultant**, and:

Borough of Fair Lawn
8-01 Fair Lawn Avenue
Fair Lawn, NJ 07410

a municipal corporation and body politic within the state of New Jersey, County of Bergen, herein after **Municipality**.

1. **Municipality** engages **Consultant** on a specified project basis to:

a. use its professional expertise to determine where and how **Municipality** may be eligible to apply for government grants, low-interest loans, and passive economic benefits for specific projects and needs within the community.

b. present from time to time a list of funding programs for which **Municipality** may have interest and authorize **Consultant** to pursue.

c. meet and collaborate with **Municipality** and its participating professionals who may have special knowledge and expertise that would contribute to the complete and essential preparation of a Governing Body-authorized application.

d. obtain and coordinate all supporting documentation from participating professionals, acquire officials' letters of support, and attend mandatory granting agency program meetings that may be required of the application process.

e. complete and file applications authorized by the Governing Body with the appropriate funding agencies and inform **Municipality** periodically of their status and of any new or enhanced programs.

f. follow up after an award has been announced to ensure that all steps in the award process are completed in a timely manner.

1.A. **Limitation: Consultant** shall not seek a grant or loan for any government program that **Municipality** is eligible for and for which it has previously submitted an application on its own behalf, unless authorized to do so by the Governing Body as aforesaid. Further, **Consultant** shall only be entitled to contingent fees for applications specifically authorized by resolution of the Governing Body.

2. **Municipality** shall be responsible for engaging the services of other professionals at its own expense in the preparation of **documents** and the performance of services not included in this agreement (i.e., A&E cost estimates and plans, legal and accounting fees, etc.).

3. **Consultant** waives a retainer fee.

4. As consideration for providing **Municipality** with an approved grant application, **Municipality** shall owe a **Grant Fulfillment Fee** to **Consultant** equivalent to a percentage of the amount of each grant awarded:

a. 10% up to $500,000 for each grant award
b. 8% over $500,000 for each grant award

5. **Municipality** shall make payment of each earned **Grant Fulfillment Fee** according to the following payment schedule:

a. 100% of an earned fee applicable to the total value of a grant, a **Direct Economic Benefit**, awarded for a **capital improvement**, or for **capital equipment**, shall be paid within thirty (30) days of **Municipality** providing either temporary financing or committing its own funds by Resolution of the **Governing Body**, and certified by the CFO of the availability of funds.

b. 100% of an earned fee applicable to the total value of an awarded program grant shall be paid within ninety (90) days of **Municipality** receiving official announcement of an award, and certified by the CFO of the availability of funds.

c. **Exception: If Municipality** is the beneficiary of a **Passive Economic Benefit**, and not a direct grant, for a project within its incorporated limits that provides a use or other benefit for **Municipality**, a project where financial and/or management responsibility and control are assumed by a third party and not **Municipality**, and for which **Consultant** was authorized by the Governing Body to pursue, then a fee shall be owed to Consultant based upon the value assigned, or funds appropriated, by said third party for the acquisition of personal and real property and property improvements within Municipality's incorporated limits and in accordance with the fee structure in paragraph 4., herein.

c.i. Said fee shall be earned and payable when proof of value or appropriation is acceptable to **Municipality** in form and substance and **Consultant** has submitted an invoice and a signed voucher, and certified by the CFO of the availability of funds.

6. As consideration for providing **Municipality** with an approved source of funding for a loan (Direct Economic Benefit) from a government agency or other funding entity, **Municipality** shall pay **Consultant** a **Financing Fulfillment Fee** equivalent to the following fee schedule:

a. 5% of approved financing up to up to $500K
b. 4% of approved financing over $500K

7. **Municipality** shall make payment of an earned **Financing Fulfillment Fee** according to the following payment schedule, :

a. 20% of an earned fee shall be paid within thirty (30) days of **Municipality** being officially notified of an award, and certified by the CFO of the availability of funds.
b. any balance of an earned fee shall be payable upon the exchange of funds from the financing source to Municipality, or by a third party for the direct benefit of **Municipality**, and certified by the CFO of the availability of funds.

8. **Municipality** acknowledges that all fees are considered earned and owing to **Consultant** as long as **Municipality** shall be awarded a **Direct Economic Benefit** or **Passive Economic Benefit** as a direct result of a Governing Body-authorized application submitted by Consultant during the term of engagement. In the event a grant award or financing arrangement has been approved, and a **Grant** or **Financing Fulfillment Fee** is paid pursuant to paragraphs 5. and 7. herein, and is subsequently canceled by the funding party as a result of a failure by Municipality, its employees or agents, to comply with the terms and conditions of the funding process and not through any fault of **Consultant**, any fees paid to **Consultant** shall be considered earned and non-returnable.

a. **Municipality** further acknowledges that some fees may be earned and owing to **Consultant** from year-to-year for projects and programs where an award is paid over multiple years. In such instance, earned fees shall be based upon the amount of funding from year-to-year.

9. **Consultant** shall provide its expertise on a best efforts basis and makes no statements or guarantees that submitted applications and supporting documentation will assure project funding. Assurances and guarantees can only be made by the respective sources for grants and loans.

10. **Municipality** and **Consultant** understand the term "application" to mean any Governing Body-authorized request for **Consultant** to pursue a **Direct** or **Passive Economic Benefit** in the form of an official application, letter, or verbal request, as long as the form of the request is acceptable to the reviewing agency, funding source, or responsible third party and results in a **Direct** or **Passive Economic Benefit** for **Municipality**.

11. **Consultant** shall comply with P.L. 1975 C. 127 (N.J.A.C. 17:27) regarding Mandatory Affirmative Action language in Procurement, Professional and Services Contracts.

12. This agreement shall be binding upon the parties hereto, their executors, administrators, heirs and successors.

13. The parties, hereto, have the legal capacity by either Resolution, or Articles of Incorporation, to bind the terms and conditions set forth and to which we hereby acknowledge and accept by legal signature.

14. The term of this agreement shall begin upon execution of this agreement and continue thereafter until December 31, 2015.

15. **Political Contribution Disclosure.** This contract has been awarded to **Consultant** based on the merits and abilities of **Consultant** to provide the services as described herein. This contract was awarded through a "non-fair and open" process pursuant to N.J.S.A. 19:44A-8 et seq. and Borough Ordinance No. 2056-2006, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19 affect its eligibility to perform this contract, nor will it make a reportable contribution during the time of the contract to any political party committee in the Municipality if a member of that political party is serving in an elective public office of the Municipality when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Municipality when the contract is awarded.

	Marlene H. Casey
Mayor, Borough of Fair Lawn	Marlene H. Casey, President
	12-11-14
Date	Date
	Leonard A. Carney
Attest, Municipal Clerk	Attest, Leonard A. Carney, Secretary
	12-11-14
Date	Date

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 6-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain a Risk Manager / Broker of Medical and Dental; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., the Borough may not award contracts with a value in excess of $17,500.00 to a business entity which has made reportable contributions in excess of $300.00, in the aggregate, to the member municipality's political parties or to any candidate's committee of any person serving in an elective public office of the member municipality when such contract was awarded, unless said business entity is awarded a contract under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the "RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the public entity prior to the solicitation of qualifications; and (4) the public entity shall publicly open and announce the qualifications when awarded; and

WHEREAS, the Borough previously solicited responses from firms and persons interested in providing Risk Manager/Broker of Medical and Dental to a "fair and open" process as described above, with a return date of November 24, 2014; and

WHEREAS, the Borough received a timely and complete response from Professional Insurance Associates, Inc. (PIA), having an office located at 429 Hackensack Street, Carlstadt, New Jersey 07072; and

WHEREAS, the Borough's review team has determined that Professional Insurance Associates, Inc. has complied with the requirements of the RFQ and have deemed them to be qualified to provide the aforementioned Risk Manager / Broker of Medical and Dental

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

1. That a contract be awarded to Professional Insurance Associates, Inc. (PIA), for Risk Manager / Broker of Medical and Dental the Borough of Fair Lawn, in accordance with the RFQ.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Professional Insurance Associates Inc. (PIA), 429 Hackensack Street, Carlstadt, New Jersey 07072.

5. A notice of this resolution shall be published in The Record as required by law.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 7-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain a Borough Auditor; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., the Borough may not award contracts with a value in excess of $17,500.00 to a business entity which has made reportable contributions in excess of $300.00, in the aggregate, to the member municipality's political parties or to any candidate's committee of any person serving in an elective public office of the member municipality when such contract was awarded, unless said business entity is awarded a contract under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the "RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the public entity prior to the solicitation of qualifications; and (4) the public entity shall publicly open and announce the qualifications when awarded; and

WHEREAS, the Borough previously solicited responses from firms and persons interested in providing the services of a Borough Auditor pursuant to a "fair and open" process as described above, with a return date of November 24, 2014; and

WHEREAS, the Borough received a timely and complete response from Ferraioli, Wielkotz, Cerullo & Cuva, P.A., having an office located at 401 Wanaque Avenue, Pompton Lakes, New Jersey 07442; and

WHEREAS, the Borough's review team has determined that Ferraioli, Wielkotz, Cerullo & Cuva, P.A. has complied with the requirements of the RFQ and have deemed them to be qualified to provide the aforementioned Borough Auditor;

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

1. That a contract be awarded to Ferraioli, Wielkotz, Cerullo & Cuva, P.A., for Borough Auditor to the Borough of Fair Lawn, in accordance with the RFQ.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Ferraioli, Wielkotz, Cerullo & Cuva, P.A., 401 Wanaque Avenue, Pompton Lakes, New Jersey 07442.

5. A notice of this resolution shall be published in The Record as required by law.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 8-2015

By
Seconded by

WHEREAS, the Borough of Fair Lawn has a need to acquire a Borough Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Manager has determined and certified in writing that the value of the services will exceed $17,500; and

WHEREAS, Ronald P. Mondello having an office located at 0-100 27th Street, Fair Lawn, New Jersey 07410 has submitted a proposal dated November 17, 2014, attached hereto and made a part a part hereof as Schedule A indicating he will provide the services as Borough Attorney in accordance with said proposal; and

WHEREAS, Ronald P. Mondello has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Fair Lawn in the previous one year, and that the contract will prohibit Ronald P. Mondello from making any reportable contributions through the term of the contract, and

WHEREAS, that the award of this non-fair and open contract is subject to the Borough Treasurer executing the appropriate Certificate of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Lawn authorizes the Mayor and Municipal Clerk to enter into a contract with Ronald P. Mondello, as described herein, provided all statutory requirements are met;

BE IT FURTHER RESOLVED, the term of the contract shall be from January 1, 2015 and expiring on December 31, 2015;

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

BE IT FURTHER RESOLVED that a notice of this resolution shall be published in The Record as required by law.

THIS AGREEMENT made the day of January, 2015, by and between the BOROUGH OF FAIR LAWN, a municipal corporation in the County of Bergen and State of New Jersey, having its offices at 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey 07621 (hereinafter the "Borough") party of the first part; and RONALD P. MONDELLO, ESQ, having offices at 0-100 27th Fair Lawn, Bergen County, New Jersey 07410 (hereinafter designated as the "Borough Attorney"),party of the second part.

WITNESSETH:

WHEREAS, the Mayor and Council of the Borough of Fair Lawn on January 6, 2015 appointed Ronald P. Mondello, Esq., to serve as Borough Attorney pursuant to N.J.S.A. 40A:9-139 for a term of one year commencing January 1, 2015 and terminating December 31, 2015; and

WHEREAS, the Borough Attorney is legally qualified to render the services required of this position and is a member of the New Jersey Bar in good standing; and

WHEREAS, the services to be rendered undesr this Agreement meet the definition of "Professional Services" as set forth in N.J.S.A. 40A:11-2(6); and

WHEREAS, under the local Public Contracts law, N.J.S.A. 40A:11-1 et seq., it is necessary for the Borough to enter into a written contact with the Borough Attorney specifying the services to be performed and the compensation to be paid:

NOW, THEREFORE, in mutual consideration of the covenants, obligations and responsibilities set forth herein, it is agreed by and between the parties as follows:

1. Services to be rendered. The Borough shall employ Ronald P. Mondello, Esq. as Borough Attorney for the period from January 1, 2015 to December 31, 2015 or until his successor is appointed. Ronald P. Mondello, Esq. agrees to serve as Borough Attorney for the Borough with regard to various legal matters within the Borough of Fair Lawn that might be necessary to represent the Borough as their Attorney. The Borough Attorney shall render the usual professional services that might be necessary to the Borough in accordance with the Ordinance adopted by the Borough of Fair Lawn and the New Jersey Statutes and administrative regulations applicable to municipal attorneys.

2. Compensation. The Borough agrees to pay the Borough Attorney an annual salary of One Hundred Thousand ($100,000.00) Dollars.

2.1 Scope of Services. The Borough Attorney shall perform the following duties for the above compensation:

a. Attendance at regularly scheduled meetings of the Borough Council.

b. Serve as legal advisor to the Mayor, Council, Business Administrator, Department Heads, Administrative boards and agencies appointed by the Mayor and/or Council, except as may otherwise be provided by law or the Borough Code on all matters of Borough business relating to municipal services.

c. Provide legal advice to the Borough's elected officials and their staff.

d. Prepare and review ordinances, resolutions and other related documents at the direction of the Mayor and Council.

e. Assist Borough officers and employees to maintain awareness of ethical standards and appearance of fairness standards and to avoid potential conflicts of interest, prohibited transactions and the appearance of prohibited transactions.

f. Assist officials and employees to understand the legal roles and duties of their respective offices and interrelationships with others.

g. Interpretation of the Borough Code; perform and interpret laws, court decisions and other legal authorities in order to prepare legal opinions and to advise the Mayor and Council on legal matters pertaining to borough operations.

h. Provide the Mayor, Borough Council, and Borough Administration a legal perspective and advice on various governmental issues.

i. Review, comment, and modify easements, deeds and other Borough land transaction documents. Draft legal documents regarding the purchase and sale of land (non-COAH related).

j. Consultation and/or assistance to the Borough in obtaining counsel in specialized areas of expertise and/or special projects.

k. When requested by the Mayor and Council, reply to inquiries from residents and/or commercial enterprises.

Any legal services which fall outside of the aforementioned scope of services shall be considered "extraordinary legal work", which shall be paid at the following hourly rates:

Ronald P. Mondello, Esq.	$100.00
Associate Attorneys	$ 95.00
Legal Assistant/Secretary	$ 75.00

2.1.1 Examples of extraordinary legal work

a. Representation of the Borough in any matter in which the Borough is a party before any division of the Superior Court of New Jersey, the Federal District Court, any appellate courts or administrative boards/tribunals.

b. The filing of any suit on behalf of the Borough in any court when so directed by the Mayor and/or Borough Council.

c. Any appeals from orders, decisions or judgments affecting any interest of the Borough.

d. Serving as attorney for the Borough in any matter before the Court and/or Council on Affordable Housing and any other state agency or instrumentality of the State of New Jersey. Including drawing up legal documents covering purchases and sale of land.

e. Serving as attorney for the Borough in any alcoholic beverage proceeding, either before the Mayor and Borough Council or before the Alcoholic Beverage Commission.

f. The maintenance of a record of all actions, suits, proceedings and matters which relate to the Borough's interests and report thereon from time to time as the Mayor and/or Council may require.

g. Drafting, reviewing, and negotiating all contracts and agreements.

h. Reviewing and/or drafting bid specification documents.

i. Performing legal research associated with the performance of extraordinary legal work.

j. Any mandatory appearances made on behalf of the Borough.

k. Supervise and direct the work of such additional attorneys as the Mayor and/or Borough Council may authorize for special or regular employment in or for the Borough.

l. The Borough Attorney shall also serve as the Borough's Tax Appeal Attorney at the above aforementioned hourly rates.

In the event any other associate is utilized on Borough matters, his/her time will be billed in accordance with the rates set forth in the Agreement. In addition, filing fees, postage and other expenditures incurred in the course of rendering legal services to the Borough shall be billed for and reimbursed in accordance with the customary practice. Photocopies will be billed at a rate of ten (.10) cents per page.

3. Affirmative Action Compliance. During the performance of this Agreement, the Borough Attorney agrees as follows: he will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status or sex. Further, the Borough Attorney agrees to abide by the terms and conditions stated within the attached documentation by the State of New Jersey, Department of the Treasury, Affirmative Action Office, Public Agency Regulations for Awarding Contracts Pursuant to P.L. 1975, C. 127, (NJAC 17:27), as set forth in Exhibit A attached hereto and made a part hereof.

4. Maintenance of Malpractice Insurance. As counsel for the Borough of Fair Lawn, the Borough Attorney shall maintain in full force and effect professional liability insurance.

5. It is understood that this Agreement is awarded to the Borough Attorney as a "Professional Contract" without competitive bidding in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law, and in accordance with a Resolution published in The Record.

6. Entire Agreement. This Agreement constitutes the entire Agreement between the parties pertaining to the subject matter hereof. No supplement, modification, waiver or termination of this Agreement, or any provision hereof, shall be binding unless executed in writing by the parties. No waiver of any of these provision of this Agreement shall constitute a waiver of any other provisions, nor shall such waiver constitute a continuing waiver unless so expressly provided.

IN WITNESS WHEROF, the parties have hereunto set their hands and seals, or caused these presents to be signed by the proper officials and agents and caused their seals to be affixed hereto the day and year first above written.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 9-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to engage the services of a Labor Attorney; and

WHEREAS, the Borough Manager has determined and certified in writing that the value of the services will exceed $17,500; and

WHEREAS, a proposal for professional services for the year 2015 as Labor Attorney with proposed retainer agreement, dated November 18, 2014 has been submitted by Cleary, Giacobbe, Alfieri, and Jacobs, LLC, having an office located at 169 Ramapo Valley Road, Upper Level 105, Oakland, New Jersey 07436, a copy of which is 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 that:

1. That upon recommendation of the Borough Manager that said services are necessary, a contract be awarded to Cleary, Giacobbe, Alfieri and Jacobs, LLC, to become the Labor Attorney for the Borough of Fair Lawn, in accordance with its proposal for professional labor counsel services aforesaid which services are to be billed in accordance with the aforesaid proposal's payment schedule upon the completion of work as specified and all charges for said ancillary services shall be submitted to the Mayor and Council for approval prior to the commencement of said work.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Professional shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Cleary, Giacobbe, Alfieri, and Jacobs, LLC, 169 Ramapo Valley Road, Upper Level 105, Oakland, New Jersey 07436.

5. A notice of this resolution shall be published in The Record as required by law.

BE IT FURTHER RESOLVED that Cleary Giacobbe Alfieri Jacobs, LLC have complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20-8;

BE IT FURTHER RESOLVED that the 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.

Member of the District of Columbia Bar

Mr. Acebo has experience handling complex business disputes, employment and labor law counseling and litigation, trade secret prosecutions, and internal investigations. He counsels and represents both public entities and private business in state and federal court actions, arbitration and mediation proceedings.

Mr. Acebo completed his undergraduate study at Brown University, where he was a senior editor of the Brown Journal of World Affairs and a volunteer at the Howard R. Swearer Center for Public Service. He graduated from Rutgers University School of Law-Newark. While in law school, he was elected president of the Rutgers Association of Latin-American Law Students, vice president of communication of the Hispanic National Bar Association's Law Student Division, and managing symposium editor of the Rutgers Race and the Law Review. Mr. Acebo was also a constitutional law research assistant and a pro bono mediator with the United States Equal Employment Opportunity Commission.

Mr. Acebo has published several articles concerning the cross-section of race, law, politics, and public policy with the Columbia Journal of Race and Law, The Brown University Policy Review, the Seton Hall Legislative Journal, and the Rutgers Race and the Law Review. He also holds leadership positions with the Hispanic National Bar Association (HNBA) and the Hispanic Bar Association of New Jersey (HBA-NJ). He currently serves as the Press Secretary of the HBA-NJ and as a New Jersey representative to the Young Lawyers Division of the HNBA.

Prior to entering private practice, he clerked for the Honorable Jonathan N. Harris in the Appellate Division of the Superior Court of New Jersey. He is admitted to practice in New Jersey, the District of Columbia, and the United States District Court for the District of New Jersey.

VI. COMPENSATION INFORMATION

The firm proposes to provide legal services as Labor Attorney at the rate of $145.00 per hour for all attorneys, including partners, counsel, and associates.

On behalf of Cleary Giacobbe Alfieri Jacobs, LLC I would like to thank you for your consideration. Please do not hesitate to contact me should you have any questions or require additional information. I may be reached at (973) 845-6700 or via e-mail at mgiacobbe@cgajlaw.com. I look forward to hearing from you.

Very truly yours,

MATTHEW J. GIACOBBE

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 10-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain Environmental Consulting Services; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., the Borough may not award contracts with a value in excess of $17,500.00 to a business entity which has made reportable contributions in excess of $300.00, in the aggregate, to the member municipality's political parties or to any candidate's committee of any person serving in an elective public office of the member municipality when such contract was awarded, unless said business entity is awarded a contract under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the "RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the public entity prior to the solicitation of qualifications; and (4) the public entity shall publicly open and announce the qualifications when awarded; and

WHEREAS, the Borough previously solicited responses from firms and persons interested in providing the services of a Environmental Consulting Services pursuant to a "fair and open" process as described above, with a return date of November 24, 2014; and

WHEREAS, the Borough received a timely and complete response from Arcadis U.S., Inc. having an office located at 17-17 Route 208 North, Fair Lawn, New Jersey 07410; and

WHEREAS, the Borough's review team has determined that Arcadis U.S., Inc. has complied with the requirements of the RFQ and have deemed them to be qualified to provide the aforementioned Environmental Consulting Services;

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

1. That a contract be awarded to Arcadis U.S., Inc., for Environmental Consulting Services to the Borough of Fair Lawn, in accordance with the RFQ.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Arcadis U.S., Inc., 17-17 Route 208 North, Fair Lawn, New Jersey 07410.

5. A notice of this resolution shall be published in The Record as required by law.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 11-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain Planner of Record services; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., the Borough may not award contracts with a value in excess of $17,500.00 to a business entity which has made reportable contributions in excess of $300.00, in the aggregate, to the member municipality's political parties or to any candidate's committee of any person serving in an elective public office of the member municipality when such contract was awarded, unless said business entity is awarded a contract under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the "RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the public entity prior to the solicitation of qualifications; and (4) the public entity shall publicly open and announce the qualifications when awarded; and

WHEREAS, the Borough previously solicited responses from firms and persons interested in providing the services of a Planner of Record Services pursuant to a "fair and open" process as described above, with a return date of November 24, 2014; and

WHEREAS, the Borough received a timely and complete response from Matrix New World Engineering, Inc., having an office located at 442 State Route 35, Eatontown, New Jersey 07724; and

WHEREAS, the Borough's review team has determined that Matrix New World Engineering, Inc. has complied with the requirements of the RFQ and have deemed them to be qualified to provide the aforementioned Planner of Record Services;

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

1. That a contract be awarded to Matrix New World Engineering, Inc., for Planner of Record Services to the Borough of Fair Lawn, in accordance with the RFQ.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with Matrix New World Engineering Inc., 442 State Route 35, Eatontown, New Jersey 07724.

5. A notice of this resolution shall be published in The Record as required by law.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 12-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain professional nursing services 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 The Valley Hospital having an office located at 223 N. Van Dien Avenue, Ridgewood, New Jersey 07450, for professional nursing services hereinbefore stated and as further set forth in its proposal, dated November 10, 2014, 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 The Valley Hospital in accordance with its attached proposal;

2. No additional services shall be rendered for which The Valley Hospital 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 January 1, 2015 and terminating on December 31, 2015.

4. The Mayor and Municipal Clerk are hereby authorized to execute a

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.

THE VALLEY HOSPITAL
2015 COMMUNITY PROGRAMS – FAIR LAWN, NJ

CHILD HEALTH CLINICS
One RN to staff one clinic per month

Proposed Hours:	50	
Hourly Rate:	$48.38	$2,419.00

ADULT HEALTH CLINICS
Clinic held the third Monday of every month from 11 am - 1 pm at the Fair Lawn Recrrational Center, 10-10 Kipp Street. Staffed by 1 RN.

Total Proposed Hours:	48	
Hourly Rate:	$48.38	$2,322.24

BLOOD PRESSURE CLINIC
One clinic per month at the Fair Lawn Senior Center, 11-05 Gardiner Road for 2 hours staffed with 2 nurses.

Proposed Hours:	48	
Hourly Rate:	$48.38	$2,322.24

SPECIALTY CLINICS/SCREENINGS
Health Fairs screenings (4 hours), flu clinics (10 hours)

Proposed Hours:	14	
Hourly Rate:	$48.38	$677.32

COMMUNICABLE DISEASE REPORTING

Proposed Hours:	70	
Visit Rate:	$48.38	$3,386.60

SCHOOL AUDITS

Proposed Hours:	60	
Hourly Rate:	$48.38	$2,902.80

BOARD OF HEALTH HOME VISITS

Proposed Hours:	10	
Hourly Rate:	$48.38	$483.80

DIRECT OBSERVATION THERAPY

Proposed Hours:	10	
Hourly Rate:	$48.38	$483.80

EXTRA EMERGENCY NURSING SERVICES

Hourly Rate:	$48.38	

TOTAL PROPOSAL **$14,997.80**

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 13-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain the services of a Health Educator 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 The Valley Hospital having an office located at 223 N. Van Dien Avenue, Ridgewood, New Jersey 07450, for Health Educator services hereinbefore stated and as further set forth in its proposal, dated November 10, 2014, 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 The Valley Hospital in accordance with its attached proposal;

2. No additional services shall be rendered for which The Valley Hospital 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 January 1, 2015 and terminating on December 31, 2015.

4. The Mayor and Municipal Clerk are hereby authorized to execute a contract with The Valley Hospital 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.

Department of Community Health and Community Benefit
223 North Van Dien Avenue
Ridgewood, NJ 07450-2736
201-291-6467
201-291-6090
201-291-6155 fax

The Valley Hospital
2015 Health Education Program BID

150 Hours @	$47.76	=	$7,164.00

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 14-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain professional health care services for the Borough's Child Health Conference and Hepatitis B immunization clinics and Influenza vaccination clinics in the Borough of Fair Lawn as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44A-20.5; and

WHEREAS, the aforesaid services are required in order to proceed with a solution to a problem affecting the public welfare and health; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that a notice of any resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised; and

WHEREAS, a proposal for the aforesaid services dated October 2, 2014, attached hereto and made a part hereof as Schedule A, has been submitted by Edward A. Sciano, Jr., MD, having an office located at 74 Bellevue Avenue, Elmwood Park, New Jersey 07407.

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 Edward A. Sciano, Jr., MD, pursuant to and in accordance with his proposal for professional health care services aforesaid, at a cost not to exceed $6,000.00, which services are to be billed at the hourly rate of $100.00 as set forth in the aforesaid proposal.

2. The term of the contract shall be for a period of one year commencing on January 1, 2015 through December 31, 2015.

3. No additional services shall be rendered for which Edward A. Sciano, Jr., MD shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Borough Clerk are hereby authorized to execute said contract to be prepared 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.

Edward A. Sciano Jr., MD
74 Bellevue Avenue
Elmwood Park, New Jersey 07407
Phone: 201-796-9212 Fax: 201-796-7568

October 2, 2014

Carol Wagner
Fair Lawn Health Department
8-01 Fair Lawn Avenue
Fair Lawn, NJ 07410

Re: Child Health Care Conference

Dear Carol:

In regards to the 2015 Child Health Care Conferences, I agree to provide the following services to the Borough of Fair Lawn:

2 (two) clinics per month for a total of 24 clinics per year.
Each clinic shall be2 ½ hours in length at a rate of $100.00 per hour, for a total of $250.00 per session or $500.00 per month. All invoices are to be paid on a Monthly basis. Overtime, if needed, will be at the same rate.

Hepatitis vaccination clinics, Influenza vaccination clinics or any additional Clinics will be held on an as needed basis. They shall be paid at a rate of $100.00 per hour.

I hope that you find this agreeable. Please feel free to contact me at my office if you have any questions. Thank you.

oSincerely,

Edward A. Sciano Jr., MD

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 15-2015

By
Seconded by

WHEREAS, there exists a need for the Borough of Fair Lawn to have a Health Care Physician and it is necessary to obtain such services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, as follows:

1. Dr. Marvin Wisch, having an office located at 28-09 Fair Lawn Avenue, Fair Lawn, New Jersey 07410 has submitted a proposal dated November 10,

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant

4. The Mayor and Municipal Clerk are hereby authorized to execute an

5. A notice of this resolution shall be published in The Record as required by law.

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

BE IT FURTHER RESOLVED that the 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.

Professional Service Agreement

For

Year 2015 Physician Services for Borough of Fair Lawn

All physician services as specified below are inclusive in this professional service agreement for the agreed upon annual stipend. All other unanticipated services needed in the future which would incur additional cost would have to be pre-authorized.

Physician Responsibilities:

Respond to Fair Lawn Police Department for Death Pronouncements and complete all related reports.

Participation in Borough sponsored Immunization Clinics for Adults and Senior Citizens and provide standing orders for the Fair Lawn Public Health Nurse.

Provide physician order for the Borough sponsored blood screenings conducted annually by the Fair Lawn Public Health Nurse for adults.

Provide oversight for physician consultation at a POD (Point of Distribution) if the Borough needs to distribute medication to employees or the general public in response to a large scale disease outbreak or threat of outbreak.

Title: Health Services Physician

Services provided by: Marvin Wisch, MD
28-09 Fair Lawn Ave
Fair Lawn, NJ 07410

Dr. Marvin Wisch agrees to accept payment of $5,000 per anum; an amount of $1,250 to be distributed quarterly for the above stated services.

Dr. Marvin Wisch 11-10-14
(signature) (date)

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 16-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain Open Space and Green Acres Planning Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., the Borough may not award contracts with a value in excess of $17,500.00 to a business entity which has made reportable contributions in excess of $300.00, in the aggregate, to the member municipality's political parties or to any candidate's committee of any person serving in an elective public office of the member municipality when such contract was awarded, unless said business entity is awarded a contract under a "fair and open process" pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a "fair and open process" constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the "RFQ") with ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the public entity prior to the solicitation of qualifications; and (4) the public entity shall publicly open and announce the qualifications when awarded; and

WHEREAS, the Borough previously solicited responses from firms and persons interested in providing the services of an Open Space Planner / Planner for Green Acres pursuant to a "fair and open" process as described above, with a return date of November 24, 2014; and

WHEREAS, the Borough received a timely and complete response from H2M Associates, Inc., having an office located at 119 Cherry Hill Road, Suite 200, Parsippany, New Jersey 07054; and

WHEREAS, the Borough's review team has determined that H2M Associates, Inc. has complied with the requirements of the RFQ and have deemed them to be qualified to provide the aforementioned Open Space Planner / Planner for Green Acres;

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

1. That a contract be awarded to H2M Associates, Inc., for open space / green acres planning services to the Borough of Fair Lawn, in accordance with the RFQ.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute an Agreement with H2M Associates, Inc., 119 Cherry Hill Road, Suite 200, Parsippany, New Jersey 07054.

5. A notice of this resolution shall be published in The Record as required by law.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 17-2015

By
Seconded by

WHEREAS, the Borough of Fair Lawn has a need to acquire certain legal services for certain under certain circumstances as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Richard A. Lustgarten, Esq., of Goodman & Lustgarten, having offices at 12-28 Burbank Street, Fair Lawn, New Jersey 07410, has agreed to continue to provide legal services when the need arises;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Richard A. Lustgarten, Esq. of Goodman and Lustgarten of 12-28 Burbank Street, Fair Lawn, New Jersey 07410 be and he is hereby appointed to handle the suggested matters effective January 1, 2015 and terminate on March 31, 2015.

BE IT FURTHER RESOLVED that the above referenced services shall be paid to Richard A. Lustgarten, Esq., at the rate of $100 per hour plus out-of-pocket disbursements.

BE IT FURTHER RESOLVED that Richard A. Lustgarten, Esq. of Goodman and Lustgarten has complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20.8.

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

BE IT FURTHER RESOLVED that a notice of this resolution shall be published in The Record as required by law.

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.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 18-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain professional loss control consulting services to provide the Borough with a professional safety and loss prevention program for the risks and exposures related to workers compensation and to include Right to Know Inventory & Labeling Survey Compliance for 2013 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 J.A. Montgomery Risk Control having an office located at 40 Lake Center Executive Park, 401 Route 73 North, Marlton, New Jersey 08053, for the professional loss control consulting and training programs, Right To Know Inventory & Labeling Survey Compliance as hereinbefore stated and as further set forth in its proposal, 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 J.A. Montgomery Risk Control, in a total amount not to exceed the sum of $3,344.00, pursuant to and in accordance with its proposals.

2. No additional services shall be rendered for which J.A. Montgomery Risk Control 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 January 1, 2015 and terminating on December 31, 2015.

4. The Mayor and Municipal Clerk are hereby authorized to execute a contract with J.A. Montgomery Risk Control 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.

J.A.Montgomery
Since 1924 Risk Control

SERVICE FEE AGREEMENT

This Agreement is between J.A. Montgomery Risk Control ("J.A. Montgomery") and Borough of Fair Lawn ("Client") and sets forth the mutual commitment of the parties. J.A. Montgomery agrees to provide Client with Loss Control Services as provided in the attached Statement of Services ("Services"). For the receipt of those services, Client agrees to pay J.A. Montgomery as follows:

Total Fee: $3,344.00

Payment Terms: Within 30 days of receipt of invoice

The parties agree that J.A. Montgomery is acting as a consultant to Client and is providing the Services to assist the Client in improving its risk management practices. Client agrees that J.A. Montgomery has no ability to adopt policies or procedures or to direct work on behalf of Client. To the fullest extent permitted by law, Client agrees to defend, indemnify and hold harmless J.A. Montgomery and its parents, and affiliated companies, and its and their officers, directors, agents, representatives, and employees, from any and all claims, actions, liability, loss, cost, damage or expense of any nature whatsoever which arise out of, or on account of any and all claims for bodily injury (including but not limited to bodily injury of Client's own employees), property damage or other loss that may arise related to the Services, whether by reason of Client's negligence, misrepresentation, breach or other actions or inactions, or by reason of the negligence, misrepresentation, breach or other actions or inactions of other third-parties. This obligation shall survive the termination of this Agreement.

This Agreement is entered into on this 15th day of September, 2014 and shall remain in full force and effect until completion of the project unless replaced or terminated by a superseding agreement.

	Susan Kopec, Assistant Director/Training Administration Manager
Client Representative (Print Name)	J.A. Montgomery Representative (Print Name)
Client Representative Signature	J.A. Montgomery Representative Signature

2008 © J.A. Montgomery Risk Control

Statement of Services

J.A. Montgomery agrees to provide Borough of Fair Lawn with Right To Know Inventory, Labeling and Survey Preparation for 2015, which shall include:

- Services that are in conformity with the New Jersey Administrative Code Title 8, Department of Health and Senior Services and Chapter 59, Worker and Community Right to Know Act for the year 2015;
- A physical inventory of all items containing hazardous substances at each location;
- A computerized listing showing all items containing hazardous substances that are present at the time of the inventory;
- A completion of the NJ Health and Senior Services' Survey; and
- If needed, labels will be provided to Borough of Fair Lawn to attach to appropriate containers.

To the extent that the Borough of Fair Lawn does not request J.A. Montgomery to visit a site in whole or in part, J.A. Montgomery shall not be responsible for the inventory of those materials.

J.A. Montgomery shall provide the invoice for the services above as follows:

Carol Wagner
Health Officer
Director of Health & Human Services
Borough of Fair Lawn
8-01 Fair Lawn Avenue
Fair Lawn, NJ 07410
201-794-5327
health@fairlawn.org

Contact for Service Appointment:
Allen Neggia
Superintendent of Public Works
Borough of Fair Lawn
8-01 Fair Lawn Avenue, Room 211
Fair Lawn, New Jersey 07410
Tel: 201-794-5304
Fax: 201-703-4248
E-Mail: aneggia@fairlawn.org

2008 © J.A. Montgomery Risk Control

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 19-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain professional services as a Disciplinary Action Officer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Joseph L. Verruni having an office located at 1210 Magnolia Avenue, Sea Girt, New Jersey 08750, will serve as a Disciplinary Action Hearing Officer in the event the need for said disciplinary action hearing officer should occur;

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 Joseph L. Verruni at a rate of $95.00 per hour;

2. No additional services shall be rendered for which Joseph L. Verruni shall seek additional payment without written authorization by the Borough pursuant to law.

3. The contract shall commence on January 1, 2015 and terminate on December 31, 2015.

4. The Mayor and Municipal Clerk are hereby authorized to execute a contract with Joseph L. Verruni 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.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 20-2015

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 13, 2014, 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 January 1, 2015 and terminating on December 31, 2015.

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.

Service Agreement

November 13, 2014

Joanne Kwasniewski, RMC/MMC
Municipal Clerk/ Deputy Manager
Borough of Fair Lawn
PO Box 376
Fair Lawn, New Jersey 07410

Phone #: 201-794-5340 Fax # 201-475-1581 E-mail: munclerk@fairlawn.org

The Valley Health System (hereunder referred to as "Provider"), will perform the following services for Borough of Fair Lawn (hereunder referred to as "Client"), at the corresponding prices listed below.

Services and prices

Pre-Placement Exam Complex **$210.00**
- Comprehensive Physical Exam conducted by a Physician.
- EKG
- Blood Chemistry
- Lipid Profile
- CBC
- Audiogram
- Urine Dip
- Vision Screening

Urine Drug Screen **$65.00**
- 5 Panel Non-DOT

Return to Work Exam **$125.00**
- Comprehensive Physical Exam conducted by a Physician.
- Review of record and history pertaining to leave

Respirator Clearance Exam **$125**
- Comprehensive Physical Exam conducted by a Physician.
- Review of Medical and Occupational History questionnaire.
- Pulmonary Function Test measures lung capacity.

BASELINE FIREFIGHTER RESPIRATOR CERTIFICATION EXAM

Baseline Exam: **$280**
- Comprehensive Physical Exam conducted by a Physician.
- Review of Medical and Occupational History questionnaire.
- Pulmonary Function Test measures lung capacity.
- Electronic hearing test uncovers any hearing deficiencies.
- Blood testing includes comprehensive blood chemistry and complete blood count.
- Urinalysis.
- Visual acuity.
- Electrocardiogram (ECG).

Valley Health Workplace Connection: Service Agreement
Client: Borough of Fair Lawn

ANNUAL AND PERIODIC FIREFIGHTER RECERTIFICATION EXAMS

Annual Exam: **$125**
All Firefighters

- Comprehensive Physical Exam conducted by a Physician.
- Review of medical questionnaire and update of medical history.
- Urinalysis.
- Visual acuity.

Periodic exam: **$275**
Conducted according to the following schedule:

Under 30 years old - every 3 years;
Between 30 and 39 years old - every 2 years;
40 years old and over - every year
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 a clinical necessity, will be given a stress test that will be scheduled separately at the office of a Valley Medical Group cardiologist. Based on NFPA Standard 1582.

Billing/Payment Terms:

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. During the performance of this contract, the contractor agrees as follow the attached EQUAL EMPLOYMENT OPPORTUNITY AND AFFIRMATIVEACTION EXHIBIT A. 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
201-291-6077 fax

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 21-2015

By
Seconded by

WHEREAS, the Borough Council has deemed it necessary to obtain alcohol and drug testing services 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 Medical Group having an office located at 15 Essex Road, Suite 504, Paramus, New Jersey 07652, for alcohol and drug testing services herein before stated and as further set forth in its proposal, 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 Medical Group in accordance with its attached proposal;

2. No additional services shall be rendered for which Valley Medical Group 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 January 1, 2015 and terminating on December 31, 2015.

4. The Mayor and Municipal Clerk are hereby authorized to execute a contract with Valley Medical Group 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.

FEE SCHEDULE
(Pricing based on program including all driver DOT physicals)

BUNDLED PRICES FOR SERVICES

BUNDLED PRICES for alcohol tests include both screening and confirmation tests. BUNDLED PRICES for drug tests include collection, laboratory testing, and MRO review.

MUNICIPALITY agrees to pay PROVIDER $ 67.00 per DOT drug test (UDS)

MUNICIPALITY agrees to pay PROVIDER $ 65.00 per non-DOT drug test

MUNICIPALITY agrees to pay PROVIDER $ 55.00 per DOT alcohol test (BAT)

MUNICIPALITY agrees to pay PROVIDER $ 100.00 per DOT physical

MUNICIPALITY agrees to pay PROVIDER $ 40.00 per DOT follow-up physical

MUNICIPALITY agrees to pay PROVIDER $ 160.00 per Split Sample test

MUNICIPALITY agrees to pay PROVIDER $ 180.00 per Post Accident On- Site service

$ 300.00 **Annual Administrative Fee to include:**

- **Required Safety Sensitive Supervisor Training.**
- **Required Blind Specimen Designation.**
- **Required Driver Information Packets.**
- **Required Certified MRO Services.**

Charge *includes* periodic *random* selection of employees, (50% UDS per yr, 25% BAT per yr) all MRO services, Collection Sites, Record back-up, semi-annual laboratory reports as well as *unlimited* Supervisor training instruction, and 800 Hot-Line numbers for Post Accident Collection Sites or On-Site Post Accident Services. (On-Site Post Accident Service fee does not include cost of drug or alcohol tests).

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 22-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the following named Officers for the year 2015 as recommended by the Board of Fire Commissioners, be and are hereby approved:

Chief: Kirk Wolthouse, 8-01 Chester Street
Assistant Chief: Timothy Yuskaitis, 15-39 Eberlin Drive
Deputy Chief: Ralph Rinaldo, 19-13 Saddle River Road
Battalion Chief: Marc Palmieri, 5 Lamring Drive

Company No. 1
Captain: Jeff Goldberg, 18-15 Kipp Street
1st Lieutenant: Steven Sulcov, 13-23 20th
2nd Lieutenant: Joseph Wensell, 9-12 River Road
Engineer: Steven Hrinuk, 8-84 Henderson Boulevard

Company No. 2
Captain: John Agnello, 2 Midland Avenue, Hawthorne
1st Lieutenant: Anthony Guerrieri, 36-14 Southern Drive
2nd Lieutenant: Mike Grossi, 126 Heights Avenue
Engineer: John Parmentier, 10-07 Henderson Boulevard

Company No. 3
Captain: Nicholas Snyder, 45 Kingsland Court
1st Lieutenant: Walt Demeraski, 10-10 Underwood Place
2nd Lieutenant: Kevin Goralski, 2-06 32nd Street
Engineer: Roger Collins, 35-02 Van Duren Avenue

Company No. 4
Captain: Jeff Greco, 26-12 Kipp Street
1st Lieutenant: Tom Carney, 30-11 High Street
2nd Lieutenant: Rudy Hennecke, 9 Maywood Court
Engineer: Kyle Tenis, 16-11 Split Rock Road

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 23-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Councilmember John Cosgrove be and is hereby appointed as liaison to the Fire Department effective January 1, 2015, for a period of one year.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 24-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Councilmember Amy E. Lefkowitz and Councilmember John Cosgrove be and are hereby appointed as co- liaisons to the Community Center effective January 1, 2015, for a period of one year.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 25-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Councilmember Lefkowitz be and is hereby appointed as liaison to the Alliance for Substance Abuse Prevention effective January 1, 2015, for a period of one year.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 26-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Councilmember Swain be and is hereby appointed as liaison to the River Road Improvement Corporation effective January 1, 2015, for a period of one year.

BE IT FURTHER RESOLVED by the Mayor and Council that Councilmember Peluso be and is hereby appointed as liaison to the Broadway Improvement Corporation effective January 1, 2015, for a period of one year.

BE IT FURTHER RESOLVED by the Mayor and Council that Councilmember Cosgrove and Councilmember Peluso be and is hereby appointed as co- liaisons to the Economic Development Corporation effective January 1, 2015, for a period of one year.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 27-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed by the Mayor, with the consent of the Council, to serve on the Environmental Commission of the Borough of Fair Lawn for the terms as noted:

NAME AND ADDRESS	TERM COMMENCES	TERM EXPIRES
James S. Montano 9-08 Canger Place	1/1/15	12/31/17
Caroline Newman 15 Lyle Terrace	1/1/15	12/31/17
John L. Mancinelli 13-18 11th Street Alternate 1	1/1/15	12/31/16

BE IT FURTHER RESOLVED that Councilmember Dunay be and is hereby appointed as liaison to the Environmental Commission for the term of one year, effective January 1, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 28-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the following named individuals be and are hereby appointed to the Health Advisory Board of the Borough of Fair Lawn for the terms as noted:

NAME AND ADDRESS	TERM COMMENCES	TERM EXPIRES
Dr. Marvin Wisch 28-09 Fair Lawn Avenue	1/1/15	12/31/18

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 29-2015

By
Seconded by

WHEREAS, pursuant to Resolution No. 268-2009 the Mayor and Council established the Green Team Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that all members of the committee as constituted and any additional members to be appointed shall have their terms terminate on December 31, 2015:

Richard Bolan
8-01 Fair Lawn Avenue

Kenneth Garrison
8-01 Fair Lawn Avenue

Patricia LaRocco
6-02 Morlot Avenue

Nancy Sperling
6 Fayette Place

Ronald Durso
464 Division Street
Maywood, New Jersey

Luis Lopez Wei
13-08B Sperber Road

Wendy Alvarez
8-01 Fair Lawn Avenue

Alan Neggia
8-01 Fair Lawn Avenue

Joan Goldstein
12 Bedford Place

Michael LaRocco
6-02 Morlot Avenue

Carol Wagner
8-01 Fair Lawn Avenue

Han Broekman
4 Allen Place

Sacha Leigh Vehrkens
7 Brighton Place

Timothy Franco
8-01 Fair Lawn Avenue

Andrea Piazza
12-19 Burbank Street

Borough Manager
8-01 Fair Lawn Avenue

Ron Lottermann
8-01 Fair Lawn Avenue

Kim Wei
13-08B Sperber Road

Jorge I. Gomez Wei
13-08B Sperber Road

Sam Polyak
5-11 Eugene Street

BE IT FURTHER RESOLVED that Councilmember Swain be and is hereby appointed as liaison to the Green Team Advisory Committee for the term of one year, effective January 1, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 30-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the following named individuals be and are hereby appointed to the Planning Board of the Borough of Fair Lawn for the terms as noted:

NAME AND ADDRESS	TERM COMMENCES	TERM EXPIRES
Peter Kortright, III 16-24 Ellis Avenue Class IV	1/1/15	12/31/18
John Cosgrove 7 Langan Court Class I	1/1/15	12/31/15
Amy E. Lefkowitz 4 Sheridan Place Class III	1/1/15	12/31/15
James Hughes 14-12 Rose Place Alternate II	1/1/15	12/31/16

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 31-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the following named individuals be and are hereby appointed to the Zoning Board of Adjustment of the Borough of Fair Lawn for the terms as noted:

NAME AND ADDRESS	TERM COMMENCES	TERM EXPIRES
Todd Newman 10-07 Essex Place Regular Member	1/1/15	12/31/18
Samuel Racenstein 13-12 Lyle Terrace Alternate I	1/1/15	12/31/16

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 32-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed to serve at the pleasure of Council on the Rent Leveling Board of the Borough of Fair Lawn:

TENANT MEMBERS
Arlene Glassman
14-15 Chandler Drive

Amy Sprechman DeBellis
17-14 Chandler Drive

ALTERNATE TENANT
Zelda Abramowitz
16-25 Chandler Drive

LANDLORD MEMBERS
Michael Aversa
Affiliated Management, Inc.
301 S. Livingston Ave, Suite 201
Livingston, New Jersey 07039

Michael O'Dea
199 Elmwood Avenue
Ho-Ho-Kus, New Jersey 07423

ALTERNATE LANDLORD MEMBER
Anthony Lauro
Affiliated Management, Inc.
301 S. Livingston Ave, Suite 201
Livingston, New Jersey 07039

HOMEOWNER MEMBERS
Saul Rochman
4-52 Bryant Place

Mark Singer
19-11 Angelo Terrace

Robert Waxman
42-29 De Bruin Drive

ALTERNATE HOMEOWNER
Sharon Metzger
18-18 Hunter Place

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 33-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed to serve at the pleasure of Council subject to termination for three unexcused absences, on the Fair Lawn Property Maintenance/Face Lift Committee:

Valeriya Avdeev 27-15 Berkshire Road	George Bate 3-23 17th Street	Jim Vanderbeck 0-80 34th Street
Art Cumming 8-01 Fair Lawn Avenue	Robert Harris 6-38 Mansfield Drive	Patricia Muse 10-15 6th Street
Mark Spindel 395 Plaza Road	Grace Palmieri 23-33 Arcadia	

BE IT FURTHER RESOLVED that George Bate be and is hereby appointed as Chairperson and Councilmember Dunay be and is hereby appointed as liaison to the Fair Lawn Property Maintenance/Face Lift Committee for the term of one year, effective January 1, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 34-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed to serve at the pleasure of the Council on the Fair Lawn Borough Gardens Committee:

Christine Andrews 30-07 Garrison Terrace	Afina Broekman 4 Allen Place	Eleanor Coles 13-22 4th Street
Marc Coyler 39-08 Van Duren Ave.	Deborah Farkas 12-07 Western Drive	Jorge Ivan Wei Gomez 13-08 B Sperber Road
Marcia Greenwald 16-11 Jordan Road	Natalie Herr 8-46 Susan Place	Jonathan Holzsager 30-07 Garrison Terrace
Natalya Kaminer 13-33 Sampson Rd. Apt A	Lucy Malka 1 Andover Place	Jane McCrum 789 11th Ave. Apt 5E Paterson, New Jersey
Stacia Mosier 16-01 Split Road	Stanley Olejarz 23-12 Raphael Street	Lydia Posner 3-25 Summit Avenue
Eileen Rocco 33 Ridge Road Hawthorne, New Jersey	Joanne Sayegh 7-08 4th Street	Irina Smoller 8-11 Creek Court
Nancy Sperling 6 Fayette Place	Jane Spindel 395 Plaza Road North	Martha Tischler 3 Ruskin Road
James Vanderbeck 0-80 34th Street	Barbara Vanderbeck 0-80 34th Street	Sacha Leigh Vehrkens 7 Brighton Place
Susan Winston 19-11 Greenwood Drive		

BE IT FURTHER RESOLVED that Councilmember Peluso be and is hereby appointed as liaison to the Fair Lawn Borough Gardens Committee for the term of one year, effective January 1, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 35-2015

By
Seconded by

BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the following individuals be appointed to the Shade Tree Advisory Committee to serve at the pleasure of the Council:

Marc Colyer
39-08 Van Duren Avenue

Wendy Dabney
13-05 Ivy Lane

Lucy Malka
1 Andover Place

Howard Mark
12-23 Ferry Heights

Todd Mastrobuoni
2-10 Saddle River Road

Jane Spindel
395 Plaza Road North

James Vanderbeck
0-80 34th Street

Art Cumming

Walter Neill

BE IT FURTHER RESOLVED that Councilmember Cosgrove be and is hereby appointed as liaison to the Shade Tree Advisory Committee effective January 1, 2015 for a period of one year.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 36-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed to serve at the pleasure of the Council on the Fair Lawn Arts Council:

Sandra Guevara
8-05 Manor Avenue

Robert Kahn
360 Owen Avenue

Raquel Malinger
414 N. Midland Avenue
Saddle Brook, New Jersey 07663

Art Murray
7 Ramsey Terrace

Adrienne Segal - Kuperberg
2-31 Summit Avenue

Jane Spindel
395 Plaza Road

Jon G. Taner
0-30 Hamlin Court

Emiliana Tuohey
9-12 Fair Lawn Avenue

BE IT FURTHER RESOLVED that Jane Spindel be and is hereby appointed as Chairperson and Councilmember Swain be and is hereby appointed as liaison to the Fair Lawn Arts Council for the term of one year, effective January 1, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 37-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the following named individuals be and are hereby appointed by the Mayor, with the consent of the Council, to serve on the Ethics Board of the Borough of Fair Lawn for the terms as noted:

Name and Address	Term Commences	Term Expires
Steve Musnikow 25 Lowe Avenue	1/1/15	12/31/19

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 38-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed to serve at the pleasure of Council on the Holiday Celebrations Committee:

Maureen Morrison
3-49 31st Street

Mary E. Bartole
2-01 36th Street

Ron Bartole
2-01 36th Street

George Bate
3-23 17th Street

Keri Gallagher
8-54 Cedar Street

Leon Wender
7-22 Manor Avenue

Michael Ross
15 Ramapo Terrace

Scott David Lippe
7-08 Fair Haven Place

Scott Homa
8-01 Fair Lawn Avenue

James Graff
8-01 Fair Lawn Avenue

Larry Ames
17-04 Elliot Terrace

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 39-2015

By
Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the following named individuals be and are hereby appointed to the Senior Citizen Advisory Board of the Borough of Fair Lawn to serve at the pleasure of Council:

Joyce Larena, President
St. Anne's Leisure Club
261 John Ochs Drive
Saddle Brook, New Jersey

Lou Smigielski, President
Livewires Club
37-06 Victoria Road

Elaine Meyers, President
Friendship Club
27-19 Urban Place

Bobbi Braff, President
Friday Social Club
40-18 Tierney Place

Daniel McCarthy, President
Happy Seniors
31-03 Garrison Terrace

Karin Krankel
11-05 Gardiner Road

BE IT FURTHER RESOLVED that Councilmember Lefkowitz be and is hereby appointed as liaison to the Senior Citizen Advisory Board for the term of one year, ending December 31, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 40-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Joanne M. Kwasniewski be and is hereby appointed Public Action Compliance Officer, effective January 1, 2015 for a one year term.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 41-2015

By

Seconded by

WHEREAS, the Joint Insurance Fund (JIF) requests the Borough of Fair Lawn to appoint a Fund Commissioner; and

WHEREAS, the Borough Manager has been approved for this position by the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Lawn do hereby appoint the Borough Manager as Fund Commissioner for the Joint Insurance Fund (JIF) for the period of January 1, 2015 through December 31, 2015.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 42-2015

By

Seconded by

WHEREAS, the Mayor and Council of the Borough of Fair Lawn did establish a Self Insurance Program for general liability; and

WHEREAS, said resolution did establish the terms of the Commissioners of said fund;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the following named individuals be and are hereby appointed to serve for the term as noted:

Name	Term Commences	Term Expires
Amy E. Lefkowitz	1/1/15	12/31/15
Borough Manager	1/1/15	12/31/15
Karen Palermo, CFO	1/1/15	12/31/15

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 43-2015

By

Seconded by

WHEREAS, the Village of Ridgewood has requested the Borough of Fair Lawn to provide it with the services of the Health Officer of the Borough of Fair Lawn; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Borough enter into an interlocal government services agreement with the Village of Ridgewood for the purpose of providing the services of the Health Officer for a term commencing on January 1, 2015 and expiring on December 31, 2015 for the sum of $8,635.00 to be paid by the Village of Ridgewood to the Borough of Fair Lawn;

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

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

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 44-2015

By

Seconded by

WHEREAS, the Borough of Ho-Ho-Kus has requested the Borough of Fair Lawn to provide it with the services of the Health Officer of the Borough of Fair Lawn; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Borough enter into an inter-local government services agreement with the Borough of Ho-Ho-Kus for the purpose of providing the services of the Health Officer for a term commencing on January 1, 2015 and expiring on December 31, 2015 for the sum of $6,250.00 to be paid by the Borough of Ho-Ho-Kus to the Borough of Fair Lawn;

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

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

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 45-2015

By

Seconded by

WHEREAS, pursuant to Resolution No. 262-2005 the Mayor and Council established the Open Space Committee; and

WHEREAS, pursuant to Resolution No. 32-2013 the committee's terms were to expire December 31, 2014;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that all members of the committee as reconstituted and any additional members to be appointed shall have their terms terminate on December 31, 2015:

Heather Blecher
38-54 Van Riper Place

Ray Richter
19-15 Jordan Road

Edward Trawinski
3-33 Lyncrest Avenue

Ronald Barbarulo
10-27 3rd Street

John Donohue
17-02 Well Drive

Daniel Akkerman
34-03 Barbara Place

Wendy Dabney
13-05 Ivy Lane

Pam Coles
13-34 George Street

Maureen Moriarty
14 Burnham Place

Benjamin Bontekoe
313 Plaza Road North

Peter Kortright
16-24 Ellis Avenue

James Graff

Borough Manager

BE IT FURTHER RESOLVED that Councilmember Dunay and Councilmember Lefkowitz shall be appointed to serve as co-liaisons.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 46-2015

By
Seconded by

WHEREAS, there exists a need for the Borough of Fair Lawn to have a Alternate Prosecutors and it is necessary to obtain such services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, as follows:

1. Elsbeth Crusius, having an office located at 267 Summit Avenue, Hackensack, New Jersey 07601 and Michael Kingman having an office located at 596 Anderson Avenue, Suite 301, Cliffside Park, New Jersey 07010 respectively have indicated they will provide the services as Alternate Prosecutors as needed.

2. The term of the contract shall be from January 1, 2015 and expiring on December 31, 2015.

3. No additional services shall be rendered for which the Contractor shall seek additional payment without written authorization by the Borough pursuant to law.

4. The Mayor and Municipal Clerk are hereby authorized to execute Agreements with Elsbeth Crusius, 267 Summit Avenue, Hackensack, New Jersey 07601 and Michael Kingman, 596 Anderson Avenue, Suite 301, Cliffside Park, New Jersey 07010;

5. A notice of this resolution shall be published in The Record as required by law.

BE IT FURTHER RESOLVED that Elsbeth Crusis and Michael Kingman have complied with the Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20-8.

BE IT FURTHER RESOLVED that the 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.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 47-2015

By

Seconded by

BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that pursuant to NJSA2B:12-4, the following named individual be and is hereby appointed to serve as Municipal Court Judge of the Borough of Fair Lawn for a term of three years as set forth below:

Name and Address	Term Commences	Term Expires
Steven C. Schechter 39-26 Broadway Fair Lawn, New Jersey 07601	1/1/15	12/31/17

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

CONSENT AGENDA 2-2015

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. No. 48-2015 - Cash Management Plan
b. Resol. No. 49-2015 - Official Newspapers
c. Resol. No. 50-2015 - Temporary Budget - Current Fund
d. Resol. No. 51-2015 - Temporary Budget - Water Utility Fund
e. Resol. No. 52-2015 - Petty Cash
f. Resol. No. 53-2015 - Tax Assessment Interest
g. Resol. No. 54-2015 - Annual Meeting Dates and Times
h. Resol. No. 55-2015 - Defending Tax Appeals
i. Resol. No. 56-2015 - Annual Sale of Delinquent Taxes
j. Resol. No. 57-2015 - Adopting Policy and Procedures Manual
k. Resol. No. 58-2015 - Affirming the Borough's Civil Rights Policy
l. Resol. No. 59-2015 - Authorizing Renewal of Massage Establishment License - Healthy Way Group, Inc. and Massagist Licenses - Lina Dou and Wenfei Liu
m. Resol. No. 60-2015 - Authorizing Renewal of Massage Establishment License - BRC Sauna & Spa, Inc.
n. Resol. No. 61-2015 - Authorizing Renewal of Massage Establishment License - Believe In Us, Inc. d/b/a Massage Envy Spa
o. Resol. No. 62-2015 - Authorizing Renewal of Massage Establishment License - Pure Nails & Spa and Massagist License - Woojong Han
p. Resol. No. 63-2015 - Refund of Overpayment of Taxes

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 48-2015

By

Seconded by

WHEREAS, N.J.S.A. 40A:5-14 requires every municipality to annually adopt a cash management plan and to designate official depositories for the funds of the Borough, and

WHEREAS, the Chief Financial Officer has recommended the attached Cash Management Plan based on consolidation of all major banking activity in one commercial bank located in Fair Lawn;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Fair Lawn, that the following banks along with the State of New Jersey Cash Management Fund, be designated as official depositories of the funds of the Borough of Fair Lawn pursuant to the Cash Management Program:

Valley National Bank
Columbia Savings Bank
JP Morgan Chase Bank
TD Bank

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Fair Lawn that the Chief Financial Officer is authorized to purchase and arrange safe keeping of investments allowed by N.J.S.A. 40A:5-15.1 from any financial institution within the State of New Jersey offering the best competitive rate.

Cash Management Plan

A) GOALS:

1. Consolidation of all major banking activity.
2. Insure that 100% of all funds are invested or in interest bearing accounts.
3. Reduce operating cost of Finance Department.

B) OBJECTIVES:

1. Safety - only those investments permitted by N.J.S.A. 40A:5-15.1.
2. Liquidity - meet expenditure requirements without loss of interest.
3. Yield - maximize yield after safety and liquidity considerations have been meet.

C) AUTHORITY AND RESPONSIBILITY:

1. Chief Financial Officer as the individual responsible for collection and disbursement of Borough funds.
2. Chief Financial Officer to advise Council as to maturity, amount, rate and type of investments made in preceding month.
3. Chief Financial Officer to advise Council at meeting following note sale as to principal, interest, maturity, price and purchaser.
4. Chief Financial Officer to monitor banking relationship to determine if the current arrangement is in the best interest of the Borough. CFO to prepare specifications for banking proposals when change is necessary.

D) DEPOSITORY PRACTICES:

1. Consolidation of all major banking activity with one commercial bank located in Fair Lawn.
2. Pooling of all funds into a central account to the extent legally possible.
3. Use of float to meet compensating balance.

E) INVESTMENT PRACTICES:

1. Deposit of all funds on the day following receipt.
2. Accelerate collection and analyze flow of revenues with special attention to state aid payment due dates.
3. Analyze flow of disbursements with special attention to major categories as follows:
    a) Board of Education
    b) County of Bergen
    c) Payroll
    d) Bergen County Utilities Authority
    e) NJ Divisions of Pensions and Benefits
    f) Self Insurance Fund
    g) Council approved bill lists

4. Decelerate payment of all invoices with specific due dates to utilize grace periods.
5. Maintain investment accounts with the New Jersey Cash Management Fund and other government investment pools such as MBIA as investment alternatives.

F) BORROWING PRACTICES:

1. Widespread distribution of notice of pending bond anticipation note sales.
2. Repayment of debt through short term notes rather than long term bonds to reduce interest and other costs associated with a bond issue on regular improvements.
3. Advance of general funds to meet capital needs to eliminate multiple borrowing in one year.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 49-2015

By

Seconded by

WHEREAS, N.J.S.A. 40:53-1 and 2 covers the designation of official newspapers of the Municipality and the publication of ordinances or other public notices;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that The Record and The North Jersey Herald & News be and are hereby designated as official newspapers of the Borough of Fair Lawn.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 50-2015

By

Seconded by

BE IT RESOLVED by the Borough Council of the Borough of Fair Lawn, County of Bergen, in accordance with the requirements of N.J.S.A. 40A:4-19 of the Local Budget Law, the attached temporary budget be adopted for the period between the beginning budget year and the adoption of the final budget.

BOROUGH OF FAIR LAWN	**2015**
Temporary Budget	
GENERAL GOVERNMENT	
Administrative & Executive	
Salaries and Wages	132,000.00
Other Expenses	27,000.00
Legal Services - Labor Counsel	
Other Expenses	16,000.00
Mayor & Council	
Salaries and Wages	3,000.00
Other Expenses	45,000.00
Municipal Clerk	
Salaries and Wages	67,000.00
Other Expenses	16,000.00
Financial Administration	
Salaries and Wages	81,000.00
Miscellaneous Other Expenses	25,000.00
Collection of Taxes	
Salaries and Wages	32,000.00
Other Expenses	9,000.00
Assessment of Taxes	
Salaries and Wages	56,000.00
Other Expenses	9,000.00
Legal Services and Costs	
Salaries and Wages	
Other Expenses	78,000.00
Engineering	
Salaries and Wages	73,000.00
Other Expenses	3,000.00
Planning Board	
Salaries and Wages	4,000.00
Other Expenses	11,000.00
Zoning Board	
Salaries and Wages	3,000.00
Other Expenses	7,000.00
Self Insurance Program	
Liability Insurance (NJSA 40:10-12 et seq.)	175,000.00
Workers Compensation Insurance	214,000.00
Health Ins - Self Funded	1,846,000.00
Health Ins - Not Self Funded	91,000.00
Other Insurance Premiums	47,000.00
Unemployment Compensation Insurance	24,000.00
Uniform Construction	
Salaries and Wages	196,000.00
Other Expenses	2,000.00
PUBLIC SAFETY	
Police	
Salaries and Wages	2,217,000.00
Other Expenses	95,000.00
Police Dispatch	
Salaries and Wages	128,000.00
Other Expenses	
Emergency Management	

Salaries and Wages	7,000.00
Other Expenses	37,000.00
Fire	
Salaries and Wages	1,000.00
Other Expenses	57,000.00
Ambulance	
Other Expenses	24,000.00
Uniform Fire Safety Act (PL 1983 Ch 383)	
Salaries and Wages	61,000.00
Other Expenses	3,000.00
Municipal Prosecutor	
Salaries and Wages	5,000.00
Municipal Court	
Salaries and Wages	67,000.00
Other Expenses	8,000.00
Public Defender	
Salaries and Wages	2,000.00
PUBLIC WORKS	
Road Repairs and Maintenance	
Salaries and Wages	262,000.00
Other Expenses	37,000.00
Shade Tree	
Salaries and Wages	178,000.00
Other Expenses	16,000.00
Electrical Services	
Salaries and Wages	14,000.00
Other Expenses	3,000.00
Public Buildings and Grounds	
Salaries and Wages	95,000.00
Other Expenses	25,000.00
Maintenance Garage	
Salaries and Wages	87,000.00
Other Expenses	64,000.00
Community Services Act	
Other Expenses	9,000.00
Administration of Public Works	
Salaries and Wages	46,000.00
Other Expenses	3,000.00
SANITATION	
Sewer System	
Salaries and Wages	117,000.00
Other Expenses	27,000.00
Recycling Program	
Salaries and Wages	196,000.00
Other Expenses	4,000.00
Garbage & Trash Removal	
Contractual	299,000.00
Other Expenses	360,000.00
Passaic Valley Sewer Commission	523,000.00
HEALTH AND WELFARE	
Board of Health	
Salaries and Wages	105,000.00
Salaries and Wages-Animal Control	37,000.00
Other Expenses	16,000.00
Administration of Social Services	
Salaries and Wages	21,000.00

Other Expenses	3,000.00
Mental Health Program	
Other Expenses	3,000.00
RECREATION AND EDUCATION	
Recreation Department	
Salaries and Wages	343,000.00
Other Expenses	33,000.00
Parks and Playgrounds	
Salaries and Wages	153,000.00
Other Expenses	22,000.00
Celebration of Public Events	
Other Expenses	13,000.00
Veteran's Service Bureau	
Other Expenses	1,000.00
Maintenance of Free Public Library	
Salaries and Wages	329,000.00
Other Expenses	113,000.00
Health Benefits	171,000.00
UNCLASSIFIED/UTILITIES	
Utilities	
Electricity	146,000.00
Street Lighting	84,000.00
Telephone	35,000.00
Gas	31,000.00
Fuel Oil	20,000.00
Gasoline	125,000.00
Unclassified	
Terminal Leave	145,000.00
Salary and Wage Adjustment	5,000.00
Social Security	310,000.00
Postage	17,000.00
Capital Improvement Fund	130,000.00
DEBT SERVICE	
Bonds	
Principal	1,850,000.00
Interest	620,000.00
Bond Anticipation Notes	
Principal	150,000.00
Interest	110,000.00
BCIA Capital Lease Program	
Principal	515,000.00
Interest	425,000.00
	14,450,000.00

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 51-2015

By

Seconded by

BE IT RESOLVED by the Borough Council of the Borough of Fair Lawn, County of Bergen, in accordance with the requirements of N.J.S.A. 40A:4-19 of the Local Budget Law, the attached Water Utility temporary budget be adopted for the period between the beginning budget year and the adoption of the final budget:

Water Utility 2015 Temporary Budget

Operating:	
Salaries & Wages	$528,000.00
Other Expenses	$913,000.00
Principal on Bonds	$260,000.00
Interest on Bonds	$ 61,610.00
Principal on Bond Anticipation Notes	$100,000.00
Interest on Bond Anticipation Notes	$ 40,000.00
Total	$1,902,610.00

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 52-2015

By
Seconded by

WHEREAS, in accordance N.J.S.A. 40A:5-21 the following petty cash accounts and change funds be reestablished for 2015; and

The following are Authorized Petty Cash Funds for 2015:

Chief Financial Officer, Karen Palermo	$500.00
Chief of Police, Glen Cauwels	200.00
Recreation Office, James Graff	100.00
Library, Timothy Murphy	100.00

The following are Authorized Change Funds for 2015:

Tax Collector	$300.00
Recreation	1,000.00
Municipal Court	200.00
Police	25.00
Sanitation	25.00
Building	25.00
Library	80.00

All disbursements made on behalf of the Borough of Fair Lawn, excepting payrolls and the Human Services checks shall be made by checks bearing the signatures of both the Borough Manager, and Karen Palermo, Chief Financial Officer. In every instance, however, all such checks, whether they are signed by the Borough Manager, must also bear the signature of the Chief Financial Officer.

All checks issued for payroll accounts shall require the signature of the Chief Financial Officer.

All checks issued for the Human Services shall be made by checks bearing the signatures of Carol Wagner, Health Officer, and Karen Palermo, Chief Financial Officer. In every instance, however, all such checks, whether they are signed by the Health Officer, must also bear the signature of the Chief Financial Officer.

The Chief Financial Officer shall be the sole authorizing authority for interbank wire transfers for the Borough accounts, Debt Service Payments, State, Federal and Investment Purchases.

Each month, the Chief Financial Officer shall prepare a report for the governing body that consists of the following:

- A summary of all investments made or redeemed.
- Any and all financial institutions holding local unit funds.
- The class or type of securities purchased or funds deposited.
- Income earned on deposits and investments.
- Market value of investments and disclosure and how the value was determined.
- A listing of accounts or deposits that do not earn interest.

The approved cash management policy is an integral part of this document.

Any official involved the selection of depositories, investments; broker/dealers shall disclose any material business or personal relationship to the governing body and to the Local Finance Board.

Any official who in the course of his or her duties deposits or invests in accordance with the plan shall be relieved of any liability for loss of investment.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 53-2015

By

Seconded by

WHEREAS, N.J.S.A. 54:4-66 provides that taxes and Special Improvement District assessments are payable in quarterly installments on February 1st, May 1st, August 1st, and November 1st of each year;

WHEREAS, N.J.S.A. 40:56-32 provides that installments on Assessments are due on the anniversary of the second month following their confirmation; and

WHEREAS, installments become delinquent if not paid on or before those dates; and

WHEREAS, Sewer User charges are payable March 1st, June 1st, September 1st, and December 1st of each year; and

WHEREAS, N.J.S.A. 54:4-67 permits municipalities to provide a grace period not exceeding ten (10) calendar days without additional charge for interest and to fix the rate of interest, not to exceed 8% per annum on the first $1,500.00 of the delinquency, and 18% per annum on any amount in excess of $1,500.00 to be calculated from the date the tax was payable until the date of actual payment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that no interest shall be charged if any installment of taxes is made within ten (10) calendar days after the date upon which the same becomes payable, but when an installment is received after the expiration of the grace period on delinquent balance, shall bear interest from the due date at the rate of 8% per annum on the first $1,500.00 and 18% per annum on any amount in excess of $1,500.00 to be calculated from the date the tax was payable until the date of actual payment; and

BE IT FURTHER RESOLVED that when assessment installment is received after the expiration of the grace period, the total assessment shall bear interest at the rate of 8% per annum on the first $1,500.00 of the delinquency, and 18% per annum on any amount in excess of $1,500.00 to be calculated from the date the installment was payable until the date of actual payment.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 54-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn the attached listing of meetings of Borough Council and Various Boards of the Borough of Fair Lawn for 2015, as published in The Record issue of December 19, 2014.

BOROUGH OF FAIR LAWN
Notice of Scheduled Meetings for 2015

In accordance with Section 13, PL 1975, Chapter 231 of the Laws of the State of New Jersey, the following are meetings of the Borough Council and various subject boards of the Borough of Fair Lawn. In the event that the schedules are hereafter revised, a schedule of such revised meetings shall be posted and published as required by law. All meetings are held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey unless otherwise indicated.

BOROUGH COUNCIL

Reorganization Meeting

January 6, 2015 - Council Chambers – 7:00 p.m.

Budget Meeting

January 10, 2015 - Room 201 - 9:00 a.m.

BOROUGH COUNCIL

Work Sessions - Room 201, Tuesdays, 7:30 p.m., prevailing time unless otherwise indicated.

January 13	June 9
January 27	June 23
February 3	July 14
February 17	August 11
March 3	September 8
March 17	October 6
April 7	October 20
April 21	November 10
May 5	December 1
May 19	December 15

Council Meetings - Council Chambers, Tuesdays, 7:30 p.m., prevailing time unless otherwise indicated.

January 20	June 16
February 10	June 30
February 24	July 21
March 10	August 18
March 24	September 29

April 14	October 13
April 28	October 27
May 12	November 24
May 26	December 8

Formal action may be taken at any Work Session or Council Meeting. Agendas are available 48 hours in advance to the extent known.

Environmental Commission - Meetings are held in Room B-5, Wednesdays, beginning at 7:30 p.m., prevailing time unless otherwise noted, first Wednesday of every month unless otherwise noted.

January 7	July 1
February 4	August 5
March 4	September 2
April 1	October 7
May 6	November 4
June 3	December 2

Fire Board - Meetings are held at Fire Company #2, located at 24-00 Route 208 South, on Wednesdays, beginning at 8:00 p.m., prevailing time unless otherwise noted.

January 14	July 8
February 11	August 12
March 11	September 9
April 8	October 14
May 13	November 11
June 10	December 9

Historic Preservation Commission - Meetings are held at the Fair Lawn Community Center, 10-10 20th Street in the Card Room No. 110, on Wednesdays, beginning at 7:30 p.m., prevailing time unless otherwise noted.

January 14	July 8
February 11	August 12
March 11	September 9
April 8	October 14
May 13	November 11
June 10	December 9

Library Board of Trustees - Meetings are held in the Library Director's Office, Maurice Pine Free Public Library, on Wednesdays, beginning at 8:00 p.m., prevailing time unless otherwise noted.

January 28	June 24
February 25	September 30
March 25	October 28
April 29	November 18
May 27	December 16

Rent Leveling Board – Meetings are held in Room 201, Tuesdays, beginning at 6:30 p.m., prevailing times unless otherwise noted.

January 20	July 21 (Room 215)
March 24	September 30
May 19 (Council Chambers)	November 17

Planning Board - Work Sessions begin at 7:00 p.m. in Room 201, Regular Meeting begins at 7:30 p.m. or immediately following in the Council Chambers, prevailing time unless otherwise noted.

January 12 (reorganization)	July 13
February 9	August 10
March 9	September 21
April 13	October 19
May 11	November 9
June 8	December 14

Formal action may be taken at any Work Session or Regular Meeting. A Regular Meeting may precede a Work Session, if desired. A Work Session may follow a regular meeting if desired, in the Council Chambers.

Zoning Board – Meetings are held in the Council Chambers, on Mondays, beginning at 7:00 p.m. prevailing time unless otherwise noted.

January 26 (Reorganization)	July 27
February 23	August 24
March 23	September 28
April 27	October 26
May 18	November 23
June 22	December 21

River Road Improvement Corporation – Meetings are held on Thursdays at Columbia Bank, downstairs Conference Room, 14-01 River Road, beginning at 8:30 a.m., prevailing time unless otherwise noted.

February 5	September 10
June 4	December 3

Broadway Improvement Corporation – Meetings are held on Thursdays at the Fair Lawn Community Center, 10-10 20th Street, Card Room, beginning at 7:00 p.m. prevailing time unless otherwise noted.

January 8	June 11
March 12	September 10
April 9	November 12

Health Advisory Board – Meetings are held on Wednesdays in Room B-5 of the Municipal Building, beginning at 9:00 a.m. prevailing time unless otherwise noted.

January 21	June 17
March 18	September 16
	December TBA

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 55-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn is presently involved in various appeals involving the proper assessment of real estate on its tax rolls; and

WHEREAS, annually, the Tax Assessor and Tax Collector and Borough Attorney or his designee, in the review of the current tax rolls, assessment books and pending appeals, find it necessary to file corrective or protective appeals to the Bergen County Tax Board of the Tax Court of the State of New Jersey; and

WHEREAS, the filing of appeals by a municipality, pursuant to N.J.A.C. 18:12A-1.6) requires that a certified copy of a resolution of the taxing district authorizing the appeal accompany each petition or complaint;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Tax Assessor, Tax Collector and Borough Attorney or his designee, as appropriate, be and are hereby authorized to file as they deem necessary to best protect the citizens of the Borough of Fair Lawn, any appeals to the current tax assessment rolls, any corrective, omitted, added or protective appeal, including the re-filing of appeals on matters now pending, and/or settlement stipulations with the Bergen County Tax Board, the Tax Court of New Jersey or in the Appellate Court of New Jersey, for such causes and cases as they deem appropriate.

BE IT FURTHER RESOLVED that a list of such appeals be certified to this Council as filed; and

BE IT FURTHER RESOLVED that a true and certified copy of this resolution be filed in each of the above cases with the appropriate court or board.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 56-2015

By

Seconded by

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Collector of Taxes for the Borough of Fair Lawn is hereby authorized to conduct the annual sale of delinquent taxes per N.J.S.A.54:5-19.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 57-2015

By
Seconded by

WHEREAS, it is the policy of Borough to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, the New Jersey Civil Service Act, the New Jersey Attorney General's guidelines with respect to Police Department personnel matters, the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Mayor and Council of the Borough of Fair Lawn have determined that there is a need for personnel policies and procedures and handbook to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Personnel Policies and Procedures Manual and the Borough of Fair Lawn Employee Handbook that is on file in the office of the Municipal Clerk is hereby adopted; and

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual and handbook is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual and handbook may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor and Council of the Borough of Fair Lawn.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough shall operate under the legal doctrine known as "employment at will."

BE IT FURTHER RESOLVED that the Borough Attorney and/or Labor Attorney appointed by the Mayor and Council of the Borough of Fair Lawn will advise the Borough in personnel matters.

BE IT FURTHER RESOLVED that the Borough Manager is responsible for the implementation of the policies and procedures in this manual and employee handbook.

BE IT FURTHER RESOLVED that and all managerial/supervisory personnel of the Borough are responsible for these employment practices.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 58-2015

By
Seconded by

WHEREAS, it is the policy of Borough of Fair Lawn to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of Borough of Fair Lawn has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Mayor and Council of the Borough of Fair Lawn that:

Section 1: No official, employee, appointee or volunteer of the Borough by whatever title known, or any entity that is in any way a part of the Borough shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough's business or using the facilities or property of the Borough.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough to provide services that otherwise could be performed by the Borough.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Borough Manager shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the

alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Borough Manager shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Borough Manager shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Borough Manager shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough's web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough in order for the public to be made aware of this policy and the Borough's commitment to the implementation and enforcement of this policy.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 59-2015

By

Seconded by

WHEREAS, Healthy Way Group, Inc. located at 24-18 C Maple Avenue, Fair Lawn, New Jersey, has made application to the Borough pursuant to RGO144-2 to renew its massage establishment license; and

WHEREAS, Wenfei Liu, 44-15 Colden Street, 4Y, Flushing, New York 11355 and Lina Dou, 725 River Road, New Milford, New Jersey 07646 have made application to the Borough pursuant to RGO144-3 to renew their massagist license at Healthy Way; and

WHEREAS, the applicants have complied with all of the requirements of the aforesaid ordinance, and there has been no just cause shown why the Mayor and Council should reject said applications;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that pursuant to RGO 144-2, et. seq., the application for the renewal of a massage establishment license and the applications for the renewal of the massagist licenses by the aforesaid applicants be and are hereby approved and the Municipal Clerk be and is hereby authorized to issue same.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 60-2015

By

Seconded by

WHEREAS, BRC Sauna & Spa, Inc., located at 24-20 Broadway, Fair Lawn, New Jersey, has made application to the Borough pursuant to RGO144-2 to renew its massage establishment license; and

WHEREAS, Vladimir Avetisov, 57 Morris Avenue, Garfield, New Jersey 07026 has made application to the Borough pursuant to RGO144-3 to renew his massagist license at BRC Sauna & Spa, Inc.; and

WHEREAS, the applicants has complied with all of the requirements of the aforesaid ordinance, and there has been no just cause shown why the Mayor and Council should reject said applications;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that pursuant to RGO 144-2, et. seq., the application for the renewal of a massage establishment license and a massagist license by the aforesaid applicants be and are hereby approved and the Municipal Clerk be and is hereby authorized to issue same.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 61-2015

By

Seconded by

WHEREAS, Believe In Us, Inc. d/b/a Massage Envy Spa located at 2150 Fair Lawn Promenade, Route 208 North, Fair Lawn, New Jersey, has made application to the Borough pursuant to RGO144-2 to renew its massage establishment license; and

WHEREAS, the applicant has complied with all of the requirements of the aforesaid ordinance, and there has been no just cause shown why the Mayor and Council should reject said application;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that pursuant to RGO 144-2, et. seq., the application for the renewal of a massage establishment license by the aforesaid applicant be and are hereby approved and the Municipal Clerk be and is hereby authorized to issue same.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 62-2015

By

Seconded by

WHEREAS, Pure Nails and Spa located at 7-11 Fair Lawn Avenue, Fair Lawn, New Jersey, has made application to the Borough pursuant to RGO144-2 to renew its massage establishment license; and

WHEREAS, Woojong Han, 206 Hillcrest Avenue, Wyckoff, New Jersey 07481 has made application to the Borough pursuant to RGO144-3 to renew his massagist license at Pure Nails and Spa; and

WHEREAS, the applicants have complied with all of the requirements of the aforesaid ordinance, and there has been no just cause shown why the Mayor and Council should reject said applications;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that pursuant to RGO 144-2, et. seq., the applications for the renewal of a massage establishment license and a massagist license by the aforesaid applicants be and are hereby approved and the Municipal Clerk be and is hereby authorized to issue same.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 63-2015

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
4702	2	Nathan P. Wolf, Esq. / for Lincoln FL Assoc. c/o Marcus Assoc. 673 Morris Avenue Springfield, New Jersey 07081	$8,412.00

(Refund of overpayment of 2008 taxes as a result of a Tax Court Judgment)

4702	2	Nathan P. Wolf, Esq. / for Lincoln FL Assoc. c/o Marcus Assoc. 673 Morris Avenue Springfield, New Jersey 07081	$8,612.00
5506	20	Demetrios K. Stratis, Esq./for Stratis Holdings, LLC 10-04 River Road Fair Lawn, New Jersey 07410	$1,448.36

(Refund of overpayment of 2009 taxes as a result of a Tax Court Judgment)

Block	Lot	Name	Amount
4702	2	Nathan P. Wolf, Esq. / for Lincoln FL Assoc. c/o Marcus Assoc. 673 Morris Avenue Springfield, New Jersey 07081	$13,698.00
5506	20	Demetrios K. Stratis, Esq./for Stratis Holdings, LLC 10-04 River Road Fair Lawn, New Jersey 07410	$1,536.31

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

4702	2	Nathan P. Wolf, Esq. / for Lincoln FL Assoc. c/o Marcus Assoc. 673 Morris Avenue Springfield, New Jersey 07081	$9,348.00
5506	20	Demetrios K. Stratis, Esq./for Stratis Holdings, LLC 10-04 River Road Fair Lawn, New Jersey 07410	$1,569.69
1301	12	Anthony Marchese Esq./for Panteleakis Property LLC 155 Polifly Road Hackensack, New Jersey 07601	$1,084.37

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

4702	2	Nathan P. Wolf, Esq. / for Lincoln FL Assoc. c/o Marcus Assoc. 673 Morris Avenue Springfield, New Jersey 07081	$9,201.17

(Refund of 5% Interest on Tax Court Judgment)

4904	1	Jeffrey M. Pypcznski, Esq./for Fair Lawn 22-08 Route 208 Assoc. 100 Southgate Parkway Morristown, New Jersey 07962	$8,626.00

(Refund of overpayment of 2012 Taxes as a result of a Tax Court Judgment)

BE IT FURTHER RESOLVED, that the Mayor and Council hereby affirm issuance of checks totaling $46,903.00 to Nathan P. Wolf, Esq. on December 24, 2014 to stop interest accruing.

	Aye	Nay	Abstain
Cosgrove			
Dunay			
Lefkowitz			
Peluso			
Swain			

January 6, 2015

RESOLUTION NO. 64-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2328-2015 entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2007, BY AMENDING CHAPTER 241, ENTITLED "WATER", SUB SECTION 241-50, "WATER RATES"

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 20th day of January, 2015, 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. 2328-2015

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2010, BY AMENDING CHAPTER 241, ENTITLED "WATER", SUB SECTION 241-50, "WATER RATES"

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

SECTION 1. Section 241-50, entitled "Water rates" is hereby amended as follows:

A. Water Rates where a meter is installed shall be Five Dollars and Sixty Cents ($5.60) per thousand gallons.

The balance of Section 241-50 shall remain in full force and effect.

SECTION 2. Provisions of any ordinance inconsistent with the provisions hereof are expressly repealed.

SECTION 3. The rate shall take effect January 6, 2015.

SECTION 4. This ordinance shall take effect upon passage and publication as provided by law.

ATTEST: APPROVED:

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

John Cosgrove, Mayor

Introduced: January 6, 2015
Adopted: