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

AGENDA

COUNCIL MEETING **7:30 P.M.** **FEBRUARY 10, 2015**

1. **Call to Order by Mayor**

2. **Statement of Compliance with the Open Public Meetings Act**

3. **Roll Call**

4. **Flag Salute**

5. **PROCLAMATIONS: BLACK HISTORY MONTH**

6. **AUXILIARY POLICE OFFICER PROMOTIONS**

7. **COUNCIL COMMENTS**

8. **ORDINANCES ON FIRST READING:**

ORDINANCE NO. 2332-2015
(RESOLUTION NO. 87-2015)

"AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE"

- 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.

ORDINANCE NO. 2333-2015
(RESOLUTION NO. 88-2015)

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2015

- 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.

9. ORDINANCES ON SECOND READING:

ORDINANCE NO. 2329-2015
(RESOLUTION NO. 89-2015)

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000 BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", SUBSECTION 94-12 MISCELLANEOUS FEES TO REVISE FEES FOR THE USE OF THE FAIR LAWN RECREATION/COMMUNITY CENTER

- Mayor asks for a motion to open the 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 a motion to close the time for public comments. Mayor asks for a Mover, Seconder, Roll Call.
- Municipal Clerk reads the Resolution of Adoption. Mayor asks for a Mover, Seconder, Discussion, Roll Call.

ORDINANCE NO. 2330-2015
(RESOLUTION NO. 90-2015)

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED (PBA/SOA)

- Mayor asks for a motion to open the 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 a motion to close the time for public comments. Mayor asks for a Mover, Seconder, Roll Call.
- Municipal Clerk reads the Resolution of Adoption. Mayor asks for a Mover, Seconder, Discussion, Roll Call.

ORDINANCE NO. 2331-2015
(RESOLUTION NO. 91-2015)

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY IS AMENDED (KEYBOARDING CLERK II – BILINGUAL - ENGLISH/SPANISH)

- Mayor asks for a motion to open the 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 a motion to close the time for public comments. Mayor asks for a Mover, Seconder, Roll Call.
- Municipal Clerk reads the Resolution of Adoption. Mayor asks for a Mover, Seconder, Discussion, Roll Call.

10. PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

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

11. RESOLUTIONS BY CONSENT #4-2015

- Municipal Clerk reads Resolutions by Consent.

a.	Resol. #92-2015 -	Approval of Minutes: Special Meeting 12/2/14 Reorganization Meeting 1/6/15 Budget Meeting 1/10/15
b.	Resol. #93-2015 -	Confirmation of Fire Board Actions
c.	Resol. #94-2015 -	Multi Year Contract: Police Computer Maintenance - Spillman Technologies, Inc.
d.	Resol. #95-2015 -	Award of Bid: Integrated Safety Security Surveillance System - Packetalk, LLC
e.	Resol. #96-2015 -	Authorizing Renewal of Massage Establishment License - CW Bodywork
f.	Resol. #97-2015 -	Transfer of Funds
g.	Resol. #98-2015 -	Approving the 2014 LOSAP Certification List
h.	Resol. #99-2015 -	Authorizing Execution of License Agreement with New Song Church
i.	Resol. #100-2015 -	Professional Services - Special Counsel / Conflict Counsel: Boggia & Boggia, LLC
j.	Resol. #101-2015 -	Appointment of Veteran's Affairs Liaison
k.	Resol. #102-2015 -	Supporting Bear Smart Legislation S687
l.	Resol. #103-2015 -	Authorizing the Execution of Shared Service Agreement with the Board of Education - Maintenance and Repair of Vehicles

m. Resol. #104-2015 - Authorizing the Execution of Borough Manager's Employment Agreement
n. Resol. #105-2015 – Budget Self-Examination

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

12. RESOLUTION NO. 106-2015 - LIQUOR LICENSE PERSON TO PERSON TRANSFER - J-MART, INC. TO BRIAN SCHERER, LLC

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

13. RESOLUTION NO. 107-2015 - INTRODUCTION OF BUDGET BY TITLE ONLY

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

14. RESOLUTION NO. 108-2015 - INTRODUCTION OF RIVER ROAD IMPROVEMENT CORPORATION BUDGET BY TITLE ONLY

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

15. RESOLUTION NO. 109-2015 - INTRODUCTION OF BROADWAY IMPROVEMENT CORPORATION BUDGET BY TITLE ONLY

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

16. PUBLIC COMMENTS

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

17. ADJOURNMENT:

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 106-2015

By

Seconded by

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption License 0217-33-002-007 heretofore issued to J-Mart, Inc.; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated there under, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Lawn do hereby approve effective February 10, 2015, the transfer for the aforesaid Plenary Retail Consumption License to Brian Scherer, LLC and do hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows:

> "This license subject to all of its terms and conditions is hereby transferred to Brian Scherer, LLC effective February 10, 2015"

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 107-2015

By
Seconded by

MUNICIPAL BUDGET NOTICE

February 10, 2015

Section 1.

Municipal Budget of the Borough of Fair Lawn, County of Bergen for the Fiscal year 2015

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015

Be it Further Resolved, that said Budget be published in the The Record, In the issue of February 20, 2015 .

The Governing Body of the Borough of Fair Lawn does hereby approve the following as the Budget for the year 2015 .

RECORDED VOTE

(Insert last name)

	Ayes	Nays	Abstained	Absent
	(	(	(	(
	(	(	(	(
	(	(		
	(	(		
	(	(		

Notice is hereby given that the Budget and Tax Resolution was approved by the Borough Council of the Borough of Fair Lawn, County of Bergen, on February 10, 2015

A hearing on the Budget and Tax Resolution will be held at The Municipal Building, on March 10, 2015 at 7:30 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2015 may be presented by taxpayers or other interested persons.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 108-2015

By

Seconded by

NOW, THEREFORE, BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the River Road Special Improvement District Budget for the year 2015;

BE IT FURTHER RESOLVED, that said Budget be published in The Record iissue of February 20, 2015;

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Fair Lawn does hereby approve the following as the River Road Special Improvement District Budget for the year 2015;

BE IT FURTHER RESOLVED, that a hearing on this Budget will be held at the Municipal Building on Tuesday, March 10, 2015 at 7:30 p.m. at which time and place objections to said Budget may be presented by taxpayers or other interested persons:

$150,000 River Road Special Improvement District Budget
2015 RIVER ROAD SPECIAL IMPROVEMENT DISTRICT

ANTICIPATED REVENUE	PRIVATE	BOROUGH	SPECIAL ASSESSMENT	Total
Trustees, Fees	2,685	0	0	2,685
Other	53,575	800	150,000	204,375
TOTAL REVENUES	56,260	800	150,000	207,060

APPROPRIATIONS	
Administration Expenses	5,725
Administration (Operations)	64,675
Other Operating Expenses	33,600
Promotional/Marketing Exp	84,060
Reserve Fund	19,000
TOTAL APPROPRIATIONS	207,060

$0.112 per $100 of Assessed valuation

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 109-2015

By

Seconded by

NOW, THEREFORE, BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Broadway Special Improvement District Budget for the year 2015;

BE IT FURTHER RESOLVED, that said Budget be published in The Record issue of February 20, 2015;

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Fair Lawn does hereby approve the following as the Broadway Special Improvement District Budget for the year 2015;

BE IT FURTHER RESOLVED, that a hearing on this Budget will be held at the Municipal Building on Tuesday, March 10, 2015 at 7:30 p.m. at which time and place objections to said Budget may be presented by taxpayers or other interested persons:

$120,200 Broadway Special Improvement District Budget
2015 BROADWAY SPECIAL IMPROVEMENT DISTRICT

ANTICIPATED REVENUE	PRIVATE	SPECIAL ASSESSMENT	Total
Trustees, Fees	2,025	0	2,025
Other	26,000	120,200	146,200
TOTAL REVENUES	28,025	0	148,225
APPROPRIATIONS			
Administrations (Operations			69,500
Operations (Appearance)			21,250
Promotional/Marketing Exp			36,000
Capital Reserve Fund			21,475
TOTAL APPROPRIATIONS			148,225

$0.080 per $100 of Assessed Valuation

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 105-2015

By

Seconded by

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Fair Lawn has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2015 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Fair Lawn that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

   a. Payment of interest and debt redemption charges
   b. Deferred charges and statutory expenditures
   c. Cash deficit of preceding year
   d. Reserve for uncollected taxes
   e. Other reserves and non-disbursement items
   f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

a. All estimates of revenue are reasonable, accurate and correctly stated,
b. Items of appropriation are properly set forth
c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 103-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn and the Fair Lawn Board of Education previously entered into a Shared Services Agreement so that the Borough of Fair Lawn could maintain and repair vehicles owned by the Fair Lawn Board of Education; and

WHEREAS, the Borough of Fair Lawn and the Fair Lawn Board of Education desire to amend the terms of said Shared Services Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Mayor and Municipal Clerk be authorized to execute said Shared Services Agreement.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 104-2015

By

Seconded by

WHEREAS, the Mayor and Council and Borough Manager James Van Kruiningen previously entered into an employment agreement;

WHEREAS, the Borough of Fair Lawn and Borough Manager James Van Kruiningen desire to amend the terms of said employment agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the Municipal Clerk be and are hereby authorized to execute said agreement.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 102-2015

By

Seconded by

WHEREAS, access to garbage and bait changes black bear behavior and leads to food conditioning, habituation to humans, potential conflicts and property damage, increased reproductive rates, physical size and numbers, and reduced bear range; and

WHEREAS, survey results consistent in every geographic region of the state report that 74 per cent of registered New Jersey voters prefer that the state prioritize non-lethal methods of solving conflicts between humans and bears, and a majority "strongly opposes" baiting (Mason-Dixon, 2010); and

WHEREAS, the leading authorities in reducing human-wildlife conflict recommend "requiring the public to, and providing the means to, secure food and garbage, and enforcement of laws" and report that when food was made unavailable, bears were capable of living in close proximity to humans without conflict; and

WHEREAS, in many places such requisites are the law; in the United States, the governments of Teton County, Wyoming; Aspen, Colorado; and Juneau, Alaska require bear resistant bins and dumpsters for the safety of residents and wildlife; and

WHEREAS, the 2002 Bear Feeding Law is riddled with loopholes and State enforcement of the law remains poor, and most bear habitat townships in New Jersey do not require bear-resistant trash containers; and

WHEREAS, as noted by wildlife professionals, including the Alabama Department of Conservation and Natural Resources, "one of the biggest problems pertaining to the public and black bears is caused by baiting. Whether it's feeding wildlife in your back yard or spreading bait in front of trail cameras . . .[Bears] will begin to associate humans with food, which increases the chance of a human and bear encounter"; in New Jersey millions of pounds of bait and supplemental food have been made available to bears and deer since 1998; and

WHEREAS, our communities seek to optimize quality of life by ensuring the safety of residents and wildlife through practical solutions for the common good, and modern wildlife co-existence programs and science are integral to the new century, we have a significant responsibility to provide leadership based on socially sustainable, humane, and publicly preferred solutions.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Lawn in the County of Bergen does hereby support Bear Smart legislation S687 for bear habitat communities; and

BE IT FURTHER RESOLVED, the Mayor and Council of the Borough of Fair Lawn does hereby call upon its representatives in the State Legislature to support the adoption of this bill; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to the Office of the Governor, Senate President Stephen M. Sweeney, Assembly Speaker Vincent Prieto, our State Senator and Assembly representatives, Senator Raymond Lesniak (prime sponsor), and the New Jersey League of Municipalities.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 101-2015

By

Seconded by

WHEREAS, veterans of military service who have served or are serving our nation are deserving of respect and access to municipal services, support, information and assistance; and

WHEREAS, Nicholas Magarelli is an honored veteran of military service who actively remains involved in the Fair Lawn Veterans Council and will be assuming the duties of "Officer of the Day" for the Fair Lawn Veterans Council; and

WHEREAS, the Mayor and Council of the Borough of Fair Lawn finds that appointing a Veterans Affairs Borough Liaison is in the best interests of the citizens of Fair Lawn.

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

1. Nicholas Magarelli is hereby appointed as the Veterans Affairs Borough Liaison.

2. The Veterans Affairs Borough Liaison shall be the liaison between the Governing Body and the Fair Lawn Veterans Council.

3. The Veterans Affairs Borough Liaison shall be the "point of contact" for Fair Lawn Veterans, Active Members, Reservists, and their spouses and children of military service to provide information on but not limited to the following:

(a) relay the questions or concerns of veterans who are residents of Fair Lawn to the Governing Body;

(b) provide information on various federal, state and local programs for which Fair Lawn's veterans may be eligible and entitled to participate in; and

(c) research and analyze the needs of Fair Lawn veterans and make recommendations to the Governing Body regarding how those needs may be best served.

4. The Veterans Affairs Borough Liaison, as directed by the Governing Body, performs other duties from time to time as is consistent with this appointment.

5. The Veterans Affairs Borough Liaison shall periodically report to the Governing Body with respect to such contacts, interaction, and such other details as is consistent with this appointment.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 99-2015

By

Seconded by

WHEREAS, the Mayor and Council of the Borough of Fair Lawn wish to have a Borough sponsored 2015 Farmer's Market; and

WHEREAS, the New Song Church has agreed to allow the Borough to use the parking lot of the New Song Church in which to conduct the Borough sponsored 2015 Farmer's Market; and

WHEREAS, the New Song Church has requested that the Borough extend the Access and Use Agreement setting forth the terms and conditions under which the Borough may conduct the Borough sponsored 2015 Farmer's Market.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, that the Mayor and the Municipal Clerk be and are hereby authorized to execute the extension of the Access and Use Agreement for the Borough sponsored 2015 Farmer's Market approved by the Borough Attorney.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 100-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn has a need to acquire legal services 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, William R. Betesh, Esq., of Boggia & Boggia, LLC, having an office located at 71 Mount Vernon Street, Ridgefield Park, New Jersey 07660, has agreed to provide legal services when the need arises in particular relating to tax appeals;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that William R. Betesh, Esq. of Boggia & Boggia, LLC of 71 Mount Vernon Street, Ridgefield Park, New Jersey 07660 be and he is hereby appointed to provide said services effective February 10, 2015 and terminate on December 31, 2015.

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

BE IT FURTHER RESOLVED that William R. Betesh, Esq. of Boggia & Boggia, LLC 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
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 98-2015

By

Seconded by

WHEREAS, the Length of Service Award Program (LOSAP) for the Borough of Fair Lawn was authorized by referendum of Fair Lawn voters on November 7, 2000 creating a Length of Service Award Program in accordance with Chapter 388 of the Laws of 1997; and

WHEREAS, pursuant to N.J.S.A. 40A:14-191, the Fair Lawn Department of Emergency Services has prepared and submitted a certification list based on records maintained by the Department of Emergency Services in accordance with the Borough's adopted point system; and

WHEREAS, the Manager has reviewed the certification list dated January 1, 2015 as submitted by the Fair Lawn Department of Emergency Services, a copy of which is attached hereto and made a part hereof;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn, that it does hereby approve the LOSAP certification list dated January 1, 2015, submitted by the Fair Lawn Department of Emergency Services; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution and the certification list shall be returned to the Fair Lawn Department of Emergency Services for posting for a period of thirty (30) days to allow sufficient time for membership review; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution and the certification list shall be posted in the office of the Municipal Clerk for a period of thirty (30) days.

BOROUGH OF FAIR LAWN
Length of Service Awards Program
CERTIFICATION OF SERVICE
PAGE: 1 of 2

As of **January 1, 2015**, the following individuals, having attained a minimum of 100 Points and have completed a minimum of two (2) years active emergency service, are eligible for the LOSAP contribution for calendar year **2014**. Active emergency service was provided to:

FAIR LAWN AMBULANCE CORPS
(Name of Organization)

This form is intended to serve as verification to the *BOROUGH OF FAIRLAWN* that the Volunteers listed below by name are entitled to a contribution and are eligible to participate in the LOSAP Program.

List of Volunteers

Name of Volunteer	***Badge Number***
Rena Bernstein	15
Edward Beverly	76
Gail Cebular	6
Dave Epstein	9
Barbara Frank	21
Laurie Frenkel	33
Dan Furphy	2
Doug Haber	48
Sandy Haft	34
Michael Kern	1
Tamar Lesnoy	72

Pursuant to the federal and state law, and the rules and regulations of the Borough of Fair Lawn LOSAP Program, I by my signature below, certify under oath that the names contained herewith are eligible to participate in this program.

Wendy Alvarez
LOSAP Administrator

1/15/2015
Date

Signature Corps Chief/President

1/15/15
Date

BOROUGH OF FAIR LAWN
Length of Service Awards Program
CERTIFICATION OF SERVICE
PAGE: 2 of 2

List of Volunteers

Name of Volunteer	***Badge Number***
Jeremy Levin	74
Brad Lieberman	24
Gilda Linden	71
Ron Lottermann	12
David Lutzker	66
Dara Mullens	43
Marty Pelta	54
Gloria Schoenfeld	20
Nicholas Schultz	40
John Steffanie	22
Seymour Wigod	56
Marc Zharnest	19

Pursuant to the federal and state law, and the rules and regulations of the Borough of Fair Lawn LOSAP Program, I by my signature below, certify under oath that the names contained herewith are eligible to participate in this program.

Wendy Alvarez
LOSAP Administrator

1/15/2015
Date

Dara Mullens
Signature Corps Chief/President

1/15/15
Date

BOROUGH OF FAIR LAWN
Length of Service Awards Program
CERTIFICATION OF SERVICE
PAGE: 1 of 3

As of **January 1, 2015**, the following individuals, having attained a minimum of 100 Points and have completed a minimum of two (2) years active emergency service, are eligible for the LOSAP contribution for calendar year **2014**. Active emergency service was provided to:

FAIR LAWN FIRE DEPARTMENT
(Name of Organization)

This form is intended to serve as verification to the *BOROUGH OF FAIRLAWN* that the Volunteers listed below by name are entitled to a contribution and are eligible to participate in the LOSAP Program.

List of Volunteers

Name	***Badge Number***
John Agnello	28
Edward Baldofsky	72
Edward Baldofsky, Jr.	145
Jay Bender	76
John Bernabeo	71
Benjamin Bontekoe	147
Kevin Carney	93
Thomas Carney	94
Louis Cicchella	58
Roger Collins	63
Steven Dauster	144
Jeff Delle Chiaie	137
Eric Demeraski	60
Walter Demeraski	67
Jack Donohue	95
James Funcheon	36
Jeffrey Goldberg	17
Kevin Goralski	56
Jeff Greco	88

Pursuant to the federal and state law, and the rules and regulations of the Borough of Fair Lawn LOSAP Program, I by my signature below, certify under oath that the names contained herewith are eligible to participate in this program.

Wendy Alvarez
LOSAP Administrator

1/15/15
Date

Signature Department Chief

1/15/15
Date

BOROUGH OF FAIR LAWN
Length of Service Awards Program
CERTIFICATION OF SERVICE
PAGE: 2 of 3

As of **January 1, 2015**, the following individuals, having attained a minimum of 100 Points and have completed a minimum of two (2) years active emergency service, are eligible for the LOSAP contribution for calendar year **2014**. Active emergency service was provided to:

FAIR LAWN FIRE DEPARTMENT
(Name of Organization)

This form is intended to serve as verification to the *BOROUGH OF FAIRLAWN* that the Volunteers listed below by name are entitled to a contribution and are eligible to participate in the LOSAP Program.

List of Volunteers

Name	***Badge Number***
Michael Grossi	31
Anthony Guerrieri	37
Lauren Healey	84
Richard Healey	91
Hans Hennecke	100
Christopher Hoitsma	20
Steven Hrinuk	105
Joseph Kunz	25
Howard Londner	55
Bernard Lyons	136
John Lyons	68
Anton Maikis	140
Jacob Mamo	28
Michael Mullens	134
Scott Noonan	81
Scott Osback	64
Thomas Parker	40

Pursuant to the federal and state law, and the rules and regulations of the Borough of Fair Lawn LOSAP Program, I by my signature below, certify under oath that the names contained herewith are eligible to participate in this program.

Wendy Alvarez
LOSAP Administrator

1/15/15
Date

Signature Department Chief

1/15/15
Date

BOROUGH OF FAIR LAWN
Length of Service Awards Program
CERTIFICATION OF SERVICE
PAGE: 3 of 3

As of **January 1, 2015**, the following individuals, having attained a minimum of 100 Points and have completed a minimum of two (2) years active emergency service, are eligible for the LOSAP contribution for calendar year **2014**. Active emergency service was provided to:

FAIR LAWN FIRE DEPARTMENT
(Name of Organization)

This form is intended to serve as verification to the *BOROUGH OF FAIRLAWN* that the Volunteers listed below by name are entitled to a contribution and are eligible to participate in the LOSAP Program.

List of Volunteers

Name	***Badge Number***
William Parker	46
John Parmentier	32
Ken Pfeifer	53
Steven Pinsker	109
Jack Polan	35
Ralph Rinaldo	89
Jonathan Ryan	41
Doug Sadowski	132
Timothy Salvini	74
Kirk Shaw	82
Steven Sulcov	101
Edward Tartaglia	75
Kyle Tenis	85
James Wensell	11
Joseph Wensell	7
Kevin Wilson	99
Kirk Wolthouse	44
Timothy Yuskaitis	3

Pursuant to the federal and state law, and the rules and regulations of the Borough of Fair Lawn LOSAP Program, I by my signature below, certify under oath that the names contained herewith are eligible to participate in this program.

Wendy Alvarez
LOSAP Administrator

1/15/15
Date

Signature Department Chief

1/15/15
Date

BOROUGH OF FAIR LAWN
Length of Service Awards Program
CERTIFICATION OF SERVICE
PAGE: 1 of 1

As of **January 1, 2015**, the following individuals, having attained a minimum of 100 Points and have completed a minimum of two (2) years active emergency service, are eligible for the LOSAP contribution for calendar year **2014**. Active emergency service was provided to:

FAIR LAWN RESCUE SQUAD
(Name of Organization)

This form is intended to serve as verification to the *BOROUGH OF FAIRLAWN* that the Volunteers listed below by name are entitled to a contribution and are eligible to participate in the LOSAP Program.

List of Volunteers

Name	***Badge Number***
Blair, Jon	36
Kearney, Phil	50
Milnes, Kyle	35
Milnes, Steven	24
Scopac, Michael	37
Spear, Thomas	10
Yuskaitis, Peter	18

Pursuant to the federal and state law, and the rules and regulations of the Borough of Fair Lawn LOSAP Program, I by my signature below, certify under oath that the names contained herewith are eligible to participate in this program.

Wendy Alvarez
LOSAP Administrator

1/15/15
Date

Peter Yuskaitis
Signature Department Chief

1/15/15
Date

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 97-2015

By

Seconded by

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

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

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

BOROUGH OF FAIR LAWN
February 10, 2015

Transfers for 2014 Budget Reserves

	TO:	FROM:
Admin & Executive Salaries	500	
Liability Insurance	150,000	
Worker's Compensation Ins	50,000	
Recreation - Salaries & Wages	20,000	
Recycling - Salaries & Wages	9,000	
Borough Clerk-Salaries & Wages		25,000
Mayor and Council-Other Expense		50,000
DPW- Road Repairs-Salaries & Wages		25,000
Planning Board		10,000
DPW- Shade Tree- Salaries & Wages		15,000
Construction Code Salaries & Wages		15,000
DPW-Sewer Dept -Salaries & Wages		50,000
Social Security		52,000
Pension- CPFPF		17,000
Pension - DCRP	5,000	
Salaries & Wage Adjustments		18,400
Terminal Leave		15,423
Reserve for Terminal Leave	59,323	
Reserve for Contract Settlem	60,000	
Heating Oil	5,000	
Diesel	3,000	
Street Lighting	5,000	
Cable / Internet	1,000	
Dispatch-Salaries & Wages		75,000
Library - Salaries & Wages	7,600	
Library Other Expenses		7,600

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

CONSENT AGENDA 4-2015

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. #92-2015 - Approval of Minutes:
Special Meeting 12/2/14
Reorganization Meeting 1/6/15
Budget Meeting 1/10/15

b. Resol. #93-2015 - Confirmation of Fire Board Actions

c. Resol. #94-2015 - Multi Year Contract: Police Computer Maintenance - Spillman Technologies, Inc.

d. Resol. #95-2015 - Award of Bid: Integrated Safety Security Surveillance System - Packetalk, LLC

e. Resol. #96-2015 - Authorizing Renewal of Massage Establishment License - CW Bodywork

f. Resol. #97-2015 - Transfer of Funds

g. Resol. #98-2015 - Approving the 2014 LOSAP Certification List

h. Resol. #99-2015 - Authorizing Execution of License Agreement with New Song Church

i. Resol. #100-2015 - Professional Services - Special Counsel / Conflict Counsel: Boggia & Boggia, LLC

j. Resol. #101-2015 - Appointment of Veteran's Affairs Liaison

k. Resol. #102-2015 - Supporting Bear Smart Legislation S687

l. Resol. #103-2015 - Authorizing the Execution of Shared Service Agreement with the Board of Education - Maintenance and Repair of Vehicles

m. Resol. #104-2015 - Authorizing the Execution of Borough Manager's Employment Agreement

n. Resol. #105-2015 – Budget Self-Examination

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 92-2015

By

Seconded by

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

Special Meeting 12/2/14
Reorganization Meeting 1/6/15
Budget Meeting 1/10/15

are hereby approved.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 93-2015

By

Seconded by

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

Applications:

John Crespo
26 Heights avenue
Co. 2

Allan Chen
5-20 17th Street
Co. 3

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 94-2015

By

Seconded by

WHEREAS, the Governing Body of the Borough of Fair Lawn, County of Bergen, New Jersey has a need to contract for Public Safety Software System Maintenance; and

WHEREAS, Spillman Technologies Inc., was awarded a contract on August 7, 2007, by Resolution No. 249-2007, for the Fully Integrated Public Safety Software System; and

WHEREAS, the above awarded contract requires an ongoing partnership for annual warranty, support and maintenance services; and

WHEREAS, this annual service fee for 2015 is $52,479.00, which includes warranty, support and maintenance for the Fully Integrated Public Safety Software System; and

WHEREAS, in accordance with N.J.S.A.40A11-5(1)(dd), the selection and purchase of proprietary software and maintenance can be made using price and other factors as a basis for purchase; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, hereby authorizes the Chief of Police to contract for the warranty, support and maintenance for the Fully Integrated Public Safety Software System, to Spillman Technologies, Inc., 4625 West Lake Park Blvd., Salt Lake City, UT 84120 in an amount not to exceed $52,479.00.

BE IT FURTHER RESOLVED that the authorization of this project has been subject to the availability of funds in the 2015 Municipal Budget - Police Department Other Expenses.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 95-2015

By

Seconded by

WHEREAS, bids were received for Integrated Safety Security Surveillance System by the Municipal Clerk on January 6, 2015; and

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

WHEREAS, Packetalk, LLC having an office located at 471 Valley Brook Avenue, Lyndhurst, New Jersey 07071 is the lowest responsible bidder in the amount of $216,078;

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

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

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 96-2015

By

Seconded by

WHEREAS, CW Bodywork, located at 7-09 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, 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 is hereby approved and the Municipal Clerk be and is hereby authorized to issue same.

ORDINANCE NO. 2331-2015

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY IS AMENDED (KEYBOARDING CLERK II – BILINGUAL - ENGLISH/SPANISH)

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

SECTION 1. That there are hereby established salaries ranges for the following classifications of certain employees employed on or after October 4, 2014 herein below set:

Title	Effective October 4, 2014 Minimum/Maximum	Effective January 1, 2015 Minimum/Maximum
Keyboarding Clerk II / Bilingual English/Spanish	$43,240 - $62,291	$44,201 - $63,681

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

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

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

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

ATTEST:

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

APPROVED:

John Cosgrove
Mayor

Introduced: January 20, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 91-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2331-2015 entitled:

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY IS AMENDED (KEYBOARDING CLERK II – BILINGUAL - ENGLISH/SPANISH)

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

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

ORDINANCE NO. 2330-2015

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED (PBA/SOA)

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

SECTION 1. That there is hereby established a change in title for the classification of certain employee's herein below set:

Titles	Effective Jan 1, 2015	Effective Jan 1, 2016	Effective Jan 1, 2017	Effective Jan 1, 2018
Police Captain Minimum	120,519	122,929	125,142	127,645
Police Captain Maximum	154,249	157,334	160,166	163,370
Police Lieutenant-Minimum	111,632	113,864	115,914	118,232
Police Lieutenant Maximum	140,966	143,785	146,373	149,301
Police Sergeant Minimum	102,178	104,222	106,098	108,220
Police Sergeant Maximum	128,412	130,980	133,338	136,004
PBA Before 1/1/2015				
Police Officer Academy Step[1]	40,260	41,065	41,804	42,640
Police Officer Field Training Completion [2]	43,760	44,635	45,439	46,348
Police Officer Step 1	52,481	53,531	54,494	55,584
Police Officer Step2	61,000	62,220	63,340	64,607
Police Officer Step 3	75,915	77,433	78,827	80,403
Police Officer Step 4	83,996	85,676	87,218	88,963
Police Officer Step 5	92,075	93,917	95,607	97,520
Police Officer Step 6	100,158	102,161	104,000	106,080
Police Officer Step 7	108,239	110,403	112,391	114,638
Police Officer Step 8	116,321	118,647	120,783	123,199

[1] Upon graduation from Academy, move to Field Training Step
[2] Upon completion from Field Training Program, move to Step 1

PBA On or After 1/1/2015

Police Officer Academy Step[1]	40,260	41,065	41,804	42,640
Police Officer Field Training Completion [2]	43,760	44,635	45,439	46,348
Police Officer Step 1	51,016	52,036	52,973	54,032
Police Officer Step 2	58,271	59,437	60,507	61,717
Police Officer Step 3	65,527	66,838	68,041	69,402
Police Officer Step 4	72,783	74,238	75,575	77,086
Police Officer Step 5	80,039	81,639	83,109	84,771
Police Officer Step 6	87,294	89,040	90,643	92,456
Police Officer Step 7	94,550	96,441	98,177	100,141
Police Officer Step 8	101,806	103,843	105,711	107,825
Police Officer Step 9	109,061	111,242	113,245	115,510
Police Officer Step 10	116,321	118,647	120,783	123,199

[1] Upon graduation from Academy, move to Field Training Step
[2] Upon completion from Field Training Program, move to Step 1

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

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

SECTION 4. Any employee working less than the normal work week of the department will be paid on a prorated basis according to the salary range.

SECTION 5A. Police Officers hired prior to January 1, 2015, with the exception of Academy Step and Field Training Step, those new Police Officers hired on or before July 1st shall receive their annual step increment on the following January 1st. New Police Officers hired after July 1st shall wait until the next succeeding January 1st for their initial increment. All subsequent increments for Police Officers shall be effective January 1st of the succeeding year. In no event shall a Police Officers wait more than nine and one-half (9 ½) years before reaching top pay. It is the intent of the parties that only a Police Officer who is hired after July 1st of each year may take up to nine and a half years (9 ½) before reaching top pay. Police Officers hired prior to July 1st of each year will not take more than nine (9) years to reach top pay. The "annual step increments" mentioned above for Police Officers shall follow the base pay upon appointment. The present practice for step increments shall continue.

SECTION 5B. Police Officers hired on or after January 1, 2015 , with the exception of the Academy Step and Field Training Step , new Police Officers hired on or before July 1st shall receive their annual step increment on the following January 1st. New Police Officers hired after July 1st shall wait until the next succeeding January 1st for their initial increment. All subsequent increments for Police Officers shall be effective January 1st of the succeeding year. In no event shall a Police Officers wait more than eleven and one-half (11 ½) years before reaching top pay. It is the intent of the parties that only a Police Officer who is hired after July 1st of each year may take up to eleven and a half years (11½) before reaching top pay. Police Officers hired prior to July 1st of each year will not take more than eleven (11) years to reach top pay. The "annual step increments" mentioned above for Police Officers shall follow the base pay upon appointment. The present practice for step increments shall continue.

SECTION 6A. Each Police Officer hired prior to January 1, 2015 will receive longevity pay for one (1%) percent of each three (3) years of service and two (2%) percent for each five (5) years of service with a maximum longevity pay not to exceed twelve (12%) percent. Employees at the signing of this contract collecting more than twelve (12%) percent longevity credit shall be grandfathered and are not subject to the twelve (12%) percent maximum longevity credit. Longevity will be computed for the first full calendar year thereafter. The said payments for longevity shall be paid on a bi-weekly basis to the Employees entitled to same.

SECTION 6B. Each Police Officer hired on or after January 1, 2015 shall receive the following longevity pay:

a. After completion of four (4) years of service – 1%
b. After completion of eight (8) years of service – 2%
c. After completion of twelve (12) years of service – 3%
d. After completion of sixteen (16) years of service – 4%
e. After completion of twenty (20) years of service – 5% maximum

The said payments for longevity shall be paid on a bi-weekly basis to the Employees entitled to same.

SECTION 7. The salary ranges and longevity credit herein provided for members of the Police Department shall be the sum of Seventeen Dollars ($17.00) for each credit hour completed in a recognized institution of higher education offering a program leading to a degree in Police Science. Such additional compensation shall not exceed, however, the sum of Two Thousand Two Hundred Fifty Dollars ($2,250.00) for any calendar year and shall be payable upon presentation to the Chief Financial Officer of proper certification from an institution attended by said member setting forth the number of credit hours completed or the conferring of an Associates or Baccalaureate Degree in Police Science.

SECTION 8. Eligibility for retroactive payment is for only those employees who are employed by the Borough of Fair Lawn on the signing date of the new contract.

SECTION 9. This Ordinance shall take effect upon passage and publication as required by statute.

Attest:

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

Approved:

John Cosgrove
Mayor

Introduced: January 20, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 90-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2330-2015 entitled:

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED (PBA/SOA)

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

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

ORDINANCE NO. 2329-2015

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000 BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", SUBSECTION 94-12 MISCELLANEOUS FEES TO REVISE FEES FOR THE USE OF THE FAIR LAWN RECREATION/COMMUNITY CENTER

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

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

ARTICLE VI Schedule of Fees

N. Chapter 160, Parks and Recreation Areas.

(5) Section 160-6D(1) Fair Lawn Recreation/Community Center

(a) Rates for 2013, 2014 and 2015 are deleted in their entirety and are amended as follows:

Hourly Rates 2015

Room	Corporate	Non-resident	Resident	Nonprofit Government	Borough Sponsored	Community Theater	Minimum Rental By Hours
Conference Room	$45	$45	$35	$35			2 hours
Card Room	$75	$75	$65	$65			2 hours
Art Room	$95	$95	$85	$85			2 hours
Theater Atrium	$95	$95	$85	$85			2 hours
Theater	$160	$110	$85	$100			3 hours
Teen Room	$75	$75	$65	$65			2 hours
Sound/ Light Tech	$45	$45	$45	$45	No charge for 5 hours of pre-performance Tech time per Performance not to exceed 20 hours; $25 thereafter		
Gymnasium			$200				2 hours
Floor Covering Application		$200	flat fee		flat fee		
Pa/sound System operator			$25				
Score board Operator		$25					
Game room 2nd floor			$150				2 hours

Hourly Rates 2016

Room	Corporate	Non-resident	Resident	Nonprofit Government	Borough Sponsored	Community Theater	Minimum Rental By Hours
Conference Room	$50	$50	$40	$40			2 hours
Card Room	$80	$80	$70	$70			2 hours
Art Room	$100	$100	$90	$90			2 hours
Theater Atrium	$100	$100	$90	$90			2 hours
Theater	$170	$120	$95	$110			3 hours
Teen Room	$80	$80	$70	$70			2 hours
Sound/ Light Tech	$50	$50	$50	$50	No charge for 5 hours of pre-performance Tech time per Performance not to exceed 20 hours; $25 thereafter		
Gymnasium Floor Covering			$200				2 hours
Application		$200	flat fee		flat fee		
Pa/sound System operator			$25				
Score board Operator		$25					
Game room 2nd floor			$150				2 hours

Daily Rates 2015

Room	Corporate	Non-resident	Resident	Nonprofit Government	Borough Sponsored	Community Theater
Conference Room	$165	$165	$165	$165		
Card Room	$315	$315	$315	$315		
Art Room	$475	$475	$475	$475		
Theater Atrium	$465	$465	$465	$465		
Theater	$750	$650	$450	$550	$400 +20% over 90 tickets	20% tickets
Teen Room	$315	$315	$315	$315		
Sound/ Light Tech					No charge for 5 hours of pre-performance tech time per performance not to exceed 20 hours; $25 thereafter	
Additional Sound/Light Tech					$25	$25
Additional Rehearsal					$100	

Baby Grand Piano	$100	$100	$100	$100	$100	$100

Daily Rates 2016

Room	Corporate	Non-resident	Resident	Nonprofit Government	Borough Sponsored	Community Theater
Conference Room	$175	$175	$175	$175		
Card Room	$325	$325	$325	$325		
Art Room	$465	$465	$465	$465		
Theater Atrium	$475	$475	$475	$475		
Theater	$800	$700	$500	$600	$400 +20% over 90 tickets	20% tickets
Teen Room	$325	$325	$325	$325		
Sound/ Light Tech					No charge for 5 hours of pre-performance tech time per performance not to exceed 20 hours; $25 thereafter	
Additional Sound/Light Tech					$25	$25
Additional Rehearsal					$100	
Baby Grand Piano	$100	$100	$100	$100	$100	$100

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

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

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

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

Attest: Approved:

_____ _____

Joanne M. Kwasniewski, RMC/MMC
Municipal Clerk/Deputy Manager
Introduced: January 20, 2015
Adopted:

John Cosgrove, Mayor

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 89-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2329-2015 entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000 BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", SUBSECTION 94-12 MISCELLANEOUS FEES TO REVISE FEES FOR THE USE OF THE FAIR LAWN RECREATION/COMMUNITY CENTER

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

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

ORDINANCE NO. 2333-2015

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2015

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1.50% unless authorized by ordinance to increase it to 3.50% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Borough Council of the Borough of Fair Lawn in the County of Bergen finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.00% increase in the budget for said year, amounting to $1,077,100.40 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Fair Lawn, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Borough of Fair Lawn shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to $1,256,628.80 and that the CY 2015 municipal budget for the Borough of Fair Lawn be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

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

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

Attest:

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

Approved:

John Cosgrove
Mayor

Introduced: February 10, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 88-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2333-2015 entitled:

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2015

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 24th day of February, 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. 2332 -2015

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

WHEREAS, the Borough of Fair Lawn has been approved to receive grant funding from the Federal Emergency Management Agency (FEMA) in the amount of $250,000 for six (6) generators under HMGP-DR-40986-NJ-0136-R and;

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

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

SECTION 1. The Borough of Fair Lawn in the County of Bergen shall proceed with the project, referred to as HMGP Generators, as detailed in the attached grant letter in the amount not to exceed $250,000, and :

SECTION 2. The cost of completing said improvement set forth in Section 1 shall be provided by the Federal Emergency Management Agency (FEMA) in the amount of $250,000 as per the attached letter, and by the grant required a zero match of the Borough of Fair Lawn, and;

SECTION 3. It is hereby determined and stated:

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

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

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

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

Attest: Approved:

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

John Cosgrove, Mayor

Introduced: February 10, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

February 10, 2015

RESOLUTION NO. 87-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2332-2015 entitled:

"AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE"

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 24th day of February, 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.