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

AGENDA

COUNCIL MEETING **7:30 P.M.** **MARCH 24, 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: LIMB LOSS AWARENESS MONTH**
6. **AWARD OF GREEN FAIR PRIZES**
7. **MANAGER'S REPORT**
8. **COUNCIL COMMENTS**
9. **ORDINANCES ON FIRST READING:**

ORDINANCE NO. 2336-2015
(RESOLUTION NO. 169-2015)

AN ORDINANCE FIXING THE SALARIES OF EXISTING FULL TIME BLUE AND WHITE BARGAINING UNIT EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED

- 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. 2337-2015
(RESOLUTION NO. 170-2015)

BOND ORDINANCE APPROPRIATING $2,100,000, AND AUTHORIZING THE ISSUANCE OF $1,999,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY

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

ORDINANCE NO. 2338-2015
(RESOLUTION NO. 171-2015)

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING $1,200,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $1,142,800 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

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

ORDINANCE NO. 2339-2015
(RESOLUTION NO. 172-2015)

BOND ORDINANCE APPROPRIATING $800,000, AND AUTHORIZING THE ISSUANCE OF $761,800 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER SUPPLY AND DISTRIBUTION SYSTEM IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY

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

ORDINANCE NO. 2340-2015
(RESOLUTION NO. 173-2015)

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2010, BY AMENDING CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-9 ENTITLED "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS"

- 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.

10. ORDINANCES ON SECOND READING:

ORDINANCE NO. 2335-2015
(RESOLUTION NO. 174-2015)

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000 ENTITLED "ADMINISTRATION, DEPARTMENTS AND BUDGET AND FISCAL PROCEDURES", SPECIFICALLY ARTICLE V, DEPARTMENT HEADS

- 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.

11. PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

- Mayor calls for a motion to open time for public comments on Consent Agenda items only. Mayor asks for a Mover, 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.

12. RESOLUTIONS BY CONSENT #8-2015

- Municipal Clerk reads Resolutions by Consent.

a. Resol. #175-2015 - Approval of Minutes:
Budget Meeting 2/10/15
Regular Meeting 2/10/15
b. Resol. #176-2015 – Cancel Capital Ordinance No. 2288-2013
c. Resol. #177-2015 – Transfer of Funds
d. Resol. #178-2015 - Interlocal Agreement with the Borough of Woodland Park for the Use of Memorial Pool
e. Resol. #179-2015 - Authorizing the Acceptance of Funds from a Subgrant Award from the FY2013 Federal Emergency Management Agency Assistance Program

f. Resol. #180-2015 - Authorizing Multi Year Contract for a Copier
g. Resol. #181-2015 -Tax Appeal Settlement: Rimrob Corp., 12-36 River Road
h. Resol. #182-2015 -Tax Appeal Settlement: 31-01 Broadway Associates, 31-01 Broadway
i. Resol. #183-2015 - Tax Appeal Settlement: Beshlian, Kopcho & Kavanaugh, 34-07-34-17 Broadway
j. Resol. #184-2015 -Tax Appeal Settlement: Sunrise Equities, 21-20 Broadway
k. Resol. #185-2015 -Tax Appeal Settlement; ABCD Realty, 26-07 Broadway
l. Resol. #186-2015 -Tax Appeal Settlement: Zhang, 5 Margaret Court
m. Resol. #187-2015 -Award of Bid: Project 2232 Fair Lawn Public Library Restroom Renovations

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

13. 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.

14. ADJOURNMENT:

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 169-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2336-2015 entitled:

AN ORDINANCE FIXING THE SALARIES OF EXISTING FULL TIME BLUE AND WHITE BARGAINING UNIT EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED

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 14th day of April, 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. 2336-2015

AN ORDINANCE FIXING THE SALARIES OF EXISTING FULL TIME BLUE AND WHITE BARGAINING UNIT EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED

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

SECTION 1. BE IT ORDAINED by the Borough Council of the Borough of Fair Lawn, as follows;

WHEREAS, a need has occurred to amend Ordinances 2266-203, adopted on May 26, 2013; and

WHEREAS, the positions of Electrician, Keyboarding Clerk 2/Payroll/Finance, and Assistant Engineer were hereby deleted from Ordinance 2266-2013, and

WHEREAS, the positions of Electrician, Keyboarding Clerk 2/Payroll/Finance, and Assistant Engineer as of January 1, 2015 will be added to The Borough of Fair Lawn's Blue and White Collar Bargaining Unit Salary Ordinance 2266-2013 as follows:

Existing Employee on or before March 11, 2013	2015 Min/2015 Max
Electrician	69,000 / 82,352
Keyboarding Clerk 2/Payroll/Finance	69,000 / 88,877
Assistant Engineer	69,000 / 93,459

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/MMC
Municipal Clerk/Deputy Manager

APPROVED:

John Cosgrove, Mayor

Introduced: March 24, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 170-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2337-2015 entitled:

BOND ORDINANCE APPROPRIATING $2,100,000, AND AUTHORIZING THE ISSUANCE OF $1,999,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY

be introduced and does now pass a first reading and that said ordinance be further considered for final passage at a regular meeting of the Borough Council to be held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey, on the 14th day of April, 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. 2337-2015

BOND ORDINANCE APPROPRIATING $2,100,000, AND AUTHORIZING THE ISSUANCE OF $1,999,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Fair Lawn, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to $2,100,000 including the aggregate sum of $101,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said $2,100,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of $1,999,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding $1,999,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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

IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
(a) Acquisition by purchase and installation, as necessary, of new and additional equipment, including one (1) CPR machine, radios and personal protective equipment for use by the Ambulance Squad of the Borough, fencing and one (1) asphalt hot box for use by the Department of Public Works of the Borough, personal protective equipment and self-contained breathing apparatus for use by the Fire Department of the Borough, generators, scott air packs, confined space equipment, defibrillators, extrication equipment, and personal protection equipment for use by the Office of Emergency Management of the Borough, arcade equipment, dugout benches and lighting detectors for use by the Parks and Recreation Department of the Borough, and electronic signs, radar equipment and video cameras for use by the Police Department of the Borough, together with for all the aforesaid all attachments, appurtenances and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	$577,500	$550,000
(b) Improvement of municipally-owned properties and facilities in and by the Borough, including the Municipal Building by the renovation thereof and the upgrade of the fire alarm system, the		

Memorial Pool by the improvements thereto, the Naugle House by the renovation thereof, Borough parks by the improvements thereof, the Free Public Library by the installation of a new garage door, the Emergency Operations Center, by the upgrade thereof, and the installation of new trees at various locations in the Borough, together with for all the aforesaid all landscaping, equipment, structures, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	372,000	354,000
(c) Improvement of the storm water drainage system and the sanitary sewerage system in and by the Borough, the reconstruction and renovation of sanitary sewer lines and pumping stations, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	457,000	435,000
(d) Acquisition by purchase and installation, as necessary, of new and additional computer and communications equipment, including software and tablets for use by the Fire Department of the Borough, computer upgrades and video streaming equipment, computer equipment for use by the Office Emergency Management of the Borough, computer equipment for use by the Administration Department of the Borough, laptops,	144,500	137,500

and other computer and communication equipment for use by Police Department of the Borough, together with all appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved		
(e) Acquisition by purchase of new and additional vehicular equipment, including one (1) ambulance for use by the Ambulance Squad of the Borough, two (2) pick-up trucks and one (1) dump truck with plow for use by the Department of Public Works of the Borough, one (1) utility vehicle for use by the Fire Department of the Borough, two (2) vans and one (1) pick-up truck for use by the Parks and Recreation Department of the Borough, and one (1) utility vehicle for use by the Police Department of the Borough, including also the substantial refurbishing of one (1) dump truck for use by the Department of Public Works of the Borough, together with all attachments, appurtenances and equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	549,000	522,500
Totals	$2,100,000	$1,999,000

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

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

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

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 17.27 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by $1,999,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding $200,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

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

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

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

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

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

Attest:

Approved:

_____

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

_____

John Cosgrove, Mayor

Introduced March 24, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 171-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2338-2015 entitled:

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING $1,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $1,142,800 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

be introduced and does now pass a first reading and that said ordinance be further considered for final passage at a regular meeting of the Borough Council to be held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey, on the 14th day of April, 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. 2338-2015

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING $1,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $1,142,800 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Fair Lawn, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of $1,200,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of $57,200 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said $1,200,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of $1,142,800 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding $1,142,800 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is $1,142,800.

(c) The estimated cost of said purpose is $1,200,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said $57,200 down payment for said purpose.

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

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

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

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by $1,142,800, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding $100,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

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

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

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

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

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

Attest: Approved:

_____ _____

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

John Cosgrove, Mayor

Introduced March 24, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 172-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2339-2015 entitled:

BOND ORDINANCE APPROPRIATING $800,000, AND AUTHORIZING THE ISSUANCE OF $761,800 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER SUPPLY AND DISTRIBUTION SYSTEM IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.

be introduced and does now pass a first reading and that said ordinance be further considered for final passage at a regular meeting of the Borough Council to be held at the Municipal Building, 8-01 Fair Lawn Avenue, Fair Lawn, New Jersey, on the 14th day of April, 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. 2239-2015

BOND ORDINANCE APPROPRIATING $800,000, AND AUTHORIZING THE ISSUANCE OF $761,800 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER SUPPLY AND DISTRIBUTION SYSTEM IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY.

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Fair Lawn, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to $800,000 including the aggregate sum of $38,200 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said $800,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of $761,800 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding $761,800 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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

IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
(a) Acquisition by purchase of new and additional vehicular equipment for use by the water utility of the Borough, including one (1) meter truck and one (1) utility vehicle, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	$82,000	$78,000
(b) Improvement of the water supply and distribution system in and by the Borough, including upgrade of the water system, the replacement of water meters, the reconstruction and renovation of wells, well houses, and pumping stations, and the upgrade of the Scada system, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	718,000	683,800
Totals	$800,000	$761,800

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

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

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

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 36.4 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by $761,800, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding $80,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

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

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

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

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

Attest: Approved:

_____ _____

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

John Cosgrove, Mayor

Introduced March 24, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 173-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2340-2015 entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2010, BY AMENDING CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-9 ENTITLED "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS"

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 14th day of April, 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. 2340-2015

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2010, BY AMENDING CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-9 ENTITLED "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS"

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

SECTION 1. Section 232-9, entitled "Parking prohibited at all times on certain streets" is hereby amended as follows:

Add:

Name of Street	**Sides**	**Location**
Pollitt Drive Extension	Both	Entire length

The balance of Section 232-9 shall remain in full force and effect.

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

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

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

ATTEST:

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

APPROVED:

John Cosgrove, Mayor

Introduced: March 24, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 174-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2335-2015 entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000 ENTITLED "ADMINISTRATION, DEPARTMENTS AND BUDGET AND FISCAL PROCEDURES", SPECIFICALLY ARTICLE V, DEPARTMENT HEADS

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. 2335-2015

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000 ENTITLED "ADMINISTRATION, DEPARTMENTS AND BUDGET AND FISCAL PROCEDURES", SPECIFICALLY ARTICLE V, DEPARTMENT HEADS

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

SECTION 1: Chapter 2 ADMINISTRATION, DEPARTMENTS AND BUDGET AND FISCAL PROCEDURES is hereby amended as follows:

ARTICLE V Department Heads of the Code of the Borough of Fair Lawn 2000 is hereby deleted and replaced with the following:

§ 2-32 Department heads; powers and duties generally.

Each Department Head, under the direction and supervision of the Borough Manager shall:

A. Ensure that all powers, functions and duties assigned to the department or division are carried out with diligence in a timely manner or in the requested timeframe and promptly report to the Borough Manager deviations to the same.

B. Perform all such duties and functions assigned by code, law, ordinance or regulation.

C. Operate their department or division in an efficient and effective manner.

D. Report to the Borough Manager recommendations for improving departmental or division performance, requirements of the department or division and the results of assignments made to the department or division in a timely manner.

E. Supervise and/or maintain departmental records, review departmental budgets, prepare budget requests and oversee the day-to-day operations of the department or division.

F. Cooperate with the Borough Manager and Treasurer/Chief Finance Officer in the preparation of the annual budget, providing supporting information for all budgetary requirements and explanations of all deviations from previous budgets.

G. Develop a five-year capital budget plan for their department and present the plan annually to the Borough Manager and Treasurer/Chief Finance Officer those projects recommended for consideration for budget approval with supporting documentation.

H. Report promptly to the Borough Manager and the Treasurer/Chief Finance Officer projected deviations in the financial performance of the department or division.

I. Report monthly to the Borough Manager, in such form approved by the Borough Manager, on the work of the department or division during the preceding month.

J. Assign and/or delegate functions, powers and duties to subordinate officers and employees within the department or division and modify such assignments as needed.

K. Provide, when necessary, assistance to other departments, divisions, boards, etc., as required for the efficient and effective operation of the Borough.

L. Perform and practice any and all policies and procedures as stated in the Borough's Personnel Policies and Procedures Manual.

M. Have such powers of appointment and removal of subordinates within the department or division as may be delegated by the Borough Manager pursuant to this code.

N. Perform all other related duties as assigned and approved by the Borough Manager in a timely manner.

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

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

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

Attest:

Approved:

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

John Cosgrove, Mayor

Introduced March 10, 2015
Adopted:

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

CONSENT AGENDA 8-2015

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. #175-2015 - Approval of Minutes:
   Budget Meeting 2/10/15
   Regular Meeting 2/10/15
b. Resol. #176-2015 – Cancel Capital Ordinance No. 2288-2013
c. Resol. #177-2015 – Transfer of Funds
d. Resol. #178-2015 - Interlocal Agreement with the Borough of Woodland Park for the Use of Memorial Pool
e. Resol. #179-2015 - Authorizing the Acceptance of Funds from a Subgrant Award from the FY2013 Federal Emergency Management Agency Assistance Program
f. Resol. #180-2015 - Authorizing Multi Year Contract for a Copier
g. Resol. #181-2015 -Tax Appeal Settlement: Rimrob Corp., 12-36 River Road
h. Resol. #182-2015 -Tax Appeal Settlement: 31-01 Broadway Associates, 31-01 Broadway
i. Resol. #183-2015 - Tax Appeal Settlement: Beshlian, Kopcho & Kavanaugh, 34-07-34-17 Broadway
j. Resol. #184-2015 -Tax Appeal Settlement: Sunrise Equities, 21-20 Broadway
k. Resol. #185-2015 -Tax Appeal Settlement; ABCD Realty, 26-07 Broadway
l. Resol. #186-2015 -Tax Appeal Settlement: Zhang, 5 Margaret Court
m. Resol. #187-2015 -Award of Bid: Project 2232 Fair Lawn Public Library Restroom Renovations

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 175-2015

By

Seconded by

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

Budget Meeting 2/10/15
Regular Meeting 2/10/15

are hereby approved.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 176-2015

By

Seconded by

WHEREAS, the Chandler Drive Resurfacing Project is completed and was funded from a Community Development Block Grant; and

WHEREAS, there exists an unspent balance of corresponding grant funds; and

WHEREAS, the Mayor and Council wishes to cancel the unspent unfunded balance in the Chandler Drive Resurfacing in the amount of $14,897.15; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn, that Capital Ordinance 2288-2013 be and is hereby cancelled and that the corresponding Community Development Block Grant receivable be cancelled accordingly.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 177-2015

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
March 24, 2015

Transfers for 2014 Budget Reserves

		TO:	FROM:
Labor Attorney	Other Expenses		13,000
Police	Other Expenses		9,000
Fire	Other Expenses		10,000
Building & Grounds	Salaries & Wages		6,000
Maint Garage	Other Expenses		6,500
Recreation	Salaries & Wages		5,000
Recreation	Other Expenses		4,000
Parks & Playgrounds	Other Expenses		4,000
Postage	Other Expenses		3,000
Electricity	Other Expenses		24,000
Heating Oil	Other Expenses		5,000
Street Lighting	Other Expenses		3,000
Garbage Collection & Dumpir	Other Expenses		150,000
Terminal Leave	Salaries & Wages	242,500	

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 178-2015

By

Seconded by

WHEREAS, the Borough of Woodland Park has requested that the Borough of Fair Lawn permit the usage of Memorial Pool by residents of the Borough of Woodland Park and their guests; 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 hereby enter into an interlocal government services agreement with the Borough of Woodland Park; and

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

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 179-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn Office of Emergency Management made application to the New Jersey Office of Emergency Management for FY14 Emergency Management Assistance Agency (EMAA) Funding; and

WHEREAS, the Borough of Fair Lawn Office of Emergency Management has received notice of award from the New Jersey Department of Law and Public Safety, Division of State Police, Office of Emergency Management for subgrant award No. FY14-EMPG-EMAA-2200 for the period 7/1/14 through 6/30/15, consisting of a total amount of $10,000 ($5,000 Federal funds and $5,000 Local Inkind Matching funds), for the purpose of enhancing and sustaining the Borough's all-hazards emergency management capabilities and enhancing the Borough's ability to prevent, respond to and recover from acts of terrorism, natural disasters or other catastrophic events; and

WHEREAS, the subgrant consists of $5,000 (Federal Award), $5,000 (Local InKind matching funds, which the Borough of Fair Lawn Office of Emergency Management will satisfy with existing salaries and wages), and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn, County of Bergen that it hereby authorized the appropriated Borough officials to receive the New Jersey Office of Emergency Management's FY14 Emergency Management Assistance Agency (EMAA0) Funding to provide for funding of the Office of Emergency Management Coordinator's salary.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 180-2015

By

Seconded by

WHEREAS, pursuant to N.J.A.C. 5:30-14.5(c)4, multi-year contracts entered into for periods in excess of twelve (12) months shall be certified and charged to the respective budgets in accordance with the time(s) at which the respective work or services are performed or liability for payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial twelve (12) months are contingent upon necessary funds being appropriated in future budgets by a subsequent Governing Body; and

WHEREAS, as required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-14.5, and any other applicable requirement, the Chief Financial Officer of the Borough of Fair Lawn has ascertained that there are available in the temporary budget appropriations and the council are committing to provide sufficient funding in the 2015 Municipal Budget to award a contract to Kyocera Mita America, 225 Sand Road, Fairfield, New Jersey 07004 for a Copier Machine Lease Agreement in the amount of $1,416.21. Funds for certification are therefore being made available and certified against the appropriation for the Department of Purchasing, Account Number 5-01-20-113-000-590.; and

WHEREAS, pursuant to N.J.A.C. 5:30-14.5(c)4, multi-year contracts entered into for periods in excess of twelve (12) months shall be certified and charged to the respective budgets in accordance with the time(s) at which the respective work or services are performed or liability for payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial twelve (12) months are contingent upon necessary funds being appropriated in future budgets by a subsequent Governing Body.

Contract Period: 60 months
Total Amount of Contract: $7,748.48
Amount Certified for Initial Eleven (11) months: $ 1,421.53
Outstanding Balance(s) to be certified for the remainder of the contract for the:

Second Year: 2016	$ 1,550.76
Third Year: 2017	$ 1,550.76
Fourth Year: 2018	$ 1,550.76
Fifth Year: 2019	$ 1,550.76
Sixth Year: 2020	$ 129.23

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn, hereby authorizes the contract for a Copier Lease Agreement to Kyocera Mita, 225 Sand Road, Fairfield, New Jersey 07004 in accordance with State Contract No. 53090.

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 181-2015

By

Seconded by

WHEREAS, Rimrob Corp. filed real property tax appeals for the years 2009 through 2013 (Docket Nos. 009573-2009, 009086-2010, 005007-2011, 004800-2012 & 008184-2013); and

WHEREAS, the real property assessments for the subject premises, located at 12-36 River Road (Lot 1 in Block 5616 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2009 through 2011 were as follows:

Land:	$1,451,500
Improvements:	$ 616,100
Total:	$2,067,600

and;

WHEREAS, for 2012 and 2013 the real property assessments were as follows:

Land:	$1,209,600
Improvements:	$ 761,700
Total:	$1,971,300

and;

WHEREAS, as part of the settlement agreement the 2009 matter will be withdrawn, and the 2010 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land:	$1,308,900
Improvements:	$ 616,100
Total:	$1,925,000

and;

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

Land:	$1,283,900
Improvements:	$ 616,100
Total:	$1,900,000

and;

WHEREAS, the 2012 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land:	$1,113,300
Improvements:	$ 761,700
Total:	$1,875,000

and;

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

Land:	$1,113,300
Improvements:	$ 711,700
Total:	$1,825,000

and;

WHEREAS, the 2013 settlement of a total assessment of $1,825,000 will also carry to 2014 via the Freeze Act; and

WHEREAS, as an integral part of the settlement agreement the 2015 assessments were reduced to a total of $1,700,000; and

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

WHEREAS, the settlement results in an approximate total tax refund for tax years 2009 through 2014 in the amount of $19,576.43, of which will be made

payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

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

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

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

BE IT FURTHER RESOLVED that the Borough Tax Collector is hereby authorized to issue a refund in the amount of $19,576.43 upon issuance of the judgments; and

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 182-2015

By

Seconded by

WHEREAS, 31-01 Broadway Associates filed a real property tax appeal for the year 2012 (Docket No. 019459-2012); and

WHEREAS, the real property assessments for the subject premises, located at 31-01 Broadway (Lot 9 in Block 2306 on the Tax Assessment Map of the Borough of Fair Lawn) for the year 2012 were as follows:

Land:	$522,700
Improvements:	$130,300
Total:	$653,000

and;

WHEREAS, the 2012 tax appeal may be settled by reduction of the aforesaid assessments as follows:

Land:	$493,700
Improvements:	$121,300
Total:	$615,000

and;

WHEREAS, the 2012 settlement of a total assessment of $615,000 will also carry to 2013 and 2014 via the Freeze Act; and

WHEREAS, as an integral part of the settlement agreement the 2015 assessments were reduced to a total of $600,000; and

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

WHEREAS, the settlement results in an approximate total tax refund for tax years 2012 through 2014 in the amount of $3,492.20, of which will be made payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

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

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

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

BE IT FURTHER RESOLVED that the Borough Tax Collector is hereby authorized to issue a refund in the amount of $3,492.20 upon issuance of the judgments; and

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 183-2015

By

Seconded by

WHEREAS, Beshlian, Kopcho & Kavanaugh filed real property tax appeals for the years 2012 through 2014 (Docket Nos. 017335-2012, 016757-2013 & 014369-2014); and

WHEREAS, the real property assessments for the subject premises, located at 34-07 through 34-17 Broadway (Lots 10 & 12 in Block 2315 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2012 through 2014 were as follows:

Land:	$1,387,400
Improvements:	$ 398,300
Total:	$1,785,700

and;

WHEREAS, as part of the settlement agreement the 2012 tax appeal will be withdrawn, and the 2013 and 2014 tax appeals may be settled by reduction of the aforesaid assessments as follows:

Land:	$1,283,200
Improvements:	$ 366,800
Total:	$1,650,000

and;

WHEREAS, as an integral part of the settlement agreement the 2015 assessments were reduced to a total of $1,600,000; and

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

WHEREAS, the settlement results in an approximate total tax refund for tax years 2012 through 2014 in the amount of $8,372.69, of which will be made payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

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

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

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

BE IT FURTHER RESOLVED that the Borough Tax Collector is hereby authorized to issue a refund in the amount of $8,372.69 upon issuance of the judgments; and

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 184-2015

By

Seconded by

WHEREAS, Sunrise Equities filed real property tax appeals for the years 2013 and 2014 (Docket Nos. 000589-2013 & 001868-2014); and

WHEREAS, the real property assessments for the subject premises, located at 21-20 Broadway (Lot 1.01 in Block 3228 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2013 and 2014 were as follows:

Land:	$1,142,100
Improvements:	$ 228,500
Total:	$1,370,600

and;

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

Land:	$1,085,000
Improvements:	$ 215,000
Total:	$1,300,000

and;

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

WHEREAS, the settlement results in an approximate total tax refund for tax years 2013 and 2014 in the amount of $2,191.42, of which will be made payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

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

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

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

BE IT FURTHER RESOLVED that the Borough Tax Collector is hereby authorized to issue a refund in the amount of $2,191.42 upon issuance of the judgments; and

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 185-2015

By

Seconded by

WHEREAS, ABCD Realty filed real property tax appeals for the years 2013 and 2014 (Docket Nos. 017307-2013 & 000281-2014); and

WHEREAS, the real property assessments for the subject premises, located at 26-07 Broadway (Lot 23 in Block 3315 on the Tax Assessment Map of the Borough of Fair Lawn) for the years 2013 and 2014 were as follows:

Land:	$ 834,000
Improvements:	$1,077,900
Total:	$1,911,900

and;

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

Land:	$ 834,000
Improvements:	$ 991,000
Total:	$1,825,000

and;

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

WHEREAS, the settlement results in an approximate total tax refund for tax years 2013 and 2014 in the amount of $2,697.38, of which will be made payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

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

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

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

BE IT FURTHER RESOLVED that the Borough Tax Collector is hereby authorized to issue a refund in the amount of $2,697.38 upon issuance of the judgments; and

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 186-2015

By

Seconded by

WHEREAS, Yongjun & Weimin Zhang filed a real property tax appeal for the year 2013 (Docket No. 018106-2013); and

WHEREAS, the real property assessments for the subject premises, located at 5 Margaret Court (Lot 15 in Block 1304 on the Tax Assessment Map of the Borough of Fair Lawn) for the year 2013 were as follows:

Land:	$176,600
Improvements:	$156,200
Total:	$332,800

and;

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

Land:	$176,600
Improvements:	$147,900
Total:	$324,500

and;

WHEREAS, the 2013 settlement of a total assessment of $324,500 will also carry to 2014 via the Freeze Act; and

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

WHEREAS, the settlement results in an approximate total tax refund for tax years 2013 and 2014 in the amount of $499.25, of which will be made payable to the plaintiff's attorney in this matter upon issuance of the judgments; and

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

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

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

BE IT FURTHER RESOLVED that the Borough Tax Collector is hereby authorized to issue a refund in the amount of $499.25 upon issuance of the judgments; and

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

	Aye	Nay	Abstain
Dunay			
Lefkowitz			
Peluso			
Swain			
Cosgrove			

March 24, 2015

RESOLUTION NO. 187-2015

By

Seconded by

WHEREAS, bids were received for Project 2232 Fair Lawn Public Library Restroom Renovations by the Assistant Municipal Clerk on February 24, 2015; and

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

WHEREAS, Pal-Pro Builders, LLC having an office located at 50B Garden Drive, Elmwood Park, New Jersey 07407 is the lowest responsible bidder in the amount of $134,400.00;

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 Pal-Pro Builders, 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.