

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.

OCTOBER 13, 2015

1. **Call to Order by Mayor**
2. **Statement of Compliance with the Open Public Meetings Act**
3. **Roll Call**
4. **Flag Salute**
5. **DEDICATION OF CROUCHER HEART**
6. **COUNCIL COMMENTS**
7. **ORDINANCES ON FIRST READING:**

**ORDINANCE NO. 2367-2015
(RESOLUTION NO. 393-2015)**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-54 ENTITLED "TRAFFIC CONTROL SIGNALS"

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

8. **ORDINANCES ON SECOND READING:**

**ORDINANCE NO. 2365-2015
(RESOLUTION NO. 394-2015)**

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES"

- Mayor asks for a motion to open the time for public comments. Mayor asks for a Mover, Secunder, Roll Call.
- Mayor opens time for public comments asking if anyone wishes to be heard.
- Mayor calls for a motion to close the time for public comments. Mayor asks for a Mover, Secunder, Roll Call.
- Municipal Clerk reads the Resolution of Adoption. Mayor asks for a Mover, Secunder, Discussion, Roll Call.

**ORDINANCE NO. 2366-2015
(RESOLUTION NO. 395-2015)**

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 62 ENTITLED "ANIMALS", ARTICLE 1 ENTITLED "DOGS" AND CHAPTER 94 ENTITLED "FEES", ARTICLE VI ENTITLED "SCHEDULE OF FEES"

- Mayor asks for a motion to open the time for public comments. Mayor asks for a Mover, Secunder, Roll Call.
- Mayor opens time for public comments asking if anyone wishes to be heard.
- Mayor calls for a motion to close the time for public comments. Mayor asks for a Mover, Secunder, Roll Call.
- Municipal Clerk reads the Resolution of Adoption. Mayor asks for a Mover, Secunder, Discussion, Roll Call.

9. PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

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

10. RESOLUTIONS BY CONSENT #20-2015

- Municipal Clerk reads Resolutions by Consent.
 - a. Resol. #396-2015 – Refund of Overpayment of Taxes
 - b. Resol. #397-2015 – Participating in the State of New Jersey Cooperative Purchasing Program

- c. Resol. #398-2015 – Participating in the Bergen County Cooperative Pricing System
- d. Resol. #399-2015 – Participating in National Cooperative Contracts
- e. Resol. #400-2015 – Requesting Approval of a Special Item of Revenue – Clean Communities
- f. Resol. #401-2015 – Extension of Contract: Private Collection of Municipal Court Debt
- g. Resol. #402-2015 – Professional Services – Investigating Counsel: Charles Rabolli, Jr.
- h. Resol. #403-2015 - Authorizing Awarding of Contract with Cranford Cooperative Pricing
- i. Resol. #404-2015 - Confirming Endorsement of CDBG Application Rebuilding Together Bergen County
- j. Resol. #405-2015 - Reducing the Permit Fee for Fireplace Retail Store
- k. Resol. #406-2015 - Authorizing Participation in the State Health Benefits Program

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

**11. RESOLUTION NO. 407-2015 - APPROVAL OF MINUTES:
REGULAR MEETING 9/29/15
CLOSED SESSION 9/29/15**

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

12. PUBLIC COMMENTS

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

13. ADJOURNMENT:

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

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 393-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2367-2015 entitled:

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-54 ENTITLED "TRAFFIC CONTROL SIGNALS"

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 27th day of October, 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 2367-2015

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", MORE PARTICULARLY SECTION 232-54 ENTITLED "TRAFFIC CONTROL SIGNALS"

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

SECTION 1. Section 232-54 entitled "Traffic control signals" is hereby amended as follows:

§ 232-54. Traffic control signals.

B. No person shall make a right turn on red at any of the following described locations:

(3) Fair Lawn Avenue and Pollitt Drive

Add:

(b) From southbound on Pollitt Drive to westbound onto Fair Lawn Avenue from 7:00 a.m. to 8:00 pm.

Add:

(7) Fair Lawn Avenue and Orchard Street from 7:00 a.m. to 8:00 pm.

(a) From northbound on Orchard Street to eastbound onto Fair Lawn Avenue

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

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

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

ATTEST:

APPROVED:

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

John Cosgrove, Mayor

Introduced: October 13, 2015

Adopted:

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 394-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2365-2015 entitled:

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES"

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. 2365-2015

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 94 ENTITLED "FEES", ARTICLE VI, "SCHEDULE OF FEES"

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

SECTION 1: Chapter 94 Fees is hereby amended as follows:

ARTICLE VI, Schedule of Fees

Delete:

BB. Chapter 232, Vehicles and Traffic.

(2) Section 232-61 Administration

(b) Each non-resident vehicle \$3 per day or \$30 per month

Add:

BB. Chapter 232, Vehicles and Traffic.

(2) Section 232-61 Administration

(b) Each non-resident vehicle \$4 per day or \$40 per month

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 January 1, 2016.

Attest:

Approved:

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

John Cosgrove
Mayor

Introduced: September 29, 2015

Adopted:

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 395-2015

By

Seconded by

BE IT RESOLVED that Ordinance No. 2366-2015 entitled:

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 62 ENTITLED "ANIMALS", ARTICLE 1 ENTITLED "DOGS" AND CHAPTER 94 ENTITLED "FEES", ARTICLE VI ENTITLED "SCHEDULE OF FEES

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. 2366-2015

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 62 ENTITLED "ANIMALS", ARTICLE 1 ENTITLED "DOGS" AND CHAPTER 94 ENTITLED "FEES", ARTICLE VI ENTITLED "SCHEDULE OF FEES"

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

SECTION 1. Chapter 62 ANIMALS is hereby amended as follows:

§ 62-1. Definitions.

Delete:

PET SHOP – Any room or group of rooms, cage or exhibition pet, not part of a kennel, wherein dogs for sale are kept or displayed.

Add:

PET SHOP – any place of business which is not part of a kennel, wherein animals, including, but not limited to dogs, cats, birds, fish, reptiles, rabbits, hamsters or gerbils are kept or displayed chiefly for the purpose of sale to individuals for personal appreciation and companionship rather than for business or research purposes.

§ 62-3. Kennel, pet shop, shelter or pound.

Add:

G. There shall be a fee for an annual inspection: the fee as provided in § 94-12B (5).

SECTION 2. Chapter 94 Fees is hereby amended as follows:

ARTICLE VI, Schedule of Fees

B. Chapter 62. Animals.

(5) Section 62-8 Schedule of fees.

Add:

Pet Shops, dog grooming, kennels, shelters
annual inspection

\$100

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 September 29, 2015
Adopted:

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

CONSENT AGENDA 20-2015

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. #396-2015 – Refund of Overpayment of Taxes
- b. Resol. #397-2015 – Participating in the State of New Jersey Cooperative Purchasing Program
- c. Resol. #398-2015 – Participating in the Bergen County Cooperative Pricing System
- d. Resol. #399-2015 – Participating in National Cooperative Contracts
- e. Resol. #400-2015 – Requesting Approval of a Special Item of Revenue – Clean Communities
- f. Resol. #401-2015 – Extension of Contract: Private Collection of Municipal Court Debt
- g. Resol. #402-2015 – Professional Services – Investigating Counsel: Charles Rabolli, Jr.
- h. Resol. #403-2015 - Authorizing Awarding of Contract with Cranford Cooperative Pricing
- i. Resol. #404-2015 - Confirming Endorsement of CDBG Application Rebuilding Together Bergen County
- j. Resol. #405-2015 - Reducing the Permit Fee for Fireplace Retail Store
- k. Resol. #406-2015 - Authorizing Participation in the State Health Benefits Program

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 396-2015

By

Seconded by

WHEREAS, the Tax Collector has requested permission from the Borough Council to make refunds of tax/water overpayments in accordance with the directive of the Director of Local Government Services;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the Tax Collector be and is hereby authorized to make refunds to the following as listed;

BE IT FURTHER RESOLVED that the Treasurer/Chief Financial Officer be and is hereby authorized to make payments upon receipt of proper vouchers.

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
3709	2	Robert E. Spiotti, Esq. for Mahler Tuckman Realty Assoc. Fairfield, New Jersey 07004	\$2,382.56

(Refund of overpayment of 2012, 2013 & 2014 taxes as a result of a Tax Court Judgment)

4802	3	Zipp & Tannenbaum, LLC for 15-01 Pollitt Drive 280 Raritan Center Parkway Edison, New Jersey 08837	\$142.22
4802	3	Zipp & Tannenbaum, LLC for 15-01 Pollitt Drive 280 Raritan Center Parkway Edison, New Jersey 08837	\$3,331.63

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
4802	3	Zipp & Tannenbaum, LLC for 15-01 Pollitt Drive 280 Raritan Center Parkway Edison, New Jersey 08837	\$3,709.88

(Refund of overpayment of 2014 taxes as a result of a Tax Court Judgment)

4321	41	1-37 Kenneth Ave. LLC c/o D. Kondo 33-15 Hamilton Road Fair Lawn, New Jersey 07410	\$85.01
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(Refund of overpayment of 2015 taxes as a result of an overpayment)

3619	3	Singh, Harmail 12-23 Scribner Road Fair Lawn, New Jersey 07410	\$677.60
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(Refund of overpayment of water charges as a result of a high estimated bill)

1604.01	32	Picinich, Constance 223 Godwin Avenue Ridgewood, New Jersey 07450	\$13.60
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(Refund of overpayment of 2015 water charges as a result of a high estimated water bill)

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 397-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn wishes to avail itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State of New Jersey by the Division of Purchasing and Property in the Department of the Treasury pursuant to N.J.S.A. to 40A: 11-12; and

WHEREAS, the purchasing agent has recommended the utilization of these contracts on the grounds that it represents the best price available; and

WHEREAS, the Chief Financial Officer will certify the availability of funds for the following contracts:

A& K Equipment
A. J. Abrams
Beyer Bros. Corp.
Beyer Ford
Circle Brake of Passaic
Cliffside Body Corp.
Command Radio Communications
Commercial Recreation
Consolidated Motor Oils
Consolidated Steel & Aluminum Fence Co.
Continental Fire & Safety
Craft Oil Corp.
David Weber Oil

Lowe's Home Centers
Major Police Supply
N. J. Fire Equipment
Northeastern Arborist
Old Dominion Brush Co.
Olympic Glove & Safety
PPC Lubricants
Riccardi Bros.
Sanofi Pasteur Inc.
Sherwin Williams
Staples Business
Advantage
State Line Fire & Safety
Stewart & Stevenson
Power Products

Dell Marketing
Demco Co.
Eagle Point Gun
Foley Inc.
General Recreation
Gold Type Business Machines (G.T.B.M. Inc.)
Grainger, W.W.
Hach Company
Hertrich Fleet Services
Inter City Tire
Jewel Electric
Absolute Auto Flat Glass
Kyocera
Lawson Products
Life Savers

D/B/A Atlantic Power
Systems
Storr Tractor
Superior Distributors
10-75 Emergency
Lighting
Tilcon New York Inc.
Trico Equipment Inc.
Trius Inc.
Turn Out Uniforms
Tycar Automotive D/B/A
United Motor Parts
United Rentals
W.B. Mason
W.E. Timmerman
Winner Ford

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the above-mentioned vendors, be awarded the contracts as recommended by the Purchasing Agent.

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 398-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn wishes to avail itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the County of Bergen Division of Purchasing Registered Cooperative Pricing System #11-BeCCP; AND

WHEREAS, the Purchasing Agent has recommended the utilization of these contracts on the grounds that it represents the best price available, and

WHEREAS, the Chief Financial Officer will certify the availability of funds when required for the following contracts:

American Paper Towel
Aquarius Supply Inc.
Calico Industries
Garden State Highway Products
Jewel Electric
John A. Earl
John Deere Landscapes
Main Lock
Northeastern Supply
PPC Lubricants
Rachles/Michele's Oil Co. Inc.
Stone Industries
Storr Tractor Co.
Tilcon New York Inc.
V. E. Ralph & Son, Inc.
Wallington Plumbing Supply
Wilfred MacDonald Inc.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the above-mentioned vendors, be awarded the contracts as recommended by the Purchasing Agent.

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 399-2015

By

Seconded by

WHEREAS, the Borough of Fair Lawn wishes to avail itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment through nationally recognized and accepted cooperative purchasing agreements pursuant to Governor Christie's approved Assembly Bill 2786 and P.L. 2011, C139; and

WHEREAS, the purchasing agent has recommended the utilization of these contracts on the grounds that it represents the best price available; and

WHEREAS, the Chief Financial Officer will certify the availability of funds for the following contracts:

HOUSTON-GALVESTON AREA COUNCIL COOPERATIVE PURCHASING PROGRAM
Fischer Scientific Company, LLC

NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE (National IPA)
CDW-G
Jack Doheny Companies
Office Depot

NATIONAL JOINT POWERS ALLIANCE (NJPA)
NAPA Auto and Truck Parts (P & A Auto Parts)
McGrath Municipal Equipment
Steelcase Inc.
Trico

THE COOPERATIVE PURCHASING NETWORK (TCPN)
HON Company

U S COMMUNITIES GOVERNMENT PURCHSING ALLIANCE
CINTAS

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the above-mentioned vendors, be awarded the contracts as recommended by the Purchasing Agent.

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 400-2015

By

Seconded by

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount, and

WHEREAS, the Borough of Fair Lawn has received a grant from the State of New Jersey Solid Waste Administration Grant.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Lawn, does hereby request the director of the Division of Local Government Services to approve the inclusion of an additional item of revenue in the amount of \$60,032.12 captioned Clean Communities Grant; and

BE IT FURTHER RESOLVED that a like inclusion of \$60,032.12 is hereby made by including appropriations under the caption State and Federal Programs Off-Set by Revenue: Clean Communities Grant; and

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed with the Director of the Division of Local Government Services.

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 401-2015

By

Seconded by

WHEREAS, pursuant to Resolution No. 399-2013 dated December 10, 2013, the Borough entered into a contract with Alliance One Receivables Management, Inc., having an office located at 4850 Street Road E, Suite 300, Trevose, Pennsylvania 19053 for the Private Collection of Municipal Court Debt services as approved by the Administrative Office of the Courts on November 19, 2013; and

WHEREAS, said Contract contained a provision to extend said contract for another year at the Borough's option;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the Borough exercise said option and the contract be extended for a period of one year, beginning November 19, 2015 and ending on November 18, 2016;

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

October 13, 2015

RESOLUTION NO. 402-2015

By

Seconded by

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

WHEREAS, Charles Rabolli, Jr., Esq. having an office located at 79 N. Franklin Turnpike, Suite 202, Ramsey, New Jersey, 07446, has agreed to provide said legal services;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that Charles Rabolli, Jr., Esq. of 79 N. Franklin Turnpike, Suite 202, Ramsey, New Jersey 07446 be and he is hereby appointed to handle the aforesaid matters effective September 18, 2015 and terminating on December 31, 2015.

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

BE IT FURTHER RESOLVED that Charles Robolli, Jr., Esq. 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

October 13, 2015

RESOLUTION NO. 403-2015

By

Seconded by

WHEREAS, according to guidelines set forth by the State of New Jersey Department of Community Affairs/Division of Local Government Services allowance is granted to registered members identified in a contract, are subject to the overall terms of a master contract awarded to a cooperative; and,

WHEREAS, the Borough of Fair Lawn is a member of the Cranford Cooperative Pricing System - ID # 47-CPCPS; and

WHEREAS, the Borough of Fair Lawn intends to enter into a purchasing agreement for the purchase of two (2) 2016 Ford Utility Police Interceptors, 4 Door SUV in a total amount of \$49,106 from Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07962 which shall be subject to all the conditions applicable to the current Cranford Police Cooperative Pricing System;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Fair Lawn, pursuant to guidelines set forth by Department of Community Affairs, have allocated for the purchase of Police vehicles in the 2015 Municipal Budget-Police Department Other Expenses, and through this resolution a certification of availability of funds will be made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Fair Lawn authorizes the Borough Manager to purchase the above listed vehicles from Beyer Ford pursuant to all conditions of the Cranford Police Cooperative Pricing System; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Borough of Fair Lawn and the Cranford Police Cooperative Pricing System shall be from January 1, 2015 to December 31, 2015.

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 404-2015

By

Seconded by

WHEREAS, a Bergen County Community Development grant of \$13,445.50 has been proposed by Rebuilding Together Bergen County for a Fire Safety Program in the Borough of Fair Lawn, and

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

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

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

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

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 405-2015

By

Seconded by

WHEREAS, John Susnosky, owner of Light My Fire, LLC has submitted plans to relocate his retail fireplace store to 97 Lincoln Avenue, Fair Lawn, New Jersey 07410; and

WHEREAS, the plumbing and fire permits would cost \$11,400.; and

WHEREAS, this is a unique situation since this business is selling fireplaces and requires a large number of burning displays; and

WHEREAS, John Susnosky of Light My Fire, LLC has requested that the fees be reduced since the high cost of the permits creates a hardship for him relocating his business to Fair Lawn;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the plumbing and fire permits for Light My Fire, LLC at 97 Lincoln Avenue be reduced to \$1,800.

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 406-2015

By

Seconded by

WHEREAS, the Mayor and Council of the Borough of Fair Lawn authorizes the participation in the State Health Benefits Program of the State of New Jersey in accordance with the attached Schedule A.

HB-0077-1213

STATE OF NEW JERSEY — DEPARTMENT OF THE TREASURY
 DIVISION OF PENSIONS AND BENEFITS
STATE HEALTH BENEFITS PROGRAM
SCHOOL EMPLOYEES' HEALTH BENEFITS PROGRAM
 PO BOX 299 TRENTON, NEW JERSEY 08625-0299

RESOLUTION

A RESOLUTION to authorize participation in the State Health Benefits Program and/or School Employees' Health Benefits Program of the State of New Jersey.

BE IT RESOLVED:

1. The Borough of Fair Lawn 22-6001794
CORPORATE NAME OF EMPLOYER STATE SOCIAL SECURITY I.D. NUMBER
 hereby elects to participate in the Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey (N.J.S.A. 52:14-17.26 and N.J.S.A. 52:14-17.46.2) and to authorize coverage for all the employees and their dependents thereunder in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees' Health Benefits Commission.
2. A. We elect to participate in the Employee Prescription Drug Plan defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees' Health Benefits Commission.
 B. We will be maintaining _____ as our prescription drug plan.¹ This plan is comparable in design to the State Employee Prescription Drug Plan.
NAME OF PLAN
 C. We will not have a stand-alone prescription drug plan and understand that prescription drug coverage will be provided based on the medical plan chosen by the subscriber.
3. A. We elect to participate in the Employee Dental Plans defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission.
 B. We will be maintaining Delta Dental as our dental plan.¹
NAME OF PLAN
 C. We will not have a dental plan.
4. We elect 35² hours per week (average) as the minimum requirement for full time status in accordance with N.J.A.C. 17:9-4.6.
5. As a participating employer we will remit to the State Treasury all charges due on account of employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated thereunder.
6. We hereby appoint Karen Palermo / Chief Financial Officer to act as
NAME/TITLE
 Certifying Officer in the administration of this program.
7. This resolution shall take effect immediately and coverage shall be effective as of February 1, 2016
DATE
 or as soon thereafter as it may be effectuated pursuant to the statutes and regulations (can be no less than 75 or 90 days pursuant to the provisions of N.J.S.A. 17:9-1.4).

NOTE: AN INDIVIDUAL IS PERMITTED COVERAGE AS AN EMPLOYEE, RETIREE, OR DEPENDENT. MULTIPLE COVERAGE UNDER THE SHBP OR SEHBP IS PROHIBITED.

¹ If not electing prescription drug coverage and/or dental plan participation through the State Health Benefits Program or School Employees' Health Benefits Program, attach copies of the current prescription drug and dental plan contracts.

² As of 6/1/2010, may not be less than 25 hours per week for employees, or 35 hours per week for elected or appointed officials.

I hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the:

Borough of Fair Lawn
CORPORATE NAME OF EMPLOYER
 on the 13th day of October, 2015

SIGNATURE
Municipal Clerk / Deputy Manager
OFFICIAL TITLE

160
NUMBER OF EMPLOYEES
8-01 Fair Lawn Avenue
STREET ADDRESS
Fair Lawn NJ 07410
CITY STATE ZIP CODE
201 796-1700
AREA CODE TELEPHONE
22-6001794
EMPLOYER'S STATE SOCIAL SECURITY IDENTIFICATION NUMBER

Aye Nay Abstain

Dunay
Lefkowitz
Peluso
Swain
Cosgrove

October 13, 2015

RESOLUTION NO. 407-2015

By

Seconded by

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

Regular Meeting 9/29/15
Closed Session 9/29/15

are hereby approved