

REGULAR MEETING OF MARCH 19, 2013

Mayor Cosgrove called the meeting to order at 7:30 p.m.

In accordance with the Open Public Meetings Act, annual notice of all meetings of the Borough of Fair Lawn was published in "The Record" issue of December 14, 2012. Notices were also posted on the bulletin board located on the first floor of the Municipal Building; copies were mailed to The Community News and posted on the Borough of Fair Lawn website. The annual notice identified the meeting location and the time of Council Meetings and Work Sessions.

PRESENT: Mayor Cosgrove, Deputy Mayors Baratta and Trawinski, and Councilmember Peluso.

ABSENT: Councilmember Swain

ALSO PRESENT: Manager Metzler, Municipal Clerk Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Mondello.

John Gatens was called upon to lead the Pledge of Allegiance. He is a 90 year old Veteran of World War II and was taken prisoner during the Battle of the Bulge. He was held in a Nazi Prison Camp.

The Choir from the Van Riper Ellis Broadway Baptist Church sang the Star Spangled Banner. Detective David Boone is the Pastor of the Church.

POLICE PROMOTIONS:

Lieutenant Robert Kneer was sworn in as Captain.

Sergeant James Corcoran was sworn in as Lieutenant.

Detective Timothy O'Shaughnessy was sworn in as Sergeant.

Manager Metzler read the biographies of each officer.

Deputy Mayor Baratta congratulated all of the officers and wished them well.

Councilmember Peluso congratulated the officers and thanked them for their service.

Manager Metzler invited everyone, on behalf of the PBA, to a reception at Fire Co. #4

Councilmember Peluso congratulated all of the officers and thanked them for their service to the community.

Mayor Cosgrove thanked everyone for their service and offered his congratulations to all of the officers.

Deputy Mayor Trawinski noted there are 60 years of experience in these three gentlemen. He congratulated them for a job well done.

COUNCIL COMMENTS

Councilmember Peluso stated he and Mayor Cosgrove will attend the Community Development Block Grant meeting next week.

Deputy Mayor Trawinski stated he attended the Broadway Improvement Corporation meeting. He gave their financial statements to the Municipal Clerk.

Two weeks ago, he and his wife saw the play Wicked and were proud to see Fair Lawn's own Donna Vivino having the lead role in it. It was exciting to see her perform the lead role.

Finally, the Fair Lawn Rescue Squad is having a fundraiser at Bourbon BBQ on March 21st and 26th. 20% of the proceeds will be donated to the Rescue Squad.

Deputy Mayor Baratta stated it was always a nice celebration when they are promoting officers. They are thrilled to do it and very proud about it as well.

Tomorrow is the first day of spring! She hoped that the change in the calendar from winter to spring comes to fruition.

Deputy Mayor Baratta mentioned that Bergen County would be holding a job fair March 21 at Bergen Community College, the Pitkin Education Center. It will be held from 9:00 a.m. to 3:00 p.m. More information can be obtained on either the County or the college website.

Mayor Cosgrove stated this week he attended a flood meeting in Lodi with local officials discussing the Marsellus Avenue Bridge in Lodi where there is a middle pier that gathers debris. Their intent was to get some FEMA grants to fix the problem. He was hopeful that it would help ease the flooding in the towns down river.

On Sunday he went to Bris Avroham with the County Executive and Freeholder Ganz where they made matzos. It was a lot of fun with the children.

The League of Women Voters held a forum on pedestrian safety. Unfortunately this week they lost another pedestrian that was hit on River Road in the cross walk. They are going to be vigilant about this, he urged everyone to stop for people in a cross walk. This is a very sad situation. In a two month period on River Road there were two incidents, one was a fatality and the other was two children that were struck. He felt it was time for everyone to take responsibility to do this. The safety forum was very informative. Someone recommended that either the Borough or a service organization put a neon snap on themselves.

Mayor Cosgrove reported that the ADA Committee held their St. Patrick's Day Dance at the Community Center which was attended by over two hundred people. They will be hosting a dance for teens with special needs that will be held on Friday, April 5th from 7 to 9 pm. Students from St. Anne's, the High School National Honor Society and the Boy Scouts have all volunteered to help and ensure that the guests have a great experience.

The Committee recently learned that the Interact Club at the High School has selected the barrier free community playground at Berdan Grove to be the recipient of their annual cut-a-thon.

Fair Lawn All Sports will be holding registration for their star soccer program for children with special needs on April 2 and April 9 from 7 to 9 p.m. at the Community Center. The program is for children ages 5 through 16. More information can be obtained on Fair Lawn All Sports website.

On April 7 from 1:00 to 4:00 p.m. at the Knights of Columbus there will be a benefit for a Fair Lawn resident, Patrick McGowan, who had a lung transplant. There will be a \$40 donation which will include food, beer, wine, soda and entertainment.

Deputy Mayor Baratta congratulated St. Anne's Cheerleaders who won the National Championship in Florida.

Mayor Cosgrove said he attended St. Anne's 26th Annual St. Patrick's Day parade. He thanked everyone for the invitation.

MANAGER'S REPORT:

Manager Metzler said there were no changes to the report.

PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

Upon motion by Deputy Mayor Trawinski and a second by Councilmember Peluso, the time for public comments on Agenda items only was opened.

Pam Coles, 13-34 George Street asked for details on Resolution No. 131-2013 Marsellus Street Bridge. Mayor Cosgrove explained that the bridge had three piers and during a storm the middle pier gets hung up with debris which makes the flooding worse. The County is filing for grants with FEMA to correct the situation.

There being no further comments from the public, upon motion by Deputy Mayor Trawinski and a second by Deputy Mayor Baratta, the time for public comments was unanimously closed.

RESOLUTIONS BY CONSENT #7-2013

Upon motion by Deputy Mayor Baratta and a second by Deputy Mayor Trawinski, Consent Agenda #7-2013 containing the following items was unanimously passed.

- a. Resol. #122-2013 – Approval of Minutes:
 - Work Session 2/5/13
 - Closed Session 2/5/13
 - Special Meeting 2/19/13
 - Closed Session 2/19/13
 - Regular Meeting 2/19/13
 - Closed Session 2/19/13
- b. Resol. #123-2013 – Authorizing Execution of the Consent Decree for Settlement of NJ Department of Environmental Protection vs. Occidental Chemical Corporation, et al
- ~~c. Resol. #124-2013 – Refund of Overpayment of Taxes~~
- d. Resol. #125-2013 – Transfer of Funds
- e. Resol. #126-2013 – Temporary Emergency Appropriation
- f. Resol. #127-2013 – Multi-Year Contract: Global Connect
- g. Resol. #128-2013 - Memorializing Settlement of Joseph Cook - A Final Notice of Disciplinary Action Dated August 16, 2012
- h. Resol. #129-2013 - Award of Bid: Concrete Repair and Replacement
- i. Resol. #130-2013 - Authorizing Settlement of Robert Kneer v. Borough of Fair Lawn, et al
- j. Resol. #131-2013 - Marsellus Street Bridge
- k. Resol. #132-2013 - Interlocal Services Agreement: River Vale - Purchase of Emergency Service Listings

PUBLIC COMMENTS:

Upon motion by Deputy Mayor Trawinski and a second by Councilmember Peluso, it was unanimously agreed to open the time for public comments.

Pam Coles, 13-34 George Street, stated that she attended the budget meeting and felt that the Mayor and Council did a good job on it. She felt that Manager Metzler has turned this town around. She was proud to have hm as Manager and thanked him for a job well done.

Ms. Coles questioned the rezoning of the Naugle House. Attorney Mondello advised that he had prepared a draft of an ordinance which he has circulated to the Mayor and Council and Planning Board.

Ms. Coles spoke about the Vanderbeck property being under contract and expressed her hope that the Mayor and Council would be good stewards to the house.

Mayor Cosgrove stated both parties that were interested in the property said they would build assisted living there.

There being no further comments, upon motion by Deputy Mayor Baratta and a second by Deputy Mayor Trawinski the time for public comments was unanimously closed.

CLOSED SESSION RESOLUTION

Upon motion by Deputy Mayor Trawinski and a second by Councilmember Peluso, the following closed session resolution was unanimously adopted at 8:12 p.m.

WHEREAS; the Open Public Meeting act of the State of New Jersey permits the public to be excluded from certain matters to be discussed by the Governing Body; and

WHEREAS; the Mayor and Council of the Borough of Fair Lawn desire to discuss Pending Litigation - Bolkin; and

WHEREAS; these matters are ones which permit the exclusion of the public from such discussions; and

WHEREAS; minutes will be taken during this closed session and once the need for confidentiality no longer exists the minutes will be available to the public.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the public be excluded since these matters as set forth above are ones which permit the exclusion of the public from such discussions.

ADJOURNMENT:

Upon motion by Deputy Mayor Baratta and second by Deputy Mayor Trawinski the meeting was adjourned at 8:20 p.m.

Respectfully submitted,



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

The undersigned have read and approve the foregoing minutes.



Mayor John Cosgrove



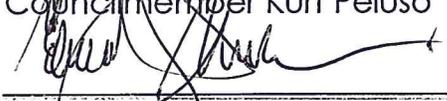
Deputy Mayor Jeanne Baratta



Councilmember Kurt Peluso

Absent

Councilmember Lisa Swain



Deputy Mayor Edward Trawinski