

WORK SESSION OF FEBRUARY 5, 2013

Mayor Cosgrove called the meeting to order at 7:31p.m.

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

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

REVIEW OF TENTATIVE AGENDA

Councilmember Peluso asked when the appointments to the Environmental Commission and Planning Board will be discussed. Mayor Cosgrove stated they advertised the positions and were waiting for responses. Assistant Municipal Clerk Bojanowski stated that Municipal Clerk Kwasniewski had stated this item would be on the February 19th agenda, and that copies of the Citizen Leadership Forms will be sent to the Council.

Deputy Mayor Trawinski asked about the Transfer of Funds. Manager Metzler stated they were transferring excess funds from Wages and Salaries to cover some outstanding expenses.

COUNCIL LIAISON REPORTS

Councilmember Swain stated that the ADA Committee was meeting on Thursday. Tom Toronto of United Way of Bergen County will speak on housing for adults with special needs. Committee member Brian Keene will be attending the County's meetings on disability services and will report back to the Committee

The Green Team is launching their One Pound at a Time Campaign on February 20th. She distributed a sample brochure to the Council. The tentative date for the spring walk is June 1st. This event will replace the Canoe Regatta.

Councilmember Peluso stated that the Garden Committee is on hiatus until the warmer weather. The Alliance for Substance Abuse Prevention will be meeting later in the week to review grant opportunities.

Deputy Mayor Trawinski reported that the Planning Board met Monday night. Landmark asked for a deferral to memorialize both the underlying resolution and the subsequent resolution that found compliance with the Planning Board's desire to have affordable units more integrated into the development. The Planning Board considered a request for an adjournment of an applicant

manager on 20-01 Maple Avenue that has been lurking around for a year on a CO. They also considered a request for some variance relief for applicants who have been in Municipal Court in 2009 and 2010 for Zoning violations, before finally filing a Zoning application in 2011 which stays any proceedings in Municipal Court. The applicant proceeded to adjourn that matter for over a year. The applicant sought another adjournment and the Board listened to his arguments and was persuaded to allow the applicant to dismiss the application without prejudice and give the applicant 30 days to re-file with no additional filing fees, assuming all escrows and filing fees have been paid in the first instance and assuming that the applicant on refiling also provided the applicant with simultaneously serving notice to an updated list of property owners. Failing that it would convert to an automatic dismissal with prejudice. The Board granted the applicant this courtesy because the applicant's attorney was not present and he was arguing his own position. Otherwise, it would have been dismissed. He has been serving on the Board for over a year now and this is the first he has heard of this application in all his time on the Council.

Deputy Mayor Baratta reported that the Environmental Commission was meeting tomorrow.

Mayor Cosgrove stated that the Fire Board was meeting next week. The Shade Tree Commission noted that trees can only be planted up to ten feet from the right of way. They discussed changing the ordinance to move the area further back onto the homeowner's property and away from the electrical wires, since they have had numerous power outages. The Commission will prepare something for the Council's review. Deputy Mayor Trawinski stated they could not do that without the permission of the property owners. Deputy Mayor Baratta thought residents prefer trees be planted in the planting strips instead of on their lawns. Councilmember Swain stated that Glen Rock and Ridgewood were going through the same process.

Mayor Cosgrove attended the Property Maintenance meeting, at which time they were told that the Borough was cutting the grass for 29 homes in foreclosure. Manager Metzler stated there was a property on Boyd Street that had a tree in the pool, but the tree is coming off the neighbor's property and it is the neighbor's responsibility to remove it. There has been damage on four occasions to the fence that secures the rear of the property, which the Borough has repaired to prevent children from falling into the pool. They are also maintaining the property, but there is a limit to what the Borough can do.

Mayor Cosgrove stated that many homes are unsightly and in need of improvements. Manager Metzler stated that they have been maintaining several homes for years. Mayor Cosgrove asked if there was a way to remove the burden from the Borough and place it on the bank that owns the home.

Manager Metzler stated that before the Borough assumes the maintenance of the property a summons is issued and certified letters are sent between the mortgage holder and the town. Once the neighbors start complaining they assume the maintenance of the property. Some houses have been maintained for three years and the Borough does not get reimbursed until the house is sold.

DISCUSSION OF THE THEATRE AT THE COMMUNITY CENTER

Manager Metzler stated that he followed up on Councilmember Peluso's previous inquiry, which does not relate to the scheduling of the theatre itself but rather the multiple scheduling of other facilities such as the teen room, conference room, card room and the atrium. Robin Schamach, Corporate and Cultural Planner who handles the bookings for those locations, has received a number of inquiries from organizations looking to utilize those rooms for an extended period of time. The current ordinance does not allow Ms. Schamach to offer a discount for repeated use, such as once a week for the entire year and their daily rate is not competitive. A change in fee schedule would be necessary. He did not anticipate this coming before the Council in the next two months because they were immersed in the budget and this would require time to put together. This is an opportunity to generate revenue for space that is not being used. Mayor Cosgrove clarified that this was more commercial or business groups and would not be the same hours of the theatre's operation.

Councilmember Peluso asked if Manager Metzler would notify the Community Center 501(c)3 Committee that they were looking into this and get their feedback. Mayor Cosgrove stated that the Committee was always on board with trying to attract business during the day.

DOBROW COMPLEX – SKATE PARKS GRANTS

Manager Metzler stated that the Borough has applied for a number of grants for the skate park at Dobrow Complex. Walsh Pool is currently being filled. In 2010 they received a \$30,000 grant from the County for the skate apparatus, which was purchased for \$17,000. The equipment has been in storage since it was removed about one month after installation. Engineer Garrison initially suggested putting down a rectangular macadam area with fencing and installing the equipment. If they could get grant money there were benefits to adopting the version of the skate park with the berm, which would protect the playground from noise. The project could be expanded in phases through future grant opportunities. They currently have \$30,000 in funds from the County from 2010 and have the potential for another \$50,000 grant from a 2012 grant.

When All Sports made their presentation Councilmember Swain raised the question of priority, as there was a grant application submitted for both the

skate park and the ADA playground. The Borough did not list a priority; however, the County assumed priority was given to the skate park. All Sports has suggested moving the skate park to an area that has the potential to create the same problems that existed at Warren Point. It would be out of view and next to a playground.

The Council needs to decide if they want to keep the land pristine, abandon the skate park and wait and see what transpires with All Sports. If that is the case, the County is willing to take the \$30,000 grant funds committed in 2010 for the skate park and the \$50,000 they would be receiving this year and apply it to the ADA Playground. They could either absorb the cost of the skate park or could continue to store the skate park apparatus. There were two grants hanging in the balance and they needed to make a decision.

Deputy Mayor Trawinski stated that he supported the ADA playground. They have time on the skate park since All Sports is going to present a more detailed plan. The ADA playground is a commitment they made and he felt they should honor that commitment first. Councilmember Peluso agreed. They can store the skate apparatus until the time is right.

Deputy Mayor Baratta stated that she did not agree with the rendering presented by All Sports since the playground was too small. Mayor Cosgrove stated that All Sports understood it was a work in progress, but they wanted a seat at the table. Mayor Cosgrove stated that they would have more room for a playground if they removed the skate park. Deputy Mayor Baratta was not sure she wanted to remove the skate park since they have talked about it for several years. Deputy Mayor Trawinski stated that they made a commitment to the 5th graders and others who were chased out of parking lots.

Councilmember Swain stated that she supported the ADA playground. She felt they should acknowledge the efforts of Allan Weitzman who designed the plans for Walsh Park, and suggested sending him a thank you note from the Council for getting the ball rolling. Berdan Grove has now been established as the perfect place for the ADA playground and the park is overdue for a total makeover. They need to think about their residents with special needs.

Manager Metzler explained that the County was receptive to moving the money to the ADA project but want assurance it will have a substantial impact on proceeding with the project. If Council commits to the \$80,000 grant there will be another \$80,000 coming out of capital projects. A partial project might not require ripping out the entire playground. Councilmember Swain stated that the plan could be broken down into phases depending on the money allocated. Mayor Cosgrove also supported the ADA playground.

There was unanimous consensus to transfer the grant money to the Berdan Grove Inclusionary Playground project and withdraw the grant application for the Skate Park at Walsh Park.

HOLIDAY DISPLAY POLICY

Mayor Cosgrove explained that a resident asked if next year they could leave the holiday decorations up for one more day, as this year they were taken down the day before the Russian Orthodox Christmas holiday. Manager Metzler asked if the holiday fell on the same day each year. The declared policy states that the Borough's holiday display will begin on the first Tuesday of December and conclude immediately following January 2nd. Mayor Cosgrove suggested holding off on any changes until he contacts the resident to find out if the date of this holiday changes each year.

DISCLOSING PHOTOS OF DOG ATTACK

Deputy Mayor Trawinski stated that misinformation was posted by the owners of the two dogs that killed a dog and attacked its owner. He felt they had an obligation to the residents to disclose the photos of the dog that was killed on their website, with the warning that the pictures were graphic. The owner persists in continuously submitting false information. The Manager very tactfully defined that false information in his story. If possible, they should put the entire file out. It is not true that this resident did not have another incident on her property and in fact, put her own pit bull to sleep after the incident.

Deputy Mayor Baratta stated that while she agreed with the sentiment she did not agree with publishing the pictures to the public. She had difficulty looking at the pictures and she did not want a child or anyone else to stumble upon them. She was absolutely opposed to releasing the pictures to the public. If a resident wants to view the pictures they could make arrangements to do so since they are public record. Deputy Mayor Trawinski understood and appreciated her comments, but children are able to access far worse pictures through internet searches. The pictures could be placed in a separate area of the website which required some sort of adult password so a child could not access them.

Councilmember Swain agreed with Deputy Mayor Trawinski's sentiment but did not feel the Borough website was the proper venue. The prosecutor and defense attorneys will receive this information and anyone wishing to see the pictures can do so. She felt the Borough website is for informational purposes. By putting up these pictures they were bending to public opinion instead of governing.

Deputy Mayor Trawinski felt they were protecting people who might not otherwise appreciate the seriousness of this attack. Hopefully they were provoking conversations between parents and children on how to be careful when they see dogs roaming loose and were possibly saving lives. Councilmember Swain stated they could do that without placing graphic pictures on the Borough website.

Manager Metzler stated that Tom, the reporter from the Community News and Zak, from Patch have been in to see him on this issue. Although Zak was not sure he would print the pictures, he did file an OPRA request for a copy so he could discuss this further with his supervisor. He reiterated that any resident wishing to see the pictures had the ability to do so. Deputy Mayor Trawinski suggested putting a notice on the website advising residents they had the right to view the pictures and learn the facts about this horrific situation. Councilmember Peluso stated that he could support Deputy Mayor Trawinski's suggestion, although Deputy Mayor Baratta disagreed.

There was consensus to put a notice on the Borough's website advising residents they could see the pictures of the dog killed in the attack, with Deputy Mayor Baratta dissenting.

SENATOR GORDON'S BILL ON GUN CONTROL

Councilmember Peluso stated that Senators Gordon and Codey were working on legislation regulating sales of military style weapons. The Senators sent a letter asking various Councils to issue a resolution supporting Resolutions No. 97, No. 136 and S2497. Councilmember Swain stated that Senator Gordon had already received a copy of the recent resolution passed by the Council. She felt that was sufficient. Deputy Mayor Trawinski agreed but stated they could do another resolution if Senator Gordon indicates their resolution does not sufficiently address his concerns.

POT HOLES IN THE PARK

Councilmember Peluso stated there are white circles around the pot holes in Gregory Park, which were placed by a bike rider as safety reminders. He asked if Manager Metzler could have the Parks Department repair the paved walkways before a resident gets injured.

Deputy Mayor Trawinski suggested checking with Joe Crifasi, Public Works Superintendent at the County about using their pot hole filler, although they may have to wait until warmer weather.

MUNICIPAL BUILDING SUMMER HOURS

Manager Metzler proposed closing the Borough again on Fridays during the summer months. As a result of the new air conditioning work, they will be able to shut down service when the building is not in use. The survey indicated the residents were neutral on this matter and no residents were inconvenienced.

Councilmember Peluso asked if there were any savings to having the Borough only open four days a week. Manager Metzler stated that there were substantial savings in overtime because the arrangements they worked out with the employees stipulated that schedules had to be built without occurring any overtime. There were also savings as a result of the power being shut down, but prior to the air conditioning repair they did not have the ability to shut down the entire building. More savings should be incurred this year.

Councilmember Swain asked to see a written analysis of the savings. Manager Metzler stated that will redistribute his report. Councilmember Swain stated that she would prefer that residents have services available every weekday. She asked how the employees felt. Manager Metzler stated that summer schedule was overwhelmingly favorable with the employees. Councilmember Swain asked if the Police Department was on a separate zone for air conditioning. Manager Metzler confirmed they were.

There was unanimous consensus to close Borough Hall on Fridays during the summer and have the employees work longer hours Monday through Thursday.

APPOINTMENT OF ALTERNATE REPRESENTATIVE TO THE JIF

Manager Metzler explained that each town has a commissioner in the JIF and he served as Fair Lawn's representative. He asked the Council's permission to appoint Jim Van Kruiningen as his alternate in the event he could not attend a meeting.

There was unanimous consensus to appoint Jim Van Kruiningen as Fair Lawn's alternate commissioner to the JIF.

GARDEN STATE GRANDMAS

Manager Metzler read a letter from the Garden State Grandmas, who have volunteered in Fair Lawn for 29 years. They would like to become a recognized volunteer group under the auspices and sponsorship of the Borough and receive coverage under the Borough's insurance. He recommended tabling this item for three months so they can discuss this with their insurance carrier and Borough Attorney first.

Mayor Cosgrove explained that the club had a national charter which charges the group \$1,000 per year in dues. If they come under the Borough's auspices the fee would only be \$250. Manager Metzler stressed that at some point they need to discuss the government's role regarding individual organizations and ultimately the residents' liability if someone gets hurt and applies to Workers' Compensation.

There was unanimous consensus to have Manager Metzler research this further and report back in three months.

REDUCING THE SPEED LIMIT ON SADDLE RIVER ROAD FROM BROADWAY TO SADDLE BROOK

Manager Metzler explained that the speed limit on Saddle River Road is 35 miles per hour from Broadway to the Saddle Brook border, where it drops to 25 miles per hour. Saddle Brook has again requested that Fair Lawn reduce the speed limit to 25 mph. Ultimately this is the decision of the County, who will look at traffic patterns and do studies. They have been reluctant to reduce the speed limit in the past. He suggested passing a resolution urging the County to re-examine the reduction of the speed limit.

Deputy Mayor Baratta supported reducing the speed limit because many people receive speeding tickets once they enter into Saddle Brook, as the speed limit signs are not clear. Deputy Mayor Trawinski stated that he would support this if Saddle Brook would agree to consistency in the speed limit on Midland Avenue between Saddle Brook and Fair Lawn, as that is also a speed trap for Fair Lawn residents. If a motorist fights a speeding violation in Saddle Brook they will win, because Saddle Brook never got the appropriate legal approval. Councilmember Swain stressed the need for appropriate signage regarding speed limits, beginning at Broadway.

There was unanimous consensus to send a resolution to the County requesting permission to reduce the speed limit to 25 miles per hour on Saddle River Road from Broadway to the Saddle Brook border and Midland Avenue from Broadway to the Saddle Brook border, with proper signage beginning at Broadway.

REQUEST FOR PROPERTY TAX REFUND DUE TO ERROR DURING THE REASSESSMENT – 16-23 ELLIOTT TERRACE

Manager Metzler distributed a memo from Assessor Henderson regarding a property owner who had an error in their reassessment, which identified a 364 square patio as a one story addition and resulted in an overpayment of \$494.26. At the time it was brought to the attention of the Tax Assessor, it was beyond the

period of appeal. The Assessor visited the property, acknowledged there was an error and is recommending reimbursement of the overpayment.

There was unanimous consensus to refund the tax overpayment of \$494.26.

CELL TOWER ON MUNICIPAL BUILDING

Attorney Mondello explained that the construction of the cell tower went out to bid and was awarded to a contractor who has refused to construct the tower because he cannot find anyone to actually install the cell antennae. Deputy Mayor Trawinski asked if there was a time period in the bid specifications or if they had any legal recourse. Attorney Mondello stated that he spoke to the contractor who said he could not do anything until the market changes. He will review the specifications and report back to the Council.

There was unanimous consensus to have Attorney Mondello review the bid specifications for the cell tower at the Municipal Building.

POLICE COMMUNICATIONS

Manager Metzler stated that they were supposed to move the Police Department's communication equipment to the cell tower and replace some cables. The underground phone lines tied to their repeaters are no longer functioning, causing dead spots in their radio communications which can be corrected by installing a microwave dish for a cost of \$224,000, eliminating the POTS line and the associated monthly fees. There is \$24,000 in a 2012 Capital ordinance designated for radio improvement and another \$100,000 in a 2010 ordinance identified for radio upgrades and design. He requested permission to use that Capital funding to move forward with the installation of the microwave dish as quickly as possible.

Deputy Mayor Trawinski asked if there were any other options which could correct the deficiency in the repeaters. Manager Metzler stated that the less expensive option is to use T-One lines but they will accrue monthly rental costs. Deputy Mayor Trawinski asked about going to a trunk radio system. Manager Metzler did not know if that was a short term fix. Mayor Cosgrove stated that it was also a safety issue in the Fire Department radios as there are gaps. Manager Metzler stated that the use of the microwave also benefits the EMS, Fire and DPW.

Deputy Mayor Trawinski stated that the trunk system could also benefit the groups. He asked the frequency of the microwave system and if any of the required FCC narrow banding frequencies would be used. Manager Metzler believed they were already within the narrow banding with the Police and Fire

Department and will be using the same frequencies. Deputy Mayor Trawinski asked if they would have the ability to communicate with other municipalities based on those frequencies. Manager Metzler stated they would be able to through the Fire Department frequency, but the Police and Ambulance would not. Deputy Mayor Trawinski express concern that in a post 9-11 world the County still did not have complete inter-operability of radio systems and had 800 different radio frequencies in existence. Mayor Cosgrove stated that the dispatcher could switch to the Fire frequency and dispatch to others. Manager Metzler stressed that this was not a problem with the repeater but rather with the aging POTS line. They can go to T-One or microwave. Mayor Cosgrove stressed that microwave was better because if they lose the phone connection the call is lost.

Councilmember Swain noted that this was a short term solution, but wondered if it could be turned into a long term solution. Manager Metzler explained that the money being utilized for this project will be used as they continue upgrading radio communications. They need to decide what they are going to do as they move forward with Police communications. There is a request in the Capital Budget for radio upgrades for equipment, which will need to be done even if they send Dispatch to the County. They can invest in a new communication center and the accompanying equipment or see if the County is going to take over communications. The total costs overall are \$1.5 million dollars. Regardless, they still need the microwave transmitter. Mayor Cosgrove stressed that the first responders are at risk because of communication gaps.

There was unanimous consensus to approve the installation of a microwave dish to improve communication for first responders.

MISCELLANEOUS PUBLIC COMMENTS

Ruth Gormans, 39-37 Sycamore Drive asked if there was any chance of going back to two mini buses. They have a beautiful Community Center with weekend shows and events that seniors would attend if they had a ride. She thought the mini bus should stop by some of the eateries in town so residents can stop and have lunch and boost revenues. She felt it was a big mistake to stop the mini bus because it caused a gap that prevents some seniors from getting to the Senior Center in time for lunch.

Mayor Cosgrove stated that the Council would like to be able to accommodate everyone, but current economic times make it difficult to justify a second bus. The Manager's office put a lot of time and effort into studying the mini buses. If things improve they can look into this again. Manager Metzler stated that many years ago they implemented a program for six months that had a mini bus complete its route and go past Kmart and the Garden State

Plaza once a week, but the number of riders did not support that type of service. They also looked at Glen Rock's model and concluded that it was not economically feasible to implement. They are currently researching a program which would run the mini bus on a regular schedule two days a week and have service by appointment provided by a Borough van the other three days. They will need to see if it is cost effective and how it meets the needs of the residents. If it appears beneficial they will present it to the Council. If it is cost prohibitive they will not pursue it. The savings in fuel for a van will offset the cost of a privatized service. He stressed that they do not have the funding to run two buses again, but are looking at ways to better accommodate the people who depend on this service.

Ms. Gormans felt that many residents do not know that Fair Lawn has a mini bus or even a pool. Manager Metzler stated that the survey confirmed that residents were not aware of the many amenities offered in the town. The new website will offer more information in this area. If a family has a child with special needs, they will know which playground addresses those needs or residents can learn which parks have a public bathroom or basketball court.

Larry Koplik, 6 Reading Terrace inquired about the Vander Beck property. Attorney Mondello reported that the property is for sale and that a developer may be interested. Mr. Koplik stated that a developer may be able to buy the house at market price, which could be lower than people think because the assessed value was reduced from \$900,000 to \$700,000. Real estate sites indicate that if someone wanted to sell this property it would be in the range of \$650 - \$675,000. The property could be cut in half and incorporated into the park using Green Acres money. They could reduce the size of the house and put easements on it and the Borough could sell it on the open market to a person who would appreciate it. Mayor Cosgrove stated that was speculation as the current asking price on the house is over \$2 million dollars. There is a developer interested in making this an assisted living facility. The Council cannot afford to buy the home. He suggested asking the County or the State to purchase the home.

Mr. Koplik expressed concerned that a developer might buy the home at the lower price and then tear it down. He felt this could possibly go to court because the adjacent site had been previously zoned for high density. Deputy Mayor Trawinski confirmed that the property was re-zoned years ago. He noted that the Open Space Committee approached Mrs. Vander Plaat about buying the home when she was alive, but she was not interested in selling it. After she passed away they inquired again and the response was that the property was available for \$2.1 million. Governing is about setting priorities and if he had to choose between that home and protecting the residents whose homes have been flooded consistently, he was more interested in trying to help those 47

homeowners and restoring that property to open space. The County is not interested in acquiring the home, although they would make funding available to municipalities that are interested on a priority-needed basis.

Felice Koplik, 6 Reading Road stated that the Vander Plaat house was a beautiful home filled with history dating back to the Revolutionary War. Mr. Vander Platt was a three time mayor in the 1950's and lived in the home for over 20 years. To lose the home and the history connected with it would be very tragic for Fair Lawn. She asked what avenues the Open Space Committee or the Historic Preservation Commission should be pursuing to protect the house from being torn down and turned into an assisted living. The house is on the State and national register and it is related to the Naugle site, as the same family owned all that property. She wondered if she should continue speaking to Preservation New Jersey. Mayor Cosgrove reiterated that there was too much speculation. He stressed that the Council did not have the funds to put towards the purchase.

Deputy Mayor Trawinski stated that the Open Space Committee has done a good job of acquiring properties throughout town, but understands that limited resources prevent them from acquiring all the properties they desire. Councilmember Peluso stated that Ms. Koplik should continue to try to obtain funding to preserve the house.

Ms. Koplik stated that Michael Hakim wanted her to ask the Council if he should continue pursuing grants, as there are funds available. Deputy Mayor Trawinski stated that Mr. Hakim knows that the Open Space Committee's answer is a resounding yes.

Manager Metzler stated that they are \$2 million dollars away from the Naugle House being restored and now there are requests to acquire the Vander Plaat property. He asked Ms. Koplik what she thought the houses should be used for. Suggested uses for the Naugle House have ranged from being a watering station along the bike path to the offices for the Historical Association. Ms. Koplik felt the town should buy the house and sell it back to a private person. If a buyer can't afford the entire property then possibly the County or Green Acres could buy part of the property and incorporate it into the park. Deputy Mayor Trawinski reiterated that the County has no intention of expanding the park in that area. There are no County or Green Acres funds available to acquire a \$2.1 million property.

Mr. Koplik asked about breaking into two pieces, with the southern part going into the park the Borough would have using Green Acres funding and then selling the other part. Mayor Cosgrove stressed that the Council understood

their intent to save the house, but there is no money. Deputy Mayor Trawinski stated that there are less historic preservation grants available now.

Ms. Koplik stated that she will speak to Mr. Hakim as he did not want to spend time on this unless he had Council authorization.

CLOSED SESSION RESOLUTION:

Manager Metzler asked to add Police Chief Contract under Contract Negotiations.

Upon motion by Deputy Mayor Trawinski and a second by Deputy Mayor Baratta, the following closed session resolution was unanimously adopted at 8:59 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 Contract Negotiations – Update on Blue and White Collar Association, Police Chief Contract; Personnel – Extension of Borough Manager’s Contract; Pending Litigation – Dog Attack; 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 a second by Councilmember Swain, the Work Session was adjourned at 9:34 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC

Assistant Municipal Clerk

The undersigned have read and approve the foregoing minutes.

Mayor John Cosgrove

Deputy Mayor Jeanne Baratta

Councilmember Kurt Peluso

Councilmember Lisa Swain

Deputy Mayor Trawinski