

## WORK SESSION OF APRIL 1, 2014

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

**PRESENT:** Mayor Cosgrove, Deputy Mayors Dunay and Lefkowitz, Councilmembers Peluso and Swain.

**ALSO PRESENT:** Manager Van Kruiningen, Municipal Clerk/Deputy Manager Kwasniewski and Attorney Mondello.

### **CLOSED SESSION RESOLUTION:**

Upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, the following closed session resolution was unanimously adopted at 7:32 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 Personnel - Compensatory Time - Health Officer 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.

Mayor Cosgrove reconvened the meeting at 7:40 p.m.

### **SMOKE FREE PARKS AND PLAYGROUNDS**

Health Officer Wagner was present.

Mayor Cosgrove stated that they have discussed this in the past, but the Council had concerns about offenders having a violation listed on their record for five years. Attorney Mondello had reached out to Senator Gordon, but has not heard back yet.

Attorney Mondello expressed his concern that such a local ordinance must result in fines and penalties as dictated by N.J.S.A. 2C:33-13b (Smoking in Public). The Judge must find the defendant guilty of a petty disorderly person's offense, which would stay on the person's record for five years. The Judge must impose a fine not to exceed \$200. Any other fine or penalty would be an improper/illegal sentence by ignoring the statute and fining someone \$100 to \$1,000.

Councilmember Swain stated that she had placed this back on the agenda because there was a new Council. In the last month several towns have passed this ordinance. The health and welfare of the residents is paramount and it is time to have smoke free parks.

Deputy Mayor Lefkowitz stated that if the disorderly person sentence is properly imposed, not only will it stay on the person's criminal record for five years but the person must go through a costly process to have the record expunged. She agreed that parks and playgrounds should be smoke free; however, she was concerned about the impact of following the law. She wanted to find a way to compromise so they could have smoke free parks and playgrounds, without penalizing offenders who are not aware that it will be a criminal offense.

Councilmember Swain stated that once the ordinance is established and signage is posted, people will know what the penalty is. Deputy Mayor Lefkowitz stated that when a sign is posted stating smoking is in violation of the specific ordinance; the ordinance does not explain there is a State statute. Attorney Mondello asked if the Council was comfortable with convicting someone of a disorderly person offense for smoking in a smoke free park and having it stay on their record for five years.

Deputy Mayor Dunay stated that when the Sunrise Rotary did a park clean up at Berdan Grove, he was shocked by the number of cigarette butts lying around. He was initially concerned that a senior citizen might not know about the ordinance and end up with a disorderly person's offense. It seems like there must be groups of kids smoking around the playground, which is a problem for more than the issue of secondary smoke and the air pollution issue. It also could be a fire hazard. He suggested they do an ordinance that stated that a lit instrument would not be allowed in the park at any time. The Council should not allow anything lit whether it was candles, punks or cigarettes.

Attorney Mondello advised that he could draft an ordinance that sidesteps those penalties however there is pending litigation which would prohibit smoking on a statewide level in all the parks and beaches.

Deputy Mayor Dunay wondered if this conversation would be mute if the State passes that legislation. Attorney Mondello said that the penalties with that proposed legislation would not be a disorderly penalty.

Councilmember Swain spoke about the way the other towns seem to be dealing with it is through their judge. Attorney Mondello advised that in the other towns the Judges are imposing improper sentences. In Paramus the violator must plead guilty to the disorderly conduct penalty and it goes on their record. It is not that the Judges are getting around it, they are just imposing illegal or improper sentences.

Mayor Cosgrove wanted to look into drafting an ordinance prohibiting any lit items in the park as suggested by Deputy Mayor Dunay. Then they can see what happens with the State legislation. Attorney Mondello advised they could proceed with the ordinance that sidesteps the penalties of N.J.S.A 2C:33-13b or he could speak to the Prosecutor advising him that the Mayor and Council would not want to see someone convicted of a petty disorderly person offense.

Deputy Mayor Lefkowitz stated if the Judge or the Prosecutor were to impose certain inappropriate sentences, the Borough would be subject to litigation. Attorney Mondello agreed. Deputy Mayor Dunay said that in some towns the Police are instructed to tell anyone they see smoking in the park to abide by the signs that are posted. That way the people could plead to a lesser offense. Attorney Mondello said it would be the Prosecutor's and the Judge's discretion to accept such a disposition.

Mayor Cosgrove thought the feeling was that the Council wanted to stop the smoking in the parks. The stumbling block is the penalty. He thought they should discuss what Attorney Mondello suggested. He did not think giving a noise violation to someone smoking in the park would be proper.

Councilmember Swain thought they should have smoke free parks. Not only do they not want smoking but they also don't want any fires. She thought they should talk to the Prosecutor. This topic has already been discussed three times and there are signs available from the State at no cost to the municipality. She thought that once the State legislation goes through all of the towns will want those signs.

Deputy Mayor Lefkowitz thought the State legislation would be no smoking in any public place. Attorney Mondello said it would be for places that are already designated as no smoking. They would have to pass an ordinance prohibiting anyone from smoking in the parks. Deputy Mayor Lefkowitz said that would be the legislation that pre-empts any Borough ordinance. Attorney Mondello advised that it is clear that the State has empowered the Governing Body to ban smoking in public places. There is a limitation on the penalty.

Deputy Mayor Lefkowitz stated on the petty disorderly person offense would also include up to 30 days in jail.

Attorney Mondello advised that they would have to choose between the two options he had given them. Deputy Mayor Lefkowitz said if they had the ordinance banning lit items in the park and use the signs, the Police would have the option of writing the tickets, that way they would be covering everything. Attorney Mondello advised that he would recommend that. Mayor Cosgrove said based on what Attorney Mondello just advised that he would speak to the Judge and Prosecutor about this and then report back at another Work Session. Attorney Mondello said he would draft an ordinance. Deputy Mayor Dunay felt they could attack this from both angles with the ordinance and the signs.

Cindy Meaken, 15 Greenwich Road, Hewitt, New Jersey stated she oversees Bergen County Integrated Municipal Advisory Council for Tobacco-Free for a Healthy New Jersey. She works in the Center for Prevention and Counseling. Ms. Meaken explained that in Bergen County there were twenty-four 100% smoke free parks. There are thirty-one that have a smoking ordinance on record. She asked for clarification of the 2C stipulation. Attorney Mondello advised that it is a violation of a Borough ordinance. The judge must impose a disorderly person disposition and a maximum of a \$200 fine. Anything less than that was illegal. Ms. Meaken never dealt with a community with this issue. It was not about writing tickets. It was about educating the public into not smoking.

Al Ferrara, from the County of Bergen, Department of Health Services, he was representing the Bergen Hudson Chronic Disease Coalition stated that so far there have been little or no reports of infractions or violations. The signs serve an important purpose because when people visit a park they will know that it is a smoke free park. The Borough would have to set parameters as well. Basically it has been self enforcing.

Mr. Ferrara stated they wanted to change the culture, eliminate another venue, de-normalize smoking and again it would make the town clean, green and a very healthy example to the residents and visitors.

Attorney Mondello stated that he was the Public Defender in Paramus for many years and there were at least twenty people that have records but they had no choice because it was either go to trial with more serious consequences or plead guilty to the violation. He was not detracting from the two speakers but the comments made that it was not about enforcement was not accurate.

Mayor Cosgrove thought that after speaking to the Judge and the Prosecutor, Attorney Mondello could draft an ordinance and present it to the Council.

Health Officer Wagner acknowledged two Health Advisory Board members who were present at the meeting, Dr. Steven Canger and Roger Levitt.

Roger Levitt, 3-12 River Road, stated the Health Advisory Board voted unanimously to adopt this ordinance. He thought there was an existing ban on smoking in Memorial Park. Mayor Cosgrove stated they may have banned it. He told him that the Council was in agreement that they want to stop smoking in the park. They want to make sure they don't give the violators a five year sentence for having smoked a cigarette in the park.

There was a unanimous consensus to authorize the Borough Attorney to speak to the Judge and the Prosecutor, and then draft an ordinance about lit items in the park.

Mayor Cosgrove thanked all of them for coming to the meeting and their work on the Health Advisory Board.

#### **NEW LEGISLATION S1801/A2621 – TAX ASSESSOR:**

Manager Van Kruijning asked to table this because Tax Assessor Henderson contacted him this afternoon informing him that the bill has been amended to involve Atlantic County at this time and will not affect Bergen County. If he receives more information he will come back to the Council.

#### **NJ DOT FY2014 STATE AID PROGRAMS (CAPITAL ALTERNATIVES):**

Mayor Cosgrove stated due to an illness, Marlene Casey from Capital Alternatives, would not be able to attend the meeting tonight so he asked that this matter be put on another Work Session.

#### **COUNCIL LIAISON REPORTS:**

Councilmember Swain stated the photos from the Arts Council entitled "A Day in the Life of Fair Lawn" are on display at the Library. The next step would be to have the photos displayed in the Municipal Building. Councilmember Swain thanked Michael Stoll and John Tanner for printing and matting all of the pictures.

Councilmember Swain reported that on Sunday May 4th there will be a Cut-a-thon at Bellezza Salon in Glen Rock. All of the proceeds will be donated to the ADA Committee.

Last night she attended the Bergen County Environmental Meeting which was attended by Mayors and Councilmembers. During the meeting they Skyped with the City of Portland, Oregon. Municipal Clerk / Deputy Manager

Kwasniewski said their reputation as a Green City far exceeds any other city. Councilmember Swain said last night it was about storm water management. Mayor Cosgrove asked her to e-mail the link to the rest of the Council.

Councilmember Swain stated there was also a presentation from Rutgers that had a lot of good ideas with storm water management and rain gardens. One of the towns that Rutgers worked with has set up the DPW area channeling the runoff into a cistern and using that for car washes. They also have a rain garden which acts as a filter. The other topic was bump outs with rain gardens within them the water would get absorbed and not just run off. With the Council's permission she would like to have the Borough Engineer look at this. They could possibly talk about making these bump outs better.

There was a unanimous consensus to have the Borough Engineer review rain gardens in the bump outs.

Manager Van Kruiningen said he would set it up with the Borough Engineer.

Councilmember Peluso stated that he attended the Community Development meeting with the Mayor. They received a list of what everyone was applying for and the totals of the funds available.

The Recreation Facilities Committee met last night and was divided into two groups, the field committee and the pool committee. The pool committee will meet later this month to go over short term and long term ideas. Mayor Cosgrove stated that Councilmember Peluso would be the liaison to the pool committee and he will be the liaison to the field committee.

Councilmember Peluso said the Garden Committee will be working on the Library this weekend.

Manager Van Kruiningen as part of the Green Grant, the shed was delivered with a dent. The vendor will ship them another one. They will have two sheds by the Community Garden. The installation will be done by the Borough employees.

Deputy Mayor Dunay said that the Open Space Committee discussed Blue Acres. Planner Bergailo informed the committee members that because the Borough is moving forward with purchasing the property on Saddle River Road they will hold the Open Space funds from prior years. Deputy Mayor Dunay stated that they would get appraisals for the property. They also talked about the Powertech property by the Passaic River. By acquiring the property that would extend the river walk all the way from Memorial School to Fair Lawn Avenue. It is highly likely that there will be some pollution on that property. They cannot use Green Acres funds to buy polluted property. Even if they were to

fund it with non Green Acres sources the town would have to continue to keep the property essentially clean and be liable for the pollution or they may get protection from the current owner for some period of time. It is in a flood plan so even if they were able to get the owner to clean it in advance of purchasing it, in all likelihood the river will flood again and the property would be polluted again and be the Borough's responsibility to clean it.

Deputy Mayor Dunay explained that Ed Trawinski was going to write a letter urging the State legislature to revisit the requirements around having the Borough maintain that property. Mayor Cosgrove said the owner of Powertech came here for a meet and greet and told him that he was selling his company to a company in Texas. He owns the building but said his property was contaminated from being flooded. The problem is this piece of property will continue to flood and be contaminated forever. It would be good if the Legislature would let the town buy the piece of property so that the river walk could be continue.

Deputy Mayor Dunay said the committee said they should defer buying the property until there are more developments. He thought that Ed Trawinski was excited to write the letter to the legislature.

Deputy Mayor Lefkowitz stated she attended the Fair Lawn Alliance for Substance Abuse Prevention Committee. There was a guest speaker from the counseling center. They provide adolescent and adult substance abuse treatments programs and they do work with insurance.

Deputy Mayor Lefkowitz said there will be a DARE dance at Memorial School on April 4th. They spoke about the High School students doing a video for a competition at the street fair. The Alliance will be sharing a spot with the Green Team. They want to see the kids submit their videos.

Manager Van Kruijning advised that he, the Construction Code Official, a representative from Bergen County OEM and Planner Bergailo are meeting with representatives from the NJDEP on Wednesday, April 24th.

Mayor Cosgrove stated that on May 10th, Company 4 will be holding their wet down for their new apparatus. It will be held from 1:00 to 5:00 p.m. The department responded to both major fires in Paterson.

Mayor Cosgrove reported that he attended the meeting held by Assemblyman Eustace along with Freeholder Tanneli and County Administrator Ed Trawinski. The County hired a Flood Coordinator who spoke about the problems stemming from New York State and the over development there that comes down in to New Jersey. She also spoke about the impervious coverage in Bergen County. She also talked about grass strips in parking lots. The County will be working on

the bridge in North Arlington to remove the middle pier because it snags a lot of debris and stops the flow of the river. He was told that Passaic Valley Sewerage Commission will be working on the Saddle River in the next few months to desnag whatever they can.

Mayor Cosgrove said the Shade Tree Committee will be part of an Earth Day celebration on April 27th from 12:00 to 4:00 p.m. at the Arboretum. They will be conducting tours and having people do different crafts. They are trying to secure a string quartet.

Mayor Cosgrove spoke about the Recreational Facilities Committee dividing the members into two groups. The field group will be doing a tour of all the fields and come back with a report on that.

Mayor Cosgrove attended the Historic Preservation Commission meeting where they met with the developer who bought the Vanderbeck property. The developer spoke about his willingness to move the house to the Naugle property. The Commission has been in discussion about this. He heard from Felice Koplik and would like the Council's permission to forward this letter to the County to see if they would like to take over both of those buildings. They would like Vanderbeck and the Naugle house to be a historic type village.

Mayor Cosgrove stated he spoke at the Access for All meeting. He was proud of the ADA Committee because they are leading the way in Bergen County along with Ridgewood. There were a number of Mayors who asked him for information on who to contact on the committee because they want to start one.

He has been speaking to a few veterans. The Promenade will be opening soon and would like to hold a ribbon cutting for Albee Palmeri Place on the Sunday of Memorial Day weekend. The ceremony could be held at 1:00 p.m. and then they can proceed to the cemetery for the 2:00 p.m. ceremony.

There was a unanimous consensus to hold a ribbon cutting for Albee Palmeri Place in the Promenade on Sunday, May 25th at 1:00 p.m.

Mayor Cosgrove said the 2014 Budget was sent to the State for a detailed review of compliance and budget planning, this is a State requirement for municipalities every three years. He was pleased to report that Fair Lawn's 2014 budget was in compliance and has been approved by the State. They can proceed with the adoption of the budget on April 8th.

Councilmember Swain wanted to make sure that it was noted that the two sheds were purchased with grant money that was applied for by the Green Team.

Councilmember Swain said they all received a copy of a resolution from New Jersey Highlands Coalition about supporting the goals and purposes of the water protection and planning act. She did a little research and felt they should support this resolution. It turns out that up to 50% of the Borough's water comes from the highlands. She thought it was in the best interest of the Borough to support this resolution.

There was a unanimous consensus to support the goals and purposes of the 2004 Highlands Water Protection and Planning Act.

Municipal Clerk / Deputy Manager Kwasniewski said she could add that to next week's agenda if everyone agreed.

Deputy Mayor Lefkowitz wondered about a consensus about forwarding Felice Koplik's letter.

There was a unanimous consensus to send a letter to the County if the house gets moved for them to take over the Naugle and Vanderbeck Houses and making it part of the County Park.

Richard Ball, 38-50 Ackerman Avenue, felt the idea of the developer wanting to move the Vanderbeck House to the Naugle property was an excellent idea. It would be in the best interest in the future of the house for the County to take it over. It is a village in a way; it is open space and preservation of history.

Amy Hummerstone, 14 Brearly Crescent, stated the developer has offered to paint the house.

Deputy Mayor Dunay thought they should use any leverage they can at the County to try to push this through. Mayor Cosgrove felt that it was an excellent idea for the County to have a historic village at the entrance of the park.

#### **REVIEW OF TENTATIVE AGENDA:**

Municipal Clerk / Deputy Manager Kwasniewski said there were a few resolutions that needed to be added. CFO Palermo needs a Dedication by Rider on the Affordable Housing Trust Fund. The Borough must have a certified veterinarian but the Borough has been unsuccessful in obtaining one. They will adopt a resolution naming four veterinarians that in an emergency they would help. The Manager received a recommendation for the Memorial Pool Concession stand.

There was a unanimous consensus to add the Resolutions that were discussed.

Manager Van Kruingen said in regard to the veterinarian services he will be putting this on a Work Session agenda after he returns from his vacation. They will have to make certain decisions about the veterinarian.

Municipal Clerk / Deputy Manager Kwasniewski commented that when they went out for RFP/RFQ's the previous Council wanted the Pay to Play information even though the State says it is being done by a fair and open process so it is not required. She said it was a policy call. There was no down side in collecting this information. Mayor Cosgrove stated in the interest of transparency, they should continue to get the information.

There was a unanimous consensus to continue asking for Pay to Play information.

#### **CAREPLUS STIGMA FREE ZONE:**

Mayor Cosgrove stated CarePlus would like Fair Lawn to be the second stigma free zone in the County. Paramus conducted a very successful program where they reached out to the community and held a dance. CarePlus in Fair Lawn wanted to join in and put the stigma behind people who have mental health issues. With the Council's permission, he would like the people from CarePlus to come into a Work Session. He knew from his experience at Bergen Regional that there are so many violent crimes could have been avoided if people sought help with their mental illness beforehand.

There was a unanimous consensus to invite CarePlus to a future Work Session.

Councilmember Swain thought that they should invite them to a regular Council meeting. Mayor Cosgrove said he would like them to explain the program to the Council and then invite them to a regular meeting and given them a proclamation regarding Fair Lawn being the second stigma free zone in the County.

#### **FAIR LAWN SENIOR HOUSING LEASE EXTENSION AND MUNICIPAL RESOLUTION ENDORSING COMMUNITY DEVELOPMENT GRANT APPLICATIONS:**

Attorney Mondello asked that they carry the Fair Lawn Senior Housing lease extension because he has to speak to the attorney. A resolution is required endorsing the \$300,000 Community Development Grant that Penwal Affordable Housing Corp. will get which will not cost the Borough any money.

There was a unanimous consensus to endorse the Community Development Grant Application.

**WATER BILL WAIVER REQUEST - 11-01 LONG ROAD:**

Manager Van Kruijning stated he had forwarded information from the DPW Superintendent regarding a utility emergency that the resident experienced. They were out of their home because of a medical condition when a water pipe broke and it went undetected for a long time. There was over a foot of water in the basement. They received a water bill of \$1,477.00. The average water bill on this residence is \$37.00 per quarter. They are asking that a portion of this bill be waived. They have already paid \$237.00. He recommended that they waive the \$1,235.00 that remains.

There was a unanimous consensus to waive the remainder of the bill in the amount of \$1,235.00.

**SUMMER HOURS MUNICIPAL BUILDING:**

Manager Van Kruijning stated this would be the third consecutive year that the Municipal Building would be closed on Fridays. He polled the Department Heads and none of them had any issues. The Construction Official informed him that the contractors were very happy to be here at 8:00 a.m. or come in after 4:30 p.m. to pick up permits. He proposed to start the summer hours on Friday, July 11 through the Friday before Labor Day. It would actually be eight Fridays. The building hours would be from Thursday, July 10 through September 10, from 8:00 a.m. to 5:30 p.m. with a forty-five minute lunch. There was one holiday that falls on a Monday where the employee would have to make up 1.75 hours sometime during that period.

There was a unanimous consensus to authorize the summer hours for the Municipal Building.

Deputy Mayor Dunay wondered if this was fair to say that this saves the Borough money because of the utilities not having to be turned on as much. Manager Van Kruijning said there is a minimal amount of savings on the utilities. The computers are not running, the air conditioning is not running and the electric throughout the entire wing is not on. There would be more if the entire building was closed but because the Police are operating 24/7 the air conditioning system cannot be turned off completely.

**DONATION OF FIRE DEPARTMENT GEAR:**

Manager Van Kruijning stated that the Fire Chiefs approached him because they have a large amount of gear that no longer meets the NFPA standard. The International Fire Relief Mission takes any type of fire equipment and gear and donates it to third world countries. They will either come and pick it up or there are drop off zones that are established throughout the area where it can be

dropped off. Instead of putting it to auction knowing that no one will buy it because it does not meet the standards. He proposed donating it because there are third world countries that would be glad to receive the gear.

There was a unanimous consensus to authorize the donation of fire gear to the International Fire Relief Mission.

#### **CHILDREN ON FAIR LAWN BOROUGH GARDENS COMMITTEE:**

Municipal Clerk / Deputy Manager Kwasniewski received a call from someone that wanted to put her daughter on the Garden Committee to do their project for their Bat Mitzvah. She did not think it was a good idea for that child to be on the committee. She spoke to Attorney Mondello who suggested that the Mayor and Council should decide. There are other things they could suggest for that child to do.

Mayor Cosgrove said that based on the experience they have had, he felt giving them another avenue other than the Garden Committee would be good. Manager Van Kruijning said there were multiple projects that come up throughout the summer where there will be options.

Deputy Mayor Lefkowitz wondered if this child was just looking for the Garden Committee or any community service project. Municipal Clerk / Deputy Manager Kwasniewski said that she was not sure since it was her mother who she spoke to. Manager Van Kruijning said the person could assist at the Farmer's Market.

Attorney Mondello said the whole idea behind this was to reduce the risk of injury to the child.

There was a unanimous consensus to respond to the family with other avenues to do their project.

#### **MISCELLANEOUS PUBLIC COMMENTS:**

Rich Seibel, 33-07 Halsey Road, spoke about the Heroin problem in Bergen County. They are arresting people right over the bridge in Paterson.

Mr. Seibel felt that smoking was a filthy and disgusting habit but thought that the first person to get caught will be a 21 year old kid and it will be on his record for five years and he will not be able to get a job because of the record. Mayor Cosgrove said they were trying to avoid that. They really need the legislature to pass a law that would not make it a disorderly offense. Attorney Mondello said that he encouraged everyone to call Senator Gordon about this legislation

because it has been drafted already. It basically allows towns to create their own penalties.

Mr. Seibel stated that April was Military Child month. He wondered if a proclamation could be done. Mayor Cosgrove asked him to provide some information to the Mayor's office.

Marcia Greenwald, 16-11 Jordan Road, brought to their attention the exercise program at the Senior Center. Nancy Witiker holds the class and has a large following.

Craig Miller, 5 Ramapo Terrace, wondered if the smoking ban in Borough parks would include private parks in Radburn. Attorney Mondello advised that he would have to research it but thought it would include those parks.

Ruth Gormans, 39-37 Sycamore Drive spoke about the mini bus substitute drivers. This weekend three people called her to ask whether the mini bus was running. She suggested that the tape in the Health Department should be changed to let people know if the bus is running or not. Manager Van Kruijning said that he would look into this matter.

#### **CLOSED SESSION RESOLUTION:**

Upon motion by Councilmember Peluso and a second by Councilmember Swain the following closed session resolution was unanimously adopted at 9:10 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 Personnel - Fair Lawn Borough Gardens Committee, Water Generation and Contract Negotiations - Borough of Hawthorne - Fire Apparatus Maintenance 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**

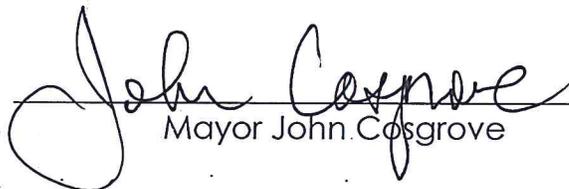
Upon motion by Councilmember Swain and a second by Councilmember Peluso, the Work Session was adjourned at 9:30 p.m.

Respectfully submitted,

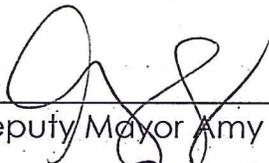


Joanne M. Kwasniewski, RMC/MMC  
Municipal Clerk/Deputy Manager

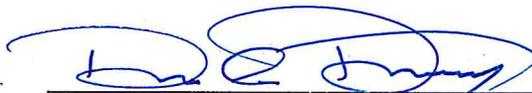
The undersigned have read and approve the foregoing minutes.



Mayor John Cosgrove



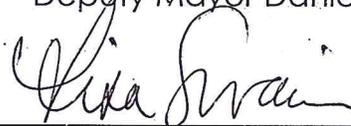
Deputy Mayor Amy E. Lefkowitz



Deputy Mayor Daniel Duncay



Councilmember Kurt Peluso



Councilmember Lisa Swain