

REGULAR MEETING OF JUNE 17, 2014

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 20, 2013. 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 Dunay and Lefkowitz, Councilmembers Peluso and Swain.

ALSO PRESENT: Manager Van Kruiningen, Municipal Clerk/Deputy Manager Kwasniewski and Assistant Municipal Clerk Bojanowski.

RECOGNITION OF SANDVIK, INC.:

Mayor Cosgrove stated that the Borough is very fortunate to have a great corporate neighbor - Sandvik, Inc. They have recently renovated their facility and made it their USA headquarters. In the process of doing that, they donated much of their office equipment to various departments and volunteer groups throughout the Borough.

Mayor Cosgrove read the Certificate of Appreciation which was then presented to Richard Askin, President of Sandvik, Inc.

Richard Askin thanked the Mayor and Council for the recognition. Sandvik has enjoyed being members of the Fair Lawn community for almost sixty years and looks forward to many years to come.

RECOGNITION OF HIGH SCHOOL EMERGENCY SERVICE VOLUNTEERS AND MILITARY ENLISTEES:

Mayor Cosgrove stated that they were fortunate to have the high school seniors that not only spend their time in school and at other activities but have also volunteered their time. There are also a number of seniors who will be joining the Armed Forces.

Mayor Cosgrove read the following names while certificates were given out by the Council:

Military: Kyle Wilson - Army, Richard Marches - Army and David Carr - U.S. Marine Corps.

Ambulance Corps - Sara Lubroth, Jovan Qeleshi, Dina Fleysmaker, Eric Badalyn, Eric Demeraski, Roxana Bustamante.

Fire Department - Co. #1 - Dominick Cortes and Arthur Safavi, Co. #3 - Grant King, Allan Chen, Joseph Baldofsky, Eric Demeraski and Erik Nunez. Co. #4 - Scott Greco and Dillon Rinaldo.

Rescue Squad - Eric Demeraski, Jeffrey Joseph, Kyle Wilson, Jeremy Fine, Brian Buonauro, Matthew Belmonte, Anthony Messina, Jonathan Hoedemaker, John Graziano and Joel Hernandez.

Police Explorers - Jeffrey Joseph, Matthew Belmonte and Eric Badalyan.

Mayor Cosgrove thanked all of the students for giving their time to the Borough at such a young age. He knows it is a very rewarding experience but he and the Council wanted to honor them tonight because the town was grateful and they hoped that many of them come back and to continue to serve.

COUNCIL COMMENTS:

Councilmember Peluso congratulated and thanked all of the men and women who serve in this community at such a young age. It was great to see so many people dedicate so much time especially since they have not gotten out of high school yet. He also thanked the resident who e-mailed this suggestion to the Borough.

Councilmember Peluso said there were many events that took place since the last Council meeting. New businesses opened up in the Fair Lawn Promenade. He attended the grand opening of Cups with the Mayor, Deputy Mayor Lefkowitz and Councilmember Swain. The businesses in the Promenade are doing very well.

Councilmember Peluso ran in the Police Torch run for the Special Olympics. He was there with Mayor Cosgrove and Councilmember Swain. He was able to complete the six mile run. He thanked the Police Department for putting this together.

The Knights of Pythias held their annual circus at Memorial Middle School. It was actually a great event. He encouraged people to attend the circus next year because the money raised will go toward services for people with special needs.

Finally he had a few meetings with the Recreational Facilities Review Committee. There are a lot of great things going into Memorial Pool this year. One of the fountains from Walsh Pool will be moved to Memorial Pool. Lap lanes will be installed by the dock and the raft. They will hold aquasize and Zumba classes in the pool. Thanks to the Borough Manager and the Recycling Coordinator for the new receptacles. He will be working with the Garden Committee to spruce up the area to make it more appealing.

Councilmember Swain congratulated all of the high school kids who have gone into volunteer service. She also wanted to congratulate all the high schools kids that are graduating and going into careers of service whether it's a Veterinarian, or a doctor or a teacher, she thanked them for their contribution they will be making to society.

Councilmember Swain spoke about last week's Work Session that she missed. There was a discussion about the League of Municipality which is a conference that is held every year in Atlantic City, New Jersey. Several years ago, under the Democratic majority, the Council eliminated these expenses for Councilmembers due to the tight economic conditions the Borough was facing at that point. At last week's meeting there was a discussion to add these expenses back in. She thanked Councilmember Peluso for preventing these expenses from escalating. Councilmember Swain was disappointed to learn that when a bi-partisan plan was introduced, Deputy Mayor Lefkowitz wanted to compensate the Chairman of the Planning Board with several nights in a hotel as well as the registration fee all on the taxpayer's dime. She wondered if that was really necessary.

The Knights of Pythias has been helping out the ADA Committee and will be making a \$10,000 donation for the playground. Councilmember Swain announced that Co-Chair Marianne Pettineo applied for a grant from Columbia Bank and was pleased to learn that Columbia Bank was supportive of the playground and will be donating \$60,000. They wanted to pick a significant program and chose the inclusionary playground. Because of these generous donations along with a few more to come, they will be able to finish phase one and phase two this year. Phase one will be for five to twelve year olds and phase two is for three to five year olds. There is a dance this Friday night from 7:00 to 9:30 p.m. which is made possible by the Alliance for Substance Abuse. The ADA is continuing to strengthen their partnership with Care Plus in addressing mental health issues. Chief Cauwels and Sergeant Metzler attended the last meeting and held a productive discussion about how to deal with individuals with special needs during crisis situations.

Councilmember Swain spoke about the Classic Car Show and Community Dance that was held by the River Road Improvement Corporation which was a huge success. The next Car Show and Dance on July 10th.

The Arts Council is involved with their new project which is Artist Trading Cards and the due date for submission is July 31.

Lastly Councilmember Swain thanked Senator Gordon for moving a bill ahead that allows municipalities to establish a civil penalty for smoking in public places. She hoped that it would move along in the Assembly.

Deputy Mayor Dunay echoed all of the comments thanking all of the high school volunteers. The Borough is very fortunate to have so many people volunteer and give so much of their time to this community. He felt it was encouraging to see so many young people getting involved. It is difficult in this day and age with the many requirements to join any of these volunteer groups and to become a certified emergency responder. He could not thank them enough for all of the effort they put in to protect Fair Lawn.

Deputy Mayor Dunay echoed Councilmember Peluso's comments about the Knights of Pythias Circus. He was at one of them but never fully stayed for the circus. He thought the circus was a lot of fun. It is a relatively inexpensive show which lasted over an hour. He suggested that next year people buy a ticket and attend the show because it is a fun time. Most importantly all of the proceeds that they raise go to help fund one of the circus performances which is dedicated to people with special needs who get to go to the circus for free.

Last night there was a presentation by Cindy Randazzo from the State DEP about the Blue Acres buyout program. The Blue Acres program is a State program that receives some federal funding along with other sources of funding that targets buying out homes which have suffered from severe repetitive flood damage. There were a number of people that came to learn about the program. The applications are online and can be accessed on the Green Acres website or the Borough Manager's office can be contacted for further information.

Deputy Mayor Dunay said that it was hard to tell the likelihood of someone's house being bought out by Blue Acres. There is a small sum of money made available to buy out homes that were damaged in non Hurricane Sandy related events. Most of the money has been exhausted at this point.

Deputy Mayor Lefkowitz congratulated the young student volunteers. She also wanted to congratulate their parents who have instilled wonderful values to make them want to go out and be a part of the volunteer organizations.

The Planning Board will be meeting next week when the final Master Plan draft will be presented.

Deputy Mayor Lefkowitz attended the Cups grand opening, the Circus and the Radburn Street Fair.

She congratulated the Fair Lawn's Boys Tennis League which has been named the Tennis Team of the year.

Deputy Mayor Lefkowitz read on a consumer advocacy website that has analyzed Fair Lawn and made it the 50th best place to own a home in the State of New Jersey.

Deputy Mayor Lefkowitz commented on Councilmember Swain's remark previously made. The Work Sessions are full of learning experiences, discussions and work. She will not comment any further other than to find her position taken tonight to be highly ironic considering positions taken in the past. They have had a pleasant meeting tonight and so she will not delve in to it any further.

Deputy Mayor Lefkowitz encouraged everyone to come out for the July 4th Fireworks celebration. She urged everyone to get their tickets early.

Mayor Cosgrove reminded everyone that the fireworks will be held on Tuesday, July 1st at Memorial Pool. Tickets can be bought at the Community Center.

Mayor Cosgrove congratulated Matt Markham for being named the Coach of the Year. He saw him today and was elated at the team's success this year.

Mayor Cosgrove attended the Police Forum at the Community Center. He thanked Chief Cauwels for organizing this event. The new leadership in the department has been reaching out to the public and has been doing a great job.

Mayor Cosgrove attended the Filipino flag raising ceremony at the Bergen County Plaza in celebration of Filipino Independence Day.

Mayor Cosgrove stopped by the League of Women's Voter's annual dinner. He thanked the League for all that they do in keeping people informed on voting issues.

He attended the Fair Lawn Football Association's punt pass and kick competition last Saturday and enjoyed spending time with the kids. It reminded him of his old days when he was a Football Association Coach.

Last night he attended the final night of the weight loss challenge with Ridgewood/Fair Lawn. He thanked Valley Hospital for sponsoring it. The combined weight loss between Ridgewood and Fair Lawn was 907 pounds. All of the people that participated had fun participating in it. He thanked Carol Wagner and Sarah Yourman who is a volunteer for doing a lot of work establishing a Facebook page and developing healthy recipes for people to live by.

MANAGER'S REPORT:

Manager Van Kruningen stated the monthly report has been submitted and there were no changes. If anyone has any questions, please feel free to contact his office.

ORDINANCE ON FIRST READING:

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, it was unanimously agreed to read the following ordinance by title.

**ORDINANCE NO. 2320-2014
(RESOLUTION NO. 219-2014)**

AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE (FAIR LAWN AVENUE CORRIDOR)

Upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, Resolution No. 219-2014 introducing Ordinance No. 2320-2014 was unanimously passed.

ORDINANCES ON SECOND READING:

Upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz it was unanimously agreed to read the following ordinance by title and open the time for public comments.

**ORDINANCE NO. 2318-2014
(RESOLUTION NO. 220-2014)**

AN ORDINANCE TO PROVIDE FOR A CERTAIN CAPITAL IMPROVEMENT IN THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS THEREFORE (IMPROVEMENTS TO RADBURN ROAD)

There being no comments by the public, upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Swain, it was unanimously agreed to close the time for public hearing.

Upon motion by Councilmember Peluso and a second by Councilmember Swain, Resolution No. 220-2014 adopting Ordinance No. 2318-2014 was unanimously passed.

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz it was unanimously agreed to read the following ordinance by title and open the time for public comments.

**ORDINANCE NO. 2319-2014
(RESOLUTION NO. 221-2014)**

**AN ORDINANCE FIXING THE STIPEND OF EXISTING AND NEW
EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY,
NEW JERSEY AS AMENDED (SUPERVISING PUBLIC SAFETY
TELECOMMUNICATOR)**

There being no comments by the public, upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, it was unanimously agreed to close the time for public hearing.

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Resolution No. 221-2014 adopting Ordinance No. 2319-2014 was unanimously passed.

PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY:

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

There being no comments from the public, upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, the time for public comments was unanimously closed.

RESOLUTIONS BY CONSENT #12-2014

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Consent Agenda #12-2014 containing the following items was unanimously passed.

- a. Resol. #222-2014 – Authorizing Awarding Contracts with Certain Approved State Contract Vendors Hertrich Services Inc.
- b. Resol. #223-2014 – Authorizing Awarding Contracts with Certain Approved State Contract Vendors – Beyer Ford (OEM Vehicle)
- c. Resol. #224-2014 – Requesting Approval of a Special Item of Revenue - Bergen County Historic Preservation Grant
- d. Resol. #225-2014 – Requesting Approval of a Special Item of Revenue –Clean Communities Grant
- e. Resol. #226-2014 – Authorizing Fair Lawn to Enter into a Cooperative Pricing Agreement with Passaic County
- f. Resol. #227-2014 – Refund of Overpayment of Taxes
- g. Resol. #228-2014 – Authorization to Execute Municipal Snow Plowing Agreement with the County of Bergen
- h. Resol. #229-2014 – Community Theater Fees
- i. Resol. #230-2014 - Auction of Surplus Equipment and Vehicles
- j. Resol. #231-2014 - Authorizing Tax Appeal Settlement – 17-15 Maple, LLC
- k. Resol. #232-2014 - Authorizing Tax Appeal Settlement – O’Hara
- l. Resol. #233-2014 - Authorizing Tax Appeal Settlement – 13-08 Plaza Land Trust
- m. Resol. #234-2014 - Authorizing Tax Appeal Settlement – Novik
- n. Resol. #235-2014 - Authorizing Tax Appeal Settlement – Ragolsky
- o. Resol. #236-2014 - Authorizing Tax Appeal Settlement – Lepore
- p. Resol. #237-2014 – Approval of Minutes:
 - Regular Meeting 5/13/14
 - Closed Session 5/20/14
 - Work Session 5/20/14
 - Closed Session 5/20/14
- q. Resol. #238-2014 – Acknowledging Transfer of Title: 2-34 31st Street
- r. Resol. #239-2014 - Participation in the Cooperative Purchasing Network
- s. Resol. #240-2014 – Authorizing Purchases with HON Company through the Cooperative Purchasing Network
- t. Resol. #241-2014 - Appointment to Fair Lawn Arts Council
- u. Resol. #242-2014 - Appointment to Shade Tree Advisory Committee
- v. Resol. #243-2014 - Renewal of Liquor Licenses 2014-2015
- w. Resol. #244-2014 - Authorizing Waiving Water Bill: 11-01 Long Road
- x. Resol. #245-2014 - Authorizing Execution of Bus Shelter Agreement
- y. Resol. #246-2014 - Creation of Stigma Free Task Force
- z. Resol. #247-2014 - Award of Bid: Project #2227 - Roadway Improvements 2014 Contract #1

**RESOLUTION NO. 248-2014 - AUTHORIZING AWARDING OF CONTRACTS
WITH CERTAIN APPROVED STATE CONTRACT
VENDORS - BEYER FORD (FIRE CHIEF'S VEHICLE)**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 248-2014 was passed with Mayor Cosgrove recusing himself.

**RESOLUTION NO. 249-2014 - APPROVAL OF MINUTES:
WORK SESSION 5/6/14**

Upon motion by Councilmember Peluso and a second by Councilmember Swain, Resolution No. 249-2014 was passed with Mayor Cosgrove abstaining.

RESOLUTION NO. 250-2014 - CONFIRMATION OF FIRE BOARD ACTIONS

Upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Swain, Resolution No. 250-2014 was passed with Mayor Cosgrove recusing himself.

PUBLIC COMMENTS

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

Ruth Gormans, 39-37 Sycamore Drive, spoke about the Mayor and Council increasing the rate of the mini bus driver's pay. The driver is a former Fire Chief and knows the layout of the town. She was very pleased with how everything was coming along. She misses a lot of people that used to be on the bus with her. Ms. Gormans felt one of the problems with this new system is that it is not getting enough advertisement. She suggested advertising it on Fair Lawn TV so that more people get to know about this service. There are elderly people that rely on the bus and are happy with the new minibus schedule. Mayor Cosgrove informed her that he and Manager Van Kruiningen went to the Senior Center and served lunch. They discussed the new bus schedule and have gotten rave reviews about the schedule and the new substitute driver. He was delighted that the program is working and hoped that it continues to work.

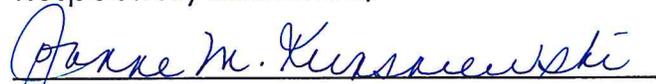
Ms. Gormans stated she has been very grateful to the bus drivers that have always helped her.

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

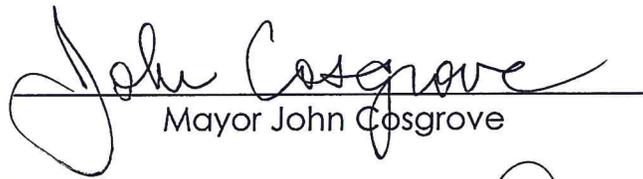
ADJOURNMENT:

Upon motion by Councilmember Swain and second by Councilmember Peluso the meeting was adjourned at 8:20 p.m.

Respectfully submitted,

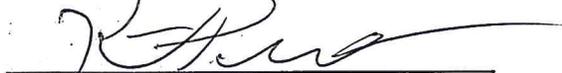

Joanne M. Kwasniewski, RMC/MMC
Municipal Clerk/Deputy Manager

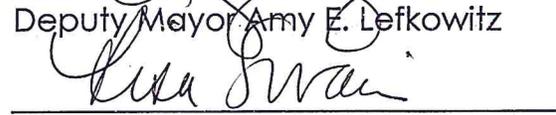
The undersigned have read and approve the foregoing minutes.


Mayor John Cosgrove


Deputy Mayor Daniel Dunay


Deputy Mayor Amy E. Lefkowitz


Councilmember Kurt Peluso


Councilmember Lisa Swain