

WORK SESSION OF SEPTEMBER 2, 2014

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

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

ABSENT: Deputy Mayor Lefkowitz

ALSO PRESENT: Manager Van Kruijning and Municipal Clerk/Deputy Manager Kwasniewski and Attorney Mondello.

CLOSED SESSION RESOLUTION:

Upon motion by Councilmember Swain and a second by Councilmember Peluso, 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 – Police Department; 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 7:38 p.m.

REVIEW OF TENTATIVE AGENDA:

Municipal Clerk / Deputy Manager had one item that the Manager had asked her to add to the Agenda. As they all know, the auction was held and during the auction nine items were not sold, eight of which were vehicles. They are asking permission to donate four of those vehicles to the Bergen County Law

and Public Safety Institute. Manager Van Kruiningen stated that all four of these vehicles have blown motors. The County would tow them up to the Academy. They would be used on the fire grounds specifically for training exercise.

There was a unanimous consensus to authorize donation of the four surplus vehicles to the Bergen County Academy.

COUNCIL LIAISON REPORTS:

Councilmember Swain stated that the RRIC will hold a Pet Walk and Fair on September 13 on River Road from 11 a.m. to 2 p.m. People are encouraged to visit with or without their pets. There will be live music and dancing.

The registration for the Stars Soccer Program for children with special needs is September 9th and 11th from 6:30 to 9:00 p.m. The season will begin on September 20th.

Councilmember Peluso stated that the BIC will be meeting Thursday, the Pool Committee will be meeting next week and the EDC will meet next week.

Deputy Mayor Dunay stated there will be an Environmental Commission meeting the next day and the Property Maintenance Committee will be meeting next week. Later this month there will be an Open Space meeting.

Mayor Cosgrove said the Shade Tree Committee met last week with a lot of positive discussions regarding the five year plan. They also talked about the Shade Tree Committee meeting with the Parks Department to talk about mulching and mowing around trees so they can be more careful around the trees. They spoke about tree markers to go on trees for people to look at to know what kind of tree it was. The committee inquired about putting signs on the bus shelter in front of the Municipal Building. Manager Van Kruiningen said it was the property of an outdoor signage company.

Mayor Cosgrove said the EDC met. He forwarded the contract between the Borough, New Jersey Transit and the EDC for the Radburn Study to the Borough Attorney for his review.

COOPERATIVE PARKING 13-09 RIVER ROAD – JEFFREY KANTOWITZ:

Jeffrey Kantowitz was in attendance representing 13-09 River Road LLC, an applicant that has applied to the Planning Board. Consistent with the practice in the past, this applicant sought to lease two parking spaces from the town through its Cooperative Parking Agreement. He was there to seek the Council's agreement that does not speak to the merits of the application. It would simply state that if the Board approves the application the Council will lease them two

spaces. Within two business days he would provide to the Municipal Clerk an escrow check in the amount of \$10,000 for each space. This is a procedure he followed several years ago for another matter.

Mayor Cosgrove stated that it has happened before. Municipal Clerk / Deputy Manager Kwasniewski said the actual resolution has a clause that specifically says it has nothing to do with the merits of the application. Mr. Kantowitz said the Planning Board is still considering the application.

Attorney Mondello stated that the issue was if the spaces were available. Mr. Kantowitz said he can tell from the resolutions that there are many spaces available.

Councilmember Swain wondered about how many spaces they have but it seemed to her that every time she is on River Road there are no spaces. Mr. Kantowitz stated that there is an ordinance that stated how many spaces the Borough has, which is 28 at the George Street lot and 25 on River Road and the ordinance spoke of another 26 spaces on River Road. Unless and until this body amends the ordinance, all the applicants have to go on is a matter of due process and notice that there is an ordinance that calls for that many spaces. His research has found that there are not nearly that many number of spaces used. Councilmember Swain recognized that. She thought that this was something they need to talk about at another meeting.

Municipal Clerk / Deputy Manager Kwasniewski stated when this originally came up years ago, the Council did recognize that the spaces were to be used for people visiting not for the employees and that is why the spaces would be turned over.

Deputy Mayor Dunay wondered if in the normal course the sequence would be different, the Council would first wait for the Planning Board to approve the application. Mr. Kantowitz said that he normally would have like to go to the Planning Board with a signed resolution from the Council stating they were willing to lease two parking spaces.

Deputy Mayor Dunay stated that they need to be encouraging more than discouraging businesses to develop on River Road and he has heard from a few business people on River Road that parking is an issue. Many businesses feel that the substantial payment required to lease parking spaces is a significant obstacle which prevents them from even opening. His perspective is that the Council should be more open minded and try to promote businesses growth. He had several questions including how many parking spaces are available, what happens to the next one and how densely uses are. This is not an issue that they should be faced with every time a business wants to rent a location. He would be inclined to have RRIC talk about this a little bit and come back to

the Council with a recommendation. He did not want to stand in the way of this business if they want to open on River Road.

Mr. Kantowitz stated that in regard to his specific matter, they need two additional spaces. If the vote stands as it is, nothing will happen, no business will go in, the site will remain undeveloped. He will keep Attorney Mondello and Municipal Clerk / Deputy Manager Kwasniewski involved in what's going on.

There was a unanimous consensus to lease two parking spaces to 13-09 River Road, LLC.

Mr. Kantowitz said he could prepare a resolution that he will forward to Attorney Mondello.

LONG TERM FINANCIAL PLANNING MEETING DATES:

Manager Van Kruijning stated CFO Palermo contacted the Bond Counsel to discuss all of the bonds and bond anticipation notes. It was the recommendation of the Bond Counsel that Fair Lawn hire a Long Term Financial Debt Consultant. He would like to prepare an RFP for a Long Term Financial Consultant.

Deputy Mayor Dunay questioned the consultant and what they would be consulting on. Manager Van Kruijning said strictly on long term debt. He will provide the Council with the RFP before they go out for their review. Deputy Mayor Dunay felt this was probably advice that they could get for free from someone in the market who is issuing debt. Manager Van Kruijning said the Bond Counsel made the recommendation to the Borough to get a professional. Councilmember Swain agreed with Deputy Mayor Dunay. Deputy Mayor Dunay felt it was not something they should be spending money on. He thought it was important to get the right information to the Council on the options and how they can make sure that they are optimizing the funding structure. He felt there were better ways to spend the money.

Councilmember Swain felt that between CFO Palermo and the Bond Counsel, they should be able to assist the Council in that job. Manager Van Kruijning stated he would bring the Bond Counsel to a meeting. Mayor Cosgrove thought they should see how they do with CFO Palermo and the Bond Counsel.

Manager Van Kruijning stated there was an open Tuesday evening this month, September 30, if the Council was available, he would bring Bond Counsel in and continue with the next phase of items to discuss.

There was a unanimous consensus to schedule a Special Work Session on Tuesday, September 30, 2014 at 7:30 p.m.

Manager Van Kruijningen will confirm with the Bond Counsel to see if they are available. Municipal Clerk / Deputy Manager Kwasniewski stated she would sunshine the meeting.

Councilmember Peluso thought there might be some people in the community that deal with matters like this that might be able to help the Borough out.

INTERSECTION IMPROVEMENT – FAIR LAWN AVENUE AND SADDLE RIVER ROAD:

Manager Van Kruijningen as instructed at the last Work Session, he sent an e-mail to the County asking for an explanation about the intersection, asking for a response of August 29th. As of the end of today, he had not received a response from the County. He would like the Council's thoughts on how they want to proceed.

Mayor Cosgrove stated they should send a certified letter to the County overnight stating they were looking for an answer on this matter because it is a serious problem in the Borough. Manager Van Kruijningen said that he will send the letter be sent by certified mail and call the head of Engineering in the County.

Councilmember Swain agreed that they should stay on top of this. People could have been on vacation but someone should have responded. Manager Van Kruijningen said that multiple people were copied.

Councilmember Peluso felt this matter should be placed on the next Work Session.

BANNING FRACKING IN FAIR LAWN:

Deputy Mayor Dunay indicated he has spent a lot of time researching this issue over the past couple of weeks. He presented a substitute resolution that he proposed in lieu of Councilmember Peluso's resolution with language that is very specific to Fair Lawn and the potential fracking issues they would be facing. He read the resolution which addressed the key issues they are dealing with. This resolution would ban fracking in Fair Lawn and also that the Borough's property would not be dug up and used for a pipeline and other transmissions of fracked gas which has been an issue.

Mayor Cosgrove wondered if he would object to transporting or storing fracking material here. Deputy Mayor Dunay he would ban the waste of fracking waste. As he understands the Governor vetoed the fracking ban because it interfered with interstate trade. Mayor Cosgrove felt if they were sending this to the Governor and the Legislature that would show that they were in favor of continuing the moratorium on bringing fracking material in to New Jersey.

Attorney Mondello pointed out that they were not sure how long the moratorium was. Resolutions typically expire at the end of the year or when the Council changes. He was concerned that this entire area is preempted by the State. Back in 1985 there was a law passed that required the State DEP to come up with regulations for drilling. The regulations were never done because no one was drilling. No drilling is ever going to take place until the State DEP comes up with regulations. He would have no problem with putting a time limit in the resolution or reword it to say they were in support of any legislation. He reviewed the Hillsdale resolution and what they tried to accomplish was absolutely unconstitutional. This is not something a Mayor and Council can decide with respect to local zoning especially if there is a 1985 law, the DEP will have to come up with regulations.

Mayor Cosgrove said he would be in favor of a resolution that said they supported legislation to continue the moratorium because as Attorney Mondello advised, the Borough has no jurisdiction. Attorney Mondello stated that Hillsdale outright banned fracking.

Councilmember Peluso said that in New York State it went to the Supreme Court when all of the municipalities were banning fracking and the oil companies challenged it. He understood that this was a different State but he did think there has been case study on this. Attorney Mondello advised that New York never did or try to pass legislation banning or creating a moratorium so the State of New Jersey started it first. Councilmember Peluso felt at the least it would send a message to the State. He wondered about the time when it would get renewed. He also wondered if they could put a five year time period on it. Attorney Mondello advised that a strong argument could be made that the resolution has expired if it wasn't the same Council. Municipal Clerk / Deputy Manager Kwasniewski stated they have put sunset clauses in other resolutions. Attorney Mondello advised that five years would probably work.

Councilmember Swain stated that the third paragraph was incorrect which referenced Fair Lawn getting its majority of the drinking water from local wells. They had already passed a resolution that she brought to the Council which supported the New Jersey Highlands where they do get a lot of the Borough's water. She thought that this resolution misses the spirit of the original resolution and she wished that he had sent to the Council earlier so they could have had time to review it. She felt this was not a substitution because it does not cover a lot of the issues. She would like to review it and not make a decision on something that was just handed to her.

Mayor Cosgrove wondered if they want to put the five year moratorium limit on the basis of the Attorney's recommendation.

Deputy Mayor Dunay suggested asking Attorney Mondello to draft some language that would make him more comfortable or a strongly worded statement. Then at that time they can discuss it. Councilmember Peluso would like a clause added about transporting fracking waste. Attorney Mondello knew it would be difficult for the State to ban it outright so they prohibited transporting it.

There was a unanimous consensus to have Attorney Mondello prepare a draft resolution banning fracking.

Attorney Mondello advised that he will present it at the next Work Session.

TOWN WIDE GARAGE SALE:

Mayor Cosgrove stated that several residents contacted him about the town wide garage sale because they liked it last year. Manager Van Kruijning stated he had no objection to it. The residents wanted the Borough to provide locations and maps for the specific address. They also wanted the Borough to provide a list of what everyone was selling. He would like to put a disclaimer on the flyer that they have to do their own advertising and find the houses on their own. They would register with the Manager's office.

Deputy Mayor Dunay thought it would be interesting if they could list their items for sale on the Borough website that way residents could click on an item and see where it is being sold. Manager Van Kruijning stated he would reach out to the website provider to see if they offer that type of module. Deputy Mayor Dunay felt they did not have to type each person's items.

Mayor Cosgrove suggested holding it on October 11th and 12th.

There was a unanimous consensus to hold the town wide garage sale on October 11th and 12th.

BERGEN 350 COMMITTEE REQUEST FOR A RESOLUTION:

Mayor Cosgrove stated he had received a request from the Bergen 350 Committee regarding Bergen County's 350th anniversary to commemorate the event.

There was a unanimous consensus to pass a resolution commemorating Bergen County's 350th anniversary.

SUNRISE ROTARY'S ANNUAL FIRST DAY 5K RACE:

Deputy Mayor Dunay and Mayor Cosgrove recused themselves since they were members of Sunrise Rotary.

Councilmember Swain stated that Sunrise Rotary was seeking permission to hold a First Day 5K Race on January 1, 2015.

Manager Van Kruijning explained there is a new policy. He received a letter from Deputy Mayor Dunay stating that Sunrise Rotary would like to hold a race and is aware they will be charged a percentage of the costs. Municipal Clerk/Deputy Manager Kwasniewski noted that if this request had come in after January, it would not have come before the Council as discretion has now been given to the Manager.

Councilmember Swain asked if new events would be brought before the Council. Manager Van Kruijning read the policy which stated "the Borough Manager shall determine whether or not a particular event requires the approval of the Mayor and Council. If a special event requires the approval of the Mayor and Council, the Manager will place the item on a Council Work Session for discussion and consideration". He clarified that if an event was held previously, he will move along accordingly. If it is something new and requires additional costs, he will bring it before the Council.

There was consensus to allow the Sunrise Rotary to hold a First Day 5K Run on January 1, 2015.

BICYCLE ROUTE – BERDAN ROAD:

Councilwoman Swain stated that the Green Team has been working on safe routes to school, including bicycle routes. There are signs throughout the County with pictures of a bicycle, indicating drivers need to share the road. She would like signs installed along Berdan Avenue, which has been designated as a bicycle route within the Borough. She would like Manager Van Kruijning to research the cost and the number of signs needed.

There was consensus to have Manager Van Kruijning research the installation of bicycle signs along Berdan Avenue.

Manager Van Kruijning stated that he will have the information available for follow up in two weeks.

PROCEDURE FOR PUTTING ITEMS ON THE AGENDA:

Councilmember Swain stated it would be helpful when Councilmembers make changes or suggestions to resolutions if they would email them to the Council

ahead of time for review. Residents came here tonight hoping there would be an actual resolution regarding fracking and it has been prolonged once again because they did not have time to review the new resolution.

She stated there was a check presentation added to the agenda. She is in favor of check presentations and is thrilled when organizations want to make donations within the Borough. However, not all Councilmembers were informed of the process of how the item was placed on the agenda. She wants to be sure that they are informed of everything.

Municipal Clerk/Deputy Manager Kwasniewski explained that the Council changed the way meetings were held this summer. Ordinarily they receive a tentative agenda, which would have included the presentation and would have been seen by everyone. However, there was no tentative agenda since the July Work Session was the same night as the Regular meeting. The same thing occurred in August.

She received an email that she incorrectly assumed had been forwarded to the entire Council, but it only came to her. Had she noticed, she would have forwarded it to everyone. When she didn't hear any objections to the presentation she added it to the agenda. It was simply a miscommunication. The meeting changes in July and August allowed this to fall through the cracks.

The procedure has always been that if a Councilmember wants something on the agenda for the Work Session, it goes on. They all have the right to add items to the agenda. With a Regular Meeting, items are placed on the tentative agenda so everyone is aware. If they change their meeting schedules next July and August or combine meetings, they will have to come up with another way of making the Council aware of what is on the meeting agenda. Otherwise, the process works fine.

Councilmember Swain stated there were emails between Deputy Mayor Dunay and Mayor Cosgrove which copied Municipal Clerk/Deputy Manager Kwasniewski but not the Council. Mayor Cosgrove stated that there was an email from Deputy Mayor Dunay, but he did not send an email. He met with Municipal Clerk/Deputy Manager Kwasniewski. Municipal Clerk/Deputy Manager Kwasniewski noted that she advised Mayor Cosgrove it was not supposed to be done that way. Mayor Cosgrove stated that the presentation was added to the agenda because the donation to the ADA Committee was being used for a Borough park. He did not see Councilmember Swain's email.

Municipal Clerk/Deputy Manager Kwasniewski reiterated there was one email that Mayor Cosgrove sent to her and Deputy Mayor Dunay and she thought it went to everyone. When Councilmember Swain stated that she did not receive any emails she looked back and realized it did not go to the entire Council.

Had she known she would have forwarded it to everyone. Councilmember Swain said that she sent an email to Deputy Mayor Dunay and copied the entire Council.

Mayor Cosgrove stated that they will review the process in the summer. Three organizations received \$7,500. Councilmember Swain stressed this was not about the money; it was about the process. Her email noted that when organizations make donations the checks are usually presented at their meetings. That is why Municipal Clerk/Deputy Manager Kwasniewski stated it was not done at Council meetings. Municipal Clerk/Deputy Manager Kwasniewski noted that she also stated the Council has the right to change the procedure.

Mayor Cosgrove stated that they will review the process but he will not apologize for taking in \$7,500 for three organizations.

MINI BUS:

Manager Van Kruijning provided the Council with a detailed progress report on the new mini bus schedule, which has been in effect since June 4th. They have made some tweaks but overall it has been very successful. Mayor Cosgrove stated that he received a lot of positive feedback from riders during the Rotary food drive at Shop Rite. Manager Van Kruijning stated that since the second week of June, they have been running the bus with part time drivers during the hours of 9:00 a.m. to 3:00 p.m. There is a large ridership on a daily basis. He gave kudos to the drivers and the Health Department staff for working this through.

Councilmember Swain stated that she has heard only positive comments about the schedule, but she wondered if there were any complaints. Manager Van Kruijning stated that he received a few minor complaints in the beginning, mostly from people trying to understand the new system. They tweaked the answering machine message and set up a different number for residents to call. The schedule was very successful and he recommended continuing as is.

Mayor Cosgrove stated that Ms. Gormans came to see him during his "Meet and Greet" and advised him that the riders are very much in favor of the change.

Deputy Mayor Dunay asked Manager Van Kruijning if the new schedule was more cost effective. Manager Van Kruijning stated that he will run the gas reports for the past seven weeks but there was a significant savings in just the first week, partially because they are operating on a six hour day instead of an 8 hour day.

CHANGE ORDER – TRAILER MOUNTED EMERGENCY GENERATOR:

Manager Van Kruijning stated that the shared generator, which will be used by Sewer, Water, Engineering, etc., required additional electrical hook ups for use at various pump houses and sewer stations, resulting in a 4.2% increase. Funding is available. The equipment is very beneficial to the Borough.

There was consensus to approve a resolution authorizing the change order for the emergency generator.

DONATION TOWARD CAT/KITTEN ADOPTION:

Manager Van Kruijning received a memo from Health Officer Wagner. They are being very strong in their adoption efforts for cats and kittens, but they must be neutered or spayed. They have received a discounted rate from a local animal hospital but it is still costly. Health Officer Wagner informed him that they can pay the veterinary expenses out of the trust account for the dog pound, but she wondered if they could also ask for donations. She did not want to charge people for adoptions. CFO Palermo is checking with the auditor to see if they can accept donations and place them in the trust account or if they need to set up a separate account.

Councilmember Swain thought it was a great idea. Donations were a good way to fund something that needed funding. Manager Van Kruijning agreed.

There was consensus to allow Health Officer Wagner to collect donations to defray the cost of spaying and neutering the cats and kittens.

Manager Van Kruijning stated that the Animal Control Officer will be at the Pet Walk to promote adoptions.

MISCELLANEOUS PUBLIC COMMENTS:

Ronald Ciccone, 27-02 Morlot Avenue wondered if the Borough could have garbage pickup twice a week year round. He felt it was unsanitary to keep garbage on the side of the house.

Mayor Cosgrove stated this has been discussed in the past but there were concerns about the cost. Manager Van Kruijning stated there was a significant increase to add a second pick up from September through May. Mr. Ciccone didn't think it would be a significant tax increase. Mayor Cosgrove stated there would be a definite increase for taxpayers. Manager Van Kruijning stated that he will look into the cost of adding a second pick up. He suggested Mr. Ciccone call him in the morning.

Mr. Ciccone stated that towns smaller than Fair Lawn have twice a week pick up. Councilmember Swain stated that when they renew their contract, they always look to see what other towns were doing. She did not recall other towns having twice weekly pickup during the winter. Mr. Ciccone stated that he was originally from Kearney, a population of 38,000, and garbage was picked up twice per week. Councilmember Swain stated that the Green Team is teaching people how to compost, which reduces garbage by a third.

Councilmember Peluso expressed interest in knowing which towns have twice weekly pick up. Cali Carting is stationed in Kearney so it may be easier and less expensive for them. It is hard to add something to the budget because it is difficult just to maintain status quo. Mayor Cosgrove assured Mr. Ciccone that it will be looked into by the Manager.

Han Broekman, 4 Allen Place stated that he came to encourage Deputy Mayor Dunay, Deputy Mayor Lefkowitz and Mayor Cosgrove to do something about the fracking resolution. He was happy to see Deputy Mayor Dunay has paid attention to the research; however his proposed resolution did not prohibit the transport, use of or processing of fracking waste within the Borough. He encouraged the Council to add these restrictions. Some towns use fracking waste to de-ice the roads because of the high salt content. He was worried about other materials like heavy metal or carcinogenic organics. The Wall Street Journal had an article that they found 234 drinking wells in Pennsylvania contaminated by fracking waste.

Deputy Mayor Dunay felt Mr. Broekman had a good point. He suggested they add a prohibition on the use of fracking waste in Fair Lawn to the resolution. Mr. Broekman thanked Deputy Mayor Dunay for his change of heart.

Pam Coles, 13-34 George Street stated that the application for the cooperative parking before the Planning Board is for four retail units on the bottom and six apartments on top. The applicant is lacking parking spaces and tried to purchase the home next door for parking, but the owners are not ready to sell.

Ms. Coles expressed concern about the number of accidents at the corner of River Road and Fair Lawn Avenue.

Attorney Mondello reminded Ms. Coles that the Mayor and Council were not the Planning Board and will not vote on or discuss this matter. Ms. Coles noted that the developer was coming here for approval on the two parking spaces. Attorney Mondello stated that it was based on Mr. Kantowitz's information that the seven spaces were available. Ms. Coles stated that the seven spaces were already utilized. The Council approved the agreement in September, 2008 and the very next week the applicant came in and used the spaces to get variance

approval. The parking spaces were supposed to be paid for, but the landlord is using them as garage parking for increased rent. Fair Lawn is being used.

Ben Lang, 42-00 Cosgrove Court thanked the Council for supporting improvements at the intersection of Saddle River Road and Fair Lawn Avenue. It was important to get a left turn signal at the intersection. He did not get a response from Freeholder Ganz nor the County. Councilmember Peluso has done a lot and has spoken to numerous people, but he felt the Mayor should call Freeholder Ganz and County Executive Donovan. This intersection is the largest in Fair Lawn and in the past three years there have been over 25 accidents. They need to be more aggressive.

Mayor Cosgrove stated that he has spoken to the County representatives. He felt the County Engineering Department is not grasping the urgency of the situation. He will send out another round of emails tomorrow and make more phone calls. The County has gone to their various Department Heads and expressed the need to complete this project due to the safety issue.

Mr. Lang stated they could save money by not doing the survey. Municipal Clerk/Deputy Manager Kwasniewski explained that it was a physical survey of the road, not a questionnaire. Manager Van Kruijning stated that property must be taken from all four corners.

Councilmember Peluso thanked Mr. Lang for coming and for pushing forward with his efforts. He assured him that this was a Council priority. The Manager will keep reaching out until they get an answer.

Sam Racenstein, 13-12 Lyle Terrace inquired about the cost of the survey for the Fair Lawn Avenue intersection. Manager Van Kruijning stated that the cost would be \$30,000 to \$50,000.

Rich Siebel, 33-07 Halsey Road thanked the Council for supporting Sunrise Rotary's request to hold a First Day 5K Race. The Rotarians and runners appreciate their support.

He attended the cat adoption and two dogs and two cats were adopted while he was there. They are in need of donations of linens and food. The pound is nice and clean.

Samuel Polyak, 5-11 Eugene Street asked if there was a cost to adopt a pet. Manager Van Kruijning stated there was no cost.

Mr. Polyak stated that he converts cars to electric. If the Borough could donate a car to Bergen Community College he would convert it to electric and give it

back. It would save a lot of money on gas. Mayor Cosgrove suggested he email the information to Manager Van Kruiningen.

Jane Spindel, 395 Plaza Road North stated that she was thrilled with the cat adoption. She has conducted drives to get sheets, pillow cases and towels for the animals and many people are willing to donate. She wondered if the revenue collected for picking up dead animals could be used to support the program. Manager Van Kruiningen stated that the fees go into the general funds.

CLOSED SESSION RESOLUTION:

Upon motion by Deputy Mayor Dunay and a second by Councilmember Peluso, the following closed session resolution was unanimously adopted at 9:00 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 – Finance Department, Zoning Board of Adjustment, Fair Lawn Recreational Facilities Committee (Pool Subcommittee), Fair Lawn Arts Council, Health Advisory Board and Volunteer of the Year; 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 9:15 p.m.

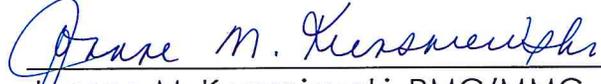
911 MEMORIAL SERVICE:

It was agreed that the memorial service would be held at 9:00 a.m. on September 11 at the Memorial Wall. In the event of inclement weather the ceremony will be held in the Council Chambers.

ADJOURNMENT:

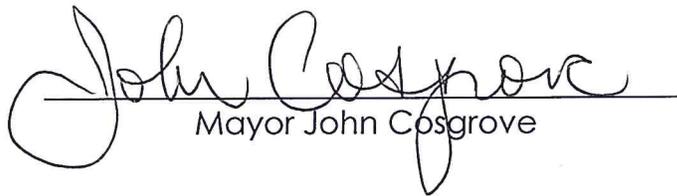
Upon motion by Councilmember Swain and a second by Councilmember Peluso, the Work Session was adjourned at 9:20 p.m.

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



Councilmember Kurt Peluso

Absent
Deputy Mayor Amy E. Lefkowitz



Councilmember Lisa Swain

