

## REGULAR MEETING OF OCTOBER 14, 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 Attorney Mondello.

### **POLICE PROMOTIONS - SERGEANTS**

Mayor Cosgrove stated that tonight they had the privilege of promoting two officers to the rank of Sergeant.

Chief Cauwells stated he was pleased to promote two fine officers, Kenneth Cavanagh and Sean Macys to the rank of Sergeant. Both of these officers are top notch and are a definite asset to the department.

Officer Macy's was hired in 2005. He is the Field Training Officer. He just went through Accident Reconstruction. He was bettering himself to make this department better.

Officer Cavanagh was hired in 2006. He is the Range Officer. He just went through ASP training so that he could train the officers in the expandable baton.

Mayor Cosgrove swore in Kenneth Cavanagh and Sean Macys as Sergeant.

PBA President Detective Boone stated it was always an honor to be present at many of these promotions. He would stake his life on either one of them and trust them one hundred percent. They will be awesome as a Supervisor out on the road. Fair Lawn was blessed to have a great department with very dedicated men and women. He mentioned that when he was on the Reserves back in the early 1980's he worked with Sean Macys' father who was a Sergeant at that time. He wished both of them the best of luck. He presented them with a plaque from the PBA.

**PROCLAMATIONS: BREAST CANCER AWARENESS MONTH:**

Municipal Clerk / Deputy Manager Kwasniewski read the proclamation.

Mayor Cosgrove stated that there was no one here that has not known someone that has been affected by this disease. The best cure is to have the mammograms done.

**COUNCIL COMMENTS:**

Councilmember Peluso stated he attended the Knights of Columbus Poster Contest with the Mayor and Deputy Mayors. He thanked the Knights of Columbus, the Cosmos Club and the Parks and Recreation Department for all their hard work.

He congratulated the two new Sergeants. He knows they will do a terrific job.

This Saturday at 10:00 a.m. the ribbon cutting ceremony will be held for the ADA Playground at Berdan Park. He was there this afternoon with his two children and it looked great.

Councilmember Swain thanked Councilmember Peluso for mentioning the ADA Playground. The playground looks fantastic. It was really a community effort so they are hoping that everyone that has been a part of donating will come and share in this wonderful event.

She mentioned Veteran's Day on November 11th. The Borough will be hosting a ceremony that day at 11 a.m. in front of the Municipal Building.

Councilmember Swain congratulated the two new sergeants. She hoped that they have a boring and uneventful career in which they continue to move up the ranks and continue to stay safe every day.

As the Mayor stated, in honor of breast cancer awareness month, it is a disease that affects mostly women but men also need to pay attention.

Next Tuesday at 7:00 p.m. before the Work Session they will be having a demonstration of a car that has been converted from gasoline to electric.

Councilmember Swain mentioned the ADA dance at the Community Center this Friday night.

On October 23rd there will be a candidate's forum for the Board of Education debate which will be held at the Community Center at 7:00 p.m.

Deputy Mayor Dunay echoed all of the comments that have been made about the promotions of Sergeant Macys and Sergeant Cavanagh. It gives him great faith to see good people rising up in the Police Department ranks. He thought that the Borough has a multitude of great officers. He also thought there was a great future ahead for the Borough of Fair Lawn.

He congratulated all of the winners of the poster contest. This was a great way to remember Christopher Columbus and to celebrate our heritage to some extent. It was not only a poster contest but also had a poetry element as well.

The St. Anne's Holy Name Society is hosting a Halloween Costume party on Saturday, October 25th in the church basement from 6:00 to 8:30 p.m. There is a small charge. It will be a great time for the kids and hopefully there will be a good turnout for this event.

Deputy Mayor Lefkowitz echoed all of the comments that the Councilmembers have made congratulating the two new sergeants. She thanked them for their dedication and service to the community.

She also attended the Poster Contest. She remarked how incredible some of the designs were on the posters and especially the creativity in the poems that were displayed.

Deputy Mayor Lefkowitz stated she had received very positive feedback from residents on the road paving projects that have been done and they wanted to express their thanks to everyone involved.

She stopped by the Radburn Pre-School at The Grange for their back to school night. She thanked Cindy Noonan, the Director and her staff for their great curriculum and program.

Deputy Mayor Lefkowitz hoped to see everyone at the street fair on Sunday.

Mayor Cosgrove attended the service for Carter Wolf who was a 25 year member of the Ambulance Corps. He was a dedicated and faithful volunteer to Fair Lawn. He once again wanted to extend his and the Borough's sympathies to the Wolf family.

He stopped at the Fair Lawn Opportunity Center's tricky tray last Wednesday which was very well attended. For those that do not know, the Center provides opportunities for adults with special needs. He congratulated them on a great event.

Mayor Cosgrove attended the Bergen County Volunteer Night with Jeff Mazzola who was instrumental in the Fair Lawn All Sports and Star Soccer program and was the recipient of the award.

He also attended the Fair Lawn Historic Preservation Commission's presentation with three great authors. The panel did a great job talking about Fair Lawn's history.

There was a ribbon cutting for a new business on River Road, Bloom Yoga at 13-20 River Road. He wished Evelyn and John the best of luck in their new venture.

On October 25th the Sunrise Rotary will be hosting the Service above Self Awards Dinner which will be a night to honor two residents, Gail Cebular and Emil DeLuccia along with two businesses, Shop Rite and Zarega's. It is \$50.00 per person at the Fair Lawn Athletic Club at 7:00 p.m.

Last Friday he attended the 40th Anniversary of the Fair Lawn Football Association and was able to congratulate them on a milestone of 40 years of providing a great place for the kids. Over 300 kids per year participate in the program.

He thanked the two new sergeants for their efforts.

He mentioned that the Fair Lawn Rotary sponsored a pancake breakfast. They also have been giving out dictionaries in all of the schools.

#### **ORDINANCES 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. 2322-2014 (RESOLUTION NO. 345-2014)**

#### **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**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay Resolution No. 345-2014 introducing Ordinance No. 2322-2014 was unanimously passed.

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

**ORDINANCE NO. 2323-2014  
(RESOLUTION NO. 346-2014)**

**AN ORDINANCE TO AMEND CHAPTER 170 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000 ENTITLED "PROPERTY MAINTENANCE" AND CHAPTER 208 ENTITLED "STREETS AND SIDEWALKS"**

Upon motion by Deputy Mayor Dunay and a second by Deputy Mayor Lefkowitz, Resolution No. 346-2014 introducing Ordinance No. 2323-2014 was unanimously passed.

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

**ORDINANCE NO. 2324-2014  
(RESOLUTION NO. 347-2014)**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 173 ENTITLED "PUBLIC HEALTH NUISANCES", SUBSECTION 173-2, PROHIBITED CONDITIONS**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 347-2014 introducing Ordinance No. 2324-2014 was unanimously passed.

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

**ORDINANCE NO. 2325-2014  
(RESOLUTION NO. 348-2014)**

**AN ORDINANCE TO AMEND CHAPTER 170 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000 SPECIFICALLY TO AMEND CHAPTER 2 ENTITLED "ADMINISTRATION, DEPARTMENTS AND BUDGET AND FISCAL PROCEDURES" AND MORE PARTICULARLY ARTICLE II ENTITLED "THE COUNCIL" BY ADDING SECTION 2-20 TO BE ENTITLED ELIMINATION OF BOROUGH-FUNDED HEALTH BENEFITS"**

Upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Peluso, Resolution No. 348-2014 introducing Ordinance No. 2325-2014 was unanimously passed.

**ORDINANCES ON SECOND READING:**

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. 2321-2014  
(RESOLUTION NO. 349-2014)**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 2000, BY AMENDING AND SUPPLEMENTING CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC", ARTICLE II, "PARKING", SUBSECTION 232-9, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS AND SUBSECTION 232-13, PARKING TIME LIMITED ON CERTAIN STREETS**

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

Upon motion by Councilmember Peluso and a second by Councilmember Swain, Resolution No. 349-2014 adopting Ordinance No. 2321-2014 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 #19-2014:**

Upon motion by Deputy Mayor Dunay and a second by Deputy Mayor Lefkowitz, Consent Agenda #19-2014 containing the following items was unanimously passed.

- a. Resol. #350-2014 – Approval of Minutes:
  - Work Session 9/16/14
  - Closed Session 9/16/14
  - Regular Meeting 9/23/14

- b. Resol. #351-2014 – Amending Professional Services Agreement with Garbarini & Co., PC - Continuing Disclosure Requirements
- c. Resol. #352-2014 – Participating in the Bergen County Cooperative Pricing System
- d. Resol. #353-2014 – Participating in the State of New Jersey Cooperative Purchasing Program
- e. Resol. #354-2014 – Cancel Year 2013 & 2014 Property Taxes Due to Property Change Classification – 18-35 River Road
- f. Resol. #355-2014 – Authorizing Application for NJACCHO Grant
- g. Resol. #356-2014 – Professional Services – HMR Architects – Naugle House Construction Documents
- h. Resol. #357-2014 – Refund of Overpayment of Taxes
- i. Resol. #358-2014 – Confirmation of Fire Board Actions
- j. Resol. #359-2014 – Professional Services – The Ives Architecture Library Restroom Renovation
- k. Resol. #360-2014 – Authorizing Participation in the “Gaining Ground” Initiative
- l. Resol. #361-2014 – Authorizing Application for Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund Grant - Memorial Park and Pool Improvements
- m. Resol. #362-2014 - License Agreement - 2 Beekman Place
- n. Resol. #363-2014 - Appointment to the Green Team-Advisory Committee
- o. Resol. #364-2014 - Requesting Approval of a Special Item of Revenue - NJACCHO Grant

**RESOLUTION NO. 365-2014 - Approval of Minutes: Regular Meeting 9/9/14**

Upon motion by Deputy Mayor Lefkowitz and a second by Deputy Mayor Dunay, Resolution No. 365-2014 was passed with Councilmember Peluso abstaining.

**RESOLUTION NO. 366-2014 - Endorsement of Community Development  
Block Grant Application - JerseyOn**

Upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Swain, Resolution No. 366-2014 was passed with Councilmember Peluso recusing himself.

**PUBLIC COMMENTS:**

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

Catherine Aliotta, 23-05 High Street, addressed the area of the Radburn Train Station at the corner of High Street and Plaza Road which she felt was dangerous. Last winter there were a number of accidents. She wondered if a blinking light could be installed at the intersection of High Street and Plaza Road because of the pedestrians and drivers. Mayor Cosgrove said he would have Manager Van Kruijning ask Traffic Safety Officer Franco if there was some type of sign that could be installed there. Unfortunately when people get off the train in Radburn it is a mass exodus. People jaywalk. He understood her point.

Councilmember Swain stated that she drove by there and looked at the lights and realized they are very dull. The EDC should also take into consideration the entire corridor.

Deputy Mayor Dunay wondered if there was a way they could create a pathway that loops around the parking lot so that people do not have to walk through the parking lot. He felt the town may not be able to do it but it should be added to a list of possibilities such as speaking with the landlord.

Mayor Cosgrove stated that he and Councilmember Peluso would bring this matter back to the EDC and possibly in their discussion with New Jersey Transit who may have previously run into this type of situation and have a solution.

Councilmember Swain read the following comment from someone that could not be present tonight:

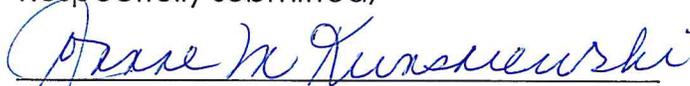
Marian Paganello, 11 Berkeley Place, felt it was discouraging and disappointing to read in The Community News that there will not be any gender diversity on the newly appointed Zoning Board of Adjustment. Especially when it was revealed that the female candidate who was passed over was certainly qualified to fill the position. Consideration of issues like gender diversity when appointing individuals to volunteer positions which have an impact on the community should be a fundamental concern in the choices made by the Council. There are many residents who do not feel the community was best served when the Council does not demonstrate the awareness or commitment to uphold the vital accommodation to balance and diversity.

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

**ADJOURNMENT:**

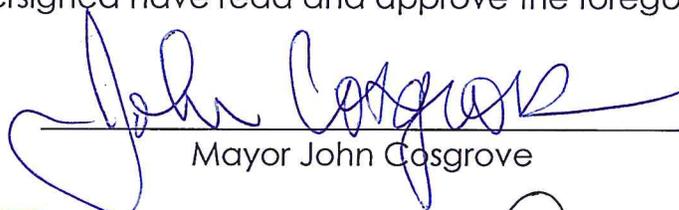
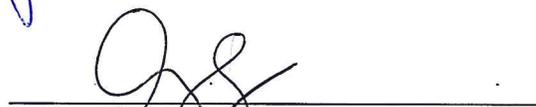
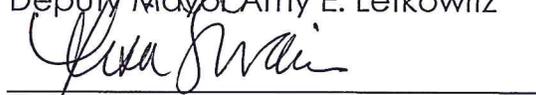
Upon motion by Councilmember Peluso and second by Deputy Mayor Lefkowitz the meeting was adjourned at 8:30 p.m.

Respectfully submitted,



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

The undersigned have read and approve the foregoing minutes.

  
\_\_\_\_\_  
Mayor John Cosgrove  
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Deputy Mayor Daniel Dunay  
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Councilmember Kurt Peluso  
\_\_\_\_\_  
Deputy Mayor Amy E. Lefkowitz  
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Councilmember Lisa Swain

