

REORGANIZATION MEETING OF JANUARY 6, 2015

CALL TO ORDER BY THE TOWN CRIER:

Town Crier Tim Yuskaitis called the meeting to order at 7:00 p.m. and made the following statement: My fellow Americans, this Country of ours is for the people and by the people. The United States of America is a republic, it is a democracy and as such, we the people gather each November in the election of our officials in government. We thank these people for exercising their voting privilege. Today, January 6 in the year of our Lord 2015, the good citizens of this beautiful town of Fair Lawn celebrate this election process by the installation of their elected officials. May God grant these honorable persons the wisdom, stamina, courage and devotion of duty for surely they will carry the torch of freedom and stand guard over this communities well being.

INVOCATION BY RABBI MENDEL ELKE ZALTZMAN

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETING ACT:

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 19, 2014. 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 Lefkowitz and Dunay, Councilmembers Peluso and Swain.

ALSO PRESENT: Manager Van Kruningen, Municipal Clerk / Deputy Manager Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Mondello.

NOMINATION FOR MAYOR:

Councilmember Dunay and Councilmember Lefkowitz nominated Councilmember Cosgrove as Mayor.

ELECTION OF MAYOR:

There being no further nominations, the time for nominations was closed. Upon motion by Councilmember Dunay and a second by Councilmember Lefkowitz, Councilmember Cosgrove was unanimously elected Mayor for the year 2015.

NOMINATION FOR DEPUTY MAYOR:

Mayor Cosgrove nominated Councilmember Lefkowitz as Deputy Mayor. Councilmember Dunay seconded the nomination.

ELECTION OF DEPUTY MAYOR:

There being no other nominations, the time for nominations was closed. Upon motion by Mayor Cosgrove and a second by Councilmember Dunay, Councilmember Lefkowitz was elected Deputy Mayor.

NOMINATION FOR DEPUTY MAYOR OF COMMUNITY AFFAIRS:

Deputy Mayor Lefkowitz nominated Councilmember Dunay as Deputy Mayor of Community Affairs. Mayor Cosgrove seconded the nomination.

ELECTION OF DEPUTY MAYOR OF COMMUNITY AFFAIRS:

There being no other nominations, the time for nominations was closed. Upon motion by Deputy Mayor Lefkowitz and a second by Mayor Cosgrove, Councilmember Dunay was elected Deputy Mayor of Community Affairs.

SWEARING IN OF MAYOR AND DEPUTY MAYORS:

Former Mayor and Assemblyman Nick Felice swore Councilmember Cosgrove as Mayor.

Former Mayor and Assemblyman Nick Felice swore Councilmember Lefkowitz in as Deputy Mayor.

Former Mayor and Assemblyman Nick Felice swore Councilmember Dunay in as Deputy Mayor of Community Affairs.

NEWLY SWORN IN MAYOR ASSUMES THE CHAIR

Mayor Cosgrove assumed the chair.

REMARKS OF THE MAYOR:

Mayor Cosgrove made the following comments: I would just like to wish everyone a Happy New Year and thank the people of Fair Lawn for giving me the honor and privilege to serve once again as your Mayor. Special thanks to former Mayor and New Jersey State Assemblyman Nick Felice for swearing us in tonight. I would also like to congratulate both of our Deputy Mayors Amy Lefkowitz and Dan Dunay. Over the past year I know that the people of Fair Lawn have learned that both Amy and Dan are both very bright, energetic, and

hard working. During the past three years I have also had the opportunity to work with Councilwoman Swain & Councilman Peluso and I can assure you that they are always working in the people of Fair Lawn's best interest and I look forward to working with them again in 2015. I have no doubt that we will all continue to work together and continue to move Fair Lawn forward.

I would also like to once again thank my Family, loved ones and friends for all their encouragement and support. Tonight I am fortunate to have many of you here with me. My three children John, Kevin and my daughter Kerryann are here and I thank them for their love, patience and understanding over the years. Also here tonight is my girlfriend Maryanne whose unwavering support, love and encouragement keeps me going every day!

I have been fortunate enough to serve as your Mayor for the past two years. While serving I have witnessed firsthand the things that make Fair Lawn such a great place to live and call our home. Over the last year the people of Fair Lawn have once again showed how generous they can be. Whether it's helping neighbors whose home has been destroyed in a fire, restocking our food bank, building an all inclusionary Park for people with different abilities or helping a little girl with a rare genetic disease, the people of Fair Lawn continue to rise up and through their support and generosity meet the needs of others. In Fair Lawn we help our neighbors and those less fortunate than us. This once again proves that Fair Lawn is a large town with a small town attitude.

Once again our Borough has been chosen by yet another Real Estate evaluation firm as the number one small city in New Jersey to live in. This is the second time in two years that Fair Lawn has been ranked #1 by two separate firms. I believe that much of the credit for this belongs to our hard working Borough employees, dedicated Police, all of our Volunteers, the Fire Department, Rescue Squad, EMS personnel and Auxiliary Police that continue to keep our Borough safe. The Borough also has numerous Boards & Committees that are completely staffed by dedicated volunteers who work tirelessly on our behalf. It is because of all of their efforts that Fair Lawn stands above the rest.

I would also like to thank Our Borough Manager Jim Van Kruiningen, Deputy Manager Joanne Kwasniewski, CFO Karen Palermo, Police Chief Glen Cauwels and all of the department heads for their hard work, help and guidance that they have provided over this past year. These dedicated professionals continue to keep Fair Lawn moving in the right direction.

Once again over the past year I have witnessed the generosity of so many of our Civic organizations, The Knights of Pythias, Knights of Columbus, Lions Club and both Rotary Clubs and so many others who consistently give of their time, talent and money supporting worthy causes in Fair Lawn. I also want to thank our Chamber of Commerce and Business Community for being so supportive of our town and programs.

As we move forward I believe that it gives me the opportunity to update the residents on some of the things that have happened in 2014 and to look forward to 2015.

- In 2014 we saw the completion of the Promenade Complex on Route 208
- We painted the Water Tower that bears our name
- Because of the two 100 year storms that came back to back and the horrific winter in 2014, the Council more than doubled the budget for road resurfacing.
- Our EDC entered into an agreement with NJ Transit and the County EDC to do a study on the Radburn Business district.
- We completed our all inclusionary Park at Berdan Grove so all of our children will have a place to play.
- Sandvik finished construction on its USA Headquarters in our Industrial Park and Mondelez (Nabisco) will be making almost a hundred million dollar investment in the Fair Lawn Bakery. This means that 2 of the anchors of our industrial park will be staying right here in Fair Lawn.
- The Council allocated \$30,000 for a survey to help Bergen County expedite the addition of left hand turn lanes at Saddle River road & Fair Lawn Ave to help with pedestrian safety and reduce motor vehicle accidents.
- In 2015 hopefully the funding will finally come through from the State for our 64 units of affordable Senior Housing.
- The Construction of four Bump outs on Fair lawn Ave to increase pedestrian safety. They will be located at Radburn Road, Abbott Road, Parmelee Ave and George Street.
- We are hoping for more bump outs and a Hawk signaling device needed to protect our pedestrians on Broadway that has been held up by the State DOT after initial approval.
- We will work with the County to get improvements done at the intersection of River Road and Maple Ave before the anticipated 2016 closure and replacement of the Fair Lawn Ave Bridge.
- We look forward to more reports from our long range financial committee comprised of Deputy Mayor Dunay, Councilman Peluso, Manager Van Kruningen and CFO Palermo. This Committee has been established to take a strategic look at the long term debt of the Borough and find ways that we can improve our financial position and help fund future capital improvement projects, such as our aging infrastructure.

These continue to be difficult times and we are facing the same challenges that many other cities, towns and boroughs are across our nation, so we must constantly examine the way we operate. Although these are tough times I know this Council will continue to look at how we operate and our budget and continue to stabilize taxes while preserving many of our amenities that make Fair Lawn such a great place to live. I know that the entire Council stands committed to preserving our amenities, such as the Library, Community Center,

Senior Center and Memorial Pool. I'm sure that this Council will work together and keep these cornerstones of our community strong and preserve them for future generations.

I am looking forward to once again working this year, with the Council and the people of Fair Lawn to help continue to shape our future. Over the next year I'm sure that we will have to deal with many complex issues, but I want you the citizens of Fair lawn to know that we will continue to listen and work with you the people. In closing I would like to thank all of you who came out tonight and all of you who make positive contributions to Fair Lawn every day. I'm looking forward to meeting with our residents and working with the entire Council in 2015, and once again I have high hopes and great expectations for Fair Lawn's future. Thank you, God bless you and may God bless America.

REMARKS OF THE DEPUTY MAYOR:

Deputy Mayor Lefkowitz wished everyone a happy New Year and thanked everyone for coming. She thanked Nick Felice for swearing them in. This past year she has been privileged to witness firsthand what she already knew about the Borough; not only it is a great place to live, but it is a community where neighbors are always there for each other. Whether it be the outpouring of support for an amazing little girl with very special needs, the display of generosity towards our neighbors who may have suffered a misfortune or the true spirit of community felt at the opening of the Berdan Grove park or our new businesses, our charitable organizations continue to shine with their ability to fundraise and donate to so many different programs.

She thanked the volunteers, who are the backbone of the town. They applaud them for all of their efforts. She thanked Manager Van Kruijning, Municipal Clerk/Deputy Manager Kwasniewski, CFO Palermo, Attorney Mondello and all the Borough employees for their dedication and hard work.

For the past year she has enjoyed serving as the liaison to the Alliance for Substance Abuse Prevention. Under the leadership of Carol Wagner and the grant funding she has secured, the Alliance has been able to offer programs educating their youth about the dangers of substance abuse and provide alternate programs such as the DARE program, the Explorer program, Project Graduation and more. This year the Alliance became a sponsor of Fair Lawn's participation and designation as a stigma free community, a concept that allows people to feel safe and secure while seeking assistance with mental health issues. There is a large overlap of those with substance abuse and mental health issues. She thanked Carol Wagner and the Alliance for allowing her to take an active role.

The past year the Council worked to give the residents of Fair Lawn the quality of services they deserved and they will continue to do so in 2015. She thanked

Mayor Cosgrove for being a guiding force throughout this journey, and thanked Deputy Mayor Dunay, Councilmember Peluso and Councilmember Swain for being part of an atmosphere that seeks to govern our town and cares about our residents.

She thanked her family and friends, especially her husband, Tom and daughter, Hannah, for their continued love and support even though she is out every single night on any given week. Although her daughter sometimes asks if she really has to go to a meeting, she knows Hannah is proud that her Mom is a part of what makes our Borough such a great place for her to grow up in.

She thanked the residents for allowing her to represent them on the Council. She looked forward, together with the Council, to serving them again this year and working to ensure that Fair Lawn continues to be such a special place to live.

REMARKS OF THE DEPUTY MAYOR OF COMMUNITY AFFAIRS:

Deputy Mayor Dunay wished everyone a Happy New Year. He wished the Eastern Orthodox neighbors a Merry Christmas.

He thanked everyone for coming out on such a cold night. He thanked former Assemblyman and former Mayor, Nick Felice, for swearing them in. It was very kind of him. He acknowledged various members of the audience such as former Freeholders John Driscoll and John Mitchel, members of Sunrise Rotary, Board of Education member Michael Rosenberg and Board President, Cindy Jo Quackenbush.

When a person runs for the Borough Council, many people will ask why. Yes you can make an impact, but there will be much frustration and constant politics. He agreed it can be a little daunting and one might think that every meeting has the potential to be difficult, and yet that hasn't been his experience. They are fortunate to have a dedicated group of public servants in Fair Lawn who are constantly working to advance the agenda, improve the services and improve financial conditions to make Fair Lawn a better place for everyone.

He thanked Mayor Cosgrove, Deputy Mayor Lefkowitz, Councilmember Swain and Councilmember Peluso. It has been a pleasure working with them. They have made some great strides and improved circumstances in Fair Lawn. He wants to try to make sure they can sustain everything that is great about Fair Lawn long into the future.

He is proud to be serving on the Finance Committee with Councilmember Peluso. It is so important to make sure the Borough's financial condition is very stable and will continue to survive in good health for a long period of time.

There are many struggling boroughs who have seen significant tax increases, strained financial situations and reductions in services.

One reason Fair Lawn has been doing quite well is because Councils have continued a long term outlook and plan for the future. They passed a strong budget that managed our current needs with long term planning. They tried to minimize the tax increase while adding to their surplus. He hopes they can produce a similar budget, save more money and potentially see an improved tax situation next year. Residents will see infrastructure repairs that will continue to serve Fair Lawn for many years. Roads are being paved and improvements are being done under the ground. They have received compliments on the new mini bus system, which is saving them money. Over the next year they will be looking for similar instances where services can be improved or sustained while also economizing to save taxpayers money.

He thanked everyone for their help, support and encouragement over the years. He thanked the Council, Manager Van Kruijning, CFO Palermo and Municipal Clerk/Deputy Manager Kwasniewski, who was kind enough to hold the bible for him tonight, and all of the Borough staff. Realistically they would not be able to accomplish any of this without the help of the staff and those who help them day in and day out to make sure the people of Fair Lawn are well taken care of.

He wished everyone a good evening and good year and encouraged residents to let them know if things go awry so they can continue to improve the Borough.

Mayor Cosgrove congratulated Cindy Jo Quackenbush, who was sworn in last night as president of the Board of Education.

REMARKS OF COUNCILMEMBER SWAIN:

Councilmember Swain read the following remarks: Good evening. Congratulations to our newly appointed representatives. I hope you all serve the residents of Fair Lawn well. I want to start by thanking the people who support me and make my job as your council woman possible. I must start with my husband and my family who have stood by through the ups and downs, the late nights and late dinners and involvement in civic duties. I know that my kids understand what it means to serve your community and will continue to make contributions on their own as they make their way in their independent lives.

I also want to thank our Manager, Jim Van Kruijning for all his help in the many issues residents raise with me. Our Municipal Clerk, Joanne Kwasniewski and Assistant Municipal Clerk, Marilyn Bojanowski are always there to answer specific questions about ordinances or what was really stated in the minutes. Marianne Pettineo is always a positive presence in the Mayor's office and treats residents

with the respect they deserve. Our Borough Attorney, Ron Mondello is always ready to provide research and perspective on the various legal issues we face.

The residents really deserve special thanks for keeping us on our toes, and maintaining the pressure on important projects and issues. 2014 saw many positive developments, from the opening of the Promenade (which began while I was on the planning board) to the installment of our inclusionary playground at Berdan Grove. River Road hosted its first ever Pet Walk, Community dances and Halloween celebration. We discovered many talented artists through the Arts Council with the Self-Portrait project.

Fair Lawn was recognized by Sustainable Jersey for re-certification as a bronze community. Thank you Han Broekman and Kimi Wei. Many of our residents participated in a Healthy Weight Loss program and lost hundreds of pounds. Fair Lawn became a Stigma Free Zone community, which means that people with mental diseases are free from stigma and can get the help they need. Thanks to the Sunrise Rotary, many of us started off the New Year with a 5K run and 3K walk in our quest to continue our recognition as a Healthy Town through the New Jersey State Mayor's Wellness Program.

As we start 2015 it's important to build on our accomplishments, learn from our mistakes and make improvements in our borough. There are several key issues that I have been focusing on for the last seven years and will continue to concentrate on in this year. Number one has been and will continue to be pedestrian safety, and this is an area in which I feel we have not done enough. While many of the safety initiatives that we have planned over the years are out of our direct control, I think we have to lean on the departments and county or state agencies harder. With this in mind, I would like to ask our Manager to provide an update on the progress of the major intersections awaiting improvements at our next work session -- Saddle River Road and Fair Lawn Ave, Morlot Avenue and River Road and Maple Avenue and Broadway. It's time we finished these projects and moved on to other areas of concern.

The other issue for most residents is keeping taxes low. This year we are starting the budget process earlier than ever in my tenure on the Council. We have our first meeting this Saturday at 9:00 am and it is an open meeting, as all budget meetings are, so please join us in room 201.

Last but certainly not least is keeping Fair Lawn green. It's very important to maintain a balance between development and green space which we have done and will continue to monitor. Over the last couple of years, there have been a few areas that could have been developed or sold and we have kept them green as pocket parks wherever possible. Thanks to our Parks and Recreation department, we have many beautiful parks around town for all to enjoy.

Mostly, this is a team effort between the council, the residents, the police and the borough employees. Please continue to reach out to me and the other council members through emails, phone calls and when you see me around town. Many of our best ideas come from you. For those of you who may be new in our community, we are always looking for volunteers to serve on our committees. We have council meetings most Tuesday nights and there is always an opportunity to comment. Please be in touch and share your thoughts and concerns. I am here to listen.

I wish you all a very healthy and happy New Year! May we all achieve our New Year's resolutions!

REMARKS OF COUNCILMEMBER PELUSO:

Councilmember Peluso stated that it takes a family to be here. He thanked his wife and two children. An hour ago he gave both sons a bath and then rushed to the Community Center to pick up the jerseys for the team he coaches. He thanked Rob Lado from the Recreation Department for having everything ready so he could make the meeting on time.

It has been a pleasure serving the town for the past three years. He recognized Board of Education members Mike Rosenberg and Cindy Jo Quackenbush, with whom he had the privilege of serving on the Shared Services Committee along with Deputy Mayor Dunay and Manager Van Kruiningen. The partnership between the Board of Education and the Borough has enabled them to do some great things in the past few years. Residents with additional ideas should email him, another Councilmember or a member of the Board of Education. The dialogue between both groups has brought success in the past.

The Recreational Facilities Review Committee has made upgrades at Memorial Pool, such as a sprinkler in the children's section and more recycling containers. They will be starting Aqua Zumba next year. They hope to make Memorial Pool more useful to attract more residents.

For the past three years he has served on the Community Development Block Grant Committee with Mayor Cosgrove, and they were able to bring in hundreds of thousands of dollars for road repaving. Next year Councilmember Swain will be taking his place and he knows that she and Mayor Cosgrove will do a great job in obtaining grant money for Fair Lawn.

He had the privilege of serving on the Broadway Improvement Corporation (BIC) with Manager Van Kruiningen and the Economic Development Corporation (EDC) with Mayor Cosgrove. There have been a lot of funding and partnership opportunities with the County and NJ Transit. They want to improve Fair Lawn as much as possible and ensure that businesses remain vital.

He belongs to the Garden Committee whose members are out in the Borough almost every week planting, uprooting or cleaning. It keeps him in shape. It is a great group.

The Finance Committee is looking to make some long term investments in the Borough and see if they can improve their bond rating over the next few years.

Some people think being a Councilmember is a thankless job, but that is truly not the case in Fair Lawn. He is often thanked by residents for what he does and for listening to their concerns. He looks forward to attending Council meetings on Tuesdays and working with the Council and Borough employees. In may be thankless in other communities but not here in Fair Lawn.

He thanked Municipal Clerk/Deputy Manager Kwasniewski and Assistant Municipal Clerk Bojanowski, who do a phenomenal job taking minutes and keeping track of everything. He views them as historians because they tell the Council about what has happened in the past. He thanked Attorney Mondello, who is always accessible. If he has a question be it a week night or over the weekend, he gets right back to him. He appreciates his hard work in Fair Lawn.

He thanked Nick Magarelli and Michele Coles from the Manager's office who do an excellent job with communication. He hears positive responses from residents on how quick they are to get back to them. They do excellent work. He thanked Manager Van Kruiningen for doing an amazing job as Manager the past two years. He looks at ways to tinker and improve things and he thanked him for doing a phenomenal job.

He has a lot of emotions about the horrible situations that Police officers are facing today. He saw an article in the paper about the funeral for a Cliffside Park officer, and was happy to see Captain Kneer in the picture representing Fair Lawn in a respectful manner. He thanked Captain Kneer and the entire Police Department for doing an excellent job.

The Township of Pequannock passed a resolution reaffirming their support for the Police Department. He asked Municipal Clerk/Deputy Manager Kwasniewski to add this to the next Work Session agenda. He could publicly state his support for the Police Department, but he felt a resolution would show the Fair Lawn Police and all other officers their support for the hard work they do. His sister-in-law was a former Police officer in Baltimore, and he knows the struggles they face.

With regards to the recent fires in Fair Lawn, it is amazing to see the support these families received from the community. In Monday's newspaper there was an article that stated "Fair Lawn family overwhelmed by support after house fire". That is what he loves about this town.

He thanked everyone for the privilege of serving in Fair Lawn. God bless everyone and Happy New Year.

Mayor Cosgrove stated that on Friday there was a severe house fire on 5th Street. He acknowledged Chief Wolthouse and Chief Rinaldo, who were present in the audience. He thanked the Chiefs and the members of the Fire Department for the great job that they did on Friday with a very stubborn fire. A GoFundMe site has been established to help the family. Anyone needing more information can call the Mayor's office. As in the past, the community will come together and try to help these people get through a very difficult time. They lost everything.

Councilmember Peluso stated they were collecting gift cards and cash donations at Borough Hall in the Mayor's office, the Health Department or the Borough Manager's office.

MAYOR'S APPOINTMENTS:

Municipal Clerk/Deputy Manager Kwasniewski read the following appointments:

- a. Library Trustees –Karen Botkin-Charipper, Robert Kahn, Patty Bontekoe (Mayor's Designee)
- b. Environmental Commission Chairperson -Wendy Dabney
- c. Board of Education Shared Service Liaison – Councilmember Dunay, Councilmember Peluso
- d. Planning Board Designee – Dan Furphy
- e. Historic Preservation Commission - Raymond Richter (Class B), Maureen Moriarty (Class C), Jasvinder Arjani (Class C), Howard Sperling (Alternate 1)

PUBLIC COMMENTS ON CONSENT AGENDAS 1 AND 2 ITEMS ONLY

Upon motion by Deputy Mayor Lefkowitz and a second by Deputy Mayor Dunay, 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 Dunay, the time for public comments was unanimously closed.

RESOLUTIONS BY CONSENT #1-2015 COUNCIL APPOINTMENTS:

Upon motion by Councilmember Peluso and a second by Councilmember Swain, Consent Agenda 1-2015 containing the following items with the exception of Resolution No. 16 was unanimously passed.

- a. Resol. No. 1-2015 - Professional Services - Appraiser: Value Research Group
- b. Resol. No. 2-2015 - Professional Services - Appraiser: McNerney & Associates
- c. Resol. No. 3-2015 - Professional Services - Bond Counsel: Hawkins, Delafield & Woods
- d. Resol. No. 4-2015 - Professional Services - Surveyor: Rigg Associates
- e. Resol. No. 5-2015 - Professional Services - Grant Writer: Capital Alternatives
- f. Resol. No. 6-2015 - Professional Services - Risk Manager/Broker of Medical and Dental: Professional Insurance Associates Inc. (PIA)
- g. Resol. No. 7-2015 - Professional Services - Borough Auditor: Ferraioli, Wielkocz, Cerullo & Cuva, P.A.
- h. Resol. No. 8-2015 - Professional Services - Borough Attorney: Ronald P. Mondello
- i. Resol. No. 9-2015 - Professional Services - Labor Attorney: Cleary, Jacobbe, Alfieri, Jacobs, LLC
- j. Resol. No. 0-2015 - Professional Services - Environmental Consulting Services: Arcadis U.S., Inc.
- k. Resol. No.11-2015 - Professional Services - Planner of Record: Matrix New World Engineering
- l. Resol. No.12-2015 - Professional Services - Nursing Services: The Valley Hospital
- m. Resol. No.13-2015 - Professional Services - Health Educator: The Valley Hospital
- n. Resol. No.14-2015 - Professional Services - Child Care Physician: Edward A. Sciano, Jr.
- o. Resol. No.15-2015 - Professional Services - Health Care Physician: Dr. Marvin Wisch
- p. Resol. No.16-2015 - Professional Services - Open Space Planner/Planner for Green Acres: Removed
- q. Resol. No. 17-2015 - Professional Services - Special Counsel/Conflict Counsel: Richard A. Lustgarten
- r. Resol. No. 18-2015 - Professional Services - Loss Control Services: J.A. Montgomery Risk Control
- s. Resol. No. 19-2015 - Professional Services - Disciplinary Hearing Officer: Joseph L. Verruni
- t. Resol. No. 20-2015 - Professional Services - Employee and Emergency Service Volunteer's Physicals: Valley Health WorkPlace Connection
- u. Resol. No. 21-2015 - Professional Services - Alcohol and Drug Testing: Valley Medical Group
- v. Resol. No. 22-2015 - Fire Officers
- w. Resol. No. 23-2015 - Liaison to Fire Board
- x. Resol. No. 24-2015 - Liaison to the Community Center

- y. Resol. No. 25-2015 - Liaison to Alliance for Substance Abuse Prevention
- z. Resol. No. 26-2015 - Liaisons to RRIC, BIC, EDC
- aa. Resol. No. 27-2015 - Environmental Commission
- bb. Resol. No. 28-2015 - Health Advisory Board
- cc. Resol. No. 29-2015 - Green Team Advisory Committee
- dd. Resol. No. 30-2015 - Planning Board
- ee. Resol. No. 31-2015 - Zoning Board
- ff. Resol. No. 32-2015 - Rent Leveling Board
- gg. Resol. No. 33-2015 - Property Maintenance / Facelift Committee
- hh. Resol. No. 34-2015 - Fair Lawn Borough Gardens Committee
- ii. Resol. No. 35-2015 - Shade Tree Advisory Committee
- jj. Resol. No. 36-2015 - Fair Lawn Arts Council
- kk. Resol. No. 37-2015 - Board of Ethics
- ll. Resol. No. 38-2015 - Holiday Celebrations
- mm. Resol. No. 39-2015 - Senior Citizen Advisory Board
- nn. Resol. No. 40-2015 - Public Action Compliance Officer
- oo. Resol. No. 41-2015 - Appointing Joint Insurance Fund Commissioner
- pp. Resol. No. 42-2015 - Insurance Commissioners Self Insurance
- qq. Resol. No. 43-2015 - Interlocal Services Agreement with Ridgewood:
Health Officer
- rr. Resol. No. 44-2015 - Interlocal Services Agreement with Ho-Ho-Kus:
Health Officer
- ss. Resol. No. 45-2015 - Open Space Committee
- tt. Resol. No. 46-2015 - Alternate Prosecutor

RESOLUTION NO. 47-2015 – APPOINTMENT OF THE MUNICIPAL JUDGE

Upon motion by Deputy Mayor Dunay and a second by Deputy Mayor Lefkowitz, Resolution No. 47-2015 was discussed.

Councilmember Swain stated that she was voting against this appointment. She thought there were other Municipal judges with more experience that they should consider. She asked if it would be possible to schedule this for further discussion.

Mayor Cosgrove stated that he was voting for this appointment on the recommendation of the Borough Attorney, who is the head of the Legal Department. Attorney Mondello stated that he had tremendous respect for all of the Councilmembers' opinions, but he felt Councilmember Swain's comments were inaccurate. He is speaking about the Municipal Court Judge because the Borough Attorney is the Department Head for the Legal Department and the Judge falls under that Department.

Judge Schechter served as the Prosecutor in Fair Lawn for many years and knows the ebb and flow of how things get from the Prosecutor's desk to the

Judge. There were bumps in the road in the beginning, and Judge Schechter did take an inordinate amount of time to dispose of traffic tickets, but he has improved dramatically. He does not think there is a Municipal Court Judge in the State who knows more about Municipal Court law than Judge Schechter.

The reason State statute sets a Municipal Court Judge's term for three years is because there needs to be some consistency. When he first started the staff was very disappointed with the amount of time that Judge Schechter took but that has changed. Court Administrator Cabibbo and her staff are more than satisfied with his performance, as are the Police officers and Prosecutor. With all due respect to Councilmember Swain's opinion, these are the facts as he has evaluated them.

Deputy Mayor Lefkowitz asked if revenue from Municipal Court has increased during Judge Schechter's tenure. Manager Van Kruijning stated yes.

Councilmember Peluso thanked Attorney Mondello for his evaluation of Judge Schechter. One fact that Attorney Mondello addressed as "bumps in the road" was Judge Schechter using four letter words during a public Court session, which is not the kind of manner he wants Fair Lawn to show in public. It bothers him that they are choosing someone who acts this way without looking at other possible candidates. They did RFQ's for all the other professionals; they should do it for this position as well. He appreciates Attorney Mondello stating that Judge Schechter is the best, but other attorneys do not see how an Entertainment attorney could be a Municipal Judge for three years, with bumps in the road during the first two years, have one good year and then be considered the best. A Judge should act in a professional manner.

Attorney Mondello stated that he respected Councilmember Peluso's opinion. He explained that the four letter word that the Judge used was "pissed off" and he subsequently apologized to the staff for using that word. He felt the attorneys that indicated an Entertainment lawyer does not know how to practice Municipal Court apparently do not know anything about Municipal Court.

Councilmember Peluso felt it would benefit the Council to see who was out there before assuming someone was the best.

Councilmember Swain did not think the increase in revenues was related only to the Judge's ability; there were other factors at play.

There being no further discussion, Resolution No. 47-2015 was passed with Councilmember Swain and Councilmember Peluso dissenting.

MANAGER'S APPOINTMENTS:

Manager Van Kruingen announced the following appointments: Prosecutor Marc Ramundo, Public Defender Vanessa Sinisi Falkenstern, Alternate Public Defender Carl Spector, and Rent Leveling Board Attorney Charles Tregidgo.

RESOLUTIONS BY CONSENT #2-2015:

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Consent Agenda 2-2015 containing the following items was unanimously passed.

- a. Resol. No. 48-2015 - Cash Management Plan
- b. Resol. No. 49-2015 - Official Newspapers
- c. Resol. No. 50-2015 - Temporary Budget - Current Fund
- d. Resol. No. 51-2015 - Temporary Budget - Water Utility Fund
- e. Resol. No. 52-2015 - Petty Cash
- f. Resol. No. 53-2015 - Tax Assessment Interest
- g. Resol. No. 54-2015 - Annual Meeting Dates and Times
- h. Resol. No. 55-2015 - Defending Tax Appeals
- i. Resol. No. 56-2015 - Annual Sale of Delinquent Taxes
- j. Resol. No. 57-2015 - Adopting Policy and Procedures Manual
- k. Resol. No. 58-2015 - Affirming the Borough's Civil Rights Policy
- l. Resol. No. 59-2015 - Authorizing Renewal of Massage Establishment License - Healthy Way Group, Inc. and Massagist Licenses - Lina Dou and Wenfei Liu
- m. Resol. No. 60-2015 - Authorizing Renewal of Massage Establishment License - BRC Sauna & Spa, Inc. and Massagist License - Vladimir Avetisov
- n. Resol. No. 61-2015 - Authorizing Renewal of Massage Establishment License - Believe In Us, Inc. d/b/a Massage Envy Spa
- o. Resol. No. 62-2015 - Authorizing Renewal of Massage Establishment License - Pure Nails & Spa and Massagist License - Woojong Han
- p. Resol. No. 63-2015 - Refund of Overpayment of Taxes

ORDINANCES ON FIRST READING:

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

**ORDINANCE NO. 2328-2015
(RESOLUTION NO. 64-2015)**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2007, BY AMENDING CHAPTER 241, ENTITLED "WATER", SUB SECTION 241-50, "WATER RATES"

Upon motion by Deputy Mayor Dunay and a second by Councilmember Swain, Resolution No. 64-2015 introducing Ordinance No. 2328 -2015 was discussed.

Deputy Mayor Dunay explained that Fair Lawn owns the water utility in Fair Lawn. Water is partially supplied by wells that are drilled throughout the town and partially supplied through outside vendors, who flow water down to supplement the water from the wells.

They are required to maintain a balanced budget in the water utility so they must charge whatever the cost is for procuring the water. As water use and rates fluctuates, they constantly have to adjust their water rates to make sure things remain balanced in the water utility budget. Currently this is a relatively contained issue.

There is some concern as people read in the paper that there could be major capital improvements required on some of the nearby reservoirs from which they receive some water. A major capital investment at these reservoirs could trickle down and impact residents. They will continue to monitor this very closely to make sure they have an environmentally sound situation and there are no unseemly increases. What they are presenting now is just a typical adjustment to make sure they can continue to maintain a balanced budget in the water utility.

There being no further discussion, Resolution No. 64 -2015 introducing Ordinance No. 2328 - 2015 was unanimously passed.

PUBLIC COMMENTS

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

Pamela Coles, 13-34 George Street, congratulated Mayor Cosgrove, Deputy Mayor Lefkowitz and Deputy Mayor Dunay for their commitment to making improvements to Fair Lawn. She noted that the Police Department has undergone some major changes and she sees much improvement.

Ms. Coles felt that better signage should be at the intersections to improve pedestrian safety. Mayor Cosgrove stated it was a concern for all of them. Both pedestrians and drivers have to pay better attention to what is going on around them. Ms. Coles wondered about painting the intersections for better safety. Mayor Cosgrove said he would ask the Manager to discuss this with Chief Cauwels and Traffic Safety Officer Franco.

Craig Miller, 5 Ramapo Terrace remarked that he has attended Court sessions through two judges and he thought this judge was better than the previous one. Councilmember Peluso felt their best option was to see who was out there. Mr. Miller did not think it was a good idea to have a revolving door for the judge.

Cindy Jo Quackenbush, 16-03 Eberlin Drive, congratulated Mayor Cosgrove, Deputy Mayor Lefkowitz and Deputy Mayor Dunay on their swearing in. She looks forward to working with them on the Shared Services Committee with the Board of Education.

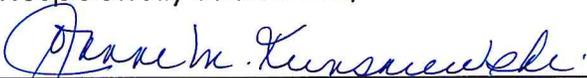
There being no further comments, upon motion by Councilmember Swain and a second by Deputy Mayor Dunay the time for public comments was unanimously closed.

BENEDICTION BY FATHER KEVIN COFFEY

ADJOURNMENT:

Upon motion by Councilmember Swain and second by Deputy Mayor Dunay the meeting was adjourned at 8:18 p.m.

Respectfully submitted,

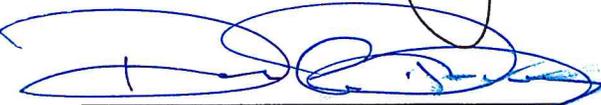


Joanne M. Kwasniewski, RMC/MMC
Municipal Clerk / Deputy Manager

The undersigned have read and approve the foregoing minutes.



Mayor John Cosgrove



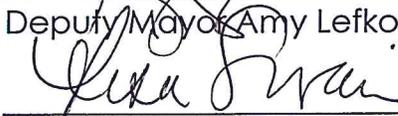
Deputy Mayor Daniel Dunay



Councilmember Kurt Peluso



Deputy Mayor Amy Lefkowitz



Councilmember Lisa Swain

