

## **REGULAR MEETING OF FEBRUARY 10, 2015**

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 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 Dunay and Lefkowitz, Councilmembers Peluso and Swain.

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

### **PROCLAMATIONS: BLACK HISTORY MONTH:**

Municipal Clerk / Deputy Manager Kwasniewski read the proclamation.

### **AUXILIARY POLICE OFFICER PROMOTIONS:**

Auxiliary Police Chief Magarelli thanked the Mayor and Council for this opportunity to promote three very deserving officers. James Magarelli will be promoted to the rank of Captain. He will be the operations commander which involved any outside functions and special events. Tom Spears will be promoted to the rank of Lieutenant. He will be a commander in the part of the administrative division and also the safety officer. Michael Grossi will be promoted to Sergeant. He will be in charge of the Auxiliary Police vehicle fleet and also a field training officer. Mayor Cosgrove swore them in.

Auxiliary Police Chief Magarelli thanked the officers that came to the meeting and expressed his appreciation for their hard work. He mentioned that in 2014 the officers provided 5,609 volunteer hours provided to the Borough.

Mayor Cosgrove stated it was always one of the great things they do as a Council to swear in the Auxiliary Police officers. Once again he thanked the Chief and all of his members for all the time they volunteer to help the community.

**COUNCIL COMMENTS:**

Councilmember Peluso thanked the Auxiliary Police Officers for all the work they do.

He attended the Fair Lawn Citizen Police Academy. There were many volunteers giving their time to learn about Fair Lawn. He thanked the volunteers for their support.

Councilmember Peluso stated he met with the Department of Transportation Commissioner Jamie Fox, Senator Gordon, Mayor Cosgrove and Manager Van Kruiningen to discuss the many issues on Broadway. They have been fighting for State funding for many years. He thanked Senator Gordon for bringing Commissioner Fox to Fair Lawn. He listened to their concerns and promised that by mid April the traffic lights will be installed by the train station on Broadway. He said they were still working on getting bump outs so that the roads are safer for the residents.

Councilmember Peluso thanked the DPW employees who have done an amazing job on the roads through all of these snow storms. Once you leave Fair Lawn a huge difference can be seen on how well the roads have been plowed.

Councilmember Swain thanked the Auxiliary Police Officers for the wonderful job they do. Fair Lawn is a better community because they have them volunteering. Another group of volunteers supported the community by giving their time to be Citizen Police Officers. They have just started their training now.

She mentioned the Green Fair which will be held on Wednesday, March 4th at the Community Center from 6:00 to 9:00 p.m. There will be a lot of give aways. Electronics can be dropped off that night. Composting and solar will be discussed.

On March 8th the Sisterhood of the Fair Lawn Jewish Center and Congregation B'nai Israel are sponsoring a Purim 5K run plus a one mile walk at 9:30 a.m. at the Temple. The proceeds will go to children with special needs.

With Valentine's Day approaching, Councilmember Swain suggested shopping in Fair Lawn. Many of the stores will have specials.

Councilmember Swain commented that she recently saw the film Selma and wanted to encourage anyone who hasn't seen it to do so. The importance of films and books like this is to remember what has happened in the past. Young kids do not know about what happened 30 or 40 years ago.

Deputy Mayor Dunay congratulated and thanked the Auxiliary Police particularly those who were promoted tonight and for all those that serve on the Auxiliary Police. They are a volunteer group that supports the Police Department but also support public safety within the Borough. Everyone should be thankful to them for the time they put in for make sure that we are safe and sound. They are trained and certified to give the residents that service.

He mentioned Fair Lawn resident Ian Axel who won a Grammy award for writing the song Say Something. He was friends with him in high school. That goes to show that young people can achieve anything they want if they put their mind to it.

He stated that the 2015 budget will be introduced tonight. They just met with the Auditor who said of all that towns he works with, Fair Lawn is the first one to be introducing their budget. He thanked the Borough Manager, the CFO Palermo, all of the Borough Management and employees for helping them get through the budget process so smoothly. The average tax levy on a home will only have a \$28 increase for the Borough's portion. While he realized that every dollar is hard he felt that this was certainly a reasonable level relative to the increases in the past. The Borough staff is constantly working to try to find savings and work with the Council to make sure that the Borough runs effectively and efficiently.

Deputy Mayor Lefkowitz mentioned an article that she read about Greg Donovich who is a teenage chess wiz. He is 48th in the world among complete players by the U.S. Chess Federation. She thought it was so nice to see one of the young people of Fair Lawn not only achieving so much but helping to spread their knowlege to so many others.

She congratulated the Auxiliary Police Officers on their promotions. The Council appreciates what they do.

Deputy Mayor Lefkowitz thanked the Borough employees for doing an excellent job removing the snow with all of the recent snow storms.

The Alliance for Substance Abuse Prevention, the Health Department and the Police Department have been working together and has achieved the milestone to bring the Project Medicine Drop Box to the Municipal Building.

Deputy Mayor Lefkowitz thanked the Manager and CFO for putting together a budget that seemed like it should be manageable and will allow the Council to keep the taxes stable while still providing the services to the residents.

Mayor Cosgrove spoke about the State DOT Commissioner Jamie Fox's meeting with them. He thanked Senator Gordon for his help in getting this meeting to

take place. The good news is that a traffic light will be installed and should be in by April. The engineering aspect for the four bump outs that were planned to help with pedestrian safety will be done by June. They are still waiting for Federal funds to pay for four other bump outs on Fair Lawn Avenue. Once that is done the County will then proceed with paving Fair Lawn Avenue. He thanked everyone that was involved.

He received good news from the Wyckoff Police Chief who sent him a letter commending one of the Ambulance Corps members, Jackie Collins. She was out in a restaurant and a woman went down and Jackie automatically performed CPR on her and brought her back. According to her husband, she is doing well. He thanked Jackie for what she did.

Mayor Cosgrove attended the Rescue Squad dinner with the swearing in of the officers. He thanked all of the members of the Rescue Squad for everything they do for the residents all year long.

He went to the Bris Avohom dinner where they had a number of people from the Shul that were honored that night for their dedication.

Mayor Cosgrove stated that Ian Axel had attended school with his son and they were very proud of him receiving a Grammy award.

#### **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. 2332-2015 (RESOLUTION NO. 87-2015)**

**"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 Deputy Mayor Dungy and a second by Councilmember Swain, Resolution No. 87-2015 introducing Ordinance No. 2332-2015 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. 2333-2015  
(RESOLUTION NO. 88-2015)**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET  
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.  
40A: 4-45.14) CALENDAR YEAR 2015**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 88-2015 introducing Ordinance No. 2333 -2015 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. 2329-2015  
(RESOLUTION NO. 89-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR  
LAWN, 2000 BY AMENDING AND SUPPLEMENTING CHAPTER 94  
ENTITLED "FEES", SUBSECTION 94-12 MISCELLANEOUS FEES TO REVISE  
FEES FOR THE USE OF THE FAIR LAWN RECREATION/COMMUNITY  
CENTER**

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 Swain and a second by Deputy Mayor Dunay, Resolution No. 89-2015 adopting Ordinance No. 2329-2015 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 and open the time for public comments.

**ORDINANCE NO. 2330-2015  
(RESOLUTION NO. 90-2015)**

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF  
THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS  
AMENDED (PBA/SOA)**

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

Upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, Resolution No. 90-2015 adopting Ordinance No. 2330-2015 was unanimously passed.

Upon motion by Deputy Mayor Dunay 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. 2331-2015  
(RESOLUTION NO. 91-2015)**

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE  
BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY IS AMENDED  
(KEYBOARDING CLERK II – BILINGUAL - ENGLISH/SPANISH)**

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 Deputy Mayor Dunay and a second by Councilmember Swain, Resolution No. 91-2015 adopting Ordinance No. 2331-2015 was unanimously passed.

**PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY**

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

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

**RESOLUTIONS BY CONSENT #4-2015**

Upon motion by Deputy Mayor Dunay and a second by Councilmember Swain, Consent Agenda #4-2015 containing the following items was unanimously passed.

- a. Resol. #92-2015 - Approval of Minutes:  
Special Meeting 12/2/14  
Reorganization Meeting 1/6/15

## Budget Meeting 1/10/15

- b. Resol. #93-2015 - Confirmation of Fire Board Actions
- c. Resol. #94-2015 - Multi Year Contract: Police Computer Maintenance - Spillman Technologies, Inc.
- d. Resol. #95-2015 - Award of Bid: Integrated Safety Security Surveillance System - Packetalk, LLC
- e. Resol. #96-2015 - Authorizing Renewal of Massage Establishment License - CW Bodywork
- f. Resol. #97-2015 - Transfer of Funds
- g. Resol. #98-2015 - Approving the 2014 LOSAP Certification List
- h. Resol. #99-2015 - Authorizing Execution of License Agreement with New Song Church
- i. Resol. #100-2015 - Professional Services - Special Counsel / Conflict Counsel: Boggia & Boggia, LLC
- j. Resol. #101-2015 - Appointment of Veteran's Affairs Liaison
- k. Resol. #102-2015 - Supporting Bear Smart Legislation S687
- l. Resol. #103-2015 - Authorizing the Execution of Shared Service Agreement with the Board of Education - Maintenance and Repair of Vehicles
- m. Resol. #104-2015 - Authorizing the Execution of Borough Manager's Employment Agreement
- n. Resol. #105-2015 - Budget Self-Examination

Mayor Cosgrove stated that under the Consent Agenda they appointed a liaison to the Veterans. He thanked Nick Magarelli, Auxiliary Police Chief for stepping up and taking on that assignment. They know he will do a great job.

Councilmember Peluso echoed the Mayor's sentiment. This program was originally in Nutley and Assistant Support Special Magarelli went to the League of Municipalities Conference and was educated about the program and thought it would be a great service in Fair Lawn. The Council agreed one hundred percent. He thought it would be a great service for the veterans.

**RESOLUTION NO. 106-2015 - LIQUOR LICENSE PERSON TO PERSON TRANSFER  
- J-MART, INC. TO BRIAN SCHERER, LLC**

Upon motion by Councilmember Swain and seconded by Deputy Mayor Lefkowitz, Resolution No. 106-2015 was unanimously passed.

**RESOLUTION NO. 107-2015 - INTRODUCTION OF BUDGET BY TITLE ONLY**

Upon motion by Deputy Mayor Dunay and seconded by Deputy Mayor Lefkowitz, Resolution No. 107-2015 was unanimously passed.

**RESOLUTION NO. 108-2015 - INTRODUCTION OF RIVER ROAD IMPROVEMENT CORPORATION BUDGET BY TITLE ONLY**

Upon motion by Councilmember Swain and seconded by Deputy Mayor Lefkowitz, Resolution No. 108-2015 was unanimously passed.

**RESOLUTION NO. 109-2015 - INTRODUCTION OF BROADWAY IMPROVEMENT CORPORATION BUDGET BY TITLE ONLY**

Upon motion by Deputy Mayor Dungy and seconded by Councilmember Swain, Resolution No. 109-2015 was unanimously passed.

**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.

Howard Mark, 12-23 Ferry Heights, wanted to speak about Animal Control but Mayor Cosgrove advised him that he and the Council could not speak about it.

Mr. Mark commented that the computers do not work in the Community Center and there is no cable TV. Manager Van Kruijning stated that replacement of the computers was in this year's budget. Councilmember Peluso stated that the issues would be addressed.

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

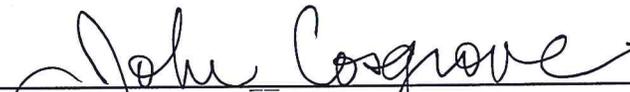
**ADJOURNMENT:**

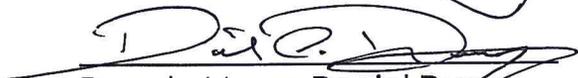
Upon motion by Councilmember Peluso and second by Councilmember Swain the meeting was adjourned at 8:21p.m.

Respectfully submitted,

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

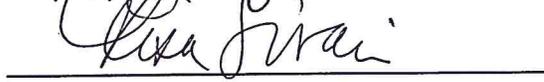
The undersigned have read and approve the foregoing minutes.

  
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Mayor John Cosgrove

  
\_\_\_\_\_  
Deputy Mayor Daniel Dundy

  
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Councilmember Kurt Peluso

  
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Deputy Mayor Amy E. Lefkowitz

  
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Councilmember Lisa Swain

