

## **REGULAR MEETING OF APRIL 28, 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 Kruiningen, Assistant Municipal Clerk Bojanowski and Attorney Mondello.

### **PROCLAMATIONS: MENTAL HEALTH AWARENESS MONTH**

Mayor Cosgrove stated that Fair Lawn was now a stigma free zone and the second town in the County to do that. He thanked the people that were present from CarePlus, especially Fair Lawn resident Maureen Moriarty who is the Vice President of the CarePlus Foundation and who is also the person leading the stigma free zone effort. Also present were the Director of CarePlus and the Development Associate.

Mayor Cosgrove read the proclamation. It was presented by the Mayor and Council to the members of CarePlus.

### **MUNICIPAL CLERK'S WEEK**

Mayor Cosgrove stated he had a surprise proclamation which was a very important one. Just this week Fair Lawn's Municipal Clerk, Joanne Kwasniewski, was selected by the New Jersey Municipal Clerk's Association as the Clerk of the Year. It is a very well deserved award. They are very proud of Municipal Clerk / Deputy Manager Kwasniewski. He thanked Municipal Clerk / Deputy Manager Kwasniewski and Assistant Municipal Clerk Bojanowski for the work they do and for keeping the Borough in order.

### **COUNCIL COMMENTS**

Councilmember Swain congratulated Municipal Clerk / Deputy Manager Kwasniewski on a very well deserved award. She has been doing a fantastic job

as the Municipal Clerk and certainly deserves that award. Everyone in Fair Lawn is excited to have the Municipal Clerk of Year right here.

Councilmember Swain thanked the Stigma Free Committee for not only bringing this to Fair Lawn but for spreading the idea that mental health is not something that should be segregated or talked about it a different way. If anyone is interested there is a meeting next Monday night at the Community Center.

She read that New Jersey was sending 150 State Troopers to Baltimore, MD and her heart and prayers go out to everyone there. She was wishing them peace and calm.

Councilmember Swain mentioned on May 3rd Arbor Day will be celebrated at the Arboretum on Fair Lawn Avenue. The Garden Club will be hosting a plant sale and swap. There will also be other activities for kids.

Next Wednesday the Borough and the Board of Education will be sponsoring the Walk to School / Work Day. This would be the day to either walk or bike to school or work. The benefits of this initiative include less emissions, cleaner air and safer streets with fewer cars on the road. Certificates will be given out. The Rotary will also be launching their "Hooray for Helmets Program".

Councilmember Peluso congratulated the members from the CarePlus for mental health awareness. They have been very active in the community over the last year and a half and a difference can be seen. He thanked everyone who came from CarePlus tonight.

He thanked Municipal Clerk / Deputy Manager Joanne Kwasniewski and Assistant Municipal Clerk Marilyn Bojanowski for doing a wonderful job. He congratulated Municipal Clerk / Deputy Manager Kwasniewski on being honored as Municipal Clerk of the Year. There are a lot of municipalities in New Jersey so it really says a lot for her to be named number one.

This past week he and the Mayor were at the Street Hockey Dinner and were able to thank all the coaches and athletes for their participation in the sport. These teams practice outside in the middle of the winter. He thanked the volunteers that coach who brave the cold for the youth.

Councilmember Peluso mentioned that he, Mayor Cosgrove and Councilmember Swain went to the Knights of Pythias event where they honored Freeholder David Ganz for being Man of the Year. He congratulated David Ganz on that honor. He has been in public service for many, many years and has done a lot for Fair Lawn and the County of Bergen.

The Pool Committee will meet this Thursday in Room 201. The meeting will be open to public if anyone wished to attend.

Councilmember Peluso stated that he noticed that the gazebo on George Street does not have anywhere to sit. He would like to discuss putting some seating in there. Also there are trees that were taken out and he would like to work with Shade Tree or the Garden Club to spruce up the area. Manager Van Kruiningen reported that four benches and a table were on order for the gazebo and should be arriving in the next few weeks. There will also be four to six trees planted around the gazebo.

Deputy Mayor Dunay thanked CarePlus who does so much particularly Maureen Moriarty to remind them of their obligation as a community to take care of everyone.

He congratulated Municipal Clerk / Deputy Manager Kwasniewski on becoming the Municipal Clerk of the Year. Obviously she is the Clerk of the Year every year in Fair Lawn and has been for many years. He thanked Assistant Municipal Clerk Bojanowski and the team. They really make this work and everything runs so smoothly. It is a testament to Joanne and Marilyn because without them the Council would be feeling around in the dark to figure out how to make the Borough work.

He had an opportunity to walk in the County Park and had forgotten how beautiful the park is in Fair Lawn. He mentioned that the Naugle House was located near the park. The Borough is working on restoring it which will eventually turn it in to a destination venue.

Deputy Mayor Lefkowitz congratulated Municipal Clerk / Deputy Manager Kwasniewski on her award. Fair Lawn is very fortunate to have her and Assistant Municipal Clerk Bojanowski as the Clerks. She thanked them for what they do every day. She echoed Deputy Mayor Dunay's comments that they could not do this without Joanne and Marilyn's assistance.

She thanked CarePlus for starting this initiative. A few days ago while passing the Municipal Building she was proud to see the Stigma Free Zone sign hanging in the front.

Deputy Mayor Lefkowitz mentioned a Carewalk on May 3rd at Van Saun Park for a little boy named AJ Vigliotti. He is two years old and suffers from Cooley's Anemia which is a rare genetic blood disorder.

The Alliance for Substance Abuse Prevention has sent out information regarding a presentation on Wednesday, May 6th at Pasack Hills High School called

Believable Hope. It is designed for people fighting addiction and their families and creating a fresh sense of hope.

She congratulated Fair Lawn High School for receiving five different awards for the production of "A Man of No Importance".

Mayor Cosgrove mentioned that he had received a phone call from Senator Bob Gordon informing him that he had spoken to the DOT Commissioner, Jamie Fox, and the traffic light on Broadway will be done by the end of this week. They will be working on engineering drawings for bump outs. They have achieved some pedestrian safety on Broadway where a potentially dangerous crosswalk will now be protected by a traffic light. He thanked Senator Gordon for his help.

The Fair Lawn Street Hockey Association has formed an alumni page and anyone who played can view it on Facebook.

Mayor Cosgrove thanked everyone who attended the Mary Anne Collura remembrance on April 17th. He thanked Marie Gajarsky, whose husband Bob was a Captain in the Police Department, for donating the benches that now surround the statute of Mary Ann Collura.

Mayor Cosgrove received a letter from the State of New Jersey informing him that the Borough had received a grant to pave Plaza Road from Romaine Street to Fair Lawn Avenue. There will be a lot of paving going on this summer. The Council had put 1.2 million dollars into paving in this year's budget plus the additional grants.

Mayor Cosgrove wished that the world would take a deep breath seeing the horrific things that happen in the world. As Americans they need to take a step back and realize what we have. He hoped that the Mayor of Baltimore and the city could be back under control and move forward.

## **MANAGER'S REPORT**

Manager Van Kruijning stated the monthly Manager's Report has been submitted and there are no changes. If anyone has any questions to please contact him.

## **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. 2345-2015  
(RESOLUTION NO. 206-2015)**

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN NEW EMPLOYEES  
OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, AND NEW JERSEY  
IS AMENDED (PARKING ENFORCEMENT OFFICER (PT))**

Upon motion by Deputy Mayor Dunay and a second by Councilmember Swain, Resolution No. 206-2015 introducing Ordinance No. 2345-2015 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. 2346 -2015  
(RESOLUTION NO. 207-2015)**

**"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 FROM THE  
COUNTY OF BERGEN, DEPARTMENT OF PLANNING AND ECONOMIC  
DEVELOPMENT THEREFORE (HANDICAPPED ACCESSIBLE CURB  
RAMPS)."**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 207-2015 introducing Ordinance No. 2346-2015 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. 2347-2015  
(RESOLUTION NO. 208-2015)**

**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 FROM THE COUNTY OF  
BERGEN, DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT  
THEREFORE (ROAD RESURFACING)."**

Upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, Resolution No. 208-2015 introducing Ordinance No. 2347-2015 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. 2348-2015  
(RESOLUTION NO. 209-2015)**

**"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 FROM THE COUNTY OF BERGEN, DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT THEREFORE (SENIOR CENTER HAND RAILINGS)."**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 209-2015 introducing Ordinance No. 2348-2015 was unanimously passed.

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

**ORDINANCE NO. 2349-2015  
(RESOLUTION NO. 210-2015)**

**"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 (NJDOT PLAZA ROAD)."**

Upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Swain, Resolution No. 210-2015 introducing Ordinance No. 2349-2015 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.

**ORDINANCE NO. 2350-2015  
(RESOLUTION NO. 211-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 13, ENTITLED "FIRE DEPARTMENT"**

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Resolution No. 211-2015 introducing Ordinance No. 2350-2015 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. 2351-2015  
(RESOLUTION NO. 212-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR  
LAWN 2000, SPECIFICALLY CHAPTER 104 ENTITLED "FIRE PREVENTION"  
MORE SPECIFICALLY SECTION 104.5 ENTITLED "ORGANIZATION"**

Upon motion by Deputy Mayor Dunay and a second by Deputy Mayor Lefkowitz, Resolution No. 212-2015 introducing Ordinance No. 2351-2015 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. 2341-2015  
(RESOLUTION NO. 213-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN,  
2000, BY AMENDING AND SUPPLEMENTING VARIOUS CHAPTERS TO REVISE  
FEES**

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 Deputy Mayor Lefkowitz and a second by Councilmember Swain, Resolution No. 213 -2015 adopting Ordinance No. 2341-2015 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. 2342-2015  
(RESOLUTION NO. 214-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN  
2000, SPECIFICALLY CHAPTER 223 ENTITLED "TOWING" AND CHAPTER 94,  
"FEES", ARTICLE VI SCHEDULE OF FEES**

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. 214-2015 adopting Ordinance No. 2342-2015 was unanimously passed.

Mayor Cosgrove stated that Ordinance No. 2343-2015 could not be voted on this evening because the newspaper had a misprint. The public hearing and the vote to adopt this ordinance will be held on May 12, 2015.

**ORDINANCE NO. 2343-2015  
(RESOLUTION NO. 215-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN  
2000, SPECIFICALLY CHAPTER 232 ENTITLED "VEHICLES AND TRAFFIC",  
MORE PARTICULARLY SECTION 232-68 ENTITLED "PEDESTRIAN SIGNS"**

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

**ORDINANCE NO. 2344-2015  
(RESOLUTION NO. 216-2015)**

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN NEW EMPLOYEES OF  
THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, AND NEW JERSEY IS  
AMENDED (CIVIL ENGINEER TRAINEE)**

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

Upon motion by Deputy Mayor Lefkowitz and a second by Deputy Mayor Dunay, Resolution No. 216-2015 adopting Ordinance No. 2344-2015 was unanimously passed.

**PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY**

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

Pam Coles, 13-34 George Street, questioned the resolution on the redevelopment plan at the Kem site. Attorney Mondello advised that this resolution was another requirement in order for Bergen County United Way to apply for some much more favorable funding in order to construct the Senior Housing project. Ms. Coles felt it was not explained in the body of the resolution. Attorney Mondello explained that the redevelopment plan was on file in the Municipal Clerk's office.

There being no further 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 #10-2015**

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Consent Agenda #10-2015 containing the following items was unanimously passed.

- a. Resol. #217-2015 - Approval of Minutes:
  - Work Session 3/17/15
  - Special Meeting 3/17/15
  - Closed Session 3/17/15
- b. Resol. #218-2015 - Professional Services Agreement: Employee Assistance Program
- c. Resol. #219-2015 - Confirmation of Fire Board Actions
- d. Resol. #220-2015 - Redevelopment Plan: Kem Site/Fair Lawn Senior Housing
- e. Resol. #221-2015 - Tax Appeal Settlement: 17-10 Willow Street, LLC
- f. Resol. #222-2015 - Tax Appeal Settlement: Broadway Medical
- g. Resol. #223-2015 - Tax Appeal Settlement: Fairfax Realty, Inc.
- h. Resol. #224-2015 - Tax Appeal Settlement: Mahler Tuckman Realty Assoc.
- i. Resol. #225-2015 - Tax Appeal Settlement: A B & D Realty, LLC
- j. Resol. #226-2015 - Tax Appeal Settlement: BMP Realty Assoc. LLC
- k. Resol. #227-2015 - Tax Appeal Settlement: 10-16 River Road Plaza, LLC
- l. Resol. #228-2015 - Refund of Overpayment of Taxes

- m. Resol. #229-2015 - Authorizing Execution of Interlocal Services Agreement: Hawthorne
- n. Resol. #230-2015- Dedication by Rider - Veterans Trust Account
- o. Resol. #231-2015 - Authorizing the Execution of a Memorandum of Understanding - Full Time Public Safety Telecommunicators of the White and Blue Collar Employees' Association of Fair Lawn
- p. Resol. #232-2015 - Authorizing Sale of Skate Park Equipment to the Village of Ridgewood
- q. Resol. #233-2015 - Multi-Year Contract - Clinical Services Management, P.C.
- r. Resol. #234-2015 - Accepting Donation from the Bicycle Touring Club of North Jersey
- s. Resol. #235-2015 - Authorizing Issuance of Massage Establishment License: Holistic Center
- t. Resol. #236-2015 - Adopting Hazard Mitigation Plan

#### **RESOLUTION NO. 327-2015 - APPROVAL OF MINUTES**

Regular Meeting 3/24/15

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Resolution No. 327-2015 was passed with Mayor Cosgrove abstaining.

#### **PUBLIC COMMENTS**

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

Maureen Moriarty, 14 Burnham Place, thanked the Mayor and Council for all their support for the Stigma Free zone. She also thanked them for the Proclamation. They will be distributing lawn signs to get the word out of where people can go for help. They also have a Facebook page. There will be an event on May 9 at Paramus Park called Stomp out Stigma. Also on May 21st the High School will hold a fund raiser at the Community Center.

Ms. Moriarty spoke about Mayor Cosgrove who has been a long term supporter of CarePlus. He is the President of Bergen Regional Medical Center's Foundation. CarePlus will be honoring him at their gala on June 3rd.

Mayor Cosgrove stated that Bergen Regional, through the kindness of the Council, will be sponsoring an 80's Tribute Dance at the Community Center to be held on September 3rd. The money will go to the Fair Lawn and Paramus Stigma Free groups. Ms. Moriarty thanked him for that.

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

Manager Van Kruingen mentioned that he was just notified by Traffic Safety Officer Franco that the traffic signal on Broadway was now active. Mayor Cosgrove will tell Senator Gordon that the DOT was ahead of schedule.

**ADJOURNMENT:**

Upon motion by Deputy Mayor Lefkowitz and second by Councilmember Peluso, the meeting was adjourned at 8:20 p.m.

Respectfully submitted,

Marilyn B. Bojanowski  
Marilyn B. Bojanowski, RMC  
Assistant Municipal Clerk

The undersigned have read and approve the foregoing minutes.

John Cosgrove  
Mayor John Cosgrove

[Signature]  
Deputy Mayor Daniel Dunay

[Signature]  
Deputy Mayor Amy E. Lefkowitz

[Signature]  
Councilmember Kurt Peluso

[Signature]  
Councilmember Lisa Swain



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