

## REGULAR MEETING OF JUNE 16, 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 Kruijning, Municipal Clerk/Deputy Manager Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Forray.

### **PROCLAMATIONS: PLAY 'N LEARN NURSERY SCHOOL**

Mayor Cosgrove read the proclamation recognizing Play 'n Learn Nursery School operated by Lenny and Karen Sapherstein. The Council joined Mayor Cosgrove in presenting the proclamation to Mr. and Mrs. Sapherstein along with their teaching staff comprised of Rob Sapherstein, Ellen Mayer, Cynthia Sauder, Lillian Gotlib and Ann Fiumara.

Karen Sapherstein thanked Mayor Cosgrove, the members of the Council and everyone that was involved in making this proclamation. She was thrilled and honored to have this award for Play 'n Learn Nursery School. Serving the area children for thirty-eight years has truly been a labor of love. She knows that all good things must come to an end but the supportive and wonderful parents, the bright and beautiful children and their dedicated and terrific staff of teacher's means that it will not end. Those are the memories that will last for a lifetime. Mayor Cosgrove commented that Deputy Mayor Dunay was a graduate of Play N' Learn Nursery School. He congratulated the Sapherstein's and the teachers for all the great things they have done for the children over the years. He wished them the best of luck.

### **COUNCIL COMMENTS:**

Councilmember Peluso congratulated everyone from Play 'n Learn. It was great to see so many kids present at the meeting. It shows the impression they had on the parents, kids and teachers that operated Play 'n Learn.

This past weekend was Benny's Re-Grand Opening which was a great event. He remembered going to Benny's for lunch while attending Milnes School.

Mayor Cosgrove and he attended the All Sports dinner. He congratulated the athletes for their sportsmanship. He thanked the Recreation Department and the executive board of All Sports who are volunteers that put in a lot of hours.

Councilmember Swain congratulated everyone at Play 'n Learn and hoped they enjoy the many years of whatever they want to do for themselves.

She congratulated the upcoming High School graduates and hoped that they achieve all of their dreams for the future, whatever they may be.

Councilmember Swain announced that the ADA Committee will be holding a dance on July 10th at the Community Center for teens and adults. It is being sponsored by the Alliance for Substance Abuse. The ADA Committee gave out five scholarships to high school students who had something to do with the ADA Committee.

Councilmember Swain commented that the Arts Council was preparing for their next photo essay. She suggested that over the summer people take photographs to be collected which will be placed on the Borough calendar.

Councilmember Swain mentioned River Road Improvement Corporation will be holding Rocking River Road on June 18th from 6:00 - 9:00 p.m. There will be a classic car show along with entertainment by the Power Tones.

She announced that the Small Business Development Corporation that serves all of the communities in Bergen County is holding a presentation of Business Risks and Continuity Planning for Small Businesses at the Community Center on July 7th. For further information contact the Manager's office.

Councilmember Swain congratulated Benny's on their re-grand opening. She thought it was wonderful that in Fair Lawn there are so many places that people can go and feel at home. She hoped that they have continued success.

Councilmember Swain mentioned that the Bergen County Utilities Authority gives out grants every year. She thanked the following teachers for their enrichment programs for the students: Patricia Ward at Milnes School, Dawn Ebner at the High School, Peter Arts and Craig Cohen from Memorial Middle School.

Deputy Mayor Dunay congratulated Ms. Karen and Mr. Lenny and all of their teachers and students that were present tonight. He graduated from Play 'n Learn approximately 26 years ago. His parents told him that he was very shy then and Play 'n Learn taught him to really get engaged in the community to some extent. Play 'n Learn has been an institution in his neighborhood and will be sadly missed but it will be good to have the Sapherstein's still around.

He mentioned that the Sunrise Rotary Club and the Fair Lawn Rotary Club are service organizations that meet every week. It is a group of people that are doing what they can to give back to the community. The Sunrise Rotary is offering an education scholarship for adults who may be seeking to continue their education later in life. Feel free to contact him if anyone is interested.

Deputy Mayor Lefkowitz congratulated Play 'n Learn and echoed the sentiments of the other Councilmembers. Fair Lawn has been so fortunate to have them in the community for all these years.

Deputy Mayor Lefkowitz congratulated Mayor Cosgrove who received the Care Plus Courage Award. She congratulated Fair Lawn High School on receiving three awards at the 2015 Metropolitan High School Theater Awards Ceremony.

Deputy Mayor Lefkowitz welcomed the Center for Alcohol and Drug Resources which is a program of Children's Aid and Family Services who is moving to Fair Lawn at 22-08 Route 208 South. The ribbon cutting is on June 22nd. They have amazing programs.

She concluded that June is a time for graduation parties and with parties there is often alcohol so the Fair Lawn Alliance for Substance Abuse Prevention is kicking off the Parents Who Host Lose the Most campaign. There will be signs everywhere. The goal of this campaign is to focus on prevention, intervention and education strategies to reduce the alcohol use among teens in the community. It will also inform the parents of the dangers and consequences of allowing teenagers to drink in the home. Sometimes parents feel it is safer for them to drink at home but it is still illegal to do so.

Mayor Cosgrove had the opportunity to throw out the first pitch at the 48th Annual Fair Lawn High School Marathon. He thanked the Class of 2015 for continuing the tradition. Deputy Mayor Dunay, Councilmember Peluso and he were once involved. It struck him that it is probably the first time young people get involved volunteering and doing charity work.

He attended the Eagle Scout Court for Mitchell Wensell from Troop 53 whom he congratulated on achieving the Scouting's highest honor. Both Troop 53

and Troop 60 have had a large number of Eagle Scouts over the years which were a testimony to the leadership that was provided by the scout leaders in Fair Lawn.

In a special ceremony he swore in a Memorial Middle School student, Tiller Urati as Police Chief for the day. After the swearing in, he and Chief Cauwels were at a special ceremony in Hackensack with the Bergen County Sheriff.

Mayor Cosgrove attended a beefsteak in honor of John Ziza, who was paralyzed in a diving accident almost 35 years ago. It was a large success with over 300 people in attendance. John Ziza is a football coach in a wheelchair at Westwood High School.

He attended the flag raising at the Bergen County Courthouse in honor of the Philippine Independence Day. Many of Fair Lawn's Philippine residents were there.

Mayor Cosgrove attended a presentation by Bergen Leads which was about revitalizing and refocusing suburban downtowns in Bergen County. Bergen Leads is a ten month learning and leadership adventure for adults. If anyone is interested they can go to their website which is [www.bergenleads.org](http://www.bergenleads.org).

Mayor Cosgrove attended the League of Women Voters Annual Dinner and thanked them for all of their efforts in trying to inform voters and get them to vote.

The Fair Lawn Police Department participated in the Law Enforcement Torch Run. He thanked the officers for the great job they do all year and for helping the Special Olympics.

The long awaited hot box is here and will double the Borough's capacity to repair potholes. The DPW's Road Department has done a great job getting them repaired.

Mayor Cosgrove mentioned that the bump outs for Fair Lawn Avenue will be done this year. The bump outs will be on both Fair Lawn Avenue and Broadway.

Finally he commented that he was able to wish former Mayor Lou Sprechman a happy 80th birthday and declared his day in Fair Lawn. He felt it was a well deserved honor for him. Lou served as the Mayor of Fair Lawn as his Dad did and was a long time dedicated member of the Ambulance Corps.

**ORDINANCES ON FIRST READING:**

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. 2356-2015  
(RESOLUTION NO. 273-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 160 ENTITLED "PARKS AND RECREATION AREAS" AND MORE PARTICULARLY SECTION 160-12 ENTITLED "ACTIVITIES AND CONDUCT PROHIBITED IN BEACH AREAS AND IN PARKS; DOGS PROHIBITED"**

Upon motion by Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 273-2015 introducing Ordinance No. 2356-2015 was unanimously passed.

**ORDINANCES ON SECOND READING:**

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

**ORDINANCE NO. 2354-2015  
(RESOLUTION NO. 274-2015)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, SPECIFICALLY CHAPTER 125 "ZONING" AND CHAPTER 49 "AFFORDABLE HOUSING" PERTAINING TO INCLUDING THE NEWLY ESTABLISHED OVERLAY DISTRICT ENTITLED, "R-7 AGE-RESTRICTED AFFORDABLE MULTIFAMILY RESIDENTIAL OVERLAY DISTRICT," WITHIN CODE SECTION 125-9, "ZONES ESTABLISHED," DEPICTING THIS NEWLY ESTABLISHED OVERLAY DISTRICT ON THE BOROUGH'S ZONING MAP, WHICH IS INCORPORATED BY REFERENCE THROUGH CODE SECTION 125-10 "OFFICIAL ZONING MAP," AND INCLUDING A NEW SECTION IN CHAPTER 49 ENTITLED "49-14.1 R-7 AGE-RESTRICTED AFFORDABLE MULTIFAMILY RESIDENTIAL OVERLAY DISTRICT," WHICH INCORPORATES THE ASSOCIATED REDEVELOPMENT PLAN INTO THE CODE BY REFERENCE.**

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 Councilmember Swain and a second by Deputy Mayor Dunay, Resolution No. 274-2015 adopting Ordinance No. 2354-2015 was unanimously passed.

Upon motion by Deputy Mayor Lefkowitz 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. 2355-2015  
(RESOLUTION NO. 275-2015)**

**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 (FEMA)**

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 Peluso, Resolution No. 275-2015 adopting Ordinance No. 2355-2015 was discussed.

Mayor Cosgrove explained that this is a FEMA grant that will pay for the installation of generators in the four Firehouses, the Rescue Squad building, the Ambulance Corps building and the OEM building. These will be gas fed generators in case they have another power outage.

There being no further discussion, Resolution No. 275-2015 adopting Ordinance No. 2355 – 2015 was unanimously passed.

**PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY**

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

### **RESOLUTIONS BY CONSENT #14-2015**

Upon motion by Deputy Mayor Dunay and a second by Councilmember Swain, Consent Agenda 14 -2015 containing the following items was unanimously passed.

- a. Resol. #276-2015 – Approval of Minutes:
  - Work Session 5/5/15
  - Special Meeting 5/5/15
  - Closed Session 5/5/15
  - Regular Meeting 5/12/15
- b. Resol. #277-2015 – Interlocal Agreement with the Borough of Prospect Park for the Use of Memorial Pool
- c. Resol. #278-2015 – Authorizing Issuance of Massagist License: Irina Terentyeva, BRC Sauna & Spa
- d. Resol. #279-2015 – Refund of Overpayment of Taxes
- e. Resol. #280-2015 - Authorizing Awarding of Contract with Winner Ford
- f. Resol. #281-2015 - Authorizing Awarding of Contracts with Cranford Cooperative Pricing System
- g. Resol. #282-2015 - Authorizing Awarding of Contract with certain Approved State Contract Vendor - Cliffside Body Corporation (R (Repairs to Department of Public Works Vehicle #949)
- h. Resol. #283-2015 - Authorizing Participation in the U.S. Communities Government Purchasing Alliance
- i. Resol. #284-2015 - Tax Appeal Settlement: Eyal & Valerie
- j. Resol. #285-2015 - Tax Appeal Settlement: 4111 Route 4
- k. Resol. #286-2015 - Tax Appeal Settlement: Caspian Realty of
- l. Resol. #287-2015 - Tax Appeal Settlement: TCH Properties, LLC  
6-10 Saddle River Road
- m. Resol. #288-2015 - Tax Appeal Settlement: BGL Properties, LLC  
17-09 Zink Place
- n. Resol. #289-2015 - Tax Appeal Settlement: Wagaraw Realty,
- o. Resol. #290-2015 - Tax Appeal Settlement: Bergen Plaza, LLC,
- p. Resol. #291-2015 - Interlocal Agreement with the Fair Lawn Pool
- q. Resol. #292-2015 – Interlocal Agreement with the Fair Lawn

- r. Resol. #293-2015 – Confirmation of Fire Board Actions
- s. Resol. #294-2015 – Authorizing Participation in the Houston-Galveston Area Council
- t. Resol. #295-2015 – Authorizing Execution of DOT Grant Agreement – Fair Lawn Avenue Corridor
- u. Resol. #296-2015 – Professional Services Agreement – Design and Construction Supervision Barrier Free Curb Ramp Installations
- v. Resol. #297-2015 - Renewal of Liquor Licenses 2015-2016

### **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.

Detective David Boone stated he saw his friends from Play 'n Learn being recognized by the Mayor and Council. He has been going to Play 'n Learn for probably twenty years at Halloween to show the kids the Police and give them safety lectures. Miss Karen has a heart for the kids which is tremendous. His oldest son went to Play 'n Learn and has now graduated from Penn State. Prior to getting married, his wife was a teacher there. While he was in the Army they moved to Georgia but then three months later he was sent off to war. His wife moved back up here. Miss Karen took her back as a teacher and watched over her until he returned. He congratulated Karen and Lenny Sapherstein. He stated they are retiring so he decided he was doing the same thing this year.

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.

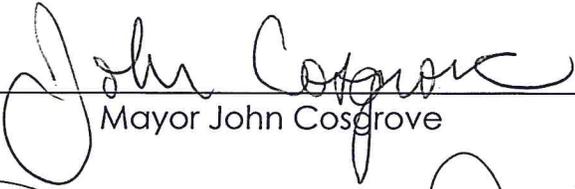
### **ADJOURNMENT:**

Upon motion by Councilmember Peluso and second by Councilmember Swain, the meeting was adjourned at 8:05 p.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

  
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Deputy Mayor Daniel Dunay

  
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Councilmember Kurt Peluso

  
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Deputy Mayor Amy E. Lefkowitz

  
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Councilmember Lisa Swain

