REGULAR MEETING OF JUNE 30, 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 Mayor Lefkowitz, Councilmembers Peluso and Swain.

ABSENT: Deputy Mayor Dunay

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

PROCLAMATION: RECOGNIZING THE VFW FOR 75 YEARS OF SERVICE

Veterans' Affairs Liaison Magarelli and members of VFW Post 281 were present.

Mayor Cosgrove stated they were honored to have the veterans from the VFW present tonight. He read a certificate congratulating VFW Post 281 on its 75th anniversary.

Nick Felice thanked the Council on behalf of the veterans and Commander Alkire, who could not be present tonight. Having a Veterans' Affairs Office in the Borough will allow veterans to get essential information on health care, legal services, education and other benefits they are entitled to. He was presented th a check in the amount of $5,000 for the Veterans' Affairs office. He felt confident that Veterans Affairs Liaison Magarelli will do a great job.

Mr. Felice continued by introducing Rich McBean, who has been a member of the VFW for 61 years and served as its treasurer for 27 years. The veterans are honored to be recognized by the Council. He urged veterans not involved in any veteran organization to contact Veterans' Liaison Magarelli to obtain any help and information they need.

Mayor Cosgrove stated that these veterans have not only served their Country and helped other veterans, but many have also been involved in other volunteer organizations in Fair Lawn and have done outstanding things for the

community. He noted that Mr. Felice is a former mayor. He thanked the veterans for their work and service.

SWEARING IN OF POLICE OFFICER

Chief Cauwels stated that it was a special night for the Police Department. They are swearing in a new officer, John Kelly, who worked in the Paterson Police Department for 12 years. Before he became a Police officer, Mr. Kelly went to college and received a degree in Criminal Justice from John Jay University.

AUXILIARY POLICE PROMOTION

Auxiliary Chief Magarelli thanked the VFW Post 281 for their generous contribution, which will be used to start the Veterans Bureau at Borough Hall.

He stated that Corporal Magarelli, his father, is a veteran of the United States Army, where he was promoted to the rank of Sergeant. He has been a member of the Auxiliary Police since 2011. Corporal Magarelli will be promoted to Sergeant and will be in charge of training Court Room Security under Alpha Platoon.

HONORING TODD NEWMAN

Todd Newman was present with his family.

Mayor Cosgrove stated that Todd Newman has served the Borough well as a Board member and Chairman of the Zoning Board. He introduced the new Zoning Board chairman, Rich Seibel, Board member Samuel Racenstein and former Board member Joe Meer who were also present. The Mayor read the proclamation honoring Mr. Newman's dedicated service to the Zoning Board.

Mr. Seibel presented a plaque to Mr. Newman on behalf of the Zoning Board. He thanked him for his many years of service. It is a difficult job and the members spend many hours of their time reviewing the applications. Mr. Newman did an admirable job and the Board members learned a lot from him.

Mr. Newman stated that that he regretted not being able to break Mr. Meer's longevity record of 21 years as a Board member. He enjoyed his service on the Board and hoped to contribute to the community in other ways. He thanked his family for being there.

Councilmember Swain stated that serving as chairperson of the Zoning Board or Planning Board is a tough job dealing with Board members as well as the applicants, attorneys and engineers. People always commented on his

professionalism and how it was a pleasure to appear before the Zoning Board with him as chairperson. She thanked him for his service.

COUNCIL COMMENTS

Councilmember Swain stated that she and Mayor Cosgrove recently attended the finale of the Weight Loss Challenge, which took place at Graydon Pool in Ridgewood. There were 291 people at the start of the program, 228 participants made it most of the way through and 68 finished the program. Almost everyone lost weight with an average weight loss of 2%. She congratulated the participants who are off to a great start.

She announced that the Empress Diner on River Road was celebrating its 50th anniversary. She encouraged residents to stop by and help them celebrate.

The ADA Committee sponsored a new bench at the inclusionary playground at Berdan Grove. The bench inscription reads "Because all children are exceptional" and symbolizes what the playground stands for: that all children are exceptional, no matter who they are or what their level of ability is. The next ADA dance is July 10th. She and Mayor Cosgrove will be attending a luncheon sponsored by the County celebrating the 25th anniversary of the signing of the Americans with Disabilities Act.

She thanked the veterans for all they do. They would not be here without their services to the Country. She thanked Officer Kelly for joining the Fair Lawn Police Department.

The Stigma Free Committee has been placing signs throughout Fair Lawn. She held up a tee shirt that read "Fair Lawn – Proud to be Stigma Free". She noted that Fair Lawn is now a stigma free community, which means there is no stigma attached to mental illness. All people are accepted in Fair Lawn – it is a great place to be.

It was a remarkable week in the Supreme Court, which upheld the Affordable Care Act's allowance of subsidies for low income individuals. Everyone in this Country deserves healthcare. There was also a decision granting equality in marriage. It is an exciting time to be part of these remarkable decisions. The symbol "love wins" is true whether it is being stigma free in Fair Lawn or having everyone around the Country being treated equally and with respect. She noted that the County recently established an LGBT caucus.

She concluded by stating that her thoughts and prayers were with the people in Charleston who were suffering from the racially motivated killing. She hope that people will recognize that racism does not have a place here.

Councilmember Peluso congratulated the new Police officer and welcomed him to the force. He thanked the VFW and commended them on their 75 years of service. His grandfather, a veteran of WWII, joined the VFW when he moved to Fair Lawn. Although his grandfather passed away before he was born, his neighbor brought him to the VFW numerous times to remind him of the service his grandfather gave to the Country. It was great seeing the members again. He was glad that Veterans' Affairs Liaison Magarelli was steering the way. The $5,000 donation from the VFW was very generous and will allow them to do more to help Fair Lawn veterans.

He recognized Todd Newman for his years of service. He echoed Councilmember Swain's comments that the chairpersons of the Zoning and Planning Boards work hard. He wished the new Zoning Board chairperson, Rich Seibel, the best of luck. It was great that past and present Zoning Board members were on hand to thank Todd Newman for his service. He hoped that Mr. Newman will remain on as chairperson of the Pool Committee.

He concluded by reporting that the Fireworks will take place tomorrow. Tickets are still available at Borough Hall, the Community Center and at several other businesses. Tickets can also be purchased at the gate. It should be a great evening.

Deputy Mayor Lefkowitz congratulated the newest Police officer and welcomed him to Fair Lawn. She congratulated Sgt. Magarelli on his promotion. She thanked Todd Newman for his years of service to the Borough and echoed previous comments about his chairmanship. She extended a special thank you to the VFW for their very generous donation, which will help Fair Lawn veterans receive the services they need and deserve.

She reported on the Alliance for Substance Abuse Prevention. Health Officer Wagner had emailed an article from Sports Illustrated stating that pain killers are turning young athletes into heroin addicts. Statistics show that 80% of all heroin users began after having been on OxyContin, Percocet or Vicodin and one in 15 people who take non-medical prescription pain killers will end up trying heroin in the next ten years. The article shows how strong the epidemic is and how much they need to stop it.

She discussed the "Parents Who Host, Lose the Most" campaign. The goal is to focus on prevention, intervention and education strategies to reduce alcohol use among teens. It reminds parents that it is illegal to host parties with alcohol and allow anyone under age 21 to drink. Parents are held responsible even if they are not home at the time. The Alliance is also distributing stickers to

pizzerias to place on pizza boxes, which come into the homes to serve as reminders to the parents.

She concluded by encouraging everyone to attend the fireworks. Last year's show was amazing.

Mayor Cosgrove reported that he attended the 5th grade moving up ceremony at Milnes School. He attended an event with the Fair Lawn Filipino American Association for their eight "Binhi" Scholarship winners. The awards were given to students from Fair Lawn and the surrounding communities.

The EDC met with NJ Transit, their Planner, Maggie Peters of the County Economic Development Corp. and several stakeholders and landlords from Radburn to discuss a plan that that is being funded by NJ Transit and Bergen County. They are looking forward to hearing the suggestions.

He attended the Weight Loss challenge with Councilmember Swain. He thanked Health Officer Wagner for doing such a great job organizing this event and for encouraging people to participate.

He threw out the first pitch at the Fair Lawn High School Old Timers baseball game this weekend, which gave him an opportunity to see some old familiar faces. This annual game is a lot of fun. Jack Susser and Fair Lawn All Sports work hard on getting the players to come back for this event.

He attended Fair Lawn High School's graduation. He extended congratulations to the Class of 2015 and wished them well in their endeavors.

He was honored to be invited to a homecoming ceremony at the Jersey City Armory for Alpha Company 2-113 Infantry Brigade of the New Jersey National Guard. One hundred sixty Guardsman returned from Afghanistan safely. He was accompanied by Veterans Liaison Magarelli. It was great to welcome Fair Lawn residents Lt. John Coy, Specialist Edward Danessi and PFC Brandon Loaiza. Their sacrifices are amazing. There was a soldier who had never seen his child, who was now eight months old. It is important to thank the soldiers for everything they do.

On September 3rd Bergen Regional Medical Center is sponsoring a dinner dance at the Community Center. Proceeds will be donated to the Fair Lawn and Paramus Stigma Free programs.

He concluded by thanking OEM Coordinator Alvarez and her staff for preparing documents needed for a grant application submitted by the Borough. Fair

Lawn is one of five communities to receive funding, which will be used for the Borough's Floodplain Acquisition Plan.

MANAGER'S REPORT

Manager Van Kruiningen stated there are no changes to the Manager's Report. Residents with any questions should contact his office.

ORDINANCES ON FIRST READING:

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

ORDINANCE NO. 2357-2015
(RESOLUTION NO. 298-2015)

AN ORDINANCE FIXING THE SALARIES OF CERTAIN NEW EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, AND NEW JERSEY IS AMENDED (BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER–PER HOUR)

There being no discussion, upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Resolution No. 298-2015 introducing Ordinance No. 2357-2015 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.

ORDINANCE NO. 2358-2015
(RESOLUTION NO. 299-2015)

AN ORDINANCE OF THE BOROUGH OF FAIR LAWN, COUNTY OF BERGEN, ADOPTING THE FINANCIAL AGREEMENT, ACCEPTING THE APPLICATION FOR LONG TERM TAX EXEMPTION PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ AND AUTHORIZING TAX EXEMPTION AND PAYMENT IN LIEU OF TAXES IN CONNECTION WITH THE AFFORDABLE HOUSING PROJECT TO BE DEVELOPED BY FAIR LAWN SENIOR HOUSING URBAN RENEWAL, L.P.

Upon motion by Councilmember Swain and a second by Deputy Mayor Lefkowitz, Resolution No. 299-2015 introducing Ordinance No. 2358-2015 was discussed.

Municipal Clerk/Deputy Manager Kwasniewski stated that the meeting time is incorrect. The meeting is going to start at 8:00 p.m. and not 7:30 p.m. as stated since there is a Work Session at 7:00 p.m.

There being no further discussion, Resolution No. 299-2015 introducing Ordinance No. 2358 - 2015 was unanimously passed.

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. 2359-2015
(RESOLUTION NO. 300-2015)

AN ORDINANCE FIXING THE SALARIES OF THE EXISTING SUPERVISORS ASSOCIATION OF FAIR LAWN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY IS AMENDED (SUPERVISOR OF WATER DISTRIBUTION)

Upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Swain, Resolution No. 300-2015 introducing Ordinance No. 2359-2015 was discussed.

There being no further discussion, Resolution No. 300-2015 introducing Ordinance No. 2359 - 2015 was unanimously passed.

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. 2360-2015
(RESOLUTION NO. 301-2015)

AN AMENDMENT TO ORDINANCE #2266-2013 FIXING THE SALARIES OF EXISTING FULL TIME BLUE AND WHITE BARGAINING UNIT EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED (SR. WATER TREATMENT PLANT OPERATOR)

There being no discussion, upon motion by Councilmember Swain and a second by Councilmember Peluso, Resolution No. 301-2015 introducing Ordinance No. 2360-2015 was unanimously passed.

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

ORDINANCE NO. 2361-2015
(RESOLUTION NO. 302-2015)

AN ORDINANCE FIXING THE SALARIES OF CERTAIN NEW FULL TIME BLUE AND WHITE BARGAINING UNIT EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED (ASSISTANT WATER TREATMENT OPERATOR)

There being no discussion, upon motion by Deputy Mayor Lefkowitz and a second by Councilmember Swain, Resolution No. 302-2015 introducing Ordinance No. 2361-2015 unanimously passed.

ORDINANCES ON SECOND READING:

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. 2356-2015
(RESOLUTION NO. 303-2015)

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."

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.

There being no discussion, upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Resolution No. 303-2015 adopting Ordinance No. 2356-2015 was unanimously passed.

PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

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

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

RESOLUTIONS BY CONSENT #15-2015

Upon motion by Councilmember Peluso and a second by Deputy Mayor Lefkowitz, Consent Agenda 15-2015 containing the following items was unanimously passed.

a. Resol. #304-2015 - Approval of Minutes:
Work Session 5/19/15
Closed Session 5/19/15
Regular Meeting 5/26/15

b. Resol. #305-2015 - Renewal of Liquor Licenses 2015-2016

c. Resol. #306-2015 - Refund of Overpayment of Taxes

d. Resol. #307-2015 - Authorizing Purchases with CINTAS through U.S. Communities Government Purchasing Alliance

e. Resol. #308-2015 - Confirmation of Fire Board Actions

f. Resol. #309-2015 - Approval of Massagist License: Mei H. Jin - Green Jersey Garden

g. Resol. #310-2015 - Cancel Year 2015 Property Tax Due to Property Tax Classification Change from Taxable to Exempt

h. Resol. #311-2015 - Authorizing Execution of Sidebar Agreement with Joan Frey

i. Resol. #312-2015 - Approving Application from Long Term Exemption and Resolution of Need

j. Resol. #313-2015 - Authorizing Sale of Hadco Property

k. Resol. #314-2015 - Approving Amendment to Agreement for Senior Housing

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.

Rich Seibel, 33-07 Halsey Road thanked the Mayor and Council for honoring Todd Newman, who is very deserving of the recognition he received. There were some very complex Zoning Board applications and Mr. Newman held everything together. He did a wonderful job and they all learned from him. He thanked Ann Peck and Marianne Pettineo for preparing the plaques.

The Sunrise Rotary and ADA Committee recently conducted a park clean up at Berdan Grove. There is an ADA dance on July 10th and root beer floats will be served. It will be a fun event. He hoped people will come out to support the ADA Committee, who do a lot of good things for the community.

He thanked Veterans' Affairs Liaison Magarelli, who is doing a fantastic job behind the scenes. They spoke about the three soldiers who came back from deployment. Until you have a relative who comes home from deployment, you have no idea as to the emotions that you go through when you see your child, your spouse or your parent for the first time in nine or ten months. It is an unbelievable feeling and incredible to finally have that loved one back home. He reiterated his thanks to Veterans' Affairs Liaison Magarelli for all he did.

Mayor Cosgrove noted that Michael Fondacaro helped out at the park cleanup at Berdan Grove. He congratulated Michael for graduating from Fair Lawn High School. He is truly a courageous young man. When they first started discussing the ADA Park, Michael came and spoke to the Committee and he was such an inspiration. Although not verbal, Michael types into a laptop which translates through a speaker. It was great to see him up on the stage receiving his diploma.

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

ADJOURNMENT:

Upon motion by Councilmember Swain and second by Councilmember Peluso, the meeting was adjourned at 8:26 p.m.

Respectfully submitted,

Joanne M. Kwasniewski

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

The undersigned have read and approve the foregoing minutes.

John Cosgrove

Mayor John Cosgrove

Absent

Deputy Mayor Daniel Dunay

Deputy Mayor Amy E. Lefkowitz

Councilmember Kurt Peluso

Lisa Swain

Councilmember Lisa Swain