

REGULAR MEETING OF JANUARY 26, 2016

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 18, 2015. 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 Mondello.

Mayor Cosgrove announced that beginning with this meeting and all future meetings will be broadcast live on www.fairlawn.org. Regular meetings will then be archived on the website which will allow the public to access the meetings 24 hours a day, 7 days a week. The Borough will also continue to broadcast the regular Council meetings on Optimum Channel 77 and Fios Channel 37.

SWEARING IN OF POLICE OFFICERS:

Chief Cauwels announced the officers to be sworn, Tiller Antonio Uriarte, a resident of Fair Lawn who was a Jersey City Police Officer and also a Paterson officer. Geovanny Butrone who has been an Auxiliary Police Officer for many years. Michael Van Ness who has worked for many years as a Fair Lawn Dispatcher and a member of the Rescue Squad and the Auxiliary Police.

Mayor Cosgrove felt it was an honor to swear Michael Van Ness in and commented that the Van Ness name needs no introduction to emergency services. His grandfather founded the Rescue Squad.

Mayor Cosgrove along with the rest of the Council swore the three Police Officers in separately.

PRESENTATION TO FAIR LAWN PEE WEE FOOTBALL 2015 SUPER BOWL CHAMPS AND FAIR LAWN CUTTER PEE WEE CHEERLEADERS:

Mayor Cosgrove stated the Tri-County Youth Football League held its 2015 Super Bowl at Pequannock High School on Sunday, November 29, 2015. The Fair Lawn

Pee Wee Cutters beat Bloomingdale/Butler with a score of 12-0, winning their second consecutive Super Bowl Championship. Everyone knows how hard it is to repeat a win two years in a row.

Mayor Cosgrove and the Council presented the proclamations to the Pee Wee Football players, coaches and the Pee Wee Cheerleaders and Cheerleader coaches.

PRESENTATION OF PROPERTY MAINTENANCE COMMITTEE ESSAY CONTEST AND POSTER CONTEST AWARDS:

Property Maintenance Chairman George Bate stated they held the Poster Contest for the fourth graders and the Essay Contest for the seventh graders. He thanked the Knights of Pythias for their participation.

Mark Spindel stated the committee was established quite a few years ago to ensure that the residents would create a more aesthetic appearance within the community. They also felt very strongly that the young as well as the adults should be involved in this project. The Board of Education along with the schools was able to run two successful projects this year. In the past eight years they have held the Poster Contest which involved all of the students in fourth grade. This year students in 7th grade participated in the Essay Contest. The Knights of Pythias has funded the project in the amount of \$175.00.

Mr. Spindel announced the fourth grade poster winners - in 3rd place was Rhona Abdallah, in 2nd place was Eve Cohen and in 1st place was Faith Erasmo. Each of them explained their posters.

Mr. Spindel announced the seventh grade essay winners - in 3rd place was Saribel Barrientos, in 2nd place was Ariana Contest and in 1st place was Lillian Goffman.

Knights of Pythias Grand Chancellor Doug Charipper presented the winner with checks.

PROCLAMATION: NATIONAL WEAR RED DAY

Municipal Clerk / Deputy Manager read the proclamation.

COUNCIL COMMENTS:

Councilmember Peluso congratulated the football players and cheerleaders on a very successful season. He thanked the parents and coaches for their participation. He congratulated the three officers that were sworn in and

thanked them for the service they have already given to Fair Lawn. He congratulated the Property Maintenance contest winners.

Councilmember Peluso along with the Borough Manager attended a joint meeting with the Broadway Improvement Corporation and River Road Improvement Corporation. They talked about working together for different events and programs.

Councilmember Peluso thanked the DPW crew and emergency responders for the excellent job they did during the recent blizzard. He felt Fair Lawn was one of the best towns plowed. He reminded everyone about shoveling the snow around the fire hydrants near their houses.

Councilmember Swain congratulated the new Police Officers and thanked their families. She knows they are making a sacrifice as well. She congratulated the Pee Wee Cutter Football players and cheerleaders. The essays and posters were wonderful, she loved the environmental theme. She suggested they think of ways they can contribute to Fair Lawn when they get older.

Councilmember Swain also thanked the DPW Department for their excellent job in plowing.

The budget process was started and Councilmember Swain suggested anyone who was interested in what was going on to join them at the meeting next Tuesday. One of the things being added to the Budget will be online registration for Recreation activities.

Councilmember Swain mentioned that Earth Day is May 1st. The ADA Committee has a program named Stars. The next dance will be held on March 11th and will be sponsored by the Garden State Grandmas. The ADA Committee will be offering five scholarships. Three will go to kids with special needs and two will go to students who have been furthering inclusionary activities in the community.

Lastly she mentioned there is an app available on smart phones called Pedsafe. When walking at night the person taps the app and a bright light flashes. In the dark it is very bright.

Deputy Mayor Dunay congratulated everyone that was presented with a Proclamation. They are such an amazing group.

He stated the Property Maintenance Committee is committed to making sure Fair Lawn is beautiful and all of the homes are well kept. They try to instill that spirit in not only the adults but also the children in all of the schools. He thanked

Mark Spindel who spearheaded the essay contest which was the first one they held.

On a sad note, the Sunrise Rotary Club received notice today that Jack Rosen, who was a pillar of the Rotary Club had, passed away. His daughter Honey Kleinberg founded the Sunrise Rotary Club. She and her Dad had been District Governor's of the local Rotary Organization.

Deputy Mayor Lefkowitz thanked the DPW, Emergency Responders, OEM, Borough Manager and employees for all the hard work they did in making the snow storm go as smoothly as possible for the residents. She saw so many comments on social media about the great job Fair Lawn did on the snow plowing.

She congratulated the new Police Officers, the Pee Wee Cutter Football Players and Pee Wee Cheerleaders. They made us all very proud. Congratulations were given to the winners of the essay and poster contests.

Tonight the Mayor and Council will be passing a resolution in support of submitting a grant application for the Alliance so they can get funding to sponsor many programs. There will be a program that she hoped the Alliance will be able to participate in called Hidden in Plain Sight. This program will be a bedroom set up so parents can walk through and be guided on how to spot clues that might indicate if their child is involved with some type of substance use or abuse.

Another program that is being sponsored by the Bergen County Department of Health Services' Office of Alcohol Dependency is NARCAN training on February 4th. The NARCAN program has been essential to the Police Departments and many lives have been saved by administering it.

Mayor Cosgrove congratulated all of the people that were present tonight, the Police Officers, Pee Wee Football Players, Cheerleaders, and the Property Maintenance award winners. He also thanked Nick Felice who on behalf of the VFW made a generous donation to the Food Pantry.

Mayor Cosgrove attended the Stigma Free Committee meeting. The Committee has a lot of exciting things planned for this year. Fair Lawn has been declared a Stigma Free zone.

He thanked the DPW and first responders on the great job they did during the snow storm. Someone told him that WINS1010 radio station rated Fair Lawn in the top five towns for snow plowing in this storm. He also mentioned that fire hydrants should be shoveled out. He gave an example of one time he responded to a fire that was fully involved and they could not find the fire

hydrant. Even if the hydrant is not in front of your house, please help out and clear it.

Tonight he received a phone call from a resident that said they saw on News12 Paterson has put a request in to the DEP to dump their snow in the Passaic River. He was not sure how the rest of the Council felt but he thought the river was polluted enough and Fair Lawn has enough problems when it floods. He would like to ask the Manager to look in to this and if it is true he hoped the Council would come to a consensus that they would not like to see the snow dumped in the river.

There was a unanimous consensus to have the Manager contact the DEP.

Mayor Cosgrove mentioned that Ozzy Froehlich passed away. He was an Army Veteran from WWII and has lived in Fair Lawn for sixty years. He wanted to remember him and all the things the greatest generation had done. There are not many left of them. He expressed his condolences to the family.

MANAGER'S REPORT:

Manager Van Kruijning stated the monthly Manager's Report has been submitted and there were no changes. If anyone had any questions to please feel free to contact his office.

ORDINANCES ON FIRST READING:

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. 2372-2016 (RESOLUTION NO. 68-2016)

AN ORDINANCE TO AMEND CHAPTER 30 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000, ENTITLED, "PERSONNEL" TO ADD ARTICLE V ENTITLED, "ANTI-NEPOTISM POLICY"

Upon motion by Councilmember Peluso and a second by Councilmember Swain, Resolution No. 68-2016 introducing Ordinance No. 2372-2016 was discussed.

Councilmember Swain thanked Councilmember Peluso for bringing this ordinance to the Council.

There being no further discussion, Resolution No. 68-2016 introducing Ordinance No. 2372-2016 was unanimously passed.

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. 2373-2016
(RESOLUTION NO. 69-2016)**

AN ORDINANCE TO AMEND CHAPTER 33 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000, ENTITLED, "POLICE DEPARTMENT" TO ADD ARTICLE XIV ENTITLED, "POLICE CHAPLAIN"

Upon motion by Deputy Mayor Dunay and a second by Councilmember Swain, Resolution No. 69-2016 introducing Ordinance No. 2373-2016 was unanimously passed.

ORDINANCE ON SECOND 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 and open the time for public comments.

**ORDINANCE NO. 2370-2016
(RESOLUTION NO. 70-2016)**

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000, ENTITLED, "LAND DEVELOPMENT" AND SPECIFICALLY SECTION 125-10 ENTITLED, "OFFICIAL ZONING MAP"

There being no comments by the public, upon motion by Deputy Mayor Lefkowitz and a second by Deputy Mayor Dunay, 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. 70-2016 adopting Ordinance No. 2370-2016 was unanimously passed.

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

**ORDINANCE NO. 2371-2016
(RESOLUTION NO. 71-2016)**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN
2000, SPECIFICALLY CHAPTER 125 ENTITLED "LAND DEVELOPMENT"**

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. 71-2016 adopting Ordinance No. 2371-2016 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 Deputy Mayor Dunay and a second by Councilmember Swain the time for public comments was unanimously closed.

RESOLUTIONS BY CONSENT #3-2016

Upon motion by los and a second by Deputy Mayor Dunay Consent Agenda #3-2016 containing the following items was unanimously passed.

- a. Resol. No. 72-2016 - Granting Permission to Verizon Wireless to Jointly Use Poles in the Right-of-Way
- b. Resol. No. 73-2016 - Treatment Works Approval Permit Application: 18-01 Pollitt Drive, LLC
- c. Resol. No. 74-2016 - Authorizing Execution of Side Letter of Agreement between the Borough and the Department Heads Association
- d. Resol. No. 75-2016 - Authorizing the Execution of the Modification and Extension Agreement with the PBA/SOA
- e. Resol. No. 76-2016 - Release of Performance Guarantee - Fair Lawn Promenade
- f. Resol. No. 77-2016 - Authorizing Application for Fair Lawn Municipal Alliance Grant
- g. Resol. No. 78-2016 - Authorizing Donation of Two Police Vehicles to Fair Lawn Rescue

- h. Resol. No. 79-2016 - Authorizing Waiver of Outstanding Water Utility Charge
- i. Resol. No. 80-2016 - Approving Fire Board Actions
- j. Resol. No. 81-2016 - Accepting Firefighter Foam and Authorizing Execution of Agreement with Bergen County
- k. Resol. No. 82-2016 - Authorizing Renewal of Massage Establishment License - New CW Bodywork, Inc.
- l. Resol. No. 83-2016 - Appointment to Rent Leveling Board
- m. Resol. No. 84-2016 - Professional Services - Conflict Attorney (Harraka): Michael I. Lubin
- n. Resol. No. 85-2016 - Professional Services - Grant Writer: Bruno Associates
- o. Resol. No. 86-2016 - Extension of Contract: Electrical Repair and Maintenance
- p. Resol. No. 87-2016 - Award of Bid: Chlorine
- q. Resol. No. 88-2016 - Award of Bid: Water Meter Replacement
- r. Resol. No. 89-2016 - Authorizing the Execution of the Memorandum of Understanding between the Borough and the Public Safety Telecommunicators

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.

George Lahood, 293 Murray Hill Terrace, #519, Bergenfield, stated he was Chairman and Secretary for One World House of Worship. They obtained consensus and established a resolution to dedicate 5-25 Hartley Place, Fair Lawn for the use of Veterans for a home. They are working to clean up the property outside as well as inside. He will provide a copy of what they have done to the Mayor and Council, Attorney Mondello, Veterans Affairs Liaison Nick Magarelli, Manager Van Kruiningen, Construction Code Official Bolan, Tax Assessor Henderson, Director of Bergen County Veteran's Service as well as Megan Fox planner for Hope for Veterans. He appreciated their support for this project and hoped they could go forward with this house and obtain other houses so more housing could be provided for needy veterans.

Attorney Mondello confirmed that Mr. Lahood was not asking anything of the Mayor and Council. Mr. Lahood thanked him for his support.

Marc Colyer, 39-08 Van Duren Avenue, stated he was under the impression that the rezoning of the Vanderplaat property would be discussed tonight but it's not

on the agenda. Mayor Cosgrove stated they are waiting for the Planner to give them the ordinance. He advised him it will be on a future agenda.

Mr. Colyer asked if the Fair Lawn Avenue Bridge will be replaced this year. Mayor Cosgrove stated that Passaic County had told Fair Lawn it would be started this year. Bergen County will start work on the intersection of Maple Avenue and River Road beginning March 15th. They will be adding the turning lane that will help alleviate traffic while the bridge is being replaced.

Councilmember Peluso explained that Bergen County alternates with Passaic County over who is responsible for each bridge. Bergen County oversees Morlot Avenue and Fair Lawn Avenue is overseen by Passaic County.

Simarosen and Stuart Alper, 9-02 Morlot Avenue, spoke about yard waste pickup and the Christmas tree pick up. Mrs. Alper heard back from the Borough Manager and the Mayor. She wanted to know where it stood at this time in regard to changing the schedule. Mayor Cosgrove stated the Borough Manager had informed him that the pick up last year was too early and offended some people who celebrated their Christmas later in January. By extending it they also felt it was too late. The Manager has said that next year they will schedule it for the middle of January. To the Manager's credit, when he heard there was a storm approaching he sent the crews out and picked up the trees that were out at the curb. He said they may look into two pickups next year.

Mr. Alper stated the bigger concern was the yard waste pickup will not be until instead of April. Mrs. Alper said that usually things are starting to be cleaned up in March. She felt it would be a hardship to have to wait for May to have yard waste pickup because lawns are being mowed and spring cleaning and planting will have begun. Manager Van Kruiningen stated the bid specifications were set at May 1st. They will try to negotiate with them to see if they can change the date to April 1 to December 1. However, since these dates were in the bid they could hold the Borough to that day. They have been flexible with the Borough having been the garbage contractor for many years. He will meet with them in February to see if they could change the date. He will send notification out if the date changes.

Aaron Haber, 29-10 Berkshire Road, expressed concern about the Children's Therapy. A problem lately is that people are not cleaning up after their dogs in the area around the park, all along 29th Street, Pellack Drive, 30th Street and Berkshire Road. He wondered if signs could be posted because he knows there is an ordinance to clean up after the animals. Mayor Cosgrove asked Manager Van Kruiningen to look in to this matter.

Mr. Haber spoke about a traffic study done on Berkshire Road because there is a problem with speeding. Mayor Cosgrove stated that recently the Traffic Safety Officer retired and there is a transition going on now. He asked Manager Van Kruningen to look into the traffic study.

Councilmember Peluso said that the Traffic Safety Officer before he retired was given notification and did confirm that he would do a study on Berkshire Road. They are now just waiting for the report to come back to the Council.

Rich Seibel, 33-07 Halsey Road, thanked Deputy Mayor Dunay for mentioning the loss of Honey Kleinberg's father. Mr. Seibel stated he is the current President of the Sunrise Rotary and will send everyone's condolences to Honey and her family.

Mr. Seibel thanked the Manager on the outstanding job his men did with the snow plowing. There is one problem with people throwing snow back into the street. He did not think they realized how dangerous that was.

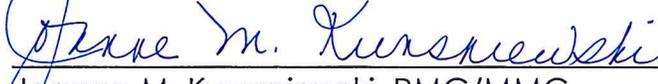
Mr. Seibel mentioned on January 28th is the thirtieth year anniversary of the Challenger Space Shuttle disaster. It's one of those dates that will live on and if you were around that day, you certainly remember it.

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

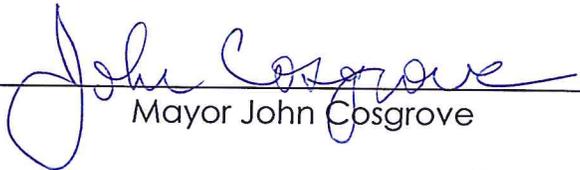
ADJOURNMENT:

Upon motion by Deputy Mayor Dunay and second by Councilmember Swain the meeting was adjourned at 8:58 p.m.

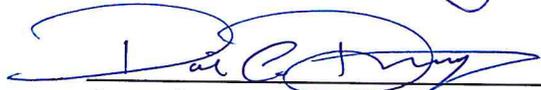
Respectfully submitted,


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

The undersigned have read and approve the foregoing minutes.



Mayor John Cosgrove



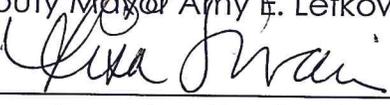
Deputy Mayor Daniel Dunay



Councilmember Kurt Peluso



Deputy Mayor Amy E. Lefkowitz



Councilmember Lisa Swain

