

WORK SESSION OF NOVEMBER 20, 2012

Mayor Baratta called the meeting to order at 7:30 p.m.

PRESENT: Mayor Baratta (late), Deputy Mayors Cosgrove and Trawinski, Councilmembers Peluso and Swain.

ALSO PRESENT: Manager Metzler, Municipal Clerk Kwasniewski and Attorney Mondello.

REQUEST FOR CHANGES TO THE SIGN AND AWNING ORDINANCE (BIC):

Mayor Baratta arrived at 7:35 p.m.

Don Smartt, BIC District Administrator, Mark Gordon and Craig Kerbekian from the BIC were present.

Attorney Mondello stated that Assistant Zoning Officer Peck and Planning Board Secretary Hochkeppel reviewed the proposed ordinance and suggested some changes, which were incorporated.

Mr. Smartt explained that the ordinance changes will help them implement the vision plan offered to the Council four years ago. At the Council's request they have worked closely with the Planning Board. These improvements will help the Broadway business community achieve a business aesthetic that is pleasing and works within the context of a highway commercial district. The Master Plan has been used to help the community plan for the future.

Deputy Mayor Cosgrove asked about the difference between the current ordinance and the revised version. Mr. Gordon stated that the ordinance sets standards for each type of sign that will allow business owners and tenants to apply for a sign without a variance. The ordinance is consistent with the look they would like to see on a highway business district. Mr. Kerbekian added that currently there is mix of signs and sizes, as the sign ordinance has changed over the years and businesses did not want to spend money for a variance. Mr. Smartt stated that a different size sign was needed on highways.

Deputy Mayor Trawinski asked why LED lights in Section 9 was being permitted but not in a flashing or moving effect. Mr. Gordon explained that there were comments made at a Planning Board meeting that those types of signs were distracting. Mr. Smartt stated that the BIC agreed.

Deputy Mayor Trawinski asked that the minutes reflect that this change took change four years from the Vision Plan because they were precluded by the

Master in the Builder's Remedy action from changing any Zoning ordinances for two and a half years. It was not delayed because the BIC or the Council tarried.

There was unanimous consensus to approve the changes to the Signing and Awning Ordinance requested by the BIC.

RRIC – RIVERFRONT LANDSCAPE PROJECT (LACKLAND/SOVRAN)

Mr. Smartt stated that they have been discussing this project since 2004 when the property was offered to the Borough. The RRIC paid for a design several years ago that has many good elements, some of which need to be updated. If the Council desires, he and Mr. Gordon will try to obtain funding to make the improvements articulated in the plan on this site. They have applied for grants twice but were turned down because there wasn't enough private/public partnership which has changed now that the Borough owns the property. The plan is a passive design with a gravel walkway without any lights or benches, and landscaping along the river. There is an opportunity for a gateway "Welcome to Fair Lawn" sign.

Deputy Mayor Trawinski stated that the northern end of the River Walk is also shown in the Open Space Recreation Plan. They will also be closing on the Dube property, which is the southern end of the property. Deputy Mayor Cosgrove suggested that Mr. Smartt contact United Water regarding their grants for zeroscape gardens.

There was consensus that Don Smartt work with Manager Metzler on grant applications for the Riverfront Landscape Project.

STATUS REPORT OF BOROUGH REGARDING SUPER STORM SANDY

Manager Metzler reported that the Borough lost 36 municipal shade trees, which resulted in damage to 26 sidewalks and 78 sidewalk slabs. FEMA has indicated they will reimburse for repairs to sidewalk slabs under the Public Assistance Program. Thirty five of the 36 trees were removed by Borough employees. FEMA is reimbursing for debris removal costs at straight time as well as overtime, which currently totals \$150,000. Since leaves are mixed into the debris they will be also be included in their debris removal.

As a result of the storm 400 new cell phone numbers have been added to the emergency contact list. He was pleased with the way the emergency operation center worked, with the OEM Director and the three deputies rotating 12 hour shifts. The Borough also opened a charging center.

He and CFO Palermo felt the storm should be handled the same way as they did during Hurricane Irene, borrowing the money and paying it back when they are reimbursed by FEMA. There are no insurance claims since there was no damage to Borough property. They have gotten positive feedback about their communication with residents. The utilities followed a plan of restoring power at the greatest rate of return and unfortunately, someone had to be last. They asked the final 50 residents without power to call in everyday and the information was faxed to PSE&G and the County to make sure those residents did not get overlooked.

Residents on the special needs list and residents registered as a senior through the Senior Center or Meals on Wheels were contacted. Volunteers went through the apartment complexes to make sure everyone was aware of the services that were available. Two residents were transported by Borough personnel the County Shelter.

They were able to handle the majority of tree work utilizing Borough employees because they did not have flooding. Everyone from Parks and Recycling was transferred to the Shade Tree Department. Some residents were upset because garbage pickup was cancelled for two days and was not rescheduled, but Cali Carting could not get through with the numerous downed trees. FEMA will reimburse them for the removal of the root balls for trees that were uprooted and they will be taking pictures of each tree to document that damage was storm related.

There were occasions when they were critically low on fuel. This was a State issue that will need to be addressed in the future. The Police Department worked with the local gas stations who agreed to keep 2,000 gallons of fuel available when they got a delivery for Police and emergency responders.

They have not completed the After Action report yet because FEMA has not imposed a closing date, so storm related overtime is still reimbursable. The reimbursement for straight time is only for the 30 day period determined by the Borough. He was very proud of the employees' efforts. They heard from several residents who were given dates by PSE&G as to when that power would go back on, which created false expectations. He has conveyed to PSE&G that it was a mistake to give unrealistic information. Overall the utility companies did a phenomenal job, beating their Hurricane Katrina efforts by five days.

Mayor Baratta stated that the Borough did a fantastic job. The communication was improved and the reverse 911 worked well. Jim Van Kruiningen did a terrific job of keeping residents informed with his continuous updates. She received several letters commending the efforts throughout the Borough and by OEM. People were scared because they had never seen an outage of this

magnitude, and the residents who called to complain were eased by receiving a reassuring phone call in return. Manager Metzler stated they will be requesting FEMA funding for various mitigation projects, especially the installation of a generator in the DPW yard.

Municipal Clerk Kwasniewski stated that Shade Tree changed their priorities before Election Day to remove a tree that was blocking Radburn Road. Election Day was confusing for many people and a record number of provisional and absentee ballots were used. Every department worked with her to help get Election Day going and she appreciated their help.

Councilmember Swain noticed that all the trees that came down were in the right of way and she wondered if it was because they were not able to establish enough root structure there. Manager Metzler stated that he would look into this. There are many trees that have their roots trimmed and then the sidewalk slab is put back down. Walter Neill keeps excellent records of every tree.

Councilmember Swain suggested putting together a task force of former mayors and Councilmembers who could help get the word out to neighborhoods during times of disaster since they understood how Government worked. Manager Metzler thought this was a good idea but it was vitally important that the volunteers agree to stick to the script. Elected officials cannot call friends and say this is what is going to happen. The utility has a plan for restoring power and they do not waiver from it for anyone. Information is golden but it cannot be freelanced.

Councilmember Swain expressed concerns about people with special needs, especially those who use oxygen. Manager Metzler stated that they provided a generator to any resident registered as using a breathing device requiring electronic backup and they also refueled it for them. Residents were encouraged to purchase their own generator for the future. There were a few cases during the night in the EOC where people started panicking when the power went out and they were helped as well.

They picked up 800 new emails as a result of the survey and 400 cell phone numbers as a result of the storm. This is very helpful for providing communication. PSE&G will sit down with all the Emergency Management officials to see what they could have done better. He felt they should not have raised expectations; they should tell residents it will take two weeks. He stressed that residents register their cell phone numbers and email addresses for use in an emergency.

Deputy Mayor Trawinski asked how many temporary employees were requested through the FEMA grant. Manager Metzler stated that he requested eight

laborers and two clerk typists who will work in the Health and Building Departments. Deputy Mayor Trawinski asked how Manager Metzler was getting the word out about these jobs. Manager Metzler stated that all the applicants he is scheduled to interview are from out of town. If there is a Fair Lawn resident who is currently unemployed as a result of the storm or has been on unemployment for 13 weeks or more they can apply through the County "One Step" program. Candidates are placed into a pool of workers who are federally funded for up to \$12,000 to help with clean up.

Deputy Mayor Trawinski was amazed by the number of people who still misunderstand the PSE&G power grid. They need to constantly remind residents to notify PSE&G when they lose power since they do not have a smart system like Con Edison. The County is looking into reimbursement from FEMA for the County fuel distributed to municipalities during the storm. If they are reimbursed they will not charge the towns for the fuel they delivered.

When PSE&G provided their initial information, no one knew that the Governor would direct utilities to redirect their resources to getting electricity to the gas stations that had fuel in the ground. Additionally, PSE&G realized they had a flaw in a protocol for making sure power was shut off and had to stop their workers as there was a risk of employees being electrocuted. He felt they did a good job on the restoration but needed to do a better job in getting out information.

Deputy Mayor Cosgrove stated that residents on the special needs list need to notify the Borough if the individual with special needs has died or moved to a nursing home, as they made many calls only to learn that the resident in question was no longer living there. Manager Metzler stated that the CERT team used to update the list every six months. This has been noted.

Councilmember Peluso suggested calling all registered residents to obtain a cell phone number for use during power outages. Deputy Mayor Trawinski suggested using a reverse 911 call to advise residents to submit cell phone information, stressing that all phone numbers will be kept confidential. Manager Metzler stated that the Community News continuously runs articles on this. Deputy Mayor Cosgrove stated that they distributed flyers on Chandler Drive because some seniors might not be able to write down the contact numbers mentioned in the phone message. He felt they should continue to do so in future events.

Manager Metzler reported that Fair Lawn rescue boats were the first to arrive when Moonachie and Little Ferry flooded. A construction official was also sent to assist as they begin their restoration work. Councilmember Peluso collected donations which were delivered, the Fire Department went to help the Little Ferry Fire department get back on their feet, and Task forces from the Fire

Department and Rescue Squad went to Toms River. He expected these efforts to be ongoing. In 1993 Fair Lawn contributed resources to rebuild houses in Hardin, Illinois and he felt they could eventually do a similar project in New Jersey. Deputy Mayor Cosgrove noted that Fair Lawn firefighters also gave out Home Depot and Lowe's gift cards to the Little Ferry Fire Department.

Mayor Baratta stated that she would like to send a letter signed by the Council thanking the emergency responders and Borough employees for their efforts during Hurricane Sandy.

There was unanimous consensus to send a letter from the Council thanking the emergency responders and Borough employees.

BOROUGH'S INFORMATION TECHNOLOGY

Manager Metzler reported that the purchase order for the vendor was processed on October 26th and there have been numerous telephone conferences on the design and planning of the new website. He anticipates receiving a draft version the week of November 26th. The new website will not be put up until it is completed. He is leaning towards the model used by Middletown, Connecticut.

The Community Center website is up-to-date. A three year extension upgrade was made to the network and security firewall server at the Center in October and the virus protection was upgraded on all the computers, including those in the public computer lab. A three year extension upgrade to the Borough's network security firewall service will be completed by the end of the year. The computers for the Assistant Municipal Clerk, Borough Nurse, OEM Coordinator, Planning Board Secretary and Community Center Theater are being replaced by the end of the year. They are all five to seven years old. The Municipal Building will have Wi-Fi by the end of the year, which will be needed to do paperless meetings.

He and Jim Van Kruiningen attended a seminar on the Continuity of Governmental Cloud Based Back-up Service and Fail Safe Recovery for Archiving Compliant Readiness. Some of that technology will be incorporated in 2013.

REVIEW OF TENTATIVE AGENDA

Mayor Baratta thanked Municipal Clerk Kwasniewski for rescheduling the presentation to the Track and Field Team to December 11th, as many of the athletes play basketball and were not available on the original date.

COUNCIL LIAISON REPORTS

Councilmember Swain stated that she heard many positive comments about the Trunk or Treat Halloween Program. However, parents asked if next time they could use the larger parking lot at Memorial Middle School and extend the hours since working parents could not get there by 5:30 p.m. Manager Metzler suggested having a civic organization sponsor a trunk decorating contest. He felt this concept was a great idea. Mayor Baratta noted that St. Anne's School has been doing this for years. Deputy Mayor Cosgrove stated that the Fire Department expressed interest in this event. They received help from the Sunrise Rotary. Perhaps they could have a coalition of sponsors.

Councilmember Peluso stated that he took his children to Thomas Jefferson but was unable to drive into the parking lot because it was blocked with drivers who ran out of candy and were attempting to leave. He and several others ended up putting their candy in someone else's trunk. He suggested having participants remain for the entire time period. Deputy Mayor Cosgrove stated that a child was lost for a brief period of time, prompting a parent to suggest that it be locked down so cars can't leave.

Councilmember Swain explained that there are three components to the Green Team's "One Pound at a Time" program: reduce your waist, reduce your waste and inflate your wheels. They have a One Pound Sub-committee and a Marketing Committee. The Green Team has open enrollment if anyone would like to join.

The High School's National Honor Society is holding a Volleyball Tournament this evening, with proceeds going to the ADA Committee's fund for the inclusionary playground. There is a dance on Friday, November 30th.

Councilmember Peluso stated that the Alliance for Substance Abuse Prevention meeting was rescheduled for November 28th. He, Mayor Baratta and Deputy Mayor Cosgrove attended the Fair Lawn Super Bowl and dedication of the new press box. The Fair Lawn Football Association is wonderful. It was great to see so many parents volunteering at this event.

Deputy Mayor Cosgrove stated that there was a bid opening for the new fire trucks. Municipal Clerk Kwasniewski stated that one bid was received and she anticipated it will be awarded on December 11th. Deputy Mayor Cosgrove reported that the Fire Company went to Little Ferry. The entire Fire Department community is working well together. He asked everyone to remember Ken Marks, the crossing guard at Morlot and Plaza Road in their prayers as he deals with health issues. He is a great guy who has dedicated 50 years of service to All Sports.

The Field House/Press Box dedication was great. People were present from other towns since it was a Super Bowl, and everyone commented that Fair Lawn had a beautiful sports complex.

Deputy Mayor Trawinski stated that the Planning Board approved hiring Cheryl Bergailo and Boswell Engineering as the consultants to update the Master Plan. He commended them for submitting a joint proposal. There is a page devoted to green buildings and environmental sustainability element. The Board approved the Landmark Development with over 40 conditions, including some pertaining to traffic concerns on Plaza Road between Berdan Avenue and Ramsey Terrace. There are a number of conditions the applicant must persuade the Council to consider, such as lights in the road for the crosswalks and a speed bump near Ramsey Terrace. There is also an issue regarding integration of the COAH units, which were grouped together facing the railroad tracks. The Planning Board unanimously agreed that Landmark did not satisfy the ordinance provision to have the units integrated within the development. The plan was approved subject to the developer returning with conceptual plans integrating the units that can be discussed with the Engineer, Planner and Board Attorney before coming before the entire Board. Landmark must now decide if they want to spend the money on changing the integrating of the units or fight the condition. The town did the best they could with a bad situation.

Mayor Baratta stated that the Super Bowl was a lot of fun and the weather was perfect. She commended the Parks Department since the field looked phenomenal. She was very proud to represent Fair Lawn. She concluded by stating that Music with Marv will take place on November 29th from 6:30 and 9:00 p.m. at the Community Center.

DUMPSTERS AND CONSTRUCTION NOISE

Attorney Mondello stated that he was legally comfortable changing the ordinance time from 6:00 a.m. to 7:00 a.m. He received an email from Mr. Smartt, who reported that the businesses' concerns center around the impact a heavier traffic flow will have on the hauler's ability to move in and out of the dumpster areas. Those who responded were more comfortable with the earlier pick up time. However, he has also heard from many residents through the years who dislike the noise associated with the haulers in the early morning hours.

Councilmember Peluso stated that there were only a couple of business owners who were hesitant. They also recognized there were residents who felt the ordinance time should be changed. He drove through the business sections

between 6:00 a.m. and 8:00 a.m. to see if there were any noticeable changes in the traffic flow, but between 6:00 a.m. and 7:00 a.m. there was not a noticeable difference. He saw a change by 8:00 a.m. He felt the hour would give the residents some extra rest with little impact on the businesses.

There was unanimous consensus to change the time of dumpster pickups from 6:00 a.m. to 7:00 a.m.

UPDATE – ROUTE 208 BUS ACCESS PEDESTRIAN SAFETY ISSUE

Manager Metzler stated that he informed NJ Transit that commuters were being dropped off on Route 208 and were walking up the exit ramps. NJ Transit wants to discontinue the express bus service on Route 208 because the #145 bus goes right up Fair Lawn Avenue. Hawthorne is very unhappy because they do not have another bus route and will lose service. Manager Metzler stated that they have a legal bus stop with a shelter by the Morlot Avenue Bridge, but there is no parking. Traffic Safety Officer Franco wondered if they could get the State's permission for cars to park along the bridge or work out an agreement to use the church parking lot during the week. The commuters getting dropped off on Route 208 are parking in the lot on Fair Lawn Avenue.

Deputy Mayor Cosgrove asked if NJ Transit would put in sidewalks. Manager Metzler stated that they were not inclined to do so since it was not a legal bus stop. They are making improvements to Route 208 in the spring and he asked if they would put in sidewalks. NJ Transit wanted to know if the Borough would maintain them. They have made NJ Transit aware of an unsafe condition and they are obligated to fix it as soon as possible. He did not think Hawthorne would just give up bus service. They can either endorse not having the service or they can make a commitment to find some parking for service on Morlot Avenue. Either way, NJ Transit has made it clear that this change will not be popular.

Councilmember Swain felt they should look for parking spaces near Morlot Avenue. They do not want to eliminate bus service that people count on. Mayor Baratta agreed. She wondered how long commuters have been dropped off on Route 208. Manager Metzler stated that NJ Transit had approached the Borough about putting in bus stops on Route 208, but Traffic Safety Officer Franco informed them that it was not allowed. There were not many passengers being picked up although that might increase with Landmark and the Route 208 Promenade. Tenants may look for the express bus and it will no longer exist.

It was the unanimous consensus that Manager Metzler research commuter parking near Morlot Avenue.

FUTURE STRUCTURE OF THE POLICE DEPARTMENT

Councilmember Swain stated the employees have until November 15th to notify the Borough if they are retiring. Safety is an important concern so they need to have adequate staffing. She wanted Council consensus to draw up retirement scenarios for 2013 so that they can be prepared.

Manager Metzler stated that employees acknowledge they are eligible to retire but it is not necessarily a commitment to do so. Between now and 2015 there will be 15 officers eligible for retirement, five of whom are eligible in 2013. He recommended adding three new officers in the budget although it will be October before those officers become a functional officer.

Councilmember Swain stated that as Police personnel retire others are promoted; she would like to see those costs as well as the costs of the retirees. Manager Metzler stated that he will provide a list of officers eligible to retire now, their current salary, what they would earn in 2014 and what their replacement costs are. Deputy Mayor Cosgrove would also like to see the costs if they added one, two or three additional officers. Manager Metzler stated that with the 2% cap there would be a problem unless there were retirements.

SOUND BARRIERS FOR THE HOUSES ADJACENT TO ROUTE 208

Councilmember Peluso stated that they received a letter in April, 2012 that NJ DOT would be planting trees along Route 208 but nothing has been done. Manager Metzler stated that the plantings were part of renovations occurring on Route 208 South. The highway was milled, paved and drainage work is being completed. New guard rails are going to be installed, along with evergreen bushes. The delay is because they needed to remove the old plantings before new ones were installed. He received a commitment from the DOT, which he will verify. A considerable amount of clearing has taken place.

REQUEST TO INSTALL TELECOMMUNICATIONS IN THE RIGHTS-OF-WAY (SUNESYS, LLC)

Attorney Mondello stated that he drafted an agreement which included language requiring the carrier to expedite repairs to open roads. The carrier has approved the agreement. Municipal Clerk Kwasniewski will prepare a resolution approving the signing of the agreement for next week's meeting.

There was unanimous consensus authorizing Municipal Clerk Kwasniewski to prepare a resolution approving the signing of the agreement.

PROPOSED REVISION TO TOWING ORDINANCE

Attorney Mondello stated that he and Manager Metzler were contacted by All Points Towing, who is asking to amend the towing ordinance so he can collect from the automobile insurance companies for certain towing-associated services not presently allowed, such as towing cars involved in a collision. Most drivers have insurance so these services would be covered through their insurance. Drivers with a basic policy and no collision would be on their own. If they do not amend the ordinance, they may have fewer towing companies willing to service Fair Lawn. He clarified that this has nothing to do with the predator tow companies used by some businesses.

Mayor Baratta asked Attorney Mondello to send the ordinance to the Council along with the requested changes so they can be compared side by side. Deputy Mayor Trawinski suggested Manager Metzler check with surrounding municipalities.

There was unanimous consensus to have Attorney Mondello send the requested changes so that they can be compared against the current ordinance.

CHASE BANK/BOROUGH COOPERATIVE PARKING AGREEMENT

Attorney Mondello stated that the long stranding parking agreement between the Borough and Chase Bank was up for renewal.

There was unanimous consensus for Attorney Mondello to begin negotiating the renewal of the Cooperative Parking Agreement between the Borough and Chase Bank.

REVIEW OF PROPOSED INCREASE IN FEES

Manager Metzler presented his proposed increase to fees which will carry them through 2015. He would like these rates to take effect the beginning of the year. He added non-resident fees for Animal Control as a result of shared services negotiations. He asked that the Council review the proposed fees and email him with any questions. He felt it was prudent to have moderate increases every few years. He would like to discuss this at a December Work Session.

Municipal Clerk Kwasniewski suggested scheduling it for the December 4th meeting so that the changes could be implemented by the end of January.

Councilmember Swain asked if the fee increases were suggested by Department Heads and if they were similar to surrounding towns. Manager Metzler confirmed they were.

RESOLUTION FOR OVERRIDING GOVERNOR CHRISTIE'S VETO OF GOOD SAMARITAN BILL

Manager Metzler stated that there was a Borough employee who lost a child as a result of a drug overdose, and it is possible that if someone had reported it the child might still be alive. He felt an obligation to pursue this because it was meaningful to both him and the employee. Councilmember Swain stated that she had asked Municipal Clerk Kwasniewski to put this on the agenda because she also felt it was important. Deputy Mayor Trawinski stated that he would like to see the veto message so he could understand what was vetoed and why, but he would agree to have this tentatively added to the agenda.

There was unanimous consensus to add a resolution overriding Governor Christie's veto of the Good Samaritan Bill to next week's agenda.

CHANGE ORDER – BROOKDALE PARK PLAYGROUND

Manager Metzler explained that there was a miscalculation in the amount of mulch that was needed at Brookdale Park resulting in additional costs of \$4,300.

There was unanimous consensus to approve the change order for Brookdale Park.

CHANGE OF INSURANCE COMPANY FOR LIFE INSURANCE FOR POLICE

Manager Metzler stated currently the Police Department's life insurance policy in the amount of \$10,000 per officer costs \$2,604.96. The Standard Insurance Company has submitted a cost proposal of \$2,060.64. He recommended changing to Standard Insurance Company to take advantage of the \$600 savings. The plans are identical.

There was unanimous consensus that the Borough switch to the Standard Insurance Company for life insurance policies for the Police Department.

FUNDING SUPER STORM SANDY EXPENSES

Manager Metzler stated he and CFO Palermo will be requesting authorization to bond the expenses and repay it when they are reimbursed by FEMA. Municipal Clerk Kwasniewski stated that CFO Palermo did not do the resolution yet but she was hoping to place this on the December 11th agenda.

2013 ITEMS**MEETING DATES**

Municipal Clerk Kwasniewski asked if the Council wanted to follow the current meeting schedule.

There was unanimous consensus to keep the same meeting schedule in 2013.

REORGANIZATION MEETING ITEMS

Town Crier - Municipal Clerk Kwasniewski asked if they Council wanted to have the Town Crier at the Reorganization meeting. Mayor Baratta thought they should. Municipal Clerk Kwasniewski will find out if he is available.

Honor Guard – Deputy Mayor Cosgrove stated that he will ask the Fire Department Honor Guard if they can attend the meeting.

Vocal Performance – Deputy Mayor Cosgrove stated they can leave this item open for now.

Invocation/Benediction – Deputy Mayor Cosgrove stated that he will take care of this matter.

Deputy Mayor Trawinski stated that he had just received the information regarding the Governor's veto of the Good Samaritan Bill. He supported the resolution.

REPORT OF RECEIPT OF RFQ'S

Municipal Clerk Kwasniewski explained that the deadline for the RRO's was Monday at 10:00 a.m., but several were received past the deadline. She referred the matter to Attorney Mondello. Attorney Mondello stated these were not positions that the Mayor and Council were legally obligated to go to bid on. An RFQ is basically an invitation to take a candidate from the widest pool possible. There are no legal impediments to extending this deadline. Municipal Clerk Kwasniewski stated that the RFQ's were already extended two weeks due to the storm.

Mayor Baratta felt they should accept all the RFQ's. Councilmember Swain noticed that some RFQ proposals did not include fees as requested. Municipal Clerk Kwasniewski stated that the RFQ clearly requested fees. Some did not submit the Pay to Play information. The RFQ proposals were being delivered to the Council tomorrow. She did not receive any RFQ's from Claims Management,

although Risk Manager Covelli stated that this was being handled through Bergen Risk Management. Since no one submitted a proposal for Health Care Provider, she offered to reach out to Occupational Medical and ask that they submit a proposal.

Municipal Clerk Kwasniewski asked if the Council could change their mind and follow a Non-fair and Open Process if they decided not to pick a professional from the list. Attorney Mondello stated that they could. Councilmember Swain asked Municipal Clerk Kwasniewski to send home a list of the current professionals.

There was unanimous consensus to accept the RFQ proposals that were received after the deadline.

SPECIAL MEETING

Upon motion by Deputy Mayor Trawinski and a second by Councilmember Swain, the Work Session was adjourned to Special Meeting at 9:10 p.m.

Mayor Baratta reconvened the meeting at 9:15 p.m.

MISCELLANEOUS PUBLIC COMMENTS

There were no public comments.

CLOSED SESSION RESOLUTION:

Upon motion by Councilmember Swain and a second by Deputy Mayor Trawinski, the following closed session resolution was unanimously adopted at 9:15 p.m.

WHEREAS; the Open Public Meeting act of the State of New Jersey permits the public to be excluded from certain matters to be discussed by the Governing Body; and

WHEREAS; the Mayor and Council of the Borough of Fair Lawn desire to discuss Personnel – Payroll Policy Review, Update Cook Matter; Appointments: Various Boards and Commissions; Health Benefits; and

WHEREAS; these matters are ones which permit the exclusion of the public from such discussions; and

WHEREAS; minutes will be taken during this closed session and once the need for confidentiality no longer exists the minutes will be available to the public.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the public be excluded since these matters as set forth above are ones which permit the exclusion of the public from such discussions.

ADJOURNMENT

Upon motion by _____ and a second by _____, the Work Session was adjourned at _____ p.m.

Respectfully submitted,

Joanne M. Kwasniewski, RMC/CMC/MMC
Municipal Clerk

The undersigned have read and approve the foregoing minutes.

Mayor Jeanne Baratta

Deputy Mayor John Cosgrove

Councilman Kurt Peluso

Councilwoman Lisa Swain

Deputy Mayor Ed Trawinski