

REGULAR MEETING OF JUNE 16, 2009

Mayor Weinstein called the meeting to order at 7:54 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 2, 2008. Notices were also posted on the bulletin board located on the first floor of the Municipal Building and the Maurice Pine Free Public Library. Copies were mailed to The Community News and posted on the Borough of Fair Lawn Website. The annual notice identified the times and locations of the Council meetings and work sessions.

PRESENT: Mayor Weinstein, Deputy Mayors Swain and Tedeschi and Councilmembers Baratta and Trawinski.

ALSO PRESENT: Acting Manager Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Rosenberg.

POLICE PROMOTIONS AND AWARDS

Mayor Weinstein announced that they would begin with Police Promotions and Awards. Chief Rose stated that it is important to publicly recognize the accomplishments of Fair Lawn Police Officers. The following officers were recognized:

D/Sgt. Michael Uttel and Det. Jeffrey Welsh awarded an Exceptional Duty Award with bar

P.O. Paul Donohue awarded an Honorable Service Award with bar

P.O. Michael O'Brien, P.O. Luis Vasquez, Det. Peter Yuskaitis and Det. James Corcoran awarded a Certificate of Commendation

Det. Stephen Cannici, Det. Anthony Ferreira, P.O. Lonnie Mergler, Det. Peter Yuskaitis, P.O. Thomas Check, Disp. Andrew Flax, Disp. Betty Dirienzo, Disp. Joseph Cecere, and Records Clerk Nicholas Magarelli awarded Certificate of Commendation.

P.O. Anthony Lugo, D/Capt. Anthony Serrao, D/Sgt. Michael Uttel, D/Sgt. John Annazone, Det. Jeffrey Welsh, Det. David Boone, Det. James Corcoran, Det. Peter Yuskaitis, P.O. Lonnie Mergler and P.O. Justin Garcia awarded Certificate of Commendation.

P.O. Justin Garcia and P.O. Timothy O'Shaughnessy awarded Certificate of Commendation.

P.O. James Krizek and P.O. Hiram Taylor awarded Certificate of Commendation.

Det. David Boone and Auxiliary Police Officer Thomas Spear awarded Certificate of Commendation.

P.O. Thomas Check and P.O. Christopher Siano awarded Certificate of Commendation.

Sgt. Carmine Moscatello, P.O. William Hickey, P.O. Brian Simpson, Det. Jeffrey Welsh, and Det. James Corcoran awarded Certificate of Commendation.

P.O. Luis Vasquez and P.O. Christopher Siano awarded Certificate of Commendation.

P.O. Louis Evangelista, P.O. Kevin Wood, P.O. Robert Manning, and P.O. Eric Leitman awarded Certificate of Commendation.

P.O. Louis Evangelista, P.O. Robert Manning, P.O. Kevin Wood, P.O. Gerard Graziano, P.O. Christopher Sullivan, Disp. Andrew Flax awarded Certificate of Commendation.

Sgt. Richard Schultz, P.O. Timothy O'Shaughnessy, P.O. Eric Eleshewich, and P.O. Sean Macys awarded Certificate of Commendation.

Acting Manager Kwasniewski said that the promotion of police officers is a special part of the Manager's job but it is always a tough decision because the candidates are very good. She stated that James J. Corcoran, Jr. has been with the Fair Lawn Police Department since February 2000. He has been an instructor for the motor vehicle stops and with the Fair Lawn Police Department Citizen Academy for five years. He was with the Detective Bureau from October 2004 to March 28, 2009 when he decided to go back on patrol in order to spend more time with his family.

James Corcoran was sworn in as a Sergeant by Mayor Weinstein.

Acting Manager Kwasniewski said that Ronald Patterson has been with the Fair Lawn Police Department since January 1995. He became a Sergeant in May 2004, and his file contains many Letters of Commendation and thank you notes from residents he has

helped. He is a wonderful officer and she said that Fair Lawn is fortunate to have Mr. Patterson as its next Lieutenant.

Ronald Patterson was sworn in as a Lieutenant by Mayor Weinstein.

David Boone, PBA President congratulated both police officers on their promotions. He gave Lieutenant Ronald Patterson a plaque commemorating his promotion and he presented Sergeant James Corcoran with a statue in recognition of his promotion.

PROCLAMATION – SARAH YOURMAN

Mayor Weinstein read a Proclamation congratulating Sarah Yourman for her recent receipt of the Michael Brennan Courage Award presented by the Boomer Esiason Foundation. Sarah is a 2008 graduate of Fair Lawn High School where she created a Club called Juvenile Diabetes Awareness Club and raised \$50,000 for summer camp scholarships. Sarah is an inspiration to everyone and Mayor Weinstein declared Wednesday June 17th as Sarah Yourman Day in Fair Lawn.

COUNCIL COMMENTS

Councilmember Baratta congratulated all of the police officers along with Sarah Yourman. She stated that the Health and Human Services Department is holding a networking and employment event in collaboration with the Chamber of Commerce, the River Road Improvement Corporation and the Broadway Improvement Corporation on June 17th, from 5:30 P.M. to 7:30 P.M. at the Community Center. There will be many businesses in attendance. The event is free and she encouraged everyone to attend.

Deputy Mayor Tedeschi congratulated Sarah Yourman as well as the police officers for the great job they are doing.

Deputy Mayor Swain stated that she attended the 65th anniversary of the D Day Invasion at Normandy on June 6th. She said that it was a very moving and inspirational day. Fourteen men from Bergen County were in attendance along with her father-in-law, Irv Beinstock.

Deputy Mayor Swain congratulated the track stars from the Fair Lawn track team who took part in the State meet this past weekend. She congratulated Borough Attorney Rosenberg's son who came in 6th in the State. She had also attended the opening of a new Orthodox Temple on Alexander Avenue.

Councilmember Trawinski congratulated Jacob Rosenberg on his performance at the State track meet. He also congratulated Lisa and Sarah Yourman stating that Sarah is an example of a phenomenal way of dealing with a debilitating disease. He also congratulated all of the police officers on their accomplishments adding that the

residents often read stories about the police department that are not complimentary. He hopes this story makes the front page of the Community News.

ORDINANCES ON FIRST READING:

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

ORDINANCE NO. 2158-2009

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 150 ENTITLED "NOISE" REGARDING HOURS OF OPERATION FOR CONSTRUCTION ACTIVITIES OCCURRING ON FAIR LAWN BOARD OF EDUCATION PROPERTY

Upon motion by Councilmember Trawinski and a second by Councilmember Baratta Resolution 225-2009 introducing Ordinance 2158-2009 was discussed.

Attorney Rosenberg explained that this ordinance will amend a prior amendment done by Council which allowed construction on Board of Education properties on Saturdays. As a result of certain construction projects discussed by the Council and a request by the Board of Education this ordinance will be amended to sunset on December 31st, 2009.

There being no further discussion, Resolution 225-2009 introducing Ordinance No. 2158-2009 was adopted with Deputy Mayor Swain dissenting.

ORDINANCES ON SECOND READING:

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

ORDINANCE NO. 2155-2009

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LANDS IN AND BY THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$3,139,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,990,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

Deputy Mayor Swain recused herself from participation in this part of the meeting.

Harvey Rubenstein, 28 Rutgers Terrace, asked for an explanation of Section 4B of the ordinance. Attorney Rosenberg explained that under the Bond Law they have to establish the reasonable life of what is being bonded. Deputy Mayor Tedeschi explained that the Borough can only bond for the useful life of what is being bonded.

Mr. Rubenstein questioned why the Borough's money is not being used when there is a surplus of \$10 million in the bank. Mayor Weinstein explained that passage of this ordinance will give the Borough the ability to bond if necessary. They hope to use some of the money from the Green Acres grants and a portion from the trust fund they have on hand.

Robert Gulack, 4 Bancroft Place, said that it is vital to consider the June 1st, 2009, Special Master's Report on the litigation between Landmark and Fair Lawn, which notes six serious allegations concerning the manner in which Fair Lawn conducted the litigation. Borough Attorney Rosenberg said that any comments made should relate to this ordinance only but Mr. Gulack said that the contents of the report should be considered. He said that Fair Lawn should have the opportunity to respond to the statements of the Special Master appointed by Judge Harris. The Special Master said that by proposing the development of 162 units Fair Lawn "effectively conceded" the only legal issue remaining. The only thing Landmark had to prove to win was that the proposal for 200 units was not "clearly contrary to sound land use planning". The Special Master took Fair Lawn's proposal for 162 units as evidence that 200 units would also be consistent with sound land use planning since it is only 38 additional units. Mr. Gulack asked if Fair Lawn's counsel had advised the Council that they would be conceding the only issue left in the case if they failed to exercise eminent domain over the Hayward property.

Mr. Gulack stated that the Special Master has noted that Fair Lawn has been unable to back up its argument with appropriate and necessary evidence on such things as traffic issues and the threat to Radburn as a federal landmark. He stated that while the Master notes five occasions where Fair Lawn failed to provide necessary evidence to back up its arguments, the Master never once finds that Landmark failed to provide appropriate evidence. He asked why all the mistakes are being made by Fair Lawn. Attorney Rosenberg stated that Special Counsel Lustgarten will have the opportunity to respond to the issues raised by Mr. Gulack after June 23rd.

Harry Posten, 13-10 Second Street, asked for the total amount of the bond that is being considered. Mayor Weinstein said the total amount is \$4 million. Mr. Posten said it would then cost the residents \$12 million for the property. Mayor Weinstein said that the initial thinking was that the money could come from the Open Space Fund and the Green Acres grant, if it was not considered a COAH site. Money could be paid out of the Open Space Tax that is already being collected. Therefore, the bond would not cost the Fair Lawn residents any more than they are paying now with the Open Space tax.

Councilmember Trawinski stated that whatever it costs, the less development that takes place on Daley Field and Hayward Field the less it will cost the taxpayers of Fair Lawn

to deliver the services that would be necessary if these sites were developed. If the units being considered were not age restricted, the impact on the schools alone would outweigh the cost of paying back the bonds over 40 years. Stopping the development costs a lot less than allowing the development to proceed as proposed.

Trudy Spinelli, 8 Bedford Place, commended the Council on their actions. She said she has lived in Radburn since 1963 and this situation has torn the community apart. She added that she supports what seems to be the only solution.

Walter Weglein, 18 Ramsey Terrace, said that he knows that several Councilmembers met with Landmark and he asked whether the discussions could be made public. Mayor Weinstein said that they could not talk about any discussions publicly. Mr. Weglein asked if eminent domain and purchase of the property was still a consideration and Mayor Weinstein said it was.

Harvey Rubenstein, 17-38 Chandler Drive, pointed out that the Bergen Record recently published the fact that 89 senior citizen units in Bergenfield were delinquent on their taxes. He said that senior citizens would not be able to afford the taxes assessed on senior housing on these properties at Daley and Hayward Fields.

There being no further comments by the public, upon motion by Councilmember Baratta and a seconded by Councilmember Trawinski, it was unanimously agreed to close the time for public hearing.

Upon motion by Councilmember Trawinski and a second by Deputy Mayor Tedeschi, Resolution No. 226-2009 adopting Ordinance 2155-2009 was discussed.

Councilmember Trawinski stated that he is voting in favor of this resolution with a heavy heart. This ordinance provides the funds necessary funds to condemn Daley Field. He would prefer that the Council was in negotiations with the Radburn Association. He is voting in favor of this realizing that this is the only option that remains.

There being no further discussion, Resolution No. 226-2009 adopting Ordinance 2155-2009 was unanimously passed. Deputy Mayor Swain abstained from the vote.

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

ORDINANCE No. 2156-2009

**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**

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

Upon motion by Councilmember Baratta and a second by Councilmember Trawinski, Resolution No. 227-2009 adopting Ordinance No. 2156-2009 was discussed.

Mayor Weinstein explained that this ordinance is to accept \$56,5000 from the County for fencing around the Memorial Pool and the new Vander Plaats Turf Field.

There being no further discussion, Resolution No. 227-2009 adopting Ordinance No. 2156-2009 was unanimously passed.

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

ORDINANCE No. 2157-2009

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF
THE BOROUGH OF FAIR LAWN 2000 TO REPEAL CHAPTER 190 ENTITLED
"SEX - OFFENDER -FREE ZONE"**

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

Upon motion by Councilmember Baratta and a second by Deputy Mayor Tedeschi, Resolution No. 228-2009 adopting Ordinance No. 2157-2009 was discussed.

Mayor Weinstein explained that this ordinance will repeal the ordinance relating to sex offender zones. Tonight on the consent agenda, there is a resolution endorsing the Jessica Lunford Act which requests a rule for the entire State. This ordinance demonstrates that the Borough is showing support to continue with the ordinance in a constitutional manner.

There being no further discussion, Resolution No. 228-2009 adopting Ordinance No. 2157-2009 was passed, with Councilmember Baratta abstaining.

PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

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

Harvey Rubenstein, 28 Rutgers Terrace asked for an explanation on Resolution #239-2009: - Encouraging the DEP to take action on the Clairant Site.

Mayor Weinstein stated that about a year and a half ago he, the Borough Attorney and Councilmember Trawinski met with the owners of Clairant. They indicated that they would support Clairant when they met with DEP to move this along. This is the action referred to that is contained in this resolution.

Attorney Rosenberg explained that this resolution asks that the DEP act on the remedial action work plan submitted over 18 months ago by Clairant. Until the remedial action plan is acted on by the State, nothing can be done at the Clairant property and this is why action is being urged.

There being no further comments by the public, upon motion by Councilmember Baratta a second by Councilmember Trawinski, the time for public comment was unanimously closed.

RESOLUTIONS BY CONSENT #229-2009

Upon motion by Councilmember Trawinski and a second by Councilmember Baratta, Consent Agenda #229-2009 containing the following items was unanimously passed.

- a. Resol. #229-2009 - Approval of Minutes
Special Meeting – 2/24/09
Regular Meeting– 2/24/09
Closed Session – 2/24/09
- b. Resol. #230-2009 - Renewal of Liquor Licenses 2009-2010
- c. Resol. #231-2009 - Refund of Overpayment of Taxes
- d. Resol. #232-2009 - Endorsing Jessica Lunsford Act
- e. Resol. #233-2009 - Appointment to the Fair Lawn Borough Gardens Committee
- f. Resol. #234-2009 - Appointment to the Property Maintenance Facelift Committee
- g. Resol. #235-2009 - Interlocal Agreement for the Use of Walsh Pool – Saddle Brook
- h. Resol. #236-2009 - Supporting the Reduction of Speed Limit on Broadway
- i. Resol. #237-2009 Endorsing Application by Board of Education to the Bergen County Open Space Trust Fund
- j. Resol. #238–2009 Open Space Trust Municipal Park Improvement and Land Acquisition Regional Committee

- k. Resol. #239-2009 Encouraging the DEP to Take Action on the Clariant Site

Resol. #240-2009 – Authorizing Use of Walsh Pool by the Community School

The Municipal Clerk read the resolution.

Upon motion by Councilmember Baratta and a second by Councilmember Trawinski, Resolution #40-2009 was passed with Deputy Mayor Tedeschi abstaining.

MISCELLANEOUS PUBLIC COMMENTS

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

Robert Gulack, 4 Bancroft Place, asked if the Borough Council was advised in advance that if they proposed 162 units they would be conceding the only legal issue left in the case. Attorney Rosenberg advised the Council not to address any legal issues or inquiries concerning the Special Master's report due to the fact that the matter is pending.

After more questioning, Mr. Gulack asked the Council why they have always been reluctant to consider eminent domain against the Hayward property. Attorney Rosenberg said that his opinion is not to answer questions and inquiries made by Mr. Gulack. Mr. Gulack stated that Mr. Lustgarten answered the question on May 12th and he asked why it is appropriate to give a misleading answer and inappropriate to give an accurate answer.

Councilmember Baratta asked if the Special Master's report is a public document and Attorney Rosenberg said it was. However, his opinion stems from the fact that this matter is ongoing and it is not appropriate for the Council to respond to questions relevant to the report due to the litigation.

Claude Beinstock, 39-11 B Broadway, thanked the Council for honoring the police officers for the magnificent job that they do. He referred to the hiring policy of the Borough and said that he sees nothing wrong in hiring a qualified relative of someone already employed by the Borough. The best person for the job should always be given consideration and no one should be banned from employment because they have a relative already working for the Borough.

Arlene Rubenstein, 17-38 Chandler Drive, thanked Deputy Mayor Tedeschi for abstaining on the Community School vote. She referred to his letter in the Shopper regarding conflict of interest. She said that there is no conflict of interest with Deputy

Mayor Tedeschi being part of the Council and being employed by the Board of Education. The conflict exists when he votes on matters pertaining to the Board of Education. In the past, the Borough Attorney advised Deputy Mayor Tedeschi to abstain from voting on all issues pertaining to the Board of Education.

Deputy Mayor Tedeschi read from a memo from the Borough Attorney dated September 26th stating that conflicting interest arises when the public official has an interest not shared with other members of the Council. Ms. Rubenstein said that Deputy Mayor Tedeschi has a vested interest in the Board of Education because he is an employee of the Board of Education and, as a matter of ethics and principal, should recuse himself as Deputy Mayor Swain did on the Radburn issue.

Deputy Mayor Tedeschi asked if Ms. Rubenstein thought George Frey or Frank Montelbano were unethical. He asked Borough Attorney Rosenberg to comment, however, Attorney Rosenberg said he didn't remember the work session that Ms. Rubenstein was referring to. He said that Deputy Mayor Tedeschi has recused himself on a case by case basis when appropriate.

Rita Golding, 14 Rutgers Terrace, asked if the Bergen County Open Space Fund provides money to purchase and preserve open space. She asked whether money from this fund could be used for the bonds for Daley Field. Mayor Weinstein explained that years ago Bergen County only allowed this type of grant money to be used for purchases. Because many towns didn't have open space to purchase, the County now allows towns to use the money for improvements to open space that is currently owned. Fair Lawn has been given \$1.2 million in grant money from the State as well as accumulating over \$600,000 in the trust fund and has raised over \$200,000 per year from the Open Space Tax. Fair Lawn has the opportunity every year to approach the County for money for improvements to open space. This is evaluated by the Open Space Committee and eventually proceeds to the Council for a vote. Upon further questioning by Ms. Golding, Mayor Weinstein explained that the turf field is being installed at the Vander Plaat and Dobrow complex. The fencing is for the Dobrow complex as well as around Memorial Pool.

Harry Posten, 13-02 Second Street, stated that on June 17th between 4 P.M. and 7 P.M., Passaic County is again considering what to do with the Fair Lawn Avenue Bridge. The meeting will take place at 401 Grant Street in Paterson and one of the considerations is an expansion to a four lane bridge. This will open Fair Lawn Avenue up to tractor trailer traffic from Route 17 and 208 over the bridge onto Route 20.

Mayor Weinstein stated that there is a weight limit on Fair Lawn streets. He added that recommendations concerning a bridge have been submitted three times since he has been on the Council and there will not be a four lane highway. Mr. Posten said that he lives close to the bridge and once a day he sees large tractor trailers coming down Fair Lawn Avenue. They realize at the last minute that they can't make the turn. He asked those who are concerned to attend the meeting in Passaic County.

Karen Peterson, 9-14 Dewey Place, said that she volunteers at the Opportunity Center on Elmary Place and she finds it difficult to exit onto Fair Lawn Avenue. She asked if anything could be done to improve the situation. Acting Manager Kwasniewski stated that Fair Lawn Avenue is a County road but she would speak to the Traffic Safety Officer and the Engineering Department. She explained that certain criteria have to be met in order to get a traffic light, but they could look at this again. Councilmember Trawinski suggested flashing lights. Councilmember Baratta said she lives in this area and this is near the light that already exists at Route 208. She felt that prohibiting the right hand turn on red off Route 208 could be effective.

Ms. Peterson also stated that when making the turn from her street onto Bellair Avenue she has observed many people speeding out of the side streets without stopping at the stop sign. Mayor Weinstein asked Acting Manager Kwasniewski to have the police look into this.

Jetti Rachlin, 0-85 Morlot Avenue, said that since the road was resurfaced she has encountered a water problem in front of her house. It takes days for the water to recede from Essex Place which is the street next to her. She has complained to various Borough departments who say it is the County's responsibility. When she contacts the County she is told it is the town's responsibility. Ms. Rachlin stated that this is a health hazard and needs to be fixed.

Acting Manager Kwasniewski said that the Engineer has looked into this matter. She has spoken to Freeholder Ganz's office about this because the resurfacing was a County project. Acting Manager Kwasniewski stated that when the repaving of Essex Street is done by the town this summer they would try to fix the problem. Mayor Weinstein said he would reach out to Freeholder Ganz about this issue.

Craig Miller, 5 Ramapo Terrace, asked if there were any plans for traffic calming on Abbot Road and Radburn Road. Mayor Weinstein said that this needs to be addressed at a work session. Mr. Miller asked if the Borough could sue the Radburn Association for being an arrogant neighbor and Mayor Weinstein said there wasn't an answer to that question.

Anna DiNardo, 13-06 2nd Street, stated she rides a bicycle and she can't fit between the ends of the stanchions which means she has to go around the stanchions, which forces her into traffic. She said that these stanchions don't have to be placed so close to the curb and enough room should be left to the curb for bicyclists to get by safely.

Harvey Rubenstein, 28 Rutgers Terrace, referred to the grand opening of the turf field that was discussed at the previous meeting. He stated that the EPA is looking into whether or not shredded tires are safe to use on play grounds. Recent documents raise questions about potential health risks in connection with children inhaling or ingesting

toxic chemicals that are found within tires. The agency is also looking into possible lead contamination of artificial turf.

Mr. Rubenstein stated that at the last meeting he was glad to hear that each section of town would be invited to participate regarding the Master Plan re-examination. He also noted that at the last work session during discussion by Mr. Mainardi, a woman suggested that decorative wrought iron fencing could be installed to solve the problem of kids damaging outdoor tables at Panera Bread. He agreed with this suggestion and hopes it will be considered.

There being no additional comments from the public, upon motion by Councilmember Trawinski and a second by Councilmember Baratta the time for public comments was unanimously closed.

Councilmember Trawinski referred to earlier comments by Mr. Posten about the Fair Lawn Avenue Bridge and he asked that someone be authorized to attend the meeting. Councilmembers supported this recommendation.

**CLOSED SESSION – Pending Litigation – Landmark
Personnel – Former Manager**

Upon motion by Councilmember Trawinski and a second by Councilmember Baratta, the following closed session resolution was unanimously adopted at 9:32 P.M.

WHEREAS; the Open Public Meetings 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 Pending Litigation – Landmark; Personnel – Former Manager

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 Councilmember Baratta and second by Deputy Mayor Tedeschi, the meeting was adjourned at 10:50 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk

The undersigned have read and approved the foregoing minutes.

Mayor Steven Weinstein

Councilmember Jeanne Baratta

Deputy Mayor Lisa Swain

Deputy Mayor Joseph Tedeschi

Councilmember Ed Trawinski