

WORK SESSION OF MARCH 7, 2006

Mayor Etlar called the meeting to order at 6:35 p.m.

PRESENT: Mayor Etlar, Deputy Mayors McCarthy and Weinstein.

ABSENT: Councilmembers Baratta and Trawinski.

ALSO PRESENT: Acting Manager Metzler, Municipal Clerk Kwasniewski and CFO Eccelston.

ALSO ABSENT: Attorney Kates.

REVIEW OF TENTATIVE AGENDA:

Municipal Clerk Kwasniewski stated that she would like to add several resolutions to the Consent Agenda: approval of the Work Session, Special Meeting and Closed Session minutes of December 20, 2005, refund of overpayment of taxes, interlocal agreement for the use of Walsh Pool by Midland park, cancellation of taxes due to tax exemption. She also would like to leave off the resolution regarding the stipulation of settlement in Meyers vs. Fair Lawn. The Council concurred.

BUDGET REVIEW:

Acting Manager Metzler wanted to review the capital budget plan to get a consensus. At the point the ordinance is written they will have another chance because it requires four votes. He would like to have CFO Eccelston review what has been budgeted in the various categories.

Deputy Mayor Weinstein was concerned that the full Council was not present. He recommended that they defer this budget meeting until the full Council is present. Deputy Mayor McCarthy stated that Councilmembers Baratta and Trawinski should hear what has to be said. It is the most important item the Council deals with. It does not make sense for the Chief Financial Officer and the Acting Manager to do it twice.

It was agreed to meet on March 14 from 6:00 p.m. to 8:00 p.m. to discuss the budget and to begin the Regular Meeting at 8:00 p.m.

MAPLE AVENUE/RIVER ROAD TRAFFIC LIGHT STATUS:

This matter was deferred to March 21.

DEDICATION PLAQUE - RECREATION/COMMUNITY CENTER INC.:

Acting Manager Metzler stated that a few weeks ago John Cosgrove attended a work session and asked to be advised as to what they want on the plaque. Deputy Mayor McCarthy thought the trustees planned to have their own plaque. Deputy Mayor Weinstein thought it should have the current Council, the Acting Manager and the Attorney, prior Council, former Manager and former Attorney. Acting Manager Metzler will do a conceptual layout and distribute it to the Council.

DISCUSSION OF CONTINUING GAIN OF BUSINESS DISTRICT:

Deputy Mayor Weinstein stated that there have been discussions about the businesses on River Road and Broadway. He proposed asking the EDC, RRIC, BIC and the Chamber of Commerce for their visions for the continuing success to see if they want certain types of businesses encouraged and if there is anything the Council could do to assist them.

HOLOCAUST MEMORIAL:

Acting Manager Metzler reported that he met with Mr. Horn. He distributed a proposal. Mr. Horn understands that he will be responsible for the cost. He agreed to the location. Acting Manager Metzler stated that he needs a consensus that the artwork is acceptable so that Mr. Horn can move forward and have it designed.

Mayor Etlar wondered what Eastside Social Club has to do with Fair Lawn. Acting Manager stated that by accepting the memorial, the community is acknowledging the victims of the holocaust. Mayor Etlar wanted some reference to Fair Lawn. Deputy Mayor McCarthy suggested adding dedicated to the residents of Fair Lawn by the three names.

ROBERT L. MERITHEW INC. PROFESSIONAL SERVICES CONTRACT:

The Borough Engineer has recommended entering a professional services contract with Robert L. Merithew Inc. which is the same firm that drafted the specifications for the refurbishment of the ground tank at Westmoreland. This is a contract for the supervision of the restoration of the tank. Only a few companies do this work.

The consensus was to hire Robert L. Merithew Inc. A professional services resolution will be adopted at the next meeting.

SUPPORT OF GEESE CONTROL BY BERGEN COUNTY

Hackensack has adopted a resolution saying that if the County does not do something about the geese on County property, the municipalities cannot control them on their property. Acting Manager Metzler recommended that they adopt a similar resolution.

The consensus was to adopt such a resolution.

REQUEST TO USE WALSH POOL BY BROADWAY MEDICAL ADULT DAY CARE CENTER:

The Broadway Medical Adult Daycare Center has requested permission to use Walsh Pool. Superintendent Frey has suggested a fee of \$2,100 based on \$7.00 per participant per day.

The consensus was to grant the request. A resolution will be on the next agenda.

REVALUATION:

Acting Manager Metzler reported the revaluation firm will be completing their preliminary work between March 5 through 20. On March 20 the introductory letter will be mailed to every property owner. On April 3 they will begin the property inspections.

Deputy Mayor Weinstein thought it would be a good idea for the Council to send a letter to all the residents. The appraiser has said that he will hold some public forums. Acting Manager Metzler will schedule some meetings.

CELL TOWER ON MUNICIPAL BUILDING:

Acting Manager Metzler asked if the Council would entertain a proposal by Cingular. He thought it would be a welcome addition since it would address some of the communication problems they have experienced. They could put the antenna inside the pole so it would look pretty the same as it does now. They would replace all the wiring. Deputy Mayor McCarthy wanted to see something from the Borough Attorney regarding limitations and restrictions the Borough could put on the industry.

PUBLIC COMMENTS:

Don Oliver, 8-32 Mitchell Place asked for the cost of the professional service contract for the tank. Acting Manager Metzler indicated that it was \$40,800 .

Robert Gulack, 4 Bancroft Place reiterated the election results in Radburn. The residents of Radburn are being told by the trustees that they cannot have free elections. He believed the way to end the devisness is to have a free election. They are asking for democracy and self government. He thought the Council should sit down with the trustees and June Meyerson to work this out.

June Meyerson, 15 Ballard Place stated that at the last Board meeting it was obvious that the trustees do not intend to reform the election process. The trustees feel they can avoid open meetings. The Citizens Association provided a service which they chose not to participate in and they feel that is tainted. They formed a committee to revise the by-laws but the trustees will not participate. They need legal help.

Upon motion by Deputy Mayor McCarthy and Deputy Mayor Weinstein the meeting was recessed at 7:15 p.m.

Mayor Etlar reconvened the meeting at 7:25 p.m.

Mayor Etlar suggested that since the full Council is not present, they defer discussing the banning pay to play ordinance, the campaign contribution disclosure ordinance and the banning

sex offenders from residing within 1,000 feet of elementary schools, playgrounds or child care centers ordinance. Deputy Mayor McCarthy stated that pay to play and campaign disclosure ordinances were discussed two weeks ago. There were strong feelings by all Councilmembers Page Four

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so they should defer further discussion on these items. Deputy Mayor Weinstein stated that the Borough Attorney was supposed to give them some type of analysis of the state ordinance and the proposed ordinance. He would like to see that before the next work session. Deputy Mayor McCarthy continued that the two Councilmembers should be hear for these discussions. It is unfair to them to proceed.

It was agreed to defer any further discussion. A Closed Session will be scheduled for March 14 immediately following the regular meeting.

Adjournment:

Upon motion by Deputy Mayor McCarthy and a second by Deputy Mayor Weinstein, the meeting was adjourned at 7:30 p.m.

Respectfully submitted,

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

The undersigned have read and approve the foregoing minutes.

Mayor Martin Etler

Councilmember Jeanne Baratta

Deputy Mayor Owen McCarthy

Councilmember Edward J. Trawinski

Deputy Mayor Steven Weinstein