

## **BUDGET MEETING OF FEBRUARY 8, 2004**

Mayor Ganz called the meeting to order at 6:00 p.m. Assistant to the Municipal Clerk Van Kruiningen read the statement of compliance with the Open Public Meetings Act.

**PRESENT:** Mayor Ganz, Deputy Mayor Etlar and Deputy Mayor Weinstein, Councilmembers Caan and McCarthy.

**ALSO PRESENT:** Manager/Municipal Clerk Kwasniewski, Attorney Lustgarten, CFO Eccleston and Assistant to the Municipal Clerk Van Kruiningen.

**ABSENT:** Assistant Municipal Clerk Bojanowski

Deputy Mayor Etlar stated he had been advised by Peter Koright of the County Engineering officer that Verizon is going to be continuing on their work on Fair Lawn Avenue. It was Mr. Koright's thought that if the work at the light at Chandler Drive proceeds they may have a traffic problem. He asked Manager/Municipal Clerk Kwasniewski to confer with the Police Department for a standby emergency for detour if necessary. Manager/Municipal Clerk Kwasniewski stated Verizon should be done by the end of February and they are not anticipating Chandler Drive work to start until after that. Mayor Ganz asked Manager/Municipal Clerk Kwasniewski to get some information and get back to the Council.

Mayor Ganz stated in regard to Chandler Drive he spoke with Fair Fox Realty. Mrs. Mary Fox has agreed to sign whatever documents that need to be signed, she had not received anything yet. He stated the address was 19 Clinton Avenue, New Providence, N.J. 07974.

### **Health and Human Services**

Health Officer Carol Wagner was present.

551-20-81 Special - This line item was reduced from \$15,000 to \$13,300.

### **Construction**

Construction Official Dennis Kolano was present.

521-10-02 Wages - This line item was reduced from \$206,000 to \$205,641.

521-20-13 Office Supplies - This line item was reduced from \$1,000 to \$700.

### **Capital:**

New Copy Machine - The Mayor and Council agreed to allow \$1,700 for a new copy machine.

New Fax Machine - The Mayor and Council agreed to allow \$249 for a new fax machine.

Upon motion by Councilmember McCarthy and second by Councilmember Caan, the meeting was recessed at 6:40 p.m.

Upon motion by Deputy Mayor Etlar and a second by Councilmember Caan, the meeting was reconvened at 7:04 p.m.

### **Tax Assessor**

Tax Assessor Tim Henderson was present.

515-10-03 Overtime - This item was reduced from \$1,000 to \$500.

515-20-14 New Office Equipment - This item was reduced from \$1,000 to \$250.

515-20-16 Printing & Stationery - This item was reduced from \$300 to \$125.

515-20-28 Contractual Services - This item was reduced from \$45,000 to \$35,000.

515-20-31 Misc. - This item was reduced from \$200 to \$105.

### **Closed Session:**

Upon motion by Deputy Mayor Etlar and seconded by Councilmember McCarthy, the following closed session resolution was unanimously adopted at 7:12 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 contract negotiations and personnel

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

**WHEREAS**, public disclosure of the results of these discussions shall be made relating to personnel upon formal action by the Mayor and Council, specific dates unknown but not later than six months, contract negotiations upon formal resolution of the Council in sixty to ninety days except for legal strategy ; and

**WHEREAS**, public disclosure of the results of these discussions shall be made upon the conclusion of these matters by the Governing Body of the Borough of Fair Lawn.

**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.

Mayor Ganz reconvened the meeting at 7:46 p.m.

## **Municipal Court**

Judge Mizdol and Court Administrator Claire Cabibbo were present.

521-20-15 Office Equipment Misc. - This item was reduced from \$500 to \$300.

521-20-16 Printing and Stationery - This item was reduced from \$500 to \$200.

521-20-18 New Department Equipment - This item was reduced from \$500 to \$0.

521-20-29 Professional Service - This item was reduced from \$8,000 to 7,900.

521-20-48 Ancillary Court Service - This item was reduced from \$2,800 to \$1,500.

### **Capital:**

Court Security Equipment - The Mayor and Council agreed to allow \$5,500 for new court security equipment. Deputy Mayor Etler did not agree. Mayor Ganz advised everyone there would need to be further discussion on this item.

## **Adjournment to Regular Meeting**

Upon motion of Councilmember McCarthy and a second by Councilmember Caan the meeting was adjourned to the Regular Meeting at 8:00 p.m.

Mayor Ganz reconvened the meeting at 8:35 p.m.

## **Miscellaneous Public Comments**

Deputy Mayor Weinstein stated they met with Senator Coniglio this morning and Assemblyman Robert Gordon and thanked them for bringing N.J. Transit to them. He felt it would be a good idea to have Don Smartt and Manager/Municipal Clerk Kwasniewski to keep communication lines open with N.J. Transit.

Consensus was taken and all were in favor.

Maureen Moriarty brought a map from the D.E.P that shows every task that was done from 1990 at the Exxon Station and at Archery Plaza from 1995. She wanted everyone to see the levels of tetrochlorithane were very high. She added in December of 2001 it was even higher. Deputy Mayor Etler stated they knew in 1995 it was bad and were already taking steps for that. Mrs. Moriarty stated they were testing but there was no clean up of Archery Plaza. Mayor Ganz believed there was litigation between Topps and Radburn Association.

Mrs. Moriarty agreed with that but stated that litigation supposedly ensured the clean up for Archery Plaza. She added in December 2001 the levels were 5700x the amount it should be. She stated even on the Heyward tract there is still contamination but the developer has entered into an agreement with D.E.P to finish the clean up. There will be wells that have to remain open even after people live there and will still be tested.

Mayor Ganz suggested having the maps copied and given to the Council so they knew what they are looking at and they would be in touch with her.

Upon motion by Deputy Mayor Etlar and a second by Councilmember Caan, the meeting was adjourned at 8:37 p.m.

Respectfully submitted,

Joanne M. Kwasniewski, RMC/CMC/AAE  
Manager/Municipal Clerk

The Undersigned have read and approve the foregoing minutes.

David L. Ganz, Mayor

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Councilmember Allan Caan

Deputy Mayor Martin Etlar

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Councilmember Owen McCarthy

Deputy Mayor Steven Weinstein