

WORK SESSION AGENDA OF JUNE 14, 2005

Mayor Ganz called the meeting to order at 6:05 p.m.

PRESENT: Mayor Ganz, Deputy Mayors Etler and Weinstein, Councilmembers Caan and McCarthy.

ALSO PRESENT: Manager/Municipal Clerk Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Lustgarten.

Review of Agenda:

Manager/Municipal Clerk Kwasniewski stated there were no changes or additions to the Agenda for later that evening.

Schedule Hearing Date - Landmark Developers:

Deputy Mayor Etler stated that they all know that Landmark Developers have applied for a hearing. Mayor Ganz stated he disagreed. He will not accept any plan that will not keep Daly Field green. Councilmember Caan stated that he agreed to keep Daly Field green, Deputy Mayor Weinstein stated he did not want to waste their time since they all agreed to keep Daly Field green. Councilmember McCarthy stated he was not in favor of a change.

There was a consensus not to hold a hearing for Landmark Developers with Deputy Mayor Etler dissenting.

Broadway SID

Ordinance - Manager/Municipal Clerk Kwasniewski stated that she had circulated the ordinance which is ready to be introduced. The ordinance was patterned after the River Road ordinance. Mr. Tregidgo and Attorney Lustgarten reviewed it. Mayor Ganz stated that like River Road's ordinance, mistakes were made and will be corrected over the next few years. Deputy Mayor Weinstein stated that he was happy that the Council is moving forward with this ordinance.

Budget - Manager/Municipal Clerk Kwasniewski stated the SID will have to submit their budget to the Borough. It has to be published and then there is a 28 day waiting period. It can be introduced on June 28 with a hearing at the end of July or at the August 9 meeting. Manager/Municipal Clerk Kwasniewski thought it was best that the Borough paid the bills for the SID so that they can get started. Deputy Mayor Weinstein stated they would like to see Broadway cleaned up. Mayor Ganz wondered if the Council approved the SID budget could they make payments against the temporary budget.

Attorney Lustgarten advised only the SID working costs. Deputy Mayor Etlar stated they did not know what their budget would be. Mayor Ganz stated they know approximately what it is. Attorney Lustgarten advised that it was irrelevant what their budget is. Manager/Municipal Clerk Kwasniewski stated that the SID has to submit the budget the same as River Road does. The Council will need to see it.

There was a consensus to approve the budget process and to start making payments so the SID can get started, with Deputy Mayor Etlar dissenting.

Manager/Municipal Clerk Kwasniewski stated they cannot make the next tax cycle since they will not be able to adopt the budget to get it to the County in time. Mayor Ganz suggested that estimated tax bills for the assessment will have to be sent. Attorney Lustgarten advised that the SID is budgeting \$68,000. Deputy Mayor Weinstein stated that \$68,000 was the assessment with \$30,000 coming from contributions. Manager/Municipal Clerk Kwasniewski stated that the \$68,000 was for a half year budget. She will find out about sending estimated bills for the assessment. Mayor Ganz stated that the SID sets its own rate. Attorney Lustgarten advised that the rate cannot be final until their budget is adopted. Deputy Mayor Etlar could not understand why the SID could not put their own money in. Deputy Mayor Weinstein stated it was a timing issue. River Road raised their own funds before hand. The timing was different. Mayor Ganz felt bills should be sent out in August for the estimated amount then in November send the adjusted bill. Mayor Ganz suggested scheduling a special meeting on July 26 at 7:30 p.m. to hold a hearing on the budget.

June 29th Special Meeting:

Manager/Municipal Clerk Kwasniewski stated this is the meeting for Burgiss' presentation. She felt they should invite the Radburn Association and the Concerned Citizens for Radburn. Mayor Ganz suggested inviting Landmark Developers. Councilmember McCarthy suggested advertising on the website and Channel 77. Manager/Municipal Clerk Kwasniewski stated she will notice a Special Meeting on June 29, 2005 at 7:00 p.m. at the Senior Center.

Community Development Appointments:

Manager/Municipal Clerk Kwasniewski stated that the Community Development appointments run July 1 through June 30 of each year. The Council has to designate a representative and an alternate by resolution. Last year it was Deputy Mayor Etlar, Deputy Mayor Weinstein and Adam Silverstein. Mayor Ganz stated he was not prepared to discuss this yet. Manager/Municipal Clerk Kwasniewski stated she will put this on the next Work Session's Agenda.

Miscellaneous Public Comments:

Suzanne DiGeronimo, 16 Beekman Place, thanked the Council for not holding a hearing with Landmark Developers. Mayor Ganz advised that the Council is not acting unfavorably.

Ms. DiGeronimo stated they still have the existing board that sold the property. She implored to the Council to adopt the budget so they can hire a planner. Attorney Lustgarten advised that the only action the Council took was to decline a hearing with Landmark Developers.

Harvey Rubinstein, 28 Rutgers Terrace, stated that Ed Trawinski went before the Planning Board asking them to go forward with the Master Plan. He asked if Burgiss was charged with changing any other area besides Radburn. Deputy Mayor Weinstein said no.

Closed Session:

Upon motion by Councilmember Caan and seconded by Deputy Mayor Weinstein, the following closed session resolution was unanimously adopted at 6:36 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, and

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 upon the conclusion of these matters by the Mayor and Council of the Borough of Fair Lawn for Contract Negotiations within thirty to sixty days or by formal resolution authorizing a labor contract and for Personnel within formal appointment within three to six months;

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 McCarthy and a second by Councilmember Caan, the meeting was adjourned at 7:10 p.m.

pectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk

The undersigned have read and approve the foregoing minutes.

Mayor David L. Ganz

Councilmember Allan Caan

Deputy Mayor Martin Etlar

Councilmember Owen McCarthy

Deputy Mayor Steven Weinstein