

Council

Meeting Minutes - March 25, 2003

REGULAR MEETING OF MARCH 25, 2003 WARREN POINT SCHOOL

Mayor Ganz opened the meeting at 7:45 p.m. Assistant Municipal Clerk Bojanowski read the following statement of compliance:

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 27, 2002. Notices were also posted on the Bulletin Board located on the First Floor of the Municipal Building and at the Maurice Pine Free Public Library, copies mailed to The North Jersey Herald and News. The Annual Notice identified the meeting location and the time of the Council Meetings and Work Sessions.

PRESENT: Mayor Ganz, Deputy Mayors Etlar and Weinstein (late), and Councilmember Caan.

ABSENT: Councilmember Amato.

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

Mayor Ganz welcomed everyone and said he was delighted to see everyone there tonight. He stated that right now the nation is engaged in a bitter war with Iraq.

Deputy Mayor Etlar stated he would like to offer a resolution in support of yellow ribbons being placed at the Veterans Memorial at Borough Hall. He read the following statement: I think that this is an appropriate time to address this Council as to the Iraqi War.

Our armed forces have been in harms way for the last two weeks and while having success there have been casualties. I would like to offer a resolution for their support and hope for a speedy end to this war.

It has been customary to place a yellow ribbon on the front of ones home to remember their loved ones in times of conflict. I would ask that such a ribbon be draped in place on our war memorial in front of our Municipal Building and stay there until our troops return.

I spoke to Councilmember Amato earlier this afternoon about this resolution and he said he is in full accord and wants to be recorded as such.

There was a unanimous consensus to place a yellow ribbon on the war memorial in front of Borough Hall.

Deputy Mayor Weinstein arrived at 7:55 p.m.

PROCLAMATIONS: Fibrodysplasia Ossificans Progressiva Awareness Month
Girl Scout Week
Alcohol Free Weekend

Assistant Municipal Clerk Bojanowski read the proclamations. A number of Girl Scouts and their parents were present to accept the proclamation on behalf of Girl Scout Week.

MANAGER'S REPORT

Mayor Ganz stated the Manager's Report was on the front table with no changes made.

ORDINANCES: FIRST READING

Upon motion by Deputy Mayor Etler and a second by Councilmember Caan, it was unanimously agreed to read the following ordinance by title.

ORDINANCE NO. 1945-2003

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000, ENTITLED, LAND DEVELOPMENT, AND SPECIFICALLY SECTION 125-10 ENTITLED, OFFICIAL ZONING MAP

Upon motion by Deputy Mayor Etler and a second by Councilmember Caan, Resolution No. 114-2003 introducing Ordinance No. 1945-2003 was discussed.

Mayor Ganz stated this ordinance takes an important step in improving the Master Plan. Zone R-1-1 is on Plaza Road and is the only zone affected by this ordinance. At the present time it is zoned for commercial and business use but the Council felt residential use was more appropriate for that area.

There being no further discussion, Resolution No. 114-2003 introducing Ordinance No. 1945-2003 was unanimously passed.

Upon motion by Deputy Mayor Etler and a second by Councilmember Caan, it was unanimously agreed to read the following ordinance by title.

ORDINANCE NO. 1946-2003

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN, 2000, SPECIFICALLY CHAPTER 232 ENTITLED VEHICLES AND TRAFFIC, MORE SPECIFICALLY SUBSECTION 232-11 ENTITLED PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS

This ordinance was pulled.

ORDINANCES SECOND READING:

Upon motion by Deputy Mayor Weinstein and a second by Deputy Mayor Etler, it was unanimously agreed to read the following ordinance by title and open the time for public hearing.

ORDINANCE NO. 1940-2003

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF FAIR LAWN, BERGEN COUNTY, NEW JERSEY AS AMENDED

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

Mayor Ganz stated that this ordinance reflects the settlement of the Blue and White collar workers contract.

Upon motion by Deputy Mayor Etlar and a second by Councilmember Caan, Resolution No. 116-2003 adopting Ordinance No. 1940-2003 was unanimously adopted.

Upon motion by Deputy Mayor Weinstein and a second by Deputy Mayor Etlar, it was unanimously agreed to read the following ordinance by title and open the time for public hearing.

ORDINANCE NO. 1941-2003

BOND ORDINANCE AUTHORIZING THE CONSTRUCTION AND COMPLETION OF VARIOUS GENERAL CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS PIECES OF GENERAL CAPITAL EQUIPMENT IN AND FOR THE BOROUGH OF FAIR LAWN, COUNTY OF BERGEN, NEW JERSEY; APPROPRIATING THE SUM OF \$3,207,750 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF FAIR LAWN, COUNTY OF BERGEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$3,055,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

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

Mayor Ganz explained this ordinance was the fast track bond ordinance that included acquisition of Safety Turnout Gear, stretchers and other equipment for Borough Fire Department and Ambulance Corps, a Fire Engine, an Ambulance, garbage trucks, installation of telephone system for the Fire Department, installation of carpeting, shelving and fixtures for the Library, lighting at various parks, improvements to the Veterans Memorial at Borough Hall, construction of a new Arts Center and media and computer equipment.

Upon motion by Councilmember Caan and a second by Deputy Mayor Weinstein, Resolution No. 117-003 adopting Ordinance No. 1941-2003 was unanimously adopted.

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, it was unanimously agreed to read the following ordinance by title and open the time for public hearing.

ORDINANCE NO. 1942-2003

BOND ORDINANCE AUTHORIZING THE CONSTRUCTION AND COMPLETION OF VARIOUS WATER UTILITY CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS PIECES OF WATER UTILITY CAPITAL EQUIPMENT IN AND FOR THE BOROUGH OF FAIR LAWN, COUNTY OF BERGEN, NEW JERSEY; APPROPRIATING THE SUM OF \$904,050 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF FAIR LAWN, COUNTY OF BERGEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$861,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

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

Mayor Ganz explained this ordinance was the fast track bond ordinance that included improvements to various water utility facilities, acquisition of equipment and trucks for the Water Department, improvements to the Water Department buildings and various communications, safety and miscellaneous equipment for the Water Department.

Upon motion by Deputy Mayor Etlar and a second by Councilmember Caan , Resolution No. 118-003 adopting Ordinance No. 1942-2003 was unanimously adopted.

Upon motion by Deputy Mayor Weinstein and a second by Deputy Mayor Etlar, it was unanimously agreed to read the following ordinance by title and open the time for public hearing.

ORDINANCE NO. 1944-2003

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 204, ENTITLED, ASOLID WASTE@ AND SPECIFICALLY CHAPTER 204, ARTICLE II, BY ADDING SECTION 204-21A ENTITLED AADDITIONAL REGULATIONS FOR CONSTRUCTION WASTE@

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

Mayor Ganz commended Deputy Mayor Etlar for bringing this matter to the Council=s attention which will have a significant impact on the budget. The Council will implement a user fee for dumping construction material. The fees will determined by the Recycling Department. There will still be curbside pickups.

Upon motion by Deputy Mayor Etlar and a second by Councilmember Caan, Resolution No. 119-003 adopting Ordinance No. 1944-2003 was unanimously adopted.

RESOLUTIONS BY CONSENT #11-2003

Upon motion by Councilmember Caan and a second by Deputy Mayor Weinstein, Consent Agenda #11-2003 containing the following items was unanimously adopted.

a. Resol. #120-2003 - Approval of Minutes:

Reorganization Meeting 1/7/03

Work Session 1/7/03

Closed Session 1/7/03

Regular Meeting 1/14/03

Closed Session 1/14/03

b. Resol. #121-2003 - Refund of Overpayment of Taxes

c. Resol. #122-2003 - Award of Bid: Auto-Disconnect Exhaust System

d. Resol. #123-2003 - Transfer of Funds

e. Resol. #124-2003 - Temporary Emergency Appropriations - Current

f. Resol. #125-2003 - Temporary Emergency Appropriations - Water

g. Resol. #126-2003 - Approval of Raffles:

Fair Lawn High School PTA on premise 50/50

Fair Lawn High School PTA off premises 50/50

h. Resol. #127-2003 - Professional Services - Architectural Services Co. #2

i. Resol. #128-2003 - Professional Services - Occupational Health Services

j. Resol. #129-2003 - Authorization to Execute Grant Agreement DEP Lighting Structure System at Memorial Field and Center Rec Field

k. Resol. #130-2003 - Confirmation of Fire Board Actions

MISCELLANEOUS PUBLIC COMMENTS:

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

Jack O'Neill, 11-06 3rd Street commended Deputy Mayor Etler for the yellow ribbon resolution. He said that as he goes through the streets he has noticed the roads have been repaired right after the storm. He felt the roads were cleared in an excellent way.

There being no additional comments from the public, upon motion by Councilmember Caan and a second by Deputy Mayor Etler, the time for public comments was unanimously closed.

ADJOURNMENT:

Upon motion by Deputy Mayor Etler and a second by Councilmember Caan, the meeting was unanimously adjourned at 8:20 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk

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