

## WORK SESSION JUNE 17, 2003

Mayor Ganz called the meeting to order at 7:35 p.m.. Assistant Municipal Clerk Bojanowski read the statement of compliance with the Open Public Meetings Act.

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

Also present: Acting Manager/Municipal Clerk Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Lustgarten

Review of Tentative Agenda 6/24/03:

Acting Manager/Municipal Clerk Kwasniewski stated she was going to add endorsing the Alliance For Substance Abuse grant application.

Date for Mason Ceremony/Cornerstone Laying:

Acting Manager/Municipal Clerk Kwasniewski thought September 28 was a good date. Mayor Ganz stated that date was not good for him.

There was a unanimous consensus to set a date as long as it was not on a religious holiday. He asked that the Masons be told that we have been trying to do this since April and that we will do it without them.

Discussion of Possible Revision to Food Handlers Ordinance:

Deputy Mayor Weinstein as a result of a discussion with Construction Code Official Van Hook he would like to streamline the process when an establishment changes the type of food being sold if that is the only change they would not have to go before the Planning Board . Acting Manager/Municipal Clerk Kwasniewski stated as it is required now a person wanting to change the type of food he sells would have to go through months of waiting and fees. Mayor Ganz suggested that Acting Manager/Municipal Clerk Kwasniewski find out from the Construction Department and the Planning Board a reasonable time to handle these applications. The Planning Board may have to schedule more than one meeting a month. Councilmember Amato proposed that a rule take effect that these applications get expedited. Deputy Mayor Weinstein stated he would like to speed up the process because if they want a strong business community making it difficult for the businesses would stall the business environment and the wrong businesses would move in. Councilmember Caan stated that a lot of applications come before the Planning Board and part of their goal is to protect the residents so time has to be given to notify them.

There was a unanimous consensus to adopt an ordinance to require the Planning Board to adopt this as a Board policy to hold additional meetings.

Possible Joint Work Session with Zoning Board re Philosophy of Zoning:

Deputy Mayor Weinstein felt that in the beginning of the year there should be a joint Work Session with the Zoning Board and Planning for the new members so that they can learn the basics. Deputy Mayor Etler felt it was a good idea to do it twice a year. Mayor Ganz stated it was an excellent idea and he would be pleased to prepare a summary for it.

There was a unanimous consensus to hold a joint work session with the Planning and Zoning Boards.

### Preparation of Fliers re Construction Requirements for Residential and Commercial Owners:

Deputy Mayor Weinstein reported that the Property Maintenance Committee would be putting together fliers of the rules for homes and businesses. He felt the fliers could be placed in the Building Department or dropped off at the residences. Mayor Ganz stated they should go to all new homeowners. Councilmember Caan suggested putting the fliers on the Borough website.

There was a unanimous consensus to go forward with the implementation of the fliers regarding the requirements for residential and commercial owners.

### Request for Approval of Knights of Pythias Circus:

Mayor Ganz stated they have asked for the Council approval to hold their circus at Memorial Park. He felt they were a wonderful organization.

There was a unanimous consensus to allow the Knight of Pythias to hold their circus at Memorial Park.

### Speed Humps:

Deputy Mayor Weinstein stated he had received complaints from a resident about speeding who told him that he had seen speed humps in other towns. Deputy Mayor Weinstein wondered if the Traffic Safety Officer, DPW and Engineer could look into speed humps. Deputy Mayor Etler felt the residents on those streets should have a say about it. Mayor Ganz stated the Traffic Safety Officer had recommended speed humps on Ellington Road and the residents there did not want them.

There was a unanimous consensus to have the Acting Manager ask the Borough Engineer, the Traffic Safety Officer and the DPW for their comments.

### Request for Noise Variance:

Acting Manager/Municipal Clerk Kwasniewski stated she had received a request from Medco Health asking for a waiver of a noise variance. She stated that according to the Borough ordinance the Manager had the ability to give a waiver of the noise ordinance. She felt this request was much more intense. They had asked for a ninety day waiver. Their building is only one hundred yards from Pollitt Drive. She wanted to make sure that if she turned them down she had the backing of the Council. Mayor Ganz wondered why the work could not be done during the day.

There was a unanimous consensus to deny the waiver of a noise variance because of the adverse impact on the homeowners living in that area.

### Dance School Parking:

Mayor Ganz stated it was brought to his attention by the owner of the dance school, Mr. Wrubel, that he was required to have 192 parking spaces. Mr. Wrubel has asked if the Mayor and Council would amend the ordinance. Mayor Ganz stated one of the conditions he thought should be imposed would be to have him join the cooperative parking plan. Mayor Ganz suggested that the best way would be to require all dancing schools to allow a parking space for each instructor plus three more. He asked Attorney Lustgarten to draft a conditional use ordinance that would be specific with the spaces that are required for employees and for three additional people. Mayor Ganz suggested that they check with the Building Department.

There was a unanimous consensus to draft a conditional use ordinance and to notify Mr. Wrubel that this

was being done.

#### Special Meeting:

Upon motion by Deputy Mayor Etler and a second by Deputy Mayor Weinstein the meeting was adjourned to a Special Meeting at 8:20 p.m.

Upon motion by Deputy Mayor Etler and a second by Deputy Mayor Weinstein the Work Session was reconvened at 8:21 p.m.

#### Meeting of 6/24/03:

Acting Manager/Municipal Clerk Kwasniewski stated that the Police would be giving plaques to several agencies and certificates to over one hundred people who investigated Police Officer Collura=s death. The Police are scheduled to begin at 8:00 p.m. She thought the Council could hold their meeting at 6:00 p.m. Mayor Ganz suggested starting the meeting at 7:00 p.m. Acting Manager/Municipal Clerk Kwasniewski stated that Chief Marshall envisions the Mayor and Council having a time to make remarks. Mayor Ganz explained how they did the presentations in Florida. They offered their remarks and then handed the program over to the Sheriff. He felt they should recognize each person. The Council will be presenting a plaque to them. All of the Council will sign them.

#### New Recreation / Cultural Arts Center:

Mayor Ganz reported on his meeting with Ed Hines of the BCIA and Acting Manager/Municipal Clerk Kwasniewski. The BCIA is trying to improve the business districts in towns throughout the County. Mr. Hines informed them that no down payment would be required. The Borough will be able to get low rates with variable terms. Mayor Ganz stated he had given him the estimate of \$6.1 million dollars. He thought about the possibility of naming the building which could bring in money. Mayor Ganz said they could do it backward by telling them how much the Borough could afford. He stated that they need grants and he had spoken to Community Development who informed him there were grants available such as Open Space. He suggested that the theater be an amphitheater. He felt these things should be talked about with the architect.

There was a unanimous consensus to authorize the Manager to provide the data to BCIA and to authorize the architect to provide information to them and to Community Development.

Mayor Ganz stated that the Borough could give the BCIA the lease hold during the time of the loan. He also stated that the Board of Education has expressed interest in this so they may participate.

#### Miscellaneous Public Comments:

No one wished to be heard.

#### Closed Session:

Upon motion of Councilmember Caan and a second by Deputy Mayor Weinstein, the following closed session resolution was unanimously adopted at 8:50 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 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 regarding Personnel if appointments are made by the Mayor and Council or Manager within ninety to one hundred and twenty days or sooner by public resolution of the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Lawn that the public is excluded since these matters as set forth above are ones which permit the exclusion of the public from such discussions.

Adjournment:

Upon motion by Deputy Mayor Etler and a second by Councilmember Amato, the meeting was adjourned to the Public Meeting at 9:38 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RBC  
Assistant Municipal Clerk

SPECIAL MEETING OF JUNE 17, 2003

Mayor Ganz called the meeting to order at 8:20 p.m.

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

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

RESOLUTIONS BY CONSENT #19-2003

Upon motion by Deputy Mayor Etler and a second by Deputy Mayor Weinstein, Consent Agenda #19-2003 containing the following items was unanimously adopted.

a. Resol. #207-2003 - Confirm Endorsement of CDBG Application - Bris Avrohom

Adjournment:

Upon motion by Deputy Mayor Etler and a second my Deputy Mayor Weinstein, the meeting was adjourned to the Work Session at 8:21 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC  
Assistant Municipal Clerk