

REGULAR MEETING OF NOVEMBER 26, 2002

Deputy Mayor Etler opened the meeting at 7:40 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 January 26, 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 and The Shopper. The Annual Notice identified the meeting location and the time of the Council Meetings and Work Sessions.

PRESENT: Mayor Ganz (late), Deputy Mayors Etler and Weinstein and Councilmembers Amato.

ABSENT: Councilmember Caan

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

PROCLAMATION: Fair Lawn High School Marching Band

Deputy Mayor Etler stated that tonight they had the honor of presenting the Fair Lawn High School a proclamation for the brilliance in their marching. They have done a great job and the Council is proud of them. Deputy Mayor Etler read the proclamation. Deputy Mayors Etler and Weinstein presented it to Mr. Paul Kafer, Band Director and to members of the band that were present. Deputy Mayor Weinstein invited Mrs. Arlene Liebman to speak.

Arlene Liebman, 40-02 Ackerman Drive, President of Fair Lawn Friends of Music, on behalf of all of the parents of the marching band and color guard thanked the Mayor and Council for recognizing the hard work and outstanding achievement of their seventy-four students, seven instructors and of course Mr. Paul Kafer. She thanked them for declaring November 27 as Fair Lawn High School Marching Band Day. Ms. Liebman stated that Mr. Kafer and his instructors have brought the marching band to a level of excellence during his six years at Fair Lawn High School that could not have been accomplished without their tireless dedication and commitment. Every time the marching band and color guard travels to another town for a competition or a football game, the students are the embassaries representing not just the solid instrumental music department at the high school but representing the community as well. When the marching band took the field for the circuit championships on November 9, their heads were held high. It was clear to the audience and the judges that these boys and girls were proud to be a part of Fair Lawn High School Marching Band and Color Guard. She thanked them and the community for their continued support of the school's instrumental music program.

PRESENTATION BY THE FAIR LAWN BOARD OF EDUCATION ON REFERENDUM

Deputy Mayor Etler stated this item was very important because on December 10 the citizens of Fair Lawn will be asked to approve a referendum for the Board of Education and as such Superintendent of the Board of Education Bruce Watson and members of the board were there to explain it to the residents.

Superintendent Watson thanked the Mayor and Council for having them there to make this presentation. He introduced member of the Board of Education, President Dan Zino, Business Administrator Raymond Jacobus, Assistant Superintendent Dr. Charles Khoury, and other board members John Mancinelli, Eugene Banta and Ed Carter.

Mayor Ganz arrived at 7:50 p.m.

Superintendent Watson presented a slide show explaining the purpose of the referendum. He explained the projects such as expanding and renovating Fair Lawn High School, Radburn Elementary School, Warren Point Elementary School, and providing capital renovations at Sasso Field, Thomas Jefferson Middle School, Memorial Middle School, Milnes Elementary School, Lyncrest Elementary School, Forrest Elementary School, and Westmoreland Elementary School. The Board of Education decided what projects to include by conducting a demographic study, which led to the state-mandate Long-Range Facilities Plan which identified a projected increase in student population. The board hired an architectural firm to conduct a range of studies that would supplement and verify the original demographic study. It was through these studies that the board formed the scope of work for the referendum. Superintendent Watson pointed out that today there are 385 "unhoused" students at the high school and virtually every classroom is occupied leaving no room for growth. Without the addition of classroom space and with the anticipated enrollment increases, elective course would have to be cut. He stated that in the elementary schools there are 571 "unhoused" students. Increasing the number of students per classroom would increase the student to teacher ratio.

Superintendent Watson explained changes in the way students would be taught. In the event that the expansion was adopted, the

high school would start a program that would create smaller school communities within the larger school based on rotating block scheduling. He clarified the rotation block schedule as students having three periods in the morning and three periods in the afternoon with a lunch in between. The length of classes would be expanded.

Superintendent Watson stated that years ago space requirements for each student were lower and today they had to keep up with the changing education needs of the time. Modern classrooms, according to State guidelines, have specialty requirements, such as lab rooms, which add to space requirements. Also, special education instruction space is required by State mandate.

Superintendent Watson said there is now State aid available if the district is eligible. They firmly believe this is a one time opportunity for the community. The local share of the cost of the project is \$26,802,230. The State grant in the amount of \$11,073,850 has been approved by the Commissioner of Education. The total cost of school projects is \$37,876,080.

Superintendent Watson presented a nine minute video promoting the need for the referendum.

Mayor Ganz thanked them for their informative presentation.

Deputy Mayor Etlar stated they were asking for \$40 million. Superintendent Watson explained they would be received \$11 million of it from the State the remainder from the taxpayers. Deputy Mayor Etlar wondered how much it would be per household. Superintendent Watson said it would be .0675 cents per hundred.

Deputy Mayor Weinstein wondered about the deficiency vs the State model, does the district have enough space. Superintendent Watson stated they do not have enough space.

Councilmember Amato wondered about the number of classes scheduled. He wondered if there will be a deficiency in meeting scholastic achievement. Superintendent Watson stated that according to State mandate they will be facing that because if there is no additional space they will have to take away electives or run zero or ninth period classes. Councilmember Amato asked if the demographic studies were available to the public. Superintendent Watson stated they were available. Mayor Ganz asked that they be sent to the Municipal Clerk to distribute.

Mayor Ganz wondered if the voters turn this referendum down how does the board of education plan on going forward. Superintendent Watson stated they will be facing a number of challenges. The study shows the population growing. They would have to add periods and take away electives. Fair Lawn has a good reputation for a town with great education. Deputy Mayor Etlar asked when the last time this came before the voters. Superintendent Watson said about seven or eight years ago. Prior to that the board had a few that were turned down. Mayor Ganz asked assuming this passes how far will this take them into the future. Superintendent Watson stated thirty five years.

Attorney Lustgarten recused himself because his wife works for the Board of Education.

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

Nick Messina, 12 Wyckoff Terrace, wondered with the addition would more teachers be needed which would mean a bigger increase in the budget. Superintendent Watson stated they would need additional teachers but there will be teachers retiring.

Arlene Liebman, 40-02 Ackerman Drive, stated she was a resident of Fair Lawn since she was 11 years old and there are many residents that have attended Fair Lawn High School back in the 60's and 70's who wonder what is different now. Superintendent Watson explained there wasn't the same State code as now and there have been changes in the curriculum. More electives are offered. There are more demands for scheduling rooms than they had before. There are special education students with aides.

Dr. Khoury explained that it was important to understand that back in the 70's students took less courses. There are 1600 students in the high school taking eight course every day which puts more demands on the system. The State requires a minimum to graduate but for them to maintain an edge they have to exceed the core curriculum. He felt it was a combination of enrollment and demand of the system.

Sal Fieola, 12-22 Lexington Street, wondered if during block schedule would the whole school be out to lunch and if so he felt this would add to the problems by the high school. He felt the district should look into a closed lunch period. Superintendent Watson stated the cafeterias cannot hold 1500 students. They will continue to have an open campus policy He felt one lunch would give them better focus to control and watch them on the outside.

Gino Agoslino, 2-17 Plaza Road, wondered if they projected hiring more people and how that would cost the taxpayers more

money. Superintendent Watson stated they did that already.

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

Mayor Ganz thanked Superintendent Watson for the very informative presentation. He appreciated that he made himself available. Superintendent Watson on behalf of the Board of Education thanked the Council for allowing them to share this with them.

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein the meeting was recessed at 8:40 p.m.

Mayor Ganz reconvened the meeting at 8:45 p.m.

MANAGER'S REPORT

Mayor Ganz stated the reports were on the table. Acting Manager / Municipal Clerk Kwasniewski stated the Municipal Building will be closed on Friday, November 29 due to the Thanksgiving holiday.

ORDINANCES: SECOND READING

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

Ordinance No. 1929-2002

BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY APPROPRIATING \$1,800,750 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,714,995 OF BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

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

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 347-2002 adopting Ordinance No. 1929-2002 was discussed.

Mayor Ganz explained that this bond ordinance included improvements to the Fire Department, equipment for the Fire Department, Ambulance, Emergency Management, Police, Maintenance Garage, Road Department and Recycling Department, furniture and office equipment for the Police, Recycling, Tax Collector, Health, Construction Code Department, Tax Assessor and Council; electronic and computer equipment for the Fire Department, Ambulance, Emergency Management, Police Department, Recreation and Parks Department, Maintenance Garage, Roads Department, Recycling Department, Human Services, Construction Code Department, Council and Cable TV Department; acquisition of vehicles for the Road, Shade Tree, Recycling and Electrical Departments; improvements to the sanitary sewer system and storm drain facilities; improvement to Parks/Playgrounds equipment, Memorial Field rehabilitation, tennis court rehabilitation and backstops at various fields and resurfacing of roads and parking lots.

There being no further comments, upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 347-2002 was unanimously adopted.

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

Ordinance No. 1930-2002

BOND ORDINANCE AUTHORIZING IMPROVEMENTS TO THE WATER SYSTEM IN, BY AND FOR THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, NEW JERSEY (THE "BOROUGH") APPROPRIATING \$257,145 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$244,898 OF BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

Joan Hughes, 12-63 Fourth Street, wondered if the improvements included in this bond ordinance would change the color of her water from brown. Mayor Ganz explained the improvements that would be made. He advised her that the average age of the pipes are seventy years old. Acting Manager / Municipal Clerk Kwasniewski stated there was a water main break but it has been repaired. Ms. Hughes stated she has replaced her plumbing and still has discolored water. Mayor Ganz suggested she contact

Engineer Garrison.

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

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 348-2002 adopting Ordinance No. 1930-2002 was discussed

Mayor Ganz explained the items included in this bond ordinance such as improvements to water system consisting of well and well house rehabilitation and water main rehabilitation; fire hydrants; acquisition of new vehicles - pick up and utility trucks/plows; improvements to municipal facilities - water buildings; and electronic equipment.

There being no further comments, upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 348-2002 adopting Ordinance No. 1930-2002 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. 1931-2002

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 Deputy Mayor Etlar and a second by Councilmember Amato, it was unanimously agreed to close the time for public hearing.

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 349-2002 adopting Ordinance No. 1931-2002 was discussed.

Mayor Ganz explained that this ordinance established a change in title for the classification of certain employees in the Police Department.

There being no further comments, upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 349-2002 adopting Ordinance No. 1931-2002 was unanimously adopted.

RESOLUTIONS BY CONSENT #25-2002

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Consent Agenda #25-2002 containing the following items was unanimously adopted

a. Resol. #350-2002 - Approval of Minutes:

Work Session 9/17/02

Closed Session 9/17/02

Regular Meeting 9/24/02

b. Resol. #351-2002 - Refund of Overpayment of Taxes

c. Resol. #352-2002 - Approval of Raffles & Bingo:

Fair Lawn Lions Club off-premise 50/50

John A. Forrest School PTA on-premise 50/50

PUBLIC COMMENT

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

Rabbi Neubort, 7-04 Plaza Road, stated he hereby presented a petition in favor of a Menorah in front of Borough Hall this holiday season and that he had some remarks. Mayor Ganz instructed him to give the petitions to the Clerk.

Rabbi Neubort stated Honorable Mayor, Deputy Mayors and Councilpersons, I appreciate your attention this evening as I address you in support of our petition to place a Menorah along side the other symbols and decorations marking the holiday season at Borough Hall. We are addressing most of our points in written form and I will speak here only about we perceive to be the major argument and objection which is concerns about possible violations of the non establishment clause of the first amendment

requiring separation of church and state. Our position is that this issue presents no conflict in this case. We do not deny that we are observing Jews. Hanukkah is a religious holiday and lighting the Menorah is a religious obligation. Nevertheless, within the context of modern society and practices, placing a Menorah near Borough Hall does not carry any implication of public endorsement of religious endorsements. The connection between such public display and any strictly religious observance is historical only. Current government practice has been for many years to overlook such historic connections. I will illustrate. Let us consider Halloween - there can be no question that this was in origin a religious observance, the pagan festival of Well Purges. It's observance continued into modern times because of it's proximity to the Christian festival of All Saints Day. The form of its observance still recalls pagan origins yet the public schools have Halloween pageants complete with dressing the children up in costumes recalling pagan worship, the Borough sponsors a Halloween Costume Parade. Does such public observance violate the separation of church and state? Should the Council and the School Board put a stop to these observances? Certainly not. They would be immediately viewed as the Grinch that stole Halloween and for good reason. Because of its historic origins in modern day New Jersey Halloween is nothing more than a tradition day for kids to have fun.

Let us consider Thanksgiving. It's historical origins are unquestionably religious as taught to the children in the public schools. This holiday celebrates the arrival of a group of religious pilgrims to these shores. Their survival during a difficult winter and their successful establishment of their own religious theocracy in what is now the Commonwealth of Massachusetts. In celebration of this religious occasion all levels of government close their offices, schools and banks are closed, public transportation runs on a holiday schedule, all but the most essential municipal services come to a halt. Does such public observance violate the separation of church and state? Should these observances be stopped? Certainly not, who wants to be perceived as the Grinch who stole Thanksgiving. And for good reason because of regardless of its historical origins in modern day New Jersey Thanksgiving is nothing more than a tradition day for families to gather to enjoy a festive meal and perhaps to watch some football. Any religious observance of the day is purely private and voluntary.

Regarding Christmas, its religious origins are too obvious to mention here. And the religious connection is not merely historical, religious sectarian Christmas observances is a central feature of modern day Christians. Regardless of this, for well over a decade now, the Borough of Fair Lawn has been spending tax payers dollars on Christmas oriented decorations. Each year there is a Christmas tree in front of Borough Hall. The Borough sponsors a Santa Claus telephone program. As with Thanksgiving, public services come to a halt on this day. Should the Council put a stop to all of this? Certainly not, they would be immediately be labeled the Grinch who stole Christmas and for good reason because regardless of its historic origins, in modern day New Jersey, Christmas is nothing more than a tradition day for families to gather for gift giving and for children to enjoy Santa Claus. As well as a major boost to the local economy. Any religious observance of the day is purely private and voluntary. The public observance of Christmas is nothing more or less than the way modern society celebrates the festivities of the winter season. Any connection to sectarian holiday is coincidental. The outward forms and manifestations that connect this public celebration with Christmas are purely cultural in nature. And here the Jewish residents of Fair Lawn are put to a disadvantage. For Hanukkah is our way of celebrating this season. Its religious origins and observances are private. But why should we not be permitted to participate in public winter festivities on an equal basis with the people of other cultures. A public display of the Menorah at Borough Hall would be no more religious than any other display. Others display their cultural forms. Why should we be denied this opportunity to do the same? Just as the public Christmas display is religious only in the eyes of those who wish to see them as such. So to say the Menorah is a religious symbol only to one who wishes to see it as such.

In 1989 Mr. Richard Lustgarten, our Borough Attorney, issued an opinion on the matter and he quoted "all in all, my opinion, therefore is that the mere fact we have a tree lighting on Borough property does not in of its self endorse and religion but is merely a secular expression of the holiday season. In all likelihood a Menorah placed next to the tree with nothing more would be treated pursuant to the Pittsburgh case as also an expression of the holiday season. In spite of the foregoing and despite numerous requests and appeals, the Borough has consistently refused to allow the Menorah display at Borough Hall. We respectfully urge the Council to reverse this state of affairs. This Council would not and should not be the Grinch that stole Halloween, Thanksgiving or Christmas. Please do not be the Grinch who stole Hanukkah. Please do not turn us down. He stated he has submitted to the Mayor and Council and to the Borough Attorney supporting documents as well as a copy of the oral remarks. Mayor Ganz stated without objection they will be included in their entirety in the minutes. Rabbi Neubort asked if there were any questions from the Mayor or Council.

Deputy Mayor Etlar stated his position on this has not changed. To him any installation of a religious symbol on Borough property would be further advancement between the Church and State. He is a strong advocate of a separation of that. He said he felt there should be no manifestation of any religious activities on Borough property. As for the Menorah they have a lighting on December 2, 2002, at the Jewish War Vets. There is also a Menorah installed on Bris Avroham on Radburn Road. Deputy Mayor Etlar felt that an installation of any kind of religious symbol would start the slippery slope for other things. Around the country there have been some bad experiences.

Attorney Lustgarten stated that the Rabbi has accurately quoted from an opinion he wrote in 1989 when the Allegheny case was first decided. In all fairness he also wrote an opinion on November 6, 2000, eleven years later which further reflected later cases.

The statement that he gave in 2000 is the opinion that he has today which is not quite the same as in 1989. Aside from the legalisms that are in the opinion, when he first moved into town the Borough at that time had what he considered a fairly religious tree lighting in front of Borough Hall. It was oriented at that time to songs that were religiously oriented rather than holiday songs. There were people in town that were concerned about that and over the years the songs have changed. The songs now presented in holiday spirit have a much more neutral theme. The lights that will be going on the tree in front of Borough Hall this year will be red, white and blue to reflect the patriotism the Borough feels in response to the 9-11 tragedy that occurred. Attorney Lustgarten stated the opinions are very clear that there is so much hair splitting fine line distinctions. He felt the bottom line for Fair Lawn and the general sentiment without going into hair splitting, the Council would like all members of the public to enjoy the holiday season with no particular religion asserting or imposing themselves on other citizens. These issues come up because of the symbolism of certain religions, Menorahs, Christmas trees, crosses, etc. His concern as the Legal Officer is broader than that. He is concerned that if the front green area is deemed in any way by some Court down the line because of the activities that are permitted there to be a public forum then the Borough would be opening up that area for the type of symbolism that he thought most of the people would find abhorrent. Such symbols could be a swastika or the Klu Klux Klan or groups stating they support Bin Laden, and other groups that the mainstream population feel do not represent positive goals or ideals but have hate as their basic message. As you know from case law, once you open up public property as a public forum government must be content neutral. All ideals are permissible and he felt that the holiday season can be enjoyed by everyone of every faith without opening the Borough Hall green area to ideas that would have to be permitted because the government would have to be content neutral. This is the kind of situation that can be avoided and yet the holiday spirit and the diversity of Fair Lawn can be enjoyed because the display of the Menorah on any religious institution is permissible. Fair Lawn has adopted no rule or no law, no prohibition for the free exercise of any religion in the Borough. He felt by having a neutral holiday tree that showed the patriotism of the country that is in no way having the government endorsing a particular religion to the exclusion of another. Attorney Lustgarten stated to many the Menorah is a religious symbol. As a lawyer he thought that Fair Lawn could meet its obligation to all its citizens by following the policy that the Council has adopted in the last four or five years. Attorney Lustgarten felt Rabbi Neubort presented this in good faith and he knows that the people who signed the petition acted in good faith but in the best interest of all of the people of Fair Lawn the Borough policy should remain the way it is.

Rabbi Neubort replied for the sake of brevity he left these issues to the written report. Once it has been brought up he wanted to present the other position which is our position. First and foremost, the Borough Attorney, Mr. Lustgarten, spoke of the songs and the lights that are at the Borough Hall and he believed that when he referred to the songs and the contents of the songs he was referring to a specific tree lighting ceremony. That is just one evening when there is a tree lighting ceremony that perhaps when someone came they could also hear Dradle, Dradle, being sung next to a holiday tree which he personally considers a sacrilege. That is just one evening. Suppose you were to take the average passerby any other day and he would walk by Borough Hall, what would they see. They would see a Christmas season in effect, there would be no indication that Hanukkah is any where in the proximity. All of these decorations, even though they may be red, white and blue, a person that comes by sees Christmas. You could call it a holiday tree, you could call it a seasons tree, you could call it a winter tree. Whatever you are going to call it is not going to change the mere fact, which I just mentioned, that a person is going to perceive it as a Christmas tree associated with the Christmas holiday. Not that I have any problems with that because as I said in my oral remarks I believe that is just a recognition that there are religions and celebrations and season in Fair Lawn. That is why we are petitioning to have the Menorah there as well. As far as your opinion in 1989, I also did include your opinion of 2000 in the brief and over there it seemed that you were against placing a Menorah because it would make it a public forum. We do not believe that is the case because in many, many municipalities and counties what they have done to avoid specifically that problem is just the same way the Mayor and Council have put up a holiday tree and still I cannot come and force you to put up another tree like you yourself said in one of your remarks - your opinions. Simply put, if another organization wants to come and force the town to put up something they could not And so similarly we would donate this Menorah to you, to the town, the town just as they put up the lights on the Christmas tree or holiday tree, they would place the Menorah on the property possession of the town and we could come and say we want a bigger Menorah or a smaller Menorah. This would be up to the Council. They would decide they should put lights this way or lights the other. In other words, they would be in full control of the front lawn. It would not be a public forum, just as it is not right now. This has been adopted in many places. People don't want Swastikas, people don't want the Latin cross, symbols of hate or political symbols, all of this is addressed in our written statements if you wish to review them. Mayor Ganz asked if there were any response from the Council and thanked the Rabbi. Rabbi Neubort stated he appreciated their attention on this matter.

Sue Donovan, 16-24 Well Drive, stated that back in 1996 the Borough offered the residents of Well Drive pieces of Borough property for \$1 and she wanted to know why there is such inequity. Her neighbor's piece is offered at a lower price compared to what she was solicited. Ms. Donovan would like someone to come and take a look at the parcels. Attorney Lustgarten suggested she speak with Assessor McCullum. Ms. Donovan stated she had asked him to reevaluate his numbers but they have remained the same. Attorney Lustgarten stated he will contact Assessor McCullum to ask him to explain his methodology. Ms. Donovan said she would appreciate someone from the Council walking the property. Mayor Ganz stated he and the Deputy Mayors would visit the site this weekend.

Joan Hughes, 12-63 Fourth Street, stated she had received a letter regarding parking on Orchard Street and wondered what the

process was. Mayor Ganz stated the Council will be talking about it at their next work session. Ms. Hughes was concerned that the information does not go out to the public. Acting Manager / Municipal Clerk Kwasniewski stated that everyone that lived on Orchard Street and surrounding areas, along with anyone that spoke at previous meetings received a letter. Ms. Hughes wanted to know what the Council will be discussing. Mayor Ganz advised her of the sunset clause that is about to expire in December and the Council will have to decide to continue it or let it expire.

Rabbi Neubort, wondered if there would be a vote on the Menorah issue. Mayor Ganz stated they do not vote at these meetings. The Council will discuss it at the next work session. Rabbi Neubort reminded them that Hanukkah begins on Friday.

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

ADJOURNMENT

Upon motion by Deputy Mayor Weinstein and a second by Deputy Mayor Etlar, the meeting was adjourned at 9:40 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk