

CAPITAL BUDGET MEETING OF JUNE 27, 2000

Deputy Mayor Adler called the meeting to order at 6:30 p.m. Municipal Clerk Kwasniewski read the statement of compliance with the Open Public Meetings Act.

PRESENT: Mayor Ganz (late), Deputy Mayor Adler, Councilmembers Amato, and Etlar.

ABSENT: Councilmember Dobrow

Also present: Manager Sacks, Municipal Clerk Kwasniewski and Chief Finance Officer Eccelston.

Deputy Mayor Adler asked for a schedule of how many bonds and the interest due each year.

Manager Sacks noted that the items listed under the Recreation Department have already been agreed to by the Council. The Superintendent of the Department of Public Works has reviewed the vehicles requested and reduced that amount by \$8,000. The Municipal Clerk has requested \$2,800 for wiring the Council Chambers. This is the last piece needed to be able to televise the Council meetings. Manager Sacks requested the addition of \$9500 for the acquisition of reproduction equipment for Engineering. The repair bills have become too high.

Several residents were present to be sure that the storm sewer improvement on Pellington Drive was included so they would receive some relief from the flooding on their street.

Jill Bonamarie, 39-27 Pellington Drive advised that sink holes fill very quickly and overflow creating floods on the street. The water goes over the curb and onto the grass. Sometime it takes days for the water to recede.

Manager Sacks advised that to solve the problem they must be tied into the storm sewer which will cost about \$50,000. The funds are included in this budget. Councilmember Amato asked if this is the only area that has the same problem. Manager Sacks advised that they are applying for a State grant for work needed at Berkshire Road. Fifth Street has a worse problem because it is the sanitary sewer.

Mayor Ganz arrived at 6:45 p.m.

CFO Eccelston estimated \$79,000 in interest will be due next year. He will issue short term notes in September for the pool bonds. In the past he has gone out for long term bonds when there is \$15 million in debt. If he issues long term debt December 2000, the first installment will be due in 2002. He thought rates would be more stable next year. The longest he has been able to go out for is fifteen years. The interest rate is fixed for the life of the bond.

The 1987 debt will be paid off in 2002. As he pays down the old debt, he will increase the principal payment on the new debt. The 2002 budget will have to include at least \$1 million to pay for the principal.

Mayor Ganz wondered what happened to the chairs for the Council Chambers. Manager Sacks thought the funds were in last year's ordinance.

The consensus was to get the chairs in thirty days.

The consensus was to add the copier for Engineering and wiring the Council Chambers to those items recommended by the Manager.

Mayor Ganz wondered how the Borough could get gifts to offset part of the budget perhaps through endowments. CFO Eccelston advised that he could set up a fund to offset the cost. Deputy Mayor Adler expressed concern that the civic organizations do not know how to donate money to the Borough. Mayor Ganz thought with the right amount of effort they could cut the budget.

The consensus was to introduce the bond ordinance on July 18.

ADJOURNMENT - Upon motion of Councilmember Etlar and a second by Councilmember Amato the meeting was adjourned to the Regular Meeting at 7:30 p.m.

Respectfully submitted,

Joanne M. Kwasniewski, RMC/CMC/AAE

Municipal Clerk

REGULAR MEETING OF JUNE 27, 2000

Mayor Ganz opened the meeting at 7:30 p.m. Municipal Clerk Kwasniewski read the following statement of compliance:

In accordance with the Open Public Meetings Act, notice of the meetings the Borough of Fair Lawn was published in the "The Record" issue of December 17, 1999. 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 Record, The North Jersey Herald and News, and The Shopper. The Annual Notices identified the meeting location and the time of the Council Meetings and Work Sessions.

PRESENT: Mayor Ganz, Deputy Mayor Adler, Councilmembers Amato and Etlar.

Also present: Manager Sacks and Municipal Clerk Kwasniewski.

ABSENT: Councilmember Dobrow

RESOLUTION #203-2000 In Recognition of Lewis Sprechman

Upon motion by Deputy Mayor Adler and a second by Councilmember Etlar, Resolution No. 203-2000 was unanimously adopted.

PROCLAMATION: Lewis Sprechman

Mayor Ganz presented the resolution and the proclamation to Lewis Sprechman. Mayor Ganz announced that this is a well-deserved honor for someone who has given of himself in the highest manner. He has served his community unselfishly. He will be missed.

Lewis Sprechman thanked them for the honor. He said it had been fifty-five years of joy and pleasure. Serving the community is a very worthy thing. A person gets more out of it than he puts into to it. It becomes a labor of love. He hoped the Council gets the same personal satisfaction as he did.

MANAGER'S REPORT

The reports were on the table.

ORDINANCES: FIRST READING

Upon motion by Deputy Mayor Adler and seconded by Councilmember Etlar, it was unanimously agreed to read the following ordinance by title.

Ordinance No.1806-2000

AN ORDINANCE TO AMEND AND ADOPT THE LOCAL SUPPLEMENTAL VIOLATIONS BUREAU SCHEDULE OF DESIGNATED OFFENSES AND PAYABLE AMOUNTS FOR THE FAIR LAWN MUNICIPAL COURT Ordinance No.1804-2000

Upon motion by Deputy Mayor Adler and a second by Councilmember Amato, Resolution No. 204-2000 introducing Ordinance No. 1806-2000 was discussed.

Mayor Ganz explained that this ordinance changes a series of parking violations. Manager Sacks added that the changes are at the request of the Municipal Court.

Hearing no further comments, Resolution No. 204-2000 was unanimously passed.

Upon motion by Deputy Mayor Adler and seconded by Councilmember Amato, it was unanimously agreed to read the following ordinance by title.

Ordinance No.1807-2000

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 1794-2000 FINALLY ADOPTED BY THE BOROUGH COUNCIL ON MARCH 28, 2000 ENTITLED, "BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS TO THE

BOROUGH'S POOL AND TENNIS COURTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE BOROUGH OF FAIR LAWN, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$1,491,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,420,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF", TO REALLOCATE APPROPRIATIONS AND TO AMEND THE DESCRIPTION THEREOF

Upon motion by Deputy Mayor Adler and a second by Councilmember Amato, Resolution No. 205-2000 introducing Ordinance No. 1807-2000 was discussed.

Manager Sacks explained that amount in the original bond ordinance is not being increased. It reallocates the amount for the sand cleaning equipment within the ordinance. Mayor Ganz added that this piece of equipment will make sure that the clean sand stays clean.

Hearing no further comments, Resolution No. 205-2000 was unanimously passed.

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

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN, 1981, BY AMENDING AND SUPPLEMENTING CHAPTER VIII, ENTITLED "MUNICIPAL PARKING AREAS", MORE SPECIFICALLY SECTION 8-3 PARKING STICKERS

Manager Sacks explained that this ordinance will allow setting aside spaces for visitors in the parking lot and require stickers for the rest of the spaces.

Hearing no further comments, Resolution No. 206-2000 was unanimously passed.

RESOLUTIONS BY CONSENT #13-2000

Upon motion by Deputy Mayor Adler and a second by Councilmember Etler, Consent Agenda #13-2000 containing the following items was unanimously adopted.

- a. Resol. #207-2000 Approval of Minutes
Work Session 4/25/00
Special Meeting 5/1/00
Regular Meeting 5/2/00
Special Meeting 5/9/00
Work Session 5/9/00
Closed Session 5/9/00
- b. Resol. #208-2000 Annual Sale of Delinquent Taxes
- c. Resol. #209-2000 Appointment to the Community Development Committee
- d. Resol. #210-2000 Renewal of Liquor Licenses 2000-2001
- e. Resol. #211-2000 Extend Term of Broadway Advisory Committee Members
- f. Resol. #212-2000 Refund of Overpayment Taxes
- g. Resol. #213-2000 Award of Bid: Tree Planting with Root Guards
- h. Resol. #214-2000 Authorizing Capital Alternatives to submit DOT Grant Applications
- i. Resol. #215-2000 DOT Grant Application Pollitt McBride Roadways
- j. Resol. #216-2000 DOT Grant Application Radburn Footpaths
- k. Resol. #217-2000 DOT Grant Application Arcadia/Berkshire Storm Drainage
- l. Resol. #218-2000 Approval of Raffles:
Fair Lawn Jewish Center
- m. Resol. #219-2000 Award of Bid: Floor Resurfacing Fire House Co. #2
- n. Resol. #220-2000 Award of Bid: Printed Supplies
- o. Resol. #221-2000 Authorization to submit 2001 Municipal Alliance Grant Application
- p. Resol. #222-2000 Extension of Lease for Two Parking Spaces at Arts Center

RESOLUTION No. 223-2000 Transfer of Liquor License Trakside Grille, Inc.(Expansion of Premises)

Upon motion by Deputy Mayor Adler and a second by Councilmember Amato, Resolution No. 223-2000 was unanimously passed.

MISCELLANEOUS PUBLIC COMMENTS

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

Charles Tregidgo, 16-68 4th Street, noted that 15 years ago Lew Sprechman appointed him to the first position he ever held in the Borough. He wished him the best on his retirement.

Leon Wender, 17-22 Manor Avenue wondered about the work stoppage at the Broadway Diner. He reiterated his complaints about contracting out work instead of using the Shade Tree employees.

Don Oliver, 8-32 Mitchell Place expressed his appreciation for the removal of a tree on Nicholson Drive. He noted that the Police Department has issued four times as many speeding tickets this month as listed for last month. He would like to see some enforcement on not yielding to pedestrians crossing the street. He questioned several vouchers that Manager Sacks will give him the information.

Keith Brown, 23-05 Ellington Road, thanked the Council, the Borough Manager and the Police Chief for the increased police presence in the neighborhood.

Manager Sacks advised that the Borough Engineer put together the information to circulate to various professionals asking for proposals. He has met with two or three firms who will send a proposal with the cost.

Mr. Brown noticed that the speed limit on Midland Avenue is 25 mph. Mayor Ganz advised that it is not a legal speed limit. It is just a suggested speed limit. Mr. Brown noted that the speed limits on River Road vary. Mayor Ganz pointed out that it is a County Road so the Council has no jurisdiction. The County has made various changes in turns, lanes and lighting, but they have not made any changes in the speed. Manager Sacks added that the Shop Rite traffic study is to include a recommended speed limit.

Brian Keene, 122 34th Street would like to be appointed to the ADA Committee. Mayor Ganz advised that the Council does not have his resume. Once received, it will be circulated and the Council can consider his request.

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

PRESENTATION OF FINAL REPORT BY THE BROADWAY ADVISORY COMMITTEE

Charles Tregidgo, Chairperson of the Broadway Advisory Committee was present with several members of the Committee. He presented the report, a letter from Ken Bratspie and a disc containing the report. He commented that the Committee believed their report will be helpful and thought provoking. They would like to help in any way they could. He read a quote from Harvey Moskowitz's report of 1977. They felt that very little has changed since that report. He hoped that they would give the report to the Planning Board. The Committee believed that many items in the report need to be addressed quickly. Many items do not require Planning Board recommendations or action.

Mr. Tregidgo thanked the members of the Committee who worked very hard. The committee met for nine months and they hope to see a successful conclusion of their efforts.

It was the consensus of the Council that the report be placed on the web site and extracts as appropriate be taken from the disc and done in slide fashion on Cable. Municipal Clerk Kwasniewski was asked to transmit one copy of the report to the Shopper.

Deputy Mayor Adler thanked Mr. Tregidgo for the great job he did as chairperson. He was responsible for taking a committee that began in a great deal of confusion and anger and bringing people together so that they could hold useful discussions and issue a report that gives good suggestions with which the Council can move forward. It is quite a commentary on him and the members of the committee that such a finished product was possible. Councilmember Etlar echoed Deputy Mayor Adler's comments. Mayor Ganz added that Mr. Tregidgo has undertaken a very thankless job and done it well by bringing together the individuals on that committee and the residents of the neighborhood. He promised that this Council is going to take this report very seriously. At the next Council meeting he will ask the Council to set a time for a meeting for the Committee to come back and answer questions. He committed that to the extent that the proposals of the committee are practical, they will be enacted. He concluded that the Council extended the term of those committee members who have worked so hard.

ADJOURNMENT

Upon motion by Deputy Mayor Adler and seconded by Councilmember Adler, it was unanimously agreed to adjourn to Work Session at 8:25 p.m..

Respectfully submitted,

Joanne M. Kwasniewski, RMC/CMC/AEE
Municipal Clerk

WORK SESSION OF JUNE 27, 2000

Mayor Ganz reconvened the meeting at 8:30 p.m.

PRESENT: Mayor Ganz, Deputy Mayor Adler, Councilmembers Amato and Etlar.

ABSENT: Councilmember Dobrow.

Also present: Manager Sacks and Municipal Clerk Kwasniewski.

B4/B5 Zone Change - Attorney Lustgarten had prepared a draft ordinance. Manager Sacks asked if the Council wanted to exempt the change of tenancy when there is no change in use from the site plan review and the fees. If the same change occurred outside the B4/B5 zone, the owner would not have to go to the Planning Board. Mayor Ganz thought the purpose of requiring the owner to go before the Planning Board was to get individuals to agree to participate in the cooperative parking arrangement. If the owner of the premises agrees by a signed document that runs with the land to subscribe to the parking agreement, then he did not see the need for a site plan review. The goal is to get them into the parking agreement. He felt that a covenant that runs with land has to be established and it must be a recorded document. If the owner of the property is unwilling to agree in advance, then they will have to appear before the Planning Board.

The consensus was to introduce the ordinance making the change as soon as possible.

Accidents on River Road - Deputy Mayor Adler advised that Traffic Safety Officer Franco did a study of accidents on River Road at her request through the Manager. She would like the Council to review the accidents in the past year. She felt the safety issue needs to be addressed and wanted the County to look at River Road again. Mayor Ganz advised that the appropriate action is to ask Manager Sacks to circulate Officer Franco's report. After they look at it, the Council can decide if the County should look at it again. They can ask the Manager or Municipal Clerk to write to the County on the Council's behalf.

Donations by Civic Organizations - Deputy Mayor Adler advised that the Health Officer had given her a memo on how to make donations to the Animal Shelter or the Health Department. She thought they should draft something more comprehensive to let people know how they can donate to the Borough.

Schedule Date with Jewish Community Relations Committee - Mayor Ganz advised that he received a request through Bob Gordon to have a meeting with the Jewish Relations Committee. It was agreed to invite the Committee to the July 11 work session.

Spousal Surrender of Health Benefits - Councilmember Etlar asked Manager Sacks to speak about the spousal surrender of health benefits. Manager Sacks explained that saving some money on the premiums for married Borough employees may be possible. As an incentive for one of them to surrender their health benefits, the Borough would pay a percentage of the savings to that employee. The employee retains coverage under their spouse's policy. Mayor Ganz wondered why they could not offer that incentive to all employees. Manager Sacks pointed out that it is recommended that the other spouse provide coverage. Mayor Ganz raised the question of what happens in the case of divorce or death of the spouse. The plan must provide a way to get back into it in certain well-defined instances.

The consensus was to get a legal opinion from labor counsel to see if this program can be done. This item will be on the July 11 agenda.

Pistol Range - Councilmember Amato asked about the pistol range. He is still waiting for a list of who uses it and how they pay. Manager Sacks advised that the Fair Lawn Gun Club uses it one night a week. They do maintenance work instead of paying fees. Mayor Ganz noted that they are still waiting for the proposals on improving the baffling. Manager Sacks reported that the Police Departments received the estimates. She will forward them to the Council. Councilmember Amato concluded that he still wants the

information in writing.

Traffic Problems Due to Construction - Councilmember Etlar expressed concern that the Borough would be facing serious traffic problems due to construction in several areas including Route 4/208, the railroad tracks and Morlot Avenue. Manager Sacks pointed out that DOT has a huge public information campaign including announcements in the newspapers, channel 66 and the web site about the Route 4/208 project. The Morlot Avenue project is a County project and the County Engineer is coordinating the details with the Borough Engineer. New Jersey Transit is placing fliers on each vehicle. They will post signs. Announcements will be on Channel 66 and the web site. She concluded that the staff has done a great deal of work to make people aware of the construction.

Coffee with the Council - Deputy Mayor Adler and Councilmember Etlar met with several members of the public at the Senior Center.

Closed Session Resolution - Upon motion by Deputy Mayor Adler and a second by Councilmember Amato the following closed session resolution was unanimously adopted at 9:00 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 desire to discuss personnel; and

WHEREAS, these matters permit the exclusion of the public from such discussion; and

WHEREAS, public disclosure of the results of this discussion may be made by the governing body of the Borough of Fair Lawn at the time of the appointment within 60 days; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Lawn that the public be excluded since the matter set forth is one which permits the exclusion of the public.

ADJOURNMENT - Upon motion of Deputy Mayor Adler and a second by Councilmember Etlar the meeting was adjourned at 9:10 p.m.

Respectfully submitted,

Joanne M. Kwasniewski, RMC/CMC/AE
Municipal Clerk

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