

WORK SESSION OF OCTOBER 17, 2000

Mayor Ganz called the meeting to order at 7:30 p.m. Municipal Clerk Kwasniewski read the statement of compliance with the Open Public Meetings Act.

PRESENT: Mayor Ganz, Deputy Mayor Adler, Councilmembers Amato, Dobrow and Etler.

Also present: Manager Sacks, Assistant Municipal Clerk Bojanowski and Attorney Lustgarten.

REVIEW OF TENTATIVE AGENDA - The meeting on October 24, 2000 will begin at 6:00 p.m. Susan Gruel will make a presentation on the block by block plan on Broadway.

Manager Sacks advised that a resolution will be added to the consent agenda thanking the people who contributed to the flag fund. She also stated that the Ordinance for Parmelee Avenue might be added.

SPECIAL MEETING - Upon motion by Deputy Mayor Adler and a second by Councilmember Amato the meeting was adjourned to a special meeting at 7:40 p.m.

Mayor Ganz reconvened the meeting at 7:44 p.m.

GATING OF CAMPBELL ROAD PROPERTY AND MUNICIPAL LOT B AND BERGEN AVENUE PROPERTY OWNED BY THE BOROUGH - The consensus of the Council was to allow the residents present to speak on this matter.

Manager Sacks stated that the plan was to gate the area to prevent trespassing as Councilmember Etler had suggested. There are plans in the Capital Budget to pave the area but further down the lot there are no immediate plans. Paving the lot will give another 50 - 60 parking spaces. She stated the Borough could sell the lot on Campbell Road.

Al Lindsay, 15-43 George Street, questioned where the fence would be. Councilmember Etler drew the location on the map.

Marie Ferracone, 15-24 Parmelee Avenue, wondered if the new lot would be going into her lot. Councilmember Etler explained that the Borough would be putting on a fence and beautifying the area.

Mr. Lindsay stated that where they would be putting the fence would not solve his problem. Manager Sacks stated they could put the fence closer to Campbell Road. Councilmember Etler stated that the fence could be put anywhere and that this as just a general plan.

Ms. Ferracone wondered if this was a definite plan. Mayor Ganz informed her that a decision had not been made yet. Ms. Ferracone stated she had wanted to purchase that piece of land from the Borough but former Manager Garger gave permission to the residents to use the area. The residents beautified the area. She has not experienced any loitering. Ms. Ferracone stated she was still interested in purchasing that piece of land that abuts her property.

Mayor Ganz asked that the Borough Engineer stake out the area so that the Council can take a look at it. They discussed how far the encroachments went on to Borough property. Some of the area has hard construction on it such as sheds and concrete walks. Mayor Ganz asked the residents if they would be in favor of the Borough subdividing the lot on Campbell Road. Mr. Lindsay, whose property abuts this lot, was in favor of it.

Manager Sacks stated she did not find anything in her files that the Borough allowed the residents to use the property. Attorney Lustgarten stated that was not true because the Council in the 1980's allowed the residents to use the property and that the Borough would have to force them to vacate it if the Borough needed it. They are not illegally on the property.

A further discussion ensued concerning the lot behind Borough Hall and that the Borough is considering placing trailers in the lot for Borough offices. Councilmember Etler stated that because of the need for space in the Building Department trailers would be used so additional parking is needed. Councilmember Amato stated he had agreed to the portable trailers at the pool because of the enormous cost when it floods but he felt to use trailers for offices of the Borough would not look good. He stated he was not in favor of the trailers.

Attorney Lustgarten advised the Council to review the minutes from 1983, 1984 and 1985. Mayor Ganz asked the Municipal Clerk's office to go back to these minutes for any discussions that may have taken place.

PUBLIC COMMENTS ON ITEMS ON AGENDA - No one wished to be heard.

PARKING ORDINANCE CHANGE FOR PARMELEE AVENUE - Manager Sacks stated the ordinance had to be changed for ADA spaces and to add no stopping or standing. Mayor Ganz stated he had concerns that people would have no place to stop and run in to drop off books at the Library. A lengthy discussion followed concerning the location of a book drop resulting in deferring the introduction of this ordinance. The consensus was to have the Borough Engineer inform the Council of solutions and options they may have.

ESTABLISHMENT OF BOROUGH OWNED 501C - Mayor Ganz explained the 501C plan and that the Borough would be able to apply for grants with it. The consensus was to have Attorney Lustgarten explore the possibility of the Borough having a 501C with trustees and if it cannot to give authority to Attorney Lustgarten to do it indirectly.

RIVER ROAD SHARED PARKING RECORDABLE DOCUMENT - Manager Sacks stated that when a tenant comes in to a new store or office the Borough will have something for them to sign in regard to the shared parking on River Road. Attorney Lustgarten stated he will have the document prepared by the next Work Session. If they do not want to sign this document they would have to go before the Planning Board. Mayor Ganz suggested that if the person refuses to sign the document someone in the Borough should be the Attorney-In-Fact who would be authorized to sign the document for them.

WALSH POOL / MEMORIAL POOL - Superintendent Frey was present. Manager Sacks explained that the pool had opened early on Memorial Day. Superintendent Frey explained that the attendance was up and that the patrons were happy with the quality of the water and sand. Councilmember Amato asked for a report of pool tag sales for the last three years. Superintendent Frey said only seven families from Elmwood Park bought pool tags. There were only five to thirty people a day at Walsh Pool. Attorney Lustgarten asked if Walsh Pool were to close could Memorial Pool handle the overflow. Superintendent Frey stated they would have to change their structure of the summer programs and he is not certain it would meet the Community School's schedule. Councilmember Etler suggested keeping Walsh Pool open one more year; then offer to other communities and if no more families join in three years close the pool. Superintendent Frey spoke about the improvements made to Walsh Pool such as a new chlorine shed, fountains - daisies, benches, ping pong tables, pool tables, fencing, tree trimming, etc. Councilmember Amato asked how much it cost to open both pools and to run them. Mayor Ganz asked Assistant Municipal Clerk Bojanowski to send a memo to Superintendent Frey detailing Councilmember Amato's request. He also wanted to know if Superintendent Frey considered night swimming. Superintendent Frey stated there is no lighting facilities at Walsh Pool.

Consensus to have Manager Sacks and Superintendent Frey come back to the Council at their convenience with statistics. Superintendent Frey is to give 25% of the pool tags to Councilmember Amato to review. It was then agreed to have Councilmember Amato go to Memorial Pool to review them.

STATUS REPORT ON ATM MACHINE - Manager Sacks stated that Attorney Lustgarten was reviewing the agreement. Attorney Lustgarten informed them he would be ready with it at the next Work Session on November 8, 2000.

WARREN POINT SCHOOL DROP OFF AREA - Manager Sacks stated that nothing had to be done except to add signage.

COLLECTION OF MUNICIPAL COURT FINES - Attorney Lustgarten stated he was working on it and would have it

completed for the third Work Session on December 5, 2000.

HISTORICAL COMMITTEE - Attorney Lustgarten had prepared a resolution.

Consensus was to adopt the resolution as drafted by Attorney Lustgarten in accordance with the resolution prepared by Attorney Lustgarten. Attorney Lustgarten suggested putting news of this committee on the Website and The Shopper.

COOPERATIVE PARKING AGREEMENT / GEORGE STREET PARKING LOT - Mayor Ganz asked Manager Sacks to circulate to the Council the draft of the cooperative parking agreement. Deputy Mayor Adler stated this draft would allow people in the interim to rent their spaces and that another draft established the day to day cooperative parking.

Closed Session Resolution - Upon motion by Deputy Mayor Adler and a second by Councilmember Dobrow the following closed session resolution was unanimously adopted at 9:41 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 labor negotiations, anticipated litigation and personnel; and

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

WHEREAS, public disclosure of the results of these discussions shall be made upon the conclusion of these matters by the Governing Body of the Borough of Fair Lawn;

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 of Deputy Mayor Adler and a second by Councilmember Amato the meeting was adjourned at 11:00 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk

SPECIAL MEETING OF OCTOBER 17, 2000

Mayor Ganz reconvened the meeting at 7:40 p.m.

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

Also present: Manager Sacks, Assistant Municipal Clerk Bojanowski and Attorney Lustgarten.

RESOLUTION No. 324-2000 Honoring Richard J. Vander Plaat

Upon motion by Deputy Mayor Adler and a second by Councilmember Dobrow, Resolution No. 324-2000 was unanimously adopted.

ADJOURNMENT:

Upon motion of Deputy Mayor Adler and a second by Councilmember Dobrow the meeting was adjourned to Work Session at 7:42 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk