

Regular Meeting - May 11, 1999

Mayor Ganz opened the meeting at 7:40 p.m. Municipal Clerk Kwasniewski 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 "News Beacon" issue of December 17, 1998. 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, Councilmembers Dobrow, Tedeschi and Trawinski. Deputy Mayor Ahearn absent.

Also present: Borough Manager Sacks, Borough Attorney Lustgarten, Municipal Clerk Kwasniewski and Assistant Municipal Clerk Dugan.

PROCLAMATIONS: VFW BUDDY POPPIES

Municipal Clerk Kwasniewski read the proclamation.

RESOLUTIONS IN RECOGNITION OF SERVICE

Resolution No. 150-99 Officer Glen Callons - McDonald's Lost Kids

Upon motion by Councilmember Trawinski and a second by Councilmember Tedeschi, Resolution No. 150-99 was unanimously adopted and presented to Officer Callons.

Resolution No. 149-99 Jay Bender - Fire Prevention Man of the Year

Upon motion by Councilmember Trawinski and a second by Councilmember Dobrow, Resolution No. 149-99 was unanimously adopted and presented to Fire Marshal Jay Bender.

Councilmember Tedeschi noted that one of Jay Benders pet projects was helping to provide smoke alarms equipped with strobe lights which would awaken a deaf person in the event of a fire. These units typically cost up to \$150 dollars. Many deaf folks cannot afford to purchase the basic fire protection that many have taken for granted in recent years. Through the generosity of King Alarm of Hackensack, the Borough can obtain them for \$102. Jay Bender does this on his own which is pretty commendable. He asked that everyone consider a donation to the Fair Lawn Fire Safety Program for the deaf.

LAW ENFORCEMENT AWARDS

Acting Chief Marshall stated he was proud to be presenting awards to Police Officer John Ietto, Sergeant Michael Messina, Police Officer Louis Evangelista, Police Officer Jeffrey Welsh, Sergeant Richard Goetz, Police Officer Bruce Sukennikoff, Police Officer Glen Calais, Police Officer Harry Ribgrass, Police Officer David Boone, Police Officer Carmine Muscadel, Detective Derek Bastinck and civilians Frank Deane and Peter Heslin.

PUBLIC HEARING ON BUDGET - Resolution No. 151-99

Upon motion by Councilmember Dobrow and a second by Councilmember Trawinski, it was unanimously agreed to open the time for public hearing.

There being no comments from the public, upon motion by Councilmember Trawinski and a second by Councilmember Dobrow, the time for public hearing was unanimously closed.

Upon motion by Councilmember Dobrow and a second by Councilmember Trawinski, Resolution No. 151-99 adopting the 1999 Budget was passed with Councilmember Tedeschi abstaining.

PUBLIC HEARING ON SID BUDGET - Resolution No. 152-99

Upon motion by Councilmember Trawinski and a second by Councilmember Dobrow, it was unanimously agreed to open the time for public hearing.

Charles Coviello, 5-07 Fifth Street, member of the Fair Lawn Homeowners Association, wondered when the Borough would stop contributing to the SID Budget. Mayor Ganz stated the Borough's contribution this year was a relatively modest sum. CFO Eccleston explained the SID reimbursement for the Borough's Capital Appropriations. Mr. Coviello stated with the money laid out, he does not see a betterment of the area.

Bob Landzettel, Manager of the SID clarified some of the issues that were raised explaining the financial issues that the SID dealt with. He thanked the Borough for introducing the Budget and recommended its approval.

Upon motion by Councilmember Trawinski and a second by Councilmember Dobrow, it was unanimously agreed to close the time for public hearing.

Councilmember Trawinski stated that despite Mr. Coviello's comments, he believes this does represent a good budget and a step continuing in the right direction. When he first came on the Council, the Borough's contributions were in the amount of \$35,000 and are now not that extensive. He took a moment to compliment the following people: Bernie Hersh, Bob Gordon and John Keith who had a vision and a desire to implement that vision to get on a bi-partisan basis the River Road Improvement Corporation up and running before it became a Special Improvement District. He thinks the Borough has seen a stabilization on the tax ratio proportion between the residential and business. He stated the Borough needs to get the parking Ordinance in place.

Councilmember Tedeschi stated this is not a bi-partisan project, but a non partisan one.

Upon motion by Councilmember Trawinski and a second by Councilmember Tedeschi, the motion to adopt Resolution No. 153-99 adopting the 1999 SID budget was unanimously passed.

ORDINANCES: FIRST READING

Upon motion by Councilmember Trawinski and a second by Councilmember

Dobrow, it was unanimously agreed to take from the table Ordinance No. 1759-99.

Upon motion by Councilmember Trawinski and a second by Councilmember Tedeschi, it was unanimously agreed to read the following Ordinance by title.

Ordinance No. 1759-99

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

Upon motion by Councilmember Trawinski and a second by Councilmember Tedeschi, Resolution No. 153-99 introducing Ordinance No. 1759-99 was unanimously adopted.

Councilmember Trawinski stated that with this Ordinance and Resolution No. 160-99 all the legal positions were covered with the exception of the Borough Attorney. He wondered how the Borough Attorney's increase was covered. Municipal Clerk Kwasniewski stated that in January a professional services agreement was adopted for Attorney Lustgarten.

RESOLUTIONS BY CONSENT #10-99

Upon motion by Councilmember Trawinski and a second by Councilmember Dobrow, Consent Agenda #10-99 containing the following items were unanimously adopted.

- a. Resol. #154-99 Approval of Minutes:
Regular Meeting 3/23/99
Work Session 3/23/99
- b. Resol. #155-99 Approval of Sheriff's Family Day Picnic
- c. Resol. #156-99 Authorization to Execute Snow Plowing Agreement
- d. Resol. #157-99 Refund of Overpayment of Taxes
- e. Resol. #158-99 Authorizing Capital Alternatives to Submit Transportation Equity Act for the 21st Century Grant
- f. Resol. #159-99 Endorsing Transportation Equity Act for the 21st Century Grant
- g. Resol. #160-99 Professional Services - Prosecutor

RESOLUTION NO. 161-99 TRANSFER OF LIQUOR LICENSE - EXPANSION OF PREMISES

Track Side Grille, Inc.

Upon motion by Councilmember Dobrow and a second by Councilmember Trawinski, it was unanimously agreed to open the time for public hearing.

Attorney Lustgarten stated that for the record the Municipal Clerk should state that the application is complete and pursuant to our policies and procedures the Police Department was notified and there has been no objections from that department. Mayor Ganz asked if proof of service was done on everyone that was required to be notified. Municipal Clerk Kwasniewski stated that everything was in order and informed the Mayor and Council that the owner was present.

Upon motion by Councilmember Trawinski and a second Councilmember Tedeschi, it was unanimously agreed to close the time for public hearing.

Upon motion by Councilmember Trawinski and a second by Councilmember Tedeschi, Resolution No. 161-99 was unanimously adopted.

MISCELLANEOUS PUBLIC COMMENTS

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

Shirley Giamongo, 5-12 Fifth Street, stated that she walks and drives around town and wonders why the signs are placed where they are. There should be crosswalks painted on the street and wondered if they could be done. Mayor Ganz said Fair Lawn Avenue and Morlot Avenue are outside of the Borough's jurisdiction. He asked her to drop him or the Manager a note and they will forward it to the County with a suggestion it be marked or striped in some way. Ms. Giamongo feels that it is a safety issue. Mayor Ganz said there was a Pedestrian Safety Committee in place which has expressed its concern particularly on Plaza Road and he realizes it is also a problem on Morlot Avenue by Lyncrest School and over by Thomas Jefferson Middle School. He stated that last year, then Mayor Trawinski was instrumental in getting a light on Morlot Avenue to try to reduce the speed of the cars but that has had limited success.

Ms. Giamongo stated she attended the Bergen County Senior Citizens Coordinating Council Meetings in Paramus and was told that Volunteer Firemen would be looking for pensions. Mayor Ganz stated he knew something about the subject as he saw an piece from the League of Municipalities that there is a bill pending in the legislature to do precisely that.

Councilmember Trawinski explained that the municipality of Dover Township in Ocean County were taken to court by the Ortley Beach Fire Department who claim they were being unfairly discriminated against in the statute that allows pensions for firemen. The Ortley Beach Fire Department lost the court case and Dover Township did not have to pay the pensions. The municipal officials thought that was the end of the issue but the volunteer firemen got their lobby together, went to Trenton and persuaded their legislators to introduce legislation that would allow municipalities the option of paying pensions to volunteer firemen. It is up to each municipality.

Leon Wender, 7-22 Manor Road, spoke about the Shade Tree's salaries and equipment and asked about the other expenses. Recycling workers should check the people going into the dump site to make sure they are Fair Lawn residents.

There being no additional comments from the public, upon motion by Councilmember Trawinski and a second by Councilmember Tedeschi, the time for public comments was unanimously closed.

Adjournment:

Upon motion by Councilmember Trawinski and a second by Councilmember Dobrow, the meeting was unanimously adjourned at 8:45 p.m.

Respectfully submitted,

Marilyn B. Dugan, RMC

Assistant Municipal Clerk