

REGULAR MEETING OF JUNE 8, 2009

The meeting was called to order by Vice Chairman Todd Malkin at 8:10 P.M.

The notice of the Open Public Meetings Law was read.

Roll Call

Present: Joseph D'Arco, Barry Winston, Phillip Cassidy, Larry Metzger, Deputy Mayor Lisa Swain, Honey Morgenstern, Baruch Gadot, Joseph Baladi, Todd Malkin Absent: Scott Osback, Chairman Peter Kortright, III.

Also present: Board Engineer Kevin Tichacek, Board Attorney Douglas Bern, and Board Secretary Cathy Hochkeppel

Approval of Minutes

Upon motion by Barry Winston and a second by Phillip Cassidy the minutes of the May 11, 2009 work session were unanimously approved. AYES: Barry Winston, Phillip Cassidy, Larry Metzger, Deputy Mayor Lisa Swain, Joseph D'Arco, Baruch Gadot, Honey Morgenstern. Abstain: Todd Malkin, Joseph Baladi.

Upon motion by Phillip Cassidy and a second by Barry Winston, the minutes of the regular meeting of May 11, 2009, were unanimously approved. AYES: Barry Winston, Phillip Cassidy, Larry Metzger, Deputy Mayor Lisa Swain, Joseph D'Arco, Baruch Gadot, Honey Morgenstern Abstain: Todd Malkin, Joseph Baladi.

Approval of Escrow Bills

Upon motion by Barry Winston and a second by Honey Morgenstern the escrow bills were unanimously approved. AYES: Barry Winston, Phillip Cassidy, Larry Metzger, Deputy Mayor Lisa Swain, Joseph D'Arco, Baruch Gadot, Honey Morgenstern, Todd Malkin, Joseph Baladi.

Memorializing Resolutions

Hoefner, 6-11 Plaza Road, Block 3524, Lots 23 and 24; minor subdivision,

Board Attorney Douglas Bern explained the memorializing resolution of approval. Upon motion by Barry Winston and a second by Joseph D'Arco, the memorializing resolution as amended was unanimously adopted. AYES: Barry Winston, Phillip Cassidy, Larry Metzger, Deputy Mayor Lisa Swain, Baruch Gadot, Joseph D'Arco.

General Public Comment

Vice Chairman Todd Malkin opened the matter to the public.

Greg Miller, 5 Ramapo Terrace, asked for clarification relative to the proposed parking for 10-16 River Road. It was explained that the five additional spaces would be stacked and used by employees.

As no other public wished to be heard, the time for public comment was closed.

Upon motion by Honey Morgenstern and a second by Phillip Cassidy, the following closed session resolution was unanimously adopted at 8:30 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 pending litigation; and

WHEREAS, this matter is one which permits the exclusion of the public from such discussion; and

WHEREAS, minutes will be taken during this closed session and once the need for confidentiality no longer exists the minutes will be available to the public.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Board of the Borough of Fair Lawn that the public be excluded since this matter as set forth above is one which permits the exclusion of the public from such discussion.

AYES: Todd Malkin reconvened the public portion of the meeting at 8:50 P.M. with all members present as previously indicated.

Adjournment

Upon motion by Honey Morgenstern and a second by Barry Winston, the meeting was unanimously adjourned at 8:50 p.m.

Respectfully submitted,

Cathryn Hochkeppel
Municipal Housing Liaison/
Land Use Administrator/
Secretary of the Planning Board

CH:mc