

REGULAR MEETING DECEMBER 7, 2010

Mayor Tedeschi called the meeting to order at 7:34 p.m.

In accordance with the Open Public Meetings Act, annual notice of all meetings of the Borough of Fair Lawn was published in the Record issues of December 18, 2009. Notices were also posted on the bulletin board located on the first floor of the Municipal Building and the Maurice Pine Free Public Library. Copies were mailed to The Community News and posted on the Borough of Fair Lawn Website. The annual notice identified the times and locations of the Council meetings and work sessions.

PRESENT: Mayor Tedeschi, Deputy Mayors Swain and Weinstein, Councilmember Baratta and Councilmember Trawinski

ALSO PRESENT: Manager Stafford, Municipal Clerk Kwasniewski, Assistant Municipal Clerk Bojanowski and Attorney Rosenberg

PRESENTATION: ADOPT-A-SOLDIER PLATOON

Alan Krutchkoff, 2-19 Lyncrest Avenue, gave an overview of what the Adopt-A-Soldier Platoon does. He started this program in 2003. He promoted the Spaghetti Dinner that was being held. The proceeds from the dinner will buy exercise equipment for a platoon. Mayor Tedeschi informed everyone that the spaghetti dinner will be held on Thursday, December 16th.

MANAGER'S REPORT:

Manager Stafford stated that the report is on the table and he would be available for any questions from the Governing Body.

COUNCIL COMMENTS:

Councilmember Baratta thanked Mr. Krutchkoff for the wonderful presentation for what he does. She wished everyone a happy holiday season. She announced that the Fair Lawn Rescue Squad is holding their annual new toy drive collection. There is a collection box in Borough Hall. The box will be there until December 15th. She thanked the Rescue Squad for this worthwhile effort.

Councilmember Baratta told Mayor Tedeschi that she would provide the desserts for the spaghetti dinner. Mayor Tedeschi thanked her.

Deputy Mayor Weinstein wished everyone a happy holiday season. He thanked Mr. Krutchkoff for his presentation. He, too, will be at the spaghetti dinner although not cooking just serving.

Councilmember Trawinski thanked Mr. Krutchkoff on his presentation. He has worked very hard on Operation Goodie Bag for close to six years. He knows how many people across this nation that are making sacrifices for the troops and it is certainly nice to have someone living down the street from him doing it as well.

Councilmember Trawinski stated in terms of cooking, he had attempted to get in between Commander Palmeri and Mayor Tedeschi last year but neither one would let him cook only wash dishes. He wished everyone a Merry Christmas and Happy Hanukah. Here's hoping that 2011 will mark the start of a turnaround not only in the economy but in the climate of this nation.

Deputy Mayor Swain thanked Mr. Krutchkoff for his educational presentation. It was great that people like him can come up with the stories from behind the lines to let people know what is really going on. So often what they see on the news or read in the paper is filtered. It is so special to hear it from someone that has been there. She also wished everyone happy holidays and asked them to be safe and take care of themselves and their families. Since this is the last regular meeting of the year, she wanted to let everyone know who is thinking of their New Year's resolution, here in Fair Lawn a great event is held on New Year's Day which is Fair Lawn's 5K Run which is sponsored by the Rotary. It is a great way to start your day off with a run or walk. It is also part of the healthy town. She thanked Jim VanKruiningen for being instrumental in them moving ahead in their sustainability. She concluded by wishing everyone a happy new year.

Mayor Tedeschi also thanked Mr. Krutchkoff for the presentation he made. Last Sunday he had the opportunity to tour the World War II memorial in New Orleans. The message that comes out of that museum really underscores the generations past that have protected our freedoms and are now protecting our freedom. If by some stroke of luck, you come before a World War II veteran, please say thank you. They are getting old but they are there and are the greatest generation. Freedom is not cheap. He wished everyone a happy holiday season.

ORDINANCES ON SECOND READING:

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

ORDINANCE NO. 2203-2010**AN ORDINANCE TO PROVIDE FOR THE PURCHASE OF BLOCK 5611 LOT 24.03, BY THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS FROM THE STATE OF NEW JERSEY GREEN ACRES TRUST FUND AND THE UTILIZATION OF FUNDS IN THE BOROUGH OF FAIR LAWN OPEN SPACE TRUST**

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

Deputy Mayor Weinstein stated this is one of two purchases from Open Space in Fair Lawn. The property is located on George Street and the cost is \$320,000 of which the Borough will be receiving half or about \$156,000 from the State Green Acres program. The remaining will come from the Borough out of the fund that has been accumulating over the years. He and Councilmember Trawinski would like to thank the residents of Fair Lawn, the Open Space Committee, the Council, prior Managers as well as the Borough's consultant Michael Hakim for all their efforts in making this happen. It is a win-win for not only the residents of George Street but for all of Fair Lawn and the Fire Department on George Street.

Councilmember Trawinski echoed what Deputy Mayor Weinstein said.

There being no further discussion, upon motion by Councilmember Baratta and a second by Councilmember Trawinski, Resolution No. 394-2010 adopting Ordinance No. 2203-2010 was unanimously passed.

Upon motion by Deputy Mayor Weinstein and a second by Deputy Mayor Swain, it was unanimously agreed to read the following ordinance by title and open the time for public comments.

ORDINANCE NO. 2204-2010**AN ORDINANCE TO PROVIDE FOR THE PURCHASE OF BLOCK 1702 LOTS 4 & 10, ALSO KNOWN AS THE NAUGLE HOUSE BY THE BOROUGH OF FAIR LAWN AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF FUNDS FROM THE BERGEN COUNTY OPEN SPACE PRESERVATION TRUST FUND AND STATE OF NEW JERSEY GREEN ACRES TRUST FUND AND THE UTILIZATION OF FUNDS IN THE BOROUGH OF FAIR LAWN OPEN SPACE TRUST**

Pam Coles, 13-34 George Street thanked the Open Space Committee for working so hard for both of these properties. She felt it was invaluable to save

any amount of space. She also thanked the Fair Lawn Historical Commission and the Naugle Kids for working so hard on this project.

Mayor Tedeschi stated it also happened because the taxpayers were willing to pay into the Open Space trust.

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

Councilmember Trawinski stated that tonight with these two ordinances, they are utilizing almost \$2.1 million to acquire two very significant pieces of property. One is on George Street to create a pocket park and at the same time accommodate the expansion needs of the Fire Company on George Street. It is a classical example of a win-win.

The second is \$1.7 million to stop development on the historic Naugle property and is now yielding not only a cessation of that development but the preservation of that historic house in perpetuity. Hopefully they will be able to work with the Historic Preservation Commission and also obtain additional grant funding to restore that house and find an adaptive reuse for it. It could possibly be put back on the market subject to preserving it with its historic facade easements or perhaps they will find some other use working with the County as part of the park. You have heard the list of people who were thanked before. He thanked Deputy Mayor Weinstein in particular for the opportunity to work with him on this committee, they act as co-chairs. He echoed the Mayor's comment because it really is the people of Fair Lawn that had the foresight to agree to impose a tax upon themselves to preserve open space that they can achieve this. In 1996 they were told that Fair Lawn would never qualify for open space funds, in part because they did not have an open space tax. Six years ago several residents launched a petition drive that ended up with the people of Fair Lawn voting in favor to tax themselves a half of a cent per \$100 of assessed value which has provided the Borough with the matching funds for the County grants and the Green Acre funding. It is a credit, particularly in these economic times that the people of Fair Lawn still continue to recognize the value of preserving open space. On this issue together with his colleagues on the Council, he is proud that they have been able to achieve both of these acquisitions. Hopefully in the future through the Open Space Trust Funds they will be able to do more. The people of Fair Lawn should understand this is not coming out of general revenue. Finally, he thanked Mr. Nadani for agreeing to the sale of the property. He also thanked Attorney Rosenberg and Ira Levine for negotiating this deal and the current and past Manager, Joanne M. Kwasniewski for all their efforts to make this happen.

Mayor Tedeschi felt it was interesting that the petition drive that Councilmember Trawinski mentioned earlier was in 1995 and called for a 1% tax but it failed by 1,235 signatures. The petition was not valid but the idea was valid and the Council listened and that is how government is supposed to work.

There being no further discussion, upon motion by Councilmember Baratta and a second by Councilmember Trawinski, Resolution No. 395-2010 adopting Ordinance No. 2204-2010 was unanimously passed.

PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY

Upon motion by Councilmember Trawinski and a second by Deputy Mayor Swain, the time for public comments on consent agenda items only was unanimously opened.

There being no comments from the public, upon motion by Deputy Mayor Weinstein and a second by Councilmember Trawinski, the time for public comments on consent agenda items was closed.

RESOLUTIONS BY CONSENT #29-2010

Upon motion by Councilmember Baratta and a second by Councilmember Trawinski, Consent Agenda 29-2010 containing the following items was unanimously passed.

- a. Resol. #396-2010 – Approval of Minutes:
 - Work Session 8/10/10
 - Special Meeting 8/10/10
 - Closed Session 8/10/10
 - Regular Meeting 8/17/10
 - Closed Session 8/17/10
- b. Resol. #397-2010 - Refund of Overpayment of Taxes
- c. Resol. #398-2010 – Confirmation of Fire Board Actions
- d. Resol. #399-2010 - Extension of Bid: Storm & Sanitary Sewer Cleaning and TV Inspection
- e. Resol. #400-2010 - Award of Bid: Fire Department & Fire Prevention Uniforms
- f. Resol. #401-2010 - Professional Service: Appraisal Services – Mc Nerney & Associates – Mac Brothers Developers, LLC
- g. Resol. #402-2010 - Professional Service: Appraisal Services – Value Research Group, LLC – Mac Brothers Developers, LLC

RESOLUTION NO. 403-2010 – APPROVAL OF MINUTES

- Closed Session – 8/10/10

Upon motion by Councilmember Trawinski and a second by Councilmember Baratta, Resolution No. 403-2010 was passed with Deputy Mayor Swain recusing herself.

PUBLIC COMMENTS

Upon motion by Councilmember Trawinski and a second by Deputy Mayor Weinstein, the time for public comments was unanimously opened.

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

ADJOURNMENT:

Upon motion by Deputy Mayor Weinstein and second by Councilmember Trawinski, the meeting was adjourned at 8:07 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk

The undersigned have read and approve the foregoing minutes.

Mayor Joseph Tedeschi

Councilmember Baratta

Deputy Mayor Swain

Councilmember Ed Trawinski

Deputy Mayor Weinstein