



BOROUGH OF FAIR LAWN
MAYOR AND COUNCIL MEETING
MINUTES

REGULAR MEETING MINUTES OF FEBRUARY 22, 2022

Mayor Peluso called the meeting to order at 7:30 p.m.

In accordance with the Open Public Meetings Act, adequate notice of this meeting, giving the time, date and information for accessing this public meeting, was sent to 'The Record' on February 5, 2022, was posted on the bulletin board located on the 1st floor of the Municipal Building, was filed in the Office of the Municipal Clerk, and was posted on the Borough's website."

PRESENT: Mayor Peluso, Deputy Mayor Cutrone, Deputy Mayor of Community Affairs Krause and Councilmembers Reinitz and Rottenstrich.

ALSO PRESENT: Manager Van Kruijning, Acting Municipal Clerk Magarelli and Attorney Verrone.

FLAG SALUTE

PROMOTIONS:

Mayor Peluso asked the Council and Chief Cauwels to join him at the dais to promote and swear in Kenneth Cavanagh to Lieutenant and Mark Wyka to Sergeant.

PROCLAMATIONS:

Mayor Peluso read the Women's History Month proclamation and presented it to the Fair Lawn's Female First Responders.

Mayor Peluso read the Multiple Sclerosis Awareness Month proclamation.

COUNCIL COMMENTS

Councilmember Rottenstrich

She congratulated Lieutenant Cavanagh and Sergeant Wyka on their promotions.

She thanked the Mayor for reading the Women's History Month proclamation. She thanked the Female First Responders for attending and encouraging future Female First Responders.

She looks forward to a time when Women's History Month and the history of the contributions of all American's is so completely interwoven into our curriculum that

we don't have to call out any group specifically. Until that time, it is so important to honor and remember Black Americans who fought so hard to make the ideals on which our country was founded a reality for all Americans.

Green Team had their first Community Native Bloom event on February 13th to learn how to make mini greenhouses with native plant seeds. The next work shop is March 6th from 2-4 p.m. and focus on the importance of composting.

Chamber of Commerce is sponsoring Taste of our Town, on February 28th, that features our local restaurants and all ticket proceeds go to our food pantry.

Councilmember Reinitz

He echoed Councilmember Rottenstrich in congratulating Lieutenant Cavanagh and Sergeant Wyka on their promotions.

He also echoed the thank you to the Female First Responders for attending tonight and for their service.

Fair Lawn Alliance and Substance Abuse has a general concern about the direction on how the Alliance is going to proceed and what events they are having going forward. Police are working with the Health Department on grants and funding.

Fire Department is looking to increase their training by bringing training events into Fair Lawn. They will soon be announcing that the Easter Bunny will be coming to Fair Lawn.

He spoke about introducing the budget tonight and how happy he is to report again that they are passing a budget that will not increase taxes on our residents.

Deputy Mayor of Community Affairs Krause

He congratulated Lieutenant Cavanagh and Sergeant Wyka on their promotions.

He was very proud and honored to swear in the officers for the Fair Lawn Volunteer Ambulance Corp. He spoke about how hard they all work and how many hours they volunteer.

He also wanted to recognize our Female First Responders in honor of Women's History Month next month.

Arts Council and Community Relations Advisory Committee are working together on March 20th for the first Holi Celebration in Fair Lawn. People are encouraged to wear white and there will be color packets available to purchase at the event. It will be at Memorial Park from 2 pm – 5 pm and the rain date will be the following Sunday, March 27th.

Deputy Mayor Cutrone

She extended her sincere congratulations to Lieutenant Cavanagh and Sergeant Wyka on their promotions.

She thanked all the Female First Responders for attending tonight and for their service. She also thanked them for being the representation that we need to inspire other young females that this is a path they can forge as well.

She congratulated the 2022 Volunteer Ambulance Corps Officers and wished them a successful and safe year ahead.

She also thanked the Mayor for reading the Women's History Month proclamation and for inviting the Female First Responders.

She too looks forward to the day when these achievements become commonplace and we no longer need to have these commemorative months but for now they are important.

Mayor Peluso

He echoed everyone's comments on congratulating Lieutenant Cavanagh and Sergeant Wyka on their promotions.

He also thanked Chief Cauwels, Borough Manager and this Council. During the last couple of years they have created more leadership positions in the Police Department and we have seen the fruition of that.

He congratulated all our First Responders and all the Female First Responders who are trailblazers in many of these fields. As was mentioned, seeing the picture of Maryanne Collura behind them is always an honor and she was the ultimate trailblazer here in Fair Lawn.

He stated that they had a number of weddings today in the Borough of Fair Lawn do to it being 02/22/22.

He also attended the Supermarket Employee day at Inserra. This is in recognition of the Supermarket Employees who made sure everyone had food on the table during COVID.

He spoke about the activity at the former Pathmark facility and that they are now working as fast as they can to get this facility operational.

He thanked the residents of Fair Lawn for the dramatic decrease in active COVID cases. They will be loosening the mask restriction in the beginning of March due to that and the change in policy at the State level.

ORDINANCE ON FIRST READING**ORD. #2611-2022**

AN ORDINANCE TO AMEND ORDINANCE NO. 1687-1997 ENTITLED "AN ORDINANCE CREATING THE RIVER ROAD SPECIAL IMPROVEMENT DISTRICT WITHIN THE BOROUGH OF FAIR LAWN AND DESIGNATING A DISTRICT MANAGEMENT CORPORATION"

Acting Clerk Magarelli requested that this ordinance be removed from tonight's agenda.

Motion to remove Ordinance 2611-2022 from the agenda was moved by Councilmember Rottenstrich, seconded by Deputy Mayor Cutrone, and carried by a roll call vote of 5-0.

ORD. #2612-2022

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF FAIR LAWN 2000 TO ADD A NEW CHAPTER 87, DISTRIBUTION OF HANDBILLS, CIRCULARS AND OTHER PRINTED MATERIALS

Upon motion by Deputy Mayor of Community Affairs Krause, seconded by Councilmember Rottenstrich, Ordinance 2612-2022 was introduced on first reading and carried by a roll call vote of 5-0.

ORD. #2613-2022

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) CALENDAR YEAR 2022

Upon motion by Deputy Mayor of Community Affairs Krause, seconded by Councilmember Reinitz, Ordinance 2613-2022 was introduced on first reading and carried by a roll call vote of 5-0.

ORDINANCE ON SECOND READING**ORD. #2608-2022**

AN ORDINANCE TO AMEND CHAPTER 232, VEHICLES AND TRAFFIC, ARTICLE VIII, TRAFFIC, MORE SPECIFICALLY SECTION 232-46, "STOP INTERSECTIONS AND MULTI-WAY STOP INTERSECTIONS" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN

Motion to open the meeting to public comments on Ordinance No. 2608-2022 only was moved by Deputy Mayor Cutrone, seconded by Councilmember Reinitz and carried unanimously.

Pamela Coles, 13-34 George Street thanked the Council for passing in this ordinance for the town's safety.

Hearing no more requests for comment, Mayor Peluso asked for a motion to close the meeting to comments from the public on this ordinance only.

Motion to close the meeting to public comments on Ordinance No. 2608-2022 only was moved by Councilmember Rottenstrich, seconded by Deputy Mayor of Community Affairs Krause and carried unanimously.

Motion to adopt Ordinance No. 2608-2022 on second and final reading was moved by Deputy Mayor of Community Affairs Krause, seconded by Deputy Mayor Cutrone and carried by a roll call vote of 5-0.

ORD. #2609-2022

AN ORDINANCE TO AMEND CHAPTER 33, POLICE DEPARTMENT, ARTICLE III, ENTRANCE REQUIREMENTS, MORE SPECIFICALLY SECTION 33-5, "REQUIREMENTS FOR APPOINTMENTS" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FAIR LAWN

Motion to open the meeting to public comments on Ordinance No. 2609-2022 only was moved by Councilmember Reinitz, seconded by Deputy Mayor Cutrone and carried unanimously.

Hearing no requests for comment, Mayor Peluso asked for a motion to close the meeting to comments from the public on this ordinance only.

Motion to close the meeting to public comments on Ordinance No. 2609-2022 only was moved by Deputy Mayor of Community Affairs Krause, seconded by Councilmember Reinitz and carried unanimously.

Motion to adopt Ordinance No. 2609-2022 on second and final reading was moved by Deputy Mayor of Community Affairs Krause, seconded by Councilmember Reinitz and carried by a roll call vote of 5-0.

ORD. #2610-2022

AN ORDINANCE CREATING A SPECIAL EVENT PERMIT REQUIREMENT TO HOLD A SPECIAL EVENT WITHIN THE BOROUGH OF FAIR LAWN

Motion to open the meeting to public comments on Ordinance No. 2610-2022 only was moved by Deputy Mayor Cutrone, seconded by Councilmember Reinitz and carried unanimously.

Pamela Coles, 13-34 George Street asked what an example of a special event would be. Mayor Peluso explained a 5K event, Street Fair, larger social affairs gathering or anything that would require our Police or DPW. Deputy Mayor Cutrone explained that these events are events that cost the borough money and this ordinance is just adjusting fees that have been around for a while.

Hearing no more requests for comment, Mayor Peluso asked for a motion to close the meeting to comments from the public on this ordinance only.

Motion to close the meeting to public comments on Ordinance No. 2610-2022 only was moved by Deputy Mayor Cutrone, seconded by Deputy Mayor of Community Affairs Krause and carried unanimously.

Motion to adopt Ordinance No. 2610-2022 on second and final reading was moved by Councilmember Rottenstrich, seconded by Deputy Mayor Cutrone and carried by a roll call vote of 5-0.

2022 BUDGET INTRODUCTION

RESOL. #89-2022 INTRODUCTION OF BUDGET – BY TITLE ONLY

Upon motion by Deputy Mayor Cutrone and a second by Deputy Mayor of Community Affairs Krause, Resolution No. 89-2022 was carried by a roll call vote of 5-0.

PUBLIC COMMENTS ON CONSENT AGENDA 5-2022 ITEMS ONLY

Upon motion by Councilmember Reinitz and a second by Deputy Mayor Cutrone, the time for public comments on Consent Agenda items only was opened.

Pamela Coles, 13-34 George Street, asked for an explanation of Resolution 108-2022. Manager Van Kruiningen explained that 6-15 Plaza Road was purchased with by the Borough with Open Space money and is now being taken off the tax roll.

There being no more comments from the public, upon motion by Deputy Mayor of Community Affairs Krause a second by Councilmember Rottenstrich, the time for public comments was unanimously closed.

RESOLUTIONS BY CONSENT 5-2022

Upon motion by Deputy Mayor Cutrone and a second by Councilmember Reinitz, Consent Agenda #5-2022 containing the following items was unanimously passed.

RESOL. #	RESOLUTION TITLE
90-2022	2022 Budget Self Examination
91-2022	Authorizing Transfer of Reserve Funds
92-2022	Resolution Authorizing the Purchase and Installation Of A Prefabricated Concrete Restroom/Concession Building Related Equipment And Accessories Under Sourcewell National Cooperative Contract #081721-CXT, From CXT, Inc. Of Spokane Valley, Washington, 99206.
93-2022	Authorizing Tax Overpayment Refund
94-2022	Approving Fireboard Actions - February
95-2022	Approving Meeting Minutes - January, 2022

- 96-2022 Authorizing the Borough to Enter Into a Contract with Motorola Solutions Company for Public Safety Software Support and Maintenance Services
- 97-2022 Resolution to Surrender Unclaimed Redemption Monies by Lien Holder to the Municipality
- 98-2022 Resolution Rescinding Resolution 66-2022 and Appointing Members of the Health Advisory Board
- 99-2022 Resolution Appointing New Member of Arts Council
- 100-2022 Resolution Approving Renewal of Limousine License 2022- N.L. Car Service
- 101-2022 Hackensack Hospital Emergency Dispatch Service
- 102-2022 Resolution Approving Change Order with Reivax Contracting for Project #23171 – 2020 Roadway Improvements
- 103-2022 Resolution Authorizing Release of Performance Bond for Project #2317-1 Roadway Improvements to Reivax Contracting Corp
- 104-2022 Authorizing Renewal Agreement – Everbridge Phone Calls, Interactive Response, Email and Gis Mapping
- 105-2022 Resolution Authorizing Application to the Complete Streets Technical Assistance Program
- 106-2022 Resolution Authorizing the Sustainable Jersey Small Grants Application - \$2,000.00
- 107-2022 Resolution Authorizing the Sustainable Jersey Small Grants Application - \$10,000.00
- 108-2022 Resolution to Cancel Year 2022 Property Taxes, Due To Property Change Classification from Taxable to Tax Exempt
- 109-2022 Resolution Authorizing a Lease Agreement with Kyocera Document Solutions for copiers under State Contract #40465

NEW BUSINESS

Deputy Mayor of Community Affairs Krause asked to change the April Work Session from April 12th to April 5th due to scheduling conflicts.

There was a unanimous consensus to change the April 12th Work Session to April 5th.

PUBLIC COMMENTS

Upon motion by Deputy Mayor of Community Affairs Krause and a second by Councilmember Reinitz, the time for public comments was unanimously opened.

Robert Kent, 7-20 Forest Street spoke about an article in the Record that the Borough of Fair Lawn was considering banning roosters from being pets in the Borough due to them being a nuisance. Is it an environmental issue or is it a noise issue. If it's due to noise, he stated that there are many other pets, people and machines that create far more noise. He feels that this is inaccurate. Mayor Peluso explained that it is an ongoing discussion and that he is not in favor of banning roosters or any farm animals. They are hoping to come to a compromise and possibly bring the rooster indoors from 9:00 pm to 8:00 am. They will continue the discussion and try to decide what steps the Council will take.

Paula Schuck, 9-10 6th Street asked what is happening with the flag at the historical building. Manager Van Kruijning explained that the rope on the flag pole is gone and the Borough does not touch anything on historical properties without getting clearance authorization from the Historic Preservation Commission. When the repair is done by the Cadmus House people the Borough will put the flag up. She asked when he thought this would be done. Manager Van Kruijning stated that they follow up with them every Monday.

There being no more comments from the public, upon motion by Deputy Mayor of Community Affairs Krause a second by Councilmember Rottenstrich the time for public comments was unanimously closed.

EXECUTIVE CLOSED SESSION

RESOLUTION NO. 110-2022: PENDING OR ANTICIPATED LITIGATION

Upon motion by Councilmember Reinitz and a second by Deputy Mayor Cutrone, Resolution No. 110-2022 was carried by a roll call vote of 5-0.

1. Pending or Anticipated Litigation

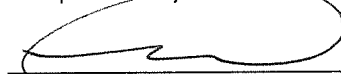
RECONVENE PUBLIC SESSION

Upon motion by Deputy Mayor of Community Affairs Reinitz and a second by Deputy Mayor Cutrone and carried at 8:53 p.m.

ADJOURNMENT

Upon motion by Councilmember Cutrone and second by Councilmember Reinitz, the meeting was adjourned at 8:54 p.m.

Respectfully submitted,



Nicholas J. Magarelli
Acting Municipal Clerk

The undersigned has read and approved the foregoing minutes.



Mayor Kurt Peluso