

**BOROUGH OF FANWOOD  
MAYOR AND COUNCIL REGULAR MEETING  
APRIL 16, 2014**

The Regular Meeting of the Mayor and Council was held on April 16, 2014 at Borough Hall, 75 North Martine Avenue, Fanwood, NJ 07023 at 7:10 PM.

Mayor Colleen Mahr stated: I hereby announce and request that such be included in the minutes of the meeting that notice of time, place and date of this meeting has been prominently posted on the bulletin board at Borough Hall; mailed to the Times, The Star Ledger, Courier News, PATCH, Alternate Press by January 10, 2014 filed with the Borough Clerk and mailed to any person requesting same in accordance with the requirements of the Open Public Meeting Act

The Pledge of Allegiance was led by Mayor Mahr.

Eleanor McGovern, Borough Administrator, gave the invocation

Present: Kevin Boris, Russell Huegel, Tom Kranz, Daniel Levine, Katherine Mitchell  
Absent: Jack Molenaar  
Also Present: Mayor Colleen Mahr, Eleanor McGovern, Fred Tomkins, Dennis Estis arrived later.

**MINUTES**

Huegel/Kranz moved to adopt the following minutes as presented. Motion carried with Katherine Mitchell abstaining.

Agenda Meetings	April 1, 2014
Regular Meeting	March 18, 2014
Special Meetings	April 1, 2014

**APPOINTMENTS/RESOLUTIONS/PROCLAMATIONS/PRESENTATIONS**

**Appointments:**

Mitchell/Huegel moved to accept the following appointment. Motion carried.

1. Dean Talcott was appointed to the Shade Tree Commission with his term expiring 12/31/2018.

**Presentations:**

Mayor Mahr presented Margaret Lewis with a Devlin print of the Community House for her dedicated service as a Board of Health Member.

Lisa Renwick/Relay for Life was not present and will be re-scheduled for May 6, 2014, Agenda Meeting.

Dennis Estis arrived.

**Proclamations:**

Councilman Boris read the following proclamation:

**AUTISM AWARENESS MONTH  
APRIL 2014**

**WHEREAS**, current reports indicate that approximately one in every 68 children, has been diagnosed with ASD, Autism Spectrum Disorder, is five times more common in boys (1 in 42) than girls,

and usually appears during the first three years of life, and

**WHEREAS**, ASD is a lifelong developmental disorder, resulting in a range of significant impairments to an individual's communication abilities, behaviors, and social interactions, and a range of other secondary medical conditions; and there is no medical detection or cure for autism, and

**WHEREAS**, no two people with ASD are the same, as mannerisms and severity of symptoms vary; and

**WHEREAS**, early diagnosis, therapy, and education are vital to the increased quality of life; and

**WHEREAS**, many families living with ASD are challenged by complex medical needs, strains on finances, overburdened schedules with ongoing therapies, academic concerns, doctor appointments, lack of respite and access to skilled child care, strains on family and social relationships; and

**WHEREAS**, although there is currently no known cause or cure for ASD, with proper education, training, and community supports, individuals with ASD can lead meaningful, productive and enjoyable lives; and

**WHEREAS**, community organizations such as *Autism Family Times with Brianna* and *Children's Specialized Hospital* are dedicated to ongoing efforts to care for, support, encourage community participation and interaction; facilitate inclusion in recreation and leisure activities; and educate residents, businesses, organizations, emergency responders, municipal leaders, and others in the community to better understand, include, support, and value these individuals; and

**WHEREAS**, these organizations advocate for collaborative partnerships with community businesses, organizations, and individuals to optimize resources and supports to meet the interests, needs, and challenges of people of all abilities.

**NOW, THEREFORE**, I Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim April 2014, AUTISM AWARENESS MONTH in the Borough and urge all residents to become aware and better educated about Autism Spectrum Disorder.

**BE IT FURTHER RESOLVED** that we, the Borough of Fanwood, support special and inclusive programs for individuals with Autism Spectrum Disorder and encourage Borough businesses, organizations and residents to work together in order to optimize resources, services, and programs to support individuals and their families living with this disorder.

Councilman Huegel read the following proclamation:

**NATIONAL DONATE LIFE MONTH  
APRIL 2014**

**WHEREAS**, we are proud to help educate New Jerseyans on the dire need for life saving organ and tissue donations; and

**WHEREAS**, every human life has matchless value, and during **National Donate Life Month**, we reaffirm our commitment to raising awareness about organ donation and the importance of making the decision to donate. We also express our appreciation to those who have donated organs, tissue, and marrow; and

**WHEREAS**, over 120,000 Americans, thousands in New Jersey, 1,851 pediatric patients are currently on the waiting list for an organ transplant and thousands more need life enhancing tissue transplants. We urge all New Jersey residents to register with the state’s donor registry; say yes to organ and tissue donation on their driver’s license; and share their decision with family and friends. By taking these steps, New Jerseyans can help save lives. The kindness and generosity of donors reflect the compassionate spirit of our State; and

**WHEREAS**, 14,013 organ transplants were performed in 2012 and 46,000 corneas were transplanted.

**WHEREAS**, during the month of April, **National Donate Life Month**, we celebrate the life-saving work of medical professionals and researchers and the many other whose actions reflect our commitment to a brighter tomorrow. Individuals can visit [www.DonateLifeNJ.org](http://www.DonateLifeNJ.org) to learn more about organ and tissue donation and how they can give the gift of life. We are called upon to help raise awareness of the urgent need for organ and tissue donors throughout our State.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim April, 2014 as **National Donate Life Month** in Fanwood and encourage all citizens to consider donating organs, tissue and marrow to help those in need.

Councilwoman Mitchell read the following proclamation:

**NATIONAL POETRY MONTH  
APRIL 2014**

**WHEREAS**, one definition of Poetry is “the art of rhymical composition, written or spoken, for exciting pleasure by beautiful, imaginative or elevated thoughts”, and

**WHEREAS**, the first National Poetry Month was held in 1996 in America; and

**WHEREAS**, National Poetry Month offers an opportunity to celebrate poetry not only created in the past but also the diverse voices of today’s Poets with literature that enriches our culture and whets our imagination, and

**WHEREAS**, the Borough, through our Poet Laureate, Adele Kenny, and her able committee, has created a very successful Carriage House Poetry Reading Series, at the Patricia M. Kuran Cultural Arts Center, featuring many accomplished and budding Poets for the enjoyment of Fanwood residents, and

**WHEREAS**, Poetry reflects the joys and sorrows we experience in life through our families and friends revealing our deepest emotions and allowing us to create energy for celebration and healing.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood do hereby proclaim April 1, through April 30, 2014, **NATIONAL POETRY MONTH** and call upon public officials, educators, librarians, and all the people of Fanwood to observe this month; to celebrate the cultural riches our community has to offer; and to recognize the important role poetry plays in creating and sustaining this great nation with appropriate ceremonies, activities,

and programs.

**CORRESPONDENCE**

Boris/Huegel moved to accept the following correspondence. Motion carried.

1. County of Union  
Re: Ordinances relating to the 2014 County Budget  
Disposition: Note and file.
2. Historic Preservation Commission  
Re: Letter on the Community Sign  
Disposition: Decision to be determined.

**COUNCIL REPORTS**

- A. Administration and Finance (Councilman Levine)  
Levine/Boris moved the Tax Collector Report for March. Motion carried.  
Levine/Mitchell moved the Payment of Claims. Motion carried on the following roll call vote.

**BE IT RESOLVED** that claims in the amount of \$1,182,418.23 having been listed on the Bill List and recorded in the files of the Borough Hall, and approved by the Chairman of the appropriate Committee, be paid.

FOR: Levine, Mitchell, Boris, Huegel, Kranz  
AGAINST: None  
ABSENT: Molenaar  
ABSTAINED: None

Councilman Levine mentioned the Community Aggregation, Recycling Center and Curbside Recycling Bid.

- B. Public Safety (Councilwoman Mitchell)  
Councilwoman Mitchell reported for the Police Department, Library and Arbor Day.

- C. Public Works (Councilman Huegel)  
Councilman Huegel reported on the street projects in Fanwood; Public Works and the Business and Professional Association.

- D. Land Use and Historic Preservation (Councilman Molenaar)  
No report.

- E. Recreation and Community Services (Councilman Boris)  
Councilman Boris reported for the Recreation Commission regarding the Skate Park, Easter Egg Hunt and recreation buildings maintenance; he also reported for the Historic Preservation Commission.

- F. Health and Senior Citizens (Councilman Kranz)  
Councilman Kranz reported for the Board of Health and congratulated Margaret Lewis on her Volunteer of the Month award. He also reported for the Rescue Squad.

**MEETING OPEN TO THE PUBLIC (Agenda Items Only)**

Russell/Mitchell moved to open the meeting to the public. Motion carried.

Anthony Parenti, 16 Pleasant Avenue reported on the proposed new Community Bulletin Board. The Parker brothers were present to discuss the increase in price if the Borough wanted real brick and mortar vs. the material that was presented. More research was required.

**OLD BUSINESS**

A. Administration and Finance (Councilman Levine)

**Ordinance 14-03-R**

Levine/Boris moved to open the public hearing on Ordinance 14-03-R. Motion carried.

No one spoke.

Levine/Huegel moved to close the public hearing. Motion carried.

Levine/Boris moved to adopt Ordinance 14-03-R on second reading. Motion carried on the following roll call vote.

**AN ORDINANCE AMENDING SECTION 252-1 AND  
SECTION 252-2 OF THE FANWOOD BOROUGH CODE  
RELATING TO SOLID WASTE COLLECTION DISTRICT NO. 1**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey (“Borough”) as follows:

Section I. Section 252-1(A) is amended as follows:

(A) There is hereby set off and created within the boundaries of the Borough a district covering a portion of the area bounded by South Avenue on the north, LaGrande Avenue on the south, Martine Avenue on the east, and Second Street on the west, consisting specifically of Lots s1, 1.01, 1.2, 2, 3, 5.0104, 7 through 16 in Block 64, on the Tax Map of the Borough of Fanwood, which district shall be known as “Solid Waste Collection District No. 1.”

Section II. Section 252-2(D) is amended as follows:

(D) Amount to be raised. The amount to be levied each year for each lot in Garbage Collection District No. 1 shall be established by the Mayor and Council and Council by resolution, setting forth the amount required to be raised for said purposes, i.e., the individual lot’s contribution, and which shall provided sufficient funds for said collection and disposal. Any assessment made pursuant to this article shall be used solely to provide for the support of Solid Waste Collection District No. 1. Payment of said amount shall be made on a quarterly basis in advance commencing the first of the month allowing completion of the enclosures referenced in 252-2A(2). The Borough will issue an invoice to the owner and at the owner’s request, the Borough will issue a copy to any tenant residing on the lot, either residential or commercial, but if the tenant fails to pay the Borough directly and promptly, the owner shall be obligated to make the payment within ten days of being notified of the failure by the tenant.

Section III. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section IV. If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

Section V. This ordinance shall take effect upon second reading and final passage and publication in accordance with law. A copy of this ordinance shall be sent to the Union County Planning Board.

FOR: Levine, Boris, Boris, Huegel, Kranz, Mitchell  
AGAINST: None  
ABSENT: Molenaar  
ABSTAINED: None

**NEW BUSINESS**

**A. Administration and Finance (Councilman Levine)**

**Resolution 14-04-65 2014 Municipal Budget**

Levine/Boris moved to adopt Resolution 14-04-65 introducing the 2014 Municipal Budget. Motion Carried.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood that the statements of revenues and appropriations as presented to Council on April 16, 2014 shall constitute the Fanwood Municipal Budget for 2014.

**BE IT FURTHER RESOLVED** that said Budget be published in the Times in the issue of April 17, 2014.

**BE IT FURTHER RESOLVED** that the adoption of the Municipal Budget is scheduled for May 20, 2014.

**Resolution 14-04-66**

Levine/Boris moved to adopt Resolution 14-04-66. Motion carried.

**WHEREAS**, Courage to Reconnect’s application for a Consolidation Commission Study for the consolidation of Scotch Plains and Fanwood was approved b the State of New Jersey, Local Finance Board, on September 12, 2012, and

**WHEREAS**, under the Consolidation Commission Study statutes, the Borough of Fanwood is to appoint two Commissioners and an alternate representative, to serve on the Commission.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Fanwood that the following resident is appointed as Alternate Representative, to replace the seat vacated by Joseph Nagy:

Teresa Seefeldt  
71 Cray Terrace  
Fanwood, NJ 07023

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the State of New Jersey, Local Finance Board, Township of Scotch Plains, Courage to Reconnect, Jack Molenaar, Anthony DiBattista and Joseph Nagy.

**Resolution 14-04-67**

Levine/Boris moved to adopt Resolution 14-04-67. Motion carried.

**WHEREAS**, Comcast of New Jersey II, LLC has submitted its “Application for Renewal of

Municipal Consent” to Construct and Operate a Cable Television System in the Borough of Fanwood, to the Borough of Fanwood on November 18, 2013, and

**WHEREAS**, a needs assessment was established; a resident survey was created for the performance review that became part of the Municipal Report submitted on August 20, 2013; and a Public Hearing was held on the “Application for Renewal of Municipal Consent” on February 18, 2014, and

**WHEREAS**, a subsequent meeting was held with the Comcast Renewal Committee and Comcast on March 19, 2014 to discuss the contents of the proposed Municipal Consent Ordinance to be adopted by the Borough Council.

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council concludes that Comcast of New Jersey II, LLC has sufficient financial and technical capacity necessary to construct, maintain and operate the necessary installations, lines and equipment in the Borough and is capable of providing service to the residents of Fanwood in a safe, adequate and proper manner and hereby renews Comcast’s contract that will be outlined in the Municipal Consent Ordinance.

**BE IT FUTHER RESOLVED** that a copy of this resolution be forwarded to Comcast of New Jersey II, LLC and the Board of Public Utilities.

**Resolution 14-04-68**

Levine/Boris moved to adopt Resolution 14-04-68. Motion carried.

**Requesting approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Fanny Wood Day Trust Account Pursuant to N.J. S. A. 40: 55D-53.1**

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

**WHEREAS**, N.J. S. A. 40: 55D-53.1 allows municipalities to receive amounts for costs incurred for Fanny Wood Day Trust Account, and

**WHEREAS**, N.J. S. A. 40A: 4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey as follows:

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Fanny Wood Day Trust Account as per N.J.S.A. 40A: 4-39.
2. The Municipal Clerk of the Borough of Fanwood is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

**Resolution 14-04-83**

Levine/Boris moved to adopt Resolution 14-04-83. Motion carried.

**WHEREAS**, the Fanwood Memorial Library through their Board of Trustees is establishing a

five year plan to make physical and operational improvements to the Library, and

**WHEREAS**, Phase I of this project will be to have a feasibility study completed and selected the architectural firm of Fraytak, Veisz, Hopkins, Duthie, P.C., to perform this study.

**NOW, THEREFORE BE IT RESOLVED** the Mayor and Council recognize this action taken as the first step in the Library’s improvement plan.

**Ordinance 14-06-S**

Levine/Boris moved to adopt Ordinance 14-06-S on first reading. Motion carried.

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$982,650 FOR VARIOUS CAPITAL IMPROVEMENTS FOR AND BY THE BOROUGH OF FANWOOD IN THE COUNTY OF UNION, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$932,650 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

Second Reading Public Hearing will be held on May 6, 2014.

**Ordinance 14-07-S**

Levine/Boris moved to adopt Ordinance 14-07-S on first reading. Motion carried.

**ORDINANCE TO EXCEED THE 2014 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

Second Reading Public Hearing will be held on May 6, 2014.

**Resolution 14-04-69**

Levine/Boris moved to adopt Resolution 14-04-69. Motion carried on the following roll call vote.

**WHEREAS**, overpayments and/or duplicate payments exist on the following line items:

<b>Owner</b>	<b>Address</b>	<b>Amount</b>	<b>Blk/Lot</b>
Arocha, R & B	88 Chetwood Terrace	\$2,185.94	100/3
Moshenberg, J & S	103 Coriell Avenue	\$2,836.82	100/22

**BE IT RESOLVED** the Tax Collector is hereby authorized to refund this overpayment to the respective homeowners or mortgage company per requests on file.

FOR: Levine, Boris, Huegel, Kranz, Mitchell  
 AGAINST: None  
 ABSENT: Molenaar  
 ABSTAIN: None

**Resolution 14-04-70**

Levine/Boris moved to adopt Resolution 14-04-70. Motion carried on the following roll call vote.

**WHEREAS**, the Mayor and Council wish to contract for an employee assistance program that will provide employee assistance and wellness services for all full time employees in the Borough, and

**WHEREAS**, Family Resource Center-Comprehensive Assistance and Referral for Employees (CARE), a program of Trinitas Hospital, has submitted a proposal to provide this service at a cost of \$1,300.00/year.

**NOW, THEREFORE, BE IT RESOLVED** the Mayor and Council of the Borough of Fanwood do hereby authorize the contract for an employee assistance program for year 2014-2015, 4/1/14 – 3/31/15, to Trinitas Hospital, Family Resource Center, CARE/EAP, 300 North Avenue East, Cranford, NJ 07016.

FOR: Levine, Boris, Huegel, Kranz, Mitchell  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**Resolution 14-04-71**

Levine/Boris moved to adopt Resolution 14-04-71. Motion carried on the following roll call vote.

**WHEREAS**, the Fanny Wood Day Committee desires to contract with JC Promotions, Inc. for the celebration of Fanny Wood Day on Sunday, September 28, 2014.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council that the Mayor is hereby authorized to sign a contract, approved by the Borough Attorney, with JC Promotions, Inc. 117 Prospect Avenue, North Arlington, NJ 07031.

FOR: Levine, Boris, Huegel, Kranz, Mitchell  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**Resolution 14-04-72**

Levine/Boris moved to adopt Resolution 14-04-72. Motion carried on the following roll call vote.

**WHEREAS**, the Borough is desirous of subscribing to Property Pilot, Inc. 79 Hudson Street, Suite 503, Hoboken, NJ 07030 to manage operations more efficiently and improve constituent services.

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council does hereby award the contract to Property Pilot, Inc. for an amount not to exceed \$14,625.00.

FOR: Levine, Boris, Huegel, Kranz, Mitchell  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**Resolution 14-04-73**

Levine/Kranz moved to adopt Resolution 14-04-73. Motion carried on the following roll call vote.

**WHEREAS**, the Borough of Fanwood is desirous of improving video production operational services of its Comcast PEC Channel 35 and Verizon Channel 24 to enhance communications with Fanwood residents, and

**WHEREAS**, the Borough has interviewed two companies for these services and found Cologna Productions, Inc. 119 Aycrigg Avenue, Passaic, NJ 07055 to be the most qualified respondent.

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council does hereby award the contract for video production services to Cologna Productions, Inc., in the amount of \$17,250.00, for year 2014.

FOR: Levine, Kranz, Boris Huegel, Mitchell  
 AGAINST: None  
 ABSENT: Molenaar  
 ABSTAIN: None

**Resolution 14-04-74**

Levine/Boris moved to adopt Resolution 14-04-74. Motion carried on the following roll call vote.

**WHEREAS**, an emergent condition has arisen in that the Borough of Fanwood is expected to enter into contracts, commitments or payments prior to the CY 2014 Budget and no adequate provision has been made in the CY 2014 temporary budget for the aforesaid purposes, and

**WHEREAS**, N.J.S.A.: 40-20 provides for the creation of an emergency temporary appropriation for said purpose, and

**WHEREAS**, the total emergency temporary appropriation resolutions adopted in the year CY 2014 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$610,816.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Fanwood, in the County of Union, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

Emergency temporary appropriation is and the same are hereby made in the amount of \$610,816.00.00 as follows:

**Operations:**

Administration O&E	\$5,000.00	Audit Services	\$18,000.00
Group Insurance	\$100,000.00	Police O&E	\$10,000.00
Hydrants	\$20,000.00	Road Repair O&E	\$30,000.00
Snow Removal O&E	\$20,000.00	Shade Tree O&E	\$10,000.00
Westfield Bd. Of Health	\$30,366.00	Street Lights	\$20,000.00
Shared Service	\$2,200.00	Postage	\$2,000.00
Utilities O&E	\$40,000.00	Sewers	\$50,000.00
Gas & Diesel	\$20,000.00	Communications	\$17,250.00
Finance	\$15,000.00		

**Salary & Wage:**

Police S&W	\$100,000.00	Prosecutor S&W	\$2,000.00
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Library S&W	\$50,000.00	Communication S&W	\$5,000.00
Court S&W	\$10,000.00	Admin S&W	\$6,000.00
Zoning S&W	\$1,000.00	Fire Cub-code S&W	\$300.00
Construction S&W	\$500.00	Building Inspector	\$3,000.00
Electrical S&W	\$200.00	Crossing Guards	\$3,000.00
Road Repairs S&W	\$20,000.00		

FOR: Levine, Boris, Huegel, Kranz, Mitchell  
 AGAINST: None  
 ABSENT: Molenaar  
 ABSTAIN: None

**B. Public Safety (Councilwoman Mitchell)**

**Resolution 14-04-75**

Mitchell/Huegel moved to adopt Resolution 14-04-75. Motion carried on the following roll call vote.

**WHEREAS**, George Church was awarded the contract for towing services in the Borough of Fanwood for 2013, through Resolution 12-12-180, expiring on December 31, 2013, and

**WHEREAS**, George Church applied for and was awarded the 2014 towing contract for towing services through Resolution 13-12-193 until February 28, 2014, and the term was extended until April 30, 2014 through Resolution 14-02-39, and

**WHEREAS**, the Borough solicited bids for towing services, with George Church being the only qualified bidder.

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council hereby awards the 2014 Towing License to George Church Inc. to expire on December 31, 2014.

FOR: Mitchell, Huegel, Boris, Kranz, Levine  
 AGAINST: None  
 ABSENT: Molenaar  
 ABSTAIN: None

**C. Public Works (Councilman Huegel)**

**Resolution 14-04-76**

Huegel/Mitchell moved to adopt Resolution 14-04-76. Motion carried on the following roll call vote.

**BE IT RESOLVED** the Mayor and Clerk are hereby authorized to sign a contract with WorkPlace Connection, 15 Essex Road, Suite 504, Paramus, NJ 07652, for the CDL Random Alcohol and Drug Testing Program, in the amount of \$66.00 per CDL license holder. Contract term January 1, 2014 to December 31, 2014.

FOR: Huegel, Mitchell, Boris, Kranz, Levine  
 AGAINST: None  
 ABSENT: Molenaar  
 ABSTAIN: None

**Resolution 14-04-77**

Huegel/Mitchell moved to adopt Resolution 14-04-77. Motion carried on the following roll call vote.

**BE IT RESOLVED** by the Borough Council that Resolution 14-03-54, awarding T & M Associates a contract for design and construction services for the Hunter Avenue II project, is hereby voided as a duplicate resolution.

FOR: Huegel, Boris, Kranz, Levine, Mitchell  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**Resolution 14-04-78**

Huegel/Mitchell moved to adopt Resolution 14-04-78. Motion carried on the following roll call vote.

**WHEREAS**, four quotes were solicited by the Public Works Director for the 2014 landscaping maintenance contract, and

**WHEREAS**, D. Germinder Landscape Contractor, LLC was the only bidder with a bid of \$11,000.00 for a one year period, and the Public Works Director recommends that the contract be awarded to this vendor.

**BE IT RESOLVED** by the Borough Council that D. Germinder Landscape Contractor, LLC be awarded the contract for landscaping maintenance for 2014, in the amount of \$11,000.00.

FOR: Huegel, Mitchell, Boris, Kranz, Levine  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**Resolution 14-04-79**

Huegel/Mitchell moved to adopt Resolution 14-04-79. Motion carried on the following roll call vote.

**WHEREAS**, the Recycling Act, P.O. 1989, c.278, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and spirit of the Recycling act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection and Energy as promulgated recycling regulations, N.J.S.A. 14A:6-1 et seq. to implement the Recycling Act, and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records concerning the amount of eligible recyclable materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Borough of Fanwood to the efforts undertaken by the municipality, and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, a resolution should be adopted to designate the individual authorized to ensure

that the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood hereby endorses the submission of a **2013** Municipal Recycling Tonnage Grant Application to the New Jersey Department of Energy, Office of Recycling and designates Clinton Dickson, Recycling Coordinator, Borough of Fanwood, to ensure that the said application is properly filed.

FOR: Huegel, Mitchell, Boris, Kranz, Levine  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**Resolution 14-04-80**

Huegel/Boris moved to adopt Resolution 14-04-80. Motion carried on the following roll call vote.

**WHEREAS**, The Borough received bids for the reconstruction of Hunter Avenue Reconstruction Phase II on April 10, 2014 with the following results:

Stilo Excavating, Inc. South Plainfield, NJ	\$585,001.56
Caro Corporation Florham Park, NJ	\$669,230.00
Top Line Construction Corp. Somerville, NJ	\$676,375.52
Cifelli & Son Nutley, NJ	\$696,352.00

And

**WHEREAS**, the Borough Engineer and Borough Attorney have reviewed the bid documents and found them to be in order, and

**WHEREAS**, this award is conditional upon the approval of the New Jersey Department of Labor and Division of Wage and Hour compliance.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council that Stilo Excavating, Inc. is hereby awarded the contract for the reconstruction of Hunter Avenue II for an amount not to exceed \$585,001.56.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to Stilo Excavating, Inc., the Borough Engineer and the Treasurer.

FOR: Huegel, Boris, Kranz, Levine, Mitchell  
AGAINST: None  
ABSENT: Molenaar  
ABSTAIN: None

**D. Land Use and Historic Preservation (Councilman Molenaar)**

**Resolution 14-04-81**

Huegel/Mitchell moved to adopt Resolution 14-04-81. Motion carried on the following roll call vote.

**WHEREAS**, the Borough received a Union County Historic Grant for the purchase and installation of an air conditioner unit, with improvements to the duct system, at the Patricia M. Kuran Cultural Arts Center, and

**WHEREAS**, the Borough solicited quotes for this project with Precision HVAC, 165 Sagamore Drive, New Providence, NJ 07974, the most qualified respondent.

**WHEREAS**, pre-installation meetings were held with members of the Historic Preservation Commission with a recommendation that the award of this contract go to Precision HVAC in the amount of \$16,950.00.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council that Precision HVAC be awarded the contract for the improvements to the Patricia M. Kuran Cultural Arts Center.

FOR:	Kranz, Mitchell, Boris, Huegel, Levine
AGAINST:	None
ABSENT:	Molenaar
ABSTAIN:	None

**E. Health and Senior Citizens (Councilman Kranz)**

**Resolution 14-04-82**

Kranz/Mitchell moved to adopt Resolution 14-04-82. Motion carried on the following roll call vote.

**BE IT RESOLVED** by the Mayor and Council that the Mayor and Clerk are hereby authorized to sign a three year contract for health services with the Town of Westfield for year 2014, in the amount of \$41,366.00, and in 2015 and 2016 the annual fee shall be increased each year by the sum of the lesser of (A) two (2%); or (B) the percentage increase in the salaries of Westfield Regional Health Department employees under the collective bargaining agreement over the prior year, as outlined in the attached agreement.

FOR:	Kranz, Mitchell, Boris, Huegel, Levine
AGAINST:	None
ABSENT:	Molenaar
ABSTAIN:	None

**MEETING OPEN TO THE PUBLIC**

Huegel/Boris moved to open the meeting to the public. Motion carried.

Mike Lewis, 41 Beech Avenue, expressed his desire for a nicer 'Welcome to Fanwood' sign near Terrill Road. He also questioned the appointment to the Consolidation Study Committee and the Property Pilot resolutions. The Mayor addressed his questions.

Joe Nagy, Oakwood Court gave a brief history of when the name Fanwood was used.

Boris/Mitchell moved to close the meeting to the public. Motion carried.

**COUNCIL COMMENTS**

Councilman Kranz wished Brian Good Luck as new Web Master.

Councilwoman Mitchell stated that there was hope for the Autistic and related a personal story of a friend that has overcome this disability.

Councilmen Huegel and Boris wished everyone a Happy Passover and Easter.

Councilman Levine congratulated Eleanor McGovern on her award for Business Administrator of the Year.

Mayor Mahr announced the 25<sup>th</sup> Anniversary of the Borough participating in Earth Day and the celebration that will be held on April 26<sup>th</sup> at the North side train station.

**ADJOURNMENT**

Huegel/Kranz moved to adjourn at 9 pm. Motion carried.

Respectfully submitted,

Eleanor McGovern  
Borough Clerk