

**BOROUGH OF FANWOOD  
MAYOR AND COUNCIL REGULAR MEETING  
MAY 22, 2017**

The Regular Meeting of the Mayor and Council was held on May 22, 2017, at Borough Hall, 75 North Martine Avenue, Fanwood, NJ 07023 at 7:15 PM.

Mayor Colleen Mahr presided and 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, 2017 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 Colleen Mahr.

Present: Russell Huegel, Tom Kranz, Katherine Mitchell, Jack Molenaar  
Absent: Kevin Boris, Erin Mcelroy-Barker  
Also Present: Mayor Colleen Mahr, Eleanor McGovern, Diane Dabulas, Fred Tomkins,  
Antonios Panagopoulos

**MINUTES**

Mitchell/Kranz moved to adopt the minutes as presented. Motion carried.

Regular Meeting	April 17, 2017
Special Meeting	May 1, 2017
Agenda Meeting	May 1, 2017

**APPOINTMENTS AND ANNOUNCEMENTS**

**Presentations:**

Mayor Mahr introduced two 2017 Grand Marshalls: Edward Miller and Joseph Nagy and presented each with a resolution. Alan Ebersole's son was present to receive Al's resolution.

**EDWARD MILLER**

**WHEREAS**, it is fitting to acknowledge the veterans who selflessly served this country through commitment and sacrifice, and

**WHEREAS, EDWARD MILLER**, was chosen to be a Grand Marshall in the Fanwood Scotch Plains Memorial Day Parade on May 29, 2017, for his military service in WWII when he was drafted in 1943 in the Army Air Corps in the 6<sup>th</sup> Aircraft Repair Unit in Texas to maintain radar machines. He was stationed on a small island in the Philippines to serve with American forces against Japan. He was later assigned to a floating air depot in the Pacific combating Japanese aggression in the South China Sea ending up in Manila at war's end. Ed Miller stated: "We were there to support the invasion of Japan. That was our one and only focus and goal", and

**WHEREAS, EDWARD MILLER** eventually settled in Fanwood and has lived here for 56 years

raising his family and becoming an integral part of the Fanwood Community.

**NOW, THEREFORE BE IT RESOLVED** the Mayor and Council recognize **EDWARD MILLER** for his generous contributions to the Fanwood Community; honor this man who courageously protected this country thus guaranteeing our freedom, security and peace.

**BE IT FURTHER RESOLVED** that this message be spread across the minutes of this meeting so that all who follow will know this courageous and remarkable man, **EDWARD MILLER**.

### **JOSEPH NAGY**

**WHEREAS**, it is fitting to acknowledge the veterans who selflessly served this country through commitment and sacrifice, and

**WHEREAS, JOSEPH NAGY**, was chosen to be a Grand Marshall in the Fanwood Scotch Plains Memorial Day Parade on May 29, 2017, for his military service in WWII when he was drafted in 1943 in the United States Army as part of the 647<sup>th</sup> Tank Destroyer Battalion stationed in New Jersey, Texas, then South Carolina and Mississippi before heading to the Pacific in 1945 only weeks after the first atomic bomb was dropped on Hiroshima. It was their mission to bring peace to Japan. Joseph Nagy stated: “You really recognized the futility of war at that time”, and

**WHEREAS**, Fanwood resident, **JOSEPH NAGY**, was a member of the Fanwood Centennial Committee, a member of the TV 35 Committee for 15 years, the historian for the Fanwood Historic Preservation Commission and volunteer on many on-profits in this and other communities with the same enthusiastic dedication and energy.

**NOW, THEREFORE BE IT RESOLVED** the Mayor and Council recognize **JOSEPH NAGY’S** generous contributions to Fanwood and its citizens and give honor to this man who courageously protected this country thus guaranteeing our freedom, security and peace.

**BE IT FURTHER RESOLVED** that this message be spread across the minutes of this meeting so that all who follow will know this courageous and extraordinary man, **JOSEPH NAGY**.

### **ALAN W. EBERSOLE**

**WHEREAS**, it is fitting to acknowledge the veterans who selflessly served this country through commitment and sacrifice, and

**WHEREAS**, Fanwood resident, **ALAN W. EBERSOLE**, was chosen to be a Grand Marshall in the Fanwood Scotch Plains Memorial Day Parade on May 29, 2017, and was looking forward to participating in this event but died on April 26, 2017, at age 94, so this resolution is written posthumously to honor a truly patriotic individual, and

**WHEREAS, ALAN W. EBERSOLE** enlisted in the Army Air Corps in 1942, rose to the rank of Squadron Sergeant; was sent to Japan in 1943, served at Midway; fought in the Aleutian Islands and was discharged in 1946, and

**WHEREAS, ALAN W. EBERSOLE** lived in Fanwood with his wife Eleanor for 65 years,

raised his family and volunteered with the Fintlocks, a group of veterans who worked with the Boy Scouts, helped establish and operate the Fanwood Scotch Plains Recycling Center for 30 years and was associated with the Boy Scouts of America for 80 years. He was committed to service to the Fanwood Community and was proud to be a Fanwoodian. "Thank you for your service, Al. It means a lot to us".

**NOW, THEREFORE BE IT RESOLVED** the Mayor and Council recognize **ALAN W. EBERSOLE** for his generous contributions to the Fanwood Community; honor this man who was committed to recycling but most of all for the sacrifices he made for the welfare of this nation and our community.

**BE IT FURTHER RESOLVED** that this message be spread across the minutes of this meeting so that all who follow will know this courageous and exceptional man, **ALAN W. EBERSOLE**.

Mayor Mahr and Tom Kranz presented Robert Kruthers with a crystal plate engraved with the Borough seal in the center celebrating his 60 years of service to the Fanwood Rescue Squad.

Mayor Mahr presented Eric Gaulin with a Devlin print as Volunteer of the Month for his volunteer services to the Environmental Commission.

Two 7<sup>th</sup> grade students, Megan and Delaney presented a program they initiated to the Mayor and Council to help prevent animal cruelty.

Chief Trigo, Fanwood Police Department, presented awards to certain police officers for their outstanding Service to the Fanwood community.

**Proclamations:**

Mayor Mahr presented the following proclamation to Malory Banks:

**AUTISM AWARENESS MONTH  
APRIL 2017**

**WHEREAS**, autism is a pervasive developmental disorder affecting the social, communication and behavioral skills of those affected by it, and

**WHEREAS**, Autism Spectrum Disorder (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**, 1 in 68 children nationally and 1 in 45 children in New Jersey are affected by autism and no two children with ASD are the same, as mannerisms and severity of symptoms vary; 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 early

education, training, and community supports, individuals with ASD can lead meaningful, productive and enjoyable lives; and

**WHEREAS**, individuals with autism often require a lifetime of specialized and community support services to ensure their health and safety and to support families' resilience as they manage the psychological and financial burdens autism can present, and

**WHEREAS**, organizations such as Autism New Jersey is spearheading an awareness effort in order to educate parents, professionals and the general public about autism and its effects and to advocate for collaborative partnerships with community businesses, organizations, and individuals to optimize resources and supports to meet the interests, needs, and challenges of people with autism.

**WHEREAS**, the Banks' family along with friends and neighbors of all ages created and participated in their second successful "**Rockin' for Autism**" event on April 29, 2017 providing food, games, entertainment and educational stimulus to enlighten and raise funding for autism awareness in our community.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim April 2017, **AUTISM AWARENESS MONTH** in the Borough and thank all citizens who attended the "**Rockin' for Autism**" fund raising event at LaGrande Park. on. April 29, 2017

Mayor Mahr read the following Proclamation:

**NATIONAL GUN VIOLENCE AWARENESS DAY  
WEAR ORANGE DAY  
JUNE 2, 2017**

**WHEREAS**, In the wake of the Sandy Hook Elementary School massacre in Connecticut in 2012, "Moms Demand Action for Gun Sense in America", a non-partisan grassroots movement to mobilize moms and families to advocate for stronger gun laws was established having a chapter in every state of the country, and along with "Mayors Against Illegal Guns" are part of "Everytown For Gun Safety" that has become the largest gun violence prevention organization in the country, and

**WHEREAS**, "Wear Orange Day", to honor all lives cut short by gun violence, was created by friends of Hadiya Pendleton, a 15-year-old student who was shot and killed in Chicago in 2013, and

**WHEREAS**, "Gun Violence Awareness Month" was created in an effort to raise awareness surrounding the issue of needless and senseless gun violence, and

**WHEREAS**, statistics show

- Gun violence kills more than 90 Americans a day and injures hundreds more
- in 2015, some 13,286 people were killed in the United States by firearms, and 26,819 people were injured,
- currently there are an estimated 300 million guns in the United States, held by about a third of the population,

■ Americans are 25 times more likely to be killed with guns than people in other developed countries  
and

**WHEREAS**, by wearing orange on June 2<sup>nd</sup>, Americans will raise awareness about gun violence and honor the lives and lost human potential of Americans stolen by gun violence, and

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood do hereby proclaim June 2, 2017, **NATIONAL GUN VIOLENCE AWARENESS DAY** and **WEAR ORANGE DAY**, in the Borough, to recognize the need for more gun control in the United States; to advocate for gun safety; and to support the nationwide organizations who share the same goals of keeping our citizens and our community safe by promoting greater awareness about gun violence and gun safety.

Councilman Jack Molenaar read the following proclamation and presented it to Clint Dickson, Public Works Director.

**NATIONAL PUBLIC WORKS WEEK  
MAY 21 – 27, 2017**

**WHEREAS**, the first resolution affirming the first Public Works Week was passed in 1960, to recognize public works men and women who perform vital public programs and services and to celebrate the tens of thousands of men and women in North America who provide and maintain the infrastructure and services collectively known as public works, and

**WHEREAS**, this week calls attention to the importance of public works in our community and enhances the prestige of the often-unsung heroes of our society: the professionals who serve the public good every day with quiet dedication, and

**WHEREAS**, the support of an understanding and informed citizenry is critical to the efficient operation of public works systems and programs: clean water, operable sewers, safe streets and highways, to name a few, and

**WHEREAS**, the health, safety and comfort of this community greatly depends on these programs and services; and the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the public's attitude and understanding of the importance of the work they perform, and

**WHEREAS**, the quality and effectiveness of Fanwood's public works team is experienced daily in satisfying the needs of the residents of the Borough, and

**WHEREAS**, this year's Public Works theme is "**Public Works Connects Us**".

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim the week of May 21 through May 27, 2017 as

**"NATIONAL PUBLIC WORKS WEEK"**

in the Borough and call upon all citizens to celebrate our Public Works men and women who provide and

collectively maintain the infrastructure and vital services with dedication; keeping us healthy and allowing our community to grow and prosper.

Councilman Tom Kranz presented the following proclamation to the Fanwood Rescue Squad.

**RESCUE SQUAD MONTH  
MAY 2017**

**NATIONAL EMS WEEK  
MAY 21 – 27, 2017**

**WHEREAS**, the Borough of Fanwood takes enormous pride in the professionalism and dedication of its volunteer **RESCUE SQUAD** since the Squad was organized in 1948 as a voluntary organization filling a need for extensive and rapid transportation for the medically needy, and

**WHEREAS**, it takes rare individuals to commit to providing emergency services 24 hours a day, 7 days a week and offering quality emergency care that improves the survival and recovery rate of those who experience sudden illness or injury, and

**WHEREAS**, the Fanwood Rescue Squad was organized as a volunteer organization with the first meeting held on January 29, 1948, at the Fanwood Fire House, 130 Watson Road, where its constitution and by-laws were adopted, and

**WHEREAS**, over the last 69 years, the **FANWOOD RESCUE SQUAD** has provided exemplary volunteer service to the residents of Fanwood and adjacent communities, providing high quality pre-hospital care, and

**WHEREAS**, the governing body and the entire community express their deep gratitude to the **FANWOOD RESCUE SQUAD** for their embodiment of old fashioned values and the small-town spirit of volunteerism.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood do hereby proclaim the month of May as **FANWOOD RESCUE SQUAD MONTH**, and the week of May 21-27, 2017, **NATIONAL EMERGENCY MEDICAL SERVICE WEEK**, with its theme “**EMS STRONG: Always in Service**” to recognize the commitment and dedication of the EMS providers who are an essential part of community service every day in the Borough of Fanwood and to emphasize their 24/7 year round commitment; and to urge all citizens to join in honoring those emergency volunteers, past, present and future, who serve us by dedicating their time and expertise servicing this community in an exemplary and compassionate manner.

Mayor Mahr presented the following proclamation to the Fanwood Police Department.

**NATIONAL PEACE OFFICERS’ MEMORIAL DAY  
MAY 15, 2017**

**NATIONAL POLICE WEEK  
MAY 14 – 20, 2017**

**WHEREAS**, the Congress and President of the United States have designated May 15 as **National Peace Officers' Memorial Day**, and the week of May 14 – 20 as **National Police Week**, and

**WHEREAS**, since the first known line of duty death in 1791, more than 20,000 United State Law Enforcement Officers have been killed, and

**WHEREAS**, there are approximately 900,000 law enforcement officers serving communities across the United States including the dedicated members of the Borough's Police Department, who serve the people by safeguarding life and property; by protecting them against violence and disorder; by protecting the innocent against deception, and the weak against oppression, and

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of Fanwood, call upon all citizens of Fanwood and upon all patriotic, civic and educational organizations to observe the week of May 14 to May 20, 2017, as **National Police Week**, to recognize our law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to our community and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

I further call upon all citizens of Fanwood to observe May 15, 2017 as **National Peace Officers' Memorial Day** in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice or have become disabled in the performance of their duty in service to their communities.

Councilman Huegel presented the following proclamation to the Fanwood Police Department.

**CLICK IT OR TICKET IT  
MAY 22 – JUNE 6, 2017**

**WHEREAS**, there were 560 motor vehicle fatalities in New Jersey in 2016, and

**WHEREAS**, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt, and

**WHEREAS**, use of seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash, and

**WHEREAS**, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000, and

**WHEREAS**, the State of New Jersey will participate in the nationwide **Click It or Ticket** seat belt mobilization from May 22 – June 6, 2017 in an effort to raise awareness and increase seat belt usage through a combination of high visibility enforcement and public education, and

**WHEREAS**, the Division of Highway Traffic Safety has set a goal of increasing the seat belt

usage rate in the state from the current level of 91% to 93%, and

**WHEREAS**, a further increase in seat belt usage in New Jersey will save lives on our roadways.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Fanwood declares its support for the **Click It or Ticket** seat belt mobilization both locally and nationally from May 22 – June 6, 2017 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

Councilman Jack Molenaar presented the following proclamation to Joseph Nagy, Historic Preservation Commissioner.

**NATIONAL HISTORIC PRESERVATION MONTH  
MAY 2017**

**WHEREAS**, the National Trust for Historic Preservation will commemorate its annual **National Historic Preservation Month** with the theme, “**This. Place. Matters**”, in May 2017, to spotlight preservation of significant places around the country, and

**WHEREAS**, the Historic Preservation Commission plays a unique role in defining us as a nation and in helping us appreciate the richness of our shared heritage while preserving irreplaceable and tangible reminders of our roots and tying a place’s history to its population and culture, and

**WHEREAS**, the Historic Preservation Commission has helped preserve, enhance and foster an appreciation of the meaning of our American Cultural Heritage; to revitalize our communities; and to save our historic environs, and.

**WHEREAS, Fanwood's Historic Preservation Commission** spends innumerable time and energy educating the public through educational programs thereby preserving the Borough's heritage for this generation and future generations, and

**WHEREAS**, Fanwood’s **Historic Preservation Commission** has created the Fanwood Museum, at the Fanwood Community House, a unique treasure chest of memorabilia of Fanwood and surrounding communities.

**NOW, THEREFORE, I, Colleen Mahr, Mayor of the Borough of Fanwood do hereby proclaim** the month of May 2017, **HISTORIC PRESERVATION MONTH**, in the Borough of Fanwood to recognize the importance of preserving our treasures in our community and to celebrate the **Fanwood Historic Preservation Commission** for its concerted effort in encouraging reinvestment; saving resources and promoting a socially, culturally and economically rich community.

Councilwoman Katherine Mitchell read the following proclamation.

**NATIONAL NURSES WEEK  
MAY 6 – 12, 2017**

**WHEREAS**, the 2017 **National Nurses Week** opens on May 6 and ends on May 12, and acknowledges the strong commitment, compassion and care nurses display in their practice and profession and reflects the nurses’ dedication to standards, guidelines and principles defining values and

priorities, and

**WHEREAS**, Florence Nightingale, “the lady with the lamp” was the founder of modern nursing and her birthday is celebrated on May 12<sup>th</sup>, for the 197<sup>th</sup> time in 2017, and

**WHEREAS**, since 1893 professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of hospitalized patients, and

**WHEREAS**, nurses provide the primary care of patients, by helping those who cannot help themselves, and by affording direction, comfort, assurance and relief that all patients crave in time of medical need.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor, do hereby proclaim May 6 – 12, 2017, **NATIONAL NURSES WEEK**, in the Borough of Fanwood and ask that all residents in this community join the Council in recognizing Nurses as necessary and compassionate individuals in the care of our residents and to celebrate all nurses, men and women, who have chosen this unique profession as an opportunity to care for their fellow citizens with passion and a strong commitment.

The following proclamation was presented to Lillian Olsh on her birthday.

**LILLIAN OLSH  
CELEBRATING 100 YEARS**

**WHEREAS, LILLIAN OLSH** born in Newark, New Jersey on May 19, 1917 to parents Beatrice and Gilbert Radford is celebrating her 100<sup>TH</sup> birthday with family and friends on May 19, 2017, and

**WHEREAS, LILLIAN** married George Olsh, moved to Irvington, New Jersey, gave birth to their son, George Olsh Jr., and celebrated 57 years together, and

**WHEREAS, LILLIAN** is an avid Mets fan, enjoys doing ceramics for her creative talent, ping pong for her physical wellbeing and enjoys traveling in the United States and Europe for her adventurous side, and

**WHEREAS**, we celebrate **LILLIAN’S** lighthearted spirit, optimistic view of life and abundant heart, and

**WHEREAS**, since there is no one like **LILLIAN**, we treasure her uniqueness with the hope that for every candle on her cake she receives wonderful surprises throughout the year.

**NOW, THEREFORE**, I, Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim May 19, 2017, **LILLIAN OLSH DAY**, in the Borough and along with the Borough Council wish that this celebration is the best of birthdays, the best one ever, for this remarkable woman, **LILLIAN OLSH**.

**HAPPY BIRTHDAY LILLIAN!**

**Resolutions:**

The following resolution will be included in the minutes of this meeting since it was presented to Rabbi George Nudell at his retirement celebration.

### **RABBI GEORGE NUDELL**

**WHEREAS, RABBI GEORGE NUDELL** is retiring after 35 years of spiritual leadership at Congregation Beth Israel in the community of Scotch Plains, and

**WHEREAS, RABBI NUDELL**, rabbi, author, teacher, husband, father, cook, musician, and a recipient of many degrees and awards, has led his congregation with a spiritual commitment encouraging growth and fostering unity embodied with the spirit of the Torah, and

**WHEREAS, RABBI NUDELL** will be missed but remembered by his congregation and the members of the Scotch Plains Fanwood Ministerial Association for his compassion, his gentle demeanor, his spiritual knowledge, his counsel, his support and his spirit.

**NOW, THEREFORE, BE IT RESOLVED** the Mayor and Council of the Borough of Fanwood are pleased to honor **RABBI NUDELL**, recognize his accomplishments and dedication to his congregation and wish him a peaceful and successful retirement while spending more time with his wife, Liba, and his children Elazar, Yoav, and Talia.

**BE IT FURTHER RESOLVED** by the Mayor and Council that this message be spread across the minutes of the May 22, 2017 Council meeting so that all who follow will know this exceptional man, **RABBI GEORGE NUDELL**.

### **PRESENTATION OF COMMUNICATIONS AND REFERRAL**

1. City of Rahway  
Re: Resolution in support of an override of the veto of S992/A2750/Equal Pay  
Disposition: Resolution in support 5/22/2017
2. Township of Scotch Plains  
Re: Ordinance to supplement and amend Multi-Family Zone  
Disposition: Note and File

### **STANDING COMMITTEE REPORTS**

- A. Administration and Finance (Councilman Huegel)  
Councilman Huegel reported for the Historic Preservation Commission
- B. Public Safety (Councilman Boris)  
Councilwoman Mitchell read the Police report for the month of April.
- C. Public Works (Councilman Molenaar)  
Councilman Molenaar reported for the Fire Department and Public Works
- D. Land Use and Historic Preservation (Councilman Kranz)  
Councilman Kranz reported for the Board of Health and Construction Office.
- E. Recreation and Community Services (Councilwoman Mcelroy-Barker)  
No Report.

F. Health and Senior Citizens (Councilwoman Mitchell)  
Councilwoman Mitchell reported for the Environmental Commission, Rescue Squad and the Senior Citizens

**SPECIAL COMMITTEE REPORTS**

Antonios Panagopoulos, Borough Engineer reported for the month of April.

**PRESENTATION OF CLAIMS**

Huegel/Mitchell moved the Payment of Claims. Motion carried.

**BE IT RESOLVED** that claims in the amount of \$355,774.15 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.

**AUDITING OF CLAIMS BY RESOLUTION**

None

**PRIVILEGE OF THE FLOOR BY THE PUBLIC FOR AGENDA ITEMS ONLY**

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

Chris Monahan, 81 Madison Avenue, it's a mistake to have no grass buffer, change street side for sidewalks.

Anthony DeSando, 85 Madison Avenue, wants another meeting to discuss what's going to be destroyed. He has a petition signed by most residents objecting to the plan. The path to the two schools is behind his house and is well used. Will the sidewalk be used?

John Torzewski, 45 Madison Avenue, Street needs a buffer. Put sidewalk on south side of street.

Michael Dsurney, 67 Madison Avenue, K turns in street between 2:45 and 3:15 pm.

Carol Hartner, 57 Madison Avenue, will lose 6' in front yard where sidewalk is going.

Ken Gill, 109 Madison Avenue, happy with sidewalk, kids j-walking and parking and walking patterns should be weighed.

Gaby Kirner and Julie Bondhill students on a special project relating to municipal issues. They recommend sidewalks so that students can walk to school.

Mayo Mahr stated that a second meeting will be scheduled with a more reader friendly plan so that the residents can understand what is proposed on Madison Avenue.

Huegel/Kranz moved to close the meeting to the public. Motion carried.

**OLD BUSINESS**

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

1. Public Hearing on the 2017 Municipal Budget

Huegel/Molenaar moved to open the Public Hearing on the 2017 Municipal Budget. Motion carried.  
No one spoke.

Huegel/Molenaar moved to close the Public Hearing. Motion carried.

The 2017 Municipal Budget will be adopted on June 19, 2017 if the Borough receives approval from the Department of Community Affairs.

**CONSENT AGENDA**

**Resolution 17-05-107**

Huegel/Kranz moved to adopt Resolution 17-05-107. Motion carried.

**RESOLUTION URGING THE MEMBERS OF THE NEW JERSEY STATE  
SENATE AND ASSEMBLY TO SUPPORT AN OVERRIDE OF THE VETO OF S992/A2750  
WITH RESPECT TO EQUAL PAY FOR WOMEN IN THE WORK PLACE AND TO END  
EMPLOYMENT DISCRIMINATION**

**WHEREAS**, the State of New Jersey has been progressive on social issues and the bellwether for justice and equality and as New Jersey goes so goes much of our nation, and

**WHEREAS**, the Borough of Fanwood supports Equal Pay for Women in the work place and the end of employment discrimination on the basis of sex, and

**WHEREAS**, Senate Bill S-992 sponsored by Senators Senator Loretta Weinberg, Senator Stephen M. Sweeney, Senator Sandra G. Cunningham; Co-Sponsored by Senators Cruz-Perez, Ruiz, Gill, Greenstein, Lesniak and Pou; and Assembly Bill A-2750, sponsored by Assemblywoman Pamela R. Lampitt, an act that would require public contractors to report certain employment information, amending P.L. 1945, c.169, and supplementing P.L. 2952, c.9 (C.34:11-56.1 et seq.), and

**WHEREAS**, this bill modifies current law, including the “Law Against Discrimination”, P.L. 1945, c.169 (C.10:5-1 et seq.) (“LAD”), to strengthen protections against employment discrimination and promote equal pay for women, and

**WHEREAS**, Federal and state laws prohibit wage discrimination on the basis of sex, gender, national origin, and other characteristics, but this legislation, S992/A2750, would have broadened state law to ensure that employers paid workers equal wages for “substantially similar work. “, and

**WHEREAS**, S992/A2750 would have created a permissible seniority or merit based system to set rates of compensation or is based on legitimate, bona fide factors other than sex, such as training, education, experience or the quantity or quality of production, that each factor is applied reasonably, that one or more of the factors account for the entire wage differential, and that the factor or factors do not perpetuate a sex-based differential in compensation, are job-related and based upon legitimate business necessities, and

**WHEREAS**, the bill seeks to strengthen penalties for violations of the law, including tripling damages and eliminating a two-year cap on back pay.

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

1. The Borough of Fanwood supports Senate Bill S-992 and Assembly Bill A-2750;
2. Strongly urges the members of the Senate and Assembly to support an override of Senate Bill S-992 and assembly Bill A-2750;
3. Urges citizens to contact their legislators and ask them to support the override;

4. That copies of this resolution be transmitted to Governor Chris Christie, Lieutenant Governor Kim Guadagno, President of the Senate, Speaker of the General Assembly, Fanwood's Legislation Delegation and the League of Municipalities.

**Resolution 17-05-108**

Huegel/Kranz moved to adopt Resolution 17-05-108. Motion carried.

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH  
OF FANWOOD, COUNTY OF UNION, STATE OF NEW JERSEY  
CREATING A COMMITTEE FOR THE FACILITY IMPROVEMENT  
OF THE FANWOOD MEMORIAL LIBRARY**

**WHEREAS**, the governing body recognizes the importance of libraries in communities as a place of education, enrichment, and community gathering space, and

**WHEREAS**, the governing body recognizes that the Fanwood Memorial Library is the most frequently used and visited public facility located within the Borough, and

**WHEREAS**, it is recognized that the Fanwood Memorial Library is a facility in need of renovation, technological updates, and expansion to meet the needs of all of its residents within the Borough of Fanwood, and

**WHEREAS**, the governing body wishes to update and make the Fanwood Memorial Library a place for learning, community gathering, cultural enrichment and a destination equipped with all of the technological enhancements of a modern, 21st century library facility for all of its residents, and

**WHEREAS**, the governing body wishes to assist in the management and coordination of the fundraising, planning and construction of the Fanwood Memorial Library renovation and expansion by creating a Facility Improvement Committee (FIC) with the following membership:

Council Representative 1; Council Representative 2; Library Trustee Representative 1; Library Trustee Representative 2; Friends of the Library Representative 1; Friends of the Library Representative 2; Citizen Representative 1; and

**WHEREAS**, the FIC will serve as an advisory function to the governing body and Library Board of Trustees only and will be disbanded when the improvement project is complete.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey, do hereby create the Fanwood Memorial Library Facility Improvement Committee (FIC) to assist with the renovation of the Library.

**Resolution 17-05-109**

Huegel/Kranz moved to adopt Resolution 17-05-109. Motion carried.

**WHEREAS**, the following bids were received on May 9, 2017 for the sidewalk replacement behind the Martine Avenue Stores in the Fanwood Parking Lot:

A Team Concrete	\$152,325.00
AA Berms LLC	\$199,642.00
T. Fiotakis Construction	\$208,770.00
Cifelli & Son	\$225,875.00
Tony & Son	\$238,428.00
Diamond Construction	\$242,395.00
Seacoast Construction	\$310,950.00
Abraham GC LLC	\$323,715.00

and

**WHEREAS**, the bids exceeded the Borough’s budget for this project or the bids received were insufficient regarding the bidding regulations and it has been recommended that these bids be rejected and rebid.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council that the aforementioned bids received on May 9, 2017 be rejected and rebid at a future date.

**Resolution 17-05-110**

Huegel/Kranz moved to adopt Resolution 17-05-110. Motion carried.

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION  
BY RIDER FOR OPEN SPACE TAX TRUST  
N.J.S.A. 40:12-15.2**

**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 reasonably accurate estimates in advance, and

**WHEREAS**, N.J.S.A. 40:12-15.2 provides for receipt of Open Space Tax Trust by the municipality to provide for the operating costs to administer this act, and

**WHEREAS**, the NJSA 40A:4-39 provides the dedicated revenue anticipated from the Open Space Tax Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or another legal requirement.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Fanwood, County of Union, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division Of Local Government Services to pay expenditures of the Open Space Tax Trust per N.J.S.A 40:12-15.2.
2. The Clerk of the Borough of Fanwood, County of Union is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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

**Resolution 17-05-97**

Huegel/ Kranz moved to adopt Resolution 17-05-97. Motion carried on the following roll call vote.

**WHEREAS**, Najarian Associates was awarded the bid for professional engineering services for the sidewalk replacement behind the stores on Martine Avenue in the Fanwood Municipal Parking Lot, through resolution 16-08-125, in the amount of \$27,000.00, on August 15, 2016, and

**WHEREAS**, many changes to the original plans as itemized by Najarian Associates in their letter dated April 26, 2017 were required and those services exceed the original contract amount by \$16,000.00, and

**WHEREAS**, these additional services were authorized by Borough officials.

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council of the Borough of Fanwood hereby authorizes the payment to Najarian Associates, in the amount of \$16,000.00.

FOR: Huegel, Kranz, Boris, Mcelroy-Barker, Mitchell, Molenaar  
AGAINST: None  
ABSTAIN: None  
ABSENT: None

**Resolution 17-05-98**

Huegel/ Mitchell moved to adopt Resolution 17-05-98. Motion carried on the following roll call vote.

**RESOLUTION OF THE BOROUGH OF FANWOOD AUTHORIZING TAX SALE AND AUTHORIZING AND DIRECTING CHIEF FINANCIAL OFFICER OF THE BOROUGH TO BID AT TAX SALE**

**WHEREAS**, the Borough Council of the Borough of Fanwood (the “Borough”), Union County, State of New Jersey, desires to collect all taxes, assessments, and other municipal charges that are now delinquent; and

**WHEREAS**, the Borough Tax Collector is authorized to sell all municipal delinquencies through December 31, 2016, in a manner prescribed by the New Jersey Tax Sale Law, N.J.S.A. 54:5-1 et seq. (the “Tax Sale Law”); and

**WHEREAS**, the Tax Collector is authorized to give notice of such tax sale in a manner prescribed by the Tax Sale Law; and

**WHEREAS**, the Borough has determined that one or more of the parcels scheduled to be sold at the tax sale would be useful for a public purpose.

**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 aforementioned recitals are incorporated herein by reference.
2. The Tax Collector is hereby authorized to advertise notice of the tax sale and further authorized to sell all municipal liens in accordance with New Jersey Law, and as stated above.
3. The Chief Financial Officer, Fred Tomkins, is authorized and directed to attend the tax sale and bid, on behalf of the municipality, for such parcel or parcels determined by the Borough to be useful for a public purpose.
4. A copy of this Resolution shall be available for public inspection at the office of the Borough Clerk.
5. This Resolution shall take effect immediately.

FOR: Huegel, Mitchell, Boris, Kranz, Mcelroy-Barker, Molenaar  
AGAINST: None  
ABSTAIN: None  
ABSENT: None

**Resolution 17-05-99**

Huegel/Kranz moved to adopt Resolution 17-05-99. Motion carried on the following roll call vote.

**WHEREAS**, Chapter 259 of the Fanwood Borough Code requires that: the owner and/or operator of every property in the Borough keep the exterior of the premises free of nuisances, which include but are not limited to Snow and Ice Removal; and

**WHEREAS**, the required notices and letters were sent by the Public Officer pursuant to Chapter 259 both before and after obtaining the approval of the Mayor and Council pursuant to said Chapter;

**WHEREAS**, either no action was taken by and/or no responses were received from the property owner or operator to remediate the problems and bring the properties in conformance with Chapter 259;

**WHEREAS**, such failure to act and/or respond resulted in the subject properties being in violation of Chapter 259;

**WHEREAS**, Section 259-22 of the Borough Code provides that where abatement of any nuisance is accomplished and the premises brought into compliance with Chapter 259 through the expenditures of Borough funds, such costs shall be assessed against the premises cited as a lien in the same manner as real estate taxes; and

**WHEREAS**, the Public Officer and/or the Mayor and Council determined that to abate such nuisance, the Borough needed to take action to bring the properties in conformance with Chapter 259, and that the costs involved in such action be reimbursed to the Borough by adding the tax liability against the subject premises.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Borough Council, that liens shall be assessed against the properties set forth on Exhibit A in an amount of \$200 for each property, based upon the Department of Public Works submitting a Certification of the costs for each to the Borough to cure the maintenance issues at each of these properties, with the Mayor and Council determining such costs are reasonable and necessary, and based upon Section 259-22 of the Borough Code.

**EXHIBIT A**

1. 35 Madison Avenue  
Block 9 Lot 1

FOR: Huegel, Kranz, Boris, Mcelroy-Barker, Mitchell, Molenaar  
AGAINST: None  
ABSTAIN: None  
ABSENT: None

**Resolution 17-05-100**

Huegel/Mitchell moved to adopt Resolution 17-05-100. Motion carried on the following roll call vote.

**WHEREAS**, duplicate payments exist on the following line items:

<u>Current Owner</u>	<u>Address</u>	<u>Amount</u>	<u>Blk/Lot</u>
Kundra, Kapil	21 Elm Avenue	\$3,715.18	49/7
Andrews/Barron	79 LaGrande Avenue	\$1,547.17	56/14

**NOW, THEREFORE, BE IT RESOLVED** the Tax Collector is hereby authorized to refund this duplicate payment to the homeowner per request on file.

FOR: Huegel, Mitchell, Boris, Kranz, Mcelroy-Barker, Molenaar  
AGAINST: None  
ABSTAIN: None  
ABSENT: None

**Resolution 17-05-101**

Huegel/Mitchell moved to adopt Resolution 17-05-101. Motion carried on the following roll call vote.

**RESOLUTION OF THE BOROUGH OF FANWOOD  
AWARDING CONTRACT TO VERIZON WIRELESS  
FOR LEASE OF TELECOMMUNICATIONS TOWER**

**WHEREAS**, On March 14, 2017, the Borough of Fanwood (the “Borough”), pursuant to New Jersey Local Public Contracts Law, issued a bid for the Lease for the placement of antennas, cables and accessories on a self-supporting wireless telecommunications tower, and ancillary wireless telephone support equipment and structures (“Lease for telecommunications tower”); and

**WHEREAS**, on April 13, 2017 an Addendum to the bid was issued and proper notice was provided pursuant to New Jersey Local Public Contracts Law; and

**WHEREAS**, Verizon Wireless was the only vendor who submitted a proposal, which proposal was dated April 25, 2017, for a Lease from the Borough of Fanwood for a telecommunications tower in the amount of \$43,609.00 yearly, pursuant to the specifications set forth in the proposal.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Fanwood hereby approves an award of contract to Verizon Wireless for the Lease for the telecommunications tower at a cost not to exceed \$43,609.00 per year pursuant to the specifications set forth in Verizon Wireless’s April 25, 2017 proposal.

**BE IT FURTHER RESOLVED**, that the Mayor and Municipal Clerk be and hereby are authorized and directed to execute a contract and other relevant documents with Verizon Wireless necessary to effectuate the Lease for the telecommunications tower as authorized by this Resolution.

FOR: Huegel, Mitchell, Boris, Kranz, Mcelroy-Barker, Molenaar  
AGAINST: None  
ABSTAIN: None  
ABSENT: None

**Resolution 17-05-102**

Huegel/Mitchell moved to adopt Resolution 17-05-102. Motion carried on the following roll call vote.

**WHEREAS**, 2017 Salary Ordinance 17-08-S includes salary ranges for certain employees.

**NOW, THEREFORE, BE IT RESOLVED** the following positions and salaries are established by the Mayor and Council of the Borough of Fanwood:

<b>POSITION</b>	<b>SALARY</b>	<b>HOUR/ SESSION</b>
Magistrate	29,272	
Prosecutor	24,919	
Public Defender	8,280	
Court Administrator	54,520	
Deputy Court Administrator		19.25
Violations Clerk		19.25
Court Clerk		17.79
Court Clerk		16.32
Borough Clerk/Administrator	129,762	
Deputy Borough Clerk	1,624	
Chief Financial Officer/Treasurer	33,771	
Deputy Administrator	20,000	
Bookkeeper	69,093	
Assistant Treasurer	3,500	
Tax Collector	66,869	
Payroll Supervisor	3,500	
Tax Assessor	20,164	
Special Officer Security		50.00
Planning Board Secretary/Finance Clerk	46,980	
Purchasing Agent	3,500	
Assistant to Mayor	8,000	
Police Chief	160,667	
Police Administrative Assistant	44,999	
Police Matron		40.00
School Crossing Guards		19.25
School Crossing Guard (AK)		12.10
Senior Citizens Coordinator	9,472	
Director of Public Works	109,139	
Public Officer	5,044	
Recycling Coordinator	6,601	
Public Works Secretary	44,120	
Register Vital Statistics	5,862	
Deputy Register	1,104	
Board of Health Secretary	5,862	
Construction Official	20,967	
Building Sub Code Official	20,967	
Building Inspector	20,967	
Construction Office Technical Clerk	38,265	
Plumbing Sub Code Inspector	9,793	
Electrical Sub Code Inspector	10,441	
Fire Protection Inspector	6,380	
Uniform Fire Code Enforcement Officer	19,902	
Zoning Officer	22,285	
Nature Center Groundskeeper	4,107	
Playground Executive Director	16,979	

Park Building Scheduler	4,000
Summer Park Program Director	3,000
Travel Camp Director	1,000

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the Treasurer to make the proper salary adjustments retroactive to January 1, 2017.

FOR: Huegel, Mitchell, Boris, Kranz, Mcelroy-Barker, Molenaar  
 AGAINST: None  
 ABSTAIN: None  
 ABSENT: None

**Resolution 17-05-103**

Huegel/Mitchell moved to adopt Resolution 17-05-103. Motion carried on the following roll call vote

**WHEREAS**, quotes were received on January 23, 2017 for furnishing and delivery of electronic credit/debit card payment services with the lowest bid from On The Mark, 719 Raritan Road, Clark, New Jersey 07066, and

**WHEREAS**, the Chief Financial Officer has recommended that this bid be awarded to On The Mark.

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council hereby awards the contract to On The Mark for the furnishing and delivery of electronic credit/debit card payment services.

FOR: Huegel, Mitchell, Boris, Kranz, Mcelroy-Barker, Molenaar  
 AGAINST: None  
 ABSTAIN: None  
 ABSENT: None

**B. Public Safety (Councilman Boris)**

**Resolution 17-05-105**

Boris/Molenaar moved to adopt Resolution 17-05-105. Motion carried on the following roll call vote.

**WHEREAS**, Daniel Piccola has completed the necessary requirements for an in-grade promotion to Patrolman F, and

**WHEREAS**, the Chief of Police certifies that the prerequisites for in-grade promotion have been accomplished and has recommended that Daniel Piccola be promoted to Patrolman F, on June 5, 2017.

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council do hereby authorize Daniel Piccola's promotion to Patrolman F on June 5, 2017.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the Borough Treasurer to make the necessary salary adjustment.

FOR: Boris, Molenaar, Huegel, Kranz, Mcelroy-Barker, Mitchell  
 AGAINST: None  
 ABSTAIN: None  
 ABSENT: None

**C. Land Use and Historic Preservation (Councilman Kranz)**  
**Resolution 17-05-104**

Kranz/Molenaar moved to adopt Resolution 17-05-104. Motion carried on the following roll call vote.

**WHEREAS**, the Mayor and Council are desirous of having a Boundary and Topographical Surveys be performed on the Fanwood Community House, and

**WHEREAS**, the following quotes were received on April 24, 2017 from the following professionals:

EKA Associates	\$3,890
Suburban Consulting	\$3,900
Edward Teunison	\$4,000
Engineering & Land Planning Associates	\$4,000
Najarian Associates	\$11,500

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council that the award go to EKA Associates the lowest responsible bidder, in the amount of \$3,890.

FOR: Kranz, Molenaar, Boris, Huegel, Kranz, Mcelroy-Barker, Mitchell  
AGAINST: None  
ABSTAIN: None  
ABSENT: None

**PRIVILEGE OF THE FLOOR BY THE PUBLIC**

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

Steve Siegel wanted more information on the bid award for credit card processing. Attorney to review.

Huegel/Kranz moved to close the meeting to the public.

**EXECUTIVE SESSION**

1. Matters Relating to the Employment Relationship

Mitchell/Huegel moved the meeting into Executive Session. Motion carried.

Molenaar/Kranz moved to return to the normal order of business. Motion carried.

**ADJOURNMENT**

Molenaar/Huegel moved to adjourn at 10:13. Motion carried.

Respectfully submitted,

Eleanor McGovern  
Borough Clerk

