

**BOROUGH OF FANWOOD
MAYOR AND COUNCIL SPECIAL MEETING
SEPTEMBER 4, 2018**

This Special Meeting of the Mayor and Council was held on September 4, 2018 at Fanwood Borough Hall, 75 North Martine Avenue, Fanwood, NJ at 7:06 pm.

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

Present: Russell Huegel, Tom Kranz, Katherine Mitchell, Jack Molenaar

Absent: Anthony Carter, Erin Mcelroy-Barker

Also Present: Colleen Mahr, Eleanor McGovern, Frederick Tomkins, Diane Dabulas for Daniel McCarthy, Antonios Panagopoulos, Liz Jeffery

Mayor Mahr stated that this meeting was being held to hold public hearings on five ordinances, adoption of three resolutions two to authorize grant submittals and an award of contract for North Avenue.

OLD BUSINESS

Administration and Finance (Councilman Kranz)

Ordinance 18-15-S

Kranz/Huegel moved to open the Public Hearing on Ordinance 18-15-S. Motion carried.

No one spoke.

Kranz/Mitchell moved to close the Public Hearing.

Kranz/Molenaar moved to adopt Ordinance 18-15-S on second reading/public hearing. Motion carried on the following roll call vote.

ORDINANCE 18-15-S

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 86,
SALARIES AND COMPENSATION, AND CHAPTER 67, POLICE
DEPARTMENT, OF THE CODE OF THE BOROUGH OF FANWOOD**

BE IT ORDAINED by the Council of the Borough of Fanwood in the County of Union:

1. The schedules of positions and salaries of Borough officers and employees heretofore adopted pursuant to Section I of Chapter 86 and Section 7A of Chapter 67 of the Code of the Borough of Fanwood.
2. The following schedule of positions and salaries of Borough officers and employees is hereby adopted pursuant to Section I of Chapter 86 and Section 7A of Chapter 67 of the Code of the Borough of Fanwood.

POSITION	SALARY RANGE			HOUR/YEAR
Magistrate	21,500	-	30,500	Per Year
Prosecutor	21,500	-	26,000	Per Year
Public Defender	4,600	-	9,000	Per Year

Court Administrator	42,500	-	56,725	Per Year
Deputy Court Administrator	14	-	20	Per Hour
Violations Clerk	14	-	20	Per Hour
Court Clerk	14	-	20	Per Hour
Borough Clerk/Administrator	68,000	-	135,000	Per Year
Deputy Borough Clerk	750	-	2,000	Per Year
Chief Financial Officer/Treasurer	25,000	-	38,000	Per Year
Deputy Borough Administrator	18,500	-	22,500	Per Year
Assistant Treasurer	3,000	-	4,200	Per Year
Bookkeeper	40,000	-	72,000	Per Year
Tax Collector	41,600	-	72,000	Per Year
Payroll Supervisor	3,000	-	4,200	Per Year
Tax Assessor	15,500	-	24,000	Per Year
Planning Board Secy/Finance Clerk	32,000	-	49,000	Per Year
Assistant to Mayor	5,000	-	10,000	Per Year
Purchasing Agent	3,000	-	4,200	Per Year
Police Chief	115,000	-	167,000	Per Year
Administrative Assistant/Police	30,000	-	47,500	Per Year
Police Matron	30	-	50	Per Hour
Director Public Works	78,000	-	110,160	Per Year
Public Officer	4,000	-	7,000	Per Year
Recycling Coordinator	3,000	-	7,500	Per Year
Public Works Secretary	29,800	-	46,000	Per Year
Custodian/Laborer	16	-	18.5	Per Hour
Carpenter	35	-	40.18	Per Hour
Register Vital Statistics	4,000	-	6,100	Per Year
Deputy Register	500	-	1,200	Per Year
Board of Health Secretary	4,000	-	6,100	Per Year
Construction Official	12,500	-	22,000	Per Year
Building Sub Code Official	5,000	-	22,000	Per Year
Building Inspector	5,000	-	22,000	Per Year
Construction Technical Clerk	26,500	-	45,000	Per Year
Plumbing Sub Code Official	5,000	-	11,000	Per Year
Electrical Sub Code Official	5,000	-	11,000	Per Year
Fire Protection Official	5,000	-	11,000	Per Year
Zoning Officer	18,000	-	24,000	Per Year
Uniform Fire Enforcement Officer	15,000	-	21,000	Per Year
Clerical Worker	10.75	-	22	Per Hour
Nature Center Groundskeeper	2,700	-	4,500	Per Year
Recreation Director	25,000	-	35,000	Per Year
Assistant Director	2,500	-	5,300	Per Year
Summer Park Program Director	3,000	-	4,500	Program

Summer Counselor Coordinator	16	-	28	Hour
Senior Counselor	12.50	-	20	Hour
Junior Counselor	9	-	11.50	Hour
Travel Camp Director	1,000	-	3,000	Program

3. The salary schedules set forth herein shall be retroactive and take effect as of January 1, 2018. All payments made hereunder shall be retroactive to that date. All salaries are subject to availability of funds.
4. This ordinance shall take effect immediately as provided by law.

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

Public Safety (Councilman Carter)

Ordinance 18-14-R

Mitchell/Huegel moved to open the Public Hearing on Ordinance 18-14-R. Motion carried.

No one spoke.

Molenaar/Kranz moved to close the Public Hearing.

Mitchell/Huegel moved to adopt Ordinance 18-14-R on Second Reading. Motion carried on the following roll call vote.

ORDINANCE NO. 18-14-R

AN ORDINANCE OF THE BOROUGH OF FANWOOD, COUNTY OF UNION, AND STATE OF NEW JERSEY, AMENDING CHAPTER 280 OF THE FANWOOD BOROUGH CODE REGARDING SCHEDULE II NO PARKING CERTAIN HOURS

BE IT ORDAINED by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey, that Chapter 280: Vehicles and Traffic, Section 47, Schedule II: No Parking Certain Hours, of the Code of the Borough of Fanwood, County of Union is hereby amended as follows:

Section 1. Article XIII: Schedules, Section 47 is hereby amended to add the following:

Willow Avenue	East 8:00 am to 9:00 am school days only	From the northeast curbline of Madison Avenue to the Borough Line (approximately 130 feet in a northerly direction).
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Section 2. All other provisions of Chapter 280 shall remain in full force and effect.

Section 3. If any part(s) of this Ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

Section 4. This Ordinance shall take effect as provided by law.

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

Ordinance 18-18-R

Huegel/Kranz moved to open the Public Hearing on Ordinance 18-18-R. Motion carried.

No one spoke.

Mitchell/Kranz moved to close the Public Hearing. Motion carried.

Mitchell/Molenaar moved to adopt Ordinance 18-18-R on Second Reading. Motion carried on the following roll call vote.

ORDINANCE NO. 18-18-R

**AN ORDINANCE AMENDING CHAPTER 156, FIRE PREVENTION, OF THE
 CODE OF THE BOROUGH OF FANWOOD RELATING TO ARTICLE 9,
 CERTIFICATE OF SMOKE DETECTOR AND CARBON MONOXIDE ALARM
 COMPLIANCE**

BE IT ORDAINED by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey, that Chapter 156, Fire Prevention, of the Code of the Borough of Fanwood, County of Union is hereby amended as follows:

Section I. Section 156-9B is hereby amended to read as follows:

B. The owner or its authorized agent shall apply for a CSDCMAC on a Bureau prepared form. The application fee for a CSDCMAC, as required by N.J.A.C. 5:70-3.2, shall be based upon the amount of time before the change of occupancy is expected, as follows:

- (1) Request for CSDCMAC received more than 10 business days prior to the change of occupant: \$45;
- (2) Request for CSDCMAC received less than 10 business days but more than four business days prior to the change of occupant: \$90;
- (3) Request for CSDCMAC received less than five business days prior to the change of occupant: \$161.

Section II. All other provisions of Chapter 156 shall remain in full force and effect.

Section III. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section IV. This ordinance shall take effect immediately upon final passage and publication as required by law.

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

Councilwoman Mcelroy-Barker arrived at 7:10 pm
Councilman Carter arrived at 7:10 pm.

Land Use and Historic Preservation (Councilman Huegel)
Ordinance 18-16-R

Huegel/Kranz moved to open the Public Hearing on Ordinance 18-16-R. Motion carried.
Michael Lewis questioned the scope of the ordinance. The Clerk will provide him with a copy of the Ordinance.
Mitchell/Kranz moved to close the Public Hearing. Motion carried.
Huegel/Mitchell moved to adopt Ordinance 18-16-R after Second Reading. Motion carried on the following roll call vote.

ORDINANCE NO. 18-16-R

AN ORDINANCE AMENDING CHAPTER 12, CONSTRUCTION CODE ENFORCEMENT, DEPARTMENT OF, OF THE CODE OF THE BOROUGH OF FANWOOD RELATING TO ARTICLE 10, FEES

BE IT ORDAINED by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey, that Chapter 12, Fire Prevention, of the Code of the Borough of Fanwood, County of Union is hereby amended as follows:

Section I. The following subsections of Section 12-10B are hereby amended to read as follows:

(1) The Building Subcode fee shall be:

(a) For a new building or structure \$0.039 per cubic foot of volume for buildings and structures, provided that the minimum fee shall be \$200.

(b) For renovations, alterations and repairs: \$39 per \$1,000 of the estimated cost of the work. The minimum fee shall be \$80.

...

(f) For retaining walls:

[1] Deleted.

[2] Retaining walls: \$39 per \$1,000 of the estimated cost of the work, provided that the minimum fee shall be \$80.

(2) The Plumbing Schedule Fees shall be:

(a) Twenty-five dollars per fixture, appliance and piece of equipment connected to the plumbing system, including but not limited to lavatories, kitchen sinks, slop sinks, sinks, urinals, water closets, bathtubs, shower stalls, laundry tubs, floor drains, drinking fountains, dishwashers, garbage disposals, clothes washers, hot-water heaters or similar devices.

...

- (e) Sewer capping: \$125.
- (f) Water capping: \$125.
- (g) The minimum subcode fee shall be \$80.

(3) The Electrical Subcode fees shall be:

- (a) Receptacles or fixtures: One to 50 is \$80. Each 25 receptacles or fixtures in addition: \$25. Receptacles or fixtures shall include lighting outlets, wall switches, fluorescent fixtures, convenience receptacles or similar fixtures and motors or devices of less than one horsepower or one kilowatt. The minimum fee shall be \$80.
- (b) For each motor or electrical device greater than one horsepower and less than or equal to 10 horsepower and for the transformers and generators greater than one kilowatt and less than or equal to 10 kilowatts: \$80; 150 amperes: \$100.
- (c) For each motor or electrical device greater than 10 horsepower and less than or equal to 50 horsepower and for each service panel, service entrance or subpanel less than or equal to 200 amperes and for all transformers and generators greater than 10 kilowatts and less than or equal to 45 kilowatts: \$125.

...

- (h) The minimum electrical subcode fee shall be \$80.
- (i) All other equipment shall be at an additional fee of \$25, i.e., air-conditioning equipment, kitchen equipment, attic fans and sump pumps.
- (j) Alarm: \$125, commercial; \$80, residential.
- (k) Data:

[1] Commercial, one to 50: \$125. Each additional 25 contacts: \$50.

[2] Residential, one to 50: \$80. Each additional 25 contacts: \$25.

(4) The Fire Protection Subcode fees shall be:

...

- (c) Heads and detectors.
 - [1] The fee for 20 or fewer heads or detectors shall be \$80, except for one- and two-family residences (Use Group R-5 of the Building Code); the fee for five or fewer smoke detectors shall be \$80.
 - [2] For 21 to and including 100 heads or detectors, the fee shall be \$168.

[3] For 101 to and including 200 heads or detectors, the fee shall be \$321.

[4] For 201 to and including 400 heads or detectors, the fee shall be \$831.

[5] For 401 to and including 1,000 heads or detectors, the fee shall be \$1,150.

[6] For over 1,000 heads or detectors, the fee shall be \$1,469.

...

(d) The fee for standpipes shall be \$321 per standpipe.

...

(f) The fee for installing a premanufactured fire-suppression system shall be \$129.

...

(i) The minimum subcode fee shall be \$80.

(5) The Mechanical Subcode fees shall be:

...

(d) The minimum subcode fee shall be \$80.

...

(9) Demolition:

...

(b) Oil tank demolition and/or abandonment: \$80.

...

(11) The fee for a permit to construct a sign shall be \$4 per square foot of surface area of the sign, provided that the minimum fee shall be \$80. In the case of double-faced signs, the area of the surface of only one side of the sign shall be used for purposes of the fee computation. No fee shall be charged for traffic control signs required by the Joint Planning Board and Zoning Board of Adjustment.

...

(15) If a permit has expired, the renewal fee shall be 50% of the original permit

fee. The minimum fee shall be \$80 per subcode.

...

(23) Whenever there shall be a change of contractor: \$55.

Section II. All other provisions of Chapter 12 shall remain in full force and effect.

Section III. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section IV. This ordinance shall take effect immediately upon final passage and publication as required by law.

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

Ordinance 18-17-R

Huegel/Kranz moved to open the Public Hearing on Ordinance 18-17-R. Motion carried.

No one spoke.

Mitchell/Kranz moved to close the Public Hearing. Motion carried.

Huegel/Mitchell moved to adopt Ordinance 18-17-R on Second Reading. Motion carried on the following roll call vote.

ORDINANCE NO. 18-17-R

AN ORDINANCE AMENDING CHAPTER 184, LAND USE, OF THE CODE OF THE BOROUGH OF FANWOOD RELATING TO ARTICLES 36, SCHEDULE OF FEES, AND 37, SCHEDULE OF DEPOSITS

BE IT ORDAINED by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey, that Chapter 184, Land Use, of the Code of the Borough of Fanwood, County of Union is hereby amended as follows:

Section I. The following Subsections of Section 184-36, Schedule of Fees, are hereby amended to read as follows:

A. All "C" variances and exceptions, taken together as a group regardless of number: \$250.

B. Each "D" variance: \$500.

...

D. Appeal of the decision of the Zoning Officer regarding zoning regulations: \$150.

E. Interpretation of the zoning regulations, Zoning Map or Official Map: \$150.

F. Conditional use review: \$250.

...

H. Minor site plan: \$250.

I. Minor subdivision: \$250, plus \$250 for each lot in the proposed subdivision.

...

L. Preliminary major subdivision: \$400.

M. Final major subdivision: \$600, plus \$200 for each lot over two in the proposed subdivision.

...

AA. Zoning approval for installation/replacement of a patio: \$50 for each patio.

Section II. Section 184-37B Schedule of Deposits is hereby amended to add a new section (14) as follows:

(14) Zoning Review: \$50.

Section III. All other provisions of Chapter 184 shall remain in full force and effect.

Section IV. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section V. This ordinance shall take effect immediately upon final passage and publication as required by law.

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

NEW BUSINESS

Public Works (Councilman Molenaar)

Resolution 18-09-152

Molenaar/Mitchell moved to adopt Resolution 18-09-152. Motion carried on the following roll call vote.

RESOLUTION 18-09-152

WHEREAS, the following bids were received on August 15, 2018 for the North Avenue, Phase II Improvements:

P & A Construction	\$284,199.95
P.O. Box 28	
Colonia, NJ 07067	
Reivax	\$323,031.76
356 Thomas Street	
Newark, NJ 07114	
Stilo	\$342,288.00

BE IT FURTHER RESOLVED that the Borough Administrator is hereby authorized to sign the grant agreement assurances on behalf of the Borough of Fanwood, and that her signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Resolution 18-09-154

Mcelroy-Barker/Mitchell moved to adopt Resolution 18-09-154. Motion carried.

RESOLUTION 18-09-154

WHEREAS, the Borough of Fanwood desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for **\$21,033.00** to carry out a project to expand inclusionary opportunities for youth with disabilities who wish to participate in sports in Fanwood.

NOW, THEREFORE, BE IT RESOLVED

1. That the Borough of Fanwood does hereby authorize the application for such a grant; and,
2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Fanwood and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

PRIVILEGE OF THE FLOOR BY THE PUBLIC

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

9 Ridge Way complained to Council that his roadway is in dire need of improvement and he wants to be put on the list for action.

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

ADJOURNMENT

Mitchell/Kranz moved to adjourn at 7:25 pm. Motion carried.

Respectfully submitted,

Eleanor McGovern
Borough Clerk