

**BOROUGH OF FANWOOD
MAYOR AND COUNCIL SPECIAL MEETING
MAY 6, 2019**

This Special Meeting of the Mayor and Council was held on May 6, 2019, at Fanwood Borough Hall, 75 North Martine Avenue, Fanwood, NJ at 7:10 pm.

Mayor Colleen Mahr presided and stated; I hereby announce and request that such be included in the minuets 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: Jeffrey Banks, Anthony Carter, Tom Kranz, Erin Mcelroy-Barker, Katherine Mitchell, Patricia Walsh

Absent: None

Also, Present: Colleen Mahr, Eleanor McGovern, Russell Huegel, Fred Tomlins, Antonios Panagopoulos

Mayor Mahr stated that this meeting was being held to consider the adoption of one ordinance and the introduction of a bond ordinance, the adoption of a Temporary Emergency Appropriation, the adoption of a Corrective Action Plan for 2017 and authorizing a grant agreement with the Department of Environmental Protection.

OLD BUSINESS

A. Administration and Finance (Councilman Kranz)

1. Ordinance 19-08-S

Kranz/Mitchell moved to open the Public Hearing on Ordinance 19-08-S. Motion Carried.

No one spoke.

Mitchell/Mcelroy-Barker moved to close the Public Hearing. Motion Carried.

Kranz/Mitchell moved to adopt Ordinance 19-08-S. Motion carried on the following roll call vote.

ORDINANCE 19-08-S

CALENDAR YEAR 2019

ORDINANCE TO ESTABLISH A CAP BANK

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Municipal Council of the Borough of Fanwood, County of Union, hereby determines that this difference in the amount of \$73,800.57 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Fanwood, in the County of Union, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

FOR: Kranz, Mitchell, Banks, Carter, Mcelroy-Barker, Walsh
AGAINST: None
ABSENT: None
ABSTAINED: None

NEW BUSINESS

A. Administration and Finance (Councilman Kranz)

Resolution 19-05-96

Kranz/Mitchell moved to adopt Resolution 19-05-96. Motion carried on the following roll call vote.

RESOLUTION 19-05-96

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 2019 Budget and no adequate provision has been made in the CY 2019 temporary budget for the afore said 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 2019 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$6,117,041.86.

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 \$548,283.00 as follows:

Salary:

Parks & Recreation	\$3,500.00	Administration S&W	\$12,500.00
Finance S&W	\$10,200.00	Mayor S&W	\$600.00
Tax Assessment S&W	\$1,300.00	Zoning S&W	\$2,000.00
Police S&W	\$200,000.00	Prosecutor S&W	\$2,500.00
Environmental S&W	\$500.00	Tax S&W	\$5,200.00
Court S&W	\$7,000.00	Board of Health S&W	\$1,000.00
Fire Official S&W	\$1,300.00	Sanitation S&W	\$500.00

Operations:

Tax Assessor O&E	\$1,000.00	Worker's Comp.	\$100,000.00
Health Benefit Waiver	\$20,750.00	Hydrants	\$20,000.00
Snow Removal	\$5,000.00	Board of Health	\$11,433.00
Celebration of Public	\$5,000.00	Communications	\$10,000.00
Postage	\$3,000.00	DCRP	\$500.00
CIF	\$8,500.00	Social Security	\$15,000.00
Health Benefit	\$100,000.00		

FOR: Kranz, Mitchell, Banks, Carter, Mcelroy-Barker, Walsh
 AGAINST: None
 ABSENT: None
 ABSTAINED: None

Resolution 19-05-97

Kranz/Mitchell moved to adopt Resolution 19-05-97. Motion carried on the following roll call vote.

RESOLUTION 19-05-97

CORRECTIVE ACTION PLAN FOR THE ANNUAL AUDIT YEAR ENDED DECEMBER 31, 2017

RECOMMENDATION

That funds be encumbered prior to ordering of goods and services and all vouchers contain the required support documentation and approvals prior to their payment.

CORRECTIVE ACTION

We agree that this is the system and should be followed. There are times when all items are not present at the time of payment. We will strive to eliminate this as an issue.

RECOMMENDATION

That the Current Fund General Ledger be accurately maintained.

CORRECTIVE ACTION

The General Ledger is being maintained as accurately as possible. The auditor suggested several entries that were agreed to and made.

FOR: Kranz, Mitchell, Banks, Carter, Mcelroy-Barker, Walsh
 AGAINST: None
 ABSENT: None
 ABSTAINED: None

Resolution 19-05-98

Kranz/Mitchell moved to adopt Resolution 19-05-98. Motion carried on the following roll call vote.

**GRANT AGREEMENT
BETWEEN
BOROUGH OF FANWOOD
AND
THE STATE OF NEW JERSEY
BY AND FOR
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION**

GRANT IDENTIFIER: AQ19-025

GOVERNING BODY RESOLUTION 19-05-98

The governing body of **BOROUGH OF FANWOOD** desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$ up to \$5,000.00 to fund the following project:

**Purchase and installation of one
ChargePoint level 2 charging station at 233 LaGrande Avenue in Fanwood, NJ 07023.**

Therefore, the governing body resolves that **Colleen Mahr** or the successor to the office of **Mayor** is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than **\$0.00** and not more than **\$5,000.00**, and to execute x any amendments thereto __ any amendments thereto which do not increase the Grantee’s obligations.

*The **Mayor and Council** authorizes and hereby agrees to match 0% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 0% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement) *

The Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

Introduced and passed May 6, 2019.

Ayes: Kranz, Mitchell, Banks, Carter, Mcelroy-Barker, Walsh
Noes: None
Absent: None

*The portion of this form between the asterisks should only be competed if matching funds are required under the terms of the agreement. Where in-kind services are allowed and are stipulated by the Grantee, an attachment must be provided and appended hereto, breaking out the in-kind services.

FOR: Kranz, Mitchell, Banks, Carter, Mcelroy-Barker, Walsh
AGAINST: None
ABSENT: None
ABSTAINED: None

Ordinance 19-09-S

Kranz/Mitchell moved to adopt Ordinance 19-09-S on first reading. Motion carried.

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$450,000 FOR VARIOUS CAPITAL ACQUISITIONS FOR AND BY THE BOROUGH OF FANWOOD IN THE COUNTY OF UNION, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$427,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

Second Reading and Public Hearing will be held on May 20, 2019.

PRIVILEGE OF THE FLOOR BY THE PUBLIC

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

No one spoke.

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

ADJOURNMENT

Mitchell/Kranz moved to adjourn at 7:20 pm. Motion carried.

Respectfully submitted,

Eleanor McGovern
Borough Clerk