

**BOROUGH OF FANWOOD
MAYOR AND COUNCIL REGULAR MEETING
MAY 20, 2019**

The Regular Meeting of the Mayor and Council was held on May 20, 2019 at Borough Hall, 75 North Martine Avenue, Fanwood, NJ 07023 at 7:20 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, Alternate Press by January 10, 2019 filed with the Borough Clerk and mailed to any person requesting same in accordance with the requirements of the Open Public Meeting Act

PLEDGE OF ALLIGANCE AND MOMENT OF SILENCE

The Pledge of Allegiance and moment of silence was led by Mayor Mahr.

ROLL CALL

Present: Jeffrey Banks, Anthony Carter, Tom Kranz, Erin Mcelroy-Barker, Katherine Mitchell, Patricia Walsh

Absent: None

Also, Present: Mayor Colleen Mahr, Eleanor McGovern, Frederick Tomkins, Russell Huegel, Antonios Panagopoulos

REVIEW AND APPROVAL OF MINUTES

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

Regular Meeting	April 15, 2019
Special Meetings	May 6, 2019
Agenda Meeting	May 6, 2019
Downtown Redevelopment Meetings	May 6, 2019

APPOINTMENTS AND ANNOUNCEMENTS

Presentations:

Veterans Awareness Day, Mayor Colleen Mahr presented Joseph Schott with a Devlin print of the Community House. Joseph Murano received his print from Mayor Mahr earlier.

Police Chief Trigo presented awards to the following Police Department Officers:

Exceptional Duty Award	Ptln. Michael Rusin
Unit Citation Award	Ptln. Elliott Bernard
	Ptln. Michael Rusin
	Ptln. Daniel Kranz
	Ptln. Daniel Piccola
Chief's Award	Sgt. Marc Gottlick

Mayor Mahr and Councilman Carter presented Chief Trigo with the following Proclamation:

**NATIONAL PEACE OFFICERS' MEMORIAL DAY
MAY 15, 2019**

**NATIONAL POLICE WEEK
MAY 12 – 18, 2019**

WHEREAS, the Congress and President of the United States have designated May 15 as **National Peace Officers' Memorial Day**, and the week of May 12 – 18 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 each year approximately 160 police officers die in the line of duty, 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 12 to May 18, 2019, 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, 2019 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.

Councilwoman Mitchell presented the Fanwood Rescue Squad with the following proclamation:

**RESCUE SQUAD MONTH
MAY 2019**

**NATIONAL EMS WEEK
MAY 19 – 25, 2019**

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 71 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 its emergency medical care and its 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 19-25, 2019, **NATIONAL EMERGENCY MEDICAL SERVICE WEEK**, with its theme “**BEYOND THE CALL**” 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.

Councilman Banks presented the following proclamation to Scott Pierce, Historic Preservation Commissioner.

**NATIONAL HISTORIC PRESERVATION MONTH
MAY 2019**

WHEREAS, the National Trust for Historic Preservation will commemorate its annual **National Historic Preservation Month**, in May 2019, 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 2019, **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.

Mayor Colleen Mahr read the following proclamation:

**NATIONAL CANCER RESEARCH MONTH
MAY 2019**

**RESOLUTION IN SUPPORT OF METAVIVORS OF NEW JERSEY AND
THEIR EFFORT REGARDING STAGE 4 METASTATIC BREAST CANCER**

WHEREAS, the Mayor and Council of the Borough of Fanwood do hereby recognize the founding of **METAdivors of New Jersey**, a Chapter of METAdivor Research and Support, by Scotch Plains residents **Tami Eagle Bowling and Lauren O’Brien** as an active response to stage 4 metastatic breast cancer patients; and

WHEREAS, May 2019 is **National Cancer Research Month** and May 12-19 is **National Women’s Health Week**; breast cancer is the most common type of cancer among women in the United States, and second leading cause of death. Every year, approximately 1 in 8 women or 12% are diagnosed with breast cancer. In 2019, an estimated 268,600 American women will be diagnosed with invasive breast cancer, and 62,930 women with pre-invasive breast cancer; and

WHEREAS, **41,760 women will die in the United States in 2019 from stage 4 metastatic breast cancer**, equivalent to 115 women a day. They are either among the 3 to 6 percent of women initially diagnosed with “denovo” stage 4, or the 30% who evolve to stage 4 from earlier stages. Stage 4 metastatic breast cancer has no cure. Life expectancy is 18 to 36 months from diagnosis due to the diseased cells spreading to other organs such as the brain, liver, and bones; and

WHEREAS, early detection of this disease is essential, the national **METAdivor** organization educates the public about metastatic breast cancer and lack of funding for stage 4 treatment. They aim to dramatically increase the current percentage of overall breast cancer research dollars from under 5 percent to **30 percent** for the already metastasized patient. The national campaign for this initiative on social media falls under **#DontIgnoreStageIV**; and

WHEREAS, Scotch Plains resident **Tami Eagle Bowling** have raised \$50,000 per year since 2015 for METAdivor and Breast Cancer Alliance research grants, and widely publicizes the urgent need for metastatic breast cancer treatment in New Jersey; and

WHEREAS Tami is an advocate for metastatic breast cancer research institutions and a mentor to diagnosed patients, she co-founded with Lauren O’Brien the **METAdivors of New Jersey** Facebook group in April 2019 to centralize metastatic breast cancer information, action and advocacy relevant to New Jersey communities; and

WHEREAS, the pink ribbon is well-known for representing the fight against breast cancer, the **metastatic breast cancer awareness ribbon colors** also include teal and green. The ribbon is designed

to highlight the uniqueness of the disease and show its commonality with other stage 4 cancers. Green represents the triumph of spring over winter, life over death, renewal, hope, and immortality. Teal portrays healing and spirituality. The thin pink overlay signifies that the cancer originated in the breast.

NOW, THEREFORE BE IT PROCLAIMED by the Mayor and Council of the Borough of Fanwood that **METAvivors of New Jersey**, a chapter of **METAvivor** Research and Support, began here in April 2019 and Fanwood citizens are encouraged to join the national effort towards awareness of metastatic breast cancer during May's National Women's Health Week and National Cancer Research Month.

Mayor Colleen Mahr read the following proclamation:

NATIONAL GUN VIOLENCE AWARENESS DAY

This proclamation declares the first Friday in June to be National Gun Violence Awareness Day in the Borough of Fanwood to honor and remember all victims and survivors of gun violence and to declare that we as a country must do more to reduce gun violence.

WHEREAS, every day, 100 Americans are killed by gun violence and on average there are nearly 13,000-gun homicides every year; and

WHEREAS, Americans are 25 times more likely to be killed with guns than people in other high-income countries; and

WHEREAS, protecting public safety in the communities they serve is mayors' highest responsibility; and

WHEREAS, support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from people with dangerous histories; and

WHEREAS, mayors and law enforcement officers know their communities best, are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep their citizens safe; and

WHEREAS, in January 2013, Hadiya Pendleton, a teenager who marched in President Obama's second inaugural parade and was tragically shot and killed just weeks later, should be now celebrating her 22nd birthday; and

WHEREAS, to help honor Hadiya – and the 100 Americans whose lives are cut short and the countless survivors who are injured by shootings every day – a national coalition of organizations has designated June 7, 2019, the first Friday in June, as the 5th National Gun Violence Awareness Day; and

WHEREAS, the idea was inspired by a group of Hadiya's friends, who asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods and orange is a color that symbolizes the value of human life; and

WHEREAS, anyone can join this campaign by pledging to Wear Orange on June 7th, the first Friday in June in 2019, to help raise awareness about gun violence; and

WHEREAS, by wearing orange on June 7, 2019 Americans will raise awareness about gun violence and honor the lives of gun violence victims and survivors; and

WHEREAS, we renew our commitment to reduce gun violence and pledge to do all we can to keep firearms out of the wrong hands, and encourage responsible gun ownership to help keep our children safe.

NOW, THEREFORE BE IT RESOLVED, that Mayor Mahr of the Borough of Fanwood declares the first Friday in June, June 7, 2019, to be National Gun Violence Awareness Day. I encourage all citizens to support their local communities' efforts to prevent the tragic effects of gun violence and to honor and value human lives.

Mayor Colleen Mahr presented the following proclamation to Eleanor McGovern, Fanwood's Municipal Clerk:

**MUNICIPAL CLERKS WEEK
MAY 5 – 11, 2019**

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants, and

WHEREAS, Municipal Clerks Week is celebrating its 50th Anniversary, endorsed by its members throughout the United State, Canada and 15 other countries, and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all, and

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community, and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the office of Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, county and international professional organizations, and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, I, Colleen Mahr, Mayor of the Borough of Fanwood, do recognize the week of May 5 through May 11, 2019, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Eleanor McGovern, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Mayor Colleen Mahr presented the following proclamation to Councilwoman Mitchell:

**NATIONAL NURSES WEEK
MAY 6 – 12, 2019**

WHEREAS, the 2019 **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 12th, for the 199th time in 2019, and

WHEREAS, the theme for 2019 National Nurses Week is “Nurses: 4 Million Reasons to Celebrate”, 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, 2019, **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 is hereby included in the minutes of this meeting.

**MENTAL HEALTH AWARENESS MONTH
MAY 2019**

WHEREAS, approximately one in five adults in the United States, 43.8 million, or 18.5%, experiences a mental illness in a given year and approximately one in five youth aged 13–18 (21.4%) experiences a severe mental health disorder at some point during their lifetime. For children aged 8–15, the estimate is 13%, and

WHEREAS, Mental illness is not prejudice as mental health disorders affect men and women of all ages, races and social classes, and.

WHEREAS, since 1949, the month of May has been observed as Mental Health Month in the United States and many national organizations spotlight Mental Health Month to raise awareness about the importance of mental health and to stop the stigma associated with mental health disorders, and

WHEREAS, the theme for this year’s Mental Health Month is *Fitness #4Mind4Body*, meaning that health is an all-encompassing matter and we must take care of our minds just as much as we take care of our bodies. Mental health is important for our physical health and vice versa.

WHEREAS, a well-balanced diet, a healthy sleep schedule, exercise, gut health and hydration all affect our mental health and our physical health equally. Studies have shown that individuals who have chronic medical illnesses such as diabetes, high blood pressure or autoimmune disorders have a higher likelihood of being diagnosed with a mental health disorder such as depression or anxiety. Our bodies and mind act as one unit and therefore it is important to care for both our emotional and mental states as well as our physical health.

NOW, THEREFORE, I, Coleen Mahr, Mayor of the Borough of Fanwood, hereby proclaims May 2019, **MENTAL HEALTH AWARENESS MONTH**, and encourage Fanwood citizens to join the national effort towards awareness of Mental Health.

PRESENTATION OF COMMUNICATIONS AND REFERRAL

1. Borough of Watchung
Re: Resolution opposing the diverting of truck traffic
Disposition: Note and File

2. City of Linden
Re: Resolution urging the legislature to increase the property tax deduction
For Senior Citizens and Veterans
Disposition: Resolution on May 20th Meeting

3. Township of Springfield
Re: Resolution opposing the Pilgrim Pipeline
Disposition: Note and File

4. County of Union/Department of Engineering
Re: Notification of adult mosquito spraying
Disposition: Note and File

STANDING COMMITTEE REPORTS

- A. Administration and Finance (Councilman Kranz)
Kranz/Mitchell moved to adopt the Tax Collector’s reports for the months of March and April.

- B. Public Safety (Councilman Carter)
Councilman Carter reported for the Police Department.

- C. Public Works (Councilwoman Mitchell)
Councilwoman Mitchell reported for the Rescue Squad, Public Works, Cultural Arts, Senior Citizens and Shade Tree Commission

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

- E. Recreation and Community Services (Councilwoman Mcelroy-Barker)
Councilwoman Mcelroy-Barker reported for the Recreation Commission.

- F. Health and Senior Citizens (Councilwoman Walsh)

No report.

SPECIAL COMMITTEE REPORTS

None

PRESENTATION OF CLAIMS

Kranz/Mitchell moved to adopt the Payment of Claims for the month of May. Motion carried on the following roll call vote.

PAYMENT OF CLAIMS

BE IT RESOLVED that claims in the amount of. \$4,652,615.95 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: Kranz, Mitchell, Banks, Carter, Mcelroy-Barker, Walsh
- AGAINST: None
- ABSTAIN: None
- ABSENT: None

AUDITING OF CLAIMS BY RESOLUTION

None

PRIVILEGE OF THE FLOOR BY THE PUBLIC (For Agenda Items Only)

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

Larry Cohen, MacLennan Place requested cross walks be installed on certain streets. Mitchell/Kranz moved to close the meeting to the public. Motion carried.

OLD BUSINESS

Public Hearing on the 2019 Municipal Budget

Kranz/Mitchell moved to open the Public Hearing on the 2019 Municipal Budget. Motion carried. No one spoke. Mitchell/Kranz moved to close the public hearing. Motion carried.

Amendment to the 2019 Municipal Budget.

Kranz/Mitchell moved to amend the 2019 Municipal Budget. Motion carried. Public Hearing on the amendment will be held on June 3, 2019.

Ordinance 19-09-S

Kranz/Mitchell moved to open the public hearing on Ordinance 19-09-S. Motion carried. No one spoke. Mitchell/Kranz moved to close the public hearing. Motion carried.

Kranz/Mitchell moved to adopt Ordinance 19-09-S. Motion carried with the following roll call vote.

ORDINANCE 19-09-S

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.

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF FANWOOD, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Borough as general improvements. For the said Improvements there is hereby appropriated the amount of \$450,000, such sum includes the sum of \$22,500 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvements not covered by the application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$427,500 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$427,500 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purpose for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
1. Acquisition of vehicles and various equipment for the Police Department, including but not limited to three (3) sport utility vehicles, mobile data terminals and car cameras.	\$176,000	\$167,200	5 Years

2. Acquisition of various equipment for the Public Works Department, including but not limited to trash compactor truck, utility vehicle with plow and water tank and a bucket and snow plow attachment.	274,000	260,300	5 Years
TOTAL	\$450,000	\$427,500	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$427,500.

(c) The estimated cost of the Improvements is \$450,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the “Chief Financial Officer”); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$427,500 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$16,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation

thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$427,500.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

CONSENT AGENDA

Resolution 19-05-104

Mitchell/Kranz moved to adopt Resolution 19-05-104. Motion carried.

RESOLUTION 19-05-104

WHEREAS, the following individual has applied for membership in the Fanwood Fire Department, and

Edward Ruhl
334 Long Avenue
Hillside, NJ 07205

And

WHEREAS, Edward Ruhl qualifies for membership in the Fanwood Fire Department and the Fire Chief recommends Council’s approval of his membership.

Resolution 19-05-105

Mitchell/Kranz moved to adopt Resolution 19-05-105. Motion carried.

RESOLUTION 19-05-105

BE IT RESOLVED by the Borough Council that George Church’s towing license is hereby extended to June 30, 2019.

Resolution 19-05-106

Mitchell/Kranz moved to adopt Resolution 19-05-106. Motion carried.

RESOLUTION 19-05-106

**RESOLUTION URGING THE LEGISLATURE TO INCREASE
THE PROPERTY TAX DEDUCTION FOR SENIOR
CITIZENS AND VETERANS**

WHEREAS, New Jersey qualified Senior Citizens and Veterans currently enjoy a \$250.00 per year deduction on their taxes, and

WHEREAS, the \$250.00 deduction for Senior Citizens and the income threshold has not been increased since its inception, and

WHEREAS, the \$250.00 deduction for Veterans has not been increased since 2002, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Fanwood that:

1. The Borough of Fanwood urges the Legislature to sponsor legislation and/or Commence the process for a constitutional amendment that would increase the property tax deduction for Senior Citizens and Veterans to \$1000.00 per year and to increase the minimum income requirement to \$20,000.00, and
2. A copy of this resolution shall be forwarded to the twenty-one municipalities in the County of Union, the Union County Board of Chosen Freeholders and Fanwood’s Legislative delegation.

Resolution 19-05-107

Mitchell/Kranz moved to adopt Resolution 19-05-107. Motion carried.

RESOLUTION 19-05-107

WHEREAS, Sheelen’s Crossing has requested permission to utilize the Borough property, specifically LaGrande Park, (“Property”), on Sunday, June 30, 2019, commencing at 11 a.m., and ending at 6 p.m., for the purpose of conducting a “Fan Jam” event including the sale of food, beer, wine and liquor to which the public is invited;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fanwood that permission is granted to Sheelen’s Crossing to utilize the Property to conduct a “Fan Jam” event on Sunday, June 30, 2019, commencing at 11 a.m., and ending at 6 p.m., subject to the following conditions:

1. Food may be distributed and/or sold provided Sheelen’s Crossing receives the necessary approvals from the Regional Board of Health.

2. Liquor, beer and wine may be served on the Property so long as Sheelen’s Crossing complies with all requirements of the State and local alcoholic beverage laws and obtains from the State the required permit for such an event.
3. The consumers with their beverages are not permitted outside of the fenced in area and the consumers will be tagged for identification.
4. A tent may be installed on the Property.
5. Sheelen’s Crossing must restore the Property to its current condition on Monday, July 1, 2019.
6. A copy of Sheelen’s Crossing general commercial liability policy shall be provided to the Borough on or before June 25, 2019 in the amount of \$2,000,000.00 with the Borough of Fanwood named as an additional insured.
7. Adequate police presence shall be provided by Sheelen’s Crossing, at its sole cost in accordance with the Borough Code, in a number reasonably determined by the Borough’s Chief of Police to be required during all times when the general public will be permitted on the Property on June 30, 2019.
8. A fee of \$100 shall be paid to the Borough by Sheelen’s Crossing to cover all miscellaneous costs that may be incurred by the Borough, exclusive of the police presence.

BE IT FURTHER RESOLVED THAT a copy of this Resolution shall be transmitted to Sheelen’s Crossing and the Chief of Police of the Borough.

We agree that in order to go forward with the “Fan Jam” Celebration on Borough property, on June 30, 2019, we will conform with all of the requirements of this resolution.

Sheelen’s Crossing Inc.

_____ Date: _____

Resolution 19-05-108

Mitchell/Kranz moved to adopt Resolution 19-05-108. Motion carried.

**BOROUGH OF FANWOOD
RESOLUTION 19-05-108**

Resolution in Support of Path to Progress Recommendations made by New Jersey Economic and Fiscal Policy Workgroup

WHEREAS, New Jersey faces a daunting fiscal crisis; and

WHEREAS, for two decades, while county and municipal governments made the proper pension payments, New Jersey governors from both parties severely underfunded the pension system for teachers and State government workers; and

WHEREAS, while local government pension systems are funded at the national average, the State's unfunded liability for pensions and retiree health benefits now tops \$150 billion – four times the size of the State budget; and

WHEREAS, actuaries project the State will have to increase its pension contribution from \$3.2 billion in this year's budget to \$6.7 billion to reach the Actuarially Required Contribution (ARC) by FY 2023; and

WHEREAS, health care costs continue to rise, and New Jersey and its local governments cannot sustain the unparalleled platinum-level benefits that they provide to their employees; and

WHEREAS, municipalities cannot address other major cost drivers, such as career-end sick leave payouts in excess of \$100,000, without relief from State government; and

WHEREAS, the State must bring pension and health care costs under control before they crowd out all other important spending needs, such as reinvestment in NJ Transit, making higher education more affordable and properly funding state aid to school districts to hold down property taxes.

NOW, THEREFORE BE IT RESOLVED that the Borough of Fanwood expresses its support for the recommendations of the Path to Progress report issued by the New Jersey Economic and Fiscal Policy Workgroup; and

BE IT FURTHER RESOLVED, that a copy of this Resolution is forwarded to the Fanwood Legislative Delegation, the New Jersey State League of Municipalities and the Governor of State of New Jersey.

NEW BUSINESS

A. Administration and Finance (Councilman Kranz)

Resolution 19-05-99

Kranz/Mitchell moved to adopt Resolution 19-05-99. Motion carried on the following roll call vote.

RESOLUTION 19-05-99

WHEREAS, the Mayor and Council have a need to acquire legal and professional services in support of and to administer the Borough's personnel policies and its employee handbook, and

WHEREAS, the Borough Clerk has determined that the value of the Services will not exceed \$15,000, and

WHEREAS, Rogut & McCarthy of Cranford, New Jersey is a law firm who has assisted the Borough with personnel issues in the past, and

WHEREAS, the Mayor and Council have determined to retain the services of Rogut & McCarthy for this purpose.

NOW, THEREFORE BE IT RESOLVED, by the Mayor & Council of the Borough of Fanwood that Rogut & McCarthy, 37 Alden Street, Cranford, New Jersey 07016 be and hereby is appointed to perform legal services with regard to personnel and employee handbook issues.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk be, and hereby are, authorized to enter into a contract in accordance with the terms of this Resolution.

Attached hereto is the certification of the Chief Financial Officer of the Borough of Fanwood which states that there are legally appointed funds to cover the costs of this contract.

**NOTICE OF AWARD
OF CONTRACT FOR PROFESSIONAL SERVICES
BY THE BOROUGH OF FANWOOD
RESOLUTION 19-05-99**

CONTRACTOR:	Rogut & McCarthy 37 Alden Street Cranford, NJ 07016
NATURE OF SERVICE:	Legal & Professional Services
DURATION:	Period ending December 31, 2019
AMOUNT:	Not to exceed \$15,000.00

A copy of this resolution and contract relating to the services are on file and available for public inspection in the Municipal Clerk’s Office.

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

Resolution 19-05-100

Kranz/Mitchell moved to adopt Resolution 19-05-100. Motion carried on the following roll call vote.

Resolution 19-05-100

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 4/1/19 – 3/31/20, to Trinitas Hospital, Family Resource Center, CARE/EAP, 300 North Avenue East, Cranford, NJ 07016.

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

ABSTAIN: None

ABSENT: None

Resolution 19-05-101

Kranz/Mitchell moved to adopt Resolution 19-05-101. Motion carried on the following roll call vote.

RESOLUTION 19-05-101

WHEREAS, the owner of 95 Paterson Road has been certified as a 100% disabled veteran by the Department of Veterans Affairs relative to his wartime service-connected disability and submitted the proper paperwork to the Tax Assessor, and

WHEREAS, in accordance with N.J.S.A. 54:4-3.30, veterans that have been certified as 100% disabled as a result of injuries sustained in active service are 100% exempt from paying property taxes, and

WHEREAS, the governing body by resolution may return all taxes collected on the property which would have been exempt had proper claim been made.

NOW, THEREFORE BE IT RESOLVED the Tax Collector is hereby authorized to refund taxes paid for 4th quarter 2018 and 1st quarter 2019 totaling \$5,272.91.

B. Public Safety (Councilman Carter)

Resolution 19-05-102

Carter/Mitchell moved to adopt Resolution 19-05-102. Motion carried on the following roll call vote.

RESOLUTION 19-05-102

WHEREAS, the following quotes were received by the Purchasing Agent in response to the Borough’s request for 2019 Fire Testing/Inspection services of its fire systems:

Fyre Technology	\$2,030.00
Confires Fire Protection	\$3,066.00
Approved Fire Protection	\$3,433.40
Absolute Protection Systems	\$5,889.00

and

WHEREAS, the Fire Enforcement Officer reviewed the results and recommends the contract award go to Fyre Technology for 2019.

NOW, THEREFORE, BE IT RESOLVED the Borough Council hereby awards the contract for 2019 Fire Testing/Inspection services, in the amount of \$2,030.00, to Fyre Technology.

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

C. Public Works (Councilwoman Mitchell)

Resolution 19-05-103

Mitchell/Walsh moved to adopt Resolution 19-05-103. Motion carried on the following roll call vote.

RESOLUTION 19-05-103

WHEREAS, a fence was removed and the ground treated at 218 Tillotson Road, Fanwood, NJ when the Borough was improving the drainage in that area, and

WHEREAS, when the fence was re-installed it was never secured so that it was safe and needs to be removed and re-installed again in a more secure area, and

WHEREAS, the homeowner, Melissa Balagot, has requested that the Borough pick up the cost of this re-installation by her vendor in an amount not to exceed \$1,285.00 because the Borough removed it in the first place.

NOW, THEREFORE, BE IT RESOLVED the Borough Council of the Borough of Fanwood approves the payment of the re-installation of the fence contingent upon the Balagots' signing a Release form releasing all future claims relevant to this project.

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

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.

MAYOR AND COUNCIL COMMENTS

Councilwoman Walsh asked the public to please vote on June 4, 2019.

ADJOURNMENT

Mitchell/Kranz moved to adjourn at 8:40 pm. Motion carried.

Respectfully submitted,

Eleanor McGovern
Borough Clerk

