

**BOROUGH OF FANWOOD
MAYOR AND COUNCIL SPECIAL MEETING
JUNE 3, 2019**

This Special Meeting of the Mayor and Council was held on June 3, 2019, at Fanwood Borough Hall, 75 North Martine Avenue, Fanwood, NJ at 7:15 pm.

Mayor Colleen 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: Anthony Carter, Tom Kranz, Erin Mcelroy-Barker, Katherine Mitchell,
 Patricia Walsh

Absent: Jeffrey Banks

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

Mayor Mahr stated that this meeting was being held to hold a Public Hearing on an Amendment to the 2019 Municipal Budget; adoption of the amended 2019 Municipal Budget and consider the adoption of five resolutions.

OLD BUSINESS

A. Administration and Finance (Councilman Kranz)

Amendment to the 2019 Municipal Budget

Kranz/Walsh moved to open the public hearing on the amendment to the 2019 Municipal Budget. Motion carried.

No one spoke.

Mitchell/Mcelroy-Barker moved to close the public hearing. Motion carried.

Kranz/Walsh moved to adopt the amendment to the 2019 Municipal Budget. Motion carried on the following roll call vote.

FOR: Kranz, Walsh, Carter, Mcelroy-Barker, Mitchell

AGAINST: None

ABSTAIN: None

ABSENT: Banks

2019 Municipal Budget

Kranz/Mitchell moved to adopt the 2019 Municipal Budget as amended. Motion carried on the following roll call vote.

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

NEW BUSINESS

A. Administration and Finance (Councilman Kranz)

Resolution 19-06-109

Kranz/Walsh moved to adopt Resolution 19-06-109. Motion carried on the following roll call vote.

RESOLUTION NO. 19-06-109

TO DEFER REGIONAL SCHOOL TAXES

WHEREAS, the Regional School Tax for the year July 1, 2018 to June 30, 2019 was raised in the 2018 Tax Levy in the sum of \$20,261,575.00 and

WHEREAS, the statutes permit the deferral of such School Tax up to 50% of the School Tax Levy or \$10,130,787.50

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Fanwood, County of Union, that the Deferred School Tax for Regional School purpose be 50% of the Tax Levy or the sum of \$10,130,787.50 as of December 31, 2018.

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Regional Government Services.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FANWOOD AT A MEETING HELD ON June 3, 2019.

ELEANOR MC GOVERN, BOROUGH CLERK

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

Resolution 19-06-110

Kranz/Mitchell moved to adopt Resolution 19-06-110. Motion carried on the following roll call vote.

RESOLUTION 19-06-110

WHEREAS, an emergency has arisen with respect to the repair of a 2005 John Deere 544 J

Articulated Wheel Loader, found to be in disrepair on May 22, 2019, and necessary to perform brush pickup throughout the Borough set to commence on June 3, 2019; and no adequate provision was made in the 2019 budget for the aforesaid purpose and

WHEREAS, N.J.S. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriation(s) created including the appropriation to be created by this resolution is \$15,000, and three percent of the total operations in the budget for the year is \$300,416

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Fanwood, County of Union, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A 40A: 4-48 that:

1. An emergency appropriation be and the same is hereby made for in the amount of \$15,000.
2. That said emergency appropriation shall be provided in full in the 2020 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.
4. That two certified copies of this resolution be filed with the Director of Local Government Services.

For: Kranz, Mitchell, Carter, Mcelroy-Barker, Walsh
Against: None
Abstained: None
Absent: Banks

Resolution 19-06-111

Kranz/Mitchell moved to adopt Resolution 19-06-111. Motion carried on the following roll call vote.

RESOLUTION 19-06-111

RESOLUTION AUTHORIZING TAX ANTICIPATION NOTES

BE IT RESOLVES by the Council of the Borough of Fanwood in the county of Union, State of New Jersey, that Tax Anticipation Notes, pursuant to local budget law N.J.S.A 40A: 4-64, be and are hereby authorized to be issued on or about June 25, 2019 and sold by the Chief Financial Officer for the purpose of borrowing money in the total amount of \$5,000,000.00 with interest not in excess of 6% annum;

BE IT FURTHER RESOLVED that the proceeds of said notes shall be applied to budget purposes only;

BE IT FURTHER RESOLVED that there has been certification to the gross borrowing power and net borrowing power in limitation of said Tax Anticipation Notes as follows:

The gross borrowing power in respect to Tax Anticipation Notes of such fiscal year being 30% of the tax levy of the next preceding fiscal year, for all purposed in the case of a municipality, plus 30% of the amount of miscellaneous revenue realized in cash during the next preceding fiscal year, is \$10,071,593.00.

The amount of notes outstanding in anticipation of the collection of taxes of such fiscal year, except such notes which will be renewed by or paid from the proceeds, of the notes to be issued is -0-.

The net borrowing power, being in excess of the first over the second of the two above amounts is \$10,071,593.00.

BE IT FURTHER RESOLVED that said notes may be renewed from time to time but all such notes and any renewals thereof shall mature not later than 120 days after the beginning of the next succeeding year, and the Mayor and Chief Financial Officer be and are hereby authorized to execute such notes and the Clerk to attest thereto;

BE IT FURTHER RESOLVED that upon making the sale of such notes the Treasurer shall make a report of such sale pursuant to N.J.S.A 40A:4-72.

For: Kranz, Mitchell, Carter, Mcelroy-Barker, Walsh
Against: None
Abstained: None
Absent: Banks

Resolution 19-06-113

Kranz/Mitchell moved to adopt Resolution 19-06-113. Motion carried on the following roll call vote.

**RESOLUTION 19-06-113
Declaration of Emergency
Repair for Articulated Wheel Loader**

WHEREAS, the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey have determined that an emergency condition exists in the Borough as a result of repairs required for the 2005 John Deere 544J Articulated Wheel Loader; and

WHEREAS, this emergency consists of the need to repair the articulated wheel loader for Public Works Brush removal.

NOW THEREFORE BE IT REOSLVED, that the Mayor and Council of the Borough of Fanwood, in the County of Union, State of New Jersey, authorize the Borough Administrator and Director of Public Works to address this emergency in the most cost effective and efficient manner, securing quotes for work where practicable and making direct purchases without quotes where necessary, in order to have the articulated wheel loader available for operations.

BE IT FURTHER RESOLVED, that costs associated with his emergency shall be charged to the various emergency appropriation accounts to be established by this governing body in the current budget.

For: Kranz, Mitchell, Carter, Mcelroy-Barker, Walsh
Against: None
Abstained: None
Absent: Banks

B. Public Safety (Councilman Carter)

Resolution 19-06-112

Carter/Mitchell moved to adopt Resolution 19-06-112. Motion carried on the following roll call vote.

RESOLUTION 19-06-112

WHEREAS, the Length of Service Awards Program (LOSAP) for the Fanwood Fire Department and Fanwood Rescue Squad was approved by the Mayor and Council through the passage of Ordinance 99-18-R on August 12, 1999 and approved by Fanwood voters as a public question at the General Election on November 2, 1999, and subsequent passage of Ordinance 07-20-R, Ordinance 14-10-R and Ordinance 15-03-R.

WHEREAS, the Fanwood Fire Department has certified a list of members who are eligible, in accordance with guidelines outlined in Ordinance 99-18-R, and Ordinance 16-09-R based on member performance in year 2018, to receive the Borough’s 2019 annual contribution of \$733.832 for 50 points or \$1467.66 for 100 points/each as follows:

**FANWOOD FIRE DEPARTMENT
14 MEMBERS**

Bianco, Vincenzo	Hamill, Raphael	
Buchney, Michael	Padulsky, Bruce	Piccola, John *
Dietl, Frank	Piccola, Brian	Ridge, Matthew
Gorman, Kevin	Piccola, Kristopher	Szanto, Steve
Grasso, Jr, Anthony	Piccola, Daniel	Zawodniak, Dave

*Achieved 100 points in 2018

WHEREAS, the total number of qualifying volunteers for 2018 for the Fanwood Fire Department is 14 for a contribution of \$11,007.45 (13 at \$733.83 and 1 at \$1467.66).

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council do hereby accept the certified list from the Fanwood Fire Department dated May 2, 2019.

For: Carter, Mitchell, Kranz, Mcelroy-Barker, Walsh
Against: None
Abstained: None
Absent: Banks

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 7:25 pm. Motion carried.

Respectfully submitted,

Eleanor McGovern
Borough Clerk