



**BOROUGH OF FANWOOD**  
**UNION COUNTY, NEW JERSEY**  
**MAYOR AND BOROUGH COUNCIL**

REGULAR MEETING  
March 15, 2021 ~ 7:00 P.M.

**I. OPEN PUBLIC MEETING STATEMENT**

This Meeting was called pursuant to the provisions of the Open Public Meetings Act. Notice of this meeting was sent to the Times, Westfield, New Jersey, the Courier News, Bridgewater, New Jersey, the Star Ledger, Newark, New Jersey, and the Alternate Press (TAP Into.net). In addition, copies of notice were posted on the bulletin board in the Municipal Building and filed in the Office of the Borough Clerk. Notices on the bulletin board have remained continuously posted. Proper notice having been given the Borough Clerk is directed to include this statement in the minutes of this meeting.

**II. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

**III. ROLL CALL**

Council President Anthony Carter, Jeffrey Banks, Francine Glaser, Erin McElroy Barker, Katherine Mitchell, Patricia Walsh, Mayor Colleen Mahr

**IV. PRESENTATIONS, APPOINTMENTS, ANNOUNCEMENTS, DISCUSSION**

- a. Proclamation
  - 1. Girls Scout Presentation
  - 2. Think Purple Week
  - 3. Women's History Month
  
- b. Board of Health Appointments:  
Tanisha McGriff (Alternate #1), Term: 01/01/2021 to 12/31/2021

**V. CORRESPONDENCE, COMMUNICATIONS**

**VI. PRIVILEGE OF THE FLOOR BY THE PUBLIC**

Comments on agenda items only, excluding Ordinances scheduled for public hearing; five minutes per speaker.

**VII. MINUTES**

February 1, 2021	Reorganization Meeting
February 15, 2021	Board of Police Meeting
February 16, 2021	Regular Meeting

**VIII. CONSENT AGENDA**

**All items considered routine by the Governing Body will be enacted by one motion.**

There will be no separate discussion on these items unless a member of the Governing Body so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the Agenda.

2021-03-69	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES
2021-03-70	RESOLUTION AUTHORIZING THE TRANSFER OF BUDGET APPROPRIATION RESERVES

2021-03-71	RESOLUTION TEMPORARY EMERGENCY APPROPRIATION
2021-03-72	RESOLUTION AUTHORIZING THE APPOINTMENT OF A CLEANING SERVICE FOR BOROUGH FACILITIES
2021-03-73	RESOLUTION AUTHORIZING GRANT APPLICATION FOR NEW JERSEY HISTORIC TRUST PRESERVE, PRESERVE NEW JERSEY HISTORIC PRESERVATION FUND 2021 CAPITAL LEVEL II GRANT PROGRAM
2021-03-74	RESOLUTION WAIVING THE ESTOPPEL PERIOD FOR ORDINANCE 2021-05-R
2021-03-75	RESOLUTION WAIVING THE ESTOPPEL PERIOD FOR ORDINANCE 2021-06-R
2021-03-76	RESOLUTION WAIVING THE ESTOPPEL PERIOD FOR ORDINANCE 2021-07-S
2021-03-77	RESOLUTION APPOINTING A DELEGATE TO THE UNION COUNTY TRANSPORTATION ADVISORY BOARD

**IX. RESOLUTIONS**

2021-03-78 <b>(A&amp;F)</b>	RESOLUTION AWARDING A BID TO RECONSTRUCT AND PAVE VARIOUS ROADS WITHIN THE BOROUGH (Stilo Excavating: Elm, Willow, and Tower for an amount not to exceed \$658,043.45) <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-79 <b>(A&amp;F)</b>	RESOLUTION AUTHORIZING THE BOROUGH TO ENTER INTO AN AGREEMENT WITH A GEOTECHNICAL ENGINEER FOR SERVICES IN CONNECTION WITH THE CONSTRUCTION OF THE NEW FANWOOD MEMORIAL LIBRARY <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-80 <b>(A&amp;F)</b>	RESOLUTION AUTHORIZING THE BOROUGH TO ENTER INTO AN AGREEMENT WITH AN ARCHITECT FOR A FEASIBILITY STUDY FOR A PUBLIC WORKS & RECYCLING CENTER <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-81 <b>(A&amp;F)</b>	RESOLUTION APPOINTING A PUBLIC INFORMATION OFFICER <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-82 <b>(A&amp;F)</b>	RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE REDEVELOPMENT AGENCY ATTORNEY <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-83 <b>(A&amp;F)</b>	RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE TAX APPEAL ATTORNEY <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-84 <b>(A&amp;F)</b>	APPROVAL TO SUBMIT A GRANT APPLICATION AND WITH UNION COUNTY FOR THE 2020 VARIOUS ROADS - FANWOOD PROJECT <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-85 <b>(A&amp;F)</b>	<b>PAYMENT OF CLAIMS</b> RESOLUTION AUTHORIZING THE PAYMENT OF BILLS AND VOUCHERS <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-03-86 <b>(PUB. SAFETY)</b>	RESOLUTION AUTHORIZING THE HIRING OF A PATROL OFFICER <b>MOTION - Public Safety:</b> Police Commissioner Patricia Walsh

**X. ORDINANCES –FIRST READING, INTRODUCTION**

**XI. ORDINANCES – SECOND READING, PUBLIC HEARING, FINAL ADOPTION**

O-2021-03-S <b>(A&amp;F)</b>	BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$120,000.00 FOR ROAD IMPROVEMENTS (SEWER CAPITAL) AND AUTHORIZING THE ISSUANCE OF \$114,000.00 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
O-2021-04-S <b>(A&amp;F)</b>	BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,121,000.00 FOR VARIOUS CAPITAL ACQUISITIONS AND AUTHORIZING THE ISSUANCE OF \$779,000.00 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
O-2021-05-R <b>(PUB. SAFETY)</b>	ORDINANCE ESTABLISHING THE SENIOR OFFICER IN CHARGE OF THE FANWOOD POLICE DEPARTMENT <b>MOTION - Public Safety:</b> Police Commissioner Patricia Walsh
O-2021-06-R <b>(PUB. SAFETY)</b>	ORDINANCE ESTABLISHING A POLICE CHIEF, CAPTAINS, LIEUTENANTS & CORPORALS; PROMOTIONS. <b>MOTION - Public Safety:</b> Police Commissioner Patricia Walsh
O-2021-07-S <b>(A&amp;F)</b>	AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 86, SALARIES AND COMPENSATION, AND CHAPTER 67, POLICE DEPARTMENT, OF THE CODE OF THE BOROUGH OF FANWOOD <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker

**XII. UNFINISHED BUSINESS**

**Reports**

- |   |   |
|---|---|
| 1. Administration and Finance<br>Municipal Court  | Councilmember Erin McElroy Barker<br>Joy Veeck, Municipal Court Administrator   |
| 2. Public Safety  | Councilmember Patricia Walsh  |
| 3. Public Works<br>Department of Public Works<br>Engineering<br>Construction/ Building Department | Councilmember Francine Glaser<br>Clinton H. Dickson, Director<br>Antonios Panagopoulos, T&M Associates<br>Frank Spallone, Construction Official |
| 4. Land Use & Historic Preservation<br>Fanwood Memorial Library                                   | Councilmember Jeffrey Banks<br>Dan Weiss, Director  |
| 5. Recreation and Community Services  | Council President Anthony Carter  |
| 6. Health and Senior Citizens Services  | Councilmember Katherine Mitchell  |
| 7. Executive Projects & Appointments<br>Downtown Redevelopment / Economic<br>Development          | Mayor Colleen Mahr<br>Elizabeth Jeffery, Director   |

**XIII. NEW BUSINESS**

**XIV. PRIVILEGE OF THE FLOOR BY THE PUBLIC**

General comments on any item; five minutes per speaker

**XV. MAYOR AND COUNCIL COMMENTS**

Council President Anthony Carter, Jeffrey Banks, Francine Glaser, Erin McElroy Barker, Katherine Mitchell, Patricia Walsh, Mayor Colleen Mahr

**XVI. ADJOURNMENT**



**WHEREAS**, the year 2021 marks the 109<sup>th</sup> anniversary of Girl Scouts of the USA, the largest and most successful leadership program for girls in the world, and

**WHEREAS**, as the world's premier leadership development organization for girls, has emphasized the public service, civic engagement, and fostering a sense of community in girls for over a century, and

**WHEREAS**, Girl Scouts works to champion the ambitions, cultivate the talents and develop the skills of girls to be leaders in their own world and ours, and

**WHEREAS**, Girl Scouts combines time tested, research backed methods with exciting modern programming that speaks to today's girls and is designed to cater to the strengths of girls' leadership development, and

**WHEREAS**, Girl Scouts offers girls 21<sup>st</sup> century programming in science, technology, engineering and math (STEM); the outdoors; entrepreneurship; and beyond, helping girls develop invaluable life skills and take the lead early and often, and

**WHEREAS**, the Gold Award Girl Scouts already take on projects that have a measurable and sustainable impact on community by first assessing a need, designing a solution, completing a project and inspiring others to sustain it, and

**WHEREAS**, with more than 100 years of experience, Girl Scouts brings a wealth of knowledge to programs that deliver girls cornerstone experiences with benefits that last a lifetime, and

**WHEREAS**, today more than 50 million women are Girl Scout alums and 2.6 million girls and adults are current members.

**NOW, THEREFORE BE IT proclaimed**, that I Colleen Mahr, along with the Borough Council of the Borough of Fanwood do hereby applaud the Girl Scout Movement for providing girls with a safe, inclusive, all girl space where they can hone their skills and develop leadership abilities.

## **-THINK PURPLE WEEK-**

**WHEREAS**, the Think Purple Campaign is the key campaign, unique to Scotch Plains and Fanwood, to raise awareness about the dangers of drug and alcohol addiction; and

**WHEREAS**, the dedicated members of the Chemical Dependency Committee of the PTA Council organized this campaign in 1988, to promote healthy lifestyles, whilst being cognizant of the implications of drug abuse; and

**WHEREAS**, the Think Purple Campaign shows the community that we are all connected in the fight against drugs and alcohol by having week-long events where the children of Scotch Plains-Fanwood Public Schools show their solidarity with the cause by participating in classroom discussions on healthy lifestyles, and by placing purple ribbons on doors and trees throughout the Borough to c raise awareness of the cause, and to remember those lost to drug abuse; and

**WHEREAS**, this campaign allows students to participate in a wealth of entertaining activities, such as celebrating crazy sock day, crazy hair day, and healthy snack day that garner their interest towards the prevention of drug abuse; and

**WHEREAS**, every year, elementary and middle school students write messages on purple hearts or postcards to our graduating students reminding them to make good decisions and stay away from drugs and alcohol, each receiving numerous hearts and several postcards, and encouraging them to practice good habits so that they make positive impacts in society and be affirmative role models to the younger generation.

**NOW, THEREFORE BE IT PROCLAIMED**, I, Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim March 14 – 20, 2021 **THINK PURPLE WEEK**. The Borough of Fanwood commemorates the Chemical Dependency Committee of the PTA Council for their invaluable contribution to the Borough of Fanwood for having done the invaluable and remarkable task of encouraging a society to abstain from drugs and incorporating all the members of the community in their initiative and more so our students at fostering a healthy lifestyle.

## **- WOMEN'S HISTORY MONTH -**

**WHEREAS**, each year, Women's History Month offers an important opportunity for us to shine a light on the extraordinary legacy of trailblazing American women and girls who have built, shaped, and improved upon our Nation; and

**WHEREAS**, throughout American history, women and girls have made vital contributions, often in the face of discrimination and undue hardship. Courageous women marched for and won the right to vote, campaigned against injustice, shattered countless barriers, and expanded the possibilities of American life. Women's history is also replete with examples of the unfailing bravery and grit of women in America, particularly in times of crisis and emergency. Women served our Nation during World War II, led organizing and litigation efforts during the Civil Rights movement, and represented the United States on the global stage in the fight for human rights, peace, and security. Far too often, their heroic efforts and their stories have gone untold — especially the millions of Black women, (women of color (for the sake of consistency, you use the phrase below) immigrant women, and others; and

**WHEREAS**, in our current moment of crisis, women continue to lead. From vaccine researchers to public health officials to the countless heroines on the frontlines, women are working around the clock to defeat COVID-19. Women, and particularly women of color, also make up most America's essential workers, including educators and childcare providers, grocery store workers, farmworkers, and others who are keeping our families, our communities, and our country afloat. This year has also marked an historic milestone of women's leadership 232 years in the making, with the inauguration of America's first woman Vice President; and

**WHEREAS** American women of every race, class and ethnic background served as early leaders in the forefront of the Women's Rights movement, along with every major progressive social change not only to secure their own right of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor union movement, the modern civil rights movement and in modern military incursions; and

**WHEREAS** Fanwood is very proud of its strong female leadership. Our own Mayor, Colleen Mahr, who thrives in her professional life and political life, sets an example for all in the County of Union and the State of New Jersey, demonstrating what a strong woman can do in a leadership role. Mayor Mahr is the fourth female mayor of the last five mayors in Fanwood and has chosen a strong female staff to work beside her. (Rayna, I think that last phrase smacks of sexism, I would reconsider a reference to female staff). Mayor Mahr follows the motto "A leader takes people where they want to go. A GREAT leader takes people where they don't necessarily want to go, but ought to be."

**NOW, THEREFORE BE IT PROCLAIMED**, I, Colleen Mahr, Mayor of the Borough of Fanwood, do hereby proclaim the month of March as "**WOMEN'S HISTORY MONTH**" in the Borough of Fanwood to recognize the contributions these and all women have made in the past, the present and will make in the future, for the benefit of this nation.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-69

## RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES

**WHEREAS**, a duplicate tax payment was received on the following property and the title company, having provided proof that they made the duplicate payment is requesting a refund to the prior owner of the property:

PROPERTY OWNER	ADDRESS	BLK/LOT	AMOUNT
Wardle, Debra	50 St. John Place	21/13	\$2,353.14
Cordero, D & A	232 Belvidere Avenue	109/20	\$3,106.95

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey that the Tax Collector is hereby authorized to refund the duplicate payment.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-02-70

## RESOLUTION AUTHORIZING THE TRANSFER OF BUDGET APPROPRIATION RESERVES

**WHEREAS**, there appears to be insufficient funds in the following accounts to meet the demands thereon for the balance of the 2020-year budget: and

**WHEREAS**, there appear to be surplus funds in the following accounts over and above the amount deemed to be necessary to fulfill the purpose of the appropriation for the balance of the 2020 year budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey that the Chief Financial Officer is hereby authorized and directed to make the following transfers:

<b>FROM:</b>	
Architect	\$2,000.00
Court S&W	\$2,000.00
Emergency Mgnt.	\$1,000.00
<b>TO:</b>	
Finance O&E	\$5,000



# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-02-71

## RESOLUTION TEMPORARY EMERGENCY APPROPRIATION

**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 2021 Budget and no adequate provision has been made in the CY 2021 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 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$3,870,783.04.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and 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 \$436,485.00 as follows:

<b>Salary:</b>			
Administration S&W	\$15,000.00	Communications S&W	\$825.00
Mayor S&W	\$1,100.00	Finance S&W	\$15,000.00
Tax Collector S&W	\$6,300.00	Tax Assessor S&W	\$1,500.00
Clerk S&W	\$8,000.00	Fire Enforcement S&W	\$1,500.00
Police S&W	\$120,000.00	Road Repair S&W	\$25,000.00
Board of Health S&W	\$1,100.00	Environmental S&W	\$500.00
Recreation S&W	\$2,500.00		
<b>Operations:</b>			
Tax Collector O&E	\$500.00	Police O&E	\$5,000.00
Group Insurance	\$100,000.00	Hydrants	\$10,000.00
Library O&E	\$100,000.00	NJ Transit	\$1,500.00
Traffic Lights	\$2,000.00	Dog Regulation	\$10,860.00
Planning Board O&E	\$8,000.00	Board of Health O&E	\$300.00

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-72

## RESOLUTION AUTHORIZING THE APPOINTMENT OF A CLEANING SERVICE FOR BOROUGH FACILITIES

**WHEREAS**, the Mayor and Council have a need to acquire cleaning, janitorial and other related service for Borough owned and operated facilities within the Borough of Fanwood in for the year 2021 ("Service") by means of a fair and open contract procedure pursuant to the provisions of *N.J.S.A. 19:44A-20.5*; and

**WHEREAS**, the Borough Clerk has determined that the value of the Services may exceed \$17,500.00; and

**WHEREAS**, BMI Janitorial, Inc. 660 Jerusalem Rd., Scotch Plains, NJ submitted a response to the RFQ issued by the Mayor and Council for this Service.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey that BMI Janitorial, Inc. 660 Jerusalem Rd., Scotch Plains, NJ is hereby appointed by the Mayor & Council of the Borough of Fanwood as the cleaning service for the Borough for the year 2021.

**BE IT FURTHER RESOLVED** that a copy of the attached notice be printed and advertised once consistent with the publication requirements of the law within 10 days of this date.

**BE IT RESOLVED** that the Mayor, or designee, and Borough Clerk be, and hereby are authorized to enter into a contract with BMI Janitorial, Inc. 660 Jerusalem Rd., Scotch Plains, NJ in accordance with the terms of this Resolution and the attached Notice approved by the Borough Attorney.

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.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-73**

## **RESOLUTION AUTHORIZING GRANT APPLICATION FOR NEW JERSEY HISTORIC TRUST PRESERVE, PRESERVE NEW JERSEY HISTORIC PRESERVATION FUND 2021 CAPITAL LEVEL II GRANT PROGRAM**

**WHEREAS**, the Borough Council of the Borough of Fanwood desires to further historic preservation by obtaining a grant from the New Jersey Historic Trust, Preserve New Jersey Historic Preservation Fund, 2021 Capital Level II in the amount of \$491,705.50 to preserve and restore the Fanwood Train Station located at 256 South Avenue, Fanwood, New Jersey listed on the New Jersey and National Registers of Historic Places, for a total project cost of \$983,411; and

**WHEREAS**, the Preserve New Jersey Historic Preservation Fund, 2021 Capital Level II Grant Program allow a grantee to request a total of 50% matching funds which requires a grantee financial match of 1:1.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey hereby authorizes the Mayor, or designee, to: sign the appropriate assurances and acknowledge the certification above; if awarded a grant to execute a grant agreement in an amount up to that awarded for the proposed project and to sign the grant agreement; and, if awarded a grant, the matching funds in the amount of \$491,705.50 will be available for this project;

**BE IT RESOLVED** the Borough of Fanwood authorizes Mayor Colleen Mahr, or Rayna E. Harris - Administrator as designee, to sign the assurances and acknowledges the certification above.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-74

## RESOLUTION WAIVING THE ESTOPPEL PERIOD FOR ORDINANCE 2021-05-R

**WHEREAS**, New Jersey law under *N.J.S.A. 40:69A-181* permits a governing body by two thirds vote to waive the twenty day (20) estoppel period prior to an ordinance taking effect when it determines the ordinance is needed on an emergency basis; and

**WHEREAS**, the Borough of Fanwood Ordinance entitled “An Ordinance of the Borough of Fanwood, County of Union, and the State of New Jersey Establishing the Senior Officer in Charge of the Fanwood Police Department” was passed on first reading on February 16, 2021 and on second reading by an affirmative vote of the Borough Council on March 15, 2021; and

**WHEREAS**, the Ordinance would designate an officer in charge of the Police Department in the absence of other designated leadership; and

**WHEREAS**, the governing body has deemed it necessary to designate an officer in charge of the Fanwood Police Department based on unanticipated retirements.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey hereby waives the estoppel period for the ordinance amending Chapter 67 by a two thirds vote designating an officer in charge of the Fanwood Police Department.

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-75

## RESOLUTION WAIVING THE ESTOPPEL PERIOD FOR ORDINANCE 2021-06-R

**WHEREAS**, New Jersey law under *N.J.S.A. 40:69A-181* permits a governing body by two thirds vote to waive the twenty day (20) estoppel period prior to an ordinance taking effect when it determines the ordinance is needed on an emergency basis; and

**WHEREAS**, the Borough of Fanwood Ordinance entitled “An Ordinance of the Borough of Fanwood, County of Union, and the State of New Jersey Establishing a Police Chief, Captains, Lieutenants & Corporals; Promotions” was passed on first reading on February 16, 2021 and on second reading by an affirmative vote of the Borough Council on March 15, 2021; and

**WHEREAS**, the Ordinance updates the procedures and requirements for promoting deserving individuals within the ranks of the Fanwood Police Department; and

**WHEREAS**, the governing body has deemed it necessary to promote officers within the ranks of the Police Department to fill leadership positions based on unanticipated retirements.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey hereby waives the estoppel period for the ordinance amending Chapter 67 by a two thirds vote updating the procedures and requirements of promotions for the Fanwood Police Department.

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-76

## RESOLUTION WAIVING THE ESTOPPEL PERIOD FOR ORDINANCE 2021-07-S

**WHEREAS**, New Jersey law under *N.J.S.A. 40:69A-181* permits a governing body by two thirds vote to waive the twenty day (20) estoppel period prior to an ordinance taking effect when it determines the ordinance is needed on an emergency basis; and

**WHEREAS**, the Borough of Fanwood Ordinance entitled “An Ordinance Amending and Supplementing Chapter 86, Salaries and Compensation, and Chapter 67, Police Department, of the Code of the Borough of Fanwood” was passed on first reading on February 16, 2021 and on second reading by an affirmative vote of the Borough Council on March 15, 2021; and

**WHEREAS**, the Ordinance would update and revise salaries and compensation for employees of the Borough of Fanwood;

**WHEREAS**, the governing body has deemed it necessary to update its salaries and compensation for certain Borough officials based on unanticipated retirements.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey hereby waives the estoppel period for the ordinance amending Chapter 86 and Chapter 67 by a two thirds vote designating an officer in charge of the Fanwood Police Department.

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-77

## RESOLUTION APPOINTING A DELEGATE TO THE UNION COUNTY TRANSPORTATION ADVISORY

**WHEREAS**, the Borough of Fanwood is required to appoint a delegate to the Union County Transportation Advisory Board (the "Board").

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey that appointments to the Union County Transportation Advisory Board listed below are hereby confirmed.

Position	Name	Term Expires
Delegate	Colleen Mahr, Mayor	12/31/2021
Alternate	Rayna E. Harris, Administrator	12/31/2021

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-78

## RESOLUTION AWARDING A BID TO RECONSTRUCT AND PAVE VARIOUS ROADS WITHIN THE BOROUGH

**WHEREAS**, the Mayor and Council (“the Borough”) have previously determined that Elm Avenue, Willow Avenue and Tower Place (“the project”) are in need of reconstruction and improvement for the Borough’s infrastructure needs and its citizens’ use; and

**WHEREAS**, the Borough authorized its Engineer to submit a grant application to the New Jersey Department of Transportation and has received a grant of \$400,000 to offset the cost of reconstructing and completing this project; and

**WHEREAS**, the Borough solicited bids for purposes of awarding a contract to reconstruct Elm Avenue, Willow Avenue and Tower Place pursuant to the local public contracts law, *N.J.S.A. 40A: 11-1 et seq.* and *N.J.A.C. 5:34 et seq.*,

**WHEREAS**, the Borough received and reviewed bids for this purpose and based on the review of the Borough Purchasing Agent, the Borough Engineer, and the Borough Attorney the lowest bidder, satisfying all legal requirements of the local public contracts law is Stilo Excavating of South Plainfield, New Jersey; and

**WHEREAS**, the Borough wishes to engage the services of Stilo Excavating 2907 S. Clinton Ave., South Plainfield, New Jersey 07080 to perform the construction of this project in accordance with its goals; and

**WHEREAS**, the Borough has the funds available for the payment to Stilo Excavating at this time.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey hereby authorize the bid award to Stilo Excavating, 2907 S. Clinton Ave., South Plainfield, New Jersey 07080 based upon its bid of \$658,043.45.

**BE IT RESOLVED** This award is contingent to concurrence by the New Jersey Department of Transportation.

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 expenditure.



# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-79

## RESOLUTION AUTHORIZING THE BOROUGH TO ENTER INTO AN AGREEMENT WITH A GEOTECHNICAL ENGINEER FOR SERVICES IN CONNECTION WITH THE CONSTRUCTION OF THE NEW FANWOOD MEMORIAL LIBRARY

**WHEREAS**, the Mayor & Council have determined that the Fanwood Memorial Library is in need of repair, renovation and alteration to continue to fulfill its mission to provide the public with access to educational and enriching materials and programming for the residents of Fanwood; and

**WHEREAS**, the State of New Jersey has made funds available for libraries by enacting the Library Construction Bond Act, P.L. 2017, Chapter 149 ("the Act") and thus the Fanwood Memorial Library seeks to apply for funds through the grant process created by the Act; and

**WHEREAS**, the Borough of Fanwood was awarded significant grant monies from the Library Construction Bond Fund and receipt of these funds has allowed the Borough to move forward with its plans for a new Fanwood Memorial Library in accordance with its goals; and

**WHEREAS**, T&M, the Borough Engineer has recommended that the Borough engage the services of geotechnical engineer to analyze the soil in and around the Fanwood Memorial Library site in order to satisfy the regulatory requirements of the State of New Jersey; and

**WHEREAS**, RPM Engineering has submitted a detailed proposal dated March 5, 2021 to provide the required services which are more specifically described as:

1. Conduct a field investigation of the soil and topography of the proposed site
2. Submit representative soil samples for laboratory analysis and testing
3. Prepare a report discussing the findings and results of the laboratory analysis and make recommendations for further action, if necessary

**WHEREAS**, the Borough Attorney has reviewed the proposal on behalf of the Borough; and

**WHEREAS**, the Borough wishes to move forward with the work in RPM's proposal by entering into an agreement with RPM for the professional services referenced above.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Fanwood, in the County of Union, State of New Jersey, authorize the Mayor or Borough Administrator to enter into an agreement with RPM Engineering, 875 Kings Highway, Suite 209, West Deptford, NJ 08066. for geotechnical engineering services related to the new Fanwood Memorial Library in an amount not to exceed \$4,790.00.

**BE IT RESOLVED** in accordance with the terms of this Resolution and the attached Notice approved by the Borough Attorney. This Resolution shall take effect immediately.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-03-80

## RESOLUTION AUTHORIZING THE BOROUGH TO ENTER INTO AN AGREEMENT WITH AN ARCHITECT FOR A FEASIBILITY STUDY FOR A PUBLIC WORKS & RECYCLING CENTER

**WHEREAS**, the Mayor & Council have determined that the existing public works building and recycling center is in need of repair, renovation and alteration to continue to fulfill its mission to provide the public the public works services they have enjoyed in the past;

**WHEREAS**, the Borough of Fanwood ("the Borough") has previously designated Najarian Associates with whom Settembrino Architects worked to perform a study and estimate for Public Works, Recycling and the First Aid Squad building which produced a report outlining certain topographical challenges the original project would face; and

**WHEREAS**, the Borough would now like to update and amend the study and Settembrino has submitted a proposal dated February 18, 2021 in accordance with the Borough's overall goals; and

**WHEREAS**, this proposal offers the following services to be provided to the Borough in accordance with the project:

1. Provide site and floor plans for review, comment and revision;
2. Provide schematic and construction cost estimates;
3. Review any plans with the governing body;
4. Prepare a project schedule and final report.

**WHEREAS**, the Borough Attorney has reviewed the proposal on behalf of the Borough; and

**WHEREAS**, the Borough wishes to move forward with the work detailed in the proposal by entering into an agreement with Settembrino for the professional services referenced above.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Fanwood, in the County of Union, State of New Jersey, authorize the Mayor or Borough Administrator to enter into an agreement with Settembrino Architects, 25 Bridge Ave., #201, Red Bank, NJ, for professional services related to a new Public Works facility in an amount not to exceed \$19,500.00

**BE IT RESOLVED** in accordance with the terms of this Resolution and the attached Notice approved by the Borough Attorney. This Resolution shall take effect immediately.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-81**

## **RESOLUTION APPOINTING A PUBLIC INFORMATION OFFICER**

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey that Thomas Kranz is hereby appointed to the position of Public Information Officer (assistant to the Mayor) at the salary of \$13,000 effective March 15, 2021.

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

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-82**

## **RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE REDEVELOPMENT AGENCY ATTORNEY**

**WHEREAS**, Rogut McCathy was appointed the Redevelopment Agency Attorney for the year commencing January1, 2021; and

**WHEREAS**, the 2021 invoices received from Rogut McCarthy exceed the authorized amount in the contract; and

**WHEREAS**, the governing body wishes to remain current with its obligations.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey that the contract of Rogut McCarthy is hereby amended by the governing body to accommodate the amount of \$3,500.00.

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 amended contract.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-83**

## **RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE TAX APPEAL ATTORNEY**

**WHEREAS**, Shain Shaffer was appointed the Tax Appeal Attorney for the year commencing January 1, 2021; and

**WHEREAS**, the 2021 invoices received from Shain Shaffer exceed the authorized amount in the contract; and

**WHEREAS**, the governing body wishes to remain current with its obligations.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey that the contract of Shain Shaffer. is hereby amended by the governing body to accommodate the amount of 2,475.00.

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 amended contract.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-84**

## **APPROVAL TO SUBMIT A GRANT APPLICATION AND WITH UNION COUNTY FOR THE 2020 VARIOUS ROADS - FANWOOD PROJECT**

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor, or designee, and Clerk are hereby authorized to submit an electronic grant application identified as 2021 Infrastructure and Municipal Aid Grant to the County of Union on behalf of Fanwood.

**BE IT FURTHER RESOLVED** that Mayor, or designee, and Clerk are hereby authorized to sign the grant agreement on behalf of Fanwood and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-85**

## **RESOLUTION AUTHORIZING THE PAYMENT OF CLAIMS**

**WHEREAS**, the Borough of Fanwood (“Borough”) is in receipt of various vouchers and bills for payment due from the Borough of various vendors in the amount of \$2,194,718.32; and

**WHEREAS**, the vouchers and bills have been presented by the Chief Financial Officer; and

**WHEREAS**, the Council Committee Chairpersons have approved without objection payment of the aforementioned vouchers and bills.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey does hereby authorized the payment of claims included on the March, 15, 2021 bill list in the amount of \$2,194,718.32.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer shall make payments and shall record them in proper books of account, upon receipt of a resolution from the Mayor and Council, attested to by the Borough Clerk.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**RESOLUTION: 2021-03-86**

## **RESOLUTION AUTHORIZING THE HIRING OF A PATROL OFFICER**

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey that that Sean Hoffman be and is hereby appointed as a patrol officer in the Fanwood Police Department in accordance with law and said appointment being effective March 16, 2021.



# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: O-2021-03-S

## BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$120,000 FOR ROAD IMPROVEMENTS (SEWER CAPITAL) FOR AND BY THE BOROUGH OF FANWOOD IN THE COUNTY OF UNION, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$114,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

**BE IT ORDAINED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey as follows:

(not less than two-thirds of all members thereof affirmatively concurring)

### 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 \$120,000, such sum includes the sum of \$6,000 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 application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$114,000 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 \$114,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

### SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued is for road improvements to Gere Place and Morse Avenue (Sewer Capital), including curbing and drainage, and including all work or materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the Office of the Borough Clerk.

(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 \$114,000.

(c) The estimated cost of the Improvements is \$120,000 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 20 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 \$114,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$30,000 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 \$114,000.

**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.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: O-2021-04-S

## BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,221,000 FOR VARIOUS CAPITAL ACQUISITIONS FOR AND BY THE BOROUGH OF FANWOOD IN THE COUNTY OF UNION, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$779,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

**BE IT ORDAINED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey as follows:

(not less than two-thirds of all members thereof affirmatively concurring)

### 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 \$1,221,000, such sum includes the sum of (a) \$400,000 expected to be received as a grant from the New Jersey Department of Transportation in connection with the improvement described in Section 3(a)(1) (the "Grant") and (b) \$42,000 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 and the Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$779,000 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 \$779,000 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. Road improvements to Gere Place and Morse Avenue, including curbing and drainage, and including all work or materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the Office of the Clerk.	\$560,000	\$152,000	20 years
2. Acquisition of video equipment for the Police Department interview room.	15,000	\$14,250	5 Years
3. Acquisition of various vehicles for the Public Works Department, including but not limited to dump truck with plow, pick-up truck with plow and a leaf and brush bucket attachment.	241,000	228,750	5 Years
4. COVID Special Emergency improvements, including but not limited to renovations to offices, police station, municipal court, which includes replacing cubicles with offices, expanding police locker room for female officers, converting all bathroom fixtures, creating separate entrance for construction office, rewiring server and computers, replacing doors with touch free entrances, purchasing temperature kiosks for all entrances and municipal court building, replacing the Fire Department radios and system, and replacement of plumbing in police and administration offices.	405,000	384,000	15 Years
<b>TOTAL</b>	<b>\$1,221,000</b>	<b>\$779,000</b>	

(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 \$779,000.

(c) The estimated cost of the Improvements is \$1,221,000 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 12.85 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 \$779,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$70,000 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 \$779,000.

#### 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.

# **BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY**

**ORDINANCE: O-2021-05-R**

## **AN ORDINANCE OF THE BOROUGH OF FANWOOD, COUNTY OF UNION, AND STATE OF NEW JERSEY, ESTABLISHING THE SENIOR OFFICER IN CHARGE OF THE FANWOOD POLICE DEPARTMENT**

**WHEREAS**, the Borough of Fanwood (“the Borough”), wishes to determine the appropriate ranks for personnel within the Fanwood Police Department.

**BE IT ORDAINED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey as follows:

Section 67-10 is hereby amended as follows:

A. The Captain of Police senior in service shall have charge of the police headquarters and command over the members of the police force, subject always to the orders of the Chief of Police. The Captain shall possess and exercise all of the police powers authorized by law. In the absence of the Chief of Police, the Captain shall be the Acting Chief.

B. In the absence of a Chief of Police or Senior Captain as Acting Chief, the “Officer in Charge,” shall be the senior ranking member of the department assigned to a position requiring the exercise of immediate supervision over the activities of other members or employees. In such an event, the Officer in Charge shall possess and exercise all of the police powers authorized by law. The Officer in Charge shall be designated by the Mayor with consent of Council.

**BE IT FURTHER ORDAINED** this section of 67-10 shall take effect as provided by law.



# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: O-2021-06-R

## AN ORDINANCE OF THE BOROUGH OF FANWOOD, COUNTY OF UNION, AND STATE OF NEW JERSEY, ESTABLISHING A POLICE CHIEF, CAPTAINS, LIEUTENANTS & CORPORALS; PROMOTIONS.

**WHEREAS** the Borough of Fanwood (“the Borough”), wishes to determine the appropriate ranks for personnel within the Fanwood Police Department.

**BE IT ORDAINED** by the Mayor and Council of the Borough of Fanwood, County of Union, State of New Jersey as follows:

Section 67-3 is hereby amended as follows:

A. When eligible personnel are available, there shall be a Chief of Police who shall be appointed by the Mayor with the consent of Council.

B. When eligible personnel are available, there shall be one or more Captains of the Police who shall be appointed by the Mayor with the consent of Council.

C. When eligible personnel are available, there shall be one or more Lieutenants who shall be appointed by the Mayor with the consent of Council.

G. No police officer in the Borough is eligible for promotion to Sergeant until he/she has served not less than **three (3) years** as a police officer. Credit of up to one year will be granted for service with another police agency; in such case the officer taking the promotional exam must have not less than three years' service with the Fanwood Police Department. ***Officers taking a promotional exam must have served in the officer's present rank for a minimum of one year before being promoted to the next rank unless there are less than three (3) qualified applicants for the position the Mayor and Council may waive this time requirement.*** The Mayor, with the consent of Council, and upon the recommendation of the Chief of Police and the Public Safety Committee, may advance a police officer one level within the rank of patrolman for especially good work or meritorious service.

I. In the event that eligible personnel are unavailable to meet the staffing levels identified in this Section, the law enforcement functions normally ascribed to the Chief of Police shall be assigned to the Officer in Charge as identified and specified by Section 67-10 (A) or (B).

**BE IT FURTHER ORDAINED** this section of 67-3 shall take effect as provided by law.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

**ORDINANCE: O-2021-07-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	20,000	-	35,000	Per Year
Prosecutor	20,000	-	35,000	Per Year
Public Defender	4,000	-	10,000	Per Year
Court Administrator	40,000	-	80,000	Per Year
Deputy Court Administrator (Part-Time)	15	-	25	Per Hour
Deputy Court Administrator (Full-Time)	30,000	-	60,000	Per Year
Violations Clerk (Part-Time)	15	-	25	Per Hour
Violations Clerk (Full-Time)	25,000	-	50,000	Per Year
Court Clerk (Part-Time)	15	-	25	Per Hour
Court Clerk (Full-Time)	25,000	-	50,000	Per Year
Borough Administrator	100,000	-	150,000	Per Year
Borough Clerk	75,000	-	100,000	Per Year
Deputy Borough Clerk	2,000	-	5,000	Per Year
Chief Financial Officer/Treasurer	75,000	-	125,000	Per Year
Deputy Borough Administrator	15,000	-	25,000	Per Year
Assistant Treasurer	3,000	-	5,000	Per Year
Bookkeeper	40,000	-	80,000	Per Year
Tax Collector	40,000	-	80,000	Per Year
Payroll Supervisor	3,000	-	7,000	Per Year
Tax Assessor	15,000	-	25,000	Per Year
Senior Coordinator	3,000	-	7,000	Per Year
Planning Board Secretary /Finance Clerk	30,000	-	50,000	Per Year
Assistant to Mayor	5,000	-	15,000	Per Year

Purchasing Agent	3,000	-	7,000	Per Year
Police Chief	115,000	-	175,000	Per Year
Police Director	100,000	-	150,000	Per Year
Officer in Charge	5,000	-	15,000	Per Year
Administrative Assistant (Part-Time)	15	-	25	Per Hour
Administrative Assistant (Full-Time)	30,000	-	60,000	Per Year
Police Matron	30	-	50	Per Hour
Director Public Works	75,000	-	125,000	Per Year
Public Officer	4,000	-	7,000	Per Year
Recycling Coordinator	3,000	-	8,000	Per Year
Secretary (Part-Time)	15	-	25	Per Hour
Secretary (Full-Time)	30,000	-	60,000	Per Year
Custodian/Laborer	15	-	25	Per Hour
Carpenter	30	-	50	Per Hour
Crossing Guards	12	-	25	Per Hour
Register Vital Statistics	4,000	-	7,000	Per Year
Deputy Register	500	-	2,000	Per Year
Board of Health Secretary	4,000	-	7,000	Per Year
Construction Official	15,000	-	25,000	Per Year
Building Sub Code Official	5,000	-	25,000	Per Year
Building Inspector	5,000	-	25,000	Per Year
Building Inspector (Alternate)	25	-	35	Per Hour
Fire Inspector	3,000	-	5,000	Per year
Construction Technical Clerk	25,000	-	50,000	Per Year
Plumbing Sub Code Official	5,000	-	25,000	Per Year
Electrical Sub Code Official	5,000	-	25,000	Per Year
Fire Sub Code Official	5,000	-	25,000	Per Year
Zoning Officer	15,000	-	50,000	Per Year
Uniform Fire Enforcement Officer	15,000	-	25,000	Per Year
Clerical Worker	15	-	25	Per Hour
Nature Center Groundskeeper	2,500	-	5,000	Per Year
Recreation Director	25,000	-	35,000	Per Year
Summer Park Program Director	3,000	-	4,500	Program
Summer Counselor Coordinator	15	-	35	Per Hour
Senior Counselor	12	-	25	Per Hour
Junior Counselor	10	-	20	Per 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, 2021. 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.