



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

REGULAR MEETING
May 17, 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. Presentation
 - 1. Kramer Manor Updates – Jill Jackson Jones

- b. Proclamation
 - 1. National Rescue Squad Month/EMS week
 - 2. Police
 - a. National Peace Officers Memorial Day/National Police Week
 - b. Awards
 - 3. National Mental Health Awareness Month
 - 4. National Nurses Week
 - 5. Stigma-Free Zone
 - 6. 52nd Annual Professional Municipal Clerks Week

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. 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.

April 5, 2021	MINUTES - Work Session Meeting
April 19, 2021	MINUTES - Regular Meeting

2021-05-117 (A&F)	RESOLUTION CANCELING THE REMAINING BALANCE OF A SPECIAL EMERGENCY ORDINANCE 20-17-S Administration and Finance: Councilmember Erin McElroy Barker
2021-05-118 (A&F)	RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION Administration and Finance: Councilmember Erin McElroy Barker
2021-05-119 (A&F)	RESOLUTION AUTHORIZING THE PAYMENT OF CLAIMS Administration and Finance: Councilmember Erin McElroy Barker
2021-05-120 (A&F)	RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE REDEVELOPMENT AGENCY ATTORNEY - ROGUT MCCARTHY Administration and Finance: Councilmember Erin McElroy Barker
2021-05-121 (A&F)	RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE BOROUGH'S GRANT WRITER - MILLENNIUM STRATEGIES, LLC Administration and Finance: Councilmember Erin McElroy Barker
2021-05-122 (A&F)	RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT OF THE BOROUGH ATTORNEY - RUSSELL J. HUEGEL, ESQ. Administration and Finance: Councilmember Erin McElroy Barker
2021-05-123 (Pub. Works)	RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE TOWN OF WESTFIELD FOR THE USE OF THE CONSERVATION CENTER Public Works: Councilmember Francine Glaser
2021-05-124 (PUB. SAFETY)	RESOLUTION TO AUTHORIZE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CONTRIBUTIONS FOR THE FANWOOD RESCUE SQUAD Public Safety: Police Commissioner Patricia Walsh
2021-05-125 (PUB. SAFETY)	RESOLUTION TO AUTHORIZE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CONTRIBUTIONS FOR THE FANWOOD FIRE DEPARTMENT Public Safety: Police Commissioner Patricia Walsh

VIII. RESOLUTIONS

2021-05-126 (A&F)	RESOLUTION AUTHORIZING THE TAX REFUND TO 330 SOUTH AVENUE DUE TO A DUPLICATE PAYMENT MOTION - Administration and Finance: Councilmember Erin McElroy Barker
2021-05-127 (A&F)	RESOLUTION AUTHORIZING THE TAX REFUND DUE TO A DISABLED VETERAN 100% EXEMPTION FOR 161 TILLOTSON ROAD AND 189 WESTFIELD ROAD MOTION - Administration and Finance: Councilmember Erin McElroy Barker
2021-05-128 (A&F)	RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$5,000,000 TAX ANTICIPATION NOTES OF FISCAL YEAR 2020 OF THE FANWOOD IN THE COUNTY OF UNION, NEW JERSEY MOTION - Administration and Finance: Councilmember Erin McElroy Barker
2021-05-129 (A&F)	RESOLUTION AUTHORIZING THE HIRING OF AN ADMINISTRATIVE ASSISTANT (Courtney Agnello) MOTION - Administration and Finance: Councilmember Erin McElroy Barker
2021-05-130 (A&F)	RESOLUTION PROVIDING FOR THE FINANCING OF A SPECIAL EMERGENCY APPROPRIATION FOR SEVERANCE LIABILITIES RESULTING FROM ACCRUED LEAVE IN CONNECTION WITH THE RETIREMENT OF EMPLOYEES OF THE BOROUGH OF FANWOOD, IN THE COUNTY OF UNION, NEW JERSEY BY THE ISSUANCE OF SPECIAL EMERGENCY NOTES OF THE BOROUGH MOTION - Administration and Finance: Councilmember Erin McElroy Barker
2021-05-131 (Rec)	RESOLUTION AUTHORIZING NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS 2021 LOCAL RECREATION IMPROVEMENT GRANT PROGRAM MOTION - Recreation: Council President Anthony Carter
2021-05-132 (LU & HP)	RESOLUTION AUTHORIZING THE HIRING OF AN ELECTRIC SUBCODE INSPECTOR MOTION - Lan Use & Historic Preservation: Councilmember Jeffrey Banks

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

O-2021-12-S (A&F)	BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 20-05-S FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FANWOOD, NEW JERSEY ON MARCH 16, 2020 MOTION - Administration and Finance: Councilmember Erin McElroy Barker
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X. **UNFINISHED BUSINESS**

Reports

- | | |
|---|---|
| 1. Administration and Finance
Municipal Court | Councilmember Erin McElroy Barker
Joy Veeck, Municipal Court Administrator |
| 2. Public Safety | Councilmember Patricia Walsh |
| 3. Public Works
Department of Public Works
Engineering
Construction/ Building Department | Councilmember Francine Glaser
Clinton H. Dicksen, Director
Antonios Panagopoulos, T&M Associates
Frank Spallone, Construction Official |
| 4. Land Use & Historic Preservation
Fanwood Memorial Library | Councilmember Jeffrey Banks
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
Downtown Redevelopment / Economic
Development | Mayor Colleen Mahr
Elizabeth Jeffery, Director |

XI. **NEW BUSINESS**

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

General comments on any item; five minutes per speaker

XIII. **MAYOR AND COUNCIL COMMENTS**

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

XIV. **ADJOURNMENT**



PROCLAMATION

RESCUE SQUAD MONTH ~ MAY 2021

NATIONAL EMS WEEK ~ MAY 16-22, 2021

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 73 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 **RESCUE SQUAD MONTH**, and the week of May 16-22, 2021, **NATIONAL EMERGENCY MEDICAL SERVICE WEEK**, with its theme "**This is EMS: Caring for our Communities**" 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.

Colleen Mahr, Mayor
May 17, 2021



PROCLAMATION

NATIONAL PEACE OFFICERS' MEMORIAL DAY ~ MAY 15, 2021

NATIONAL POLICE WEEK ~ MAY 9-15, 2021

WHEREAS, the Congress and President of the United States have designated May 15 as **National Peace Officers' Memorial Day**, and the week of May 9-15 as **National Police Week**; and

WHEREAS, since the first known line of duty death in 1786, more than 22,000 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 700,000 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, especially during the coronavirus outbreak.

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 9 to May 15, 2021, 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, 2021 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.

Colleen Mahr, Mayor
May 17, 2021



PROCLAMATION

BOROUGH OF FANWOOD

NATIONAL MENTAL HEALTH AWARENESS MONTH ~ MAY 2021

WHEREAS, approximately one in five adults in the United States, 43.8 million, or 18.5%, experience a mental illness each year and approximately one in five youths ages 13-18 (21.4%) experience 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, 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, Colleen Mahr, Mayor of the Borough of Fanwood, hereby proclaims May 2021, **MENTAL HEALTH MONTH**, and encourage Fanwood Citizens to join the national effort towards awareness of Mental Health.

Colleen Mahr, Mayor
May 17, 2021



PROCLAMATION

BOROUGH OF FANWOOD

NATIONAL NURSES WEEK ~ MAY 6-12, 2020

WHEREAS, the 2020 **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 201st time in 2021; 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; and

WHEREAS, During COVID-19, nurses have worked tirelessly on the front lines to ensure that people who need help are cared for. The pandemic has taken a toll on nurses' morale and mental health. Nursing, in general, is stressful and COVID-19 only amplified that. Therefore, it's critical to use nurses' week to reach out and celebrate the nurses around you and throughout the world. We need to keep nurses emotionally engaged with their work so they will continue providing excellent care to their patients.

NOW, THEREFORE, I, Colleen Mahr, Mayor, do hereby proclaim May 6 – 12, 2021, **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.

Colleen Mahr, Mayor
May 17, 2021



PROCLAMATION
BOROUGH OF FANWOOD
STIGMA-FREE ZONE

WHEREAS, May is recognized as Mental Health Awareness month and the Borough of Fanwood supports the designation of Stigma-Free Zones in this municipality; and

WHEREAS, local governments across the State of New Jersey are showing their support for citizens suffering from mental illness by establishing Stigma-Free Zones; and

WHEREAS, the Borough of Fanwood supports these efforts and wishes to join other municipalities in establishing Stigma-Free Zones; and

WHEREAS, the National Institute of Mental Health reports that 1 in 5 U.S. adults live with a mental illness. Based on 2017 data, an estimated 11.2 million adults ages 18 and older in the U.S. have a serious mental illness: this represents 4.5% of all U.S. adults. The prevalence of any mental illness (25.8%) and serious mental illness (7.5%) is highest among young adults ages 18-25; and

WHEREAS, the stigma associated with the disease of mental illness is identified as the primary reason individuals fail to seek the help they need to recover from the disease; and

WHEREAS, Stigma-Free Zones aim to inspire public interest and open dialogues about stigma, raise awareness of the disease of mental illness and create a culture wherein residents who struggle with mental illness feel supported by their community and neighbors and feel free to seek treatment without fear of stigma; and

WHEREAS, promoting awareness that there can be no “health” without mental health will break down barriers and courage residents of all ages to be mindful of their mental health and ask for help when needed; and

WHEREAS, local resources are available, and the community is encouraged to seek assistance as needed, no one need suffer alone; and

WHEREAS, establishing a Stigma-Free Zone will raise awareness and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired, and tragedies are avoided.

NOW THEREFORE BE IT PROCLAIMED that I, Mayor Colleen Mahr, hereby declares that **FANWOOD, NEW JERSEY**, recognizes the community’s need for mental health awareness and establishes Fanwood as a Stigma-Free Zone.

Dated this 17th day of May 2021

Colleen Mahr, Mayor



PROCLAMATION

BOROUGH OF FANWOOD

52nd ANNUAL PROFESSIONAL MUNICIPAL CLERKS' WEEK ~ May 2 - May 8, 2021

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

Whereas, The Office of the Professional Municipal Clerk is the oldest among public servants, and

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

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

Whereas, The Professional Municipal Clerk serves as the information center on functions of local government and community.

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

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

Now, Therefore, I, Colleen Mahr, Mayor of Borough of Fanwood, do recognize the week of May 2 through May 8, 2021, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, Kathleen Holmes, and to all Professional Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this 17th day of May 2021

Colleen Mahr, Mayor

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-117

RESOLUTION CANCELING THE REMAINING BALANCE OF A SPECIAL EMERGENCY ORDINANCE

WHEREAS, the Borough of Fanwood (“the Borough”) adopted a Special Emergency Ordinance listed as 20-17-S to fund expenditures related to the COVID pandemic in the amount of \$500,000.00; and

WHEREAS, the Borough adopted Ordinance 21-04 to fund the expenditures by the special emergency in the amount of \$405,000.00; and

WHEREAS, the actual expenditures incurred by the Borough charged to the special emergency ordinance were in fact \$318,369.62; and

WHEREAS, any additional expenditures needed to be incurred will be charged to bond ordinance 21-04; and

WHEREAS, the governing body wishes to cancel the unnecessary balance remaining in Ordinance 20-17; and

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 balance of \$181,630.38 remaining in Ordinance 20-17 is hereby canceled.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-118

RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY 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 2021 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$5,512,098.87

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 (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 \$54,375.89 as follows:

Salary & Wage:			
Crossing Guards S&W	\$10,000.00		
Operations:			
Other Insurance	\$11,840.88	Finance O&E	\$10,000.00
Tax Collection O&E	\$3,000.00	Health Benefit Waiver	\$16,535.01
Sustainable NJ Grant	\$2,000.00	Bd of Health O&E	\$1,000.00

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-119

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 \$3,988,001.88; 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 April 19, 2021 bill list in the amount of \$3,988,001.88.

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: 2021-05-120

RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE REDEVELOPMENT AGENCY ATTORNEY - ROGUT MCCARTHY

WHEREAS, Rogut McCarthy was appointed the Redevelopment Agency Attorney for the year commencing January 1, 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 \$10,000.00.

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: 2021-05-121

RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT FOR THE BOROUGH'S GRANT WRITER - MILLENNIUM STRATEGIES, LLC

WHEREAS, Millennium Strategies, LLC, was appointed the Grant Writer for the Borough of Fanwood for the year commencing January1, 2021; and

WHEREAS, the 2021 invoices received from Millennium Strategies, LLC, 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 Millennium Strategies, LLC is hereby amended by the governing body to accommodate the amount of \$29,000.00.

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: 2021-05-122

RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT OF THE BOROUGH ATTORNEY - RUSSELL J. HUEGEL, ESQ.

WHEREAS, Russell J. Huegel, Esq. was appointed the Borough Attorney for the year commencing January 1, 2021; and

WHEREAS, the 2021 invoices from Russell J. Huegel, Esq. exceed the authorized amount in the 2021 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 Russell J. Huegel, Esq. is hereby amended by the governing body to accommodate the amount of \$20,000.00.

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: 2021-05-123

RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE TOWN OF WESTFIELD FOR THE USE OF THE CONSERVATION CENTER

WHEREAS, the Township of Westfield (“the Township”) and the Borough of Fanwood (“Borough”) have an interest in having recyclable materials and yard debris disposed of in a responsible and legal manner for their residents; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes the Borough and the Township to enter into an agreement for such shared services; and

WHEREAS, the Borough and the Township have worked out an agreement and desire to enter into an arrangement, whereby the Township and the Borough agrees to a pilot program to permit up to 200 Fanwood residents to use the Westfield Conservation Center for the disposal of recyclable material and yard debris as defined in that Agreement under the terms contained therein.

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 to enter into an Agreement with the Township, intending to be legally bound, in consideration of the mutual covenants and promises made therein.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-124

RESOLUTION TO AUTHORIZE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CONTRIBUTIONS FOR THE FANWOOD RESCUE SQUAD

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; and

WHEREAS, the Fanwood Rescue Squad 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 2020, to receive the Borough's 2020 annual contribution of \$759.74 for 50 points or \$1,519.48 for 100 points/each as follows:

FANWOOD RESCUE SQUAD 9 MEMBERS

Edward Winsor	Patty Buckridee	Dave Zawodniak
Ian Lewis	Joe Nam-June	Melissa Padulsky
Brian Downing	Nancy Mustachio	Marcus Valdez, III

WHEREAS, the total number of qualifying volunteers for 2020 for the Rescue Squad is 8 for a contribution of \$6,837.66 (9 at \$759.74 and 1 at \$1,491.14).

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 do hereby accept the certified list from the Rescue Squad dated March 2, 2021.

Attached hereto is the certification of the Chief Financial Officer of the Borough of Fanwood which states that there are legally appropriated sufficient funds within the 2020 Municipal Budget, to cover the costs of this contract.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-125

RESOLUTION TO AUTHORIZE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CONTRIBUTIONS FOR THE FANWOOD RESCUE SQUAD

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; and

WHEREAS, the Fanwood Rescue Squad 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 2020, to receive the Borough's 2020 annual contribution of \$759.74 for 50 points or \$1,519.48 for 100 points/each as follows:

FANWOOD FIRE DEPARTMENT 13 MEMBERS

Frank Dietl	Ken Gorman *	Anthony Grasso, Jr.
Raphael Hamill	Bruce Padulsky	Daniel Piccola
John Piccola *	Steve Szanto	Dante Clausen
Dave Zawodniak *	Vincenzo Bianco	Matthew Ridge
Nicholas Tripodi		

WHEREAS, the total number of qualifying volunteers for 2020 for the Fire Department is 13 for a contribution of \$12,156.18 (10 at \$759.74, = 7,597.74 and 3 at \$1,519.48, = \$4,558,44).

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 do hereby accept the certified list from the Fire Department dated April 27, 2021.

Attached hereto is the certification of the Chief Financial Officer of the Borough of Fanwood which states that there are legally appropriated sufficient funds within the 2020 Municipal Budget, to cover the costs of this contract.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-126

RESOLUTION AUTHORIZING THE TAX REFUND TO 330 SOUTH AVENUE DUE TO A DUPLICATE PAYMENT

WHEREAS, a duplicate tax payment was received on the following property and the owner of the property is requesting a refund.

PROPERTY OWNER	ADDRESS	BLOCK/LOT	AMOUNT
Celtic Capital	330 South Avenue	91/26	\$22,848.43

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 Tax Collector is hereby authorized to refund the duplicate payment

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-127

RESOLUTION AUTHORIZING THE TAX REFUND DUE TO A DISABLED VETERAN 100% EXEMPTION FOR 161 TILLOTSON ROAD AND 189 WESTFIELD ROAD

WHEREAS, the following owners of the respective properties having submitted the proper paperwork to the Tax Assessor, are now qualified under the November 3, 2020 Constitutional amendment, Public Law of 2019 Chapter 413 providing that "New Jersey residents honorably discharged disabled veterans and their surviving spouse no longer need to serve during a specific war period to receive property tax exemption":

PROPERTY OWNER	ADDRESS	BLOCK/LOT
Margaret A. Burke	161 Tillotson Road	45/12
Nicholas & Noelle Gianni	189 Westfield Road	46/12

and

WHEREAS, this act amends P.L 1948 chapter 259 and supplements Chapter 4 of title 54 Veterans that have been certified as 100% disabled as a result of injuries or illness resulting from said 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 by the Mayor and Council of the Borough of Fanwood, in the County of Union and State of New Jersey that the tax collector is hereby authorized to refund taxes paid in tax year 2021 as follows:

ADDRESS	BLOCK/LOT	AMOUNT
161 Tillotson Road	45/12	\$6,572.59
189 Westfield Road	46/12	\$5,692.02

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-128

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$5,000,000 TAX ANTICIPATION NOTES OF FISCAL YEAR 2020 OF THE FANWOOD IN THE COUNTY OF UNION, NEW JERSEY

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE FANWOOD, IN THE COUNTY OF UNION, NEW JERSEY, AS FOLLOWS:

Section 1. In anticipation of the collection of taxes for the fiscal year 2020 levied or to be levied in such year or in anticipation of other revenue of such year, and for the purposes provided for in the budget or for which taxes are levied or to be levied for such year, Tax Anticipation Notes of 2020 of the Fanwood, New Jersey, are hereby authorized to be issued in the principal amount not to exceed \$5,000,000 (at any one time outstanding) pursuant to the Local Budget Law of the State of New Jersey.

Section 2. The following matters in connection with said notes are hereby determined:

TITLE: Tax Anticipation Notes of Fiscal Year 2020 (each additional series, if any, shall be designated with a corresponding alphabetical letter)

DATE, NUMBER, DENOMINATION AND PLACE OF PAYMENT: As may be determined by the Borough Chief Financial Officer

MATURITY: As may be determined by the Frederick J. Tomkins Borough Chief Financial Officer

INTEREST RATE: As may be determined by the Frederick J. Tomkins Borough Chief Financial Officer

FORM: Substantially in the form attached hereto

Section 3. The borrowing power of the Borough on Tax Anticipation Notes for the fiscal year 2020 is \$10,820,359 as determined by a certificate of the Borough Chief Financial Officer filed in the office of the Borough Clerk, such certificate being as follows:

CERTIFICATE

I, Frederick J. Tomkins, Borough Chief Financial Officer of the Fanwood, in the County of Union, New Jersey HEREBY CERTIFY as follows:

1. The gross borrowing power in respect of Tax Anticipation Notes of Fiscal Year 2020, being 30% of the tax levy of the next preceding fiscal year for all purposes, plus 30% of the amount of

miscellaneous revenues realized in cash during the next preceding fiscal year is \$_____.

2. The amount of notes outstanding in anticipation of the collection of taxes of the 2020 fiscal year, except such notes as will be renewed by or paid from the proceeds of the notes to be issued, is \$0.
3. The net borrowing power, being the excess of the first over the second of the two above amounts is \$_____.

IN WITNESS WHEREOF, I have hereunder set my hand this ____ day of _____, 2020

Frederick J. Tomkins Borough Chief Financial Officer

Section 4. The Borough Chief Financial Officer signing such notes is hereby authorized and directed to determine all matters in connection therewith not determined by this or a subsequent resolution and his signature upon said notes shall be conclusive evidence that all such matters have been so determined in manner and effect consistent with the form and substance of such notes. The Borough Chief Financial Officer is hereby authorized to sell said Tax Anticipation Notes of 2020 at public or private sale at not less than par and to deliver the same to the purchasers thereof upon receipt of the purchase price plus accrued interest from the dates of the notes to the date of delivery thereof and payment therefor.

Section 5. Said notes shall be general obligations of the Borough and the full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on said obligations, and, unless otherwise paid or payment provided for, taxes shall be levied in an amount sufficient to pay the principal of and interest on said obligations as the same shall become due and payable.

Section 6. The Borough Chief Financial Officer is authorized and directed to report in writing to this Borough Council at the meeting next succeeding the date when the sale of any of said notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full in the minutes of such meeting.

Section 7. This resolution shall take effect immediately.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-129

RESOLUTION AUTHORIZING THE HIRING OF AN ADMINISTRATIVE ASSISTANT

WHEREAS, the Borough of Fanwood requires an individual to carry out the general clerical functions in the administrative office; and

WHEREAS, Ordinance 2021-07-S establishes a full-time salary range for the title of Administrative Assistant.

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 appointment of Courtney Agnello as an Administrative Assistant be and is hereby confirmed.

BE IT FURTHER RESOLVED that the appointment is effective June 1, 2021 at a salary of \$37,000.00.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-130

RESOLUTION PROVIDING FOR THE FINANCING OF A SPECIAL EMERGENCY APPROPRIATION FOR SEVERANCE LIABILITIES RESULTING FROM ACCRUED LEAVE IN CONNECTION WITH THE RETIREMENT OF EMPLOYEES OF THE BOROUGH OF FANWOOD, IN THE COUNTY OF UNION, NEW JERSEY BY THE ISSUANCE OF SPECIAL EMERGENCY NOTES OF THE BOROUGH

BE IT RESOLVED 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 Borough of Fanwood, in the County of Union, New Jersey (the "Borough") has heretofore finally adopted, on April 5, 2021, an ordinance entitled: "AN ORDINANCE OF THE BOROUGH OF FANWOOD, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53(h) IN THE AMOUNT OF \$110,000 FOR SEVERANCE LIABILITIES RESULTING FROM ACCRUED LEAVE IN CONNECTION WITH THE RETIREMENT OF EMPLOYEES" (the "Ordinance"), for the purpose of appropriating the sum of \$110,000 as a special emergency appropriation pursuant to N.J.S.A. 40A:4-53(h).

SECTION 2. The Borough hereby determines to finance the special emergency appropriation referred to in Section 1 herein by the issuance of Special Emergency Notes of the Borough, which may be renewed from time to time, as provided by law. Special Emergency Notes of the Borough are hereby authorized to be issued in the principal amount of \$110,000 pursuant to the Local Budget Law. At least 1/5 of all such Special Emergency Notes, and the renewals thereof, shall mature and be paid in each year, so that all such Special Emergency Notes shall have matured and have been paid not later than the last day of the fifth year following the date of adoption of this resolution.

SECTION 3. All Special Emergency Notes issued hereunder shall mature at such times as may be determined by the chief financial officer, subject to the limitations set forth in Section 2 hereof. The chief financial officer shall determine all matters in connection with Special Emergency Notes issued pursuant to this resolution, and the chief financial officer's signature upon the Special Emergency Notes shall be conclusive evidence as to all such determinations. All Special Emergency Notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:4-55(b). The chief financial officer is hereby authorized to sell part or all of the Special Emergency Notes from time to time, at no less than par and accrued interest, 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 governing body at the meeting next succeeding the date when any sale or delivery of the Special Emergency Notes pursuant to this resolution is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Special Emergency Notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

SECTION 4. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the Special Emergency Notes authorized by the Ordinance and hereunder. The Special Emergency Notes shall be direct, unlimited obligations of the Borough. The powers and obligations of the Borough to pay any Special Emergency Note issued pursuant to this resolution and the Local Budget Law shall be unlimited and the Borough shall have the power and be obligated to levy ad valorem taxes upon all taxable property within the Borough for the payment of such Special Emergency Notes and interest thereon, without limitation of rate or amount.

SECTION 5. All Special Emergency Notes issued pursuant to this resolution shall be executed by the Chief Financial Officer and the Mayor of the Borough, and shall be under the seal of the Borough and attested by the Borough Clerk. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the Special Emergency Notes.

SECTION 6. The Borough reasonably expects to commence the purpose described in the ordinance referred to in Section 1 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of Special Emergency Notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the Special Emergency Notes authorized in Section 2 hereof.

SECTION 7. This resolution shall take effect immediately.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-131

RESOLUTION AUTHORIZING NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS 2021 LOCAL RECREATION IMPROVEMENT GRANT PROGRAM

WHEREAS, the Borough of Fanwood desires to apply for and obtain a grant from the New Jersey Department of Community Affairs Local Recreation Improvement Grant for approximately \$330,000 in order to enhance the recreational opportunities for our youth by supporting the completion of the Forest Road Park Redevelopment Project; and

WHEREAS, the Borough of Fanwood does hereby authorize the application for such a grant and recognizes and accepts that the Department may offer lesser or a greater amount upon receipt of the grant agreement from the New Jersey Department of Community Affairs.

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 Borough of Fanwood does further authorize the execution of any such grant agreement; and also, upon receipt of the executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Fanwood and the New Jersey Department of Community Affairs; and

BE IT FURTHER RESOLVED that the Mayor, or Administrator as designee, and the Borough Clerk are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

ATTEST:

BOROUGH OF FANWOOD

Kathleen M. Holmes, Clerk

Colleen Mahr, Mayor

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-05-132

RESOLUTION AUTHORIZING THE HIRING OF AN ELECTRIC SUBCODE OFFICIAL / INSPECTOR

WHEREAS, the Borough of Fanwood requires an individual to carry out the functions of an Electric Subcode Official / Inspector in the Construction Department due to a resignation; and

WHEREAS, Ordinance 2021-07-S establishes a salary range for the title of Electrical Subcode Official.

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 appointment of John McManus as an Electric Subcode Official / Inspector be and is hereby confirmed.

BE IT FURTHER RESOLVED that the appointment is effective June 1, 2021 at a salary of \$ 15,300.00.

BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: O-2021-12-S

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 20-05-S FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FANWOOD, NEW JERSEY ON MARCH 16, 2020

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 the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Bond Ordinance of the Borough Council of the Borough of Fanwood, in the County of Union, New Jersey (the "Borough") entitled "Bond Ordinance Providing An Appropriation Of \$800,000 For Road Improvements (General Capital) For And By The Borough Of Fanwood In The County Of Union, New Jersey And, Authorizing The Issuance Of \$380,000 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation" finally adopted on March 16, 2020 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. (a) Section 1 of the Ordinance is hereby amended in its entirety as follows:

"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 \$800,000, such sum includes the sum of (a) \$400,000 expected to be received as a grant from the New Jersey Department of Transportation; (b) \$40,000 expected to be received as a grant from the County of Union (collectively, the "Grants") (c) \$20,000 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."

(b) The Ordinance is hereby further amended by deleting the reference of \$800,000 for the appropriation and estimated cost and substituting in lieu therefor \$840,000.

Section 3. 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 resolutions 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 of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 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 the 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 \$380,000.

Section 5. All other provisions of the Ordinance shall remain unchanged.

Section 6. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.