



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

**REGULAR MEETING  
July 19, 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. Jim Watson – Fanwood Station Area Strategic Plan

**V. CORRESPONDENCE, COMMUNICATIONS**

None

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

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

- a. **Public Hearing on CY2021 Municipal Budget**

**VII. MINUTES**

June 7, 2021	Work Session Meeting
June 21, 2021	Regular Meeting

**VIII. CONSENT AGENDA**

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

2021-06-161 <b>(A&amp;F)</b>	Resolution Authorizing a Contract Amendment to Borough's Tax Appeal Attorney, Shain Schaffer for a fee not to exceed \$5,000.00. <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-06-162 <b>(A&amp;F)</b>	Resolution Authorizing the Cancellation of Old Grant Receivables Balances <b>MOTION - Administration and Finance:</b> Councilmember Erin McElroy Barker
2021-06-163 <b>(A&amp;F)</b>	Resolution Authorizing a Shared Services Agreement Between the City of Rahway for a Construction Code Official, Building Sub-Code Official and Fire Protection Subcode Official Services for a fee not to exceed \$66,000.00 <b>MOTION – Administration and Finance:</b> Councilmember Erin McElroy Barker

**IX. RESOLUTIONS:**

2021-06-164 <b>(A&amp;F)</b>	Authorizing a Games of Chance Application for Greater Westfield Area Chamber of Commerce Foundation, Inc. for a 50/50 Raffle on September 11, 2021 - FANJAM <b>MOTION – Administration and Finance: Councilmember Erin McElroy Barker</b>
2021-07-165 <b>(A&amp;F)</b>	Authorizing the Borough to enter into an Agreement with the Township of Scotch Plains to Pave the Borough's portion of King Street at a fee not to exceed \$85,000.00 <b>MOTION – Administration and Finance: Councilmember Erin McElroy Barker</b>
2021-07-166 <b>(PUB WORKS)</b>	Authorizing the hiring of Louis Bock as an Operator in the Department of Public Works <b>Motion – Public Works Committee: Councilmember Frances Glaser</b>
2021-07-167 <b>(A&amp;F)</b>	Authorizing Payment of Claims <b>Motion – Administration and Finance: Councilmember Erin McElroy Barker</b>

**X. ORDINANCES – SECOND READING, ADOPTION, PUBLIC HEARING**

O-2021-13-R <b>(A&amp;F)</b>	Ordinance Prohibiting the Operation of any Class of Cannabis Businesses and Amending Chapter 184 of the Fanwood Borough Code <b>MOTION – Administration and Finance: Councilmember Erin McElroy-Barker</b>
O-2021-14-S <b>(A&amp;F)</b>	Ordinance Establishing a CAP Bank <b>MOTION – Administration and Finance: Councilmember Erin McElroy-Barker</b>
O-2021-15-S <b>(PUB WORKS)</b>	Ordinance Authorizing the Execution and Acknowledgement and Delivery by the Borough of Fanwood of Certain Agreements in Relation to Borough Guaranteed Lease Revenue Notes/Bonds (Fanwood Public Works Facility Project) of the The Union County Improvement Authority <b>MOTION – Public Works Committee: Councilmember Francine Glaser</b>
O-2021-16-S <b>(PUB WORKS)</b>	Ordinance Authorizing the Guaranty by the Borough of Fanwood, New Jersey of Payment of Principal of and Interest on the Borough Guaranteed Lease Revenue Notes/Bonds (Fanwood Public Works Facility Project) of the Union County Improvement Authority in an Aggregate Principal amount Not to Exceed \$8,000,000.00 <b>MOTION – Public Works Committee: Councilmember Francine Glaser</b>

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

O-2021-17-S <b>(PUB SAFETY)</b>	Ordinance Of the Borough of Fanwood, County of Union and State of New Jersey, Amending Chapter 67 to Provide for Special Law Enforcement Officers <b>MOTION – Public Safety Committee: Councilmember Patricia Walsh</b>
O-2021-18-S <b>(A&amp;F)</b>	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: Councilmember Erin McElroy-Barker</b>

**XII. UNFINISHED BUSINESS****Reports**

- Administration and Finance  
**(TAX COLLECTOR REPORT)** Councilmember Erin McElroy Barker

- |   |  |
|---|--|
| 2. Municipal Court                                | Cathy Frank, Municipal Court Administrator |
| 3. Public Safety                                  | Councilmember Patricia Walsh               |
| 4. Public Works                                   | Councilmember Francine Glaser              |
| 5. Department of Public Works                     | Clinton H. Dickson, Director               |
| 6. Engineering                                    | Antonios Panagopoulos, T&M Associates      |
| 7. Construction/ Building Department              | Frank Spallone, Construction Official      |
| 8. Land Use & Historic Preservation               | Councilmember Jeffrey Banks                |
| 9. Fanwood Memorial Library                       | Dan Weiss, Director                        |
| 10. Recreation and Community Services             | Council President Anthony Carter           |
| 11. Health and Senior Citizens Services           | Councilmember Katherine Mitchell           |
| 12. Executive Projects & Appointments             | Mayor Colleen Mahr                         |
| 13. Downtown Redevelopment / Economic Development | Elizabeth Jeffery, Director                |

**XIII. NEW BUSINESS**

None

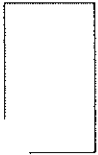
**XIV. PRIVILEGE OF THE FLOOR BY THE PUBLIC**

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**



# Fanwood Station Area Strategic Plan

July 2021



American Planning Association  
New Jersey Chapter

*Making Great Communities Happen*



**NJTPA**

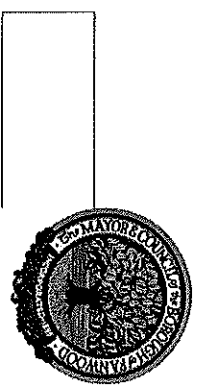
NORTH JERSEY  
TRANSPORTATION  
PLANNING AUTHORITY

Defining the Vision. Shaping the Future.



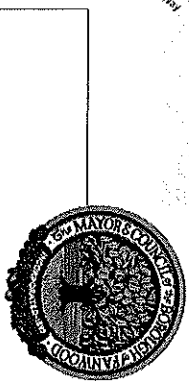


- Introduction
- Existing Conditions Review
- Public Survey
- Recommendations



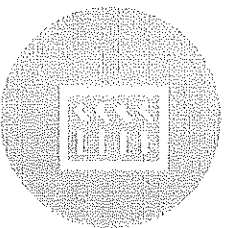
# Introduction

- Goals
  - Improve Pedestrian Connections
  - Improve Facility Designs
  - Connect Cultural, Retail, and Commercial Uses
- Consider Immediate Station Area and Surrounding Blocks
- Team of volunteer planning professionals from the American Planning Association New Jersey Chapter (APA-NJ)
- Support from North Jersey Transportation Planning Authority (NJTPA)

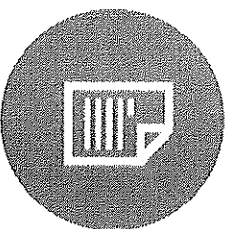




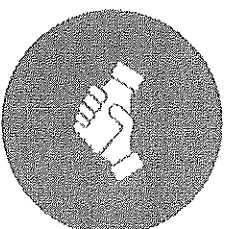
# Existing Conditions



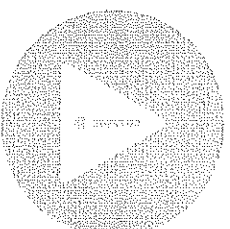
Many Planning Efforts  
in Last 20+ Years



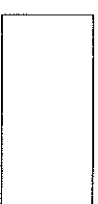
Renovation of Library



Increased  
Development in  
Station Area



South Avenue  
Improvements



# Public Survey

- Conducted February 26 – April 12, 2021
- 4 Questions
  - Change what?
  - How do you use the station area?
  - Change where, exactly? (map it)
  - About you (asked this last)
- Over 1,000+ Fanwood and nearby residents participated

1 The Fanwood Train Station - NEXT

Learn a bit about this initiative before you begin.

**WELCOME**

Fanwood teams up with NJ Chapter of the American Planning Association and welcomes your help to plan for a more vibrant, accessible, and fun Downtown, South Ave. and Fanwood Train Station Area. Fanwood has been selected for the Community Assistance Planning Program in cooperation with NJTPA and APA-NJ. This program brings some best and brightest planning minds in the state to help Fanwood enhance the train station area as well as connectivity to downtown attractions. It will also seek to recommend mobility options, pedestrian safety, and other improvements. Please take a moment to let us know about your experience in Fanwood.

WHAT'S THIS ABOUT?

The goal is that over time, investments in sidewalks, bikeways, parking, paths, tree canopies, greening and other amenities will provide viable non-motorized options for getting around that everyone can appreciate and enjoy.

1 2 3 4 5

TOP PRIORITIES FOR FANWOOD  
PAST AND POST-COVID  
MAP MARKERS  
WRAP UP

← NEXT





# Change What?

- Respondents asked to rank priorities for Station Area
- Top Three
  - Better Walking Connections
  - More People Downtown
  - Cultural Activities/Destinations

## Top Priorities for Fanwood

Number of Responses by Selection

Question	Ranked 1	Ranked 2	Ranked 3	Ranked 4	Ranked 5	Average
1 Traffic Management	59	100	297			
2 Comfortable Crosswalks	110	94	312			
3 Better Walking Connections	36	103	285			
4 Activate Historic Train Station Building		136	316			
5 More People Downtown	103	103	279			
6 Better Short-term Parking Options	90	86	302			
7 Improved Zoning and Design	104	112	296			
8 Better Bike Connections	84	92	326			
9 Cultural Activities/Destinations	177	126	271			

**TOP 3?**

We need to prioritize the activity and safety of people over the movement of traffic.

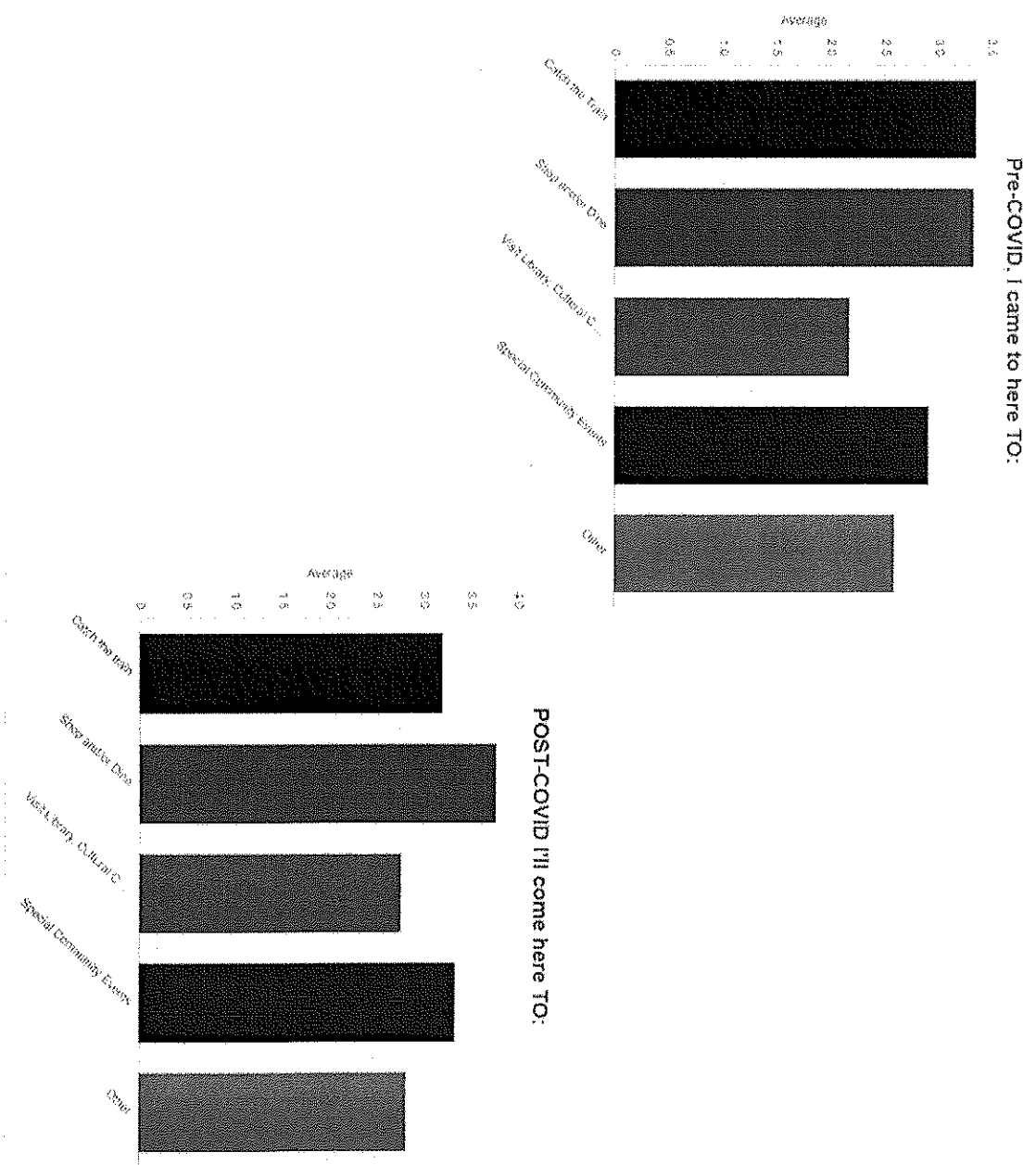
The more people who are around downtown, the more money they will spend and the more the businesses will thrive.

More signage and perhaps even color-coded pavement block walkways to help people walk to the Arts Center, Library, parks, etc.



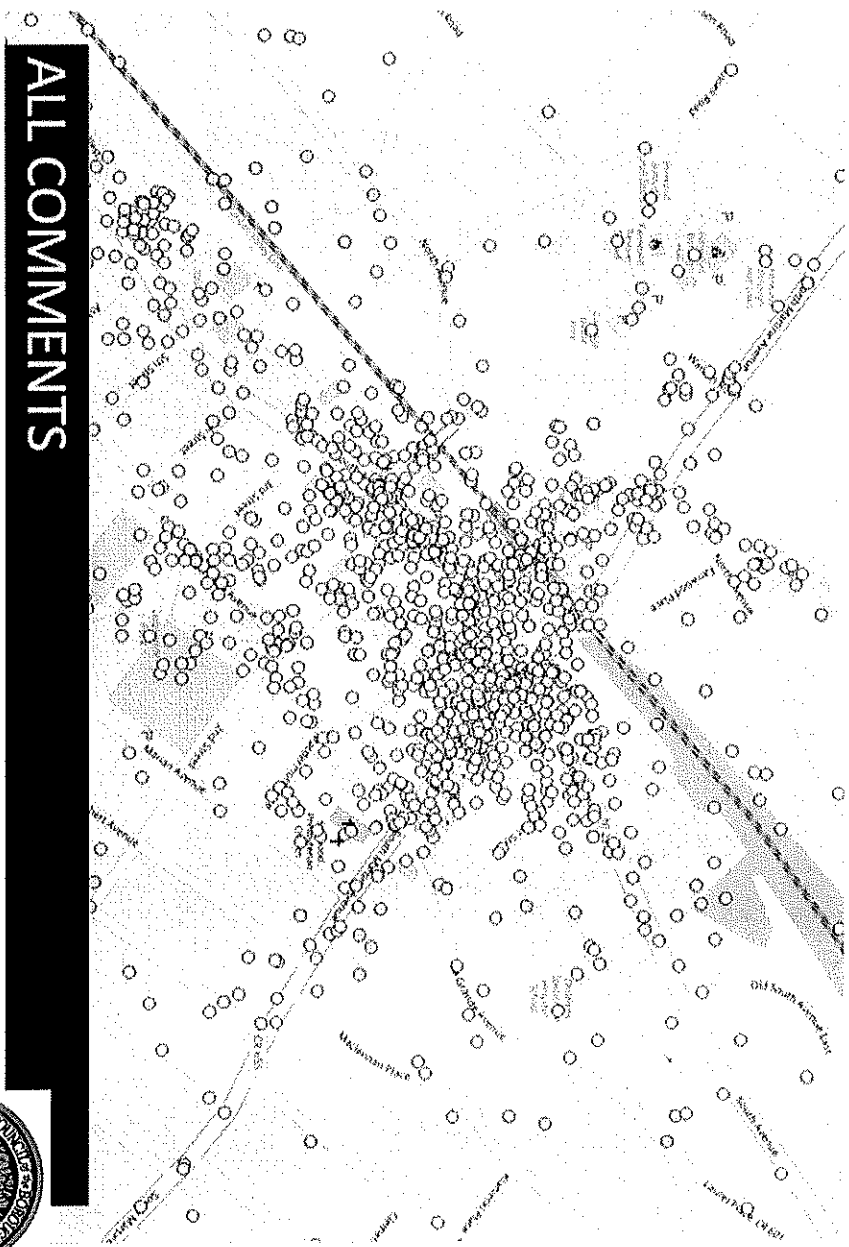
# How do you use the Station Area?

- Station Area usage expected to remain fairly consistent
  - Slightly less train utilization expected post COVID



# Change Where?

- Respondents asked to map and comment on locations ideal for change
- Comments Grouped by Topic:
  - Ideas
  - Places
  - Safety
  - Walking
- Over 1,500 individual comments and locations mapped in survey



IDEAL PLACES SAFETY WALKING

South ave  
 foot traffic  
 Martin Avenue  
 library  
 taxes  
 532280  
 Fabrics  
 station  
 Turn the front lawn into a demonstration garden area, more and better landscaping.  
 area  
 fountain  
 things  
 path  
 lawn  
 Downtown  
 Post office  
 Bike lanes  
 Restaurant  
 South Ave  
 streets  
 Use the lawn areas as a passive park using art and sculpture to engage people on the North Avenue side of the downtown.  
 station  
 grande park  
 tennis  
 kids  
 South ave  
 supermarket

IDEAL PLACES SAFETY WALKING

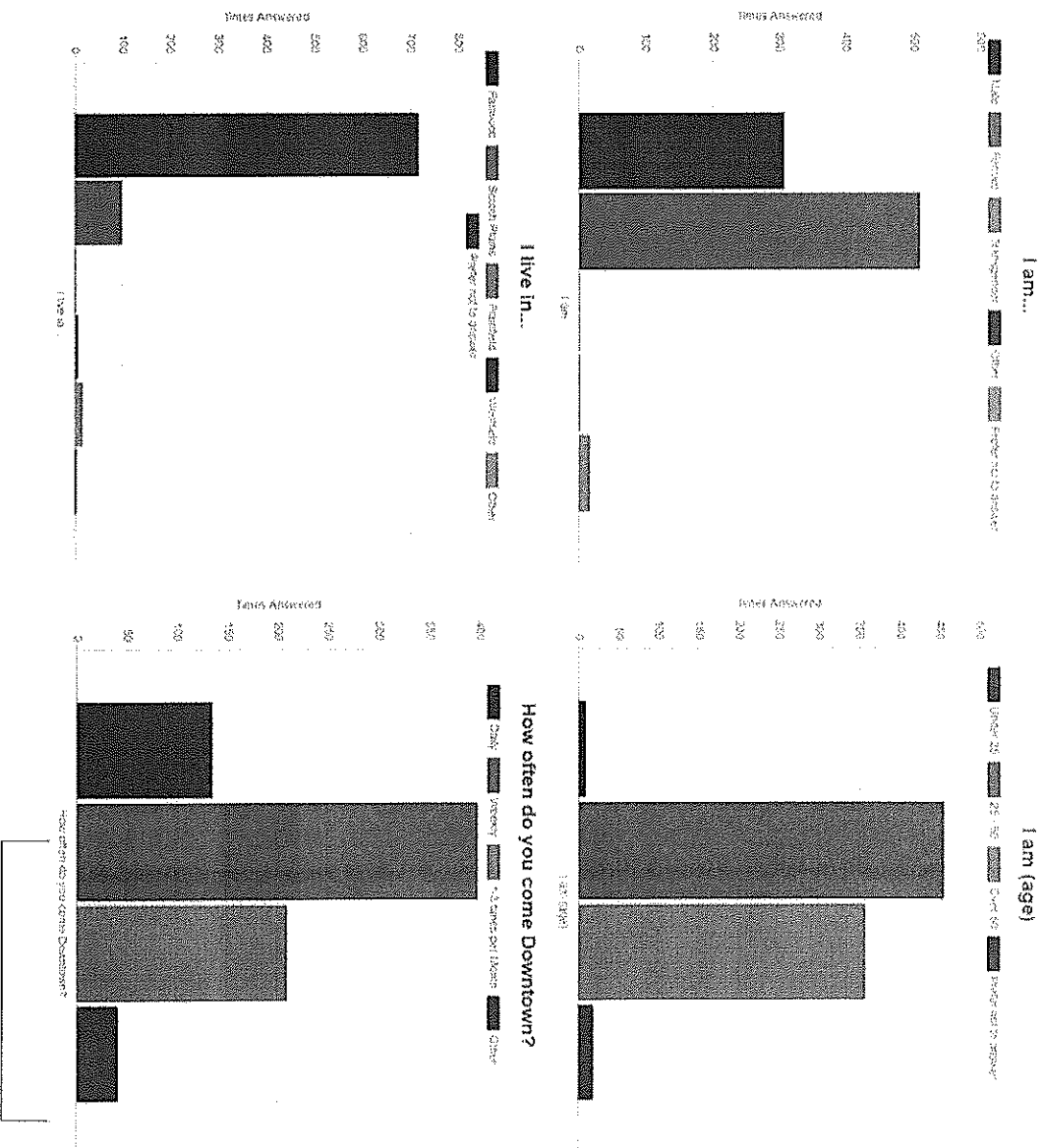
standards  
 dry cleaners  
 retail  
 car  
 barber  
 martine  
 shop  
 space  
 I think some shops would be nice. Maybe gas, things like a coffee shop, record store, escape room, sit down restaurant, etc.  
 restaurant  
 Traits  
 shopping area  
 business area  
 welcome children  
 convenience store  
 Historic train station  
 LaGrande Park  
 downtown area  
 draw  
 walking distance  
 improvements  
 outdoor seating  
 dining options  
 events  
 o-wears  
 Zoning  
 Draft place  
 coffee  
 Mac  
 Keep the buildings in scale. Insist on quality materials and glazes may be.  
 restaurant  
 people  
 Global  
 A dining establishment at the train station  
 apartments  
 kids  
 events  
 o-wears  
 Zoning  
 Draft place  
 coffee  
 vacant bank  
 cafe  
 kind of thing  
 line  
 benches  
 kind of thing  
 bank  
 walking distance





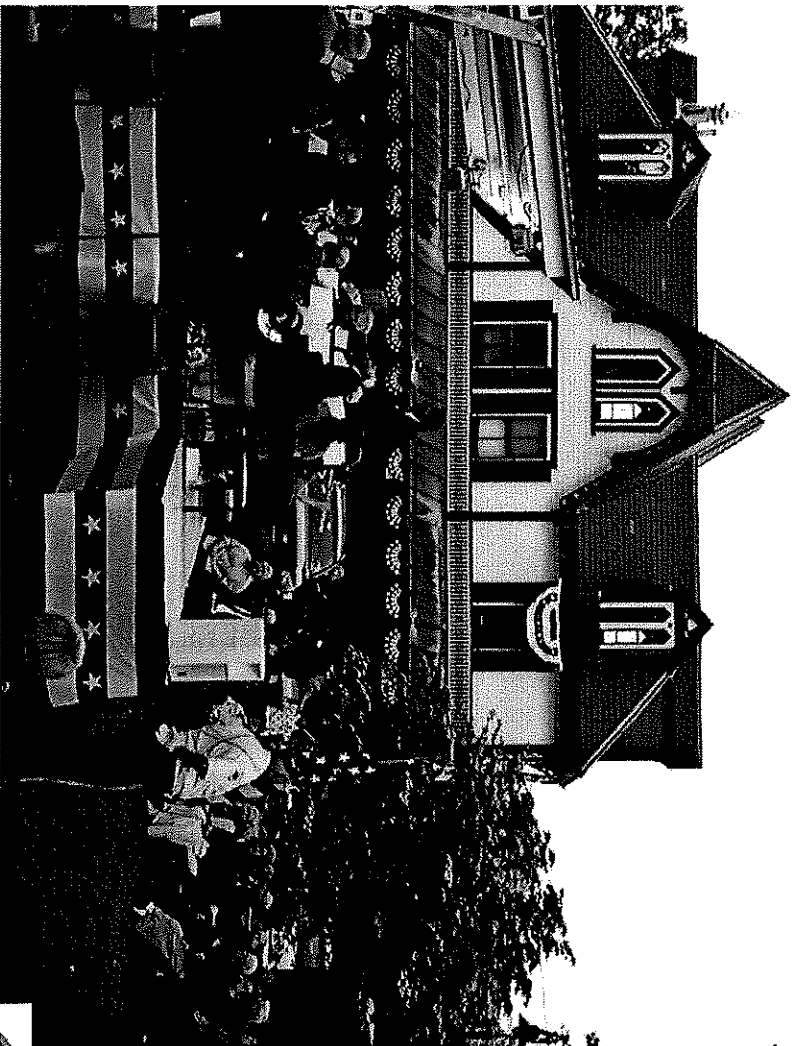
# About You

- Respondents were:
  - Over 60% women
  - Over 50% between 25 and 50
  - Overwhelmingly Fanwood residents
- Mostly come to Station Area weekly



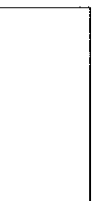
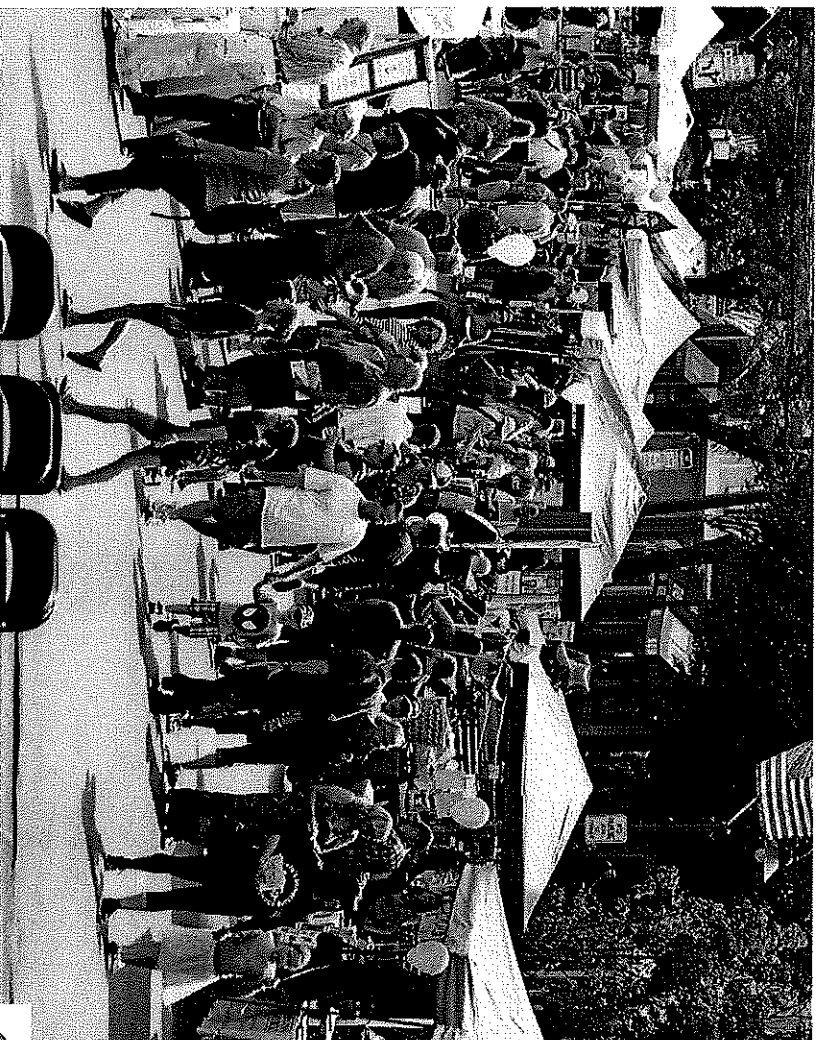
# Recommendations

- **Revise Historic Designations of Train Station, South Parking Area, & Martine Avenue Bridge**
  - Current historic designations are excessive for station area and revisions would allow for future flexibility
- **Increase Programming at Historic Train Station**
  - Increase programming partners
  - Add seating and purpose to area surrounding historic train station
  - Provide creative placemaking elements at the historic train station



# Recommendations

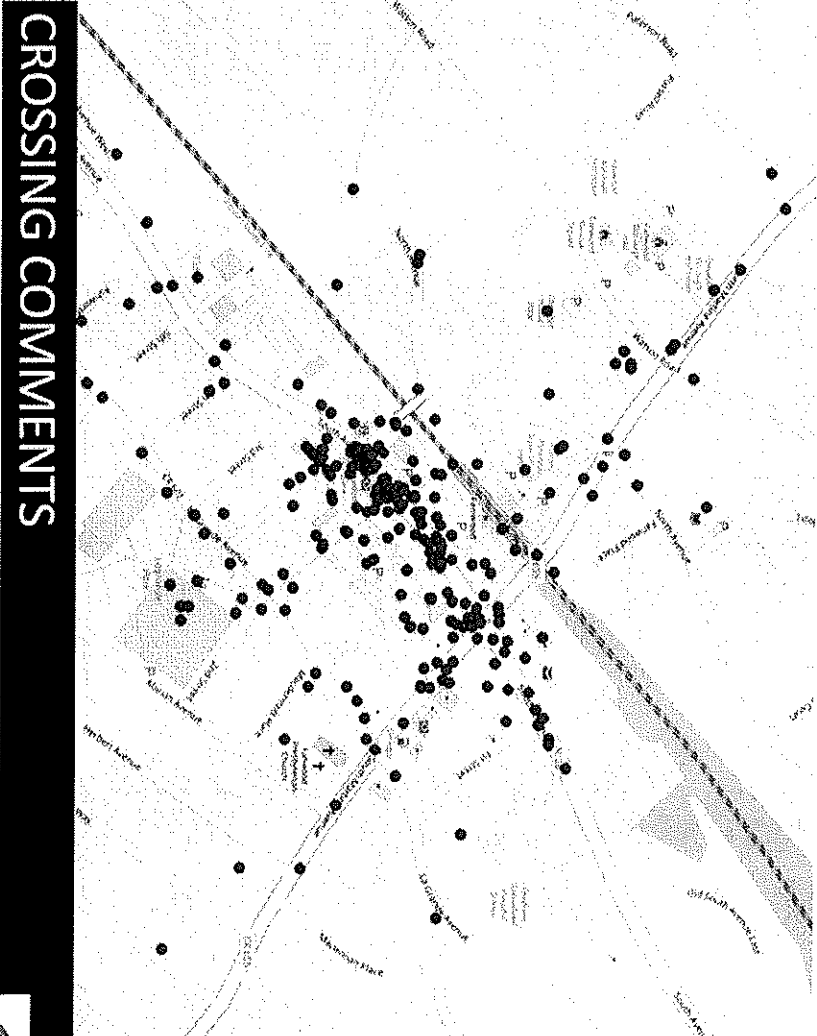
- Update Fanwood Complete Streets policy
  - Connect update to upcoming Master Plan
  - Add Vision Zero policy with update
- Consider Ciclovía and Open Streets events
  - Draw interest in non-auto movement around Station Area
- Improve wayfinding for locations in and around the Station Area
  - Consider opportunities to use technology





# Recommendations

- Develop Safe Pedestrian Crossings of South Avenue
  - Ideally at 2nd Street or Sheelen's Crossing
  - Additional crossings needed between Sheelen's Crossing and Terrill Road
  - Utilize comments from survey as support to push NJDOT
  - Pedestrian crossings should be based on Complete Streets and Vision Zero standards
- Improve pedestrian safety and environment on Sheelen's Crossing & Martine Avenue bridges



# Recommendations

- Further consider transfer of South Avenue from NJDOT to Borough
  - Better local control of roadway
- Consider ways to improve corridor connectivity between Fanwood & adjoining communities
  - Encourage non-auto connectivity
- Explore use of street murals, medallions, and other items to “brand” Fanwood

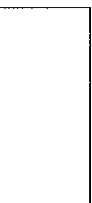


Branding mural example from Ocean City, NJ

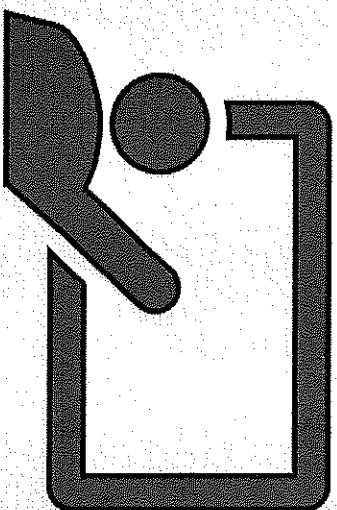


# Recommendations

- Further study of improvements to Train Station area such as:
  - Relocate museum in historic train station to library
  - Explore partners for re-use of historic train station building
  - Consider replacement of south side train station building with coordinated redevelopment of south side parking area
  - Improve pedestrian connectivity across railroad trains at station



Questions/Comments?



# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-07-161	ADOPTED:
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## RESOLUTION AUTHORIZING A CONTRACT AMENDMENT FOR THE BOROUGH'S TAX APPEAL ATTORNEY

**WHEREAS**, Shain Shaffer was appointed the Tax Appeal Attorney for the Borough of Fanwood ("the Borough") for the year commencing January 1, 2021; and

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

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

**NOW THEREFORE BE IT RESOLVED**, that the contract of Shain Shaffer, is hereby amended by the governing body to accommodate the amount of 5,000.00

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.

This is to certify that the above is a true copy of a resolution adopted by the Borough Council on July 6, 2021.

Kathleen Holmes,  
Borough Clerk

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

**RRESOLUTION:** 2021-07-162

**ADOPTED:**

## RESOLUTION TO CANCEL GRANT RECEIVABLE BALANCES

**WHEREAS**, the Borough of Fanwood (“the Borough”) has received grants in past years that are completed or not needed any longer; and

**WHEREAS**, these balances remain on account with the Borough, however they are no longer needed or useful to keep on account with the Borough; and

**WHEREAS**, it is necessary to formally cancel these balances from the Borough’s accounts; and

**NOW THEREFORE BE IT RESOLVED**, that the governing body hereby cancels the following account receivables and reserves:

<b>TITLE/DESCRIPTION</b>	<b>RECEIVABLE</b>	<b>RESERVE</b>
Hazardous Mitigation Grant	\$4,700.00	\$67,085.00
Union County Level Playing Field	\$5,000.00	\$15,000.00
NJ Streamside Restoration	\$750.00	\$7.11
NJ EDA		\$.08
NJ Preservation		\$29.58
Ansec Open Space		\$40.49

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

This is to certify that the above is a true copy of a resolution adopted by the Borough Council on July 6, 2021.

Kathleen Holmes,  
Borough Clerk

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

**RESOLUTION: 2021-07-163**

**ADOPTED:**

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE  
BOROUGH OF FANWOOD AND THE CITY OF RAHWAY FOR  
A CONSTRUCTION CODE OFFICIAL, BUILDING SUBCODE OFFICIAL AND FIRE  
PROTECTION SUBCODE OFFICIAL SERVICE**

**WHEREAS**, the Borough of Fanwood (“the Borough”) is in need of a Construction Code Official, Building Subcode Official and a Fire Subcode Official; and

**WHEREAS**, the Borough of Fanwood (“the Borough”) and the City of Rahway (“the City”) have worked out a shared services agreement (“the Agreement”) to share these building code services; and

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

**WHEREAS**, the governing body is desirous of entering this Agreement with the City to provide these much needed services for the Borough and its citizens; and

**NOW THEREFORE BE IT RESOLVED**, the governing body of the Borough of Fanwood hereby authorizes the Mayor to sign the Agreement with the City of Rahway to share a construction code official, building subcode official and fire subcode official intending to be legally bound by the terms contained therein; and

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

**BE IT FURTHER RESOLVED** that any agreements or amendments between the two local governments be forwarded to the New Jersey Division of Local Government Services of the Department of Community Affairs.

This is to certify that the above is a true copy of a resolution adopted by the Borough Council on June 21, 2021.

Kathleen Holmes,  
Borough Clerk

**SHARED SERVICES AGREEMENT  
BETWEEN  
THE CITY OF RAHWAY  
AND  
THE BOROUGH OF FANWOOD  
FOR CONSTRUCTION CODE OFFICIAL, BUILDING SUBCODE OFFICIAL  
AND FIRE PROTECTION SUBCODE OFFICIAL SERVICES**

Pursuant to the provisions of the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A: 65-1 *et. seq.*, the entities identified herein agree to the following terms and conditions:

**THIS AGREEMENT** is made by and between the City of Rahway (herein after, the **Provider**) having offices at 1 City Hall Plaza, Rahway, New Jersey 07065, and the Borough of Fanwood (hereinafter referred to as "**Recipient**") having offices at 75 North Martine Ave, Fanwood, New Jersey 07023;

This Shared Services Agreement is made this \_\_\_\_\_ day of \_\_\_\_\_, 2021 by and between the City of Rahway, and the Borough of Fanwood, (collectively referred to as the "Parties").

**WITNESSETH:**

**WHEREAS**, the Recipient is desirous of utilizing the several Construction Code Services of the Provider to perform Construction Code, Building Subcode and Fire Protection Subcode Official Services for the Recipient; and

**WHEREAS**, the Provider has a Construction Code Official employed in the City who is capable of providing all the enumerated services and is willing to provide these construction code services to the Recipient; and

**WHEREAS**, the Recipient and the Provider have agreed to enter into a Shared Services Agreement pursuant to N.J.S.A. 40A:65-4 et. seq., for Construction Code, Building Subcode and Fire Protection Subcode services; and

**NOW, THEREFORE** in consideration of the mutual promises and joint obligations set forth herein and other valuable consideration, the Provider and the Recipient mutually agree as follows:

**I. SERVICES**

A. Provider's Obligations

1. The Provider, with the approval of the Recipient by resolution, shall provide Construction Code, Building Subcode and Fire Protection Subcode services through



the Construction Department of the City of Rahway, to the Recipient, and shall bill Recipient quarterly in an amount Not to Exceed \$66,000 annually.

2. The Construction Code Official shall respond to calls for assistance from the Recipient Business Administrator when the contracted service is determined to be necessary by the Recipient Business Administrator.
3. The Construction Code Official shall provide the services when requested by the Recipient Business Administrator, or his/her designee.
4. The Construction Code Official shall be available to respond, during normal business hours, Monday through Friday, 8:30 am – 4:30 pm. The Construction Code Official shall be available to respond to Recipient calls after hours, as needed, at no additional compensation.
5. The Construction Code Official shall report to the Recipient's Business Administrator with respect to all services provided under this Agreement.

#### B. Recipient's Obligations

1. The Recipient shall pay the Provider for said Construction Code Services at the Not To Exceed amount delineated above, on a quarterly basis.
2. The Recipient shall indemnify, defend and hold the Provider harmless from and against any loss, claim, damage cost or expense, including but not limited to, reasonable attorney fees, resulting from any claim, action, or cause of action by a third party, except if such injury or damage is caused by the negligence or willful misconduct by the Provider, its representatives, consultants, employees and agents, including any worker's compensation claims against the Provider while the official is performing services for the Recipient.

#### C. Mutual Obligations

1. Services shall commence on July 1, 2021 (the "Service Commencement Date"), through June 30, 2022, upon the adoption of an authorizing resolution by both the Provider and the Recipient and execution of this Shared Services Agreement.

## **II. TERM AND TERMINATION**

This Shared Services Agreement shall be **renewed** on an annual basis and shall terminate when either Party provides thirty (30) days written notice of same to the person and address set forth below by certified mail, return receipt requested.

### III. MISCELLANEOUS PROVISIONS

1. Any notice required hereunder shall be considered valid if delivered by certified mail to the following:

For the Recipient: Borough of Fanwood  
75 North Martine Ave.  
Fanwood, New Jersey 07023  
Attn: Business Administrator

With a copy to: Borough of Fanwood  
Borough Attorney  
75 North Martine Ave.  
Fanwood, New Jersey 07023  
Attn: Russell Huegel, Esq.

For the City: City of Rahway  
1 City Hall Plaza  
Rahway, New Jersey 07065  
Attn: Business Administrator

With a copy to: Louis N. Rainone, Esq.  
Rainone, Coughlin, Minchello, LLC  
555 U.S. Highway One South, Suite 440  
Iselin, New Jersey 08830

2. This Agreement shall be governed by and construed in accordance with the laws of the State of New Jersey.
3. The Parties hereto acknowledge and agree that they and their respective counsel have independently reviewed and made changes to this Shared Services Agreement and that the normal rules of construction, whereby ambiguities are to be resolved against the drafting party, shall be inapplicable to this Shared Services Agreement.
4. If any provision of this Shared Services Agreement shall be determined by a court of competent jurisdiction to be invalid or unenforceable, such determination shall not affect the remaining provisions of this Shared Services Agreement, all of which shall remain in full force and effect.
5. This Shared Services Agreement may not be amended, modified or supplemented by the parties hereto in any manner, except by an instrument in writing signed by each of the parties hereto.

6. This Agreement may be executed in any number of counterparts each of which shall be executed by the Recipient and the Provider and all of which shall be regarded for all purposes as one original and shall constitute and be but one and the same.

**IN WITNESS WHEREOF**, the Parties hereto have executed this Shared Services Agreement as of the date first above written.

ATTEST: BOROUGH OF FANWOOD

\_\_\_\_\_ By: \_\_\_\_\_  
Municipal Clerk Colleen Mahr  
Mayor

ATTEST: CITY OF RAHWAY

\_\_\_\_\_ By: \_\_\_\_\_  
Municipal Clerk Raymond A. Giacobbe  
Mayor

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-07-164	Date of Adoption:
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## AUTHORIZING A GAMES OF CHANCE APPLICATION FOR GREATER WESTFIELD AREA CHAMBER OF COMMERCE FOUNDATION, INC.

**WHEREAS**, Greater Westfield Area Chamber of Commerce Foundation, Inc. has applied for a Raffle License to conduct a 50/50 Raffle, on September 11, 2021, at LaGrande Park, LaGrande Avenue, Fanwood, New Jersey under License Number 538-5-41377, and

**WHEREAS**, the appropriate state fee has been paid and the documents are in order

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Borough Council of the Borough of Fanwood do hereby approve Raffle License Number 21-532 for the Greater Westfield Area Chamber of Commerce Foundation, Inc. to conduct a 50/50 Raffle on September 11, 2021

FINDINGS & DETERMINATIONS

Application No. 21-532

APPLICATION FOR A  
BINGO/RAFFLE LICENSE

Identification No. 539-5-41377


Insert name of Municipality *Borough of Fanwood*

Name of Applicant: Greater Westfield Area Chamber of Commerce Foundation, Inc.

(Mark Appropriate answers to ALL questions)

1. Applicant (is) (is not) qualified?	6. There (is) (is not) satisfactory proof that no payment will be made for conducting the games or assisting therein except to the extent allowed by law.
2. Members designated to conduct games (are) (are not) bona fide active members	7. There (is) (is not) satisfactory proof that the prizes are of the nature and amount allowed by the Act.
3. Members designated to conduct games (are) (are not) of good moral character and have never been convicted of a crime.	8. The rental to be paid for raffles equipment (does) (does not) conform to the schedule of authorized rentals prescribed by the rules of the Control Commission and the raffles equipment lessor (has) (has not) been approved by the Control Commission.
4. The games (will) (will not) be conducted according to the Act and the Rules and Regulations.	9. Other
5. The entire net proceeds (are) (are not) to be disposed of for a purpose permitted by this Act.	10. License is (granted) (not granted)

July 15, 2021  
Date

  
 \_\_\_\_\_  
 (Signature of Verifying Official)  
 Kathleen M. Holmes, Borough Clerk  
 (Title)

Send one copy to the Control Commission



**New Jersey Office of the Attorney General**  
 Division of Consumer Affairs  
 Legalized Games of Chance Control Commission  
 124 Halsey Street, 6th Floor, P.O. Box 46000  
 Newark, New Jersey 07101  
 (973) 273-8000

# Application for a Raffle License

Application No. RA \_\_\_\_\_  
 Identification No. 538-5-41377 \_\_\_\_\_

**Submit four (4) copies of this application to the Municipal Clerk's office in the municipality where the games will be conducted.**

Please print clearly.

Name of municipality: Fanwood

## Part A - General

1. Name of applying organization: GWACC - Greater Westfield Area Chamber of Commerce Foundation
- 2a. Street address of headquarters: 212 Lenox Avenue, Westfield, NJ 07090
- b. Mailing address (if different): \_\_\_\_\_

3. A license is requested to conduct raffles of the kind stated on the date, or on each of the dates, and during the hours listed (use a separate application for each type of raffle).

Date	Hours	Date	Hours
<u>September 11, 2021</u>	<u>11-7 pm</u>	_____	_____
<u>Off Premise Cash</u>	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

4a. Address of place where raffles will be played: LeGrande Park, Fanwood, NJ

b. Does the applicant own the premises or regularly occupy them for its general purposes?  Yes  No

5. If raffles equipment is to be rented, attach a statement by the raffles equipment lessor to this application on Form 13.

## Part B - Schedule of Expenses

The items of expense intended to be incurred or paid in connection with the games listed in this application, the names and addresses of the persons to whom each item is to be paid, and the purpose for which each item is to be paid, are:

Item of Expense	Name and address of supplier	Purpose
<u>Ticket printing</u>	<u>Minuteman Press</u>	<u>Sell Tickets</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____



**Part E - Officers of Applicant**

<b>(1) Office</b>	<b>Name of officer</b>	<b>Age</b>
CEO & Executive Director	Gene Jannotti	74

<b>Residence address</b>	<b>Telephone No. (include area code)</b>	
440 Spruce Avenue, Garwood	Day 908-301-1123	Evening 908-301-1123

<b>(2) Office</b>	<b>Name of officer</b>	<b>Age</b>
_____	_____	_____

<b>Residence address</b>	<b>Telephone No. (include area code)</b>	
_____	Day _____	Evening _____

<b>(3) Office</b>	<b>Name of officer</b>	<b>Age</b>
_____	_____	_____

<b>Residence address</b>	<b>Telephone No. (include area code)</b>	
_____	Day _____	Evening _____

<b>(4) Office</b>	<b>Name of officer</b>	<b>Age</b>
_____	_____	_____

<b>Residence address</b>	<b>Telephone No. (include area code)</b>	
_____	Day _____	Evening _____

**Part F - Members of Applicant who will be in charge of the games**

Name of member in charge	Residence address	Telephone No. (include area code) Day / Evening	Age
Gene Jannotti	440 Spruce Avenue, Garwood, NJ 07027	908-301-1123 / 908-301-1123	74
_____	_____	_____ / _____	_____
_____	_____	_____ / _____	_____
_____	_____	_____ / _____	_____

**Part G - Members of Applicant who will assist in conducting the games**

Name of member	Residence address	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

**Part H - Names of other organizations whose members will assist in conducting the games**

Name and address of organization	How related	Identification No.
Greater Westfield Area Chamber of Commerce Board of Directors	Associated organization	538-5-41377
_____	_____	_____
_____	_____	_____

If more space is needed in any section of this application, insert extra sheets of paper.



**Part I - Statement of Applicant and member(s) in charge**

State of New Jersey

} ss.

County of Union

We do hereby each make the following statement, under oath, with respect to the foregoing application:

1. The applicant (is) (is not) limited in its activities to the furtherance of one or more authorized purposes as defined in the Raffles Licensing Law.
2. Prior to the issuance of any license to it to conduct games of chance, the applicant was actively engaged in serving one or more "authorized purposes."
3. The applicant has received and used, and in good faith expects to continue to receive and use, to further one or more authorized purposes, funds from sources other than games of chance.
4. The conduct of the games on the occasion or occasions for which this application is made will be to raise and devote the entire net proceeds to the authorized purpose described in the application.
5. For each occasion for which a license is sought, one or more of the members listed who are familiar with the Raffles Licensing Law and the Rules and Regulations, will be in full charge of, and primarily responsible for, the conduct of the games.
6. No commission, salary, compensation, reward or recompense will be paid to any person for holding, operating or conducting or assisting in the holding, operation or conducting, of the games, except to bookkeepers or accountants for professional services not exceeding the amounts fixed by the Schedule of Fees, as well as the compensation for the Licensed Compensated Workers pursuant to N.J.A.C. 13:47-6A. No prize may be offered and given in cash, except as otherwise provided by the Raffles Licensing Law (N.J.S.A. 5:8-50 et seq.). If a cash prize under certain circumstances is permitted by the law, the amount of the cash prize may not exceed the limits prescribed by the Raffles Licensing Law.
7. All statements in the foregoing application are true.

Sworn and subscribed to before me this

15 day of July, 2021.

Kathleen M. Holmes

Notary Public (Print name)

Signature of Notary Public

**Kathleen M. Holmes**

Notary Public of New Jersey

My Commission Expires April 11, 2023

AFFIX SEAL HERE

[Signature]  
Signature of Officer and Title

[Signature]  
Signature of Member-in-Charge

\_\_\_\_\_  
Signature of Member-in-Charge

\_\_\_\_\_  
Signature of Member-in-Charge

\_\_\_\_\_  
Signature of Member-in-Charge

**If more space is needed in any section of this application, insert extra sheets of paper.**

**Applicant's registration slip from the *Legalized Games of Chance Control Commission* must be presented to the Municipal Clerk with this application.**



~~SUMMER FANJAM~~ 2021

La Grande Park • July 8, 2018 • 11 AM - 7 PM

50/50 Raffle

~~This is a 50/50 cash raffle and~~ The winner will receive 50% of the amount received for all tickets or rights to participate.

Drawing to be held on Monday, July 9, 2018 at Noon

GWACC Office, 212 Lenox Avenue, Westfield, NJ 07090

Proceeds will benefit the GWACC Foundation

\$5.00 per Ticket , 3 For \$10.00

No. 0184

LSPT. 13, 2016

SEPTEMBER 11, 2021

No. 0228

Name

Address

City

State

Zip Code

Telephone Number

ID# 538-5-41377

LC# RA18-034

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

**RESOLUTION: 2021-07-165**

**ADOPTED:**

**RESOLUTION AUTHORIZING THE BOROUGH TO ENTER INTO AN AGREEMENT WITH  
THE TOWNSHIP OF SCOTCH PLAINS TO PAVE THE BOROUGH'S PORTION OF KING  
STREET**

**WHEREAS**, the Township of Scotch Plains (“the Township”) and the Borough of Fanwood (“the Borough”) both share King Street within their boundaries and have a need to maintain this important road within each of their municipalities for their residents;

**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;

**WHEREAS**, the Borough and the Township desire to enter into an agreement, whereby the Township will take the lead in procuring a contractor to reconstruct and pave King Street while providing the Borough a role in its reconstruction and paving with the Borough contributing funds to this project; and

**WHEREAS**, the Borough has determined that it has the funds to contribute to the project; and

**NOW THEREFORE BE IT RESOLVED**, the governing body hereby authorizes an amount not to exceed \$85,000.00 for the King Street paving project and for 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,

This is to certify that the above is a true copy of a resolution adopted by the Borough Council on July 19, 2021.

Kathleen Holmes,  
Borough Clerk

**BOROUGH OF FANWOOD**

**CERTIFICATION OF FUNDS**

As required by N.J.S.A. 40A:4:57, N.J.A.C. 5:30-14.5, and any other applicable requirement, I hereby certify that funds are available to award a payment/contract to

Contractor: Township of Scotch Plains, NJ  
In the amount of: \$85,000.00  
In the account: 2021  
Services For: Street Paving & Reconstruction Service  
Resolution No: 20-07-165  
Date of Meeting: July 19, 2021

---

Treasurer/Chief Financial Officer

Date:

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-07-166	ADOPTED:
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## RESOLUTION AUTHORIZING THE HIRING OF LOUIS BOCK AS AN OPERATOR IN THE DEPARTMENT OF PUBLIC WORKS

**WHEREAS**, Clint Dicksen, Director of Public Works, has recommended to the Public Works Committee an individual to be hired full time to the Public Works Department in accordance with the current Fanwood Public Works Association Agreement; and

**WHEREAS**, the individual identified is Louis Bock, currently a seasonal employee with the Department of Public Works; and

**WHEREAS**, the Public Works Committee has reviewed Director Dicksen's recommendation and presents the recommendation to the Governing Body for consideration.

**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 hiring of Louis Bock to a full time Operator E position as set forth in the Collective Bargaining Agreement with the Fanwood Public Works Association at the rate of \$18.41 effective August 1, 2021.

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

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

RESOLUTION: 2021-07-167	ADOPTED:
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## 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 \$4,031,471.96; 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 July 19, 2021 bill list in the amount of \$4,031,471.96.

**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

ORDINANCE: O-2021-13-R

## AN ORDINANCE BY THE BOROUGH OF FANWOOD IN UNION COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING CHAPTER 184 OF THE FANWOOD BOROUGH CODE

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

**WHEREAS**, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

**WHEREAS**, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

**WHEREAS**, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

**WHEREAS**, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

**WHEREAS**, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

**WHEREAS**, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

**WHEREAS**, the governing body of the Borough of Fanwood has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on Fanwood in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Fanwood’s residents and members of the public who visit, travel, or conduct business in Fanwood, to amend Fanwood’s zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of Fanwood]; and

**WHEREAS**, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as have been presented by the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical



cannabis land development and uses, would be to prohibit all such uses within the Act's 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

**NOW THEREFORE, BE IT ORDAINED**, by the governing body of the Borough of Fanwood, in the County of Union, State of New Jersey, as follows:

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in Fanwood, except for the delivery of cannabis items and related supplies by a delivery service.

2. Chapter 184 of the Fanwood Borough Code is hereby amended by adding to the list of prohibited uses, the following: "All classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16, but not the delivery of cannabis items and related supplies by a delivery service."

3. Any article, section, paragraph, subsection, clause, or other provision of the Fanwood Borough Code that is inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

4. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

5. This ordinance shall take effect upon its passage and publication and filing with the Union County Planning Board, and as otherwise provided for by law.

**BE IT FURTHER ORDAINED** this section of Chapter 184 shall take effect as provided by law.

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

**ORDINANCE: O-2021-14-S**

**CALENDAR YEAR 2021  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO  
ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Governing Body of the Borough of Fanwood in the County of Union finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Governing Body hereby determines that a 3.5% increase in the budget for said year, amounting to \$174,699.20 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Governing of the Borough of Fanwood, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of Fanwood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$174,699.20, and that the CY 2021 municipal budget for the Borough of Fanwood be approved and adopted in accordance with this ordinance.

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

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

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

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: O-2021-15-S

## ORDINANCE AUTHORIZING THE EXECUTION AND ACKNOWLEDGMENT AND DELIVERY BY THE BOROUGH OF FANWOOD OF CERTAIN AGREEMENTS IN RELATION TO BOROUGH GUARANTEED LEASE REVENUE NOTES/BONDS (FANWOOD PUBLIC WORKS FACILITY PROJECT) OF THE UNION COUNTY IMPROVEMENT AUTHORITY

**WHEREAS**, the Union County Improvement Authority (the "Authority") has been duly created by an ordinance of the Board of Chosen Freeholders (subsequently renamed as the "Board of County Commissioners") of the County of Union, New Jersey (the "County"), as a public body corporate and politic of the State of New Jersey (the "State") pursuant to and in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the "Act"); and

**WHEREAS**, the Borough of Fanwood, New Jersey (the "Borough") has requested that the Authority finance and undertake the acquisition of the site and the planning, design, construction and equipping of the Borough's public works facility to be located at 536 North Avenue (Block 68, Lot 31) in the Borough (the "Improvements") and

**WHEREAS**, the Authority is desirous of assisting in the financing of the Improvements, to the extent permitted by law; and

**WHEREAS**, the Authority expects to obtain funds to assist the financing of the Improvements through the issuance of its notes or bonds in an amount not to exceed \$8,000,000 Borough Guaranteed Lease Revenue Notes/Bonds (Fanwood Public Works Facility Project) (the "Obligations") issued pursuant to a Bond Resolution to be adopted by the Authority entitled "Borough Guaranteed Lease Revenue Bond Resolution (Fanwood Public Works Facility Project)" (the "Bond Resolution"); and

**WHEREAS**, pursuant to the Act, specifically Section 34 thereof (N.J.S.A. 40:37A-77), the Authority is authorized to enter into and perform any lease or other agreement with the Borough for the lease to or use by the Authority of all or any part of any public facility or facilities as determined in Section 11 of the Act (N.J.S.A. 40:37A-54); and

**WHEREAS**, the Borough intends to lease the real property upon which the Improvements are situated to the Authority pursuant to the terms of a Ground Lease to be dated as of the first day of the month of issuance of the Obligations between the Borough, as lessor, and the Authority, as lessee (together with any amendments thereof or supplements thereto in accordance with its terms, the "Ground Lease");

**WHEREAS**, pursuant to the Act, specifically Section 35 thereof ( N.J.S.A. 40:37A-78), the Authority is authorized to enter into and perform any lease or other agreement with the Borough for the lease to or use by the Borough of all or any part of any public facility or facilities as determined in Section 11 of the Act (N.J.S.A. 40:37A-54); and

**WHEREAS**, the Authority intends to lease the Improvements and the real property upon which the Improvements are situated to the Borough pursuant to the terms of a Lease and Agreement to be dated as of the first day of the month of issuance of the Obligations between the Authority, as lessor, and the Borough, as lessee (together with any amendments thereof or supplements thereto in accordance with its terms, the "Lease Agreement"); and

**WHEREAS**, during the term of the Lease Agreement, title to the Improvements will reside with the Borough; and

**WHEREAS**, in accordance with the terms of the Lease Agreement, (i) the Borough will manage and operate the Improvements, collect and disburse the revenues realized and pay the expenses incurred in connection therewith; and

**WHEREAS**, in order to induce the prospective purchasers of the Obligations to purchase same, and to provide additional security, the Obligations shall otherwise be secured by a guarantee ordinance adopted by the Borough unconditionally and irrevocably guaranteeing the principal of (including mandatory sinking fund installments, if any) and interest on the Obligations, all pursuant to Section 37 of the Act (N.J.S.A. 40:37A-80); and

**WHEREAS**, in accordance with Section 13 ("Section 13") of the Act (N.J.S.A. 40:37A-56), prior to the issuance of the Obligations, the Authority shall make a detailed report with respect to such financing to the Board of County Commissioners of the County, which report shall include copies or a description of, without limitation, the various financing documents; and

**WHEREAS**, in accordance with N.J.S.A. 40A:5A-6 and N.J.S.A. 40:37A-80 the Authority shall make application, on behalf of the Authority and the Borough to the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State (the "Local Finance Board") for the Local Finance Board's review of the financing, including, *inter alia*, the Bond Resolution, the Lease Agreement, the Ground Lease, the Borough Guaranty, and Continuing Disclosure Agreement (the "Financing Documents"); and

**WHEREAS**, in accordance with the terms of Section 37 of the Act (N.J.S.A. 40:37A-80) and the Borough Guaranty, the Borough shall be obligated, if necessary, to levy *ad valorem* taxes upon all the taxable property within the Borough without limitation as to rate or amount to make the timely payment of the principal of (including mandatory sinking fund installments, if any) and interest on the Obligations; and

**WHEREAS**, the Authority believes: (i) it is in the public interest to accomplish such purpose; (ii) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the Borough; (iii) the amounts to be expended for said purpose are not unreasonable or exorbitant; and (iv) the proposal is an efficient and feasible means of providing for the needs of the inhabitants of the Borough and will not create an undue financial burden to be placed upon the Borough.

**NOW, THEREFORE, BE IT ORDAINED BY THE BROUGH COUNCIL OF THE BOROUGH OF FANWOOD, NEW JERSEY, as follows:**

**Section 1.** The Mayor, Borough Administrator, Chief Financial Officer or such other authorized officer of the Borough (each an "Authorized Officer") are hereby each severally authorized and directed, upon the satisfaction of all the legal conditions precedent to the execution or acknowledgment and delivery by the Borough, of the Financing Documents to be so executed or acknowledged by the Borough.

**Section 2.** The Clerk of the Borough is hereby authorized and directed, upon the execution or acknowledgment of the Financing Documents in accordance with the terms of Section 1 hereof, to attest to the Authorized Officer's execution or acknowledgment of such documents and is hereby further authorized and directed to thereupon affix the seal of the Borough to such documents.

**Section 3.** Upon the execution or acknowledgment and attestation of and if required, the placing of the seal on the Financing Documents as contemplated by Sections 1 and 2 hereof, the Authorized Officer is hereby authorized and directed to (i) deliver the fully executed or acknowledged, attested and sealed documents to the other parties thereto and (ii) perform such other actions as the Authorized Officer deems necessary, desirable or convenient in relation to the execution and delivery thereof.

**Section 4.** The Borough Council of the Borough hereby authorize the performance of any act, the execution or acknowledgment and delivery of any other document, instrument or closing certificates, which the Authorized Officer, deems necessary, desirable or convenient in connection with this contemplated transaction, and the Borough Council hereby directs the Authorized Officer to execute or acknowledge, and cause the Clerk of the Borough to attest and affix the seal to any such documents, instruments or closing certificates, the authorization of which actions shall be conclusively evidenced by the execution or acknowledgment, attestation, affixation and delivery, as the case may be, thereof by such persons. Such closing certificates shall include, without limitation, (a) a determination that any information provided by the Borough in connection with the preparation and distribution of (i) any preliminary official statement or supplement with relation to the Obligations is "deemed final" for the purposes and within the meaning of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended ("Rule 15c2-12") and (ii) any official statement or supplement with relation to the Obligations constitutes a final Official Statement for the purposes and within the meaning of Rule 15c2-12, (b) a determination that the Continuing Disclosure Agreement complies with Rule 15c2-12, (c) a determination that any information provided by or on behalf of the Borough or relating to the Borough, the Improvements, the Financing Documents or the transactions contemplated thereby in connection with the preparation and distribution of any such Preliminary Official Statement or the Official Statement complies with Section 10 and Rule 10b-5 of the Securities Exchange Act, and (d) any representations, warranties, covenants, certificates or instruments required by any issuer of a municipal bond insurance policy or any other form of credit enhancement securing all or a portion of the Obligations or the issuer of a rating on all or a portion thereof.

**Section 5.** The Borough authorizes the Authority to issue its notes or bonds to finance the Improvements.

**Section 6.** The Clerk of the Borough is hereby directed to publish and post notice of this ordinance as required by law.

**Section 7.** Upon the adoption hereof, the Clerk of the Borough shall forward certified copies of this ordinance to the Borough Administrator, Chief Financial Officer, Borough Attorney, the Authority, and Bond Counsel to the Authority.

**Section 8.** This ordinance shall take effect at the time and in the manner prescribed by law.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: O-2021-16-S

## ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF FANWOOD, NEW JERSEY OF PAYMENT OF PRINCIPAL OF AND INTEREST ON THE BOROUGH GUARANTEED LEASE REVENUE NOTES/BONDS (FANWOOD PUBLIC WORKS FACILITY PROJECT) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$8,000,000

**WHEREAS**, the County of Union, New Jersey (the "County"), pursuant to the Improvement Authorities Law of the State of New Jersey (the "State"), constituting Chapter 183 of the Pamphlet Laws of the State of 1960, as amended and supplemented (N.J.S.A. 40:37A-44 et seq.) (the "Act"), has heretofore duly created a body corporate and politic known as The Union County Improvement Authority (the "Authority"); and

**WHEREAS**, pursuant to Section 80 of the Act, the Borough of Fanwood, New Jersey (the "Borough") is authorized to guaranty unconditionally the punctual payment of the principal of and interest on any obligations of the Authority; and

**WHEREAS**, the Borough, in order to assist the Authority with the financing and undertaking of the acquisition of the site and the planning, design, construction and equipping of the Borough's public works facility to be located at 536 North Avenue (Block 68, Lot 31) in the Borough (the "Project"), has determined to provide for the guaranty of Borough Guaranteed Lease Revenue Notes/Bonds (Fanwood Public Works Facility Project) of the Authority or the refunding of said notes or bonds (the "Obligations") under the resolution of the Authority entitled "Borough Guaranteed Lease Revenue Bond Resolution (Fanwood Public Works Facility Project)" or the bond resolution(s) authorizing the refunding of said Obligations (the "Bond Resolution");

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

**Section 1.** This guaranty shall be adopted by the governing body of the Borough in the manner provided for adoption of a bond ordinance as provided in the Local Bond Law, constituting Chapter 169 of the Pamphlet Laws of 1960 of the State, as amended and supplemented (the "Local Bond Law").

**Section 2.** Pursuant to and in accordance with the terms of the Act, specifically Section 37 of the Act (N.J.S.A. 40:37A-80), the Borough is hereby authorized to and hereby shall fully, unconditionally and irrevocably guaranty the punctual payment of the principal of and interest on the Obligations in an aggregate principal amount not exceeding at any time \$8,000,000, which Obligations are to be issued to finance and/or refinance the Project, on such terms and conditions as may be agreed to by and between the Borough and the Authority and as are reflected in this guaranty and in the guaranty certificate on the face of each Obligation. Upon the endorsement of the Obligations referred to in Section 3 below, the Borough shall be fully, unconditionally and irrevocably obligated to pay the principal of and interest on the Obligations in the same manner and to the same extent as in the case of Obligations issued by the Borough, and, accordingly, the

Borough shall be unconditionally and irrevocably obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment thereof, without limitation as to rate or amount, when required under the provisions of applicable law. This full, unconditional and irrevocable guaranty of the Borough effected hereby to pay the principal of and interest on the Obligations when due, in accordance with the terms hereof, shall not be abrogated for any reason. Any Obligations which are no longer considered outstanding under the Bond Resolution shall not be counted for the purpose of the \$8,000,000 limitation contained in this guaranty.

**Section 3.** The Mayor or Chief Financial Officer of the Borough shall, by manual or facsimile signature, execute an endorsement on each of the Obligations evidencing this guaranty by the Borough as to the punctual payment of the principal thereof and interest thereon. The endorsement on each Obligation shall be in substantially the following form, and absent the fully executed endorsement in such form on any such Obligation, such Obligation shall not be entitled to the benefits of this guaranty:

### **GUARANTY BY THE BOROUGH OF FANWOOD, NEW JERSEY**

The payment of the principal of and interest on the within Bond shall be fully, irrevocably and unconditionally guaranteed by the Borough of Fanwood, a body corporate and politic of the State of New Jersey (the "Borough"), in accordance with the provisions of N.J.S.A. 40:37A-80 and the guaranty ordinance of the Borough finally adopted pursuant thereto, and the Borough is fully, irrevocably and unconditionally liable for the payment, when due, of the principal of and interest on this Bond, and if necessary the Borough shall levy *ad valorem* taxes upon all the taxable property within the Borough, without limitation as to rate or amount, in order to make such payment.

**IN WITNESS WHEREOF**, the Borough of Fanwood, New Jersey, has caused this guaranty to be executed by the Mayor or Chief Financial Officer.

**BOROUGH OF FANWOOD, NEW JERSEY**

By: \_\_\_\_\_  
Mayor or Chief Financial Officer

The Mayor or Chief Financial Officer is hereby further authorized to execute such other certificates or agreements relating to this guaranty that may be required by the Authority to comply with the terms of the financing documents relating to the Obligations, including, without limitation, (i) any agreements or certificates detailing the time and method that payment under this guaranty shall be made by the Borough, (ii) any letters of representations or similar undertakings to be executed in connection with the sale of the Obligations, setting forth certain representations, warranties and covenants of the Borough as an inducement to the purchase of the Obligations, (iii) any certificates deeming "final" (for the purposes of Rule 15c2-12 of the U.S. Securities and Exchange Commission) any Preliminary or final Official Statements of the Authority in connection with the Obligations, and (iv) any note/bond purchase agreement or continuing disclosure agreement executed in connection with the sale of the Obligations. Such further agreements or certificates shall not abrogate the Borough's responsibilities hereunder.

The Mayor or Chief Financial Officer is hereby further authorized to execute one or more continuing disclosure agreement(s) or other instrument(s) undertaking the secondary disclosure

obligations of the Borough required by Rule 15c2-12 of the United States Securities and Exchange Commission in connection with the issuance of any Obligations by the Authority.

**Section 4.** It is hereby found, determined and declared by the governing body of the Borough that:

(a) This guaranty may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Obligations that shall be entitled to the benefits of this guaranty, being an amount not to exceed \$8,000,000 outstanding at any time, shall after their issuance be included in the gross debt of the Borough for the purpose of determining the indebtedness of the Borough under or pursuant to the Local Bond Law.

(b) The principal amount of Obligations entitled to the benefits of this guaranty and included in the gross debt of the Borough shall be deducted, and is hereby declared to be and to constitute a deduction, from such gross debt under and for all the purposes of the Local Bond Law (i) from and after the time of issuance of the Obligations until the end of the fiscal year beginning next after the completion of the acquisition or construction of the project to be financed from the proceeds of the Obligations, and (ii) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fiscal year or any subsequent fiscal year, if the revenues or other receipts or moneys of the Authority in such fiscal year are sufficient to pay its expenses of operation and maintenance in such fiscal year and all amounts payable in such fiscal year on account of the principal of and interest on all such guaranteed Obligations, all Obligations of the Borough issued as provided in Section 36 of the Act (N.J.S.A. 40:37A-79), and all Obligations of the Authority issued under the Act.

**Section 5.** The following matters are hereby determined, declared, recited and stated:

(a) The maximum outstanding principal amount of Obligations of the Authority that are hereby and hereunder guaranteed as to the punctual payment of the principal thereof and interest thereon at any time is \$8,000,000.

(b) The purpose described in this guaranty is not a current expense of the Borough, and no part of the cost thereof has been or shall be assessed on property specially benefited thereby.

(c) A supplemental debt statement of the Borough has been duly made and filed in the office of the Clerk of the Board, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the Borough, as defined in the Local Bond Law, is increased by this guaranty by \$8,000,000, in accordance with the provisions of the Act, the net debt of the Borough is not increased, and the obligation of the Borough authorized by or incurred pursuant to the terms of this guaranty is permitted by an exception to the debt limitations of the Local Bond Law, which exception is contained in the Act.

(d) All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to the Borough's guaranty of the Obligations hereby.



**Section 6.** This guaranty shall take effect at the time and in the manner provided by law.

# BOROUGH OF FANWOOD, UNION COUNTY, NEW JERSEY

ORDINANCE: 2021-17-R

## AN ORDINANCE OF THE BOROUGH OF FANWOOD, COUNTY OF UNION, AND STATE OF NEW JERSEY, AMENDING CHAPTER 67 TO PROVIDE FOR SPECIAL LAW ENFORCEMENT OFFICERS

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

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

Section 67-8 is hereby amended as follows:

E. Special Law Enforcement Officers pursuant to the meaning and definition of “the Special Law Enforcement Act, *N.J.S.A.* 40A: 14-146.8 *et. seq.*, as amended, may be appointed by the governing body for a term not exceeding one (1) year and shall be under the direction of the Police Director, Chief of Police, or Officer In Charge as the case may be to perform law enforcement functions of the Department, provided that such officers have satisfied such requirements of the New Jersey Police Training Commission in accordance with *N.J.S.A.* 40A:14-146.11. Special Law Enforcement Officers shall possess and exercise all the powers and duties authorized by statute and permitted by law during their term in office. The Director, the Chief of Police, or Officer In Charge may authorize special law enforcement officers, when on duty, to exercise the same powers and authority as regular members of the Police Department, when on duty. The following classes of special law enforcement officers are authorized:

(1) Class One (SLEO I). Officers of this class shall be authorized to perform routine traffic detail, spectator control, and similar duties. Class One officers shall have the power to issue summonses for disorderly persons and petty disorderly persons offenses, violations of municipal ordinances, and violations of Title 39 of the Revised Statutes. The use of a firearm by an officer of this class shall be strictly prohibited and a Class One officer shall not be assigned any duties which may require the carrying or use of a firearm;

(2) Class Two (SLEO II). Officers of this class shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer. The use of a firearm by an officer of this class may be authorized only after the officer has been fully certified as successfully completing training as prescribed by the commission, and may only possess the firearm when on-duty;

(3) Class Three (SLEO III). Officers of this class shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer while providing security at a public or nonpublic school or a county college on the school or college premises during hours when the public or nonpublic school or county college is normally in session or when it is occupied by public or nonpublic school or county college students or their teachers or professors. While on duty in the jurisdiction of employment, an officer may respond to offenses or emergencies off school or college grounds if they occur in the officer's presence while traveling to a school facility or county college, but an officer shall not otherwise be dispatched or dedicated to any assignment off school or college property;

(4) The powers, rights and duties of any special officer shall immediately cease at the expiration of the term for which they were appointed or upon the revocation of their appointment. The Mayor shall have the power to call upon special officers in cases of emergency or for any special duties and shall have the authority to appoint additional special or temporary officers in cases of emergency. Every special officer shall be fingerprinted and his/her fingerprints shall be filed with the Division of State Police and Federal Bureau of Investigation. The rate of compensation to be paid for services of special police officers shall be fixed by the governing body, from time to time, by ordinance or resolution pursuant to the Borough Code;

(5) The total number of Special Law Enforcement Officers shall not exceed twenty five percent (25%) of the Department

(6) Any individual appointed by the governing body to serve as a Special Law Enforcement Officer under this section shall not be considered as regular members of the Police Department and shall not be entitled to tenure in accordance with *N.J.S.A* 40A:14-146.14.

BE IT FURTHER ORDAINED this section of 67-8 shall take effect as provided by law.

Introduced:

Adopted:

\_\_\_\_\_  
Colleen Mahr, Mayor

Attest: \_\_\_\_\_  
Kathleen Holmes, Clerk

**BOROUGH OF FANWOOD  
ORDINANCE 21-18-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.

<b>POSITION</b>	<b>SALARY RANGE</b>			<b>HOURLY/YEAR</b>
Magistrate	21,500	-	30,500	Per Year
Prosecutor	21,500	-	26,000	Per Year
Public Defender	4,600	-	9,000	Per Year
Court Administrator	42,500	-	63,000	Per Year
Deputy Court Administrator	18	-	25	Per Hour
Violations Clerk	16	-	21	Per Hour
Court Clerk	16	-	21	Per Hour
Borough Administrator	100,000	-	150,000	Per Year
Borough Clerk	80,000	-	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	18,500	-	22,500	Per Year
Assistant Treasurer	3,000	-	4,300	Per Year
Bookkeeper	40,000	-	75,873	Per Year
Tax Collector	41,600	-	76,061	Per Year
Payroll Supervisor	3,000	-	4,300	Per Year
Tax Assessor	15,500	-	24,000	Per Year
Senior Coordinator	5,000	-	7,000	Per Year
Planning Board Secy/Finance Clerk	32,000	-	49,000	Per Year
Assistant to Mayor	5,000	-	13,800	Per Year
Purchasing Agent	3,000	-	4,300	Per Year
Police Chief	115,000	-	174,080	Per Year
Police Director	100,000	-	150,000	Per Year

Administrative Assistant/Police	30,000	-	52,000	Per Year
Police Matron	30	-	50	Per Hour
Director Public Works	78,000	-	123,322	Per Year
Public Officer	4,000	-	6,000	Per Year
Recycling Coordinator	3,000	-	7,500	Per Year
Public Works Secretary	30,500	-	48,000	Per Year
Custodian/Laborer	16	-	18.5	Per Hour
Carpenter	35	-	41	Per Hour
Crossing Guards	12	-	21	Per Hour
Register Vital Statistics	4,000	-	6,300	Per Year
Deputy Register	500	-	1,200	Per Year
Board of Health Secretary	4,000	-	6,500	Per Year
Construction Official	12,500	-	22,000	Per Year
Building Sub Code Official	5,000	-	22,000	Per Year
Building Inspector	5,000	-	22,000	Per Year
Building Inspector (Alternate)	25	-	35	Per Hour
Fire Inspector	3,000	-	4,500	Per year
Construction Technical Clerk	26,500	-	47,000	Per Year
Plumbing Sub Code Official	5,000	-	16,000	Per Year
Electrical Sub Code Official	5,000	-	16,000	Per Year
Fire Sub Code Official	5,000	-	7,000	Per Year
Zoning Officer	18,000	-	50,000	Per Year
Uniform Fire Enforcement Officer	15,000	-	22,000	Per Year
Clerical Worker	12	-	22	Per Hour
Nature Center Groundskeeper	2,700	-	4,500	Per Year
Recreation Director	25,000	-	35,000	Per Year
Summer Park Program Director	3,000	-	4,500	Program
Summer Counselor Coordinator	16	-	29	Per Hour
Senior Counselor	12.50	-	20	Per Hour
Junior Counselor	10	-	11.50	Per Hour
Travel Camp Director	1,000	-	3,000	Program
Borough Engineer	142,500		152,500	Per Year
Special Class II Officer	30	75		Per Hour

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.

Introduced: July 19, 2021

Public Hearing  
And Adoption: August 16, 2021

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Colleen Mahr, Mayor

Attest:

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Kathleen Holmes, Borough Clerk

**TAX COLLECTORS REPORT - MONTH OF JUNE 2021**

<b>TAX COLLECTIONS</b>	<b>MONTH TO DATE</b>	<b>YEAR TO DATE</b>
2020 Regular & Added	\$ 2,798.88	\$ 115,931.60
2021 Regular & Added	\$ 134,646.12	\$ 16,454,679.25
Property Maintenance Liens	\$ -	\$ -
<b>Sewer Receipts</b>		
2019 Sewer	\$ -	\$ 294.25
2020 Sewer	\$ 916.45	\$ 98,368.14
<b>Interest &amp; Costs</b>		
On Municipal Revenue	\$ 2,197.41	\$ 18,372.37
Tax Sale Costs	\$ -	\$ -
<b>Miscellaneous - Returned Check Fees</b>		
	\$ -	\$ -
	\$ -	\$ -
<b>Year End Penalty</b>		
	\$ -	\$ 5,451.05
<b>2021 Pilot - Phase 1</b>		
	\$ -	\$ 44,802.82
<b>2021 Pilot - Phase 2</b>		
	\$ -	\$ 48,523.46
<b>2021 Pilot - Phase 3</b>		
	\$ -	\$ 26,159.78
<b>2021 Pilot - Phase 4</b>		
	\$ 72,649.38	\$ 72,649.38
<b>Municipal Lien Redeemed</b>	\$ -	\$ -
<b>Interest on Municipal Lien Redeemed</b>	\$ -	\$ -
	\$ -	\$ -
<b>Tax Sale Premiums</b>		
<b>TOTAL 2021 COLLECTIONS MONTH/YEAR TO DATE</b>	<b>\$ 213,208.24</b>	<b>\$ 16,885,232.10</b>

**2021 First Half Billing** \$ 16,987,117.60

**Percent of Collection** 96.87%

<b>Special Assessments</b>	\$ -	\$ -
Curbing	\$ -	\$ -
Interest on Curbing		

\_\_\_\_\_  
Erin McElroy-Barker

\_\_\_\_\_  
Patricia Walsh

\_\_\_\_\_  
Anthony Carter

\_\_\_\_\_  
Jeffrey Banks

\_\_\_\_\_  
Francine Glaser

\_\_\_\_\_  
Katherine Mitchell



**BOROUGH OF FANWOOD**  
DEPARTMENT OF PUBLIC WORKS  
75 N. Martine Avenue  
Fanwood, New Jersey 07023

Clinton H. Dickson, CPWM  
Director

Phone (908) 322-7404  
FAX (908) 322-7622

**Date:** July 16, 2021

**To:** Councilwoman Glaser, Public Works Committee Chair  
Councilwoman Mitchell  
Councilwomen McElroy Barker  
Kathleen Holmes, R.M.C., Borough Clerk  
Rayna Harris, R.M.C., Borough Administrator

**From:** Clinton H. Dickson, C.P.W.M., Director of Public Works

**Re:** Department of Public Works Summary Report, June 18, 2021 to  
July 16, 2021

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**The Department of Public Works completed the following for the time period:**

- Perform weekly litter patrol and inspection of all park areas, buildings and playground equipment.
- Perform weekly inspection and maintenance of the sanitary sewer system in various locations. Perform root-cutting operations in reoccurring problem areas.
- Empty the recycling containers at all Borough owned buildings.
- Install new signs in various locations throughout the Borough. Repair sign damage from various motor vehicle accidents.
- Perform routine maintenance of all Public Works vehicles/equipment.
- Perform interior and exterior repairs of all Borough owned buildings as required numerous times during the month. Remove graffiti from the exterior of numerous Borough owned buildings/structures throughout the month.
- Provide Public Works assistance for recycling center operations the first Saturday of each month.
- Continue to provide public works assistance for administrative office re-organization. Perform weekly nighttime sweeping operations of the Downtown Business district (Martine/South Avenue(s)), North/South Side Train Station parking lots, Community Development Parking lots and 2<sup>nd</sup>/1<sup>st</sup> and 3<sup>rd</sup> Avenue(s).
- Perform maintenance (drag infields and line) three times a week on the baseball fields at Forest Road and LaGrande Parks.
- Clean up litter and debris throughout the entire Municipal Parking lot behind the business district numerous times throughout the month.
- Perform shade tree pruning/elevation along various right-of-way areas throughout the Borough.



- Mow, trim and maintain all municipal owned properties on a weekly basis.
- Perform street sweeping operations throughout the Borough.
- Provide public works assistance to the contractor performing tub grinding activities at the recycling center.
- Power wash the Forest Road Park building and repaint the doors and gutter down spouts.
- Wash the outside of the North side train station.
- Install the new bridge on the playground equipment at LaGrande Park.
- Provide public works assistance for the Party in the Park at LaGrande Park.
- Re-install the walking bridge barricades at the Nature Center and install no entry warning signs.
- Remove/Paint over graffiti from the skate park ramps at Forest Road Park **NUMEROUS** times throughout the time period.
- Install new decorative stone around the business district shade trees fronting Martine and South Avenue(s).
- Prepare the municipal complex grounds for the Ken Blom tree dedication event. Set the memorial plaque and plant flowers around the tree.
- Prepare Forest Road Park for the new park improvements ribbon cutting event.
- Replace broken irrigation system sprinkler heads at Lagrande and Forest Road Park(s).
- Spray for weeds at the following areas:
  - Library paver/sidewalks.
  - North and South side train station pavers/sidewalks.
  - LaGrande and Forest Road Parks(s) ball diamond infields and all fence lines.
  - Carriage House Pocket Park pavers/sidewalks
  - Terrill Road Bridge
- Remove fallen branches from all Borough owned properties due to the heavy storms throughout the time period.
- Repair the broken door on the Environmental Commissions shed at the nature center.

### **Upcoming Public Works Events**

The Recycling Center will be open on August 7<sup>th</sup> for self-service drop off of specialty recycling.

Respectfully Submitted,

**Clinton H. Dickson, C.P.W.M.**  
 Director of Public Works

# Fanwood Development & Business Update

July, 2021

## DEVELOPMENT-

1 South Ave. Empire Properties submitted a new site plan application on January 15, 2020. It was revised on February 25th. Borough professional review is complete. Planning Board hearing began on 6/24/2020 carried over – date TBD.

105 South Ave/Carano Square- Concept plans have been prepared for a mixed-use development- residential with a large stand-alone restaurant.

On January 6, 2020 Carano Square LLC was designated the developer for Block 55, Lots 11,11.01, 12 and Block 57, Lot 1 in the Old South Avenue Area in Need of Redevelopment for a multi-family, mixed use project. Redeveloper Agreement was approved by Borough Council on November 16, 2020. The Old South Avenue Street Vacation Ordinance was adopted 12/7/20, pursuant to Old South Avenue Redevelopment Plan.

The developer and the Borough are actively working with utilities to determine necessary relocations in the area of Old South Avenue. Survey work, engineering and design work by the developer are ongoing. The developer indicates that there is an agreement in place with the owners of Fanwood Liquor for relocation of the liquor store and associated property exchanges etc. This project will need to include a temporary location for the liquor store while a new structure is built on portion of current site.

Utility/street vacation planning is ongoing. There are numerous utility relocation issues. Site visits have been held and utility company personnel are directly engaged. **Estimates for the utility relocation work have been received with the exception of PSE&G. One load requirement for the Liquor store is needed and then PSEG will be able to present the estimate.**

282 South Avenue (The SOHO at Fanwood) – The Landmark Company received Planning Board approval on November 18, 2020 for The SOHO residential building. The project consists of 49 market rate units and 9 affordable units with retail and amenities on the ground floor. **Construction is expected to commence 3<sup>rd</sup> Qtr. 2021.**

40 South Ave- Site plan approval by the Fanwood Zoning Board was received on January 20, 2021 for a mixed-use project consisting of 23 market rate rental units and 5 affordable units over retail spaces. **Construction is expected to commence 3<sup>rd</sup> Qtr. 2021.**

70 South Ave.- A concept review meeting was held on 6/3 with the owners of the property to discussion plans for development on the former Fanwood Animal Hospital site. The site is .3 acres. Plans would be for approximately 12 residential units above street level retail.

34 S. Martine- a concept review meeting has been scheduled with the owner of 34 S. Martine (formerly Fanwood Grille) to discuss possible renovation and expansion of the existing building to improve the existing retail space and build 2 residential units above.

## Commercial Corridor-

NJTAP grant- in 2017 the Borough received a grant in the amount of \$802,000 for South Avenue Street scape improvements. A design firm has been selected. The design cost will be paid by NJDOT. Design began in May 2020. Borough has reviewed of the Right of Way and Concept Plans prepared by CME.

**A Public Meeting for the project was held on Tuesday, 5/18/2021. The Project Plans/documents and the recorded virtual meeting are on the Fanwood web site. Plans are being finalized. This concludes the preliminary design phase. The final design phase will commence shortly.**

K9 Resorts- On August 28, 2019 K9 Resorts received Planning Board approval for an expansion of the facility. Construction has not begun.

Transit HUB Planning Assistance grant- The Borough has received an in-kind grant for planning assistance in the Train Station area. The Transit Hub Planning Program is jointly sponsored by the American Planning Association – NJ Chapter, Together North Jersey (TNJ) at Rutgers University Bloustein School, and the North Jersey Transportation Planning Authority (NJTPA). A team of planning experts has been assembled by NJTPA/APA to work with residents, businesses, government officials and community leaders in Fanwood to develop a new “transit hub” vision for the station and the surrounding area. Some of the project goals were safe and connected public spaces in and around the station area and connecting downtown, the train station, neighborhoods and Fanwood cultural, recreational and civic facilities. Balanced parking program and enhancement of all travel modes is also a goal. Improvements to South Avenue, roadway and pedestrian overpasses, and other main street safety and streetscape improvements are all potential strategies that could be included.

The APA-NJ CPAP volunteer planning teams are composed of nationally recognized experts volunteer their time meet with residents, government officials, and other key stakeholders to offer planning assistance to communities to develop plans and policies that support good planning. The Fanwood Project team is comprised of 9 volunteers with a wide range of planning and transportation experience.

Borough Liaisons to the planning team are Liz Jeffery, Antonios Panagopoulos & Mike Lysicatos.

A community survey for input on the Train Station/downtown area was developed by the planning team and was launched on March 3<sup>rd</sup>. It closed out on April 9<sup>th</sup>. The survey was very successful with over 1000 responses. The survey information will inform the planning recommendations. **A PowerPoint report of findings and recommendations “ The Fanwood Station Area Strategic Plan” will be presented to the Council on July 19<sup>th</sup>. The Plan as well as the survey results/summary will be placed on the Fanwood website.**

## BUSINESS

**There is a new tenant coming to 36 S. Martine Ave.- Duke’s Pet Food and Supply.**

**Fanwood Business Roundtables-** A Fanwood Business Roundtable was held on Wednesday, June 9<sup>th</sup>.

**The next roundtable will be Wednesday, August 10 @ 5PM in the South Ave Plaza area at Fanwood Crossing (if raining it will be at Carriage House).**

## DOWNTOWN EVENTS

**Fan Jam 2021 will be held on Saturday, 9/11 this year. GWACC and This is It Productions have begun the planning and organizing of the event.**

**A few of the Fanwood health providers are working on a plan for a Wellness Fair in the fall.**