

**FAIR HAVEN BOROUGH COUNCIL  
DECEMBER 16, 2019**

The meeting was called to order by Mayor Lucarelli at 7:03 p.m. The Flag Salute was followed by a Moment of Silent Meditation. The Sunshine Law Statement was read.

**ROLL CALL**

On Roll Call the following were present: Councilmembers Banahan, Peters, Rice, and Sorensen. Absent: Councilmembers Koch and Rodriguez. Others present: Administrator Casagrande and Attorney Alfieri.

**PROCLAMATIONS**

Mayor Lucarelli read a proclamation for Judith Fuller who is retiring as the Planning Board and Zoning Board Secretary.

The Mayor read a proclamation for Jacqueline Rice as outgoing Councilwoman.

The Mayor read a proclamation for Jonathan Peters as outgoing Councilman who served five terms (15 years) on Council.

**WORKSHOP SESSION**

A tree removal appeal was received from 11 Schwenker Place. Bill Brooks, Borough Forrester, submitted his recommendation to Council. Motion to approve moved by Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present.

A tree removal appeal was received from 21 Second Street. Bill Brooks, Borough Forrester, submitted his recommendation to Council. Motion to approve moved by Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present.

Councilman Peters provided a Borough Financial overview for the governing body and public. A handout was distributed which had financials (trends, capital project lists) from 1998 to present. He said our fiscally prudent financials are a joint effort of the Finance Committee, Finance Office, Governing Body and Administrative Staff. We have done well with managing financial matters. There was review of the handouts and the Borough staff's hard work was acknowledged. Administrator Casagrande said she has worked with many people in her professional capacity over the years. In her past nine years with Fair Haven she has worked with Councilman Peters and he has taught her more than she could say. He has a lightning sharp mind which always makes you think. She thanked Councilman Peters for all he has done for the Borough and for her.

With regard to a Borough Communications Update, she said this year the Mayor and Council made it a point to appoint a Communications Committee (Councilwomen Sorensen and Rice). Great strides have been made to improve communications to the public (Facebook, Constant Contact, e-blasts, the front message board sign). We expect to go live with the new website this week; the Communications Committee worked very hard on this. Councilwoman Rice took the lead on this and has been working on this since July. Everyone will be pleased with what is ahead. Administrator Casagrande thanked all who were involved.

With regard to a Joint Insurance Fund Recommendation for 2020-2022, Administrator Casagrande acknowledged Mike Avalone (the Borough's Risk Manager), who was in attendance to help present the process and comparisons for what was submitted. Councilman Peters said that the Borough went out for RFPs for general liability (property, general liability, workers compensation) to see what was available since the last time the process was done. Councilmembers Peters, Rice and Koch were on the Insurance Review Committee. There is better financial strength with the new proposed Joint Insurance Fund. Mike Avalone said that every three years, the Borough requests RFPs for insurance. It was found at the current 2019 rates, the premium for workers compensation will increase in 2020. Mr. Avalone said the Committee looks at what the JIF market is in terms of Fair Haven's needs. The Borough received three quotes back in response to our RFP; our current JIF (Garden State Municipal Joint Insurance Fund), North Jersey Intergovernmental Insurance Fund and Mid-Jersey Municipal Joint Insurance Fund. The Committee met a few times and reviewed the submissions and has proposed Mid-Jersey Municipal Joint Insurance Fund for the 2020-2022 cycle. The Mid-Jersey JIF has \$14 million in statutory surplus and the other JIFs did not come close as far as financial performance. When we looked at everything involved (policies, legislation, financials), it became clear that Mid-Jersey could handle the change and the Committee recommends Mid-Jersey Municipal Joint Insurance Fund as its insurance fund. Councilman Peters said that a Bridge Policy for environmental is required with Mid-Jersey; we are going to buy a three-year policy which will be paid up front resulting in a \$40,000 savings over three years. The Borough's current JIF had a significant loss in 2018 which is a concern. Resolution No. 2019-221 is on this evening's agenda to approve the Mid-Jersey JIF. Mr. Avalone said that the Mid-Jersey JIF provides many classes, in person and online, for the employees; there is a much broader menu of courses with the MEL JIF for training. Administrator Casagrande advised she had a conflict of interest since her brother-in-law

is in the insurance business. She recognized and complimented Allyson Cinquegrana, Borough Clerk/Assistant Administrator, for sitting in on the process.

**PUBLIC COMMENT ON AGENDA ITEMS**

The meeting was opened to the public for comments or questions at 7:29 p.m. Susan O'Brien, River Road, questioned payment to JCP&L for two large lights. She was advised that there are two poles that are large to provide adequate lighting for the new lot; there is no meter on the lights so we are charged on a bulk rate. Mayor Lucarelli said that he will follow up on this.

Ruth Blaser, River Road, said that there was a payment on the bill list for Structural Firefighting gear; it is necessary for the fire department. She also noted a payment to Monmouth Beach for Two River Mayors; she was advised that the Mayor's Association dues are paid to the Treasurer who is Mayor Sue Howard of Monmouth Beach. She questioned a bill for Police photography; the photos of our police officers were updated.

There being no further comments or questions, the meeting was closed to the public at 7:33 p.m.

**APPROVAL OF MINUTES**

Councilman Peters made a motion to approve the Regular Meeting minutes of November 25, 2019, second by Councilwoman Sorensen

Affirmative: Councilmembers Peters and Sorensen  
Negative: None  
Abstain: Councilmembers Banahan and Rice  
Absent: Councilmembers Koch and Rodriguez

Councilman Peters made a motion to approve the Executive Session minutes of November 25, 2019, second by Councilwoman Sorensen

Affirmative: Councilmembers Peters and Sorensen  
Negative: None  
Abstain: Councilmembers Banahan and Rice  
Absent: Councilmembers Koch and Rodriguez

**OLD BUSINESS**

**HEARING AND ADOPTION OF ORDINANCES**

1. Ordinance No. 2019-12, Create A Technical and Design Review Committee

**AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF FAIR HAVEN IN THE COUNTY OF MONMOUTH AMENDING THE FAIR HAVEN BOROUGH CODE, CHAPTER 30, LAND USE DEVELOPMENT REGULATIONS, SECTION 30-3.15, FOR THE CREATION OF THE TECHNICAL AND DESIGN REVIEW COMMITTEE**

On motion of Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present, Mayor Lucarelli opened the meeting for comments or questions at 7:33 p.m.

The Planning Board responded with a memo and requested two more alternate members; this can be addressed next year. Attorney Alfieri said when an ordinance is submitted to the Planning Board, it is to make sure it is consistent with the Master Plan and it is.

There being no further comments or questions, the Hearing was closed to the public at 7:35 p.m. on motion of Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen  
Negative: None  
Abstain: None  
Absent: Councilmembers Koch and Rodriguez

2. Ordinance No. 2019-15, Supplement Chapter 30 by adding Section 7.32, Basements/Cellars

**AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF FAIR HAVEN IN THE COUNTY OF MONMOUTH SUPPLEMENTING CHAPTER 30, DEVELOPMENT REGULATIONS BY ADDING SECTION 7.32, BASEMENTS/CELLARS**

On motion of Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present, Mayor Lucarelli opened the meeting for comments or questions at 7:36 p.m.

This ordinance was sent to the Planning Board and they responded requesting language regarding soil borings. Engineer Gardella had already included what they were looking for in the ordinance when it was introduced.

There being no further comments or questions, the Hearing was closed to the public at 7:36 p.m. on motion of Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present.

Offered for adoption by Councilwoman Rice, second by Councilwoman Sorensen

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

**NEW BUSINESS - CONSENT AGENDA**  
**RESOLUTIONS**

1. Resolution No. 2019-227, Award Contract through NJPA/Sourcewell Cooperative - DPW Rear Packer Truck

**BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven, County of Monmouth, State of New Jersey as follows:

1. In accordance with the requirements of the Local Public Contract Law, P.L. 2011, C. 139 (the "Law" or "Chapter 139") and NJSA 52:34-6.2, the regulations promulgated there under, the following purchase without competitive bids from vendors(s) with a National Cooperative Contract is hereby approved:

ITEM #1

**VENDOR**

HUNTER JERSEY PETERBILT  
524 MONMOUTH ROAD  
CLARKSBURG, NEW JERSEY 08510

NATIONAL CONTRACT NO. 081716-PMC  
QUOTE NUMBER: QUO-518614-V6K1W3  
AMOUNT: \$225,000

**DESCRIPTION**

ONE (1) 2020 OR NEWER MODEL YEAR PETERBILT 348 TANDEM AXLE CAB AND CHASSIS

2. In accordance with NJAC 17:44-2.2 "The vendor shall maintain all documentation related to products, transactions or services under this contract for a period of five years from the date of final payment. Such records shall be made available to the New Jersey Office of the State Comptroller upon request."

**WHEREAS**, the Chief Financial Officer of the Borough of Fair Haven has certified that adequate funds for such contract are available and are designated to line item appropriation of the official budget as stated below. A copy of the said certification is attached hereto and part hereof and the funds to be expended herein are assigned to line item as stated below. A copy of the within resolution and certification shall be certified by the Borough Clerk. The Borough Attorney is satisfied that the availability of funds has been provided and a copy of the within resolution shall be made part of the file concerning said resolution.

Bond Ordinance No. 2019-11  
C-04-55-711-001

**NOW, THEREFORE BE IT RESOLVED** that a certified copy of this resolution shall be provided to each of the following:

Chief Financial Officer  
Purchasing Agent  
Director of Engineering and DPW  
Vendor

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 2. Resolution No. 2019-228, Authorize Renewal of Interlocal Service Agreement with Rumson - DPW

**WHEREAS**, the Borough of Fair Haven, in the County of Monmouth, State of New Jersey, has determined that it would be beneficial for the Borough of Fair Haven to enter into an Interlocal Services Agreement with the Borough of Rumson; and

**WHEREAS**, the Boroughs of Fair Haven and Rumson have had other successful Interlocal Services Agreements for the sharing of the Construction Offices, Department of Public Works and Court for both Boroughs; and

**WHEREAS**, the Administrations, with the help of the Department of Public Works of both Boroughs, have identified areas where working together through Shared Services will result in positive outcomes for both municipalities; and

**WHEREAS**, the Boroughs of Fair Haven and Rumson have agreed in principle that the Interlocal Services Agreement will include a variety of Public Works related services, as referenced in the Shared Services Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven that the Mayor and Municipal Clerk are hereby authorized and directed to sign the revised Interlocal Services Agreement between the Borough of Fair Haven and the Borough of Rumson for the services listed above; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk shall forward a certified true copy of this Resolution to the Rumson Municipal Clerk.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 3. Resolution No. 2019-229, Approve Fair Haven Volunteer Fire Company #1 to implement the Firefighter Certification Program in Fair Haven

**WHEREAS**, the State of New Jersey, Division of Fire Safety has created a voluntary program to certify firefighters; and

**WHEREAS**, the Borough of Fair Haven has reviewed, discussed and voted to approve the Fair Haven Volunteer Fire Company #1, as an eligible organization, to participate in the program.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven designates Richard A. Brister, Jr., who is certified as Instructor Level #2, as the Authorized Signatory to sign and submit any and all documents necessary to implement the Firefighter Certification Program in the Borough of Fair Haven.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 4. Resolution No. 2019-230, Approve Execution of Police Chief’s Contract

**WHEREAS**, Joseph McGovern currently serves as the Chief of Police; and

**WHEREAS**, the Borough Council has agreed to enter into a five (5) year contract with Chief McGovern as further described below.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Fair Haven, County of Monmouth, State of New Jersey, that Mayor Lucarelli is authorized to execute an agreement with Joseph McGovern for a five (5) year term (2020-2024) as per the agreement attached as Exhibit A.

**BE IT FURTHER RESOLVED** that this resolution and contract become effective January 1, 2020.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 5. Resolution No. 2019-231, Approve Membership with the Mid Jersey Municipal Joint Insurance Fund (2020-2022)

**WHEREAS**, a number of local units have joined together to form the Mid Jersey Municipal Joint Insurance Fund (“Fund”) as permitted by *N.J.S.A. 40A:10-36*; and

**WHEREAS**, the statutes governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

**WHEREAS**, the Borough of Fair Haven has determined that membership in the Fund is in the best interest of the local unit; and

**WHEREAS**, the local unit agrees to be a member of the Fund for a period of three (3) years, effective January 1, 2020, said membership to terminate on January 1, 2023 at 12:01 a.m. standard time; and

**WHEREAS**, the local unit has never defaulted on claims is self-insured and has not been canceled for nonpayment of insurance premiums for two (2) years prior to this Resolution; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven, in the County of Monmouth and State of New Jersey, as follows:

- 1. The local unit hereby agrees to become a member in the Mid Jersey Municipal Joint Insurance Fund for a period commencing January 1, 2020 and terminating on January 1, 2023, 12:01 a.m., for the purpose of establishing the following types of coverage:
  - A. Workers’ Compensation
  - B. Crime and fidelity including excess public official’s statutory bond;
  - C. Liability - auto, general and employee benefits;
  - D. Non-owned aircraft liability;
  - E. Police professional liability;
  - F. Property damage including automobile physical damage and boiler and machinery;

After the expiration of the initial period, participation may be canceled or extended in accordance with the Bylaws of the Fund.

- 2. For the purposes of contribution of sums into the Fund to be designated for administrative costs and claims, the Borough of Fair Haven hereby agrees to obtain the types of coverage from the Fund as are set forth in Section 1 of this Resolution and the Indemnity and Trust Agreement to be signed by the participants.
- 3. The Bylaws of the Mid Jersey Municipal Joint Insurance Fund, attached hereto, are hereby adopted and approved.
- 4. The Mayor and the Borough Clerk are hereby authorized and directed to execute a written agreement signifying application for membership in the Fund and to execute such other agreements, including but not limited to the Indemnity and Trust Agreement in order to implement membership by this municipality in the Fund according to its terms.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 6. Resolution No. 2019-232, Executive Session - Personnel, Pending Litigation, Acquisition of Property and Contract Negotiations

**WHEREAS**, the Open Public Meetings, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist; and

**WHEREAS**, the Governing Body may wish to discuss the following matters:

**Pending Litigation**

- 1. Yacht Works
- 2. Fair Share Housing

**Acquisition of Property**

- 1. River Road

**Contract Negotiations**

- 1. ILSA with Rumson - Construction Code Services

**WHEREAS**, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

**NOW THEREFORE BE IT RESOLVED** that the public be excluded from this meeting.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 7. Resolution No. 2019-233, Award RFP for Banking Services - Investors Bank

**WHEREAS**, the Borough of Fair Haven received proposals from five (5) banking institutions in response to a request for proposal generated by the Borough; and

**WHEREAS**, the Borough Administrator, Qualified Purchasing Agent and Chief Financial Officer have analyzed the proposals and have determined that the responses conform to the specifications contained within the RFP and that Investors Bank submitted the best offer.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Fair Haven, County of Monmouth, State of New Jersey, that the banking services for the Borough of Fair Haven be awarded to Investors Bank pursuant to the RFP, attached as Exhibit A.

**BE IT FURTHER RESOLVED**, that the Borough Administrator is authorized to take any and all other actions deemed appropriate to implement the intent and purpose of this Resolution.

**BE IT FURTHER RESOLVED** that this award will take effect no later than March 1, 2020.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

- 8. Resolution No. 2019-234, Approve Refund of 3<sup>rd</sup> Quarter 2019 Tax Overpayments

**WHEREAS**, the Tax Collector, has provided a request for a tax overpayment refund for 3<sup>rd</sup> Quarter 2019 and advises that the following property owners qualify for a refund as follows:

<b>Owner</b>	<b>Address</b>	<b>Block</b>	<b>Lot</b>	<b>Refund</b>
Joshua and Jamie Stokrocki	17 Oaklawn Road	2	3	\$ 4,289.92
70T Princeton Road-FH, LLC	70 Princeton Road	6	1	6,359.50
Michael and Colleen Straine	3 Schwenker Place	12.1	6	3,436.53
Glen and Kathleen Sproviero	100 Lake Avenue	21	1	2,846.31
Harry Radovich & C. O’Mealia	79 Kemp Avenue	62	59	1,621.13
Chris and Erinn Bunge	7 Hillside Place	66	9	3,271.86
Edward and Mary Newman	69 Highland Avenue	67	24	4,801.87
<b>Mail to: 27 Wardell Avenue Rumson, NJ 07760</b>				
Sean Dempsey and Adrienne Dougherty	345 Fair Haven Road	74	4	3,502.50

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven that the Tax Collector and Chief Financial Officer are hereby authorized to pay said refunds in the amounts listed above.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

9. Resolution No. 2019-235, Approve Chapter 159, Body Armor Grant

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any such items of revenue in the Budget of the County or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount; and

**WHEREAS**, the Borough of Fair Haven has received a \$1,591.15 grant from the Department of Justice for a Body Armor Replacement Fund and wishes to amend its 2019 budget to include this amount as revenue; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Fair Haven, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2019 in the amount of \$1,591.15 which items in now available as revenue from:

Department of Justice  
Body Armor Replacement Fund

**BE IT FURTHER RESOLVED** that a like sum of \$1,591.15 be and the same is hereby appropriated under the caption of General Appropriations – Operations Excluded from CAPS:

Department of Justice  
Body Armor Replacement Fund

**BE IT FURTHER RESOLVED** that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

10. Resolution No. 2019-236, Amend Resolution No. 2019-214 Authorizing Purchase of Ford F-250 DPW Truck

**WHEREAS**, Resolution No. 2019-214 was adopted at the November 12, 2019 Council Meeting with a not to exceed amount of \$40,000; and

**WHEREAS**, the Chief Finance Officer requested that the actual amount of the vehicle with options be provided in order to certify the funds appropriately for this capital purchase; and

**WHEREAS**, the information below has been provided by the Director of Engineering and Public Works for said purchase to be done through State Contract #A88727 and a Certification of Funds has been provided by the Chief Financial Officer for the amount as follow:

Base Price	\$31,442
Power Equipment Group	\$ 915
Platform Running Boards	\$ 320
Uplifter Switches	\$ 165
Spare Tire, Wheel, Carrier & Jack	\$ 295
Fixed Rear Window with Defrost	\$ 60
Spray-In Bedliner	\$ 795
Back Up Alarm	\$ 175
XL Décor Group	\$ 220
Snow Plow Prep. Package	\$ 185
<b>Total Amount</b>	<b>\$34,572</b>

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven that this amending resolution is hereby approved for said capital purchase.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen  
 Negative: None  
 Abstain: None  
 Absent: Councilmembers Koch and Rodriguez

11. Resolution No. 2019-237, Authorize Small Capital Purchase - DPW Lawn Equipment

**WHEREAS**, Capital Ordinances have been adopted to provide for the acquisition of various equipment, infrastructure improvements and improvements to public buildings and grounds; and

**WHEREAS**, Capital Item requests have been made as follows:

**Department of Public Works**

- **Toro Commercial Zee Model 75951, 5000 Series**

Base Price	\$10,949.00
Grass Catcher	1,946.18
Blower Assembly	1,053.39
<b>Total</b>	<b>\$13,948.57</b>
  
- **Toro Workman MDX, 07235**

Base Price	\$10,159.20
Electric Bed Lift	639.20
Trailer Hitch	154.00
Brush Guard	264.00
Horn	33.91
Brake, Tail, & Signal Light Set	602.48
Tire Upgrade, Front	159.04
Tire Upgrade, Rear	198.40
<b>Total</b>	<b>\$12,210.23</b>
  
- Combined Total** **\$26,158.80**

**WHEREAS**, these purchases will be made through the ESCNJ Co-Op 18/19-25 Contract.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven that the above capital item expenditures are hereby approved for the Department of Public Works.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen  
 Negative: None  
 Abstain: None  
 Absent: Councilmembers Koch and Rodriguez

12. Resolution No. 2019-238, Payment of Vouchers

**BE IT RESOLVED** by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the December 16, 2019 agenda are hereby approved and the Finance

Department is hereby authorized to release payment to the various vendors.

2018 CURRENT ACCOUNT	\$ 12,300.49
2019 CURRENT ACCOUNT	\$ 216,588.58
GENERAL CAPITAL	\$ 213,755.60
GRANT FUND	\$ 833.62
PAYROLL AGENCY	\$ 12,873.04
OTHER TRUST	\$ 7,428.07
DOG TRUST	\$ 7.80
<b>TOTAL</b>	<b>\$ 463,787.20</b>

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Rice

Affirmative: Councilmembers Banahan, Peters, Rice and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Koch and Rodriguez

**Reports of Departments**

**November 2019**

- Municipal Clerk
- Dog License
- Planning Board and Zoning Board
- Police Department
- Municipal Court

Motion to accept the reports as submitted moved by Councilwoman Sorensen, second by Councilwoman Rice with Ayes by all present.

**GOOD OF THE BOROUGH**

Mayor Lucarelli opened the meeting to the public for comments or questions at 7:37 p.m. Susan O'Brien, River Road, asked if there was a printed calendar for 2020; yes, it is at the printer and will be mailed. She said that she attends every meeting that she can make and often there is no quorum which can be frustrating to the board and the public; it was suggested that the Borough do a better job vetting volunteers. The Borough Clerk advised that there are some changes coming with regard to volunteers on some of the Boards and Committees and some changes in meeting schedule. There was mention of having a requirement that a volunteer must attend 80% of the meetings; we can pass this suggestion to the Chairperson of each Board/Commission and they should make recommendation for a replacement or advise the Mayor and Clerk of someone's lack of attendance so that we can approach the person to see if they are still interested, if there was a change with work or family that prevents them from attending. Mrs. O'Brien felt that the appointments that have been made have been political, not by this Mayor, but in the past. Councilwoman Sorensen said that Mayor Lucarelli has never made political appointments; there have been more women and Democrats appointed under his leadership. Councilman Peters said that everyone volunteers their time and there are a lot of hours that they put in. The Mayor said that he looks for people who are open and fair-minded to serve.

Dave Paolo, Shade Tree Commission member, said there was no quorum at their last meeting. He said the Commission is looking to be a more relevant Commission and they will need a bigger budget; he asked how they can go about it. Administrator Casagrande said the Shade Tree Commission has a budget line item, they receive Community Appeals Funds and Trust Fund monies. A request for an expenditure has never been denied for Shade Tree. Currently, the Borough is in the process of considerations for the 2020 budget. Mr. Paolo said that there has been a lot of reactionary decision making, not actionary. There are Shade Tree Commissions in other municipalities that have a tree plan for streets and roads; it was asked if the governing body would want this.

Audrey Henne, Shade Tree Commission Secretary, asked with regard to quorum, if there is a way to ratio the number of people on the Commission and the amount that show up to make a decision. Councilman Peters said that quorum is set by Roberts Rules of Order (half of the body plus one). She asked if Alternates count; yes, they do. Shade Tree would need 4 members present for a quorum.

Mrs. O'Brien asked where a quorum is spelled out; Attorney Alfieri said it is in the ordinance; Land Use is by State Law. Councilman Peters said that Fair Haven follows Parliamentary Procedure very well.

Ruth Blaser, River Road, said that a while ago, the governing body approved a \$17 million

bond for new buildings; she was advised it was \$8.5 million. Mrs. Blaser said that it puts the Borough in a bad bargaining position because the professionals know what we have. Councilman Peters said there has been prudent fiscal planning with the professionals that have advised on the project(s). Mrs. Blaser said there have been a lot of professional fees particularly for Yacht Works; it should have been settled awhile back and people are pushing the issue. Mayor Lucarelli said that the governing body is not pushing the issue, we are protecting the taxpayers of the Borough as per sworn duty; he suggested Mrs. Blaser speak with Mr. and Mrs. Cerruti at Yacht Works. She said with regard to advisory boards and committees, she has volunteered to be part of the Land Use Board and has not been considered.

Brian Rice, Maple Avenue, said, with regard to the Environmental Commission, he did an informal survey on Facebook regarding leaves in town. The streets were cleaned and now they are inundated with leaves; some streets you cannot pass because of the piles. He said the Borough needs to address this issue. Mayor Lucarelli said more and more residents are relying on landscapers. Councilwoman Sorensen asked Administrator Casagrande how many summonses have been issued. Administrator Casagrande said the Borough “cracked down” on brush this year. A lot of the collections are weather dependent. The Borough sets the schedule at the beginning of the year and sometimes weather is a consideration; we are always working on it.

Meghan Chrisner-Keefe, Beechwood Place, asked if residents can drop their leaves off at DPW; no, we bring them out of town as they are collected. The DEP did away with permissions to hold the leaves. To be a central transfer station, the Borough would need a permit from the DEP. The Mayor and Councilmembers Peters and Sorensen said they compost their leaves.

Mrs. O’Brien asked if the Borough was ahead of their zone schedule for leaves this month; no, DPW collects the main roads first, for safety reasons, in between schedule pick-ups.

Robert Donnelly asked if the ILSA with Rumson regarding brush was renewed. Administrator Casagrande said a resolution approving the ILSA was approved this evening; it is not just for brush. It includes other services as well. There is an “out clause” in the agreement. He said that he was told that the Borough was not going to move forward with the ILSA. Administrator Casagrande said there were some amendments made from past discussions. The Mayor said the Borough continues to work to lessen the impact on the brush area; we have created alternates. The Borough has looked into relocation of the brush site, but the DEP has not agreed to it. Mr. Donnelly said that he would like Rumson to not be part of the brush collection and site. Councilman Peters said that we need to consider the carbon footprint and its impact. The Mayor has put in, with good faith, the research and discussions with the State regarding the site. Rumson brings dollars to the Borough for brush. Mayor Lucarelli said there is a smaller carbon footprint and environmental impact by running the facility that we have. Councilwoman Sorensen said that there are other services that are part of the ILSA and we are not bound by it for three years (we can give notice to terminate, if needed).

Mrs. Blaser addressed Mayor Lucarelli by stating that he has a business in Little Silver and Mayor Neff has given the residents cart blanche for leaves and brush. Councilwoman Sorensen said that she contacted Little Silver to see if they increased their staff; they are implementing this in 2020 and will be monitoring it from there. Mrs. Blaser was advised that it was “mayhem” when Fair Haven did not have a schedule for this collection about seven years ago. Administrator Casagrande said there is also an impact on Stormwater Management without a schedule. She said Fair Haven provides a good service with brush and leaf pick up; Middletown only provides one pick up a year. Mrs. Blaser said the residents of Battin Road near Lewis Lane have an issue because one lane of traffic is blocked with leaves.

Audrey Henne, Oaklawn Road, had a concern about invasives near Fair Haven Fields which are choking trees and ruining the canopy. She would like to get a group together to address it. Administrator Casagrande said the Borough has done a lot of work on invasives this year and the Fair Haven Fields Natural Area Advisory Committee has been involved with it as well. The cost would be significant to do everything at the same time. Since this is maintenance, not capital, it would hit the year’s budget which can be challenging. She has spoken with Bill Brooks, Borough Forrester, regarding residents who are affected and how best to approach it. Mrs. Henne suggested a fundraiser be held or applying for a special grant permit in order to address this. Mayor Lucarelli said that the Fair Haven Fields Natural Area Advisory Committee and Recreation Committee would need to provide a plan. Councilman Banahan agreed that invasives are tough and are an issue; he has noticed the issue at Fair Haven Fields with the invasives and we have asked for a plan. We need a plan with estimates on how to address as there is a system to removing invasives. Mrs. Henne suggested people adopt a tree as a way to help address the issue.

There being no further comments or questions, the meeting was closed to the public at 8:18 p.m.

Council went into executive session at 8:21 p.m. and this meeting was reconvened at 9:26 p.m.

**ADJOURNMENT**

Motion to adjourn moved by Councilwoman Rice, second by Councilwoman Sorensen with Ayes by all present.

Time of Adjournment: 9:27 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR  
Borough Clerk