

FAIR HAVEN BOROUGH COUNCIL
MAY 22, 2017

The meeting was called to order by Mayor Lucarelli at 7:00 p.m. The Flag Salute was followed by a Moment of Silent Meditation in memory of Phil Binaco, long time fireman and father to Dave Binaco, former Fair Haven Police Officer. Mayor Lucarelli read the Sunshine Law Statement.

ROLL CALL

On Roll Call the following were present: Councilmembers Jaeger, Marchese, Peters, Sorensen and Wilhelm. Absent: Councilman Rodriguez. Others present: Administrator Casagrande and Attorney Alfieri.

OATH OF OFFICE

Police Chief, Joseph McGovern, welcomed family and friends and acknowledged former Police Chief, Darryl Breckenridge. Mayor and Council and all who participated in the promotion process were thanked. He gave Stephen Schneider's work history beginning in 2006 and that he has been Detective for about 5 years and will do a great job as Police Sergeant.

Mayor Lucarelli administered the Oath of Office to Stephen Schneider for the position of Police Sergeant. The Bible was held by Stephen's wife, Allison.

Stephen Schneider thanked everyone for coming. Fair Haven is a fantastic town and the police department has the best men and women to work with from the Specials to the Chief. He thanked Darryl Breckenridge for hiring him from Brookdale without knowing much about Fair Haven and he thanked Chief McGovern for allowing him to move forward with his career. He thanked Mayor and Council for the process to make this promotion possible. He asked that his wife, Allison, come forward and stated that she is the person who keeps him grounded.

A five minute recess was taken.

WORKSHOP SESSION

Kieran Tintle, JCP&L, came forward to give a brief presentation on LED lights; he left information with Administrator Casagrande. Council requested a break even cost; Mr. Tintle did not have that information, but will send it. LED lighting has a different color and lasts longer than sodium lighting.

Mayor Lucarelli advised there was a tree removal appeal from Petcon Builders for 56 Laurel Drive; photos were distributed. Motion to approve moved by Councilman Wilhelm, second by Councilman Jaeger with Ayes by all present.

Rumson-Fair Haven Rowing has requested permission to post signs in the shape of an oar advertising the Rumson Boat Race. They would like to place them on River Road, Ridge Road, Hance Road, Buena Vista Avenue. The Chief requested they not be placed on street signs or be more than 48" from the ground. Council asked that they come to the next meeting with a sample and that they be advised that the signs cannot be more than 48" high. Motion to table this matter to the June 12th meeting was moved by Councilwoman Sorensen, second by Councilman Marchese with Ayes by all present.

Girls on the Run requested permission to post lawn signs beginning May 23rd for their annual event. Motion to approve moved by Councilman Wilhelm, second by Councilwoman Sorensen with Ayes by all present.

The Mayor received a request from the NJDOT to film in Fair Haven on June 9th. Mayor Lucarelli advised that they would like to film Transition Day on June 9th showing how the children ride from one school to the next. They will also be filming on June 5th and 6th. The film is for promotion and to educate other municipalities. They will be interviewing parents, School Superintendent, Police Chief, etc. Motion to approve the request and waive the fee for commercial filming moved by Councilman Peters, second by Councilman Jaeger with Ayes by all present.

Councilman Rodriguez arrived to the meeting at 7:17 p.m.

There was an updated draft amendment to Code 30-7.8, Accessory Buildings and Structures from Attorney Alfieri; he did not receive a response from Engineer Gardella and Assistant Engineer Poruchynsky. If there is no objection to this ordinance, it could be listed on June 12th for introduction. Todd Lehder, Zoning Board Chairman, introduced himself as well as other Zoning Board members (Peter Neczesny, Betsy Koch, Patricia Quigley, Joe Mule). He said that he does not support the new language as it promotes homes to be closer to the street and also creates taller basements. There will be an aesthetics issue with this amended ordinance which will exacerbate an existing problem. He reviewed certain ordinances with regard to height, setbacks, etc. It seems the

spirit of the ordinance is to make it that residents are able to build front porches especially for existing homes that may not have the square footage in the front of their house without encroaching in the set back. Mr. Lehder supports the concept, but feels that the ordinance should not apply to new construction; they should be built behind the set back. No one has ever said that the setbacks are too tight. The Zoning Board doesn't usually participate in this process, but reviews the ordinance to make determination on applications; they need to proactively manage the ordinances. The ordinance should be drafted in a way that it should apply to previously built and CO'd structures; not new homes. Mr. Lehder mentioned another ordinance regarding garages that needs revision. Attorney Alfieri will redraft the ordinance for further discussion on June 12th. Patricia Quigley asked for a copy of the current ordinance; Attorney Alfieri gave her his copy. Joe Mule' asked if this is for uncovered structures; yes. He said that theoretically this is for a concrete pad and asked why someone would want to do this. Councilman Peters gave the history on the original ordinance and allowing for covered porches. It appears that this amendment does not address porches at all; he gave some examples to include in the amending ordinance. Annual Zoning Board reports are given which shows 90% of the applications are approved. The Board is trying to reach a balance. Attorney Alfieri will give alternate choices for Council to review and discuss at the next Council meeting under workshop. Councilman Wilhelm thanked the members of the Zoning Board for attending and sharing the concerns. Attorney Alfieri will look at the section regarding garages.

With regard to capital project priorities and funding, Administrator Casagrande distributed two spreadsheets to the governing body for consideration. We pass a capital ordinance each year and then act on projects through a purchase authorization. Many of the considerations listed go back a few years. There can be some money refunded to the line item if it comes under budget.

Councilman Wilhelm left the meeting at 7:34 pm and returned at 7:36 pm.

The Capital Ordinance on the budget should be approved tonight by the Mayor and Council for 2017. Administrator Casagrande said we were just advised of a broken pipe at the end of Gillespie Avenue; we are unsure of the cost to repair at this time (the money would have to come out of Capital). With regard to Capital, she met with Councilmembers Peters and Jaeger to review and highlight things that Mayor and Council should consider discussing for funding. She would like an idea of what is to be funded and the priority for the governing body. Councilman Jaeger advised that there is \$300,000 available and recommended spending up to 2/3 of the money and holding 1/3. The governing body discussed various considerations (DeNormandie Pocket Park, McCarter Pond, Schwenker Pond). The Community Center fields will be addressed; Mayor and Council commented about its current state and how good it looks. Bicentennial Hall has punch list items created by the Borough Engineer. Projects need a use and money should not be expended for BIC Hall at this time. It was asked what the minimum is that could be done in order for the building to be used. The Police Department will be taking over the Community Center during repairs/renovations so those who currently use the center will need an alternate place to meet. The exterior items (roof and landscaping) could be held and interior items addressed.

Councilman Wilhelm left the meeting at 7:52 pm and returned at 7:54 pm.

Mayor Lucarelli gave a history of the church. It is a museum piece that we have done work on as it is historically significant to the Borough. The hope and plan was to fix the building and allow usage by organizations, etc. or for private affairs. It has not been used for the past ten years while improvements have been made. Councilwoman Sorensen suggested reaching out the Historical Society to see if they would be willing to fundraise toward these improvements. Administrator Casagrande advised that some groups have reached out to use BIC Hall. Councilman Jaeger said that someone needs to take ownership of the building. Councilwoman Sorensen made a motion that the Recreation Committee will take ownership, second by Councilman Jaeger with Ayes by all present. Mayor Lucarelli directed the Recreation Committee to look at the building, make a decision on what should be done and discuss it with the Borough Engineer. Councilman Peters advised that long term financing was reviewed and we have reduced our net load by \$1 million. The Borough has done major capital improvements and we are looking at a net reduction. Councilman Wilhelm advised that the Scot Air Packs for the Fire Department are vital and a lot of them have aged; it was agreed to fund \$8,000 for the air packs as well as a portion of the computer program update and AEDs. The governing body discussed all of the lists. The Mayor asked that Administrator Casagrande and Engineer Gardella sit down, review the projects to figure out the seasons, costs and bids. McCarter Pond improvements could happen this summer and DeNormandie Avenue may not happen until 2018 (depending on the Littoral Society), as well as Community Center Fields. The governing body agreed to start with fencing at Schwenker's Pond. BIC Hall will be allotted \$34,000 to complete (the Recreation Committee should review). Departments will be addressed as they come forward.

PUBLIC COMMENT ON AGENDA ITEMS

The meeting was opened to the public for comments or questions at 8:08 p.m. Ashley Britain, Red Bank, said that her grandfather built a home in Fair Haven in 1961 and still resides there today. She and her grandparents attend Fisk Chapel and she would like to see improvements. She works for Tesla Community Incubator Space, Rahway, NJ and would like technology to come to Fisk Chapel. She asked the governing body for their support and assistance with promoting the program to bring children and adults in to use their minds and imagination. It will be a fee based program; the workshops will be free to introduce the program. She has tesla coils and devices that children can play with, virtual reality workshops, etc. Permission was obtained from the church and she would like to interface with the Borough. Council suggested she attend the next Recreation meeting and present her idea.

Ruth Blaser, River Road, questioned a payment to Bill Brooks to review trees for the 20 Gillespie Avenue Project. She was advised that it is not a Borough expenditure; the developer is charged for the many times Mr. Brooks has met on-site. She questioned the child support payment listed under payroll. The Chief Financial Officer has changed the bill list a little and child support is paid through payroll. She questioned if the payment to the church for cell tower is a pass through; yes, governing body approval is required to pay bills.

There being no further comments or questions, the meeting was closed to the public at 8:15 p.m.

APPROVAL OF MINUTES

Councilwoman Sorensen made a motion to approve the Regular Meeting minutes of May 8, 2017, second by Councilman Marchese.

Affirmative: Councilmembers Marchese, Peters, Rodriguez, Sorensen

Negative: None

Abstain: Councilman Jaeger

Absent: Councilman Wilhelm

Councilwoman Sorensen made a motion to approve the Executive Session minutes of May 8, 2017, second by Councilman Marchese

Affirmative: Councilmembers Marchese, Peters, Rodriguez, Sorensen

Negative: None

Abstain: Councilman Jaeger

Absent: Councilman Wilhelm

OLD BUSINESS

HEARING AND ADOPTION OF ORDINANCE

1. Ordinance No. 2017-06, 2017 Capital Ordinance

AN ORDINANCE PROVIDING FOR THE ACQUISITION OF VARIOUS EQUIPMENT, INFRASTRUCTURE IMPROVEMENTS AND IMPROVEMENTS TO PUBLIC BUILDINGS AND GROUNDS AND APPROPRIATING THE SUM OF \$215,000.00 THEREFORE, AUTHORIZED IN AND BY THE BOROUGH OF FAIR HAVEN, IN THE COUNTY OF MONMOUTH, NEW JERSEY

On motion of Councilman Peters, second by Councilwoman Sorensen with Ayes by all present, Mayor Lucarelli opened the meeting for comments or questions at 8:16 p.m.

There being no comments or questions, the Hearing was closed to the public at 8:16 p.m. on motion of Councilman Peters, second by Councilwoman Sorensen with Ayes by all present.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen

Negative: None

Abstain: None

Absent: Councilman Wilhelm

NEW BUSINESS - CONSENT AGENDA **RESOLUTIONS**

1. Resolution No. 2017-109, Appoint 2017 Rec N Crew Summer Camp Counselors

WHEREAS, the Borough of Fair Haven will be offering a Rec-N-Crew Summer Camp Program through the Parks and Recreation Department for the 2017 summer season; and

WHEREAS, DJ Breckenridge, Parks and Recreation Director has recommended the following individuals be appointed as part time Counselors for the 2017 program:

Camp Employee	Hourly Salary	Title/Notes	Term
Mike Emmich	\$17.00	Supervisor	June 26 – July 28
Alex Componile	\$17.00	Supervisor	June 26 – July 28
Ryan Elizabeth Maher	\$10.00	Dual Site Supervisor	June 26 – July 28
		Camp Site Asst.	June 26 – July 28
Bailey Taft	\$10.00	Supervisor	
	\$10.00	Camp Site Asst.	June 26 – July 28
Christian Ciardiello		Supervisor	
Kelly Danaher	\$ 8.00	Counselor	June 26 – July 28
Christian Danielczyk	\$ 8.00	Counselor	June 26 – July 28
Cameron Lewis	\$ 8.00	Counselor	June 26 – July 28
Jason Hall	\$ 8.00	Counselor	June 26 – July 28
Declan Kearns	\$ 8.00	Counselor	June 26 – July 28
TJ Bull	\$ 8.00	Counselor	June 26 – July 28
Hunter Maher	\$ 8.00	Counselor	June 26 – July 28
Madison Maher	\$ 8.00	Counselor	June 26 - July 28
Jaime Martin	\$ 8.00	Counselor	June 26 – July 28
Caroline McManus	\$ 8.00	Counselor	June 26 – July 28
Joseph Stein	\$ 8.00	Counselor	June 26 – July 28
William Stein	\$ 8.00	Counselor	June 26 – July 28
Laura O. Sullivan	\$ 8.00	Counselor	June 26 – July 28
Julianna Meinz	\$ 8.00	Counselor	June 26 – July 28
Sam Stoff	\$ 8.00	Counselor	June 26 – July 28
Jane Pavluk	\$ 8.00	Counselor	June 26 – July 28
Maisie Cade	\$ 8.00	Counselor	June 26 – July 28
Jack Hempstead	\$ 8.00	Counselor	June 26 – July 28

WHEREAS, the Summer Playground Program is offset through the fees paid by participants of the programs by way of the Recreation Trust Fund.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that the above Counselors be appointed for the 2017 Summer Rec-N-Crew Camp Program at the program salaries listed above for the program beginning June 26, 2017 through July 28, 2017.

Offered for adoption by Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Wilhelm

Negative: None

Abstain: Councilwoman Sorensen

Absent: None

2. Resolution No. 2017-110, Authorize Borough Administrator to execute Garden State Fireworks Contract

WHEREAS, the Borough of Fair Haven solicited quotes for a fireworks display during Fair Haven Day on June 10, 2017 (rain date of June 11, 2017); and

WHEREAS, the following quote was received:

Garden State Fireworks submitted a quote in the amount of \$15,000 which included them securing the appropriate fireworks discharge permit from the Fire Official.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Borough Administrator is hereby authorized to execute a contract with Garden State Fireworks, Inc. in the amount of \$15,000 for Fair Haven Day which will take place on June 10, 2017 (rain date of June 11, 2017).

Offered for adoption by Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen, Wilhelm

Negative: None

Abstain: None

Absent: None

3. Resolution No. 2017-111, Amend Resolution No. 2017-96, Authorizing Reduction of Performance Bond for 20 Gillespie Avenue, LLC

WHEREAS, 20 Gillespie Avenue, LLC (“Developer”), is the owner of the real property known as Block 51, Lots 27 and 30 upon which a five (5) lot subdivision known as Block 51, Lots 27.01, 30.01, 30.02, 30.03 and 30.04, has been approved; and

WHEREAS, the Developer has posted a performance guarantee pursuant to NJSA 40:55D-1, et seq. and has partially completed the bonded site improvements; and

WHEREAS, the Borough Engineer has conducted an inspection and issued a report dated April 11, 2017 (a copy of which is attached hereto) authorizing a reduction of the performance guarantee to 35% of the original sum posted with the Borough.

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 performance guarantee of the Developer be reduced to \$232,312.50, which shall be paid \$23,231.25 in cash and \$209,081.25 in surety bond.

Offered for adoption by Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen, Wilhelm

Negative: None

Abstain: None

Absent: None

4. Resolution No. 2017-112, Executive Session - Possible Litigation 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:

Possible Litigation

1. Yacht Works

Contract Negotiations

1. Teamsters

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 Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen, Wilhelm

Negative: None

Abstain: None

Absent: None

5. Resolution No. 2017-113, Approve Refund for Rec N Crew Summer Camp – Frank Daponte

WHEREAS, Frank Daponte, 34 Hendrickson Place, Fair Haven, New Jersey, registered his son, Gavin, for the 2017 Rec N Crew Summer Camp and has advised that there are scheduling conflicts and would like a refund of \$145.00; and

WHEREAS, DJ Breckenridge, Parks and Recreation Director, is recommending Borough Council approve said refund.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the refund request of \$145.00 from Mr. Daponte is hereby approved and the Finance Department is hereby authorized to process said refund.

Offered for adoption by Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen, Wilhelm
Negative: None
Abstain: None
Absent: None

6. Resolution No. 2017-114, Approve Refund for Rec N Crew Summer Camp – Janice Hinchliffe

WHEREAS, Janice Hinchliffe, 136 Grange Avenue, Fair Haven, New Jersey, registered her sons, Jackson and Max, for the 2017 Rec N Crew Summer Camp and has advised that there are scheduling conflicts and would like a refund of \$260.00; and

WHEREAS, DJ Breckenridge, Parks and Recreation Director, is recommending Borough Council approve said refund.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the refund request of \$260.00 from Mrs. Hinchliffe is hereby approved and the Finance Department is hereby authorized to process said refund.

Offered for adoption by Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen, Wilhelm
Negative: None
Abstain: None
Absent: None

7. Resolution No. 2017-115, Payment of Vouchers

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the May 22, 2017 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2017 CURRENT ACCOUNT	\$	51,691.33
2016 CURRENT ACCOUNT	\$	975.35
OTHER TRUST	\$	11,736.52
PAYROLL AGENCY	\$	227.50
TOTAL	\$	64,630.70

Offered for adoption by Councilman Wilhelm, second by Councilman Jaeger

Affirmative: Councilmembers Jaeger, Marchese, Peters, Rodriguez, Sorensen, Wilhelm
Negative: None
Abstain: None
Absent: None

Reports of Departments

April 2017

- Police Department
- Municipal Court

Motion to accept the reports, as submitted, moved by Councilman Wilhelm, second by Councilman Jaeger with Ayes by all present.

GOOD OF THE BOROUGH

Mayor Lucarelli opened the meeting to the public for comments or questions at 8:17 p.m. Ruth Blaser, River Road, said she noticed the message board is advertising the Borough Offices being closed on Fridays during the summer and open 12 hours on Thursdays. Administration is supposed to work a certain amount of hours so this schedule creates a 4 hour deficit times 13 weeks equalling extra “vacation time” that they are paid for. She questioned why only one employee works the late shift during the winter. Administrator Casagrande said that in the summer time it is more active so there are two shifts with a reduced or no lunch; there is no differential and the schedule has been well received by the community at large.

Councilwoman Sorensen said the fishing derby was held last weekend; there were good numbers as far as attendance considering the rain dates/postponements. The biggest fish caught was 12”. The Memorial Day Parade will be held on Monday, May 29th beginning at 9:00 am. The Mother-Son Brunch will be held on June 4th.

Councilman Wilhelm said the Jersey Shore Rugby Group is hosting the high school play off finals next Saturday from 2-7 pm.

There being no further comments or questions, the meeting was closed to the public at 8:22 p.m.

Council went into executive session at 8:24 p.m. and this meeting was reconvened at 8:48 p.m.

ADJOURNMENT

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

Time of Adjournment: 8:49 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR
Borough Clerk