

FAIR HAVEN BOROUGH COUNCIL
SEPTEMBER 25, 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. Mayor Lucarelli read the Sunshine Law Statement.

ROLL CALL

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

PRESENTATION/PROCLAMATION

Mayor Lucarelli called the recipients of the Random Acts of Beauty Award forward and thanked them for making Fair Haven beautiful.

Councilman Rodriguez arrived at 7:03 p.m.

The Mayor said that a few years back he and his wife were walking through town and noticed various plantings/landscaping of properties and felt they should be recognized. He asked the Garden Club to assist in going through town and supplying a list of recipients for property, garden plots and businesses. The criteria is that beautification has to be done by the property owner not a professional landscaper. He asked that any Garden Club members come forward and he read the proclamation to the public. A framed copy of the proclamation was distributed as follows:

The Blanc/Delaney Residence, 166 Fair Haven Road
The McGuire Residence, 90 Buttonwood Drive
The Spencer Residence, 33 Linden Drive
The Altobelli Residence, 22 Sycamore Lane

Garden Plot

Bruce Ericson

Mrs. Swan, 244 Third Street and Lupo Pizzeria, 757 River Road were not able to attend the meeting; their copy will be provided to them.

WORKSHOP SESSION

Mayor Lucarelli asked Councilman Marchese to speak to the matter of Rumson-Fair Haven Municipal Alliance. Councilman Marchese advised that a candidate has been selected (Jay Clark) for the Municipal Alliance to bring the program back into play; the appointment is subject to the governing body's approval after executive session. Mr. Clark is from the Prosecutor's Office and has a ton of knowledge regarding alcohol and drugs, as well as, enforcement. Jay Clark was in attendance and introduced himself. Councilwoman Sorensen said that she has known Jay for many years and is beyond pleased that he was the successful candidate; he has been involved with the community and coached many children over the years.

The next topic discussed was the annual "Marchese Meeting"; this meeting has taken place over the past nine years as a day time meeting at Knollwood School to bring government to the kids. There is a resolution (2017-189) on this evening's agenda to set it for Monday, November 27th at 1:30 p.m.

PUBLIC COMMENT ON AGENDA ITEMS

The meeting was opened to the public for comments or questions at 7:09 p.m. Susan O'Brien, River Road, said that Resolution No. 2017-189 needs to be amended to reflect the November 13th meeting now being held at 7:00 p.m. in the Council Chambers as opposed to 1:00 p.m. Mrs. O'Brien was advised that the resolution adopted at the beginning of the year set all of the 2017 Council Meetings for 7:00 p.m. in the Council Chambers. She said that the municipal calendar shows it as the 13th; it was a misprint and is correct on the website calendar.

There being no further comments or questions, the meeting was closed to the public at 7:10 p.m.

APPROVAL OF MINUTES

Councilman Peters made a motion to approve the Regular Meeting minutes of September 11, 2017, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

Councilman Peters made a motion to approve the Executive Session minutes of September 11, 2017, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

OLD BUSINESS

There was no old business brought before the governing body.

The Borough Clerk advised that Resolution No. 2017-191, Executive Session, was amended to include 20 Gillespie, LLC under Possible Litigation and Contract Negotiations was added for encroachment on borough property.

NEW BUSINESS - CONSENT AGENDA
RESOLUTIONS

1. Resolution No. 2017-189, Amend November 27th Council Meeting time and location

WHEREAS, Resolution No. 2017-12 adopted by the Governing Body at the January 2, 2017 Reorganization Meeting set the meeting dates of the Fair Haven Governing Body for the year 2017; and

WHEREAS, the meeting dates for November were set for November 13, 2017 and November 27, 2017 at 7:00 p.m. in the Borough Hall Council Chambers; and

WHEREAS, it has been determined by the Governing Body that the meeting time and location for the November 27, 2017 meeting will be changed to 1:30 p.m. at Knollwood School, All Purpose Room, to allow the students to see government in action as well as our seniors who cannot attend evening meetings.

NOW THEREFORE BE IT RESOLVED that the Annual Notice is amended as referenced in this resolution.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

2. Resolution No. 2017-190, Approve Unused Escrow Refund for River Rats, Battin Road (B27, L21)

WHEREAS, River Rats, Battin Road, Block 27, Lot 21 submitted an application to the Zoning Board for site plan and variances; and

WHEREAS, escrow money was posted by the applicant; and

WHEREAS, River Rats, Inc. withdrew their application and has requested that any unused escrow from the application be refunded; and

WHEREAS, the Zoning Board Secretary has calculated and provided, in writing, an escrow refund amount as follows:

Unused Escrow funds in the amount of \$746.63.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the Chief Financial Officer will refund the unused escrow fees as noted above to River Rats, Inc, PO Box 144, Fair Haven, NJ 07704 (attention Tim Ross).

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

3. Resolution No. 2017-191, Executive Session – Personnel, 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:

Personnel

1. School Crossing Guard Salaries
2. Municipal Alliance Coordinator
3. Borough Architect
4. State Health Benefit Insurance Incentive Program

Possible Litigation

1. Yachtworks
2. Gillespie Avenue, LLC

Contract Negotiation

1. Encroachment on Borough Property

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 Peters, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

4. Resolution No. 2017-192, Appoint Permanent School Crossing Guard – Philip Malecki

WHEREAS, a vacancy exists in the Fair Haven Police Department for the position of permanent school crossing guard; and

WHEREAS, Chief Joseph McGovern has recommended the vacancy be filled Philip Malecki who meets all of the required qualifications.

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that Philip Malecki is hereby appointed as a Permanent School Crossing Guard with an annual salary of \$8,329.00 effective September 26, 2017.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

5. Resolution No. 2017-193, Appoint Part-time School Crossing Guard – Sam Mustac

WHEREAS, a vacancy exists in the Fair Haven Police Department for the position of part-time School Crossing Guard; and

WHEREAS, Chief Joseph McGovern has recommended the vacancy be filled by Sam Mustac who meets all of the required qualifications.

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that Sam Mustac is hereby appointed as a part-time School Crossing Guard with an hourly salary of \$14.25 effective September 26, 2017.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

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

6. Resolution No. 2017-194, Authorize Purchase of a Leaf Vac Truck for DPW

WHEREAS, there is a need for a Leaf Vac Truck for the Department of Public Works; and

WHEREAS, the Department of Public Works received quotes for said equipment; and

WHEREAS, the Borough Administrator and Borough Engineer have submitted a Capital Item purchase authorization request as follows:

DEPARTMENT OF PUBLIC WORKS

Leaf Vac with required options	\$54,544.50
Freight, preparation and delivery	\$ 500.00

TOTAL	\$55,044.50
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WHEREAS, the above equipment will be purchased through the National Joint Power Alliance (NJPA) Cooperative Agreement, State Contract Number NJPA #060612-ODB.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that this Capital Item Expenditure is hereby approved and will be charged to Capital Account C-04-55-707-002 where funds have been certified by the Chief Financial Officer.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

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

7. Resolution No. 2017-195, Authorize Purchase of an International Dump Truck for DPW

WHEREAS, there is a need for a 2018 International Dump Truck for the Department of Public Works; and

WHEREAS, the Department of Public Works received quotes for said equipment; and

WHEREAS, the Borough Administrator and Borough Engineer have submitted a Capital Item purchase authorization request as follows:

DEPARTMENT OF PUBLIC WORKS

International Dump Truck	\$156,632.21
Freight, preparation and delivery	\$ 790.00

TOTAL	\$157,422.21
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WHEREAS, the above equipment will be purchased through the National Joint Power Alliance (NJPA) Cooperative Agreement, State Contract Number NJPA #0817160-NVS.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that this Capital Item Expenditure is hereby approved and will be charged to Capital Account C-04-55-707-002 where funds have been certified by the Chief Financial Officer.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

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

8. Resolution No. 2017-196, Appoint Consulting Engineer, Maser Consulting

WHEREAS, the Borough of Fair Haven has a need to retain professional services pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Administrator has determined and certified that the value of some of the said services may exceed \$17,500 for the year 2017; and

WHEREAS, contract proposals for said professional services have been received by the Borough; and

WHEREAS, said professionals have completed and submitted a Business Entity Disclosure Certification, which certifies that said professional has not made any reportable contributions to a political or candidate committee in the previous one year, and that the contract will prohibit said professional from making any reportable contributions throughout the term of the contract; and

WHEREAS, funds for these purposes will be appropriated in the 2017 Municipal Budget; and

WHEREAS, said professionals have been duly appointed by the Borough Council of the Borough of Fair Haven pursuant to N.J.S.A. 40A:11-5.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that the Administrator and Municipal Clerk are hereby authorized to execute contracts with the following:

- Maser Consulting, P.A.

BE IT FURTHER RESOLVED that contracts for said services and the Business Disclosure Entity Certification and Determination of Value are on file with the Borough Clerk and available for public inspection; and

BE IT FUTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. Maser Consulting, P.A.
2. Chief Financial Officer
3. Borough Administrator
4. Borough Engineer

BE IT FUTHER RESOLVED that a notice of award shall be published in the Asbury Park Press as required by law within ten (10) days of its passage.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

9. Resolution No. 2017-197, Award Proposals for the Boat Launching Ramp and Pocket Parks on Grange Avenue and Hance Road

WHEREAS, a proposal dated August 30, 2017 and non-fair and open paperwork dated September 21st was received from Maser Consulting, P.A. for the rehabilitation of the Boat Launching Ramp at the end of Battin Road and improvements to Grange Avenue and Hance Road Pocket Parks; and

WHEREAS, the proposal states that the total cost for rehabilitation assessment services for the Battin Road Boat Launching Ramp shall not exceed \$8,900; and

WHEREAS, the second proposal dated September 6, 2017, in the amount of \$6,300, is for base mapping and concept plans for pocket parks on Grange Avenue and Hance Road.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven, that Maser Consulting, P.A be appointed as Consulting Engineer for the Battin

Road Boat Launching Ramp Rehabilitation Project at a cost not to exceed \$8,900 and the Grange Avenue and Battin Road Pocket Parks at a cost not to exceed \$6,300.

BE IT FURTHER RESOLVED THAT the total amount for these projects shall not exceed \$15,200.

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

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

10. Resolution No. 2017-198, Payment of Vouchers

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the September 25, 2017 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2016 CURRENT ACCOUNT	\$	11,252.00
2017 CURRENT ACCOUNT	\$	43,476.66
GENERAL CAPITAL	\$	135,931.77
PAYROLL AGENCY	\$	227.50
OTHER TRUST	\$	18,567.66
TOTAL	\$	209,455.59

Offered for adoption by Councilman Peters, second by Councilwoman Sorensen

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

Reports of Departments
July 2017

-Chief Financial Officer

August 2017

-Tax Collector
-Municipal Court
-Police Department

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

GOOD OF THE BOROUGH

Mayor Lucarelli opened the meeting to the public for comments or questions at 7:11 p.m. Councilwoman Sorensen advised that the Color Run event was approved for the Fair Haven Education Foundation and they asked to increase attendees to 500 people from the original number. The police department has no objections. Councilman Peters said that they should staff the event correctly so there are no issues.

Mayor Lucarelli said that there will be a ribbon cutting ceremony on Thursday at 3:30 p.m. sharp for the new tennis courts at Fair Haven Fields. There will be a women’s tennis match. The time of the ribbon cutting was changed because of a conflict with the home football game. There will also be a Monmouth County Pickle Ball Club demonstration as well (after the tennis match). Administrator Casagrande said that the Recreation Committee is looking to have a full scale clinic on Pickle Ball in the fall.

Susan O’Brien, River Road, said that the governing body can thank Ruth Blaser for the Pickle Ball idea. She asked if there were shared services for a leaf vac truck? No, DPW was using loaders with a claw so now a leaf vac will keep the streets clean; a two prong approach to removing leaves from the gutters. Administrator Casagrande said the DPW Director and road crew will determine the best use.

Councilman Peters said Mayor and Council has functioned as a very collegial body for the last 12 years; it is important to remember that. This makes the Borough a better place

because the governing body always listens to one another and respects each other.

Elizabeth O'Neill, Third Street, asked if the invites were sent out to the committee; yes, they were sent out on September 21st. We have received six affirmative responses and two tentative.

Tina Brendel, Third Street, said that she loves the basketball courts on Third Street and thanked the Borough.

Marjorie Abson, Dartmouth Avenue, said she is a 50 year resident and sent a letter to the governing body and no one responded back to her. Councilman Marchese said he tried reaching out to her, but there was no telephone number or e-mail in the letter. Councilman Marchese and Councilman Sorensen both advised that they went to her home and she was not there. Mrs. Abson said she is concerned about the condition at the top of Hance Road and the damage that is going to be caused by the dip. She said she had to change her route to leave and return home for fear of damaging her car. She asked that the governing body address the road issues on Ridge and Hance Roads. The County came to Ridge Road and put patch down, but there is still an issue. The Mayor said he is aware of the issues near Hance and Hunting and the dip near the county road, however, the roads meet engineering standards. Administrator Casagrande advised that Engineer Gardella has a future meeting with the County to discuss the recent cave and Ridge Road. Hunting Lane had a collapsed pipe which was TV'd by our contractor last week; it will be repaired.

There being no further comments or questions, the meeting was closed to the public at 7:23 p.m.

Council went into executive session at 7:25 p.m. and this meeting was reconvened at 8:50 p.m.

RESOLUTION

11. Resolution No. 2017-199, Appoint Municipal Alliance Coordinator – Jason C. Clark

WHEREAS, the Borough of Fair Haven, the Borough of Rumson, the Rumson School District, the Fair Haven School District, and Rumson-Fair Haven Regional School District have formed a Local Municipal Alliance for the Prevention of Alcohol and Drug Abuse; and

WHEREAS, the Borough of Fair Haven, the Borough of Rumson, the Rumson School District, the Fair Haven School District, and Rumson-Fair Haven Regional School District have each committed \$5000 annually for the purpose of funding the Rumson-Fair Haven Community Alliance for the Prevention of Alcohol and Drug Abuse; and

WHEREAS, the Borough of Fair Haven has agreed to be lead agency for the purposes of receiving and disbursing all funds required to administer the activities related to the Rumson-Fair Haven Community Alliance; and

WHEREAS, there is a need to appoint a Coordinator for the Rumson-Fair Haven Community Alliance and be accountable to the Rumson-Fair Haven Community Alliance Executive Committee for all Community Alliance activities; and

WHEREAS, the Executive Committee of the Rumson-Fair Haven Community Alliance recommends that Jason C. Clark be appointed as the Coordinator of the Rumson-Fair Haven Community Alliance, at an annual salary of \$18,000.00, which will be prorated for the remainder of 2017.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that, in the capacity as the lead agency for the Rumson-Fair Haven Community Alliance, the Borough agrees to appoint Jason C. Clark, as the Coordinator of the Rumson-Fair Haven Community Alliance, at an annual salary of \$18,000.00, which will be prorated for the remainder of 2017; and

BE IT FURTHER RESOLVED that Jason C. Clark will report directly to the Executive Committee of the Rumson-Fair Haven Community Alliance; and

BE IT FURTHER RESOLVED that Jason C. Clark will also be required to report to the Fair Haven Borough Administrator, for the purposes of receiving and disbursing all funds required to administer the activities related to the Rumson-Fair Haven Community Alliance; and

BE IT FURTHER RESOLVED that copies of this Resolution be sent to the Executive

Board of the Rumson-Fair Haven Community Alliance, the Borough of Rumson, the Rumson School District, the Fair Haven School District and the Rumson-Fair Haven Regional School District.

Offered for adoption by Councilman Marchese, second by Councilwoman Sorensen

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: Councilmembers Jaeger and Wilhelm

ADJOURNMENT

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

Time of Adjournment: 8:51 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR
Borough Clerk