

FAIR HAVEN BOROUGH COUNCIL
FEBRUARY 12, 2018

The meeting was called to order by Mayor Lucarelli at 7:02 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 Jaeger, Marchese, Peters Rodriguez and Sorensen. Absent: Councilwoman Koch. Others present: Administrator Casagrande and Mitchell Jacobs, Esq., Borough Attorney's office.

PRESENTATIONS

With regard to a new telephone system for borough buildings, Administrator Casagrande gave the background of the current phones (15+ years old) and the process taken for a new system. She introduced Chris Alworth, our IT person through the Rumson-Fair Haven Regional Board of Education Interlocal Service Agreement. The Borough has been looking at upgrading our phone system for some time. The main system is housed in the Police Department and run to Borough Hall through a T-1 line. Technology has changed quite a bit over the past 15 years and Verizon has come up with their own voice over IP platform.

Chris Alworth said that the new system is a compatible phone system. Fair Haven does not have any large sites; there is the Borough Hall, Police Department and DPW. Most entities have an on-premise phone system with a server which is housed on premise; this does not work for the Borough because of its multiple buildings. We need flexibility based on each building. We are looking at a Cloud based system with internet access to allow the phone to work no matter where the phone is. It is best to go with a hosted system for accessibility and cost wise. With the Verizon package, the Borough has to buy the phones which is the most cost-effective solution. The T-1 line will be removed which will be a cost savings. Councilman Jaeger asked if the phones are running off of the Borough's Wifi; yes. He asked if good reception can be achieved through the building and Council Chambers. The DPW needs a connection upgrade for reception and band width. The Borough is in a good place; there have been network upgrades over the past 1 ½ years. Councilman Jaeger asked if this new telephone system is compatible for the proposed new DPW and Police Department buildings; yes, the network should handle it.

Administrator Casagrande reviewed the features and costs involved. A conference (Polycom) phone will be ordered for the Council Chambers to allow for conference calling and people to call in, if needed. The phone will allow for flexibility to forward calls to cell phones. Calls out will show that it is coming from the Borough not a home phone or cell phone. Once the phones are installed, employees will receive set up and training. There are many rebates. The total cost for set up will be \$2,560 and our monthly bills will decrease \$800-\$1,300. We will keep the fax and elevator lines. Councilman Peters said there are a lot of moving parts and he wants to see a solid bill. Administrator Casagrande advised that there is a window (by February 23rd) to reply to Verizon in order to secure the rebates. The proposal was sent to the Mayor and Councilmembers Jaeger and Sorensen; it will be sent to Councilman Peters and the rest of Council tomorrow.

WORKSHOP SESSION

Mayor Lucarelli said there were a few street opening requests from NJ Natural Gas Company as follows:

- 27 Park Lane-Retire Service
- 33 DeNormandie Avenue-Retire Service
- 171 Oak Place-New Service
- 2 Rutgers Drive-New Service
- 173 Hunting Lane-Retire Service

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

Annual Girls on the Run event request (June 3rd at 9:30 a.m.) including lawn sign permission.

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

A request was received from Cameron Spector on behalf of the Rumson-Fair Haven Tower Players to use Memorial Park as an education piece for "The Secret Garden". Jen Costa

is the liaison and explained what the request is for. There are several Fair Haven businesses participating with hidden keys. The students will wear period costumes to bring awareness to the Secret Garden. The event is planned for March 4th. They felt Memorial Park would be the perfect location to place a table (near the Christmas tree) to check in and hand out the prizes for the keys. They would set up around 11:30 a.m. and clean up around 2:30 p.m. There would not be any hidden keys in the park. Council asked that Mr. Spector and Ms. Costa meet with the Memorial Park Committee to discuss; the meeting is to be set up by Parks and Recreation Director, DJ Breckenridge.

At a prior meeting, a resident brought up a concern about lack of stop signs in his neighborhood. Chief McGovern said the Police Department looked at the areas of concern and had some site issues addressed. The intersection of Linden Drive and Buttonwood Drive has a sign missing and there is an ordinance on the books so it should be replaced; DPW has been asked to put it back up. The intersection of Park Lane and Linden Drive needs an ordinance and a sign, as well as Oak Place and Laurel Drive. Councilman Rodriguez said Josh Halpern has a concern about the intersection of Buttonwood and Spruce; there is no sign and there is a lot of truck traffic due to construction. Chief McGovern will look at the ordinance to see if Spruce Drive is included. The Chief and Borough Clerk will work on drafting an ordinance amendment. Councilman Peters said he wants to look at the site because once a sign goes in, it cannot be taken out. Chief McGovern said that he has received complaints and concerns about Forman and Smith Streets; this area will need a four way stop after the Acme project is finished. The DPW will also be looking at the striping of the roads as well. Mayor Lucarelli requested a history of accidents in the area of Buttonwood Drive.

With regard to a Police Vehicle Replacement Policy, Chief McGovern provided a schedule of vehicles with mileage and a replacement plan. Councilman Peters said that he met with the Chief several times and there is a plan to replace one vehicle per year with Ford Explorer/Interceptor vehicles. The older vehicles will be auctioned or repurposed. Councilman Jaeger said this plan will reduce the cost of vehicle maintenance. It costs approximately \$5,000 to maintain the vehicles per year. It is necessary to avoid keeping vehicles beyond their maintenance because it can become more-costly. Procedure has been to repurpose some of the police equipment by installing it into the new vehicle. Fair Haven is fortunate to service and maintain our vehicles, in-house, which is quite a savings. Councilman Peters said Chief McGovern has prioritized the vehicles and the police need the best working vehicles since they deal with many emergency calls. Motion to accept the Police Vehicle Replacement Policy moved by Councilwoman Sorensen, second by Councilman Peters with Ayes by all present.

There was discussion regarding amendments to the engineering fees we charge. Based on input from the Borough/Planning Board Engineer, Assistant Engineer and Zoning Board Engineer with regard to the fees that are charged for projects in town, the Borough Attorney will be asked to come up with an ordinance amendment. Some projects that have come to the Borough deal with water and grading that affect other properties and need engineering review/input if not going before a board. Other factors that come to play were laid out. Administrator Casagrande distributed a handout with suggested language. There was concern about who would review the matter and make the determination on the projects that do not go before a board. This matter is still a work in progress; once closer to finalization, it will be sent to the Mayor and Council for consideration.

Administrator Casagrande advised that the proposed front porch ordinance amendment was being brought back to the forefront since it was discussed at the end of last year; an ordinance cannot be introduced in one year and adopted the next. Councilmembers Marchese and Peters should review it so we can move forward, if Council so decides. The consensus was to move the amendment forward.

Councilman Marchese said that a proposed resolution for prohibiting recreational marijuana was discussed at the January 22nd meeting. He read the Borough Attorney's draft and gave recommendations, but he did not see them included in this evening's version. Councilman Jaeger said that the resolution can be to the point such as, "marijuana should not be allowed within one mile of a school or park". Keep it away from our youth. The Borough would be "jumping the gun" with an ordinance or resolution because there is nothing legalizing it in NJ as of this date. Mayor Lucarelli said that he went to a League of Municipalities event and there are many opposed to legalizing marijuana. We also have the guidance of the Rumson-Fair Haven Municipal Alliance. Councilman Rodriguez said that this pertains to quality of life and safety issues and an ordinance is not a good move especially since there are federal laws in place. He also gave the Borough Attorney his thoughts on the draft resolution; a general resolution of the

Borough's position is good to put on record. Councilman Peters said he is against outright prohibition until official action is taken federally. The Mayor said many municipalities are giving their thoughts on this topic. The governing body was directed to mark up the resolution to be discussed during workshop on February 26th. There was an online article that stated Councilman Marchese was against medical marijuana; this article has since been corrected.

The next topic to be discussed is a possible "No Knock" ordinance. Mayor Lucarelli said that vendors are coming to town and we are receiving complaints. There have been Facebook postings about certain vendors, the hours and asking why solicitors are allowed to come door to door. The Borough Clerk and Chief McGovern advised the governing body of the complaints that have been received regarding peddlers/solicitors who are knocking on doors after 7:00 p.m. Most vendors have a permit to solicit and we are doing our best to have the solicitation stop by 7:00 p.m. There are some organizations who are federally exempt from local ordinances to solicit and we have run into problems with them wanting to solicit until 9:00 p.m.; we have tried to reach a compromise, but the organizations are providing successful lawsuits/information, etc. Our Borough Attorney is aware of the case law and exemptions. Many towns have created a "No Knock" ordinance; samples were provided in the Council's meeting packet. The Clerk advised that the organizations that are federally exempt, will still be if we adopt a similar ordinance. Most ordinances allow for residents to register their home as not wanting such solicitations. The Chief and Clerk were asked to work with the Borough Attorney to come up with a draft ordinance to discuss on the February 26th workshop agenda.

Administrator Casagrande gave the governing body a synopsis of the NJ SEM report which shows our sustainable energy savings through their co-op. The governing body was given a copy of the report. The Environmental Commission was also provided a copy for their review.

PUBLIC COMMENT ON AGENDA ITEMS

The meeting was opened to the public for comments or questions at 8:07 p.m. Susan O'Brien, River Road, asked why the Clean Communities Grant was being cancelled by Resolution No. 2018-54; the money is from a 2016 grant and has not been used so by cancelling it the money will go to surplus. Our Chief Financial Officer does not feel that grants should be carried on the books past two-years. She also noted Resolution No. 2018-45 which cancels taxes for one of the Captain's Pointe lots.

There being no further comments or questions, the meeting was closed to the public at 8:08 p.m.

APPROVAL OF MINUTES

Councilman Marchese made a motion to approve the Regular Meeting minutes of January 22, 2018, second by Councilman Peters

Affirmative: Councilmembers Marchese, Peters and Rodriguez

Negative: None

Abstain: Councilmembers Jaeger and Sorensen

Absent: Councilwoman Koch

Councilwoman Sorensen made a motion to approve the Executive Session minutes of January 22, 2018, second by Councilman Peters

Affirmative: Councilmembers Marchese, Peters, Rodriguez and Sorensen

Negative: None

Abstain: Councilman Jaeger

Absent: Councilwoman Koch

OLD BUSINESS
HEARING AND ADOPTION OF ORDINANCES

1. Ordinance No. 2018-01, Index Rate Ordinance

**2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

On motion of Councilwoman Sorensen, second by Councilman Peters with Ayes by all present, Mayor Lucarelli opened the meeting for comments or questions at 8:09 p.m.

There being no comments or questions, the Hearing was closed to the public at 8:09 p.m.

on motion of Councilman Peters, second by Councilwoman Sorensen with Ayes by all present.

Offered for adoption by Councilwoman Sorensen, second by Councilman Marchese

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

NEW BUSINESS - CONSENT AGENDA
RESOLUTIONS

1. Resolution No. 2018-45, Authorize Cancellation of Taxes: Block 51, Lot 30.01

WHEREAS, the Tax Assessor of Borough of Fair Haven has advised the Borough that the above lot was incorrectly placed on the tax rolls for year 2017; and

WHEREAS, the error occurred when the Capitan's Point subdivision was perfected resulting in an extra parcel being taxed by the Borough; and

WHEREAS, the assessment resulted in an erroneous charge in the amount of \$21,280.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of Borough of Fair Haven that the Tax Collector is hereby authorized and directed to void the assessment for the 2017 tax year on property known as Block 51, Lot 30.01 and refund \$21,280.00 to the taxpayer.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

2. Resolution No. 2018-46, Authorize Mayor to Execute Fence Agreement – Sarto

WHEREAS, John Sarto and Jennifer Sarto are the owners of property known as 49 Gillespie Avenue, Block 50, Lot 9 upon which is located a single-family home; and

WHEREAS, during the course of a Zoning Board of Adjustment application filed by the property owner, it was discovered that an existing wood fence was located within the rights-of-way of Clay Street and Gillespie Avenue; and

WHEREAS, the Borough has agreed to entered into a license agreement with the property owner to allow the fence to remain in the rights-of-way provided that the fence complies with the height criteria for sight triangles.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Haven, County of Monmouth, State of New Jersey, approves the attached license agreement and authorizes the full execution thereof by the Mayor and Borough Clerk of Fair Haven.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

3. Resolution No. 2018-47, Authorize Mayor to Execute Contract with Robert Venino, Esq. Special Title Counsel

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 2018; and

WHEREAS, the Borough of Fair Haven is the owner of real property on Fisk Street, Third Street and Cedar Avenue; and

WHEREAS, it has been determined that Block 39, Lot 20 has a title defect that requires specialized legal services to resolve; and

WHEREAS, Richard Venino, Jr. has expertise in resolving title defects and has submitted a proposal for his services; and

WHEREAS, said professional has 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 2018 Municipal Budget; and

WHEREAS, said professional has 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 Mayor and Council of the Borough of Fair Haven, that Richard Venino, Jr. is hereby appointed Special Counsel to address the title defects relating to Block 39, Lot 20.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

4. Resolution No. 2018-48, Approve 2018 Contract with Edmunds for Tax, Finance and Animal Control Programs

WHEREAS, the Borough of Fair Haven is provided Tax Collection, Finance, Payroll and Animal Licensing software maintenance services and for the Tax Collection scanner/validator hardware maintenance through Edmunds & Associates, Inc. 301A North Tilton Road, Northfield, New Jersey 08225 for its 2018 software and hardware maintenance; and

WHEREAS, the Borough desires to enter into a maintenance contract for the year 2018 to provide continued service for the tax, finance, payroll and animal licensing programs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the 2018 maintenance contract with Edmunds & Associates, Inc. be approved in the amount of \$9,899.00 for software maintenance and \$482.00 for hardware maintenance.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

5. Resolution No. 2018-49, Amend January 22, 2018 Bill List total

WHEREAS, Resolution No. 2018-44, Payment of Vouchers, was approved by the governing body at the January 22nd Council Meeting with a total of \$3,927,728.67; and

WHEREAS, it was noted that a few vouchers for meal allowance exceeded the \$10 maximum; and

WHEREAS, the updated bill list amount should be \$3,927,718.86 (a difference of \$9.81).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the amended bill list amount is hereby approved.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

6. Resolution No. 2018-50, Appoint Beau Bennardo as Probationary, full-time, DPW Laborer

WHEREAS, there is a need for a full-time laborer for the Department of Public Works in the Borough of Fair Haven; and

WHEREAS, the position was advertised on the Borough's website and the League of Municipalities website; and

WHEREAS, Mr. Bennardo has been a part-time employee in the Public Works Department since 2016 and the Borough Administrator and Director of Engineering and Public Works have confirmed that Beau Bennardo is qualified to fill said position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven, that Beau Bennardo is hereby appointed as a probationary, full time Laborer for the Department of Public Works, for a period of six months, at the annual salary of \$33,779.00 and in accordance with the terms in the Offer Letter attached hereto.

BE IT FURTHER RESOLVED, that the start date of Mr. Bennardo will be determined by the Director of Engineering and Public Works.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

7. Resolution No. 2018-51, Oppose Off Shore Drilling

WHEREAS, on January 8, 2018, the Federal Bureau of Ocean Energy Management (BOEM) announced, in the Federal Register notice, the release of their Draft Proposed Program (DPP) for the 2019-2024 Outer Continental Shelf Oil and Gas Leasing Program. BOEM is requesting public comment on the DPP as well as formal scoping for a Programmatic Environmental Impact Statement for the 2019-2024 Program; and

WHEREAS, this new plan includes the entire Atlantic Ocean from Maine to Florida, **including the waters off New Jersey within 3 miles of beaches**, as well as including other ocean areas totaling some 90% of US ocean waters; and

WHEREAS, New Jersey boasts over 127 miles of beautiful ocean coastline and hundreds of miles of back-bays, estuaries, and other waterways connected to the Atlantic Ocean; and

WHEREAS, the Jersey Shore is essential to the health of our communities, environment and the thriving economy of New Jersey; and

WHEREAS, the Jersey Shore's \$20 billion economy sustains the economy of the State with its bounty of natural resources and intrinsic values for millions of people through tourism. Tourism brings more than \$44.1 billion to NJ's economy each year and provides jobs to more than 500,000 people; and

WHEREAS, recreational and commercial fisheries in NJ provide enormous economic benefits including revenue, food production and recreational activities. In 2014, recreational fishing supported nearly 20,000 jobs and resulted in \$2 billion of retail sales. Commercial fishing supports nearly 7,300 jobs and provides \$152 million in landings, not including restaurant and retail sales; and

WHEREAS, the harmful environmental consequences of offshore oil and gas exploration and development are serious and threaten the environmental and economic assets of New Jersey; and

WHEREAS, according to U.S. Department of the Interior statistics, between 2001 and 2015, there were 589 oil spills in *federal waters*; and

WHEREAS, The BP Horizon disaster in the Gulf of Mexico (2010) is clear evidence of the dangers associated with offshore drilling, including costing the lives of 11 people, devastating coastal economies and countless livelihoods and killing countless marine animals, as well as continuing to cause harm to marine life as documented by a steady flow of studies; and

WHEREAS, oil spills travel vast distances and the Gulf Stream and Labrador Ocean Current all flow toward New Jersey making the region vulnerable to impacts from spills anywhere in the Atlantic Ocean; and

WHEREAS, Department of Interior Secretary Zinke removed Florida from further consideration for drilling due to the importance of coastal tourism to that state and NJ shares this same economic dependence on tourism and clean ocean economies; and

WHEREAS, bi-partisan opposition against drilling off the New Jersey coast has included every Governor since 1985 and a majority of the congressional delegation and most coastal towns; and

WHEREAS, in the January 8, 2018 BOEM Federal Register, they request comments on the Draft Proposed Program (DPP) and scoping comments for the Programmatic Environmental Impact (PEI) Study; and

WHEREAS, coastal municipalities have a profound interest in maintaining strong federal protections for our nation's coastal environment, as well as the economic and social benefits it supports.

NOW, THEREFORE, BE IT RESOLVED, that on this date, February 12, 2018, the **Borough of Fair Haven** hereby opposes offshore oil and gas exploration and drilling activities that would affect the coast of New Jersey and calls upon **Secretary of the Interior, Ryan K. Zinke**, who oversees the Bureau of Ocean Energy Management, to withdraw New Jersey and the entire Atlantic Ocean from consideration for offshore oil and gas exploration, development, or drilling.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

8. Resolution No. 2018-52, Support and Authorize Sustainable Jersey Grant application

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Fair Haven strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Borough of Fair Haven is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues and they have created a grant program called the Sustainable Jersey Small Grants Program;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Haven has determined that Fair Haven should apply for the aforementioned grant.

THEREFORE, BE IT RESOLVED, that Mayor and Council of the Borough of Fair Haven, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant application.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

9. Resolution No. 2018-53, 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. Pension/DCRP Update

Possible Litigation

- 1. 20 Gillespie, LLC
- 2. Yacht Works

Contract Negotiations

- 1. Interlocal Service Agreement with Rumson
- 2. Interlocal Service Agreement with Rumson-Fair Haven Regional High School
- 3. Interlocal Service Agreement with Fair Haven Board of Education
- 4. PBA Contract
- 5. Borough Architect Contract
- 6. Borough Planner Contract

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 Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

10. Resolution No. 2018-54, Cancel Grant Funds

WHEREAS, there exists Grant Receivables and Grant Reserves on the Balance Sheet; and

WHEREAS, it is necessary to formally cancel the receivable balance and their offsetting appropriation balance from the balance sheet, as follows:

Grant(s)	Year	Cancel Appropriation Amount	Cancel Receivable Amount
Chapter 159: Clean Communities	2016	\$304.25	\$0.00
Total		\$304.25	\$0.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven, County of Monmouth and State of New Jersey that the following grant receivable and appropriation balance be canceled.

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

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

11. Resolution No. 2018-55, Payment of Vouchers

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the February 12, 2018 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2017 CURRENT ACCOUNT	\$ 71,457.58
2018 CURRENT ACCOUNT	\$2,278,005.61
GENERAL CAPITAL	\$ 21,952.00
GRANT FUND	\$ 179.00
PAYROLL AGENCY	\$ 13,299.28
OTHER TRUST	\$ 12,988.02
DOG TRUST	\$ 268.80

TOTAL \$2,398.150.29

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

12. Resolution No. 2018-56, Appointments to the Zoning Board

WHEREAS, the Borough of Fair Haven has constituted and appointed a Zoning Board of Adjustment pursuant to N.J.S.A. 40:55D-69; and

WHEREAS, Borough of Fair Haven Municipal Code 30-3.2a provides that the Mayor may appoint Zoning Board members with the confirmation of the Borough Council; and

WHEREAS, a vacancy currently exists on the Zoning Board position with a term that will expire on December 31, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Patricia Quigley is hereby appointed as a Zoning Board member with a term to expire on December 31, 2018 and Mary Ylagan is hereby appointed as a Zoning Board, Alternate #2 member with a term to expire on December 31, 2018.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

13. Resolution No 2018-57, Amend 2018 Temporary Budget - Edmunds & Associates

WHEREAS, emergent conditions have arisen with respect to the payment of bills in a number accounts and no adequate provision has been made in a Year 2018 temporary budget for the aforesaid purposes; and

WHEREAS, NJSA 40A:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned; and

WHEREAS, the total temporary emergency resolutions adopted in the year 2018 for the Borough pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$1,907,028.00 for the Current Fund.

NOW, THEREFORE, BE IT RESOLVED that not less than two-thirds of all members of the Borough Council of the Borough of Fair Haven, New Jersey affirmatively concurring in accordance with the provisions of NJSA 40A:4-20:

1. An emergency temporary appropriation shall be and the same is hereby made for the following purposes:

Account Number	Description	Amount	Reason
Current Account			
8-01-20-130-271	Financial Software	\$ 3,000.00	Edmunds & Associates Contract
TOTAL		\$ 3,000.00	

2. That said emergency temporary appropriations will be provided for in the 2018 budget under the appropriate titles.

3. That one certified copy of this resolution will be filed with the Director of Local Government Services.

Offered for adoption by Councilwoman Sorensen, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilwoman Koch

Reports of Departments

January

- Municipal Clerk
- Dog License
- Planning Board and Zoning Board
- Police Department
- Tax Collector

Motion to accept the reports as submitted moved by Councilman Marchese, 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 8:10 p.m. Councilwoman Sorensen reported on behalf of the Recreation Committee that a schedule for use of the tennis courts is being worked on, Teen Canteen (Knights (k)night) is coming up and registration began for the Annual Father/Daughter Dance which is always very popular (currently 300 registrants since last Thursday). The on-line registration system is working great. There is a trip to see the NJ Devils play on March 4th (anyone interested can sign up on-line). There are some drainage issues on Fair Haven Field #2 and #4 which will be corrected before opening day. The Recreation Committee would like the fencing to go back up at the Community Center fields; two quotes were received for the work which is part of the small capital plan approval given by the Mayor and Council. We are trying to come below \$5,800 with the quotes for fencing; we are looking to extend it along the baseball fence line for everyone's protection. Mayor asked for an engineer's drawing for the next meeting so that Councilman Peters can review. Councilwoman Sorensen stated that the bench program is going to the next phase and a brochure is being created. She met with Recreation and the Borough Engineer on this. The intent is the Borough would be installing or replacing benches with an opportunity to donate a bench near BIC Hall, pocket parks at the end of Hance and Grange Roads, as well as, the tennis courts. There will be 16 benches of which 15 are being donated. The DeNormandie Avenue park benches will be done differently. The benches donated will be a first come, first serve basis with a small waiting list. This matter will be listed on the March 12th Workshop Agenda.

Angie Callman, corner of Fair Haven Road and Hendrickson Place, came forward with a piece of sidewalk that was broken. She sent an e-mail with photos to the Mayor, Administrator and Engineer. Many of the neighbors are concerned with trucks turning onto Hendrickson Place and damaging the sidewalks due to their weight. Administrator Casagrande said she is aware of the e-mail and also spoke to another neighbor about this. The Borough Engineer has contacted Mazza regarding the damage and he is waiting for a response to repair the sidewalk. A change order will be done to the contract if the Borough has to do the work. We are working on a size of the truck turning onto the roadway so when we go to bid we can specify the truck size

to be used. She cautioned the smaller the truck, the more trips there will be going up and down the street. At this point we are waiting on the Engineer's determination. Chief McGovern said that his officers are directing the trucks because there is a pole near that intersection and the size of the street makes it hard to clear the turn. The Mayor said that we still have to remove the material from our Class B facility so he reiterated that the smaller truck will create more trips. We cannot relocate the brush site per the DEP. Councilman Peters said that a reinforced sidewalk could be installed so there would not be an impact. Mrs. Callman asked if trucks are allowed to drive on resident lawns. She is concerned with the aesthetics of her property and asked what can be done because someone is going to get hurt. Administrator Casagrande said that she would have DPW take a look at the area and cone off the damaged sidewalk. Concrete cannot be poured in the winter months.

Susan O'Brien, River Road, asked about the proposed new telephone system and if there is WIFI at BIC Hall. Administrator Casagrande said there wouldn't be phones at BIC Hall as most people have cell phones. The new telephone system will be i-Cloud based with security being handled by Verizon (it falls under their parameters).

Jeff King, Eatontown, said that other towns are having the same discussions with regard to marijuana; good vs. bad with marijuana. He said he disagrees with some of the information in the Monmouth County Freeholder's resolution due to some exaggerations (the data is not objective, in his opinion). Mr. King is an advocate for medical marijuana. He appreciated the governing body not jumping to conclusions and said most governing bodies do not think the way Fair Haven does. He commended Mayor and Council for taking the time to consider all points. He read a few points that could be included in the Borough's resolution to Trenton.

There being no further comments or questions, the meeting was closed to the public at 8:35 p.m.

Council went into executive session at 8:38 p.m. and this meeting was reconvened at 9:35 p.m.

ADJOURNMENT

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

Time of Adjournment: 9:35 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR
Borough Clerk