

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by: Councilman Rodriguez

Second by: Councilwoman Koch

AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-92


TITLE: CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Haven, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.


Allyson M. Cinquegrana, RMC/CMR
Municipal Clerk

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by: Councilman Rodriguez

Second by: Councilwoman Koch

AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-93


**TITLE: AUTHORIZING THE BUSINESS ADMINISTRATOR TO SIGN ALL
APPLICATIONS NECESSARY TO SUBDIVIDE BOROUGH PROPERTY
KNOWN AS BLOCK 39, LOT 20**

WHEREAS, the Borough is the owner of property known as Block 39, Lot 20 for which the State of New Jersey has granted an amendment to the Borough ROSI to remove a portion of the property; and

WHEREAS, a subdivision is required to separate the property into two (2) lots, one (1) within the ROSI and one (1) outside of same.

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 Business Administrator is authorized to execute any and all applications required for the subdivision of the aforementioned property.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.


Allyson M. Cinquegrana, RMC/CMR
Borough Clerk

**COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION**

Motion by: Councilman Rodriguez

Second by: Councilwoman Koch

AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-94

TITLE: EXECUTIVE SESSION

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. DPW Staffing

Litigation

1. Housing Element and Fair Share Plan

Possible Litigation

1. Right of Way Determination for Pocket Parks

Pending Litigation

1. Yacht Works

Acquisition of Property

1. River Road


Contract Negotiations

1. Public Relations Firm RFQ
2. Tax Collector Position
3. Solid Waste and Recycling 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.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.


Allyson M. Cinquegrana, RMC/CMR
Municipal Clerk

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MONMOUTH COUNTY, NEW JERSEY
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AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-95


TITLE: APPOINTMENT OF BRIAN ALLISON AS A PERMANENT SCHOOL CROSSING GUARD

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 by Brian Allison who meets all of the required qualifications.

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that Brian Allison is hereby appointed as a Permanent School Crossing Guard with an annual salary of \$9,160.00 effective April 30, 2019.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019



Allyson M. Cinquegrana, RMC/CMR
Municipal Clerk

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MONMOUTH COUNTY, NEW JERSEY
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AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-96

TITLE: APPOINT TWO, PART TIME SEASONAL PUBLIC WORKS LABORERS – JONATHAN BEVACQUA AND LIAM STEPHENS

WHEREAS, there is a need for part-time Seasonal Public Works Laborers; and

WHEREAS, Richard Gardella, Director of Engineering and Public Works reviewed the applications submitted and submitted his recommendation for Jonathan Bevacqua and Liam Stephens be appointed as part-time Seasonal Laborers with hours not to exceed the number of hours required to be considered full time; and

WHEREAS, the rate of pay for this position is \$13.00 per hour.

NOW, THEREFORE, BE IT RESOLVED that the appointments of Jonathan Bevacqua and Liam Stephens as part-time Seasonal Laborers are hereby confirmed. The start date for Jonathan Bevacqua will be June 19, 2019 and Liam Stephens will start June 24, 2019.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.



Allyson M. Cinquegrana, RMO/CMR
Municipal Clerk

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MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by: Councilman Rodriguez

Second by: Councilwoman Koch

AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-97

**TITLE: PURCHASE AUTHORIZATION FOR CAPITAL ITEM EXPENDITURE –
IDEMIA LIVE SCAN FINGERPRINT MACHINE**

WHEREAS, there is a need to update the Borough's current fingerprint system as it is outdated and no longer serviceable; and

WHEREAS, funds have been authorized for the purchase of a Live Scan Fingerprint Machine in the 2019 Capital Budget; and

WHEREAS, the Borough Administrator and Police Chief are jointly recommending a Capital Item purchase authorization, as follows:

POLICE DEPARTMENT

IDEMIA Live Scan Fingerprint Machine

TOTAL NOT TO EXCEED

\$12,166.00

WHEREAS, the IDEMIA Live Scan Fingerprint will be purchased through an approved State Contract Vendor (Idemia 5515 East La Palma Avenue, Suite 100, Anaheim, CA 92807: State Contract T3083) as verified by the Borough's Qualified Purchasing Agent (QPA).

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-04-56-971-000 where funds have been certified by the Chief Financial Officer.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019



Allyson M. Cinquegrana, RMC/OMR
Municipal Clerk

Borough of Fair Haven
748 River Road
Fair Haven, NJ, 07704

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:30-14.5, and any other applicable requirement, I, Colleen Lapp, Chief Financial Officer of the Borough of Fair Haven have ascertained that there are available sufficient uncommitted appropriations to award a contract:

Budget Year: 2019

Vendor: **IDEMIA**
5515 East LaPalma Avenue
Suite 100
Anaheim, California 92807

Purpose:
As per Resolution No. 2019-97

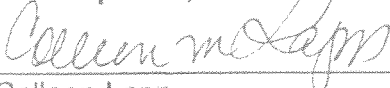
Police Department: Livescan Fingerprint Machine

Amount not to exceed: \$ 12,166.00

Appropriation:

C-04-56-971-000

Date: April 29, 2019



Colleen Lapp
Chief Financial Officer

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
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Motion by: Councilman Rodriguez

Second by: Councilwoman Koch

AFFIRMATIVE: Councilmember Rodriguez

NEGATIVE: None

ABSTAIN: Councilwomen Koch, Rice and Sorensen

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-98

TITLE: WAIVE BOROUGH CODE 3-19, SECTION 3-19.1 PROHIBITION OF OPEN CONSUMPTION OF ALCOHOL AND SECTION 9-1.22 ALCOHOLIC BEVERAGES PROHIBITED ON PUBLIC PROPERTY

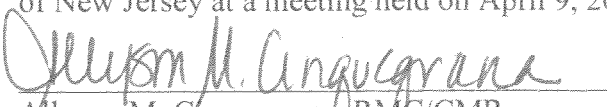
WHEREAS, the Borough of Fair Haven will be holding a picnic for Fair Haven Day on June 15, 2019 (rain date June 16, 2019); and

WHEREAS, Borough Code 3-19.1 “prohibits open consumption of any alcoholic beverages on public property within the Borough unless authorized by the Governing Body, or on private property without consent of the owner of the property or the person, over the age of twenty-one (21) years, in possession or control of the property” and Borough Code 9-1.22 “prohibits alcoholic beverages while in a public park, open space, sanctuary, or recreation area and all persons shall conduct themselves in a proper and orderly manner and, in particular, no person shall bring alcoholic beverages, drink same at any time nor shall any person be under the influence of intoxicating liquor”; and

WHEREAS, the picnic will take place at Fair Haven Fields and will include the provision of alcoholic beverage requiring that the above-mentioned codes be waived for alcohol purchased through the Foundation of Fair Haven as no outside alcohol will be permitted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Borough Codes 3-19.1 and 9-1.22 be waived on June 15, 2019 (rain date of June 16, 2019) between the hours of 4:00 p.m. and 10:00 p.m. for Fair Haven Day and codes be waived for alcohol purchased through the Foundation of Fair Haven as no outside alcohol will be permitted.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 9, 2018.


Allyson M. Cinquegrana, RMC/CMR
Municipal Clerk

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Motion by: Councilman Rodriguez

Second by: Councilwoman Koch

AFFIRMATIVE: Councilman Rodriguez

NEGATIVE: None

ABSTAIN: Councilmembers Koch, Rice and Sorensen

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-99

TITLE: ESTABLISH PERSONNEL FOR THE FAIR HAVEN DAY EVENT

WHEREAS, the Mayor and Council of the Borough of Fair Haven that the Borough Administrator is authorized to allocate Borough resources, including Borough Personnel and budgeted funds, to successfully carry out the Fair Haven Day event on June 15, 2019.

BE IT FURTHER RESOLVED that Police personnel will receive the Special Duty Rate of \$50.00 per hour as per Ordinance 2017-10.

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.



Allyson M. Cinquegrana, RMC/CMR
Municipal Clerk

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AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters

RESOLUTION NO. 2019-100

TITLE: TEMPORARY EMERGENCY APPROPRIATION

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 2019 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 2019 for the Borough pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$3,046,892.69 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			
9-01-43-490-101	Municipal Court Salaries	\$ 2,000.00	Need until adoption
9-01-20-130-202	Finance Contractual	\$ 500.00	Need until adoption
9-01-27-330-211	Bd of Health Contractual	\$10,000.00	Need until adoption
9-01-43-491-202	ILSA Finance	\$ 500.00	Need until adoption
9-01-20-158-211	Legal Services Contractual	\$20,000.00	Need until adoption
TOTAL		\$ 33,000.00	

2. That said emergency temporary appropriations will be provided for in the 2019 budget under the appropriate titles.

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

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.


Allyson M. Cinquegrana, RMC/OMR
Municipal Clerk

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Second by: Councilwoman Koch

AFFIRMATIVE: Councilmembers Koch, Rice, Rodriguez and Sorensen

NEGATIVE: None

ABSTAIN: None

ABSENT: Councilmembers Banahan and Peters


RESOLUTION NO. 2019-101

TITLE: PAYMENT OF VOUCHERS

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the April 29, 2019 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2018 CURRENT ACCOUNT	\$ 105,335.48
2019 CURRENT ACCOUNT	\$ 1,350,645.39
GENERAL CAPITAL	\$ 35,934.50
GRANT FUND	\$ 846.57
OTHER TRUST	\$ 2,435.88
DOG TRUST	\$ 369.40
TOTAL	\$ 1,495,567.22

I, Allyson M. Cinquegrana, Municipal Clerk of the Borough of Fair Haven in the County of Monmouth and the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Mayor and Council of the Borough of Fair Haven in the County of Monmouth in the State of New Jersey at a meeting held on April 29, 2019.


Allyson M. Cinquegrana, RMC/CMR
Municipal Clerk