

**FAIR HAVEN BOROUGH COUNCIL
MARCH 9, 2020**

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. The Sunshine Law Statement was read.

ROLL CALL

On Roll Call the following were present: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen. Others present: Administrator Casagrande and Attorney Alfieri.

Ordinance No. 2020-02, Authorize Purchase of 623 River Road

The public was advised that this ordinance would be postponed and heard at a future meeting. Motion to postpone action on this Ordinance to a future meeting (new date to be noticed when it is decided) moved by Councilwoman Sorensen, second by Councilwoman Koch

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

WORKSHOP SESSION

A proposed resolution to Oppose the Northeast Supply Enhancement Project Pipeline was received from Clean Ocean Action for the governing body to consider. All members of Council agreed to have a resolution listed on the March 23rd agenda.

PUBLIC COMMENT ON AGENDA ITEMS

The meeting was opened to the public for comments or questions at 7:04 p.m. Bea Sena, Lake Avenue, asked the Mayor and Council to explain the Northeast Pipeline, and address what it is. Attorney Alfieri said that there is a proposal to place a methane gas pipeline to supply energy for New Jersey and New York. Councilwoman Chrisner-Keefe read the notice received. Councilwoman Koch said it would be a 23-mile pipeline through the Raritan Bay to the New York Bay and the line would originate from Old Bridge. Attorney Alfieri supplied Mrs. Sena with a copy of the proposed resolution provided in the Council's packet.

There being no further comments or questions, the meeting was closed to the public at 7:06 p.m.

APPROVAL OF MINUTES

Councilwoman Sorensen made a motion to approve the Regular Meeting minutes of February 24, 2020, second by Councilwoman Koch.

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

OLD BUSINESS

HEARING AND ADOPTION OF ORDINANCES

1. Ordinance No. 2020-01, Index Rate (COLA) Ordinance

**2020 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK**

On motion of Councilwoman Sorensen, second by Councilwoman Koch with Ayes by all present, Mayor Lucarelli opened the meeting for comments or questions at 7:06 p.m.

Councilwoman Chrisner-Keefe asked Administrator Casagrande if the CAP bank allows the Borough to access an appropriation from a prior year's ordinance. Administrator Casagrande said the Borough does not usually use it, but does bank it in case. This would be for the appropriations CAP for 2021 and 2022.

There being no further comments or questions, the Hearing was closed to the public at 7:08 p.m. on motion of Councilwoman Koch, second by Councilman Rodriguez with Ayes by all present.

Offered for adoption by Councilman Rodriguez, second by Councilwoman Koch

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

2. Ordinance No. 2020-02, Authorize Purchase of 623 River Road

ORDINANCE AUTHORIZING THE BOROUGH OF FAIR HAVEN TO ACQUIRE THE PREMISES KNOWN AS 623 RIVER ROAD, BLOCK 25, LOT 10, IN THE BOROUGH OF FAIR HAVEN, MONMOUTH COUNTY, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-1 ET SEQ.

Please see the action taken at the beginning of this meeting. This ordinance was postponed to a future meeting (date to be determined and announced in the near future).

NEW BUSINESS

Council Committee Reports

Finance - Councilman Banahan advised that nothing has changed since the February 24th meeting. There have been questions regarding the CAP bank.

Personnel - Councilwoman Chrisner-Keefe advised that the Personnel Committee met with various personnel. The Policy and Procedures Manual was reviewed and is currently undergoing an update; it applies to all (employees, Borough Officials, contractors, etc). There is an anti-harassment policy in effect which will be distributed to everyone, including boards, commissions and committees. Mayor Lucarelli asked if the Borough was close to state of art. The manuals/policies are going through a thorough overhaul, but the current policy addresses everything and is comprehensive. Administrator Casagrande advised that the Borough is part of the MEL through the Joint Insurance Fund; our policy will be reviewed and any advisements that we may have will be provided to them.

Planning & Zoning - Councilwoman Koch said at the January Planning Board meeting, one application was carried to the next meeting which will take place next week. At the Zoning Board meeting, there were three appeals carried to the April Meeting. There is a potential date of March 25th for the Restaurant Committee to hold a public meeting regarding what has been done so far. Administrator Casagrande said that the date is pretty much set, but hinges on what is going on with the Coronavirus; the date is being held to see what the state does regarding meeting regulations. The Restaurant Committee has been meeting every Wednesday for the last five months and has done a lot of work and review.

Police, Fire & OEM - Councilman McCue said in February there were 12 first aid calls, 11 fire calls and 704 police responses. On March 5th, he and two patrolmen attended Coronavirus training. Chief McGovern advised that he had ordered supplies when the Coronavirus first came about and had training for our first responders on calls and how they should be handled. He advised Governor Murphy has put out a State of Emergency regarding price gouging for supplies, this evening, just before this meeting started. Our officers have attended all of the training and conference calls regarding this topic.

Engineering, DPW and Borough Facilities - Councilman Rodriguez reported that Ordinance No. 2020-02 has been carried to a future meeting. The Borough is working on cleaning the bayonet on the Doughboy statue in Memorial Park.

Parks and Recreation and Communications - Councilwoman Sorensen said the Father/Daughter Dance was a huge success with 400 participants. The Mother/Son Dance is planned for March 27th and 28th; there has been an increase in registrations for this event since it was changed from a brunch. Teen Canteen will be held April 3rd; volunteers are needed. The Easter Egg Hunt will be held on April 4th at McCarter Park. With regard to Communications, the Borough will continue to keep the public updated as much as we can as the information comes in with regard to Borough facilities and the Coronavirus.

CONSENT AGENDA
RESOLUTIONS

1. Resolution No. 2020-69, Executive Session - Personnel, Pending Litigation and Property Acquisition

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. Non-Aligned Employees

Pending Litigation

1. Yacht Works

Acquisition of Property

1. River Road

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

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

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

2. Resolution No. 2020-70, Approve Planning Board Escrow Refund - 5 Laurel Drive

WHEREAS, Megan Davis, 5 Laurel Drive, Block 57, Lot 13 submitted an application to the Planning Board for a Variance Relief; and

WHEREAS, escrow money was posted by the applicant; and

WHEREAS, the applicant withdrew her application for Variance Relief and has requested return of any unused escrow from her application; and

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

Unused Escrow funds in the amount of \$1,215.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Chief Financial Officer will refund the unused Planning Board escrow fees to Megan Davis, 5 Laurel Drive, Fair Haven, New Jersey 07704.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

3. Resolution No. 2020-71, Approve Planning Board Escrow Refund - 763 River Road

WHEREAS, Jessica Dalmedo, 763 River Road, Block 49, Lot 6 submitted an application to the Planning Board for a Minor Site Plan; and

WHEREAS, escrow money was posted by the applicant; and

WHEREAS, the applicant withdrew her application for a Minor Site Plan and has requested return of any unused escrow from her application; and

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

Unused Escrow funds in the amount of \$3,750.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Chief Financial Officer will refund the unused Planning Board escrow fees to Jessica Dalmedo, 93 Black Point Road, Rumson, New Jersey 07760.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

4. Resolution No. 2020-72, Appoint Fair Haven Green Team Members

WHEREAS, the Borough of Fair Haven’s Green Team members serve as the Borough’s agents for the Sustainable Jersey Municipal Certification Process and are composed as follows:

- Laline Neff
- Bonnie Torcivia
- Jacqueline Rice
- Joseph LoGioco
- Myriam Bindas
- Sonja Trombino
- Erin Howard
- Robert Thomson
- Kelly Flanagan
- Councilman Michael Mc Cue

WHEREAS, these individuals are interested in advancing the efforts of Fair Haven in the Sustainable Jersey Municipal Certification program and will continue the work of the Green Team; and

WHEREAS, the Green Team has been creating and cataloging significant sustainability actions so that the Borough of Fair Haven may maintain its Bronze Level Certification under the Sustainable Jersey Program and pursue Silver Certification over the next 2-3 years.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Haven that:

- The Green Fair Haven is active in the community and advancing sustainable practices and actions included in the Sustainable Jersey Municipal Certification Program;
- The Green Team has been and shall continue to be composed of individuals who have demonstrated interest in advancing the efforts of Fair Haven to pursue and maintain certification through the Sustainable Jersey Municipal Certification Program;
- The role of the Green Team has been and shall continue to be to lead and coordinate the sustainability activities of the community.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen
 Negative: None
 Abstain: None
 Absent: None

5. Resolution No. 2020-73, Appointments to the Planning Board, Class II and Class IV

WHEREAS, there are vacancies on the Fair Haven Planning Board for Class II and Class IV that need to be filled.

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Todd Lehder be appointed to the Planning Board as the Class II member with an expiration date of December 31, 2021 and David Paolo be appointed as a Planning Board, Class IV, member with an expiration date of December 31, 2020.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen
 Negative: None
 Abstain: None
 Absent: None

6. Resolution No. 2020-74, Amend 2020 Temporary Budget

WHEREAS, emergent conditions have arisen with respect to the payment of bills in a number of accounts and no adequate provision has been made in the Year 2020 temporary budget for the aforesaid purposes; and

WHEREAS, NJS A 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 2020 for the Borough pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$2,019,264.29 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			
0-01-20-155-211	Legal Services - Contractual	\$10,000.00	Add to Temp Budget
0-01-21-180-211	PB Contractual	\$ 5,000.00	Add to Temp Budget
0-01-25-255-207	Vol Fire Prevention Week	\$ 5,000.00	Add to Temp Budget
0-01-25-275-201	Municipal Prosecutor - Contractual	\$ 3,000.00	Add to Temp Budget
0-01-26-305-202	Solid Waste Contractual	\$10,000.00	Add to Temp Budget
0-01-26-307-270	Recycling Training / Conferences	\$ 2,500.00	Add to Temp Budget
0-01-28-375-209	Parks - Mutt Mitts	\$ 1,500.00	Add to Temp Budget
0-01-31-446-276	Natural Gas Utilities	\$ 5,000.00	Add to Temp Budget
TOTAL		\$ 42,000.00	

2. That said emergency temporary appropriations will be provided for in the 2020 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 Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

7. Resolution No. 2020-75, Payment of Vouchers

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the March 9, 2020 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2019 CURRENT ACCOUNT	\$ 93,136.37
2020 CURRENT ACCOUNT	\$2,270,332.81
PAYROLL AGENCY	\$ 13,009.52
OTHER TRUST	\$ 13,844.47
DOG TRUST	\$ 51.00
TOTAL	\$2,390,374.17

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe

Affirmative: Councilmembers Banahan, Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen

Negative: None

Abstain: None

Absent: None

Reports of Departments

February 2020

-Municipal Clerk

-Dog License

-Planning Board and Zoning Board

-Police Department

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

GOOD OF THE BOROUGH

Mayor Lucarelli opened the meeting to the public for comments or questions at 7:19 p.m.

There being no comments or questions, the meeting was closed to the public at 7:19 p.m.

Council went into executive session at 7:22 p.m. and this meeting was reconvened at 8:43 p.m.

RESOLUTION

8. Authorize Execution of Documents for purchase of property known as 623 River Road

This resolution was held since the hearing and possible adoption of Ordinance No. 2020-02 was postponed until further notice.

ADJOURNMENT

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

Time of Adjournment: 8:43 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR
Borough Clerk