

**FAIR HAVEN BOROUGH COUNCIL**  
**APRIL 27, 2020**

Due to the Coronavirus Pandemic and the need for social distancing, this meeting was broadcasted through the Zoom Webinar Program to allow for the public to access and participate in this meeting.

The meeting was called to order by Mayor Lucarelli at 7:02 p.m. The Flag Salute was led by Councilman McCue and his two sons followed by a Moment of Silent Meditation. The following Sunshine Law Statement was read.

**IN ACCORDANCE WITH THE PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT, PUBLIC MEETINGS MAY BE HELD IN PERSON OR BY MEANS OF COMMUNICATION EQUIPMENT TO INCLUDE STREAMING SERVICES AND OTHER ONLINE MEETING PLATFORMS (NJSA 10:4-8(b)).**

**DUE TO THE COVID-19 SITUATION, THE BOROUGH OF FAIR HAVEN'S MUNICIPAL FACILITIES ARE CLOSED TO THE PUBLIC. THIS MEETING IS BEING PRESENTED THROUGH THE ZOOM MEETING PLATFORM AND BEING BROADCAST FROM BOROUGH HALL, 748 RIVER ROAD, FAIR HAVEN, NJ. PUBLIC PARTICIPATION FOR THIS COUNCIL MEETING OF APRIL 27, 2020 IS AVAILABLE BY CALL IN PHONE NUMBER OR THROUGH WEB CONFERENCE (ZOOM). MEMBERS OF THE PUBLIC WILL BE ON MUTE UNTIL PUBLIC QUESTIONS/COMMENT TIME, WHICH WILL BE ANNOUNCED. AT THAT TIME THE PUBLIC HAS THE OPPORTUNITY TO QUESTION/COMMENT BY PHONE OR THROUGH ZOOM BY THE "RAISE HAND" BUTTON AND WILL BE CALLED ON AT THE APPROPRIATE TIME.**

**NOTICE OF THIS MEETING WAS INCLUDED IN A SCHEDULE OF MEETINGS SENT TO THE ASBURY PARK PRESS, THE TWO RIVER TIMES, THE HUB AND THE STAR LEDGER ON JANUARY 9, 2020 POSTED ON THE BOROUGH WEBSITE, THE BULLETIN BOARD IN THE MUNICIPAL BUILDING AND HAS REMAINED CONTINUOUSLY POSTED AS REQUIRED UNDER THE STATUTE.**

**ROLL CALL**

On Roll Call the following were present via Zoom remote access: Mayor Lucarelli, Councilmembers Chrisner-Keefe, Koch, McCue, Rodriguez and Sorensen. Absent: Councilman Banahan. Others present: Administrator Casagrande, Chief McGovern and Attorney Alfieri:

**WORKSHOP SESSION**

A tree removal appeal letter was submitted by K.M. Hughes Fine Homes for removal of trees at 119 and 121 Hance Road. Bill Brooks, Borough Forrester, submitted a reply memo regarding the trees and recommended removal and replacement trees, post construction. Motion to approve moved by Councilman Rodriguez, second by Councilman McCue with Ayes by all present.

Attorney Alfieri reviewed a Termination of Drainage Easement for 901 River Road. This matter was discussed and approved last summer by the governing body. It deals with a drainage easement from the 1960s which belongs to the County, but the Borough and County are named as the grantees of the easement. The Borough approved the concept last summer and the matter was delayed, at the County level, regarding the easement language. What was provided in Council's packet is the final document. If the governing body agrees, a resolution will authorize execution of the document and the county will get a new easement for the drainage pipe. Engineer Gardella reviewed the matter and has no objection. The resolution can be listed on the May 11<sup>th</sup> agenda. Councilwoman Chrisner-Keefe asked, from a legal prospective, if there is any benefit to waiting for the new easement to go through before agreeing to terminate this easement. This is really a County easement (the new easement) and they are party to the termination, as well, which is why we need to act on the resolution for the proceeding to move forward. Councilwoman Chrisner-Keefe said it is her understanding that this is actually a vacant lot. Attorney Alfieri said there was a house at one time that has since be vacated and this pipe ran right under the house which had nothing in it.

**PUBLIC COMMENT ON AGENDA ITEMS**

The meeting was opened to the public for comments or questions at 7:07 p.m, There were attendees; they were asked to use the "Raise your hand" button if they wished to be heard. The public was advised to use \*9 if calling in from their home phone which raises their hand. Councilwoman Chrisner-Keefe said that she had received an e-mail from Mrs. Ruth Blaser, River Road, with a few questions. She asked what the total amount of money is in the Storm Reserve Trust Fund and what is available. Administrator Casagrande said that she did not have the exact amount, at hand, but believed there was \$48,000 in the trust.

New Jersey opened this reserve to the municipalities for COVID-19 related expenses. We can add to this fund as part of our 2020 budget if we choose to do so. With regard to Resolution No. 2020-87, Budget Transfer Resolution, there is a line item marked Monmouth County Dispatch ILSA. It is our Interlocal Service Agreement with the County for dispatch services and provides funds so we can make payment to the County for this service. There is a January bill for Surenian just shy of \$11,000; what is the time period it pertains to. Administrator Casagrande said that it is everything that Mike Edwards, Esq. has done with regard to the Fair Share Housing matter beginning January 2<sup>nd</sup>. There was a similar question with regard to Bond Counsel's bill; they are still being paid out of the 2019 budget from the total bond service billing for last year. They may have billed us late or we did not pay their entire bill. Councilwoman Chrisner-Keefe asked about the storm reserve fund and how much is in there; it is our storm reserve trust and there was about \$48,000 pre-COVID. She asked if we have to authorize each payment out of the Storm Trust Fund? Administrator Casagrande the State expanded the use of the Storm Trust Fund to include COVID expenses (i.e. the payment to Chief McGovern on this meeting's bill list pertains to COVID related supplies).

There being no further comments or questions, the meeting was closed to the public at 7:18 p.m.

### **APPROVAL OF MINUTES**

Councilwoman Sorensen made a motion to approve the Regular Meeting minutes of April 6, 2020, second by Councilwoman Koch.

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

Negative: None

Abstain: None

Absent: Councilman Banahan

### **NEW BUSINESS**

#### **Council Committee Reports**

**Finance** - Councilman Banahan was absent from the meeting.

**Personnel** - Councilwoman Chrisner-Keefe advised there were no updates with regard to personnel. She and Councilwoman Koch have been in contact regarding the Borough's employees. They are grateful for everyone's efforts during the pandemic and social distancing. She thanked the Borough's Administrative staff, the Police Department and DPW Department.

**Planning & Zoning** - Councilwoman Koch reported that the Planning Board and Zoning Board members including Legal Counsel for both boards met last week through the Zoom platform as a practice and to come up with a "game plan" for reinstating the meetings; Jennifer Johnson, Board Secretary and Administrator Casagrande were part of the discussion. The May meetings will commence (May 7<sup>th</sup> will be the Zoning Board meeting and May 19<sup>th</sup> will be the Planning Board meeting) to address old business. There was discussion regarding meeting protocol and possible challenges with the uploading of information (Exhibits) to be displayed during an application for the public to be able to view. The agenda will be sent out with supporting documents for the June meetings when the time is right. Any new evidence will be presented at the meetings if updated; both attorneys feel it is a manageable situation. There is still time to handle the details for a full board meeting and presenting the materials.

Councilwoman Koch said that she was given the go ahead for the Restaurant Ordinance Review Subcommittee to meet this Wednesday to come up with a timeline; they have already discussed the town-wide survey, the definitions in the ordinance have been redefined and they will now discuss how they will present the plan, virtually, to the public. There will be some sort of synopsis written out to provide to the public and we will notify the residents/public of the date when a public presentation on this matter will be given.

**Police, Fire & OEM** - Councilman McCue reported that we are still dealing with the pandemic; Chief McGovern and the first responders are doing a great job. Lieutenant Townshend participated in an online FEMA COVID webinar which included available grants. The Deputy Emergency Management Coordinator also attended a FEMA webinar on COVID matters. The Chief and first responders used backpack fog machines to spray disinfectant in their vehicles. The machines spray a fine mist which disinfects the equipment and vehicles that are used; the vehicles are being disinfected for the next shift to assist in preventing the spread of any germs. This makes us self-sufficient and helps ease the fears of those who are answering the calls. He thanked the first responders, health care workers and all of the residents who are staying home and doing their due diligence to help flatten the curve. Chief McGovern continues to keep everyone updated on any new information as he receives it. All of the first responders were issued PPE and we are confident with our stockpile of PPE supplies; some of it was distributed

to the Public Works Department. We have 14 current COVID cases, to date, and a total of 22 positive cases since this pandemic (8 cases have been taken off as they have recovered). The Chief continues to participate in weekly conferences with the County OEM, Health Department and other association conferences. The Chief has daily calls with him and the Fair Haven First Aid Squad providing updates accordingly. He asked Chief McGovern to explain why his numbers may not match the State and other media numbers. The Chief stated that in every town, the head law enforcement officer is given a list of every Monmouth County resident who tested positive in which Fair Haven's numbers are supplied plus the Board of Health provides updates with the number of those who have been taken off of the list as they are no longer quarantined. He takes the number of cases and subtracts the number who are no longer quarantined and are considered recovered and resumed back to normal activity i.e. back to work. We have had a few residents transferred to the hospital by our First Aid Squad members and the members wore the appropriate PPE which has helped prevent the spread of the virus. Councilman McCue said that some municipalities have a Police Chief and someone else serve as the Emergency Management Coordinator; Chief McGovern wears both hats and is doing a great job. Fair Haven's COVID-19 numbers are low compared to other municipalities; everyone is doing a fantastic job and it is appreciated.

**Engineering, DPW and Borough Facilities** - Councilman Rodriguez did not have a facility update or report. The Department of Public Works is still collecting brush and leaves. They just moved through Zone C and will maintain the clean up schedule. The parks spring clean-up has begun as well as maintenance and organization at the Public Works yard. They have been doing a daily deep cleaning at the yard of all the major touch points. The brush pile will be addressed in the near future. He said that the Borough appreciates their hard work and putting themselves in harm's way.

With regard to engineering, we have a Stormwater Pollution Prevention Plan that we are maintaining and abiding by. There is capital improvement project work being done. There is base mapping for Harrison Avenue that is being worked on, design work for Hunting Lane, as well as, working on tax maps and assisting the Planning Board with resolution compliance adherence. He thanked the Engineering Department for their hard work as well.

**Parks and Recreation and Communications** - Councilwoman Sorensen stated that Constant Contact was originally going out weekly and since the COVID pandemic has been going out on a daily basis. There has been a lot of repeat information, so it has been decided to send it out twice a week (Mondays, as a What's Happening for the week and Fridays as a retrospective of what took place during the week). If there becomes a need to increase it, we will for the pandemic. Last year the Communications Committee asked for Borough e-mail addresses, as of this week the Council has a Borough e-mail account similar to the Borough employees (first initial, last name @fhboro.net). The public can reach the governing body through these email addresses and it will help with retaining records and OPRA requests. She thanked Councilman Rodriguez for pushing the issue.

From a recreation prospective, there will be an Asbury Park Press article coming, out in the near future, on DJ Breckenridge and all that he has done with challenges/programs during the pandemic. The winner of the March Madness competition through Instagram was the Father/Daughter and Mother/Son dances (first place) and second place was the Fair Haven Baseball parade. Phase II of the daily challenges will start this week (prizes are being sponsored by the Foundation of Fair Haven) and the first one challenge is the Where Am I? Challenge. There is a virtual fishing derby challenge with prizes (participants will have until May 10<sup>th</sup> to complete this), the Kentucky Derby challenge, etc. Since everyone has been doing so well with staying home, we are looking to open the tennis courts in the next few weeks with rules that will need to be adhered to. There will be NO SKATEBOARDING on the courts. We would like people to be out and active. The public is asked to be respectful when at the Fair Haven Dock and just be there to take in the vista; no fishing or crabbing and remain six feet apart per the Governor's order. If there is a violation, we will have to close the dock. Enjoy the parks, trails and the sunshine this weekend.

**CONSENT AGENDA**  
**RESOLUTIONS**

1. Resolution No. 2020-85, Authorize the Use of Storm Recovery Funds during COVID-19 Emergency

**WHEREAS, N.J.S.A. 40A:4-62.1** authorizes municipalities to establish a storm recovery reserve, which may be used "for any purpose necessary to protect the safety, security, health and welfare of its citizens from damage" caused by an emergency that has been declared by the President of the United States or the Governor of the State of New Jersey; and

**WHEREAS**, pursuant to Executive Order, Governor Phil Murphy has declared a State of Emergency and Public Health Emergency to address the Coronavirus emergency; and

**WHEREAS**, pursuant to Local Finance Notice 2020-06, municipalities are authorized to utilize storm recovery reserve funds for their COVID-19 response.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven, in the County of Monmouth, State of New Jersey it hereby authorizes the use of the Borough's storm recovery reserve in order to fund its response to the COVID-19 pandemic.

**BE IT FURTHER RESOLVED** that the Borough Administrator and Chief Financial Officer are hereby authorized and directed to take any and all steps reasonably necessary to effectuate the foregoing.

**BE IT FURTHER RESOLVED** that the Borough Clerk shall transmit a true copy of this resolution to the Director of the Division of Local Government Services in the Department of Community Affairs.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Negative: None

Abstain: None

Absent: Councilman Banahan

2. Resolution No. 2020-86, Authorize Performance Bond Refund to Oceanside Builders, 127-129 Hance Road

**WHEREAS**, Oceanside Builders, Inc. ("Developer"), is the owner of the real property known as Block 33, Lots 34.01 and 34.02 upon which a two (2) lot subdivision was approved; and

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

**WHEREAS**, the Borough Engineer has conducted an inspection and issued a report received April 21, 2020 (a copy of which is attached hereto) authorizing the release of the performance guarantee.

**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 performance guarantee be released and maintenance bond in the amount of 15% (\$1,650.00) be held/maintained for two years.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Negative: None

Abstain: None

Absent: Councilman Banahan

3. Resolution No. 2020-87, 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 a Year 2020 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 2020 for the Borough pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$3,456,215.29 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
<b>Current Account</b>			
0-01-25-260-219	First Aid Supplies	\$4,000.00	Add to Temp Budget
0-01-26-290-101	Streets and Road Salaries	50,000.00	Add to Temp Budget
0-01-32-465-299	Reclamation Fees	\$25,000.00	Add to Temp Budget
0-01-43-487-299	ILSA Municipal Court	\$13,000.00	Add to Temp Budget
0-01-43-490-101	Municipal Court Salaries	\$4,000.00	Add to Temp Budget
0-01-43-493-204	Dispatch ILSA	\$46,313.00	Add to Temp Budget
<b>TOTAL</b>		<b>\$142,313.00</b>	

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.

The Borough Clerk advised that an amended resolution was sent via e-mail to the governing body late this afternoon with the addition of Streets and Roads salaries in the amount of \$50,000 for a total transfer resolution of \$142,313.00 and a total amount of \$3,456,215.29.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Negative: None

Abstain: None

Absent: Councilman Banahan

4. Resolution No. 2020-88, Authorize Agreement with Monmouth County for the Community Development Program and execution (FY2021-2023)

**WHEREAS**, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

**WHEREAS**, it is necessary to establish a legal basis for the County and its people to benefit from this program; and

**WHEREAS**, an Agreement has been proposed under which the Borough of Fair Haven and County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

**WHEREAS**, it is in the best interest of the Borough of Fair Haven to enter into such an agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fair Haven, that the agreement entitled "**AGREEMENT BETWEEN THE COUNTY OF MONMOUTH AND BOROUGH OF FAIR HAVEN FOR THE ESTABLISHMENT OF A COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES**", a copy of which is attached hereto, be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon its enactment.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Negative: None

Abstain: None

Absent: Councilman Banahan

5. Resolution No. 2020-89, 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 27, 2020 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2019 CURRENT ACCOUNT	\$	1,237.50
2020 CURRENT ACCOUNT	\$	917,602.66

GENERAL CAPITAL	\$	16,255.76
OTHER TRUST	\$	11,485.18
DOG TRUST	\$	6.00
<b>TOTAL</b>	<b>\$</b>	<b>946,587.10</b>

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Negative: None

Abstain: None

Absent: Councilman Banahan

**Reports of Departments**

**March 2020**

-Police Department

-Tax Collector

-Municipal Court

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

**GOOD OF THE BOROUGH**

Mayor Lucarelli opened the meeting to the public for comments or questions at 7:38 p.m. Rachele Blume, Hance Road, inquired about the tree removal appeal from K.M.Hughes for 119 Hance Road, and asked how many trees are being removed and the species being removed. As a neighbor she was concerned about the integrity and maturity of the landscape. Administrator Casagrande said they are looking to take 3 trees out and she read from the Borough Forrester’s memo to Council stating that two of the trees exceed the significant specimen tree size and the trees are in close proximity to the construction over dig which would render them unstable and threaten the neighboring property to the south. He recommended removal of the trees and has asked that four (4), 4”, at breast height, replacement trees be planted, post construction.

Councilwoman Chrisner-Keefe requested a point of clarification where Administrator Casagrande stated that three trees were going to be removed and the application refers to four trees. The Borough Clerk advised the applicant is looking to remove three trees from 119 Hance Road and one from 121 Hance Road; they are adjoining properties. Councilwoman Chrisner-Keefe confirmed that four replacement trees are required; yes. Mrs. Blume said that this means that all of the mature trees on the property are being taken down which is unfortunate

Susan O’Brien, River Road, questioned the recent power outages. She understood there was a widespread one two weeks ago, but she has had two additional outages since then and was not sure if it is because she is on a weak circuit. Councilwoman Sorensen said she is on the same circuit and had the same thing happen to her. She asked Administrator Casagrande to reach out to JCP&L for a report. Administrator Casagrande said that she reached out to Mr. Meehan at JCP&L. They are working under tough circumstances like everyone else. She did advise him that there have been sparse outages, but they have become recurrent and asked that someone come to a public meeting to discuss. Mayor Lucarelli said the brief outage that occurred last week was due to a substation circuit breaker switch; a transmission line blew a circuit which required a changeover. JCP&L was able to address the problem and reroute it; a benefit of the post Superstorm Sandy work that they did. Councilwoman Chrisner-Keefe and Councilman Rodriguez were subject to a 16-hour outage on Saturday. JCP&L had reported that the problem was fixed when the power was still out; it is very frustrating. Councilwoman Sorensen said that it is intermittent, and she was knocked off from this meeting for a minute from loss of service. Administrator Casagrande said that she copied the Mayor on her correspondence to JCP&L and will advise of their response once it is received.

Councilwoman Chrisner-Keefe advised that she has received feedback regarding Zoom. Some people feel that it is going well and others are frustrated. She encouraged the public to continue to give their feedback. She is grateful that the Borough was able to set up the Zoom format expeditiously so that the Borough’s business could be done in a public format, to the best of our ability and hopes it can continue after social distancing. She reminded the public to report the power outages to JCP&L because that is important and will help with a quicker response time. In the future, the public can look forward to a litigation update on a regular basis. She discussed this with Attorney Alfieri, the Mayor and Administrator Casagrande and there will be reports with regard to the Borough’s ongoing litigation i.e. Fair Share Housing that is currently on the table for a Fairness Hearing in the next few months. We were on the cusp of discussing the purchase of 623 River Road when the pandemic hit pretty hard. She encouraged the public to continue to give feedback on the Borough’s facilities (questions, concerns and ideas); the

Committee is working hard on a resolution and other options.

Councilman McCue had questions about Councilman Rodriguez's report regarding the brush site. We are finishing Zone C and done with the three zones including the bonus sweep that was done. He understands that the brush site is pretty full and asked if the Borough has a schedule for when grinding will begin. Administrator Casagrande said that it is anticipated that it will occur in mid to late May because it usually ties in with Fair Haven Day. The Borough will advertise the date through our social media platforms and she will advise the residents in that neighborhood once a date has been set. We have brush from the prior season's collection and now the current collection which is why there is so much.

Councilwoman Chrisner-Keefe had some tree removal process questions. She asked, "historically, has the Borough ever considered notice provisions for the surrounding area/neighbors who may be affected by the removal at the initial application or the appeal level?". Councilman Rodriguez asked what type of notice she was looking for. She said that if a resident was looking to apply for a zoning variance for their property, they would have to provide written notice to those within a certain range per the Municipal Land Use Law. With respect to our local ordinance, has there ever been a notification consideration? Councilwoman Sorensen said that it can be expensive to have to notice to cut down a tree as it is already costly for tree removal and replacement. If it was a clear cut, that would be a different story, but for one tree, it is an undue expense. Councilman Rodriguez asked if it was for safety reasons i.e. there is a 60-foot tree and the lot is only 50 feet wide, the tree could fall and damage the neighboring property? He has a neighbor who needed to remove a tree on the property line and the neighbors communicated with one another about what they were going to do. She said that it seems that the answer to her questions is no, this had not been historically considered. The Borough Clerk said that there was discussion when the tree preservation ordinance was first considered, and the end result was, "why do I need to ask my neighbors permission for something I want to do on my own property"? We do ask that if the tree to be removed is on a property line that they speak with their neighbor and that there be something, in writing, that they are OK with the removal (sometimes the adjoining properties split the removal cost). Attorney Alfieri said when the ordinance was initially considered, it was not unanimously supported; there were people who were figuratively against it as it was felt that it infringed on the property owner's rights. There was not a consensus, but resistance to the notice at the time, many years ago. Councilwoman Sorensen said that Councilman Marchese felt that every tree has its day in court and Councilmembers Peters and Banahan felt the opposite. The ordinance is still contentious to this date. If there were a change to the ordinance, it could be a real issue. Councilwoman Chrisner-Keefe said she has sat through a few tree appeal applications and there was one with Mrs. Slavin that was very contentious because there was more than one tree being taken down. She appreciates the homeowner's rights and does not believe the notice would change their right. The governing body should consider some concepts of what may or may not be something that may be palatable to the Borough such as if you remove "x" amount of trees, you need to notify your closest neighbors because there is legitimacy to how removal may affect them which is different to when someone drives by the property during the day. Maybe it would be pursuant to the appeal process and not the initial application. Mayor Lucarelli said that when the tree ordinance was being considered for adoption, a tie vote had to be broken by Mayor Halfacre. Noticing the people in the neighborhood would require the property owner getting a 200' property list from the Assessor and mailing certified letters (this is costly and onerous to the homeowner for tree removal). The Mayor said with regard to Mrs. Slavin, there was a lot of miscommunication and misunderstanding by the neighbors; tree removal was discussed at the Planning Board meeting for the site. At the end of the day, the house was built and now occupied; the developer did save many of the larger trees and the tree removal was not as devastating as was thought to be. Noticing would be too onerous on the property owner and people have a right to do what they want with their property. By the same token, the trees and crown mass of the trees in the Borough is important and should be looked after and preserved. The process is between the homeowner and the Borough's Forrester to gauge the health of the trees and future viability. If we need to further discuss the matter, offline, he would be happy to do so.

Chief McGovern thanked Administrator Casagrande, Clerk Cinquegrana, Melissa Abrahamsen and the governing body for allowing him to purchase the PPE and supplies needed as soon as we saw this pandemic coming so we could be prepared. We were able to get the purchase orders together to purchase items immediately because we work well together. Some municipalities did not have supplies because they were waiting on purchase orders and approvals from their administrations and governing bodies. He believes the teamwork is why Fair Haven is in great shape. Administrator Casagrande said that the Chief was being humble; as soon as he saw this coming in December, which was earlier than most, he started purchasing items and he should be complimented for his foresight.

Councilwoman Sorensen thanked the people in town who have been making masks. There have been 500 masks delivered to date; it has been amazing. She has more elastic and material and there will be more masks ready for delivery on Friday to local facilities. Everyone has done a great job.

Councilman Rodriguez asked when our next meeting is; May 11<sup>th</sup> and it will be virtual.

The Mayor thanked the Council, Chief, Administrator, Clerk and 19 attendees for their participation this evening. Business shall continue.

There being no further comments or questions, the meeting was closed to the public at 8:00 p.m.

**ADJOURNMENT**

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

Time of Adjournment: 8:00 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR  
Borough Clerk