

**FAIR HAVEN BOROUGH COUNCIL
WEDNESDAY, FEBRUARY 10, 2021**

The meeting was called to order by Mayor Lucarelli at 7:03 p.m. The Flag Salute was 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 FEBRUARY 10, 2021 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 WHICH WAS ADOPTED BY RESOLUTION NO. 2021-13 AND SENT TO THE ASBURY PARK PRESS, THE TWO RIVER TIMES, THE HUB AND THE STAR LEDGER ON JANUARY 7, 2021 POSTED ON THE BOROUGH WEBSITE, THE BULLETIN BOARD IN THE MUNICIPAL BUILDING AND HAS REMAINED CONTINUOUSLY POSTED AS REQUIRED UNDER THE STATUTE.

WITH ADEQUATE NOTICE HAVING BEEN GIVEN, THE BOROUGH CLERK IS DIRECTED TO INCLUDE THIS STATEMENT IN THE MINUTES OF THIS MEETING.

ROLL CALL

On Roll Call the following were present: Councilmembers Chrisner-Keefe, Koch, McCue, Neff and Rodriguez. Absent: Councilman Banahan. Others present: Administrator Casagrande, Attorney Cannon, Engineer Gardella and Chief McGovern.

WORKSHOP SESSION

Mayor Lucarelli recognized Christopher and Stacey Rizzolo, 17 Park Lane, who submitted a Tree Removal Appeal for their property. Based on their letter, it shows that they are willing to comply with the conditions/requirements set forth by the Borough's Forrester. There was discussion regarding the tree removal and the fee assessment (\$150 for 6 trees). Councilwoman Neff said there is an old tree in the back yard and asked if it was going to be removed. Mr. Rizzolo spoke with Bill Brooks regarding the tree and they are willing to replant whatever is required; the tree needs to be removed because it is where the proposed kitchen will be and the roots are large and lifting the pavers and concrete. The Borough Clerk read the replacement schedule to the governing body and public. Motion to approve the appeal moved by Councilman Rodriguez, second by Councilwoman Chrisner-Keefe with Ayes by all present.

The next order of business was the proposed ordinance amending the Borough's Stormwater Management Plan. Administrator Casagrande said that this is a requirement of the NJDEP. Nick Poruchynsky, Assistant Director of Engineering and DPW and Attorney Cannon worked on the ordinance. Engineer Gardella said that this amendment is to take effect by March 2, 2021; he reported on this a few months back. The main change is the DEP is promoting the use of Green Infrastructure; the new rules will enable the Borough to have the ordinance so that design engineers meet the standards (definitions and design standards will change which are the minimum standard to be followed). Engineer Gardella said the Environmental Commission and others have weighed in to design it to Fair Haven's needs; there is an option for stricter rules. We will introduce the ordinance at the February 22nd meeting, and it will need to be sent to the Planning Board and County for review, it will then come back to Council for further action. Councilwoman Chrisner-Keefe asked Engineer Gardella if the draft language was provided statutorily or if his office edited it? It is statutorily drafted, and Attorney Cannon inserted typical things for municipalities. Councilwoman Neff said the Environmental Commission looked at a proposed ordinance from the Watershed Institute and asked if their ordinance is better than the DEPs or much different? Engineer Gardella said that he will look at the Watershed's language and proposed ordinance to see if they pertain to certain projects in the Borough; he could not speak to it until he can review it in greater detail. Councilwoman Neff said the Environmental Commission is reviewing the matter and will comment/provide feedback to Engineer Gardella. Administrator Casagrande said the Borough will be missing the deadline by one meeting; it is important to see how the new ordinance settles in and everyone adjusts to the new regulations.

TC we discussed the Police Department proposal at the last meeting, and we received the DPW

proposal which was provided in Council packets which amends the past proposal; she provided a spreadsheet late today for this evening's discussion to make it easier to compare. Attorney Cannon and the Clerk drafted a separate resolution in case Council wanted to add/approve the Architect's proposal for the DPW building. Mayor Lucarelli said the proposals were priced as if we were adopting both proposals to be one project and bid both projects together to gain efficiencies of scale for the Borough.

Councilman McCue questioned the total fee for the Police Department proposal. Administrator Casagrande said the money that has been paid to date would be deducted from the amount and the Purchase Order. He asked if the stormwater piece would be done as in-house consulting instead of outsourcing it? It is quite a workload to bring in house. Councilwoman Chrisner-Keefe said that the Police Department proposal is for \$304,200 noting the last page of the proposal is a schedule of fees and it is informational. All costs are included in the proposal. Administrator Casagrande explained that if the scope of work changed over time, we have the hourly rate for fees. The expense portion is a straight rate. With regard to DPW, the costs and expenses were discussed. Councilwoman Chrisner-Keefe asked Councilman Rodriguez if the Facilities Committee reviewed the documents and support it. Councilman Rodriguez said the police department proposal was circulated for some time. He was not sure if they reviewed the DPW proposal. Administrator Casagrande said we still have \$92,713 left on the balance which brings the net down. We can cancel the purchase order and let it lapse into the Capital Account and cut a different purchase order for the full amount of \$108,867. Councilwoman Chrisner-Keefe said the proposal for DPW is dated February 5, 2021; Administrator Casagrande explained that there was input through the years, a February 1st Facilities Committee meeting was held and the Architect was authorized to submit a proposal which was received February 5th. It was asked if the location of the building was already determined? It stated the north side and she did not recall the approval. Mayor Lucarelli said based on the discussion, the Council will proceed with police department proposal and the DPW proposal will be discussed by the Facilities Committee with a resolution brought forward to the February 22nd meeting. Councilwoman Neff noted the sustainability language is different in each proposal (i.e. solar panels); we need to be clear on what we are looking to do to be green. Councilman Rodriguez said the committee would look at contracts with solar and without to see the costs and what is feasible. The Architect did an analysis of roof size and angle and the PD is not a candidate for solar; we may do a canopy structure in the parking lot. The DPW is a candidate for solar. Councilwoman Neff mentioned an Asbury Park Press article regarding Asbury Park and four of their schools doing solar which will create significant savings for them. Councilman McCue said the architect looked into solar and at the last Facilities Committee meeting there was discussion regarding the roof structure and making it easier to install solar on the DPW facility.

PUBLIC COMMENT ON AGENDA ITEMS

The meeting was opened to the public for comments or questions at 7:38 p.m. Kelly Flanagan, Third Street, a member of the Environmental Commission and Chairperson of the Green Team said she appreciated hearing the talk regarding green initiatives for the new Police and DPW facilities. She said the Green Team met last night and discussed these matters as well. She asked how flexible the Facility Committee is to other solar (passive solar or green building initiatives) to gain points with Sustainable NJ? There is room for discussion with the Green Team members on the design aspect. Administrator Casagrande spoke of the Stormwater Management piece for proper drainage and management. The Architect advised the building will be designed with environmental considerations for the buildings. Ms. Flanagan asked when the Green Team can see the plans. Mayor Lucarelli said the schedule was presented and a public presentation will be held in the spring. Administrator Casagrande said the Architect will have to revise the schedule as it was set for an earlier year approval that has not happened. There was discussion regarding passive green initiative such as roof overhang and position of windows to be cost effective. Councilwoman Neff asked Administrator Casagrande about a meeting between the Green Team and Facilities Committee without violating rules. The Environmental Commission has quorum regulations, however, the Facilities Committee does not. The Mayor felt it would be a good idea in March for the Green Team and Facilities Committee to meet and have the Architect give a presentation on building designs and green initiatives.

Ruth Blaser, River Road, asked for clarification on the Architect and if Council is approving the buildings; no, Council is approving design fees and concept/schematic design; we will not do anything until a contract is approved. Mrs. Blaser said there are resident concerns about the building and a Community Center. Mayor Lucarelli said the Community Center is being decided at a later date; Council is approving the Police Department tonight and DPW will be discussed and decided at the February 22nd meeting. Mrs. Blaser asked what a QPA is and what do they do. The Qualified Purchasing Agent is licensed through the State of NJ and make sure contracts and purchasing is in accordance to law. She asked who is doing it now? It is being done through an ILSA with Middletown. A Borough employee took the courses and was certified and left for another municipality. Mrs. Blaser suggested moving Melissa Abrahamsen up and not have two people running the Finance Department. She has been watching the COVID numbers and Fair Haven reporting less than we have. Mrs. Blaser felt that the Borough has a lot of employees making us over administrated as well as too many professionals. She asked about the part-time Land Use secretary position. Jennifer Johnson resigned and took a position in another municipality so this person would replace her. In the meantime, Judy Fuller is filling in, in a very limited capacity. The temporary emergency appropriations show Planning Board and Zoning Board salaries? Yes, so we can pay the employees. Also, a recycling salary? We have a

Recycling Coordinator from Atlantic Highlands that we pay a small stipend to. Mayor Lucarelli said that the services demanded by the residents and the requirements imposed by the State of New Jersey require staffing; we are understaffed so most employees wear multiple hats and handle multiple positions.

There being no further comments or questions, the meeting was closed to the public at 7:51 p.m.

APPROVAL OF MINUTES

Councilman Rodriguez made a motion to approve the Regular Meeting minutes of January 25, 2021, second by Councilwoman Chrisner-Keefe

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

Councilman Rodriguez made a motion to approve the Executive Session minutes of January 25, 2021, second by Councilwoman Chrisner-Keefe

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

OLD BUSINESS

There was no old business brought before the governing body.

NEW BUSINESS

Council Committee Reports

Finance - Councilman Banahan was absent. Administrator Casagrande is working on the budget with the Finance Department and has sent some information to Councilmembers. There will be additional information sent as it becomes available. We are also waiting on Annual Financial Statement to be completed.

Personnel - Councilwoman Chrisner-Keefe reported that the Personnel Committee has been busy these past few weeks. Jennifer Johnson resigned from the Borough so two positions were advertised. We received applications/resumes and are exploring those. She and Councilwoman Koch met with the non-aligned staff and discussed the past year, this coming year and compensation.

Planning & Zoning - Councilwoman Koch reported that the Zoning Board met on February 4th; all three applications were carried to the March meeting. The Planning Board will be meeting on February 16th and it will be a joint meeting with the Planning Board members, Zoning Board members and the Council, via Zoom, to review Land Use ordinances, regulations and rulings. The public is also invited.

Parks and Recreation and Communications - Councilwoman Koch said Parks and Recreation is busy. There is a virtual talent show taking place and the results should be in by February 21st; it is open to all and there are prizes for various categories. The Council President Walking Challenge starts February 22nd with a \$20 entry fee. Half of the money will go to local residents and the other half to local charity. Spring Sports registration is underway. Camps are open for spring with many offerings; there are new camps (social skills, Parent and Me Yoga and bike safety). Information for all opportunities are on the Borough website, Facebook, Constant Contact, Instagram and will continue to be updated. DJ Breckenridge was selected to present and speak and this year's Annual NJ Parks and Recreation Conference about opening camps during COVID.

Councilwoman Chrisner-Keefe reported that the Fair Haven Fields Natural Area Committee met recently and discussed two issues: inside the Natural Area there is a fenced area known as the "Nursery" that has not been used in that fashion in recent years. They would like to do away with the fencing and open the area; if all are agreeable, they will have DPW remove the fence. The other matter is they are hosting a Great Backyard Bird Count from February 12th to the 15th. More information is available through the Fair Haven Natural Area Facebook page. Administrator Casagrande advised that we are also posting it on the Borough's website and Facebook page.

Police, Fire & OEM - Councilman McCue reported that there are 72 active COVID cases; we are flattening out. Half of our Police Department staff has been fully vaccinated as well as some of our First Responders. In August, we submitted for damage reimbursement sustained from Tropical Storm Isaias.

Engineering, DPW and Borough Facilities - Councilman Rodriguez thanked the DPW staff for doing a great job with snow removal. With regard to facilities, a few Facilities Committee volunteers walked Bicentennial Hall with members of the Historic Preservation Commission to discuss the building, came

to common ground and discussed concepts for passive use. It was a successful meeting with great ideas. Buttonwood Drive tree trimming kicked off this week; trimming was completed and done safely. There is more work to be done with removal of unsalvageable trees.

INTRODUCTION OF ORDINANCES

- 1. Ordinance No. 2021-02, Index Rate (COLA) Ordinance

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

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Borough Council of the Borough of Fair Haven in the County of Monmouth finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$173,941.7 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, Borough Council of the Borough of Fair Haven hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Fair Haven, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Fair Haven shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$243,518.38 and that the CY 2020 municipal budget for the Borough of Fair Haven be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years, and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days of such adoption.

Offered for introduction by Councilwoman Koch, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilman Banahan

CONSENT AGENDA
RESOLUTIONS

- 1. Resolution No. 2021-51, Approve Architect Proposal-Police Headquarters and authorize Administrator to Create a Purchase Order

WHEREAS, The Goldstein Partnership (“Architect”), a licensed architect in the State of New Jersey, was retained by the Borough of Fair Haven (the “Borough”) to perform certain architectural services (the “Work”) by way of Contracts for Professional Services, dated December 11, 2017 and October 9, 2018, which Contracts were most recently amended on February 12, 2020; and

WHEREAS, the Architect has already completed and/or undertaken several aspects of the work under the aforementioned Contracts, with which Work the Borough has been satisfied to date; and

WHEREAS, the Borough desires that the Architect continue to perform said work in connection with the design of the Borough’s new police building and recreational center; and

WHEREAS, the Architect has submitted a Proposal, revised as of January 21, 2021 and attached hereto as Exhibit A, for its continued design, inspection, and administration of construction for the Borough’s new police building and recreational center; and

WHEREAS, the Borough has bonded for various construction projects and will encumber funds to pay the Architect for the work.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Fair Haven, County of Monmouth, State of New Jersey, hereby:

- (1) Authorize the renewal of the Borough’s Professional Service Contracts with The Goldstein Partnership for a period not to exceed one year pursuant to N.J.S.A. 40A:11-5; and
- (2) Authorize the Borough Administrator to accept and execute the Proposal attached hereto as Exhibit A from The Goldstein Partnership pursuant to N.J.S.A. 40A:11-5; and
- (3) Provide notice that the retention of The Goldstein Partnership is exempt from public bidding as a professional service under N.J.S.A. 40A:11-5.1(a)(i), and is being awarded under a non-fair and open process in accordance with New Jersey’s Pay-to-Play law; and
- (4) Direct that Notice of this contract award shall be published in the designated official newspapers as required by law within ten (10) days of the passage of this Resolution; and
- (5) Direct that The Goldstein Partnership shall submit a Business Entity Disclosure Certification which certifies compliance with New Jersey’s Pay-to-Play law; and
- (6) Direct that the Borough Purchasing Agent shall ensure the appropriate public contracting language and documentary requirements are submitted by The Goldstein Partnership prior to commencement of the Work; and
- (7) Direct that a certified copy of this resolution be forwarded to the Borough Administrator, Chief Financial Officer, Borough Engineer, and The Goldstein Partnership; and

BE IT FURTHER RESOLVED that the Borough Administrator is hereby authorized to prepare the appropriate purchase order(s) for the full proposal amounts received from the Architect and draw down from those encumbered funds, inclusive of work performed to date on these projects; and

BE IT FURTHER RESOLVED that the necessary funds to pay the Architect for the work described in Exhibit A hereto will be encumbered from existing bonds obtained by the Borough and payment to the Architect will be made through purchase orders as services are provided.

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

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

2. Resolution No. 2021-58, Appoint Planning Board, Class II Member - Jessie Murray

WHEREAS, there is a vacancy on the Fair Haven Planning Board for Class II membership that needs to be filled.

BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Jessie Murray be appointed to the Planning Board as the Class II member with an expiration date of December 31, 2021.

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

Affirmative: Councilmembers Chrisner-Keefe, Koch, McCue, Neff and Rodriguez
Negative: None

Abstain: None
Absent: Councilman Banahan

3. Resolution No. 2021-59, Executive Session - Personnel 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. Non-Aligned Employees - 2021 Salaries
- 2. Employee Review
- 3. Part Time Land Use Secretary position

Contract Negotiations

- 1. ILSA with Red Bank (Animal Control)
- 2. ILSA with Middletown: QPA and General Services

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 Koch, second by Councilman Rodriguez

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

4. Resolution No. 2021-60, Authorize Execution of Risk Manager’s Contract for 2021

WHEREAS, the Borough of Fair Haven is a member of the Mid-Jersey Municipal Joint Insurance Fund (“MidJIF”); and

WHEREAS, the MidJIF bylaws allow for a designated Risk Management Consultant to perform various services as detailed in the bylaws and Risk Management Plan; and

WHEREAS, Resolution No. 2021-52 appointed Michael Avalone of Conner Strong and Buckelew as the Borough’s Risk Management Consultant for an annual compensation of \$12,500 which is paid by the Joint Insurance Fund.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Borough Administrator, is hereby authorized to execute said agreement attached as Exhibit “A”.

BE IT FURTHER RESOLVED that a copy of the resolution be provided to Michael Avalone, Conner Strong and Buckelew and the Mid-Jersey Municipal Joint Insurance Fund for their records.

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

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

5. Resolution No. 2021-61, Authorize Execution of Amended MOU with Habitat for Humanity

WHEREAS, pursuant to N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), on March 7, 2019, the Borough of Fair Haven (hereinafter “Fair Haven Borough” or the “Borough”) filed a Declaratory Judgment Complaint in Superior Court, Law Division seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan (hereinafter “Fair Share Plan”), to be amended as necessary, satisfies its “fair share” of the regional need for low and moderate income housing pursuant to the “Mount Laurel doctrine;” and

WHEREAS, the Borough sought, and ultimately secured, a protective order providing Fair Haven Borough immunity from all exclusionary zoning lawsuits while it pursues approval of its Fair Share Plan; and

WHEREAS, the trial judge appointed Frank Banisch, P.P., A.I.C.P. as the Special Court Master (hereinafter the “Court Master”), as is customary in Mount Laurel matters adjudicated in the courts; and

WHEREAS, Habitat for Humanity (“Habitat”) of Monmouth County engaged in good faith negotiation which resulted in an amicable accord on the various substantive terms and conditions as set forth in the MOU attached hereto as **Exhibit A**, which revises and supersedes any prior agreements between Habitat for Humanity and the Borough relative to this site; and

WHEREAS, in light of the above, the Borough Council finds that it is in the best interest of Fair Haven Borough to execute the attached MOU with Habitat.

NOW, THEREFORE, BE IT RESOLVED on this 10th day of February by the Council of the Borough of Fair Haven, County of Monmouth, State of New Jersey, as follows:

1. The Borough Council hereby authorizes and directs the Mayor of Fair Haven Borough to execute the MOU with Habitat for Humanity, as attached hereto as **Exhibit A**.
2. The Borough hereby directs its Affordable Housing Counsel to take all actions reasonable and necessary to utilize the MOU, if necessary as it works towards ultimately securing judicial approval of the Borough’s Fair Share Plan, after it is drafted, adopted by the Borough’s Planning Board and endorsed by the Borough Council.

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

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

6. Resolution No. 2021-62, Appoint Qualified Purchasing Agent - Lynn Mattei

WHEREAS, the Borough Council of the Borough of Fair Haven adopted Resolution No. 2019-63 which approved an amendment to an Interlocal Service Agreement with the Township of Middletown which will expire December 1, 2021; and

WHEREAS, part of the agreement includes the services of a Qualified Purchasing Agent with a resolution appointing said person through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Lynn Mattei is appointed as Qualified Purchasing Agent retroactive to January 1, 2021 in accordance with an Interlocal Service Agreement with the Township of Middletown which will expire on December 31, 2021.

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

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

7. Resolution No. 2021-63, Approve Temporary Emergency Appropriation

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 2021 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 2021 for the Borough pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$2,028,000.00 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			
1-01-20-180-101	Planning Bd Salaries	\$3,500.00	Add to Temp Budget
1-01-20-185-101	Zoning Bd Salaries	\$3,500.00	Add to Temp Budget
1-01-26-307-101	Recycling Salaries	\$5,300.00	Add to Temp Budget
TOTAL		\$12,300.00	

2. That said emergency temporary appropriations will be provided for in the 2021 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 Koch, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilman Banahan

8. Resolution No. 2021-64, 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 10, 2021 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2020 CURRENT ACCOUNT	\$ 36,026.04
2021 CURRENT ACCOUNT	\$3,227,533.00
PAYROLL AGENCY	\$ 13,626.24
OTHER TRUST	\$ 51,942.60
DOG TRUST	\$ 286.80
TOTAL	\$ 3,329,414.68

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilman Banahan

9. Resolution No. 2021-65, Approve Monmouth County Multi-Jurisdictional Hazard Mitigation Plan

WHEREAS, the Borough of Fair Haven, Monmouth County, NJ, has experienced natural hazards that resulted in public safety hazards and damages to private and public property; and

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offer the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risks; and

WHEREAS, the New Jersey Office of Emergency Management has provided federal mitigation funds to support development of an updated mitigation plan; and

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan has been developed by the County Office of Emergency Management and Mitigation Planning Committee; and

WHEREAS, the Multi-Jurisdictional Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS, the draft plan was provided to each participating jurisdiction through a website hosted by Michael Baker International, the contracted vendor assisting with the planning process. Links were also posted on the Emergency Management and Division of Planning websites so as to introduce the planning concept and to solicit questions and comments and to present the Plan and

request comments, as required by law.

NOW, THEREFORE BE IT RESOLVED by the Borough of Fair Haven:

1. The Monmouth County Multi-Jurisdictional Hazard Mitigation Plan, as submitted on June 23, 2020 by the Monmouth County Office of Emergency Management to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency and subsequently approved by both agencies on August 27, 2020, be and is hereby adopted as an official plan of the County or Monmouth; with the required yearly updates and minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Borough of Fair Haven departments identified in the Plan are hereby directed to further pursue potential or suggested implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Borough of Fair Haven and this resolution shall not be interpreted so as to mandate any such appropriation.
4. The Borough of Fair Haven's Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments and progress, and shall prepare an annual progress report to be submitted to the New Jersey Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date agreed upon by all stakeholders.

BE IT FURTHER RESOLVED that the Borough Clerk of the Borough of Fair Haven forward a certified true copy of this resolution to the Monmouth County Office of Emergency Management Coordinator and Fair Haven Police Chief and Emergency Management Coordinator Joseph McGovern

Offered for adoption by Councilwoman Koch, second by Councilman Rodriguez

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

Negative: None

Abstain: None

Absent: Councilman Banahan

Reports of Departments

January 2021

-Municipal Clerk

-Dog License

-Tax Collector

-Budget Status

Motion to accept the reports, as submitted, moved by Councilwoman Koch, 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 8:05 p.m. Ruth Blaser, River Road said with regard to bird watching, she saw a snowy owl in her Maple Tree. She inquired about a town wide yard sale this year. If there is one to be held, she requested it not be held the first Saturday in May. With regard to recreation, she suggested a Senior Olympics. There can be walking events, Pickleball events, horseshoes, etc. There was a 90 year-old man who lives in England who walked his backyard and raised \$9 million for healthcare workers.

Tracy Cole, Grange Avenue, liked the sustainability and Stormwater Management discussions this evening. She asked Councilwoman Koch about the joint Planning, Zoning and Council meeting on February 16th. There is no agenda at this time. Councilwoman Koch said there are no formal applications before the board so the Chairman thought it would be a good idea to review Municipal Land Use laws and the changes that have occurred. Mrs. Cole said this is a unique way to help people understand Land Use Law.

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

Council went into executive session at 8:12 p.m. and this meeting was reconvened at 9:24 p.m.

ADJOURNMENT

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

Time of Adjournment: 9:24 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR
Borough Clerk