

**FAIR HAVEN BOROUGH COUNCIL
TUESDAY, JUNE 23, 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 followed by a Moment of Silent Meditation. The Mayor asked that everyone keep the positive thought of Borough resident, Ray Taylor's 98th Birthday this week. 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 JUNE 23, 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: Mayor Lucarelli, Councilmembers Banahan, Chrisner-Keefe, Koch, McCue and Sorensen. Absent: Councilman Rodriguez. Others present: Administrator Casagrande, CFO Lapp and Attorney Alfieri.

Councilman Rodriguez arrived at 7:06 p.m.

PROCLAMATION

Councilman McCue read a proclamation Recognizing and Commending Police Chief, Joseph McGovern and the Fair Haven Police Department.

Chief McGovern thanked the Mayor and Council for the proclamation; it is appreciated.

WORKSHOP SESSION

Mayor Lucarelli said that there was a request for a Non-Domestic Animal Waiver from 237 Dartmouth Avenue for four (4) chickens. The paperwork is in order and was reviewed by the Zoning Officer and Borough Clerk. Mrs. Ioana Scott was promoted to a panelist to answer any questions the governing body may have had. There were no neighbors present or who had raised their hand. Councilwoman Koch asked if there was a limit on the amount of chickens; she was advised no. In prior years, there was a resident, on Hance Road, who had chickens which did not exceed four (the same amount Mrs. Scott requested). The Borough has not heard of any objections from the neighbors to this request. Councilwoman Chrisner-Keefe asked if Mrs. Scott received any objection from the neighbors; no. It was asked if the chickens will make noise; they are chickens not roosters so it shouldn't be louder than a dog. Councilwoman Chrisner-Keefe asked if the eggs that are laid will be for personal use or would they be sold; they would be for personal use. It was asked if Mrs. Scott were to want more chickens than four, would she have to submit another application. Attorney Alfieri said that the Council can set a limit at four chickens and Mrs. Scott would have to come back if she wanted more. The Borough Clerk said that the permit that would be issued could read, "No more than four chickens or a Maximum of four chickens". Mayor Lucarelli said that the letter to the neighbors was affirmative that there would be chickens not that she was requesting permission. He asked what the size of Mrs. Scott's property is; it is a little less than 1/3 of an acre and on a corner. He asked if the chickens would be in a coop and/or fenced in; Mrs. Scott said there is a fence for the property and there will be a removeable coop, not permanent. Councilman Rodriguez asked what the size of the coop would be. It has not been built yet; she was waiting for

Council’s permission. Attorney Alfieri said that the Council can limit it by square foot. Mrs. Scott said each chicken should have 2-3 square feet of space so it would not be more than 12 square feet (the size of a doghouse). Councilwoman Koch said she would be agreeable to a 12 square foot coop. Mayor Lucarelli said that the Borough has had concerns, in the past with requests for chickens as far as rodents or fox in the area being attracted to the chickens and asked if Mrs. Scott would be willing to move the location, if required; she said she understood. Mayor Lucarelli asked if there were any attendees that had a question or comment regarding this request; there were none. Motion to approve a maximum of four chickens in a 12 square foot removeable coop and the chickens will be removed should they create a nuisance to the neighbors moved by Councilwoman Sorensen, second by Councilwoman Chrisner-Keefe with Ayes by all present.

RESOLUTION

1. Resolution No. 2020-112, Approve 2020 Budget Amendment

WHEREAS , the local municipal budget for the CY 2020 was introduced on the 26th day of May, 2020, and		
WHEREAS , the public hearing on said budget has been held as advertised, and		
WHEREAS , it is desired to amend said approved budget,		
NOW THEREFORE BE IT RESOLVED , by the Mayor and Council of the Borough of Fair Haven, County of Monmouth, that the following amendments to the approved budget of CY 2020 be made:		
	From - Approved Budget	To - Amended Budget
Current Fund - Anticipated Revenues		
General Revenues		
1. Surplus Anticipated	1,050,000.00	1,060,000.00
Section F: Special items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenue Offset with Appropriations:		
Alcohol Education and Rehabilitation Fund	-	1,000.25
Total Miscellaneous Revenues - Section F	8,664.29	9,664.54
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
A) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	\$ 7,349,930.00	\$ 7,250,288.00
7. TOTAL GENERAL REVENUES	<u>\$ 9,640,651.29</u>	<u>\$ 9,552,009.54</u>
Current Fund - Appropriations		
8. General Appropriations		
(A) Operations within "CAPS"		
GENERAL ADMINISTRATION:		
Financial Administration (Treasury)		
Salaries & Wages	\$ 62,742.00	\$ 63,100.00
Total Operations (Item 8A) within "CAPS"	\$ 6,214,672.00	\$ 6,215,030.00
Total Operations Including Contingent within "CAPS"	\$ 6,217,672.00	\$ 6,218,030.00
Detail:		
Salaries & Wages	\$ 2,984,147.00	\$ 2,984,505.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	\$ 6,957,310.00	\$ 6,957,668.00
(A) Operations Excluded from "CAPS"		
Public and Private Programs Offset By Revenues		
Alcohol Education and Rehabilitation Fund	\$ -	\$ 1,000.25
Total Public and Private Programs Offset By Revenues	\$ 8,664.29	\$ 9,664.54
(C) Capital Improvements - Excluded from "CAPS"		
Capital Improvement Fund	\$ 925,000.00	\$ 835,000.00
Total Capital Improvements Excluded from "CAPS"	\$ 925,000.00	\$ 835,000.00
(L) Subtotal General Appropriations (Items (H-1) and (O))	\$ 9,105,651.29	\$ 9,017,009.54
9. TOTAL GENERAL APPROPRIATIONS	<u>\$ 9,640,651.29</u>	<u>\$ 9,552,009.54</u>
Summary of Appropriations		
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	\$ 6,957,310.00	\$ 6,957,668.00
(C) Capital Improvements	\$ 925,000.00	\$ 835,000.00
TOTAL GENERAL APPROPRIATION	<u>\$ 9,640,651.29</u>	<u>\$ 9,552,009.54</u>
BE IT FURTHER RESOLVED , that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the CY2020 local municipal budget so amended.		

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

The Mayor asked if there was any discussion. Councilwoman Chrisner-Keefe asked CFO Lapp or the Finance Committee to explain the change that was made since what was discussed at

the last Council meeting was slightly adjusted. Administrator Casagrande said she spoke with CFO Lapp after the last meeting who advised that the \$100,000 amount taken out of the Capital Improvement line item would exceed 10% of the amount in that line and would involve a much more time-consuming process. It was recommended that \$90,000 be taken out of the Capital Improvement Fund and \$10,000 from surplus which still totals the \$100,000 reduction as requested at the June 8th meeting. There being no further comments, the following roll call was taken:

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

Negative: None

Abstain: None

Absent: None

Mayor Lucarelli said the next matter to be discussed are the borough facilities and capital expenditures. Due to the budget amendment, what has happened with 623 River Road, re-examining the entire facilities concept plan(s), the impacts of COVID-19 and the impact on the economy, the Mayor asked that at the July 13th Council Meeting, a vote be taken to not adopt Ordinance No. 2020-02 (Purchase of 623 River Road). Councilwoman Sorensen made a motion to list Ordinance No. 2020-02 on the July 13th agenda, second by Councilwoman Koch with Ayes by all present. We still need to build a new DPW building and a Police facility. The Mayor said that with regard to the DPW, we have a building design, in concept, seated at the northern edge of the property fronting on Third Street. There have been numerous discussions, with various individuals, and he is asking that the Architect be given permission to examine the feasibility of moving the building from the northern edge of the property to the southern edge of the property (facing the southern fence line, in the wooded area) to see if it fits (building would be scaled down) and if it would be proper for the neighborhood. Originally it was thought to keep nine or so lots and sell them. This possible new locations would allow for three lots and provide sufficient landscaping. Councilwoman Sorensen asked if it is found to be feasible to move it into the wooded area, would there still be a few lots that could be sold to offset the cost. The Mayor said, yes, at some point, we just do not know how many until the feasibility study is done. Councilwoman Chrisner-Keefe asked if there is an idea of the cost of the study and where the funds would come from. Administrator Casagrande said that there is a contract with the Architect that she can forward. The costs would come out of the soft costs in an approving ordinance designated for architectural and engineering expenses. Councilwoman Chrisner-Keefe asked if it was going to cost \$10,000 or \$100,000; the Mayor said he imagines it to be around \$5,000. It was asked if the Borough had a feasibility study done, previously, when exploring other locations for a building on the property for DPW. Administrator Casagrande said there were meetings with the Architect, Site Engineers, Borough Engineers and the Facilities Committee at various times. Soil testing was done in the area of Third Street to make sure it would support the foundation. The back area of the DPW property was never contemplated for the facility. It was asked how much has been spent, to date, regarding various considerations for DPW; Administrator Casagrande can run a detail on the line items and forward to the governing body. It was asked if the DPW was moved to the wooded area, would there be lots available for the Third Street side of the property; it could possibly free up three sellable lots based on the recommendation of Councilmembers Banahan and Koch to move the facility away from the Third Street area so it is hidden. The location for the facility is being re-examined to see where it fits best with minimal impact to the neighbors. Councilman Rodriguez asked the Mayor to touch on the efficiency of the use of the property and continued use during a possible construction. As long as we are not impacting the flow of traffic in and around the current site while taking down the existing building, it should not impact the operation of DPW. Councilwoman Chrisner-Keefe asked if that side of DPW backs up to residential properties (Maple Avenue, wooded area and two houses on Hendrickson)? Councilman McCue said that there is a wood buffer with no homes. He asked if it would make more sense to push it straight toward Third Street so if the area was developed only two homes would be next to DPW instead of two homes on the north end and two on the south end; Councilman Banahan said no, if pushed to Third Street, it affects the homes on Third Street, Allen Street and the corner of Maple Avenue. If moved toward the south end, it would not affect any other homes. Mayor Lucarelli said that he would like to move forward with the feasibility study and then determine a location and move swiftly on construction documents to go to bid to get this started by the end of the year. Councilman Rodriguez said that there are a good deal of plans for the move to Third Street and if we look into repositioning it the way Councilmembers Banahan and Koch have suggested, we can then make a decision to build on Third Street, tear down current and build or move to the southern end. If the building is built in its current location, we may be able reduce the amount of engineering and remediation costs involved. Councilwoman Chrisner-Keefe asked what type of information the feasibility study produces; it will give us a site plan with the building and uses of the property. It was asked if we have the programming to guide the Architect on the Borough's needs for the property; yes, it was done two years ago. Councilwoman Chrisner-Keefe asked if we have a full and complete understanding of the requirements of Fair Share Housing if we were to sell any of the lots? Based on discussion, it did not seem like what she was advised by Special Counsel. The

Mayor requested a copy of correspondence she stated she had from the Borough's Fair Share Housing Counsel. It was asked if the building were moved to the south end of the property would it be able to support a DPW facility and what the impact would be as far as engineering? Soil testing would be done. There were pit tests done; the Architect will be asked if additional test pits would be done first or the feasibility study or if it could be done at the same time. Mayor Lucarelli said the idea, in the beginning, was to reduce the industrial use of the facility. He gave the description of the process and that it was thought it would be best to look at relocating the building to the south end of the property and reducing the size of the facility. The current building is from 1972 and rotting in place; this is an urgent need. It would be best to have the study done and see what the result is. It was asked if the study could be approved with a maximum amount (i.e. \$10,000). A lot of the work was already done, and the Architect is familiar with the site. It was suggested that \$20,000 be the amount authorized for the work to be done and as a cushion should something additional come up so that it does not have to come back to the governing body for further authorization. Administrator Casagrande will work with the Facilities Committee and Architect to move this forward. Councilwoman Koch asked the Mayor what happens after the feasibility study is done and if there would be an opportunity to revisit the building design/finishing touches? Yes. Motion to move forward with the feasibility study and cap the cost for work to be done at \$20,000 moved by Councilwoman Koch, second by Councilwoman Sorensen with Ayes by all present. Councilman Banahan asked Administrator Casagrande if there were compaction tests done for the site along Third Street; yes.

With regard to the Police Department, the Mayor said that we do not have the land so he would like to ask the Architect and his Engineer to do a feasibility study on Fisk Street to construct a police department and community center. Councilman Rodriguez asked that each Councilmember state their thoughts for a police facility. The Mayor said the concept is to build a police department in the existing parking lot, figure/plan for sufficient parking and a community center. Councilwoman Koch said she had the opportunity to speak with two police officers on Saturday and asked for their thoughts on a Police facility and Community Center; they advised that they are happy where the police station is, they have a good relationship with their neighbors and are respectful when leaving and entering the police department. Most of the time they are on the road. Being near the Community Center and the fields allows them the opportunity to see and speak with parents and the kids. Councilman McCue agreed with Councilwoman Koch and said that community policing was mentioned in the proclamation and it is something that has been practiced for quite some time in Fair Haven. It is nice to see the police officers playing basketball and interacting with the children. He has talked with the Police Chief about this matter and being on River Road does have its benefits, however, the offices for the department are their patrol cars unless booking someone or handling paperwork/reports. There is a need to expedite this as quickly as possible and keeping it at Fisk Street. Councilwoman Chrisner-Keefe said that she lived across from the police department for six years and there were never any concerns or issues with the police department being located in a residential neighborhood. The officers were and always are respectful of the neighborhood by activating lights and sirens when they get to River Road and if they did activate lights and sirens when leaving headquarters, it was because of a dire emergency. She has listened to this topic for a few years and discussions pertaining to renovate vs. relocate, but has not heard a demonstrated need for relocation. She spoke with Chief McGovern and the officers and there doesn't seem to be a need to relocate the facility. It needs to be expedited and we have a bond so we should move forward with plans for Fisk Street. Councilman Rodriguez asked if we cleared what we needed to in order to build there. Administrator Casagrande said that the ROSI and subdivision is pending a complete filing. There will need to be some decision on where headquarters will be located and the size of the building. There are issues with parking creating a need to acquire parking from the church or entering into a cross access easement for the vehicles plus parking would be needed for the Community Center and the recreational fields. All discussions were preliminary with the Facilities Committee because there were alternate sites being considered. She said Attorney Alfieri is working with Green Acres and his counterparts to perfect the subdivision. Attorney Alfieri said that it is ready, but he is working with Mike Edwards, Esq., regarding the implications of perfecting the subdivision sooner than later. Councilman Banahan said that the current location works for us. Councilwoman Sorensen said the project started out to renovate the police department at its current location, then there were discussions about a new building being built and then there were alternate locations (the Sunoco site or 623 River Road); she said she is more than happy to build in the parking lot area but does not want it to hold anything up. The Borough has heard from the public with their thoughts at past meetings. The Borough needs to do something for DPW and the Police Department; discussions have taken place for the past five years. The basketball and tennis courts are on the ROSI; we still need to perfect the subdivision, issue a new lot number and amend the ROSI. Councilwoman Sorensen spoke with Chief McGovern and the police officers and the police department and residents deserve a better building. Councilwoman Chrisner-Keefe said that parking is not really an issue if there are no events. When elections or National Night Out occurred, there would be parking issues. Councilwoman Sorensen said that parking on one side of Fisk Street

should be put into place. Councilman McCue advised that the current location of the police department is centrally located and has a walkability attraction which we would not get if it was on River Road. Councilman Rodriguez disagreed with everyone; he said it is nice that everyone gets along, but the concern is to get the “best bang for our buck” and that is what we would get with the police department on River Road. It would have a calming affect including improvement of the health and safety of our residents. He felt the police department should be on River Road or Ridge Road where there is a main corridor. He was interested in the Foreign Cars of Monmouth location (it is no longer for sale) which would slow congestion/traffic near the Acme Shopping Plaza. Having it on River Road would be the best option. Councilman Rodriguez asked that Chief McGovern be permitted to speak as he has spoken with him and is interested in what the Chief has to offer before a decision is made. Councilman Banahan said that he is in favor of River Road and agrees that it would helpful to have the police department there for safety and pedestrian issues. The Fisk Street area is tight and emergency services belong on a main road. Councilman Rodriguez said the officers need a safe location to work from, the location at the time worked for the Borough, but is no longer conducive for what we need now; this has been in discussion for the past 2 ½ years. Chief McGovern said that he agreed with both Councilmembers Banahan and Rodriguez’s statements; this has been a five-year discussion and he is fatigued. He is fine with whatever location is decided and would like to put a shovel in the ground somewhere, soon. He was excited about the Sunoco site, then the River Road site, Foreign Cars of Monmouth would be a great location however he has worked from the Fisk Street location for 33 years and it works. Mayor Lucarelli said that the demonstrated need came from our professionals. He hopes we have enough land for a police department and community center on Fisk Street. Our Architect will be asked to design a building for both the police department and community center on Fisk Street. A majority were in favor. The Mayor asked Councilman Rodriguez to bring forward a property with a willing seller forward for consideration.

Councilman Rodriguez said the DPW location is a “slam dunk”. He would like to have a call with the Architect before it is laid out and get Councilman McCue up to speed before the site study is done so that we have the best options. He will provide dates and times to Administrator Casagrande for her to set up a virtual meeting with the Chief, Architect, Mayor, Engineer Gardella, himself and Councilman McCue. The Mayor said that it could be a Zoom Meeting or a conference call.

PUBLIC COMMENT ON AGENDA ITEMS

The meeting was opened to the public for comments or questions at 8:15 p.m. The public was advised that there is a separate hearing for the 2020 budget and that Ordinance No. 2020-03, M&M Realty (Fair Share Housing), listed for introduction was pulled at the request of the developer and will be relisted on July 13th. Gudrun Koletzki Bailey, Fisk Street, said the police department has been a great neighbor and she appreciates them across the street from her. She agreed that River Road is also a great location, but Fisk Street is good as well.

Tracy Cole, Grange Avenue, said she appreciated the open discussion among Council on important matters. She said there is an inclination for quick action for the police department and she is relieved that Council is invested in an immediate need for the health and safety of the officers. Neighborhood policing is best done from a police department embedded in a community and it is most appropriate on Fisk Street. Mrs. Cole thanked Chief McGovern and all who work from the building. She is glad that the Borough is not advancing on 623 River Road for a municipal complex/police department.

There being no further comments or questions, the meeting was closed to the public at 8:19 p.m.

APPROVAL OF MINUTES

Mayor Lucarelli asked that the Regular Meeting minutes of June 8, 2020 and the Executive Session minutes of June 9, 2020 be tabled to the July 13, 2020 Council Meeting. Motion made by Councilwoman Chrisner-Keefe, second by Councilwoman Sorensen with Ayes by all present.

OLD BUSINESS
RESOLUTION

2. Resolution No. 2020-113, Authorize 2020 Municipal Budget be read by Title

WHEREAS, N.J.S.A. 40A 4-8 as amended provides that the Budget shall be read in full at the public hearing, or that it may be read by title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved

Municipal Budget is made available to each person requesting the same, during said week and during the public hearing. This year during the COVID 19 Pandemic the Budget was made available online at www.fairhavennj.org.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Fair Haven that, it is hereby declared that the conditions of N.J.S.A. 40A:4-8, as amended, set forth in subsection 1, have been met and therefore the Municipal Budget shall be read by title only.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Negative: None

Abstain: None

Absent: None

HEARING ON THE 2020 MUNICIPAL BUDGET

Mayor Lucarelli opened the meeting to the public at 8:21 p.m. for comments or questions on motion of Councilwoman Sorensen, second by Councilwoman Koch with Ayes by all present.

There being no comments or questions, the meeting was closed to the public at 8:21 p.m.

NEW BUSINESS - CONSENT AGENDA **RESOLUTIONS**

3. Resolution No. 2020-114, Approve Self-Examination of the 2020 Municipal Budget

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the **Borough of Fair Haven** has been declared eligible to participate in the program by the Division of Local Government Services and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2020 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the **Borough of Fair Haven** that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

4. Resolution No. 2020-115, Approve adoption of 2020 Amended Municipal Budget

SECTION 2 - UPON ADOPTION FOR YEAR 2020									
RESOLUTION 2020-115									
Be it Resolved by the		COUNCIL MEMBERS			of the		BOROUGH		
of		FAIR HAVEN			County of		MONMOUTH		
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:									
(a) \$	7,250,288.00	(Item 2 below) for municipal purposes, and							
(b) \$	-	(Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,							
(c) \$	-	(Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in							
Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.									
(d) \$	-	(Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy							
(e) \$	-	(Item 5 Below) Minimum Library Tax							
RECORDED VOTE									
(Insert last name)									
		Ayes		Nays		Abstained		None	
		Banahan Chrisner-Keefe Koch McCue Rodriguez Sorensen		None					
						Absent		None	
SUMMARY OF REVENUES									
1. General Revenues									
Surplus Anticipated								08-100	\$ 1,060,000.00
Miscellaneous Revenues Anticipated								13-099	\$ 1,116,721.54
Receipts from Delinquent Taxes								15-499	\$ 125,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)								07-190	\$ 7,250,288.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:									
Item 6, Sheet 42								07-195	\$ -
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)								07-191	\$ -
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY								\$ -	
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:									
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)								07-191	
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX								07-192	\$ -
Total Revenues								13-299	\$ 9,552,009.54
SUMMARY OF APPROPRIATIONS									
5. GENERAL APPROPRIATIONS:									
Within "CAPS"								xxxxxx	xxxxxxxxxxxxxx
(a & b) Operations Including Contingent								34-201	\$ 6,218,030.00
(e) Deferred Charges and Statutory Expenditures - Municipal								34-209	\$ 739,638.00
(g) Cash Deficit								46-885	\$ -
Excluded from "CAPS"								xxxxxx	xxxxxxxxxxxxxx
(a) Operations - Total Operations Excluded from "CAPS"								34-305	\$ 728,809.54
(c) Capital Improvements								44-999	\$ 835,000.00
(d) Municipal Debt Service								45-999	\$ 495,532.00
(e) Deferred Charges - Municipal								46-999	\$ -
(f) Judgments								37-480	\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)								29-405	\$ -
(g) Cash Deficit								46-885	\$ -
(k) For Local District School Purposes								29-410	\$ -
(m) Reserve for Uncollected Taxes								50-899	\$ 535,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)								07-195	
Total Appropriations								34-499	\$ 9,552,009.54
It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 23rd day of June, 2020. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2020 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.									
Certified by me this 23rd day of June, 2020, _____, Clerk									

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

5. Resolution No. 2020-116, Authorize Various Tax Overpayment Refunds

WHEREAS, the Tax Collector, has provided a request for a tax overpayment refund for 2nd Quarter 2020 and advises that the following property owners qualify for a refund as follows:

Refund to be sent to:	Address	Block	Lot	Refund
Ansell, Zaro, Grimm & Aaron 1500 Lawrence Ave CN7807 Ocean, NJ 07712	86 Princeton Road	7	2	\$ 2,714.69
Jersey Shore Title 1340-A Campus Pkwy Wall, NJ 07753	78 Princeton Road	7	3.02	\$ 6,166.45
Mid-State Abstract 207 Hooper Ave PO Box 413 Toms River, NJ 08754	945 River Road	51	3	\$ 8,285.04

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Tax Collector and Chief Financial Officer are hereby authorized to pay said refunds in the amounts listed above.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

- 6. Resolution No. 2020-117, Authorize Borough Engineer to apply for an NJDOT Grant-Third Street, Phase II

NOW, THEREFORE BE IT RESOLVED that the Council of the Borough of Fair Haven formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Borough Engineer and Borough Clerk are hereby authorized to submit an electronic grant application identified as [MA-2021-Improvements to Third Street Project, Phase II -00504](#) to the New Jersey Department of Transportation on behalf of the Borough of Fair Haven identified as follows:

Improvements to Third Street Project, Phase II

BE IT FURTHER RESOLVED that the Administrator and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Fair Haven and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

- 7. Resolution No. 2020-118, Executive Session – Personnel

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. Police Department – Social Security

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 Koch

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

6. Resolution No. 2020-119, Payment of Vouchers

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the June 23, 2020 agenda are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2020 CURRENT ACCOUNT	\$	137,356.99
2019 CURRENT ACCOUNT	\$	4,175.00
GRANT FUND	\$	1,000.00
OTHER TRUST	\$	4,126.04
TOTAL	\$	146,658.03

Offered for adoption by Councilwoman Sorensen, second by Councilwoman Koch

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

Reports of Departments

May 2020

- Tax Collector
- Municipal Court

Motion to accept the reports as submitted moved by Councilwoman Chrisner-Keefe, second by Councilwoman Sorensen with Ayes by all present.

GOOD OF THE BOROUGH

Mayor Lucarelli allowed for Committee Reports to be done. Councilman Rodriguez said there has been a lot of discussion regarding facilities and buildings with a good compromise and he is excited to move forward. A decision was also made to move forward with the Third Street Reconstruction Project, Phase II and it is a good one. The first Brush Site Review Committee meeting was held last week, and meetings will continue through the summer; there was healthy and respectful dialogue. Traffic safety was discussed and whether to leave the location where it is or to look for an alternate location, etc. A recommendation will be brought back after each meeting to keep the governing body and public in the loop.

Councilwoman Sorensen said that she and Councilwoman Koch delivered signs to the businesses and it is exciting to see businesses back in action and expanding their footprint. A survey is being worked on for the businesses. There may be an opportunity to close down River Road one day for a few hours (in the evening, possibly 4-7 pm) to allow the public to walk about; we will have to get permission from the County and advise the buses to reroute. There is an opportunity for a Green Summit seminar with Recreation and the Environmental Commission. The FAQ communications are being worked on and she asked that anyone who has a topic, bring it forward by e-mailing her, Councilwoman Koch or Administrator Casagrande. Recreation has been busy; there was a meeting held this month and summer rec programs will be starting soon. A survey went out for public input. Sports are opening up i.e. baseball, soccer, football as well as third party sports (tennis and lacrosse). We will also try to accommodate those who are not sports related (i.e. Snapology) using appropriate guidelines. We are hoping to open courts and fields on July 6th after we receive State guidelines. Councilman Rodriguez asked if tennis courts require a reservation; yes, it has been modified for reservations to be done four-days in advance as opposed to weeks.

Councilwoman Koch said that new business was presented to the Zoning Board and Planning Board this month. Over Easy had their amended site plan approved by the Planning Board. In July, there are two residences that have filed appeals that will be heard by the Zoning Board. The Planning Board will review Fair Haven's housing development and Fair Share Plan to see how it lines up with the Master Plan. With regard to the Brush Site Review Committee, the first meeting discussed long-term and short-term possibilities with a lot of input from the Committee. The Restaurant Ordinance Review Committee will be meeting tomorrow and a decision will be made on

when a public meeting will be held to present the ideas to reword the ordinances related to restaurant use. She and Councilwoman Sorensen delivered signs and visited businesses and Distinctive Toys has child masks being sold; the profits made will go to creative arts programs for children in need (this is very commendable).

Councilman McCue said with regard to the Office of Emergency Management, there are four active COVID cases. We have had a total of 29 cases; We are doing well. He said, when he was in the service, there was a sign that read "Complacency Kills" which is applicable to this pandemic. Everyone should be smart to keep our numbers down. With regard to the Environmental Commission, there was a discussion at the last meeting regarding recycling DOs and DON'Ts and it might be a good FAQ. Our residents love to recycle, and this could be helpful. Most know not to put plastic bags or greasy pizza boxes into recycling, but there are questions regarding #1, #2 plastics as well as #3, #4, #5, #6 and #7 containers and whether they should or should not be recycled; we have more homework to do. Councilwoman Sorensen said that this can be part of the Green Summit presentation. Councilman McCue said that Director Gardella has advised that cardboard is still a commodity but asks that Styrofoam or plastic wrap be removed as it is trash. During the June 8th Council Meeting, there was discussion regarding the pond and how best to treat it. The decision was left to Engineer Gardella who has since chosen the best treatment option; Councilman McCue asked Administrator Casagrande if the purchase order has been done. Yes, a purchase order was processed last week to Aquatic Analysis for \$5,000 for McCarter Pond (it is the same treatment that has been done for the past few years). She asked that an assessment be done of Schwenker Pond. The Fair Haven Firemen's Fair has been cancelled this year and it was asked if anything was included in Constant Contact; yes.

Administrator Casagrande said that Capital Expenditures was listed under Workshop on the agenda. A revised spreadsheet was sent to the governing body; the only time sensitive project listed is River Road curbs and sidewalks as Monmouth County is looking to move forward with their plans. Any work for bike lanes has to be in the County bid if we are moving forward. We will also need to have curbs and sidewalks designed, bid and awarded by early October. Councilwoman Chrisner-Keefe asked for a point of information from Administrator Casagrande and if we are voting to authorize River Road. Engineer Gardella needs guidance on whether or not to move forward with the design phase for the River Road project. It was asked when we have to let the County know; they are going to bid at the end of July/early August. There is a small pedestrian and bike safety committee appointed last fall. Councilman Rodriguez said he supports the bike lane project as long as it is feasible on River Road. Councilwoman Koch agreed with doing it as long as it is feasible and was concerned about how it would affect parking for the businesses. Mayor Lucarelli said that bike lanes would be installed west of Hance Road (not in the business district). He would like to allow Engineer Gardella to go ahead with the curbs and sidewalks design and have a presentation at the July 13th Council meeting of what the bike and pedestrian safety lanes would look like on River Road. We are fortunate to have two very talented people who agreed to be on the committee; John McCormack did tremendous work designing a bike plan for New York City and Chicago and Gail O'Reilly was instrumental in the widening of the Cooper Bridge and a tremendous support in getting approval of bike lanes on Ridge Road. River Road is deteriorating so the County has Fair Haven on their schedule for paving; it would be great to do these projects together. He would like the Engineer to do a presentation and be authorized to design the bike/pedestrian safety lane(s) for River Road.

The meeting was opened to the public for comments or questions at 8:23 p.m.

Liz MacNeill, Third Street, asked Councilman Rodriguez what the scope of work is for the Brush Site Review Committee, the timeline and when deliverables are expected. Councilman Rodriguez said the first meeting was held last week and the committee plans to break the work up into two perspectives (near-term recommendations and long-term recommendations). The committee is currently going to work on near-term recommendations and what to do by the various issues raised such as traffic safety, intensity of use, cost, alternatives to the current situation. Handling near-term matters now will be a help. The Committee will meet weekly and deliver an update and recommendations to the full governing body. Mrs. MacNeill said some of what he reported should be considered long-term and asked if he could talk through what the committee sees happening in the next six months. Councilman Rodriguez said he does not see this matter going six months because there are weekly meetings. A decision will be made to either do nothing, shut the facility down or de-intensify the use as a near-term approach and then look into long-term recommendations to bring back to the full Council for consideration and so that they can make a decision (the committee does not have any authority). Mike Cannon (a member of the committee) created a feedback sheet for the residents who live around the brush facility to best understand what impacts the immediate community. There may something sent town wide requesting ideas for brush pick up and impact to the rest of the town (more of a long-term). Mrs. MacNeill asked when will the committee work be done and the decision making begin; she could not be given an answer because

the committee has only met once so it could not be time boxed. Brush grinding is more isolated and focused so there will be updates at Council meetings under his report. There are tasks that have been given to the members of the committee; the next meeting is this Thursday. He is looking to accomplish something each meeting and bring information forward on a consistent basis.

Jennifer Spitz, William Street, asked about Resolution No. 2020-117 which approves a grant application for Third Street and if it is to apply for the grant or to approve bid specs; it is just to apply for the grant. Mrs. Spitz asked that, if we are awarded a grant, the bid specification include the contractor hauling away the old asphalt and debris so it is not stored at the brush site (this happened during Phase I and the debris sat for 6 months). Administrator Casagrande disagreed stating the brush site was a staging area for the project. The debris did not sit there for six months; it was removed in timely manner. Mrs. Spitz said she has photos from the fall and again in the spring. She was advised concrete and/or supplies need to be stored/staged some place while projects take place; this includes utility work (gas company, water company, JCP&L). Mrs. Spitz asked that the bid specifications be clear to prevent any type of safety or health issues.

Tracy Cole, Grange Avenue, asked about the curbs and sidewalks on River Road (if it is for the west end of town) and if the Borough considered pulling wires for holiday decorations or powering equipment for an event. Administrator Casagrande said that there are some plans for the “sprinkling” of electric for street lighting that would need wiring; most of the project is in a residential area of River Road. The Mayor and Engineer Gardella have walked the project site (from PNC Bank to the Red Bank border). There is currently lighting in the business district. The County will be paving all of River Road from Rumson to Red Bank.

Councilman Rodriguez left the meeting at 8:57 p.m.

Mrs. Cole asked if the M&M (Fair Share Housing) Ordinance that was pulled will be listed on the July 13th agenda; yes, and then it will be sent to the Planning Board for their review and comment to be sure it is in compliance with our Master Plan. The Developer asked it to be held so we are not in violation of the court order. Mrs. Cole stated, “it must have been a difficult decision for the Fire Department to cancel the annual Firemen’s Fair; it will be missed but was the right call to make”. Mrs. Cole said she liked their photography idea of the fair and will be participating.

There being no further comments or questions, the meeting was closed to the public at 9:02 p.m.

It was announced that the executive session portion would take place via telephone conference and no formal action would be taken.

Council went into executive session at 9:04 p.m. and this meeting was reconvened at 10:00 p.m.

ADJOURNMENT

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

Time of Adjournment: 10:00 p.m.

Respectfully submitted,

Allyson M. Cinquegrana, RMC/CMR
Borough Clerk