

Consent Agenda

Resolutions

- 2023-201 Executive Session: Personnel and Contract Negotiations
- 2023-202 Approve Fire Department Social Membership Application - Christine Koutouzakis
- 2023-203 Approve Block Party on Lincoln Avenue (between First and Second), September 23rd
- 2023-204 Approve Interlocal Service Agreement with Middletown Township for CFO, Tax Collector and Finance Services
- 2023-205 Approve Interlocal Service Agreement with Fair Haven Board of Education for Special Law Enforcement Officer, Class III
- 2023-206 Approve Interlocal Service Agreement with Monmouth County for Commodity Resale
- 2023-207 Accept Blanket Street Opening Bond from NJ Natural Gas in lieu of Cash Repair Deposit
- 2023-208 Approve Block Party Application - Poplar Avenue
- 2023-209 Appoint Planning Board, Alternate No. 1 member - Diana Anttonen
- 2023-210 Award Bid for Grange Avenue Pocket Park and Boat Ramp
- 2023-211 Award Bid for 2023 Roads, Sidewalks and Drainage (Microprojects)
- 2023-212 Appointment of Special Officers, Class II and Class III
- 2023-213 Payment of Vouchers
- 2023-214 Cancel the Borough's Petty Cash Fund

Department Reports

July 2023

- Municipal Clerk
- Dog License
- Police Department
- Planning Board and Zoning Board
- Tax Collector
- Budget Status

11. **Good of the Borough - Please stand and identify yourself by clearly stating your name and address for the record** (*Please observe a time limit of three minutes*)

12. **Adjournment**

PROCEDURE FOR CITIZEN PARTICIPATION AT COUNCIL MEETINGS

The Fair Haven Borough Council and the Mayor welcome comments, suggestions and inquiries from residents of Fair Haven. To that end, provision is made for a public discussion period at each meeting. It is listed as:

“Public Discussion” – near the end of the meeting where any topic may be addressed.

You must wait to be recognized by the Mayor. **IDENTIFY YOURSELF BY CLEARLY STATING YOUR NAME AND ADDRESS FOR THE RECORD.** Limit your comments to three (3) minutes. Once a particular topic has been addressed by a member of the public, he/she will not be recognized to talk again on the same topic until all others have been heard a first time.

If you wish to reserve time to speak in advance, you may address your request to Allyson Cinquegrana at 732-747-0241 extension *221, by noon on the Friday preceding the meeting.

You will **NOT** be recognized, **NOR SHOULD YOU COMMENT OR CARRY ON A DEBATE OR DIALOGUE WHILE BUSINESS OF THE BOROUGH IS BEING ADDRESSED BY MAYOR AND COUNCIL.**

NEXT COUNCIL MEETING: MONDAY, SEPTEMBER 11, 2023

**BOROUGH OF FAIR HAVEN
ORDINANCE NO. 2023-11**

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF FAIR HAVEN IN THE COUNTY OF MONMOUTH SUPPLEMENTING CHAPTER 7, VEHICLES AND TRAFFIC, BY AMENDING SECTION 11, STOPPING OR STANDING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS, SECTION 20, STOP INTERSECTIONS AND SECTION 21, MULTI-WAY STOP INTERSECTIONS

WHEREAS, the Mayor & Council of the Borough of Fair Haven (the “Borough”) consider pedestrian and traffic safety to be a significant and important priority for the Borough and the welfare of its residents; and

WHEREAS, the Borough’s Police Department has recommended the implementation of certain measures to enhance pedestrian and traffic safety, including the prohibition of parking in certain places and the installation of new stop signs at certain intersections; and

WHEREAS, the Mayor and Council find it to be in the best interests of the Borough’s residents to implement such measures recommended by the Borough’s Police Department:

NOTE: The section of Chapter 7 that is to be supplemented by Ordinance is Sections 11 Stopping or Standing Prohibited During Certain Hours on Certain Streets, 20 Stop Intersections and 21 Multi-Way Stop Intersections. All additions are shown in ***bold italics with underlines***. The deletions are shown as ***strikeovers in bold italics***. Sections of Chapters 7-11, 7-20 and 7-21 that will remain unchanged are shown in normal type.

SECTION 1.

7-11 STOPPING OR STANDING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS.

a. No person shall stop or stand a vehicle between the hours specified on any day upon any of the streets or parts of streets described.

Name of Street	Side	Hours	Location
<i><u>Cambridge Avenue</u></i>	<i><u>Both</u></i>	<i><u>School Days: Between 7:30 a.m.-8:30 am and 2:00p.m.-4:00 p.m.</u></i>	<i><u>From Ridge Road ending 150 feet north along Cambridge Avenue</u></i>
Hance Road	West	All	From northerly curbline of Third Street to a point 310 feet north at Popular Avenue
Hance Road	West	All	From northerly curbline of Third Street to a point 115 feet south ending at driveway at Knollwood School
Hance Road	East	All	From northerly curbline of Third Street to a point 310 feet north, ending at Jackson Street
Jackson Street	North	No parking from 7:30 a.m. until 3:30 p.m. while school is in session	From a point 150 feet east of Hance Road
Poplar Avenue	Both	No parking from 7:30 a.m. until 3:30 p.m. while school is in session	From a point 70 feet west of Hance Road
Willow Street	South	All	From a point 243 feet east of the easterly curbline of Fair Haven Road and extending to a point 531 feet therefrom

b. Penalty. Any person who violates this section shall be liable to a fine of \$35. (Fee restated at subsection **2-56.1**, Fee Schedule.)

SECTION 2.

7-20 STOP INTERSECTIONS.

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections described are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein.

Intersection	Stop Sign(s) On:
Battin Road at Boat Ramp	Battin Road
Battin Road at Lewis Lane	Lewis Lane
Beekman Place at Lake Avenue	Beekman Place
Borough Hall Parking Lot at Fair Haven Road	Parking Lot Exit
Buttonwood Drive at Linden Drive	Buttonwood Drive
Charles Court at Harding Road	Charles Court
Clay Street at Gillespie Avenue	Clay Street
Cypress Court at Poplar Avenue	Cypress Court
Danna Court at Gentry Drive	Danna Court
Dartmouth Avenue at Fair Haven Fields	Exit to Fair Haven Fields
Denise Court at Gentry Drive	Denise Court
Elm Place at Willow Street	Elm Place
Fisk Street-Hayes Place at Maple Avenue	Fisk Street-Hayes Place
Gentry Drive at Dartmouth Avenue	Gentry Drive
Harrison Avenue at Harding Road	Harrison Avenue
<u>Harvard Road at Cambridge Avenue</u>	<u>Harvard Road</u>
Harvard Road at Harrison Avenue	Harvard Road
Harvard Road at Lake Avenue	Lake Avenue
Hillcrest Road at Buttonwood Drive	Hillcrest Road
Hillcrest Road at Kemp Avenue	Hillcrest Road
James Court at Gentry Drive	James Court
Kemp Avenue at Willow Street	Kemp Avenue
Lake Avenue at Princeton Road	Princeton Road
Laurel Drive at Oak Place	Laurel Drive
Lexington Avenue at First Street	Lexington Avenue
Lincoln Avenue at First Street	Lincoln Avenue
Linden Drive at Kemp Avenue	Linden Drive
Linden Drive at South Woodland Drive	Linden Drive
Maple Avenue at Hendrickson Place	Maple Avenue

Maple Avenue at McCarter Avenue	Maple Avenue
Oak Place at Laurel Drive	Oak Place
Oak Place at Willow Street	Oak Place
Oaklawn Road at Harding Road	Oaklawn Road
Park Lane at Laurel Drive	Park Lane
Park Lane at Linden Drive	Park Lane
Park Road at Cambridge Avenue	Park Road
<u>Princeton Road at Cambridge Avenue</u>	<u>Princeton Road</u>
Smith Street at Jackson Street	Smith Street
William Street at Henderson Place	William Street

SECTION 3.

7-21 MULTI-WAY STOP INTERSECTIONS.

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections herein described are designated as Multi-Way Stop Intersections. Stop signs shall be installed as provided herein.

Cedar Avenue at Fisk Street	Cedar Avenue and Fisk Street
Cedar Avenue at Parker Avenue	Cedar Avenue and Parker Avenue
Clay Street at DeNormandie Avenue	Clay Street and DeNormandie Avenue
Forman Street at Smith Street	Forman Street and Smith Street
Hendrickson Place at Maple Avenue	Hendrickson Place and Maple Avenue
Lake Avenue at Beekman Place	Lake Avenue and Beekman Place
Linden Drive at Kemp Avenue	Linden Drive and Kemp Avenue
<u>Third Street at Cedar Avenue</u>	<u>Both sides of Third Street at Cedar Avenue</u>
<u>Third Street at Church Street</u>	<u>Both sides of Third Street at Church Street</u>

SECTION 4. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

SECTION 5. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of The Revised General Ordinances of the Borough of Fair Haven are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 6. This Ordinance shall take effect upon adoption and publication in accordance with the laws of the State of New Jersey.

**BOROUGH OF FAIR HAVEN
ORDINANCE NO. 2023-12**

**AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF FAIR HAVEN IN THE COUNTY OF
MONMOUTH AMENDING CHAPTER 30, LAND USE AND DEVELOPMENT REGULATIONS,
AMENDING THE R-5 SINGLE-FAMILY RESIDENTIAL ZONE TO PERMIT AN AFFORDABLE
TWO-FAMILY DWELLING ON A PORTION OF BLOCK 45**

WHEREAS, in March 2019, the Borough Council of the Borough of Fair Haven, Monmouth County, New Jersey (the “Borough”) voluntarily petitioned the Court via Declaratory Judgment Action (“DJ Action”) for approval of its Housing Element and Fair Share Plan (“HEFSP”), which was also adopted in March of 2019; and

WHEREAS, as a result, the Borough and its Planning Board obtained immunity from builder’s remedy and Mount Laurel litigation, while its plan was processed; and

WHEREAS, the Borough Council of the Borough of Fair Haven, Monmouth County, New Jersey, entered into a Settlement Agreement with Fair Share Housing Center (FSHC) on February 12, 2020 that resolves the Borough’s DJ Action globally; and

WHEREAS, a Court Order was signed by the Honorable Judge Linda Grasso-Jones on June 5, 2020, that found that the Borough’s proposed affordable housing strategy as set forth within the FSHC Settlement Agreement is facially constitutionally compliant and provides a fair and reasonable opportunity for the Borough to meet its obligations under Mount Laurel IV; and

WHEREAS, pursuant to the executed Settlement Agreements and Court Order, the Borough proposes to dedicate a minimum 5,000 square foot portion of a municipally owned lot at the corner of Hendrickson Place and Allen Street to Habitat for Humanity or another qualified non-profit entity for the purpose of constructing two affordable housing units; and

WHEREAS, in order to permit the construction of two residential units on one minimum 5,000 square foot lot, the Borough desires to amend the standards of the R-5 Zone District as they pertain to Block 45, Lot 10.02; and

WHEREAS, this Ordinance implements and incorporates the Borough’s executed Settlement Agreement with FSHC, the Court Order, and the New Jersey Fair Housing Act of 1985.

NOW THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Fair Haven, County of Monmouth as follows:

The Schedule of Permitted Uses as they pertain to the R-5 Zone District is hereby amended as follows:

Section 1. Section 30-5.3 Permitted and Prohibited Uses is hereby amended as follows:

- a. Permitted principal uses, accessory uses, and conditional uses within each zone district are set forth in the schedules of permitted uses. The letter "P" means that the use is a permitted principal use in the zone. The letter "C" means the use is a permitted conditional use. The letter "A" means permitted accessory use in the zone. Any use, except for essential services, which is not specifically listed as a permitted use, an accessory use or a conditional use on the schedule of uses shall be deemed a prohibited use.

1. **For Block 45, Lot 10.02 in the R-5 Zone (the “Lot”), the only permitted use is a 100% affordable housing development consistent with the following parameters:**
 - (a) **One (1) two-family dwelling consisting of affordable residential units with a minimum lot area of 5,000 square feet. A two-family dwelling is defined as: A**

building occupied or intended for occupancy as separate living quarters for no more than two families, with separate access, cooking, sleeping and sanitary facilities for the exclusive use of the occupants of each unit, which units are separated from each other either by vertical walls to the underside of the roof or by horizontal floors.

- (b) **One unit shall be an affordable for-sale family unit and one unit shall be a very low-income rental unit as that term is defined in the Fair Housing Act.**
- (c) **Affordable housing units shall be subject to the standards in the Borough's Affordable Housing Ordinance (Section 30-15.2).**
- (d) **All bulk, design, and other applicable standards in the R-5 Zone shall apply except as follows:**
 - (i) **The Lot shall not be required to comply with the R-5 Zones prohibition precluding parking in the front yard setback. An entry driveway may cross any yard area but not more than 40% of the front yard area shall be used as a driveway or for off street parking.**
 - (ii) The Lot shall be permitted a total of two driveways.
 - (iii) The Lot shall be exempt from providing curb-to-curb restoration at the points of utility connection pursuant to (Section 15-1.25).
 - (iv) The Lot shall be exempt from the tree reforestation requirements provided in Section 14-8. However, the developer shall use any and all measures to comply with the ordinance to the extent feasible and/or not cost generative.
 - (v) The Lot shall be exempt from providing street trees. (Section 30-8.4d)
 - (vi) **Conflict:** All other applicable municipal ordinances shall apply to this ordinance except that where any conflict exists between this Overlay Ordinance and the Borough's code, whether in Zone R-5 or otherwise, this ordinance shall control.

b) Prohibited uses shall include but not be limited to the following:

1. All billboards, signboards, advertising signs and devices not expressly related to the business being conducted on the premises or otherwise specifically permitted by this section.
2. Camping sites, trailer camps, trailer courts or trailer coaches used as dwellings, offices or storage facilities or commercial activities related to the outdoor storage or display of trailer coaches, except that during development construction trailers may be permitted specifically limited as to the extent of time such use and requiring the payment of an annual fee to the municipality for the granting of such license for such use.
3. Auction markets.
4. Junk yards, automobile wrecking yards or disassembly yards, or the sorting or baling of scrap metal, paper, rags, or other scrap or waste material, except for recycling operations operated by or with the approval of the Borough.
5. Privately operated dumps for the disposal of garbage, trash, refuse, junk, or other such material.
6. Adult bookstores.
7. Peep shows.
8. Massage parlors as defined in Section 30-2 of this chapter.
9. Amusement arcade.
10. Explosive storage, except small arms ammunition, or by special permit, where explosives are to be used on the premises.
11. Incineration, reduction, storage or dumping of slaughterhouse refuse, rancid fats, garbage, or dead animals.
12. Slaughtering and slaughterhouses for fowl or animals.

13. Any use of any building or premises in such a manner that the health, morals, safety or general welfare of the community may be endangered.
14. Keeping or raising of pigs, sheep, horses, donkeys, mules, cattle, goats, chickens, and other such livestock, unless a waiver is obtained in accordance with the provisions of subsection 5-18.4 of these Revised General Ordinances.
15. Asphalt plants, concrete plants, asphalt batching plants, concrete batching plants, asphalt mixing plants, concrete mixing plants, asphalt manufacturing plants, concrete manufacturing plants.
16. Auto, horse or dog racetracks.
17. Keeping or raising of mink, fox or similar fur bearing animals.
18. Open air drive-in motion picture theaters.
19. Seasonal resort cottages.
20. Any use which emits excessive and objectionable amounts of dust, fumes, noise, odor, vibration, smoke, glare or waste products.
21. The use of boats or vehicles as residential dwellings.
22. Fast-Food Restaurants, Drive-In Restaurants, and Drive-Through Windows, as defined in Section 30-2 of this chapter.
23. Heliports, helistops or aviation field.
24. The operation of Cannabis Cultivators, Cannabis Distributors, Cannabis Manufacturers, Cannabis Wholesalers, Cannabis Retailers, Cannabis Delivery Services.
25. Warehouses and wholesale/fulfillment storage facilities.

Section 2. This ordinance shall take effect immediately upon final passage and publication thereof according to law.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-201

TITLE: EXECUTIVE SESSION

WHEREAS, the Open Public Meetings, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body may wish to discuss the following matters:

Personnel

1. DPW Laborer

Contract Negotiations

1. NJ American Water Company
2. Knights of Columbus
3. Fisk Chapel
4. Fair Haven Board of Education

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.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-202

**TITLE: RESOLUTION APPOINTING A SOCIAL MEMBER TO THE FAIR
HAVEN FIRE DEPARTMENT, Christine Koutouzakis**

BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that Christine Koutouzakis, 65 Second Street, Fair Haven, NJ having been duly accepted as a social member of the Fair Haven Volunteer Fire Co., is hereby appointed to the Fair Haven Fire Department.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-203

**TITLE: APPROVING A BLOCK PARTY TO BE HELD ON LINCOLN AVENUE
(BETWEEN FIRST AND SECOND STREETS) - SEPTEMBER 23RD**

WHEREAS, a request was received to hold a Block Party on Lincoln Avenue (between First and Second Streets) on Saturday, September 23, 2023 from 12:00 pm to 11:00 pm with a rain date of October 1, 2023; and

WHEREAS, Police Chief McGovern reviewed the application and submitted his approval on July 25, 2023; and

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that approval is hereby granted for a block party to be held on Lincoln Avenue (between First and Second Streets) on Saturday, September 23, 2023 from 12:00 pm to 11:00 pm with a rain date of October 1, 2023.

BE IT FURTHER RESOLVED that Permit No. BP 2023-03 will be issued for said event.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-204

TITLE: AUTHORIZE AN INTERLOCAL SERVICE AGREEMENT IN ACCORDANCE WITH THE STANDARD TERMS OF AN INTERLOCAL SERVICES AGREEMENT, BETWEEN THE BOROUGH OF FAIR HAVEN AND THE TOWNSHIP OF MIDDLETOWN

WHEREAS, the “Uniform Shared Services and Consolidation Act” N.J.S.A. 40A:65-1 through 40A:65-35 (the “Act”), authorizes local units of the State of New Jersey to enter contracts with any other local unit or units for the joint provision within their several jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Borough of Fair Haven, in the County of Monmouth, State of New Jersey has determined that it would be beneficial for the Borough of Fair Haven to enter into an Interlocal Services Agreement with the Township of Middletown; and

WHEREAS, the Administrations, with the help of the Chief Financial Officer for both municipalities, have identified a number of areas where working together through Shared Services will result in positive outcomes for both municipalities; and

WHEREAS, the Borough of Fair Haven and Township of Middletown have agreed, in principle, that the Interlocal Services Agreement will include the following services:

- Chief Financial Officer
- Tax Collector
- General Financial/Administrative Services

WHEREAS, the municipalities have agreed to continue their relationship and enter into an Interlocal Services Agreement until December 31, 2025 with the option of an additional 3-year term.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Mayor and Municipal Clerk are hereby authorized and directed to sign the attached Interlocal Services Agreement between the Borough of Fair Haven and the Township of Middletown for the services listed above, in a form as approved by the Borough Attorney and Administrator; and

BE IT FURTHER RESOLVED that the Municipal Clerk shall forward a certified true copy of this resolution to Middletown’s Municipal Clerk.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-205

TITLE: AUTHORIZE THE MAYOR AND MUNICIPAL CLERK TO SIGN AN INTERLOCAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF FAIR HAVEN AND FAIR HAVEN BOARD OF EDUCATION FOR SPECIAL LAW ENFORCEMENT OFFICERS, CLASS III

WHEREAS, the Interlocal Services Act, N.J.S.A. 40A:65-1 authorizes joint activities among municipalities and was enacted with the intent to facilitate and promote Interlocal Services Agreements; and

WHEREAS, the Borough of Fair Haven and Fair Haven Board of Education have agreed that the Interlocal Services Agreement for Special Law Enforcement Officers, Class III will be in accordance with the attached agreement; and

WHEREAS, it is in the best interest of the Borough of Fair Haven and Fair Haven Board of Education to begin services with the start of the 2023/2024 school year; and

WHEREAS, it is agreed by the Borough of Fair Haven and Fair Haven Board of Education that the Agreement may be extended; and

WHEREAS, a copy of the Interlocal Services Agreement is on file in the office of the Municipal Clerk; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Mayor and Municipal Clerk of the Borough of Fair Haven are hereby authorized to sign said Agreement.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-206

**TITLE: AUTHORIZE THE EXECUTION OF A COMMODITY RESALE AGREEMENT WITH
 THE COUNTY OF MONMOUTH**

WHEREAS, N.J.A.C. 5:34-7.15 authorizes local contracting units to enter into a Commodity Resale Agreement for the purchase of certain commodities for other contracting units; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Commodity Resale System (SYSTEM IDENTIFIER 99174-MCCRS) for the period of October 1, 2023 through September 30, 2028; and

WHEREAS, it would be in the best interest of the Borough of Fair Haven to remain a member of the Monmouth County Commodity Resale System.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the Mayor and Borough Clerk are hereby authorized to execute the attached Commodity Resale Agreement with the County of Monmouth.

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution, along with the executed Commodity Resale Agreement to the Board of County Commissioners, County of Monmouth, Hall of Records Annex, First Floor, One East Main Street, Freehold, New Jersey 07728.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-207

**TITLE: ACCEPT BOND NO. 107855727 FROM NEW JERSEY NATURAL GAS COMPANY AS
A BLANKET BOND FOR STREET OPENINGS IN LIEU OF CASH REPAIR
DEPOSITS**

WHEREAS, Subsection 15-1.8 of Ordinance No. 2023-04 allows for the posting of a surety bond by utility companies for street opening projects in lieu of posting individual cash repair deposits renewable on a yearly basis; and

WHEREAS, NJ Natural Gas has posted Bond No. 107855727 from Travelers Casualty and Surety Company of America in the amount of \$100,000 to cover cash repair amounts for their projects or need to open the street or right of way within the Borough of Fair Haven.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Bond No. 107855727 posted by NJ Natural Gas in the amount of \$100,000 is hereby accepted.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-208

**TITLE: APPROVING A BLOCK PARTY TO BE HELD ON POPLAR AVENUE -
 SEPTEMBER 30TH**

WHEREAS, a request was received to hold a Block Party on Poplar Avenue on Saturday, September 30, 2023 from 3 pm to 11 pm (rain date October 1, 2023); and

WHEREAS, Police Chief McGovern reviewed the application and submitted his approval on August 7, 2023; and

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that approval is hereby granted for a block party to be held on Poplar Avenue on Saturday, September 30, 2023 from 3 pm to 11 pm (rain date October 1, 2023).

BE IT FURTHER RESOLVED that Permit No. BP 2023-04 will be issued for said event.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-209

TITLE: APPOINTING DIANA ANTTONEN AS PLANNING BOARD MEMBER, ALTERNATE #1 FOR AN UNEXPIRED TERM

WHEREAS, a vacancy currently exists on the Planning Board for the Alternate #1 position with a term that will expire on December 31, 2023; and

WHEREAS, Mayor Halpern has found a volunteer willing to fill the unexpired term on Planning Board, as follows:

Diana Anttonen, Alternate #1, with a term to expire on December 21, 2023

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-210

**TITLE: AWARDING A CONTRACT FOR BULKHEAD REPLACEMENT FOR GRANGE AVENUE
POCKET PARK AND BATTIN ROAD BOAT RAMP REPLACEMENT**

WHEREAS, the Borough of Fair Haven was awarded a 2014 Monmouth County Open Space Grant in the amount of \$250,000 for Bulkhead Replacement for Grange Avenue Pocket Park and Battin Road Boat Ramp Replacement; and

WHEREAS, sealed bids were opened on August 3, 2023 at Borough Hall for Bulkhead Replacement for Grange Avenue Pocket Park and Battin Road Boat Ramp Replacement; and

WHEREAS, the following bids were received:

<u>CONTRACTOR</u>	<u>LOCATION</u>	<u>TOTAL AMOUNT BID</u>
1. Vulcan Construction, Inc.	Cookstown, NJ	\$ 889,225.00
2. Precise Construction	Freehold, NJ	\$1,033,695.00
3. Marbro General Contractors	West End, NJ	\$1,291,117.00
4. Agate Construction Company	Egg Harbor Twp, NJ	\$1,895,157.25

WHEREAS, Joseph Raftery, Consulting Engineer and Andrew Sobel, Esq., Borough Attorney, reviewed the bids and recommend that a contract award be made to Vulcan Construction, Inc. 3 Hance Drive, Cookstown, New Jersey 08511 in the total amount of \$889,225.00; and

WHEREAS, the Chief Financial Officer of the Borough of Fair Haven has certified that funds for the low bid are available in multiple Capital Fund Appropriations, as attached.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that it hereby recommends award of a contract for Bulkhead Replacement for Grange Avenue Pocket Park and Battin Road Boat Ramp Replacement to Vulcan Construction, Inc. 3 Hance Drive, Cookstown, New Jersey 08511.

BE IT FURTHER RESOLVED, the Mayor and Clerk are hereby authorized to execute any paperwork necessary to move this project forward.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-211

TITLE: AWARDING A CONTRACT FOR 2023 ROAD, SIDEWALKS AND DRAINAGE PROJECT

WHEREAS, the Mayor and Council authorized the advertisement for receipt of bids for the 2023 Roads, Sidewalks and Drainage Project; and

WHEREAS, sealed bids were opened on August 8, 2023 and the following bids were received:

<u>CONTRACTOR</u>	<u>LOCATION</u>	<u>TOTAL AMOUNT BID</u>
5. Discover Construction, Inc.	Dayton, NJ	\$1,129,965.77
6. Fernandes Construction, Inc.	Monroe, NJ	\$1,186,326.77
7. Black Rock Enterprises, LLC	Old Bridge, NJ	\$1,349,768.00
8. Precise Construction	Freehold, NJ	\$1,377,160.00
9. JADs Construction	South River, NJ	\$1,579,415.11
10. Seacoast Construction	East Brunswick, NJ	\$1,945,052.61

WHEREAS, Nicolas Poruchynsky, Assistant Director of Engineering and DPW and Andrew Sobel, Esq., Borough Attorney, reviewed the bids and recommend that a contract award be made to Discover Construction, Inc., 2207 Route 130 South, Dayton, New Jersey 08810 in the total amount of \$1,129,965.77; and

WHEREAS, the Chief Financial Officer of the Borough of Fair Haven has certified that funds for the low bid are available in multiple Capital Fund Appropriations, as attached.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that it hereby recommends award of a contract for the 2023 Roads, Sidewalks and Drainage Project to Discover Construction, Inc., 2207 Route 130 South, Dayton, New Jersey 08810.

BE IT FURTHER RESOLVED, the Mayor and Clerk are hereby authorized to execute any paperwork necessary to move this project forward.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-212

TITLE: APPOINT SPECIAL LAW ENFORCEMENT OFFICERS - CLASS III, WILLIAM STEVENSON AND CLASS II, MICHAEL CAMPANELLA

WHEREAS, there is a need for Class III and Class II Special Law Enforcement Officers for the Fair Haven Police Department; and

WHEREAS, a request was made by Police Chief Joseph McGovern to appoint a Special Law Enforcement Officer Class II and Class III and has recommended that William Stevenson be appointed as Special Law Enforcement Officer Class III and Michael Campanella be appointed as Special Law Enforcement Officer Class II (School Resource Officer) effective August 15, 2023; and

WHEREAS, the rate of pay for these positions shall be as follows:

William Stevenson, SLEO, Class III	\$38.00 per hour
Michael Campanella, SLEO, Class II (School Resource Officer)	\$38.00 per hour

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that William Stevenson be appointed to the position of Special Law Enforcement Officer, Class III and Michael Campanella shall be appointed to the position of Special Law Enforcement Officer, Class II (School Resource Officer).

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-213

TITLE: PAYMENT OF VOUCHERS

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the August 14, 2023 Bill List are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2022 CURRENT FUND ACCOUNT	\$ 15,882.90
2023 CURRENT FUND ACCOUNT	\$2,428,789.17
GENERAL CAPITAL	\$ 101,182.86
PAYROLL AGENCY	\$ 17,786.86
OTHER TRUST	\$ 13,313.63
DOG TRUST	<u>\$ 4.80</u>
TOTAL	\$2,576,960.22

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2023-214

TITLE: CANCEL PETTY CASH FUND FOR THE BOROUGH OF FAIR HAVEN

WHEREAS, it is the desire of the Borough of Fair Haven, County of Monmouth that the petty cash fund for the Borough of Fair Haven be rescinded.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fair Haven, County of Monmouth hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.