

FAIR HAVEN BOROUGH COUNCIL
REGULAR MEETING AGENDA
MARCH 14, 2022, 6:00 P.M.
HYBRID MEETING (IN-PERSON AND ZOOM)

Zoom Link: <https://us02web.zoom.us/j/83144202621>
iPhone or Land Line Telephone Call In: 1-301-715-8592
Webinar ID: 831 4420 2621

1. **Call to Order:** pm
2. **Salute to the Flag:**
3. **Moment of Silent Reflection:**
4. **Sunshine Law Notice:**
5. **Roll Call:** Councilmembers Chrisner-Keefe Cole Koch
McCue Neff Rodriguez
6. **Resolution**
2022-70 Executive Session: Personnel and Contract Negotiations
Off: 2nd: RC: CK C K McCue N R
7. **Workshop Session**
 - 2022 Municipal Budget
 - Street Opening Request from NJ Natural Gas for a Main Installation at 15 Laurel Drive
 - Request from Girls on the Run to hold their Annual 5K Run on June 5th.
 - Town wide Yard Sale - May 7th
 - Amendment to Floodplain Management Ordinance
8. **Public Comment on Agenda Items**
Open: Close:
9. **Approval of Minutes**
 - February 28, 2022 Regular Meeting
 - February 28, 2022 Executive Session
 - Off: 2nd: RC: CK C K McCue N R
10. **Old Business**
Tree Removal Appeals:
 - Capital Home Builders, Inc., 32 Fisk Street
 - Halcyon Builders, LLC., 4 Rutgers Drive
11. **New Business**
Council Committee Reports
 - Finance** - Councilwoman Neff
 - Personnel** - Councilwoman Chrisner-Keefe
 - Planning & Zoning** - Councilwoman Koch
 - Parks and Recreation** - Councilwoman Koch
 - Police, Fire & OEM** - Councilman McCue
 - Engineering and DPW** - Councilman McCue
 - Borough Facilities** - Councilman Rodriguez
 - Borough Communications and Community Outreach** - Councilwoman Cole

Consent Agenda

Resolutions

2022-71 Approve Maintenance Bond Release for 810 River Road
2022-72 Appoint Building Maintenance Technician - Jared Okerson
2021-73 Appoint DPW Foremen - David Karl and James O'Brien
2022-74 Appoint Environmental Consultant for the DPW Facility - CME Associates
2022-75 Appoint Environmental Consultant for the Police Department - CME Associates
2022-76 Amend Temporary Budget
2022-77 Payment of Vouchers

Off: 2nd: RC: CK C K McCue N R

Department Reports

2020 Annual Report

-Zoning Board of Adjustment

2021 Annual Report

-Tax Collector

February 2022

-Municipal Clerk
-Dog Report
-Planning Board
-Municipal Court
-Tax Collector
-Budget Status

Mot: MM: 2nd:

12. 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*)

Open: Close:

Executive Session Continued:

13. Adjournment

MM: 2nd:
Time:

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-70

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. Police Lieutenant Position
2. Non-Aligned Employee Salaries

Contract Negotiations

1. Owner's Representative
2. Project Labor Agreement
3. ILSA with Fair Haven Board of Ed: SLEO III
4. Borough Engineer Contract

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. 2022-71

TITLE: RESOLUTION AUTHORIZING RELEASE OF A MAINTENANCE BOND AND CASH BOND FOR 810 RIVER ROAD, LLC. MAJOR SITE PLAN (BLOCK 52, LOTS 11 AND 12) 810 RIVER ROAD

WHEREAS, Resolution No. 2019-56, adopted February 25, 2019, released the Performance Guarantees and accepted Maintenance Bond (No B 1211940) in the amount of \$49,410.00 posted by Selective Insurance Company of America and retainage of the Cash Bond in the amount of \$5,489.96 for a Major Subdivision at 810 River Road (Block 52, Lots 11 and 12), Fair Haven, NJ; and

WHEREAS, the Borough Engineer has recommended the release of the Maintenance Bond.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Fair Haven, that the Maintenance Bond in the amount of \$49,410.00 for Block 52, Lots 11 and 12 and \$5,792.19 are hereby released and the Finance Department is authorized to process said refund.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-72

TITLE: REAPPOINT DPW BUILDING MAINTENANCE TECHNICIAN – JARED OKERSON

WHEREAS, per the 2017-2021 Teamster’s contract, there is a stipend for the position of Building Maintenance Technician in the amount of \$7,500; and

WHEREAS, Resolution No. 2021-40 was adopted by the Mayor and Council on January 25, 2021 appointing Jared Okerson to the position through 2021; and

WHEREAS, Richard Gardella, Director of Engineering and Public Works Superintendent, has submitted his recommendation for the reappointment of Jared Okerson to this position and Theresa Casagrande concurs with the recommendations made.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Jared Okerson be reappointed as Building Maintenance Technician and continue to receive said stipend of \$7,500.

BE IT FURTHER RESOLVED that this reappointment will be in effect for the year 2022.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-73

TITLE: APPROVE APPOINTMENTS FOR TWO FOREMAN POSITIONS IN THE PUBLIC WORKS DEPARTMENT

WHEREAS, Resolution No. 2017-235 was adopted on November 27, 2017 and authorized the Mayor to execute an amendment to the Agreement with Teamsters Local 177 to include Foreman position appointments; and

WHEREAS, per the Teamster's contract, there is a stipend for these positions in the amount of \$3,500.00 each; and

WHEREAS, David Karl has held the Buildings, Grounds and Parks Foreman position since March 2016; and

WHEREAS, James O'Brien will be appointed as Streets and Sanitation Foreman; and

WHEREAS, these appointments are being made per the recommendation of Richard Gardella, Director of Engineering and DPW and Theresa Casagrande, Borough Administrator, concurs with said recommendations.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the aforementioned DPW employees be appointed as follows:

David Karl - Buildings, Grounds and Parks Foreman retroactive to January 1, 2022

James O'Brien - Streets & Sanitation Foreman effective March 15, 2022

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-74

**TITLE: AWARD PROPOSAL FOR PROFESSIONAL ENVIRONMENTAL SERVICES TO
 PROVIDE LICENSED SITE REMEDIATION PROFESSIONAL SERVICES AND
 REMEDIAL ACTION TO CME ASSOCIATES – DPW FACILITY**

WHEREAS, a proposal dated February 10, 2022 was received from CME Associates for the professional environmental services, Licensed Site Remediation Professional (LSRP) services and remedial action for the Department of Public Works property; and

WHEREAS, CME Associates non-fair and open paperwork was submitted at the beginning of the year; and

WHEREAS, the proposal states that the total cost for Phase 1 through 8, broken down as follows, shall not exceed a total of \$37,100:

Phase 1.0 LSRP Services	\$ 2,500
Phase 2.0 Public Notification	\$ 1,250
Phase 3.0 Bid Specifications	\$ 4,500
Phase 4.0 Remedial Action Workplan	\$ 5,000
Phase 5.0 Abatement Monitoring	\$ 1,750
Phase 6.0 Remedial Action Oversight	\$12,100
Phase 7.0 Remedial Action Report	\$ 7,500
Phase 8.0 Response Action Outcome	<u>\$ 2,500</u>
Total	\$37,100

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven, that the proposal received from CME Associates be accepted and awarded for the Phases 1-8 at a cost not to exceed \$37,100 and the Mayor is authorized to execute any paperwork associated with the proposal.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-75

TITLE: AWARD PROPOSAL FOR PROFESSIONAL ENVIRONMENTAL SERVICES TO PROVIDE LICENSED SITE REMEDIATION PROFESSIONAL SERVICES AND REMEDIAL ACTION TO CME ASSOCIATES – POLICE DEPARTMENT

WHEREAS, a proposal dated February 11, 2022 was received from CME Associates for the professional environmental services, Licensed Site Remediation Professional (LSRP) services and remedial action for the Police Department property; and

WHEREAS, CME Associates non-fair and open paperwork was submitted at the beginning of the year; and

WHEREAS, the proposal states that the total cost for Phase 1 through 4, broken down as follows, shall not exceed a total of \$25,750:

Phase 1.0 Preliminary Assessment	\$ 6,700
Phase 2.0 Geophysical Survey:	
Geophysical Survey	\$ 4,000
Survey of Identified Subsurface Features	\$ 3,800
Phase 3.0 Asbestos Survey	\$ 9,150
Phase 4.0 Meetings and Consultation	\$ 2,100
Total	\$25,750

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven, that the proposal received from CME Associates be accepted and awarded for the Phases 1-4 at a cost not to exceed \$27,750 and the Mayor is authorized to execute any paperwork associated with the proposal.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-76

TITLE: 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 2022 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 2022 for the Borough pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total **\$2,865,870.30** 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			
2-01-27-340-201	Animal Control – Contractual	\$2,000	Temp Budget
2-01-43-499-202	Animal ILSA – Contractual	-\$2,000	Temp Budget
G-02-03-022-002	Streets & Roads	\$10,296.23	Temp Budget
TOTAL		\$10,296.23	

2. That said emergency temporary appropriations will be provided for in the 2022 budget under the appropriate titles.

3. That one certified copy of this resolution will be filed with the Director of Local Government Services.

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

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2022-77

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 March 14, 2022 Bill List are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2021 CURRENT ACCOUNT		\$ 5,186.99
2022 CURRENT ACCOUNT		\$2,107,001.51
GENERAL CAPITAL		\$ 8,920.00
PAYROLL AGENCY		\$ 14,218.82
OTHER TRUST		\$ 10,205.97
DOG TRUST		<u>\$ 50.40</u>
		\$2,145,583.69
LESS VOIDED CHECKS	-	<u>\$ 435.00</u>
TOTAL		\$2,145,148.69

CURRENT CHECK NO. 62161, \$ 435.00