

FAIRFIELD TOWNSHIP COMMITTEE
REGULAR ACTION MEETING
APRIL 17, 2019

CALL TO ORDER

Mayor Benjamin Byrd, Sr. called the meeting to order at 7:00 p.m.

SALUTE TO THE FLAG / MOMENT OF PRAYER

Mayor Benjamin Byrd, Sr. led the flag salute followed by a moment of prayer given by Committeeman Tommy Clark, Jr.

ROLL CALL

The following roll call was recorded as follows:

Committeeman Tommy Clark, Jr., present; Committeeman David Gonzalez, present; Committeeman Mark K. Pierce, Sr., present; Deputy Mayor Marvin Pierce, Jr., present and Mayor Benjamin Byrd, Sr., present.

ALSO PRESENT

Acting Township Administrator Burden, Township Solicitor Carr and Township Clerk Gonzales.

APPROVAL OF MINUTES

Mayor Benjamin Byrd, Sr. asked the Township Committee if they had any questions on the Budget Work Session and Work Session Action minutes. There were none. Mayor Byrd entertained a motion to approve those minutes.

BUDGET WORK SESSION MEETING APRIL 3, 2019

WORK SESSION ACTION MEETING APRIL 3, 2019

Committeeman David Gonzalez moved to approve the Budget Work Session and Work Session Action minutes of April 3, 2019 as written seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

REVIEW OF BILL LIST PROVIDED BY CFO

Mayor Byrd asked the Township Committee if they had any questions on the bill list provided by the Chief Financial Officer. Committeeman Tommy Clark, Jr. and Mayor Benjamin Byrd, Sr. entered into the record their conflict with payable to South State, Inc.

Mayor Benjamin Byrd, Sr. entertained a motion to adopt Resolution No. 79 - 2019.

RESOLUTION NO. 79 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS IN THE AMOUNT OF \$273,332.78

Committeeman Mark K. Pierce, Sr., moved to adopt Resolution No. 79 - 2019 seconded by Committeeman David Gonzalez. Roll Call Vote: Committeeman Tommy Clark, Jr., yes, abstained on payable for South State, Inc., Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes; abstained on payable for South State, Inc.

ORDINANCE FOR INTRODUCTION (FIRST READING)

None

ORDINANCES FOR PUBLIC HEARING (SECOND READING) (3)

Mayor Benjamin Byrd, Sr. read Ordinance No. 3 - 2019 into the record as follows:

ORDINANCE NO. 3 - 2019

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

Deputy Mayor Marvin Pierce, Jr. moved to open Public Hearing on Ordinance No. 3 - 2019 seconded by Committeeman David Gonzalez.

There were no comments.

Deputy Mayor Marvin Pierce, Jr., moved to close Public Hearing on Ordinance No. 3 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Deputy Mayor Marvin Pierce, Jr., moved to adopt Ordinance No. 3 - 2019 on final reading seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Mayor Benjamin Byrd, Sr. read Ordinance No. 4 - 2019 into the record as follows:

ORDINANCE NO. 4 - 2019

AN ORDINANCE AMENDING TOWNSHIP CODE CHAPTER __--__ et seq.

VACANT PROPERTIES

Deputy Mayor Marvin Pierce, Jr., moved to open Public Hearing on Ordinance No. 4 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr.

There were no comments.

Committeeman Mark K. Pierce, Sr., moved to close Public Hearing on Ordinance No. 4 - 2019 seconded by Deputy Mayor Marvin Pierce, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Committeeman Mark K. Pierce, Sr., moved to adopt Ordinance No. 4 - 2019 on final reading seconded by Deputy Mayor Marvin Pierce, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Mayor Benjamin Byrd, Sr. read Ordinance No. 5 - 2019 into the record as follows:

ORDINANCE NO. 5 - 2019

AN ORDINANCE RESCINDING ORDINANCE 5-2012, ORDINANCE 7-2017 AND AMENDMENT TO ORDINANCE NO. 7 - 2017 KNOWN AS ORDINANCE 01-2019

Committeeman Mark K. Pierce, Sr., moved to open Public Hearing on Ordinance No. 5 - 2019 seconded by Deputy Mayor Marvin Pierce, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Geneva Griffin, 195 Shoemaker Lane asked for clarification as to the rescinding and amendments to four (4) ordinances. Ms. Griffin was advised that the intent of this is to completely replace Ordinance No. 5-2012 and Ordinance No. 7 - 2017 with a new ordinance that combines the provisions of the two, the cleanest way to do that would be to specifically repeal those ordinances and adopt a new, separate ordinance.

There were no further comments.

Deputy Mayor Marvin Pierce, Jr., moved to close Public Hearing on Ordinance No. 5 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Committeeman Mark K. Pierce, Sr., moved to adopt Ordinance No. 5 - 2019 on final reading seconded by Deputy Mayor Marvin Pierce, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Mayor Benjamin Byrd, Sr. read the Public Comment on Current Agenda Items & Non Agenda Items as follows:

PUBLIC COMMENT ON CURRENT AGENDA ITEMS & NON AGENDA ITEMS

In order for the Committee to conduct the business of the Township in the most productive manner possible, meeting attendees will be given five (5) minutes, all-inclusive to comment on any agenda item(s) without comment or question from the Committee and any non-agenda items including all dialogue, questions and responses from both the speaker and the Committee for the

designated public portion of the meeting. There may be no transference of a speaker's time to other attendees. Please step up to the microphone at the appropriate time, and state your name and address for the record.

Mayor Benjamin Byrd, Sr. entertained a motion to open Public Comment on Current Agenda Items & Non Agenda Items.

Deputy Mayor Marvin Pierce, Jr., moved to open Public Comment on Current Agenda Items & Non Agenda Items seconded by Committeeman David Gonzalez. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Penelope King, Longview Drive inquired on the status of the fence ordinance that she had brought up at a previous meeting. Mayor Byrd advised Ms. King that the fence ordinance would be discussed under Old Business tonight.

Ed Kimley, Seabreeze Road inquired as to when did the Township Committee vote to pay for legal services for the Acting Township Administrator to represent him regarding an altercation between himself and the Acting Township Administrator.

George Hicks, 5 Hartz Drive inquired location of records filed on perc testing for septic system. Mayor Benjamin Byrd, Sr. advised him they are filed with the County Department of Health.

Mr. Hicks indicated that his house was built 50 years ago and has noticed that in his neighborhood there has been an increase of septic system breakdowns.

There being no further comments, Mayor Byrd entertained a motion to close Public Comment on Current Agenda Items & Non Agenda Items.

RESOLUTIONS

Mayor Benjamin Byrd, Sr. read the Consent Agenda as follows:

CONSENT AGENDA

(RESOLUTION NO. 80 - 2019 AND RESOLUTION NO. 81 - 2019)

The Consent Agenda includes items of business which are not controversial & do not require individual discussion. A motion approving the Consent Agenda is moved, seconded and voted upon as one item by the Township Committee. If any discussion is requested on a Consent Agenda item, it is removed from the Consent Agenda to the Regular Agenda

RESOLUTION NO. 80 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, COUNTY OF CUMBERLAND
AUTHORIZING THE ISSUANCE OF STREET OPENING PERMIT(S) TO SOUTH JERSEY GAS
COMPANY
PERMIT NO. 3 - 2019 - INSTALLATION OF GAS SERVICE - 11 LONGVIEW DRIVE (665' N C/L
E. COMMERCE STREET)

RESOLUTION NO. 81 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, COUNTY OF CUMBERLAND
AUTHORIZING THE ISSUANCE OF STREET OPENING PERMIT(S) TO SOUTH JERSEY GAS
COMPANY
PERMIT NO. 4 - 2019 - INSTALLATION OF GAS SERVICE - 478 EAST AVENUE (1280' S C/L
PIERCETOWN ROAD)

On a motion by Committeeman David Gonzalez to approve the above Resolutions by Consent Agenda seconded by Committeeman Tommy Clark, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

RESOLUTION NO. 82 - 2019

A RESOLUTION AUTHORIZING THE TOWNSHIP COMMITTEE TO ENTER INTO EXECUTIVE
SESSION NOT OPEN TO THE PUBLIC (ACTION MAY BE TAKEN)
N.J.S.A. 10:4-12 (b)(8) MATTERS RELATING TO THE EMPLOYMENT RELATIONSHIP
STATE CERTIFICATION COURSES AND THE POSITION OF THE PART TIME
ADMINISTRATIVE ASSISTANT

Committeeman Tommy Clark, Jr., moved to adopt Resolution No. 82 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Mayor Benjamin Byrd, Sr. announced that the Township Committee will now convene into Executive Session to discuss matters as indicated on Resolution No. 82 - 2019. The Township Committee will convene back into Open Session immediately after the Executive Session.

The Township Committee is now in Executive Session at 7:26 p.m.

The Township Committee convened into Open Session with all members present.

Township Solicitor Carr announced that the doors are now open at 7:30 p.m. with the Township Committee back into Open Session after having discussed matters related to Personnel.

Mayor Byrd read the following Resolution into the record as a result of Executive Session and entertained a motion to adopt Resolution No. 83 - 2019.

RESOLUTION NO. 83 - 2019

A RESOLUTION AUTHORIZING THE ADVERTISEMENT OF A PART TIME TEMPORARY EMPLOYEE (ADMINISTRATIVE) AND ALSO A FULL TIME TOWNSHIP ADMINISTRATOR
Deputy Mayor Marvin Pierce, Jr., moved to adopt Resolution No. 83 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

OLD BUSINESS

The Township Fence Ordinance was reviewed, discussed and six (6) recommendations were made to update the ordinance pertaining to establishing height, buffering and frontage. Said recommendations will be forwarded to the Land Use Board for their review.

NEW BUSINESS

None.

COMMITTEE REPORTS / REMARKS

Committeeman Mark K. Pierce, Sr., wished everyone a safe Easter holiday.

Committeeman David Gonzales wished everyone a blessed Easter holiday. Committeeman Gonzalez announced that the Township will not have a baseball season this summer due to not enough of registration. The City of Millville welcomes our children to go there for baseball. Committeeman Gonzalez urges our children in the community to be more participants. He advised that at a recent meeting someone had mentioned that the Township did not have any sport programs for our children and indicated that the Township has the following sports programs such as wrestling and basketball, unfortunately this summer, we do not have baseball, but hopes that next year we will have a baseball season.

Deputy Mayor Marvin Pierce, Jr. thanked everyone for coming out tonight and wished everyone a safe Easter holiday.

Committeeman Tommy Clark, Jr., thanked everyone for attending tonight's meeting and wished everyone a safe Easter Holiday.

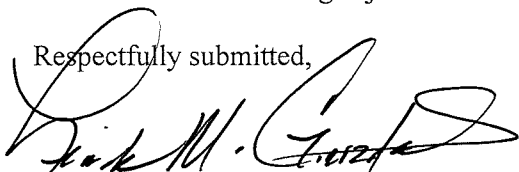
MAYOR'S REPORT / REMARKS

Mayor Benjamin Byrd, Sr. thanked everyone for attending tonight's meeting and wished there were more citizens attending the meetings. He thanked the resident's for their input and ideas tonight to keep the Township moving forward as we cannot do all by ourselves.

ADJOURNMENT

There being no further business to come before the Township Committee, Mayor Benjamin Byrd, Sr. moved to adjourn the meeting seconded by Deputy Mayor Marvin Pierce, Jr. All members voted in the affirmative. The meeting adjourned at 8:06 p.m.

Respectfully submitted,



Linda M. Gonzales, RMC
Township Clerk