

FAIRFIELD TOWNSHIP COMMITTEE  
REGULAR ACTION MEETING  
JUNE 12, 2019

CALL TO ORDER

Mayor Byrd called the meeting to order at 7:00 pm

Mayor Byrd read the OPMA Statement into the record as follows:

OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting of the Fairfield Township Committee shall come to order. The New Jersey Open Public Meeting Law was enacted to insure the right of the public to have advanced notice of and to attend the meeting of the public bodies at which any business affecting their interests are discussed or acted upon. This meeting held on this 12th day of June 2019 at the Fairfield Municipal Building in Fairton New Jersey is held pursuant to notice of date, time and place of same having been submitted to The South Jersey Times, The Daily Journal, and The Press of Atlantic City on January 3, 2019 and also duly posted on the bulletin board in the lobby of the Township Hall.

SALUTE TO THE FLAG / MOMENT OF PRAYER

Mayor Byrd 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 Byrd asked the Township Committee if they had any questions on the Work Session and Closed Session minutes of May 15, 2019. There were none. Mayor Byrd entertained a motion to approve the minutes.

WORK SESSION ACTION MEETING MAY 15, 2019

CLOSED SESSION MEETING MAY 15, 2019

Committeeman David Gonzalez moved to approve the Work Session and Closed Session minutes of May 15, 2019 as written 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

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. There were no questions. Committeeman Tommy Clark, Jr. and Mayor Benjamin Byrd, Sr. entered into the record their conflict on bill payable to South State, Inc.

Mayor Byrd entertained a motion to adopt Resolution No. 92 - 2019.

RESOLUTION NO. 92 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS IN THE AMOUNT OF \$162, 729.82

Committeeman Tommy Clark, Jr., moved to adopt Resolution No. 92 - 2019 seconded by Committeeman David Gonzalez. Roll Call Vote: Committeeman Tommy Clark, Jr., yes, but abstain 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; but abstain on bill payable to South State, Inc.

ORDINANCE FOR INTRODUCTION (FIRST READING)

Mayor Byrd read Ordinance No. 6 - 2019 as follows:

ORDINANCE NO. 6 - 2019

BOND ORDINANCE APPROPRIATING ONE HUNDRED THOUSAND DOLLARS (\$100,000) AND AUTHORIZING THE ISSUANCE OF NINETY-FIVE THOUSAND DOLLARS (\$95,000) IN BONDS OR NOTES OF THE TOWNSHIP OF FAIRFIELD FOR VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF FAIRFIELD, IN THE COUNTY OF CUMBERLAND, NEW JERSEY

Committeeman Mark K. Pierce, Sr. moved to introduce Ordinance No. 6 - 2019 on first 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.

ORDINANCES FOR PUBLIC HEARING (SECOND READING)

None

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

Deputy Mayor Marvin Pierce, Jr., moved to open and 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.

Mr. Ed Kimley, 84 Seabreeze Road reported on two (2) Construction Board of Appeals decisions from 2012 and 2013. Mr. Kimley advised that he was one of the applicants and another applicant known as Joanne Holton. His report on the appeals is in light of the firm of Bach Engineering seeking payment rendered to the Township for engineering services in connection with Land Use Applications dating back to 2012 and 2013. Mr. Kimley provided the Construction Board of Appeals for the Township Solicitor's review and information.

Ms. Joyce Powell, 14 Gruber Drive reported a water issue that causes her property to flood during heavy rains. She advised that the water run-off is coming from Hartz Drive. Mr. Gruber was advised that they would have the Public Work Department to look into the matter and to report their findings to the Township Committee.

There being no further comments to be received, Mayor Byrd entertained a motion to close the Public Comment on Current Agenda and Non-Agenda Items.

Deputy Mayor Marvin Pierce, Jr., moved to close 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.

RESOLUTIONS

Mayor Byrd read the following Resolution into the record as follows:

RESOLUTION NO. 93 - 2019

ADOPTION OF 2019 MUNICIPAL BUDGET

Committeeman Mark K. Pierce, Sr., moved to adopt Resolution No. 93 - 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.

Mayor Byrd read the Consent Agenda into the record as follows:

CONSENT AGENDA

(RESOLUTION NO. 94 - 2019 AND RESOLUTION NO. 103 - 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. 94 - 2019

A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS  
NJSA 40A:4-87 FY2019 CLEAN COMMUNITIES GRANT

RESOLUTION NO. 95 - 2019

A RESOLUTION GRANTING RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR  
LICENSE NO. 0605-33-003-002 TO TERRIGNO'S FAIRFIELD INN, LLC LOCATED WITHIN THE  
TOWNSHIP OF FAIRFIELD, CUMBERLAND COUNTY AND STATE OF NEW JERSEY FOR 2019-  
2020 LICENSING TERMS

RESOLUTION NO. 96 - 2019

A RESOLUTION FO REFUND OF TAX OVERPAYMENT OF \$864.65 TO CORELOGIC TAX  
SERVICE

RESOLUTION NO. 97 - 2019

A RESOLUTION FOR REFUND OF TAX OVERPAYEMNT OF \$122.69 TO CARL AND SUSAN  
MARY HANSEN

RESOLUTION NO. 98 - 2019

A RESOLUTION AUTHORIZING TONYA ENGLISH-FAGGINS REDEMPTION OF TAX SALE  
CERTIFICATE #18-00013 IN INSTALLMENTS

RESOLUTION NO. 99 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHP, CUMBERLAND COUNTY GRANTING  
CONDITIONAL APPROVAL TO THE FAIRFIELD TOWNSHIP VOLUNTEER FIRE COMPANY  
NO. 2 - GOULDTOWN TO MAKE AN APPLICATION TO THE STATE AND COUNTY  
CONSENTING A CHARITABLE ROADWAY SOLICITATION

RESOLUTION NO. 100 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY GRANTING  
CONDITIONAL APPROVAL FOR A SPECIAL PERMIT FOR A SOCIAL AFFAIR TO THE  
FARFIELD TOWNSHIP VOUNTEER FIRE COMPANY NO. 2 - GOULDTOWN

RESOLUTION NO. 101 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, COUNTY OF CUMBERLAND AUTHORIZING THE  
ISSUANCE OF STREET OPENING PERMIT(S) TO SOUTH JERSEY GAS COMPANY  
PERMIT NO. 6 - 2019 / MAIN RENEWAL - MAIN EXTENSION / ELMER ROAD [13' N TO 959' N  
C/L RAMAH ROAD]

RESOLUTION NO. 102 - 2019

A RESOLUTION AUTHORIZING THE ENTRY INTO A FORM OF STATISFACTION AND  
DISCHARGE OF A SMALL CITIES PROGRAM MORTGAGE FOR RESIDENT/TAXPAYER  
EMMA FLAGG

RESOLUTION NO. 103 - 2019

A RESOLUTION BY THE MEMBERS OF THE FAIRFIELD TOWNSHIP COMMITTEE AGREEING  
TO CONTINUE A CONSORTIUM WITH THE CITY OF VINELAND, CITY OF MILLVILLE, CITY  
OF BRIDGETON AND THE TOWNSHIP OF PITTSGROVE FOR THE PURPOSE OF RECEIVING  
HOME ENTITLEMENT FUNDS FOR 2020 - 2022

On a motion by Committeeman Mark K. Pierce, Sr., to approve the above Resolutions by Consent  
Agenda 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, but abstains on Resolution No. 99 and 100 and Mayor Benjamin Byrd, Sr., yes.

Mayor Byrd read Resolution No. 104 - 2019 into the record as follows:

RESOLUTION NO. 104 - 2019

A RESOLUTION AUTHORIZING TOWNSHIP COMMITTEE TO ENTER INTO EXECUTIVE SESSION NOT OPEN TO THE PUBLIC (**ACTION MAY BE TAKEN**)

MATTERS RELATING TO THE EMPLOYMENT RELATIONSHIP / N.J.S.A. 10:4-12 (b)(8)

UPDATE BACH ENGINEERING

PUBLIC WORKS LABORER

ZONING OFFICE

Deputy Mayor Marvin Pierce, Jr., moved to adopt Resolution No. 104 - 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 Byrd announced that the Township Committee will now convene into Executive Session to discuss matters indicated in Resolution No. 104 - 2019 and that action is anticipated. The Township Committee will be returning back into Open Session.

The Township Committee is now in Executive Session at 7:20 p.m.

The Township Committee reconvened into Open Session with all members present at 7:45 pm

Township Solicitor Carr announced that the doors are now open at 7:45 pm after having discuss Litigation Matters: Williams vs Fairfield Township, Don Rogers, Inc. and Personnel Matters: Ambulance Billing, Acting Zoning Officer, EMT Interviews and Public Works Department.

Mayor Byrd announced the following as a result from the Executive Session and entertained a motion to adopt Resolution No. 105 - 2019.

RESOLUTION NO. 105 2019

A RESOLUTION APPROVING PAYMENT TO ACTING ZONING OFFICER

Deputy Mayor Marvin Pierce, Jr., moved to adopt Resolution No. 105 - 2019 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

OTHER BUSINESS

ADA PROPOSALS

On a motion by Deputy Mayor Marvin Pierce, Jr., seconded by Committeeman David Gonzalez to appoint Acting Township Administrator Michael Burden to conduct the scoring point system on the ADA Proposals for the Municipal Building and Recreation Complex. The scoring results will be forthcoming to the Township Committee. All members voted in the affirmative.

OLD BUSINESS

None

NEW BUSINESS

Committeeman David Gonzalez reported that he attended the Community Relations Federal Prison Forum in May. Several law enforcement agencies and the community were present. The overview of the forum was related to gangs identified in our community. The meeting was well attended and very informative

COMMITTEE REPORTS / REMARKS

Committeeman Mark K. Pierce, Sr. thanked everyone for coming out tonight.

Committeeman David Gonzalez thanked the voters for their vote and to be safe.

Deputy Mayor Marvin Pierce, Jr. thanked everyone for coming out tonight with their concerns and their comments.

Committeeman Tommy Clark, Jr. thanked everyone for coming out tonight and to drive home safe.

MAYOR'S REPORT / REMARKS

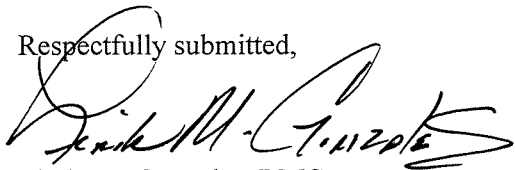
Mayor Benjamin Byrd, Sr. thanked everyone for coming out tonight and congratulated Committeeman David Gonzalez during the Primary Election.

ADJOURNMENT

There being no further business to come before the Township Committee, Mayor Byrd entertained a motion to adjourn the meeting.

Deputy Mayor Marvin Pierce, Jr., moved to adjourn seconded by Committeeman Mark K. Pierce, Sr. All members voted in the affirmative. The meeting adjourned at 7:55 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Linda M. Gonzales". The signature is fluid and cursive, with a large initial "L" and "G".

Linda M. Gonzales, RMC  
Township Clerk