

FAIRFIELD TOWNSHIP COMMITTEE
REGULAR ACTION MEETING
AUGUST 21, 2019

CALL TO ORDER

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

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 21st day of August 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 Mark K. Pierce, Sr.

ROLL CALL

The following roll call was recorded as follows:

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

MEMBER ABSENT

Committeeman Tommy Clark, Jr.

ALSO PRESENT

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

APPROVAL OF MINUTES

REGULAR ACTION MEETING JULY 10, 2019

CLOSED SESSION MEETING JULY 10, 2019

Mayor Byrd asked the Township Committee if they had any questions on the Regular Action Meeting and Closed Session minutes of July 10, 2019. There were none. Mayor Byrd entertained a motion to approve the minutes.

Deputy Mayor Marvin Pierce, Jr. moved to approve the Regular Action and Closed Session minutes of July 10, 2019 as written seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: 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 lists provided by the Chief Financial Officer. There were no questions.

Mayor Byrd entertained a motion to adopt Resolution No. 118 - 2019 and Resolution No. 119 - 2019

RESOLUTION NO. 118 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS IN THE AMOUNT OF \$1,023,417.95

RESOLUTION NO. 119 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS IN THE AMOUNT OF \$335,281.80

Committeeman David Gonzalez moved to adopt Resolution No. 118 - 2019 and Resolution No. 119 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes, Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

ORDINANCE FOR INTRODUCTION (FIRST READING) (TWO)

Mayor Byrd read Ordinance No. 7 - 2019 into the record as follows and asked the Township Committee if they had any questions. There were none. Mayor Byrd entertained a motion to introduce Ordinance No. 7 - 2019 on first reading.

ORDINANCE NO. 7 - 2019

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 163 ENTITLED "ALCOHOLIC BEVERAGES", SPECIFICALLY SECTION 163-3D ENTITLED "LICENSE FEES" OF THE TOWNSHIP CODE

Committeeman Mark K. Pierce, Sr. moved to introduce seconded by Deputy Mayor Marvin Pierce, Jr. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Mayor Byrd read Ordinance No. 8 - 2019 into the record as follows and asked the Township Committee if they had any questions. There were none. Mayor Byrd entertained a motion to introduce Ordinance No. 8 - 2019 on first reading.

ORDINANCE NO. 8 - 2019

AN ORDINANCE AMENDING THE LAND DEVELOPMENT ORDINANCE TO REGULATE WIRELESS TELECOMMUNICATION FACILITIES AND INSTALLATIONS IN THE TOWNSHIP OF FAIRFIELD

Deputy Mayor Marvin Pierce, Jr. moved to introduce seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., Deputy Mayor Marvin Pierce, Jr. 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 into the record 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.

Committeeman Mark K. Pierce, Sr. moved to open seconded by Committeeman David Gonzalez. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

Ed Kimley, 84 Seabreeze Road made references to the Township of Fairfield Employee Handbook pertaining to Background Checks and Procedures for Candidates, Employees and Volunteers and Conditions Under Which An Employee Will Be Disqualified From Working With Children/Youth.

He stated that the Township suspended the Public Works Foreman, but has not suspended the Acting Township Administrator for his charges and that he is not qualified to hold said position. He further stated that he hopes the family of the suspended Public Works Foreman files a lawsuit against the Township.

Russell Pierce, 376 Fairton-Gouldtown Road reported tall grass and maintenance is needed on County Roads and requested the Township contact the County to clean up as the Labor Day holiday is approaching.

George Hicks, 5 Hartz Drive asked for an update on the Don Rodgers Mining on Reeves Road. Township Solicitor Carr advised Mr. Hicks that the matter is currently in litigation and is being appealed at the moment.

There being no further comments, 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 David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor

Marvin Pierce, Jr., and Mayor Benjamin Byrd, Sr., yes.

Mayor Byrd read the Consent Agenda into the record as follows and asked the Township Committee if they had any questions. There were none. Mayor Byrd entertained a motion to approve the Consent Agenda.

CONSENT AGENDA

(RESOLUTION NO. 120 - 2019 THROUGH RESOLUTION NO. 123 - 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. 120 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE ISSUANCE OF STREET OPENING PERMIT TO SOUTH JERSEY GAS COMPANY PERMIT NO. 7 - 2019 / INSTALLATION OF GAS SERVICE / 483 CLARKS POND ROAD [623' SE C/L SKYLINE DRIVE]

RESOLUTION NO. 121 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE ISSUANCE OF STREET OPENING PERMIT TO SOUTH JERSEY GAS COMPANY PERMIT NO. 8 - 2019 / INSTALLATION OF GAS SERVICE / 571 CLARKS POND ROAD [2247' N C/L OF WESTCOTT STATION ROAD]

RESOLUTION NO. 122 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY GRANTING CONDITIONAL APPROVAL TO FAIRFIELD VOLUNTEER FIRE COMPANY NO. 1-FAIRTON TO MAKE AN APPLICATION TO THE COUNTY CONSENTING A CHARITABLE ROADWAY SOLICITATION

RESOLUTION NO. 123 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE RENEWAL OF A RETAIL LIQUOR LICENSE APPLICATION FOR INACTIVE LIQUOR LICENSE PURSUANT TO SPECIAL RULING N.J.S.A 33:1-12.39 TO CENTURY SAVINGS BANK FOR THE 2019 - 2020 LICENSE TERM

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

RESOLUTION NO. 124 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE ISSUANCE OF BUSINESS REGISTRATION TO SUNSHINE DIVING DOGS

Committeeman Mark K. Pierce, Sr. moved to adopt Resolution No. 124 - 2019 seconded by Committeeman David Gonzalez. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr. and Mayor Benjamin Byrd, Sr., yes.

RESOLUTION NO. 125 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY APPOINTING DESIGNATED EMPLOYEE REPRESENTATIVE AND BACKUP DESIGNATED EMPLOYER REPRESENTATIVE - MEL JIF

Deputy Mayor Marvin Pierce, Jr. moved to adopt Resolution No. 125 - 2019 seconded by Committeeman David Gonzalez. Roll Call Vote: 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 convene into Executive Session pursuant to Resolution No. 126 - 2019 and that action is anticipated. Mayor Byrd announced that the Township Committee will reconvene into Open Session after the Executive Session.

Mayor Byrd read into the record Resolution No. 126 - 2019 and entertained a motion to adopt.

RESOLUTION NO. 126 - 2019

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

N.J.S.A. 10:12(b)(4)

UPDATE / UNION CONTRACT BETWEEN FAIRFIELD TOWNSHIP AND NJCSA CUMBERLAND COUNCIL #18

N.J.S.A 10:12(b)(8)

UPDATE /MATTERS RELATING TO THE EMPLOYMENT RELATIONSHIP
PUBLIC WORK DEPARTMENT & EMS

Committeeman Mark K. Pierce, Sr. moved to adopt Resolution No. 126 - 2019 seconded by Deputy Mayor Marvin Pierce, Jr. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

The Township Committee is now in Executive Session at 7:15 p.m.

The Township Committee reconvened into Open Session with all members present. Township Solicitor announced that the doors are now open and the Township Committee is back in Open Session at 8:15 p.m. after having discussed matters of Personnel, Union Contract and EMS.

Mayor Byrd announced as a result of the Executive Session, the following Resolution be added as follows and entertained a motion to adopt.

RESOLUTION NO. 127 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY HIRING CHRIS BURCH AS FULL TIME PUBLIC WORKS LABORER

Deputy Mayor Marvin Pierce, Sr. moved to adopt Resolution No. 127 - 2019 seconded by Committeeman Mark K. Pierce, Sr. Roll Call Vote: Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Sr., yes; Deputy Mayor Marvin Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

All members voted in the affirmative to advertise for the position of a Part Time Public Works Laborer.

OLD BUSINESS

None

NEW BUSINESS

None

COMMITTEE REPORTS / REMARKS

Committeeman David Gonzalez thanked everyone for coming out tonight.

Committeeman Mark K. Pierce, Sr. thanked everyone for attending tonight's meeting.

Deputy Mayor Marvin Pierce, Jr. wished everyone safe travels to their homes.

MAYOR'S REPORT / REMARKS

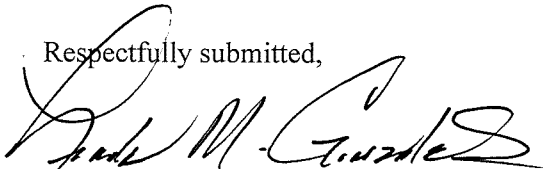
Mayor Byrd thanked everyone for coming out tonight and that it takes all of us to do this job.

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 8:17 p.m.

Respectfully submitted,



Linda M. Gonzales, RMC
Township Clerk