

FAIRFIELD TOWNSHIP COMMITTEE
REGULAR ACTION MEETING
JULY 10, 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 10th day of July 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 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

REGULAR ACTION MEETING JUNE 12, 2019

CLOSED SESSION MEETING JUNE 12, 2019

Mayor Byrd asked the Township Committee if they had any questions on the Regular Action Meeting and Closed Session minutes of June 12, 2019. There were none. Mayor Byrd entertained a motion to approve the minutes.

Committeeman Mark K. Pierce, Sr. moved to approve the Regular Action and Closed Session minutes of June 12, 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. 106 - 2019

RESOLUTION NO. 106 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS IN THE AMOUNT OF \$516,666.11

Deputy Mayor Marvin Pierce, Jr. moved to adopt Resolution No. 106 - 2019 seconded by Committeeman Tommy Clark, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes, but abstain on payable to 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)

None

ORDINANCES FOR PUBLIC HEARING (SECOND READING) (ONE)

Mayor Byrd read Ordinance No. 6 - 2019 into the record 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

Mayor Byrd entertained a motion to open the Public Hearing on Ordinance No. 6 - 2019.

Committeeman Tommy Clark, Jr. moved to open Public Hearing 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.

There were no comments. Mayor Byrd entertained a motion to close the Public Hearing on Ordinance No. 6 - 2019.

Deputy Mayor Marvin Pierce, Jr. moved to close Public Hearing seconded by Committeeman Mark K. Pierce, Sr., yes. 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 entertained a motion to adopt Ordinance No. 6 - 2019 on second and final reading.

Deputy Mayor Marvin Pierce, Jr. moved to adopt on final reading 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.

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 David Gonzalez moved 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.

Ed Kimley, 84 Seabreeze Road stated that the Township had advertised for the position of a Township Administrator and would like to know when will the Township start the interviewing process.

Mayor Byrd advised Mr. Kimley that when the Township gets a chance too.

Mr. Kimley stated that he provided the Township Committee police reports, judgements of convictions and victims statements indicating that the Acting Township Administrator cannot hold said position.

Mr. Kimley further stated that the Township's policy states that volunteers or employees will immediately be suspended with or without compensation.

Nancy Ridgeway, 582 Irving Avenue requested information pertaining to Resolution No. 109 - 2019 indicated on the agenda. Township Solicitor Carr advised Ms. Ridgeway that the Township is sued for the balance of a veterans exemption in the matter where the veteran died during the year. He advised that Township policy has been to allow a Veteran's exemption through the end of the year when the exemption is found applicable even where the Veteran passes during the year.

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

Committeeman Tommy Clark, Jr. moved to close 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 following Resolutions into the record as follows:

RESOLUTIONS

RESOLUTION NO. 107 - 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 BRACKISH LLC FOR THE 2019 - 2020 AND 2020 - 2021 LICENSE TERMS

Deputy Mayor Marvin Pierce, Jr. moved to adopt Resolution No. 107 - 2019 seconded by Committeeman Mark K. Pierce, Sr. yes. 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. 108 - 2019

A RESOLUTION AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE GREEN WAY, GEORGE STREET AND COUNTRY CLUB DRIVE RECONSTRUCTION

Deputy Mayor Marvin Pierce, Jr. moved to adopt Resolution No. 108 - 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.

At this time, Mayor Byrd announced that the Township Committee will convene into Executive Session pursuant to Resolution No. 115 - 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. 115 - 2019 and entertained a motion to adopt.

RESOLUTION NO. 115 - 2019

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

MATTERS RELATED TO THE ATTORNEY/CLIENT PRIVILEGE / N.J.S.A. 10:4-12 (b)(7)

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

Committeeman Mark K. Pierce, Sr. moved to adopt Resolution No. 115 - 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.

The Township Committee convened into Executive Session at 7:18 p.m.

The Township Committee reconvened into Open Session with all members present at 8:12 p.m.

Township Solicitor announced that the doors are now open at 8:12 p.m. after having discussed issues related to the Estate of Wayne Williams, Wildlife Preserves, Inc. vs DEP, two (2) Personnel Matters and ADA Compliance Contract for Municipal Building and Recreation Complex.

At this time, Mayor Byrd advised that the Township Committee will commence where we stopped with Resolution No. 109 - 2019 upon entering into Executive Session.

Mayor Byrd read Resolution No. 109 - 2019 into the record as follows:

RESOLUTION NO. 109 - 2019

A RESOLUTION APPROVING SETTLEMENT

Deputy Mayor Marvin Pierce, Jr. moved to adopt Resolution No. 109 - 2019 seconded by Committeeman Tommy Clark, Jr. Roll Call Vote: Committeeman Tommy Clark, Jr., yes; Committeeman David Gonzalez, yes; Committeeman Mark K. Pierce, Jr., yes and Mayor Benjamin Byrd, Sr., yes.

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

CONSENT AGENDA

(RESOLUTION NO. 110 - 2019 AND RESOLUTION NO. 114 - 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. 110 - 2019

A RESOLUTION OF THE TOWNSHIP OF FAIRFIELD, CUMBERLAND COUNTY IDENTIFYING SMALL CITIES FAIR HOUSING AND EQUAL OPPORTUNITY OFFICER

RESOLUTION NO. 111 - 2019

A RESOLUTION OF THE TOWNSHIP OF FAIRFIELD, CUMBERLAND COUNTY APPROVING THE GRANT MANAGEMENT PLAN FOR THE FISCAL YEAR 2020 HOUSING REHABILITATION PROGRAM

RESOLUTION NO. 112 - 2019

A RESOLUTION OF THE TOWNSHIP OF FAIRFIELD, CUMBERLAND COUNTY TO APPLY FOR AND OBTAIN A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR APPROXIMATELY \$200,000 TO CARRY OUT A FISCAL YEAR 2020 HOUSING REHABILITATION FUND PROJECT

RESOLUTION NO. 113 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY ADOPTING THE STATE MODEL CITIZEN PLAN FOR DEPARTMENT OF COMMUNITY AFFAIRS SMALL CITIES PROGRAM

RESOLUTION NO. 114 - 2019

A RESOLUTION OF THE TOWNSHIP OF FAIRFIELD, CUMBERLAND COUNTY APPROVING OF HOUSING REHABILITATION POLICIES AND PROCEDURES MANUAL

On a motion by Committeeman David Gonzalez to approve the above Resolutions by Consent Agenda 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 announced that as a result of the Executive Session, the following Resolutions be added to the Agenda for adoption.

RESOLUTION NO. 116 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY APPOINTING FELIPE MAISONAVE AS ACTING PUBLIC WORKS FOREMAN

Deputy Mayor Marvin Pierce, Jr. moved to adopt Resolution No. 116 - 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.

RESOLUTION NO. 117 - 2019

A RESOLUTION OF FAIRFIELD TOWNSHIP, CUMBERLAND COUNTY MINIMUM WAGE INCREASE FROM \$9.00 PER HOUR TO \$10.00 PER HOUR TO CHRIS BURCH PART TIME CONVENIENCE CENTER WORKER

Committeeman Mark K. Pierce, Sr. moved to adopt Resolution No. 117 - 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.

OLD BUSINESS

None

NEW BUSINESS

None

ADMINISTRATOR'S REPORT

Acting Township Administrator Burden announced his review and evaluation on three (3) proposals received for Professional Engineering Services for Municipal and Recreation Complex ADA Compliance. As a result of his review and evaluation, Fralinger Engineering PA was selected for its Engineering Services.

Mr. Burden requested the governing body's consent to reach out to Fralinger Engineering PA to submit a contract. Upon receipt of the contract, he advised that he along with the Township Solicitor will review the contract. He also informed the Township Committee that the contract will have to be forwarded to the Department of Community Affairs for their review and approval to award the contract.

On a motion by Deputy Mayor Marvin Pierce, Jr. seconded by Committeeman David Gonzalez directing the Acting Township Administrator to contact Fralinger Engineering PA to submit their contract for the Municipal Building and Recreation Complex ADA Compliance Project #19-0446-00. All committee members voted in the affirmative.

COMMITTEE REPORTS / REMARKS

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

Committeeman David Gonzalez thanked everyone for coming out tonight.

Deputy Mayor Marvin Pierce, Jr. thanked everyone for coming out tonight.

Committeeman Tommy Clark, Jr. thanked everyone for coming out tonight and to continue their support in the Township.

MAYOR'S REPORT / REMARKS

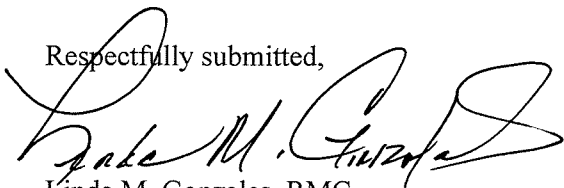
Mayor Benjamin Byrd, Sr. thanked everyone for attending tonight's meeting. He advised that the meetings are at time stressful for them however they will do what is best for the Township.

ADJOURNMENT

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

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 8:23 p.m.

Respectfully submitted,



Linda M. Gonzales, RMC
Township Clerk

