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6. MINUTES & REPORTS
 - 6.I. Workshop Meeting Minutes Of 6/5/2019

Documents:

[DRAFT MINUTES 06-05-2019 WORKSHOP.PDF](#)
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 - 6.III. Executive Session Minutes Of January To June 2019
(January 9, February 6 & 27, March 13 & 27, April 3, 10, & 24, May 1, 8, & 22 and, June 19)
7. ORDINANCES - PUBLIC HEARING/ADOPTION
 - 7.I. 2019-25 Ordinance Amending And Supplementing Chapter 680, "Vehicles And Traffic," Article I "Parking And Traffic" Section 680-3d, "Parking."

Documents:

[2019-25 AMEND RE-INTRO PH.PDF](#)
 - 7.II. 2019-26 Ordinance Creating Chapter 680, "Vehicles And Traffic," Section 680-62, "Schedule XXVIII: "Alternate Side Parking" (PENDING)
 - 7.III. 2019-29 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30, Lot 12.01 From The Private Owner Thereof For The Purpose Of Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[2019-29 PH.PDF](#)
 - 7.IV. 2019-30 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30, Lot 42 From The Private Owner Thereof For The Purpose Of Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[2019-30 PH.PDF](#)

- 7.V. 2019-31 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 14 From The Private Owner Thereof For The Purpose Of Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[2019-31 PH.PDF](#)

- 7.VI. 2019-32 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 25 From The Private Owner Thereof For The Purpose Of Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[2019-32 PH.PDF](#)

- 7.VII. 2019-33 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 28 From The Private Owner Thereof For The Purpose Of Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[2019-33 PH.PDF](#)

- 7.VIII. 2019-34 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 36 From The Private Owner Thereof For The Purpose Of Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[2019-34 PH.PDF](#)

8. ORDINANCES - FIRST READING

- 8.I. 2019-35 Ordinance Amending And Supplementing Chapter 490, Planning And Development Regulations, Relating To Driveways For One And Two Family Dwellings And Prohibiting Pavement On Other Than Driveways And Parking Areas.

Documents:

[2019-35 INTRO.PDF](#)

- 8.II. 2019-36 Ordinance Amending And Supplementing Chapter 490, Planning And Development Regulations, Relating To Green Roofs

Documents:

[2019-36 INTRO.PDF](#)

- 8.III. 2019-37 Ordinance Amending And Supplementing Chapter 490, Planning And Development Regulations, Relating To Storm Water Management And Control

Documents:

[2019-37 INTRO.PDF](#)

- 8.IV. 2019-38 Ordinance Amending And Supplementing Chapter 490, Planning And Development Regulations, Relating To Storm Water Recharge Elements In New Parking Lots

Documents:

[2019-38 INTRO.PDF](#)

- 8.V. 2019-39 Ordinance Authorizing The Acquisition Of A Permanent Easement Affecting 25 Vista Place A/K/A Block 13, Lot 16 From The Owner Thereof For The Purpose Of Memorializing And Recording The Location And Authority For A Pre-Existing Borough-Owned Drainage Pipe

Documents:

[2019-39 INTRO.PDF](#)

- 8.VI. 2019-40 Ordinance Supplementing The Revised General Ordinances Of The Borough To Insert New Chapter 297: "Common Carrier Drop Boxes" To Regulate The Placement Of Existing And Future Common Carrier Drop Boxes In, Near, And Upon Public Streets, Sidewalks, And Roadways

Documents:

[2019-40 INTRO.PDF](#)

- 8.VII. 2019-41 Ordinance Supplementing The Borough's Revised General Ordinances To Insert New Chapter 492: "Plastics And Polystyrene Foam (Single-Use)" To Prohibit The Use And Distribution Of Single-Use Plastic Bags, Plastic Straws And Polystyrene Foam Containers By Businesses

Documents:

[2019-41 INTRO.PDF](#)

- 8.VIII. 2019-42 Ordinance Supplementing The Borough's Revised General Ordinances To Insert New Chapter 302: "Construction Cranes" To Regulate The Operation And Use Of Cranes Within The Borough.

Documents:

[2019-42 INTRO.PDF](#)

- 8.IX. 2019-43 Ordinance Authorizing The Leasing Of Certain Capital Equipment By The Borough Of Red Bank, New Jersey From The Monmouth County Improvement Authority And The Execution Of A Lease And Agreement Relating Thereto.

Documents:

[2019-43.PDF](#)

9. RESOLUTIONS

- 9.I. 19-175 A Resolution For Payment Of Bills Amounting To \$3,467,244.03

Documents:

[19-175 SUP DOC 1.PDF](#)

9.II. 19-176 Resolution Amending The Retirement Date For Rosa Brown

Documents:

[19-176.PDF](#)

9.III. 19-177 A Resolution Ratifying And Confirming The Appointment Of A Full-Time Water Sewer Operator

Documents:

[19-177.PDF](#)

9.IV. 19-178 A Resolution To Amend The Time And Place Of Borough Council Meetings For 2019

Documents:

[19-178.PDF](#)

9.V. 19-179 A Resolution Authorizing The Extension Of The Grace Period On Taxes.

Documents:

[19-179.PDF](#)

9.VI. 19-180 A Resolution Requesting Approval Of Special Item Of Revenue And Appropriation According To N.J.S.A. 40a:4-87 – Recycling Tonnage Grant In The Amount Of \$16,243.41

Documents:

[19-180.PDF](#)

9.VII. 19-181 A Resolution Authorizing Place-To-Place Transfer Of Plenary Retail Distribution License No. 1340-44-021-004 (Eric Cho Inc T/A Red Bank Liquors)

Documents:

[19-181.PDF](#)

9.VIII. 19-182 A Resolution Authorizing The Execution Of A Memorandum Of Understanding With The County Of Monmouth (Fire Marshal Vehicle

Documents:

[19-182.PDF](#)

9.IX. 19-183 A Resolution Authorizing One-Time Honorarium Payments In The Amount Of \$2,500.00, In Lieu Of Tuition And Expense Reimbursements, To Patrolman Kristin Altimari For Successfully Obtaining Higher Education Degree

Documents:

[19-183.PDF](#)

- 9.X. 19-184 A Resolution Authorizing Tax Cancellation And Refund Of Taxes Paid Totaling \$19,683 For 1st And 2nd Quarter Of 2019.

Documents:

[19-184.PDF](#)

- 9.XI. 19-185 Resolution Authorizing Change Order No. 2 Related To The Contract With Lucas Construction Group Inc. For The Primary School Access Road Project

Documents:

[19-185.PDF](#)

- 9.XII. 19-186 Resolution Authorizing Change Order No. 1 Related To The Contract With Seacoast Construction, Inc. For The English Plaza/White Street Streetscape Improvement Project

Documents:

[19-186.PDF](#)

- 9.XIII. 19-187 A Resolution Approving An Amendment To The Contract Between The Borough Of Red Bank And Delisa Demolition, Inc. For Solid Waste And Recycling Collection Pursuant To N.J.S.A. 40a:11-16.5

Documents:

[19-187.PDF](#)

- 9.XIV. 19-188 A Resolution Accepting Bids And Awarding Contract For 2019 Red Bank Road Program

Documents:

[19-188.PDF](#)

- 9.XV. 19-189 A Resolution Entering Into A Month-To-Month License With Trinity Episcopal Church To Utilize Certain Space At 65 West Front Street For Senior Citizen Activities And Recreation While Repairs Are Made To The Borough's Senior Center

Documents:

[19-189.PDF](#)

- 9.XVI. 19-190 A Resolution Authorizing Tax Credits/Refunds Totaling \$14,552.67 Due To Judgments Of The Tax Court Of New Jersey.

Documents:

[19-190.PDF](#)

- 9.XVII. 19-191 A Resolution Fixing The Salaries Of Certain Officers And The Pay Or Compensation Of Certain Positions And Employees Within The Borough Of Red Bank

For The Year 2019.

Documents:

[19-191.PDF](#)

9.XVIII. 19-192 A Resolution Authorizing And Approving Employment Agreement Between The Borough Of Red Bank And Darren McConnell To Serve As Chief Of Police.

Documents:

[19-192.PDF](#)

10. MAYOR & COUNCIL COMMENTS

11. DISCUSSION & ACTION

11.I. Animal Welfare Advisory Committee Appointments:

i. Tamara von Ouhl-Kremmer for an unexpired three-year term ending 12/31/2019

11.II. Environmental Commission Appointments:

- Paulo Rodriguez Heyman as a full member for an unexpired term ending 12/31/2020
- Jenna Leder as a full member for an unexpired term ending 12/31/2021
- Denelle Johnson as Alternate No. 1 for an unexpired term ending 12/31/2020
- Bob D'Addario as Alternate No. 2 for an unexpired term ending 12/31/2019
- Dave Johnson as a member of Green Team subcommittee for an unexpired term 12/31/2019
- Helene Blyskun as a member of the Green Team subcommittee for an unexpired term to 12/31/2019

11.III. Request From Robert Laveratt Jr. And Jacie Thorpe For Membership To The Westside Hose Company Of The Red Bank Volunteer Fire Department.

11.IV. Request From Emily Natale, Owner/Proprietor Of Pearl Street Consignment And Custom Clothing, To Install A Mural On The Exterior West Side Of 117 Monmouth Street Upon Written Approval Of The Owner Of The Property.

11.V. Special Events Recommendations From 7/1/2019. (All Approvals Subject To Final Plan Review By Special Events Committee.)

- Request from Navesink Maritime Heritage Association to hold Paddle the Navesink Day at Maple Cove on Sunday, September 15, 2019 from 10 am to 2 pm.
- Request from Red Bank Classic 5K Run to reserve the date of Saturday, June 20, 2020 from 4am to 1pm to hold the 3rd Annual race on Broad Street.
- Request from Red Bank Smiles to hold a Five Year Anniversary Barbeque on their 180 River Road office on Friday, August 9, 2019 from 2pm to 6pm.
- Request from Red Bank Smiles to hold a 5 Year Anniversary Barbecue on August 9th from 2-6pm at their 180 River Road office.
- Request from Visiting Nurse Association of Central Jersey to hold a health screening event in the Lunch Break lot on August 8, 2019 from 10am to 2pm. with stationary screen trucks, tables and live entertainment..

12. PUBLIC COMMENT (GOVERNMENTAL ISSUES, 5 MINUTES LIMIT)

13. EXECUTIVE SESSION

13.I. Executive Session

Litigation (Riverview, GR Masonry)

14. ADJOURNMENT

**MINUTES
WORKSHOP MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JUNE 5, 2019
6:30 P.M.**

SUNSHINE STATEMENT

Council President Yngstrom requested the minutes reflect that, in compliance with Public Law 1975, Chapter 231 (Open Public Meetings Act), notice of this meeting has been provided by notifying the Asbury Park Press, the Two River Times and the Star Ledger and by placing a notice on the bulletin board and filing same with the Borough Clerk on December 12, 2018.

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Council Members Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

ALSO PRESENT: Administrator Shehady, Borough Clerk Borghi, Attorney Cannon, Engineer Neumann and Department Heads.

ABSENT: Mayor Menna and Councilwoman Horgan

RECREATION

Director Hoffmann reported on Recreation Department activities. He said the Department would be partnering with the Navesink Maritime Heritage Association and said that organization was going to be offering free boat rides every Tuesday. He said people could sign up through the Recreation Department. He reviewed the Pride in the Park event scheduled for the following Saturday and said the May 31 Westside Jazz concert had had a good turnout.

Councilman Ballard said he wanted to offer kudos on the Memorial Day Parade and said it had exceeded his expectations.

Administrator Shehady said the Kimley-Horn report on Marine Park would be listed for action at the next meeting. He said there would also be a resolution regarding the track purchase through a co-op and one to approve the cost sharing agreement with Red Bank Catholic.

ADMINISTRATION

Engineering Report

Engineer Neumann offered an update on the East Bergen Place project saying it was substantially complete. She said she was still coordinating work at the pump station. She said the Road Program had gone out to bid and said the White Street project was in the design phase. She said the Road Program would include Broad Street. She said they had worked with the Public Works Department to create a road matrix and said they had prioritized the list. She said she had recommended the Spring Street be included for the municipal aid fall grant. She said she would be following up with the Department of Transportation for details on the Shrewsbury Avenue TAP grant. She also reported that a contract had been awarded to MSGFire for work at the Senior Center. She said the construction on the Eastside Park/Mohawk Pond project was moving slowly. She said, since the East Bergen project was wrapping up, she would focus on pressing the contractor for completion. She said an application for repairs to Pearl Street had been submitted to the DOT.

Councilman Ballard asked if Engineer Neumann had coordinated with the County on Shrewsbury Avenue improvements.

Engineer Neumann said everything beyond the curbline was the Borough's responsibility which included the fixtures and lighting.

A discussion followed on the electrical issues and the responsibility. There was also a discussion on the timeline of the project and the time limit to complete. Engineer Neumann said she needed to clarify the issues with State.

Engineer Neumann reviewed the upcoming Road Improvement Program and said she expected the award of the contract to be on the agenda in July.

Administrator Shehady noted the Engineer Neumann was not the Engineer for the Primary Schools Access Road Project but asked her to give an update.

Councilwoman Triggiano asked if the path would be walkable.

Engineer Neumann said there would be nothing to preclude that.

Administrator Shehady reviewed the Scope of Work solicitations and would lead to the future award of engineering contracts.

POLICE

Chief McConnell said there had been an uptick in criminal activities over the past few weeks. He also reported that Officer Hicks would be retiring on 6/1/2019 and another officer was expected to retire on 9/1/2019. He said

they would be looking to change the manpower and structure of the department. He also said there would be a resolution on an upcoming agenda to authorize an auction of seized/impounded cars. He also reported that there would be resolution to appoint the final Special Law Enforcement Officer for the season which would bring the total to three. He said Officer Shields was currently working on the planning for the 2019 National Night Out event and they were discussing moving it to an alternate location. He said the Department was moving forward with the appointments of a Chaplain and translators. He said he hoped to have them active in June.

Councilman Zipprich asked how the Police Department handled noise complaints.

Chief McConnell said they would send a car at first and, if the problems continued, they would issue a summons. A discussion followed on the procedure.

SENIOR

Director Reynolds reviewed the Mother's Day Luncheon and said there would be another event for Father's Day.

Councilman Ballard asked if she emailed the Council to notify them of the events.

She said they were included on the Center's calendar.

There was a discussion regarding distribution of Senior Center event information to Council members.

PUBLIC WORKS

Director Keen reviewed the Alternate Side of the Street ordinance. He said he had had good feedback and said he believe he had a solution to the no parking restriction issue. He said they would add a provision to make an exception in those areas that had parking on one side of the street for those days that the street was subject to alternate side restrictions.

Councilman Zipprich asked about narrow streets.

Director Keen said he was continuing to review the ordinance for other issues.

A discussion followed on how residents would be notified.

Director Keen said he would have a resolution to hire a water operator at an upcoming meeting. He said he was still in the search process. He also said he was working on an ordinance to alleviate a garbage collection issue on Throckmorton. He noted that the Council had taken similar action last year for a similar situation on Spring Street. He reviewed ongoing activity in the Department and noted they had painted a rainbow on the cross walk at Broad and Monmouth streets. He said he was proud of Animal Control Officer Perez's efforts to control dog waste issues. In regard to the street sign replacement project, he said they were waiting to install the final signs until after the Highway 35 project was completed. He said brush pick would be on 6/13 for property west of Broad Street and 6/20 for properties east of Broad Street. He said Code Enforcement had been issuing notices.

Councilman Zipprich asked about the status for a graphic on the back of the electronic sign at Johnny Jazz Park.

Director Keen gave an update and also reported the Water/Sewer Irrigation meters were available for property owners. He also said the Lead and Copper Plan had been submitted to the State but said it had not been finalized. He said they would be testing homes for lead and copper in June. He also reported that the Department would be flushing hydrants over next couple of days. He said they would not be working over the weekend and would pick up again on Monday. He said those experiencing discolored water should run the water at a high volume from a tub or hose bed.

Councilman Ballard asked what was being done with the old street signs.

Director Keen said they still had them and they were being inventories.

Administrator Shehady said they would have a proposal for the signs once the inventory was complete. He also reported that the Parking Consultant/Director has started the previous Monday. He said they were also looking into issuing a Request for Proposals for an Electric Vehicle Car Share program. He reviewed the process to award a contract to a vendor and said it would need the approval of the Council to move forward. He explained that the program would be similar to Zipcar. He said the installation of charging stations would be done at no cost to the Borough and said some stations would be public and others would be for their use only. He reviewed details of the concept.

Councilwoman Triggiano said she liked the idea of a public/private partnership and asked that they request the company provide different levels of cars.

Councilman Zipprich suggested that the company should be a national entity.

Councilman Yassin asked about upfront costs, maintenance and liability.

Administrator Shehady said the upfront costs would be the RFP work and the cost of a parking spot. He said the agreement could be structures so the Borough received revenue back. He said the company would have to indemnify the Borough from liability.

The Council was in favor of moving ahead. A discussion followed on the time frame and how the operation worked in two other municipalities.

BUILDING

Construction Official Corcione said activity was slower for May and reviewed activity for the month. He said he expected June to be more prosperous. He said the department was making progress on closing out open permits. He noted that 59 permits had been opened during the month and 139 were closed. He added that year to date, 316 permits had been opened and 567 had been closed.

Administrator Shehady said the Department was closing more than were coming in. He said giving the staffing issues and the complexity of the problem that Mr. Corcione had inherited, he felt they were doing a great job.

OEM/FIRE MARSHAL

Fire Marshal Welsh asked if the Council had any questions on his report. He said he had met with the contractor for the multi-jurisdictional mitigation process and reported that, going forward, the meetings would be held in Red Bank. He said his office was policing sidewalk issues and were trying to stay in front of brush issues the best that they could. He said there had been some negative feedback but added that he felt the process needed to move forward.

Councilman Zipprich asked about including wood with the brush.

Mr. Welsh said that would be considered construction debris and should be disposed of differently. He said the Public Works Director could address that. He said he had also received the 90 notice for the Emergency Operation Plan which he hoped to have done in the next month.

Administrator Shehady said the Borough was putting out reminders about the brush pick up process through Social Media and the website noting that it was an education process.

FINANCE

CFO O'Reilly noted that the Council had introduced the 2019 budget at the last meeting and there was a 28 day waiting period before they could hold the public hearing and adopt. He said that was slated for the next meeting. He said the Borough should be proud of budget that had been put together and vetted by the Finance Committee. He said the COLA/Cap Bank Ordinance that would also be on for the next meeting which would allow for flexibility in future budgets. He said it had been put on the website and advertised in the newspaper. He reviewed the specifics of the budget noting that expenditures had gone up about \$400,000 and revenues were projected to decrease by about a half million. He also noted that there was less reliance on tapping the Parking and Water/Sewer utilities.

Administrator Shehady said he wanted to elaborate on a couple of points which was the fact that appropriations had gone up which was mostly attributed to salaries and wages which were set by contracts. He said there had also been a slight increase in the "other expenses" line which he said included everything other than salaries and wages including items such as many things such as leases and maintenance agreements of office equipment, postage, legal ads, professional service contracts and more. He said some of those items could be negotiated but some were under multi-year contracts such as garbage collection. He said they had also put more money into the reserves this year to replenish what he termed as a rainy day fund for emergencies such as snow removal. He reviewed various uses for the reserve funds. He said that resulted in the \$400,000 increase but said he felt they had been very conservative and fiscally responsible. On the revenue side, he noted CFO O'Reilly had said he anticipated a reduction of approximately \$500,000. He explained that actual revenue such as fees and permits, etc. was on pace with last year or had slightly increased in some areas. He said the reduction reflected the Borough moving away from relying on surplus which was reflected as revenue. He said these policies improved the Borough's debt rating and improved its fiscal health.

Councilman Zipprich asked about technological improvements that had been put in place.

Administrator Shehady confirmed that the Borough had upgraded the email so they were not reliant on servers and were rolling out a Voice-Over-IP telephone system so that, if a disaster similar to the last summer occurred that resulted in a shutdown, operations could be moved to another building and continue seamlessly. He said rateables went up this year but the final number would not be received until June 7. He said the numbers they were looking at now would result in an increase in the local municipal tax of about 2.22 percent. He said that number could go up or down slightly on June 7.

Councilman Ballard thanked everyone involved with the budget process. He also discussed the need to build reserves for the future.

Councilman Zipprich said he wanted to echo Councilman Ballard's comments and commended his leadership.

Administrator Shehady said he also wanted to note that they had done some housekeeping with the Chart of Accounts. He said, while one area may appear to have increased, another area might have decreased. He said the budget had to be looked at as a whole. He cited the example of Public Utilities which had been previously split up into three areas and they had unified those three accounts this year so it would reflect the actual operations of the Borough. He said, while it appeared to be a large increase, it was actually decreasing by approximately the same amount in the other areas.

Councilman Ballard thanked him for clarifying and said the changes were what the Borough needed.

CLERK

Borough Clerk Borghi reported that the bulk of the borough's liquor licenses would be renewed at the following meeting. asked if there were any questions regarding her report. She also said Special Events that were

recommended by that committee would be on the next agenda for consideration. She reviewed the upcoming meeting schedule and proclamations. She reviewed the Primary Election results from the night before.

LAND USE

Director Carter reviewed his report and said it included information on historic trends. He said he also wanted to discuss impervious coverage. He said he had tried to summarize a very complex issue in a page and a half. He said he had reviewed a report done by Rutgers titled "Impervious Reduction Action Plan for Red Bank." He said, despite the name, there was really nothing in the report that suggested impervious reduction action. He reviewed the actual recommendations that were contained in the report to help filter the water and the locations where they could be implemented. He reviewed contributing factors to river pollution in addition to impervious coverage issues. He said he had specifically looked at the question of whether the issue should be addressed in the Borough's Zoning laws. He noted that Red Bank was considered a "regional center" and reviewed how environmental issues were handled in such an area. He said he had also looked at coverage laws that had been on the books for a long time and said many properties were at the limit. He said if they did an across the board reduction, they would see a lot more applications to the Zoning Board for relatively minor additions such as patios, sheds, pools, etc. He said he would not recommend across the board reductions but had provided four things that he thought would make sense which were 1) to incorporate the recommendations from the Rutgers in parking lots of a certain size, 2) to provide incentives for green roofs, 3) prohibit pavement anywhere other than a driveway noting that there were a few properties where people had paved areas of their yard, and 4) allow for incentives to create driveways other than paved.

Councilman Zipprich said he liked the proposals and felt the suggestions could be incorporated into the ordinance. He offered some additional recommendations including reducing the acreage limits that would be regulated. He also suggested they look at the Stormwater Management ordinance and reduce the size of major developments which would require more projected to implement water quality improvement.

Mr. Carter asked him to email the recommended additional changes.

Councilman Yassin said he had concerns about blacktop being used in front of houses and the blatant violation of parking laws.

Councilman Yngstrom said he agreed with Councilman Zipprich. He said, in addition to the impervious surfaces, there were serious stormwater issues that needed to be addressed.

Mr. Carter agreed that it was really stormwater they were concerned with. He said he understood the Council was in favor of his recommendations along with those of Councilman Zipprich. He said he also wanted to discuss Opportunity Zones. He distributed information on financial incentives that could be taken on federal tax returns.

Administrator Shehady reviewed ordinances/resolutions expected in June including a drop box ordinance (similar to the newsrack ordinance) and a resolution for a bond release. He said the Denholtz Southbank project attorneys had sent a letter requesting that a no parking zone be designated at their property as recommended by the Zoning Board of Adjustment.

Director Carter reviewed the recommendation of the Zoning Board.

Administrator Shehady said they were also adding parking spaces, some of which would be dedicated for public use. He said the size of the road would not change. A discussion followed on current conditions and trash collection procedures.

Director Carter suggested the Council consider the timing the ordinance to the completion of the project.

Administrator Shehady said an ordinance would be needed to restrict the parking, an ordinance for an easement to dedication the parking spots. He also noted the right of way currently had no name and said they had made a request for a name for the street. He said there was no rush on naming the street as it would not delay the project.

Councilman Yngstrom suggested the Council should take their time and think about it.

Administrator Shehady said there was also a recommendation to amend the ordinance to allow food trucks on private property with restrictions. He said there were certain underutilized or abandoned properties that could benefit from the use. He said he felt it would help the economy of the community and would make Red Bank an area that was attracting new and emerging businesses.

Councilman Ballard said he was in favor of the idea especially if it would help clean up the properties.

Councilwoman Triggiano said she thought it was a great move and said she was aware of local owners who had been denied in the past.

Administrator Shehady said, if the Council was in favor, he would ask Zoning Director Carter to draft an ordinance.

Councilman Zipprich asked if the issue had been discussed with RiverCenter.

Administrator Shehady said it had not been discussed yet and added that he felt most locations would not be within the RiverCenter's jurisdictional boundaries.

Councilman Zipprich suggested it should be discussed at the next Board meeting.

Councilwoman Triggiano asked why it would not be within their jurisdiction.

Administrator Shehady said it would be applicable to private properties and he did not think there were that many private properties in the district that could host a food truck. He said he was thinking of properties like abandoned gas stations.

Zoning Director Carter expressed some concerns about how brick and mortar restaurants might react and by providing a financial benefit to properties such as abandoned gas stations, they might have a tendency to stay abandoned because they would then have a revenue source. He said the Borough had taken action to discourage abandoned properties through the abandoned property ordinance and this would give them a benefit of renting to food trucks. He said another issue said it could be difficult to plan noting that once a food truck or two was placed on a site, it could become difficult to park cars. He said the other option would be to do it on public property and discussed various locations.

Councilwoman Triggiano said she felt food trucks would not attract the same customers as brick and mortar restaurants.

Mr. Carter agreed that that was the experience in many towns.

Councilman Yngstrom asked if they could tie property maintenance requirements to the approvals.

Mr. Carter said he could craft the ordinance in whatever fashion the Council requested.

Councilman Yngstrom also asked if they could limit the use to properties of a certain size.

Administrator Shehady said there were ways to address the concerns Mr. Carter had mentioned including requiring a certain lot size again noting that the RiverCenter district would not have lots large enough to accommodate that.

A discussion followed on what led properties to become abandoned and how the income might enable the owners to make improvements.

Councilman Zipprich noted that limited breweries were not able to serve food and said food trucks often parked adjacent to the businesses so people could bring the food in.

Director Carter said that led to a different topic he meant to bring up regarding breweries and distilleries. He said it was a difficult zoning issue and compared the use to that of a bakery. He noted, even though there were basically a manufacturing use, they were being treated like retail. He said they were receiving similar requests from distilleries and asked for guidance from the Council on how to proceed.

Borough Clerk Borghi reviewed a recent Special Ruling from the Division of Alcoholic Beverage Control to address breweries who were basically functioning as bars. She said it was an issue in many downtown areas.

Councilwoman Triggiano said she felt the traffic of a bakery and of a brewery were extremely different. She said she felt it was more comparable to a restaurant.

Mr. Carter said he just used the bakery as an example but they were basically a retail use. He said he did not want to do anything that was out of sync with what the Council wanted.

Councilwoman Triggiano said she did not want to send a message that they were anti-business and that included breweries. She said she did not want them to feel the town was not supporting them.

CORRESPONDENCE

None.

PUBLIC COMMENT

Albert Larontonda – 254 Spring Street – said he had appeared before the Council a few times and said, the last time he had appeared, he had brought a document concerning the lead and copper testing plans of the town. He said, as a result of research he had done, he believed that there were various things that needed to be discussed. He said, since he submitted those documents, he had not heard back from the town. He said that was why he was appearing at this meeting. He said he wanted to read from documents he had brought with him.

Council President Yngstrom reminded him that there was a five minute limit on public comment.

Mr. Larontonda said the matter he wanted to discuss had been going on for two years. He asked why he had not received a response regarding the information he had presented to the Council the month before.

Attorney Cannon noted that Mr. Larontonda had filed a complaint against the town so they were not going to discuss the matter with him.

Mr. Larontonda asked what the Council would do.

Mr. Cannon said they were going to let him speak at a public meeting.

Mr. Larontonda asked what they were going to do about his complaint.

Mr. Cannon said he would answer it.

Mr. Larontonda itemized and read from the documents he had brought with him. He criticized the Borough and DEP for their response.

William Poku—90 Bank Street – said he wanted to bring up five points. First, he express concern about water collecting on the southwest corner of Bank Street and Leighton Avenue. Second, he said he was currently in court with Attorney Cannon and Mr. Cannon has stated that the NAACP had not participated in housing discussions and he was appearing to say that was not true. He claimed he had previously tried to attend a meeting as a NAACP representative and said he had been unable to determine the location of the meeting. He discussed the structure of the NAACP organization. He said Mr. Cannon had read from an agreement at a public meeting that the NAACP should be noticed as an interested party. He said when he asked Mr. Cannon to confirm the

address where the notices were sent, he had been unable to say and had said he would inquire. He said he would like to receive notices and claimed he was the Chair of the Housing Committee for the NAACP. He skipped to what he said was his fourth point and said Councilman Zipprich has talked about tweaking the Alternate Side Parking Ordinance. Mr. Poku said there were places in the Borough that had handicapped spaces and asked what would happen with those spaces. He said questioned parking enforcement in general. He also criticized property maintenance enforcement.

Suzanne Viscomi—25 Cedar Place—said she wanted to follow up on the report that Mr. Larontonda had discussed. She said the primary goal was to inspect single family homes but, in reviewing the list, she found several properties that were not single family homes. She also claimed the homes were being tested in clusters. She said the entire town should be tested equally.

Attorney Cannon explained that the Lead and Copper Sampling Plan did not test individual home water. He said they go around the entire water system and tap certain locations to test for copper and lead. He said the information that had been read out loud earlier in the meeting was from a draft report in which the DEP and the Engineer for the water utility determines the samples based on the age of the system and a number of other factors. He said, under the ordinance, the residential service line from the main to the house, was the property owners responsibility. He said anyone at any time could go to a home improvement store and arrange to have their water tested. He again noted that the towns sampling was not designed to test the individual quality of the water at individual houses and reviewed the process. He said the documents read earlier were simply Borough and DEP officials determining what the lead and copper sampling plan should be. He said it was confusing to residents because different information was being provided which was due to the fact that it was a working document between the Borough and the DEP. He again reiterated that the plan did not include going to individual housing and testing the water and again noted that was the responsibility of the homeowner. He said, as a water purveyor, the Borough had the responsibility of testing the water at different locations throughout the system because, as Mr. Larontonda had correctly pointed out, there are pipes of different materials throughout the system. He again said the communications that were read were between the Borough and the DEP to determine what would be tested. He said Mr. Larontonda had gone to the DEP and said he did not think it was sufficient. He said the DEP had investigated and told the town they would have to do more.

No one else appearing, Councilman Yassin offered a motion to close the audience portion, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

EXECUTIVE SESSION

None.

ADJOURNMENT

Councilman Zipprich offered a motion to adjourn the meeting, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

Respectfully submitted,

Pamela Borghi

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
June 19, 2019
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Mayor Menna and Council Members Triggiano, Yassin, Ballard, Yngstrom and Zipprich.

ALSO PRESENT: Administrator Shehady, Borough Clerk Borghi, and Attorney Cannon.

ABSENT: Councilwoman Horgan

SUNSHINE STATEMENT

Mayor Menna requested the minutes reflect that, in compliance with Public Law 1975, Chapter 231 (Open Public Meetings Act), notice of this meeting has been provided by notifying the Asbury Park Press, the Two River Times and the Star Ledger and by placing a notice on the bulletin board and filing same with the Borough Clerk on December 12, 2018.

PROCLAMATIONS, ANNOUNCEMENTS & PRESENTATIONS

Mayor Menna read a Proclamation recognizing June as Alzheimer's and Brain Awareness Month. He and Councilman Yassin presented the proclamation to Christine Hopkins of the New Jersey Chapter of the Alzheimer's Association.

Mayor Menna and Councilman Yassin presented a Certificate of Recognition to Ritesh Shah and Shrewsbury Avenue Pharmacy for their contributions to the Red Bank community.

PUBLIC COMMENT (AGENDA ITEMS ONLY)

Judy Frasier – Elm Place – said she had concerns with the Alternate Side Parking Ordinance because many of the houses on her street did not have driveways. She asked why this was being done now and why it was being considered for twice a week. She said it was inconvenient to resident and could possible cause disgruntled neighbors. She said people needed to be notified and said she felt it was not a necessity.

William Poku – 90 Bank Street – said he agreed with Ms. Frasier and expressed concern about those with handicapped parking spaces. He said the streets should be prioritized and asked for an exemption for handicapped spaces.

No one else appearing, Mayor Menna asked for a motion to close.

Councilman Zipprich offered a motion to close the Public Comment, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

MINUTES & REPORTS

Regular Meeting Minutes of 5/22/2019

Councilman Ballard offered a motion to approve the minutes, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None.

ASTAIN: Yassin

There being four ayes, no nays and one abstention, the motion was declared approved.

Marine Park Master Plan Report

Councilman Yngstrom offered a motion to accept the report, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

BUDGET (Public Hearing)

19-171 Mayor Menna read, "A Resolution Amending Budget."

Councilman Ballard offered a motion to approve the resolution, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-28 Mayor Menna read, "An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14)."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Ballard offered a motion to approve to close the public hearing, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Councilman Ballard offered a motion to approve the adoption of the ordinance, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Triggiano, Ballard, Yngstrom, Zipprich and Horgan.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-173 Mayor Menna read, "A Resolution Authorizing Approval of 2019 Municipal Budget."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

Tom Wiczerzak – Oakland Street – said he felt the budget process was not transparent. He said all other taxes had gone down but the Borough tax had gone up. He suggested areas where cuts could be made. He questioned increases and said the Public Works budget had gone up \$1 million.

Alberto Larontonda – 242 Spring Street – asked about the Borough Attorney expense and if it was by retainer or hourly.

Attorney Cannon responded that he paid by monthly retainer. He reviewed the duties covered by that retainer and said those that were outside of the retainer were billed hourly.

Mr. Larontonda asked what his billing rate was.

Mr. Cannon said it was \$150 per hour or \$4,000 per month.

No one else appearing, Councilman Ballard offered a motion to approve to close the public hearing, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Mayor Menna asked for comments from Finance Committee Chair Ballard.

Councilman Ballard said he understood the challenges of the budget and said he was dealing with many decision that pre-dated his time on Council. He said there was a large increase last year that he said he was not happy with. He said he had pledged to have a lower increase which he had done. He said they would continue to work hard and thanked the CFOs that he had worked with, the Administrator, the Finance Committee and the Auditor. He said the Borough was moving in the right direction and said it would get better. He said he understood the residents' concerns but said they had to look at the whole picture. He said they were doing the best that they could with the resources they had.

Mayor Menna asked Administrator Shehady if he had any added comments.

Administrator Shehady said he wanted to echo Councilman Ballard's comments. He asked that everyone trust in the new process and the policies this budget would put forth. He said it was great when the public participated so they could get the facts rather than going by misunderstandings and assumptions. He said the budget had been discussed at a previous meeting and information had been posted on the website. He said no questions had been

received. He also noted that it was a falsehood that the Public Works budget had increased over \$1 million. He said the Department had multiple divisions that had been separated in the budget but were now combined into one number for efficiency. He again stated there had been no million dollar increase. He said there had been a very nominal increase in line with other departments. He said no services had been reduced. He also noted a zero increase would not have been the best for the Borough. He said while it showed that revenue had gone down, that could be attributed to the fact that they were using less surplus. He reviewed the process in place to rebuild the Borough's surplus. He said he thought it was a very good budget and noted the number of meetings with Department Heads, the CFO, the Auditors and the Finance Committee. He said they had the goal of having a lower increase than in previous years and planning for the health of the Borough. He review specific areas of budget.

Councilman Ballard offered a motion to approve the resolution, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None.

There being five ayes and no nays, the motion was declared approved.

ORDINANCES - Public Hearing/Adoption:

2019-22 Mayor Menna read, "Ordinance Authorizing Sandwich Board Signs."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to approve to close the public hearing, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Councilman Zipprich offered a motion to approve the adoption of the ordinance, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-23 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Illuminated Signs Facing the Navesink and Swimming Rivers."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to approve to close the public hearing, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Councilman Yassin offered a motion to approve the adoption of the ordinance, seconded by Councilman Ballard.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-24 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Motor Vehicle Service Stations in the NB Zone."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to approve to close the public hearing, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Councilman Yassin offered a motion to approve the adoption of the ordinance, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-25 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 680, "Vehicles and Traffic," Article I "Parking and Traffic" Section 680-3d, "Parking."

Mayor Menna said the ordinance was being amended and the Public Hearing would be carried to 7/24/2019.

Administrator Shehady reviewed the changes including adding an effective date of 8/21/2019. He said they also be introducing a companion Ordinance to suspend "No Parking" rules when the Alternate Side was in effect.

Mayor Menna called for a motion to reintroduce the ordinance as amended.

Councilman Yassin offered a motion to re-introduce the Ordinance as amended, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Mayor Menna announced that the new Public Hearing date would be 7/24/2019 at 6:30 pm.

2019-26 Mayor Menna read, "Ordinance Creating Chapter 680, "Vehicles and Traffic," Section 680-62, "Schedule XXVIII: "Alternate Side Parking" Mayor Menna opened the public hearing and asked if anyone would like to speak.

Mayor Menna said the ordinance was being amended and the Public Hearing would be carried to 7/24/2019.

Administrator Shehady said the Ordinance was being amended to remove State and County Roads from the schedule.

Mayor Menna called for a motion to reintroduce the ordinance as amended.

Councilman Yassin offered a motion to re-introduce the Ordinance as amended, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Mayor Menna announced that the new Public Hearing date would be 7/24/2019 at 6:30 pm.

2019-27 Mayor Menna read, "Ordinance Supplementing the Revised General Ordinances of the Borough of Red Bank to Insert New Chapter 446: "Newsracks" to Regulate the Purpose and Placement of Existing and Future Newsracks In, Near, and Upon Public Streets, Sidewalks, and Outdoor Spaces."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to approve to close the public hearing, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

Councilman Zipprich offered a motion to approve the adoption of the ordinance, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

ORDINANCES – First Reading:

2019-29 Mayor Menna read, “Ordinance Authorizing the Acquisition of Easement(s) affecting Block 30, Lot 12.01 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza.”

Councilman Zipprich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-30 Mayor Menna read, “Ordinance Authorizing the Acquisition of Easement(s) affecting Block 30, Lot 42 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza.”

Councilman Zipprich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-31 Mayor Menna read, “Ordinance: 2019-31 Ordinance Authorizing the Acquisition of Easement(s) affecting Block 30.01, Lot 14 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza.”

Councilman Zipprich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-32 Mayor Menna read, “Ordinance: 2019-32 Ordinance Authorizing the Acquisition of Easement(s) affecting Block 30.01, Lot 25 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza.”

Councilman Zipprich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-33 Mayor Menna read, “Ordinance: 2019-33 Ordinance Authorizing the Acquisition of Easement(s) affecting Block 30.01, Lot 28 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza.”

Councilman Zipprich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

2019-34 Mayor Menna read, “Ordinance: 2019-34 Ordinance Authorizing the Acquisition of Easement(s) affecting Block 30.01, Lot 36 from the Private Owner thereof for the Purpose of Constructing

Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza.”

Councilman Zipprich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

RESOLUTIONS

19-151 Mayor Menna read, “A Resolution for Payment of Bills Amounting to \$746,259.61.”

Councilman Ballard offered a motion to approve the resolution, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-152 Mayor Menna read, “A Resolution Honoring Lauren Marcolus as the Highest Ranking Red Bank Senior.”

Councilman Yngstrom offered a motion to approve the resolution, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-153 Mayor Menna read, “A Resolution Accepting Retirement of Michael Reo.”

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-154 Mayor Menna read, “A Resolution Accepting Retirement of Robert Talerico Jr.”

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-155 Mayor Menna read, “A Resolution Authorizing Award Contract for Grant Consultant.”

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-156 Mayor Menna read, “A Resolution Appointing Special Law Enforcement Officer Class I.”

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-157 Mayor Menna read, “A Resolution Authorizing Renewal of Club Licenses for 2019-2020.”

Councilman Yngstrom offered a motion to approve the resolution, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-158 Mayor Menna read, "A Resolution Authorizing Renewal of Plenary Retail Distribution Licenses for 2019-2020."

Councilman Yngstrom offered a motion to approve the resolution, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Triggiano, Yngstrom and Zipprich.

NAYS: None

ABSTAIN: Yassin, Ballard

There being three ayes, no nays and two abstentions, the motion was declared approved.

19-159 Mayor Menna read, "A Resolution Authorizing Renewal of Plenary Retail Consumption Licenses for 2019-2020."

Councilman Yngstrom offered a motion to approve the resolution, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

ABSTAIN: Yassin

There being four ayes, no nays and one abstention, the motion was declared approved.

19-160 Mayor Menna read, "A Resolution Authorizing Tax Credits/Refunds Totaling \$3,518.15 due to Over Payment by Mortgage Company."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Ballard.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-161 Mayor Menna read, "A Resolution Authorizing the Release of a Performance Guarantee Posted by Oakland Square, LLC for Block 42, Lots 1, 2, 2.01, 3, 4, 19, 20, & 21."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Ballard.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-162 Mayor Menna read, "Resolution Authorizing Change Order No. 1 Related to the Contract with Lucas Construction Group, Inc. for the Primary School Emergency Access Road Project."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Ballard.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-163 Mayor Menna read, "A Resolution Approving an Amendment to the Participation and Contribution Agreement between the Borough of Red Bank and Saint James Roman Catholic Church (Red Bank Catholic High School) Related to the Count Basie Park Athletic Fields."

Councilman Ballard expressed concerns about the resolution.

Mayor Menna suggested they hold matter over until after a discussion in Executive Session.

19-164 Mayor Menna read, "A Resolution Authorizing the Settlement of Matter Pending before the Government Records Council Entitled Hopkins V. Borough Of Red Bank, GRC No. 2014-46."

Councilman Ballard offered a motion to approve the resolution, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-165 Mayor Menna read, "A Resolution Authorizing the Purchase of a Replacement Running Track for Count Basie Park Under a New Jersey Cooperative Purchase Agreement."

Councilman Yngstrom offered a motion to approve the resolution, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-166 Mayor Menna read, "A Resolution Determining Project Completion of the Marine Park Site & Pump Station Improvement and Bodman Place Pump Station Improvements Project."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-167 Mayor Menna read, "Resolution of Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the SPRING STREET REHABILITATION Project."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Yassin.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-168 Mayor Menna read, "Resolution of Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the RED BANK STATION PEDESTRIAN IMPROVEMENTS Project."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-169 Mayor Menna read, "Resolution for Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the RED BANK BIKE INITIATIVE PHASE 1 Project."

Councilwoman Triggiano offered a motion to approve the resolution, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

19-170 Mayor Menna read, "A Resolution Authorizing Disposal Of Surplus Property (Police Impound Vehicles)."

Councilwoman Triggiano offered a motion to approve the resolution, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

DISCUSSION & ACTION

Mayor Menna read the following:

Request from Gamal Jadue Zalaquett for membership to the Navesink Hook and Ladder Company of the Red Bank Volunteer Fire Department.

Request from Suzanne Riegleman for membership to the First Aid & Rescue Squad of the Red Bank Volunteer Fire Department.

Special Events recommendations from 6/3/2019 (All approvals subject to final plan review by Special Events Committee.

- Request from Lunch Break to hold a Farmer's Market for their clients in their vacant lot at 109 Drs. James Parker Boulevard on Wednesdays from 10am to 6pm from July through September 2019.
- Request from Mori Place residents to hold a Block Party and close the street from 3 to 11 pm on Monday, July 3, 2019.
- Request from Red Bank Charter School to hold Welcome Picnic in Eastside Park from 1 to 6 pm on Thursday, August 29, 2019.
- Request from Baraka Johnson Family to hold a Block Party on Sunday, September 1, 2019 and to close Leighton Avenue from Locust Avenue to Herbert Street from Noon to 10pm, Rain Date September 2, 2019.
- Request from JBJ Soul Kitchen to hold the 3rd Annual Day of Hop Community Walk from 11:30 am to 2 pm on Thursday, September 19, 2019
- Request from the House on Stevens Avenue Foundation to hold a Back to School Bash & Backpack Giveaway at Pilgrim Baptist Church and to close Leonard Street from noon to 4pm on Saturday, August 24, 2019.
- Request from Red Bank Streetfairs to reserve the dates of 4/5/2020 and 9/13/2020 for the 2020 Streetfair events.
- Request from American Art Marketing Art Fair & Festival to reserve Marine Park for the dates of 5/30/2020 & 5/31/2020 for a Spring Art Fair and 10/10/2020 and 10/11/2020 for a fall art fair.

He called for a resolution to approve the requests en masse.

Councilman Zipprich offered a motion to approve the requests, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

PUBLIC COMMENT (Governmental Issues, 5 Minute Limit)

William Poku – 90 Bank Street – said there were properties on Bank Street that had no sidewalks and asked if they should have them.

Mayor Menna said it depended on the history of the property which would have to be reviewed.

Mr. Poku compared it to the White Street easements.

Councilman Zipprich said the homeowners would be responsible. He said if the Borough undertook a Streetscape project in the area, then an easement would be needed.

Mr. Poku again questioned whether or not sidewalks were required and said he assumed it was required for a Certificate of Occupancy.

Mayor Menna clarified that it could possibly be part of a site plan approval.

Alberto Larontonda – 242 Spring Street – criticized the five minute time limit and said he believed it was unconstitutional. He said he wanted to bring up several issues. First, he said, he had not received a response to his alleged violations by the Water Department. He said he believed they were valid and criticized their testing procedures. He again criticized the five minutes protocol and asked about the process for a citizen to make a presentation.

Freddy Boynton – PO Box 2074 – said the tree trimming had not been done in the area of the West Bergen intersection. He also claimed he saw a Borough vehicle out of town and questioned why they would be in that area. He said an employee had been terminated in the past for similar actions. He claimed favoritism.

Mayor Menna said that it was a Personnel matter and that it would be looked into.

Suzanne Viscomi asked Mayor Menna to review Monday's Dog Days event.

No one else appearing, Councilman Ballard offered a motion to closed public comment, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

MAYOR & COUNCIL COMMENTS

Councilman Ballard reported that there would be a Dog Days event at Marine Park on June 26. He reviewed the activities that would take place at the event.

Councilman Zipprich thanked the Senior Center for hosting a Father's Day lunch. He reported that East Bergen Place had been paved. He thanked Bobby Holiday for creating the Pride logo for Riverside Gardens Park and congratulated RiverCenter and the Parks & Recreation Department for their efforts with the Red Bank Classic 5K Race. He said the next RiverCenter Board meeting would be held on June 26.

Councilwoman Triggiano thanked the Police Department/Traffic Safety Division and the Middletown Auxiliary Police for their work on the 5K Race. She noted that today was known as Juneteenth and marked the abolish of slavery.

Councilman Yngstrom thanked everyone for the support of the 5K Race and said it was a great turnout. He said there were 1,600 runners and thanked the Red Bank Business Alliance and RiverCenter for helping to coordinate. He reported that there would be a Westside Jazz Concert in Johnny Jazz Park the following Saturday. He said Fitness in the Park was underway, Movies in the Park would start on July 9 and Jazz in the Park would start on July 11. He also noted that Red Bank had received some media attention to highlight the fact that the winner of the female division of the 5K race had been an eight year old girl.

Councilman Zipprich said the New Jersey Symphony Orchestra would be performing in Marine Park on Sunday June 30th. He thanked RiverCenter for coordinating the event.

Mayor Menna reported that there would be a memorial the following Sunday for Stafford Thompson, husband of former Councilwoman Florence Thompson. He reviewed the accomplishments of Mr. Thompson.

EXECUTIVE SESSION

19-172 Mayor Menna read a resolution to adjourn to executive session to discuss Contract Negotiation (English Plaza parking, Count Basie Field); Possible action to be taken.

Councilman Zipprich offered a motion to adjourn to Executive Session, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

RESUME REGULAR BUSINESS

Councilman Zipprich made a motion to resume Regular Business, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

19-163 Mayor Menna read, "A Resolution Approving an Amendment to the Participation and Contribution Agreement between the Borough of Red Bank and Saint James Roman Catholic Church (Red Bank Catholic High School) Related to the Count Basie Park Athletic Fields."

Councilman Yngstrom offered a motion to approve the resolution, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the motion was declared approved.

PUBLIC COMMENT, Continued (Governmental Issues, 5 Minute Limit)

Debbie Studd – 9 Wall Street – asked what the motivation was behind the Alternate Side Parking ordinance.

Administrator Shehady said it was to accommodate the street sweeper.

Ms. Studd asked if it could be done monthly.

Mr. Shehady said he did not believe that would be often enough to keep the streets clean.

Ms. Studd asked if the schedule would be different every week.

Mr. Shehady said the plan was to have tracking available on the website so people could return their vehicles to the street once the sweeper had passed.

Ms. Studd questioned the impact and suggested it be done monthly. She asked how the public would be informed.

Mr. Shehady reviewed the notification process.

A discussion followed on the Public Comment procedure

No one else appearing, Councilman Zipprich offered a motion to closed public comment, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

ADJOURNMENT

Councilman Zipprich offered a motion to adjourn the meeting, seconded by Councilwoman Triggiano.

ROLL CALL:

AYES: Yassin, Triggiano, Ballard, Yngstrom and Zipprich.

NAYS: None

There being five ayes and no nays, the resolution was declared approved.

Respectfully submitted,

Pamela Borghi

DRAFT

ORDINANCE NO. 2019-25

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 680, "VEHICLES AND
TRAFFIC," ARTICLE I "PARKING AND TRAFFIC"
SECTION 680-3d, "PARKING"**

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 680 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County, "Vehicles and Traffic," Section 680-3d "Parking," is hereby amended and supplemented as follows:

SECTION ONE: Section 680-3d "Parking," is amended and supplemented as follows: *(strikeouts denote deletions, underlined text denotes additions):*

680-3d. Parking prohibited during certain hours on certain streets.

No person shall park a vehicle between the hours specified in Schedule II of any day (except Sundays and public holidays) upon any of the streets or parts of streets described in Schedule II attached to and made a part of this chapter. No person shall park a vehicle between the hours of 9am to 3pm on the streets specified in Schedule XXVIII on the day of the week specified in said schedule (except public holidays and where paid public parking exists) upon any of the streets or parts of streets described in Schedule XXVIII attached to and made a part of this chapter.

[All other provisions remain unchanged]

SECTION TWO: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

SECTION THREE: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION FOUR: This Ordinance shall take effect August 21, 2019.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin	Motion	X			
Councilwoman Triggiano	Second	X			
Councilman Ballard		X			
Councilman Yngstrom		X			
Councilman Zipprich		X			
Councilwoman Horgan					X

Dated: June 19, 2019 (Re-Introduced as amended)

ORDINANCE NO. 2019-29

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF EASEMENT(S)
AFFECTING BLOCK 30, LOT 12.01 FROM THE PRIVATE OWNER THEREOF FOR THE
PURPOSE OF CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING
IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA**

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the "Borough"), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, the Hamilton Building LLC (hereinafter, the "Owner"), is the titled owner of real property known as Block 30, Lot 12.01 on the Borough's Tax Map (hereinafter, the "Property"), upon which lands, the Borough is constructing improvements to the streetscapes, drainage, and lighting; and

WHEREAS, the Borough and the Owner have agreed that the construction of the aforementioned improvements upon the Property would enhance its value, as well as the health and safety of the residents of Red Bank; and

WHEREAS, in furtherance of the project, the Borough and the Owner have negotiated and agreed upon certain Easements, which set forth the terms, conditions, and obligations of the Borough and the Owner, respectively, with regard to the project;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Easement(s) attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easements;
3. The Borough Attorney is hereby authorized to record the Easements with the Monmouth County Clerk; and
3. That a certified copy of this Ordinance shall be forwarded to the Borough Attorney, the Borough Administrator, RiverCenter, and the Owner.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Introduced: June 19, 2019

Public Hearing/Adoption: July 24, 2019

ORDINANCE NO. 2019-30

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF EASEMENT(S) AFFECTING BLOCK 30, LOT 42 FROM THE PRIVATE OWNER THEREOF FOR THE PURPOSE OF CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the "Borough"), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, the Hamilton Building LLC (hereinafter, the "Owner"), is the titled owner of real property known as Block 30, Lot 42 on the Borough's Tax Map (hereinafter, the "Property"), upon which lands, the Borough is constructing improvements to the streetscapes, drainage, and lighting; and

WHEREAS, the Borough and the Owner have agreed that the construction of the aforementioned improvements upon the Property would enhance its value, as well as the health and safety of the residents of Red Bank; and

WHEREAS, in furtherance of the project, the Borough and the Owner have negotiated and agreed upon certain Easements, which set forth the terms, conditions, and obligations of the Borough and the Owner, respectively, with regard to the project;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Easement(s) attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easements;
3. The Borough Attorney is hereby authorized to record the Easements with the Monmouth County Clerk; and
3. That a certified copy of this Ordinance shall be forwarded to the Borough Attorney, the Borough Administrator, RiverCenter, and the Owner.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Introduction: June 19, 2019

Public Hearing/Adoption: July 24, 2019

ORDINANCE NO. 2019-31

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF EASEMENT(S) AFFECTING BLOCK 30.01, LOT 14 FROM THE PRIVATE OWNER THEREOF FOR THE PURPOSE OF CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the "Borough"), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, the 31 West Front Street, LLC (hereinafter, the "Owner"), is the titled owner of real property known as Block 30.01, Lot 14 on the Borough's Tax Map (hereinafter, the "Property"), upon which lands, the Borough is constructing improvements to the streetscapes, drainage, and lighting; and

WHEREAS, the Borough and the Owner have agreed that the construction of the aforementioned improvements upon the Property would enhance its value, as well as the health and safety of the residents of Red Bank; and

WHEREAS, in furtherance of the project, the Borough and the Owner have negotiated and agreed upon certain Easements, which set forth the terms, conditions, and obligations of the Borough and the Owner, respectively, with regard to the project;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Easement(s) attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easements;
3. The Borough Attorney is hereby authorized to record the Easements with the Monmouth County Clerk; and
3. That a certified copy of this Ordinance shall be forwarded to the Borough Attorney, the Borough Administrator, RiverCenter, and the Owner.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Introduction: June 19, 2019

Public Hearing/Adoption: July 24, 2019

ORDINANCE NO. 2019-32

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF EASEMENT(S)
AFFECTING BLOCK 30.01, LOT 25 FROM THE PRIVATE OWNER THEREOF FOR THE
PURPOSE OF CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING
IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA**

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the "Borough"), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, the Westwood Holding Corp. (hereinafter, the "Owner"), is the titled owner of real property known as Block 30.01, Lot 25 on the Borough's Tax Map (hereinafter, the "Property"), upon which lands, the Borough is constructing improvements to the streetscapes, drainage, and lighting; and

WHEREAS, the Borough and the Owner have agreed that the construction of the aforementioned improvements upon the Property would enhance its value, as well as the health and safety of the residents of Red Bank; and

WHEREAS, in furtherance of the project, the Borough and the Owner have negotiated and agreed upon certain Easements, which set forth the terms, conditions, and obligations of the Borough and the Owner, respectively, with regard to the project;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Easement(s) attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easements;
3. The Borough Attorney is hereby authorized to record the Easements with the Monmouth County Clerk; and
3. That a certified copy of this Ordinance shall be forwarded to the Borough Attorney, the Borough Administrator, RiverCenter, and the Owner.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Introduction: June 19, 2019

Public Hearing/Adoption: July 24, 2019

ORDINANCE NO. 2019-33

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF EASEMENT(S)
AFFECTING BLOCK 30.01, LOT 28 FROM THE PRIVATE OWNER THEREOF FOR THE
PURPOSE OF CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING
IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA**

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the "Borough"), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, the Red Bank 24, LLC (hereinafter, the "Owner"), is the titled owner of real property known as Block 30.01, Lot 28 on the Borough's Tax Map (hereinafter, the "Property"), upon which lands, the Borough is constructing improvements to the streetscapes, drainage, and lighting; and

WHEREAS, the Borough and the Owner have agreed that the construction of the aforementioned improvements upon the Property would enhance its value, as well as the health and safety of the residents of Red Bank; and

WHEREAS, in furtherance of the project, the Borough and the Owner have negotiated and agreed upon certain Easements, which set forth the terms, conditions, and obligations of the Borough and the Owner, respectively, with regard to the project;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Easement(s) attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easements;
3. The Borough Attorney is hereby authorized to record the Easements with the Monmouth County Clerk; and
3. That a certified copy of this Ordinance shall be forwarded to the Borough Attorney, the Borough Administrator, RiverCenter, and the Owner.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Introduction: June 19, 2019

Public Hearing/Adoption: July 24, 2019

ORDINANCE NO. 2019-34

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF EASEMENT(S)
AFFECTING BLOCK 30.01, LOT 36 FROM THE PRIVATE OWNER THEREOF FOR THE
PURPOSE OF CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING
IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA**

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the "Borough"), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, the Valente Property Group, LLC (hereinafter, the "Owner"), is the titled owner of real property known as Block 30.01, Lot 36 on the Borough's Tax Map (hereinafter, the "Property"), upon which lands, the Borough is constructing improvements to the streetscapes, drainage, and lighting; and

WHEREAS, the Borough and the Owner have agreed that the construction of the aforementioned improvements upon the Property would enhance its value, as well as the health and safety of the residents of Red Bank; and

WHEREAS, in furtherance of the project, the Borough and the Owner have negotiated and agreed upon certain Easements, which set forth the terms, conditions, and obligations of the Borough and the Owner, respectively, with regard to the project;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Easement(s) attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easements;
3. The Borough Attorney is hereby authorized to record the Easements with the Monmouth County Clerk; and
3. That a certified copy of this Ordinance shall be forwarded to the Borough Attorney, the Borough Administrator, RiverCenter, and the Owner.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Introduction: June 19, 2019

Public Hearing/Adoption: July 24, 2019

**ORDINANCE NO. 2019-35
 ORDINANCE OF THE BOROUGH OF RED BANK,
 COUNTY OF MONMOUTH, NEW JERSEY
 AMENDING AND SUPPLEMENTING
 CHAPTER 490, PLANNING AND DEVELOPMENT REGULATIONS,
 RELATING TO DRIVEWAYS FOR ONE AND TWO FAMILY DWELLINGS AND PROHIBITING PAVEMENT
 ON OTHER THAN DRIVEWAYS AND PARKING AREAS.**

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 490 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County is hereby amended and supplemented as follows:

SECTION 1. §490-98D(5) be amended as follows:

Access drives for single- and two-family dwellings shall utilize concrete aprons without a curb returns regardless of size or location. Such drives shall have a minimum width of 10 feet and a maximum width of 12 feet when they provide access to a one care garage or when there is no garage or a maximum width of 24 feet when they provide access to a two-care (or larger) garage. All such drives shall ~~be paved~~ utilize either pavement, gravel, concrete tire channels or decorative pavers as provided by Subsection H.

SECTION 2. §490-16B(1) Prohibited acts add section (j) as follows:

(j) Pave any portion of any lot that is not used as a permitted and approved driveway or parking area.

SECTION 3. §490-6 Definition of Lot Coverage be amended as follows:

Lot coverage—The area of a lot covered by buildings and structures and accessory buildings or structures and expressed as a percentage of total lot area. For the purpose of this chapter, parking areas and automobile access driveways shall not be included in lot coverage to the extent required by ordinance, except that any new or expanded paved driveways for one and two family dwellings shall count toward lot coverage. New or expanded driveways for one and two family dwellings utilizing gravel, concrete tire channels or decorative pavers shall not count towards lot coverage.

SECTION 4: A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies, including the Planning Board, for their review and comment pursuant to applicable New Jersey Statutes.

SECTION 5: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION 6: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 7: This Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

ORDINANCE NO. 2019-36
ORDINANCE OF THE BOROUGH OF RED BANK,
COUNTY OF MONMOUTH, NEW JERSEY
AMENDING AND SUPPLEMENTING
CHAPTER 490, PLANNING AND DEVELOPMENT REGULATIONS,
RELATING TO GREEN ROOFS

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 490 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County is hereby amended and supplemented as follows:

SECTION 1. §490-40.1 be added as follows:

Green Roofs--New buildings or additions with more than 5,000 s.f. of new roof area shall provide a minimum 25% of the roof area as a green roof. The area of a green roof on buildings under 5,000 s.f. or over 25% of the roof area for roof areas over 5,000 s.f. shall receive a credit of 50% of the green roof area towards lot coverage.

SECTION 2. §490-6 Definition of Green Roof be added as follows:

Green Roof—The roof or portion of a roof that is covered with vegetation and a growing medium over a waterproofing membrane. May also include a root barrier and drainage and irrigation systems. Plants maintained in in pots or other containers shall not be considered green roofs.

SECTION 3: A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies, including the Planning Board, for their review and comment pursuant to applicable New Jersey Statutes.

SECTION 4: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION 5: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 6: This Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

ORDINANCE NO. 2019-37
ORDINANCE OF THE BOROUGH OF RED BANK,
COUNTY OF MONMOUTH, NEW JERSEY
AMENDING AND SUPPLEMENTING
CHAPTER 490, PLANNING AND DEVELOPMENT REGULATIONS,
RELATING TO STORM WATER MANAGEMENT AND CONTROL

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 490 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County is hereby amended and supplemented as follows:

SECTION 1. §490-107C(2) definition of Major Development be amended as follows:

Major Development—For the purpose of this section only, any development that provides for ultimately disturbing one *half* or more acres of land. “Disturbance,” for the purpose of this rule, is the placement of impervious surface or exposure and/or movement of soil or bedrock or clearing, cutting, or removing of vegetation.

SECTION 2: A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies, including the Planning Board, for their review and comment pursuant to applicable New Jersey Statutes.

SECTION 3: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION 4: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 5: This Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

ORDINANCE NO. 2019-38
ORDINANCE OF THE BOROUGH OF RED BANK,
COUNTY OF MONMOUTH, NEW JERSEY
AMENDING AND SUPPLEMENTING
CHAPTER 490, PLANNING AND DEVELOPMENT REGULATIONS,
RELATING TO STORM WATER RECHARGE ELEMENTS IN NEW PARKING LOTS

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 490 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County is hereby amended and supplemented as follows:

SECTION 1. §490-98Q be added as follows:

Storm Water Recharge Elements--New parking lots with ten or more spaces and existing parking lots expanding by ten or more spaces shall provide storm water recharge elements that shall include at least two of the following: pervious pavement, tree filter boxes, rain gardens, Bioswales or storm water planters.

SECTION 2: A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies, including the Planning Board, for their review and comment pursuant to applicable New Jersey Statutes.

SECTION 3: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION 4: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 5: This Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

ORDINANCE NO. 2019-XX

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF A PERMANENT
EASEMENT AFFECTING 25 VISTA PLACE A/K/A BLOCK 13, LOT 16 FROM THE OWNER
THEREOF FOR THE PURPOSE OF MEMORIALIZING AND RECORDING THE LOCATION
AND AUTHORITY FOR A PRE-EXISTING BOROUGH-OWNED DRAINAGE PIPE**

WHEREAS, the Borough of Red Bank, 90 Monmouth Street, Red Bank, New Jersey (hereinafter, the “Borough”), is a municipal corporation of the State of New Jersey and is authorized, pursuant to N.J.S.A. 40A:12-5, to acquire easement interests in real property for public business and use by Ordinance; and

WHEREAS, James Dooley and Janice Dooley (hereinafter, the “Owners”), are the titled owners of real property located at 25 Vista Place, and also known as Block 13, Lot 16 on the Borough’s Tax Map (hereinafter, the “Property”), upon which lands, the Owners have obtained approval from the Borough’s Zoning Board of Adjustment for the construction of certain improvements; and

WHEREAS, during the Owners’ proceedings before the Zoning Board of Adjustment, it was discovered that a Borough-owned drainage pipe is located under a certain portion of the Property; and

WHEREAS, it was further discovered that the interests recorded with the Monmouth County Clerk with respect to the Property do not include any memorialization or authority for the presence of the Borough’s existing drainage pipe upon the Property; and

WHEREAS, the Borough and the Owners now desire to memorialize an appropriate permanent easement formally authorizing the aforementioned Borough-owned drainage pipe passage through, under, and upon the lands comprising the Property;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That the Governing Body does hereby approve the Permanent Drainage Easement attached hereto as Exhibit A; and
2. That the Mayor is hereby authorized to execute the Easement;
3. The Owners shall be responsible for recording the Easement with the Monmouth County Clerk in satisfaction of their approval from the Borough’s Zoning Board of Adjustment; and
3. That a certified copy of this Ordinance shall be forwarded to the the Borough Administrator, Borough Planning and Zoning Department, and the Owners.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance; and

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Yes	No	Abstain	Absent
Councilman Yassin	()	()	()	()
Councilwoman Triggiano	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()

Dated: July 24, 2019

ORDINANCE NO. 2019-40

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY SUPPLEMENTING THE REVISED GENERAL ORDINANCES
OF THE BOROUGH TO INSERT NEW CHAPTER 297: "COMMON CARRIER DROP BOXES"
TO REGULATE THE PLACEMENT OF EXISTING AND FUTURE COMMON CARRIER DROP
BOXES IN, NEAR, AND UPON PUBLIC STREETS, SIDEWALKS, AND ROADWAYS**

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that the Borough's Revised General Ordinances are hereby amended to insert new Chapter 446: "Common Carrier Drop Boxes" as follows:

CHAPTER 297: COMMON CARRIER DROP BOXES.

§ 297-1 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

COMMON CARRIER

Any person, organization, firm, or entity engaged in the business of picking-up, transmitting, carrying, or delivering documents, goods, packages, and/or parcels and offering said services to the general public, except that "common carrier" shall not include the United States Postal Service.

DROP BOX

Any machine, box, or other container placed, used and/or maintained by a common carrier for the purpose of collecting documents, goods, packages, and/or parcels for pick-up and/or delivery in connection with the common carrier's business.

ROADWAY

That portion of any street improved, designed or ordinarily used for vehicular traffic.

SIDEWALK

Any surface provided for the exclusive use of pedestrians, including the area between the curb of any street and the property line adjacent thereto, or if there is no curb, the area between the edge of the street and the property line adjacent thereto, and the sidewalk shall include the public right-of-way along such street or sidewalk.

STREET

All that area dedicated to public use for public street purposes and includes, but is not limited to, roadways, parkways, alleys and sidewalks.

§ 297-2 Notification by Common Carriers.

- A. Any common carrier having a drop box which is already located or installed on any public sidewalk or public right-of way within the Borough of Red Bank on the effective date of this chapter shall, within 60 days of the effective date of this chapter, notify the Zoning Official, in writing, of the location and placement of each such drop box. Such notice shall include:
- (1) The precise location of each such drop box;
 - (2) The name, address and telephone number of the common carrier; and
 - (3) A certification by the common carrier that the location, installation and maintenance of such drop box conforms to, and will continue to conform to, the Borough Code of the Borough of Red Bank, and that said common carrier assumes the unconditional obligations for any legal liability occasioned by such installation and maintenance, and that said common carrier agrees to indemnify and hold harmless the Borough of Red Bank, its servants, agents and employees, for any and all claims arising out of

said common carrier's installation, use or maintenance of such drop box.

- B. Any common carrier having a drop box which is already located or installed on any public sidewalk or public right-of way within the Borough of Red Bank on the effective date of this chapter shall, within 60 days of the effective date of this chapter, apply to obtain a permit in accordance with the requirements and deadlines as set forth in the remaining sections of this chapter for any drop box or drop boxes such common carrier intends to continue operating.

§ 297-3 Compliance and permit required.

- A. It shall be unlawful for any common carrier to erect, place, maintain or operate a drop box on any public right-of-way within the Borough of Red Bank without first having obtained a permit from the Zoning Official. The permit shall specify the exact location of each such drop box. One permit may be issued to include any number of drop boxes and shall be signed by the applicant.
- B. An application for such permit shall be made in writing to the office of the Zoning Official of the Borough of Red Bank upon such form, as shall be provided, and shall contain the name and address of the applicant and the proposed specific location of said drop box or drop boxes and shall be signed by the applicant. The application must contain a certification by the common carrier that said common carrier assumes the unconditional obligations for any legal liability occasioned by such installation and maintenance, and that said common carrier agrees to indemnify and hold harmless the Borough of Red Bank, its servants, agents and employees, for any and all claims arising out of said distributor's installation, use or maintenance of such drop box. The application must also be accompanied by a color sketch or color drawing to scale, and specifications of the proposed drop box depicting compliance with the requirements for dimensions, color and lettering, and the application shall be signed by the applicant.
- C. If the applicant meets all the requirements of the provisions of this section, the permit shall be issued within 60 business days for an effective date of January 1.
- D. If the application is denied, the Zoning Official, within 30 business days and by regular mail, shall set forth in writing the reasons for the denial. For each requested location, the Zoning Official shall have an additional seven business days to act.
- E. Such denial by the Zoning Official may be appealed within 30 days to the Borough Council of the Borough of Red Bank, which shall render a decision within 60 days.

§ 297-4 Conditions for permit; term; liability insurance.

- A. Permits may be issued for the installation of a drop box or drop boxes, but such drop box or drop boxes and the installation, use or maintenance thereof shall be conditioned upon compliance with the provisions of this section.
- B. The application for a permit shall require the payment of an application fee of \$75 and an inspection fee of \$25 per drop box.
- C. The permit shall be valid for a period of one year, commencing January 1, and shall be renewable in January of the subsequent year. Permits shall be renewable pursuant to the procedure for original application.

§ 297-5 Standards for maintenance and installation.

Any drop box which in whole or in part rests upon or over any public sidewalk or public right-of-way shall comply with the following standards:

- A. No drop box shall exceed 60 inches in height, 24 inches in width or 20 inches in depth.

- B. The exterior of the drop box shall be in accordance with this chapter. No drop box shall be used for advertising signs or publicity purposes other than those dealing with the display, sale or purchase of the common carrier's offered services.
- C. Each drop box shall be maintained in a neat and clean condition and in good repair at all times.
- D. Each drop box shall be maintained to prevent the spillage of any documents, goods, packages, parcels, and/or any materials or supplies stored therein from being scattered about the area.
- E. Each drop box not located on an existing sidewalk or other hard surface area shall be placed on a precast concrete base. Installation, maintenance and removal of the base shall be the responsibility of the distributor.

§ 297-6 Location and placement of drop boxes.

Any drop box which in whole or in part rests upon or over any public sidewalk or public right-of-way shall be located in accordance with the following requirements:

- A. No drop box shall be used or maintained which projects onto, into or over any part of the roadway of any public street or which rests, wholly or in part, upon, along or over any portion of the roadway of any public street.
- B. No drop box shall be permitted to rest upon, in or over any public sidewalk, when such installation, use or maintenance:
 - (1) Endangers the safety of persons or property; or
 - (2) Unreasonably interferes with or impedes the flow of pedestrian or vehicular traffic, including any legally parked or stopped vehicle; or
 - (3) Unreasonably interferes with the ingress to or egress from any residence or place of business; or
 - (4) Unreasonably interferes with passengers boarding or exiting from buses at designated bus stops; or
 - (5) Unreasonably interferes with the use of traffic signs or signals, fire hydrants or mailboxes located or permitted at or near said location.
- C. Drop boxes shall be chained, bolted or otherwise secured so as to prevent their being blown or knocked down, or otherwise moved, onto or around the public right-of-way; provided, however, that no drop box shall be chained, bolted or otherwise secured to any traffic or street sign, signals, or poles without obtaining the permission of the Zoning Official.
- D. Drop boxes may be placed next to each other in groups at the same location, provided that no group of drop boxes shall extend for a distance of more than six feet along a curb, and provided, further, that there shall be a minimum of 20 feet between any such group of drop boxes and any other drop box or group of drop boxes.
- E. No drop box shall be placed, installed, used or maintained:
 - (1) Within six feet of any marked crosswalk or handicap curb ramp;
 - (2) Within 12 feet of a curb return of any unmarked crosswalk;
 - (3) Within 15 feet of any fire hydrant, fire or police call box, or other emergency communication facility;
 - (4) Within five feet of any driveway or apron;
 - (5) At any location whereby the clear space for the passageway of or for

pedestrians is reduced to less than six feet or would be reduced to six feet by drop box;

- (6) Within 10 feet of any standby or sprinkler connection or related safety or fire equipment;
- (7) Within five feet of any building, showroom or display window, unless written permission from the owner is secured and same is submitted with the application;
- (8) Within three feet of or on any public area improved with lawn, flowers, shrubs, trees or landscaping;
- (9) Within 300 feet of any other drop box operated by the same common carrier;
- (10) In front of a single-family or two-family residence;
- (11) To cause sight line obstruction at any intersection or driveway; or
- (12) No more than two drop boxes may be placed adjacent to each other at any location that complies with this chapter. After a drop box, or a pair of drop boxes, is permitted for a specific location, no additional drop boxes shall be placed less than 200 feet from the permitted drop box.

§ 297-7 Enforcement.

- A. If the Zoning Official or designee shall determine that a drop box does not comply with the provisions of this chapter, including the requirement to provide the notification required by § 297-2 of this chapter, then the Zoning Official or designee shall mail a written notice to the common carrier of such drop box, by certified mail, return receipt requested, stating the specific reasons why such drop box does not comply with the provisions of this chapter.
- B. If a common carrier fails to adjust, correct, register or otherwise cause such drop box to be brought into compliance with the provisions of this chapter within 10 days of the date the written notice of noncompliance is mailed by the Zoning Official or designee, then such common carrier shall be deemed to be in violation of this chapter.

§ 297-8 Violations and penalties.

- A. Any common carrier who, after written notice as set forth in § 297-7, fails to comply with the provisions of this chapter shall, upon conviction therefor in Municipal Court, be subject to a fine not to exceed \$1,000.00. Each day for which common carrier fails to comply with this chapter shall be a separate violation hereunder.
- B. If a common carrier is convicted of a violation of this chapter by the Municipal Court and if such common carrier thereafter refuses to remedy or correct the said violation within 20 days of the date of said conviction or, in the event of a direct appeal, within 20 days of the date upon which said conviction shall become final, then the Zoning Official or designee of the Borough of Red Bank shall be empowered to remove the drop box which was the basis for such conviction from the public sidewalk or public right-of-way. The Borough of Red Bank will store the drop box for a period not to exceed 30 days, during which period the owner can retrieve the drop box. After 30 days, the Borough of Red Bank will discard the drop box.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised

General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Yes	No	Abstain	Absent
Councilman Yassin	()	()	()	()
Councilwoman Triggiano	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()

Dated: July 24, 2019

ORDINANCE NO. 2019-XX

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY SUPPLEMENTING THE BOROUGH'S REVISED GENERAL
ORDINANCES TO INSERT NEW CHAPTER 492: "PLASTICS AND POLYSTYRENE FOAM
(SINGLE-USE)" TO PROHIBIT THE USE AND DISTRIBUTION OF SINGLE-USE PLASTIC
BAGS, PLASTIC STRAWS AND POLYSTYRENE FOAM CONTAINERS BY BUSINESSES**

WHEREAS, the Governing Body of the Borough of Red Bank (the "Borough") believes it has a duty to investigate and implement all necessary and proper steps the Borough can take to protect the environment and the public health, welfare, and safety, especially given the Borough's position as a riverside community; and

WHEREAS, in the United States alone, according to the EPA, over 380 billion plastic bags and wraps are used each year, approximately 40% of the bags used are single-use plastic bags, and the 380 billion plastic bags require an estimated 12 million barrels of oil to create; and

WHEREAS, approximately 19 billion pounds of plastic garbage end up in the Earth's oceans each year, which is approximately an area 34 times the size of Manhattan covered in ankle-deep plastic waste; and

WHEREAS, no body of water, waterway, beach, or shoreline is unaffected by this pollution, as ocean currents and waterways that flow into the oceans can transport plastic waste tossed into the Navesink River all the way to Australia and vice versa; and

WHEREAS, studies have demonstrated that over decades of sunlight and pounding waves, plastic breaks down into microplastics that measure 5 millimeters or less, which are ingested by shrimp, plankton, fish, birds, turtles, other sea animals, and eventually, humans, the effects of which to the ecosystem and food chain are not yet clear; and

WHEREAS, it is beyond dispute that the use of single-use plastic bags, plastic straws, and polystyrene foam containers have a severe and negative environmental impact on the local and global environment as a result of the greenhouse gas emissions emitted to produce such single-use items, the land-based and ocean-based pollution created, the hazards posed to wildlife, the blocking of storm drains by plastic, the hazards posed to sources of water for humans, and the negative impact on the ecosystem and food chain as a whole; and

WHEREAS, the Borough's taxpayers currently bear the costs associated with the negative effects of single-use plastic bags, plastic straws, and polystyrene foam containers on the solid waste stream, drainage, litter, and the negative consequences of the foregoing environmental impacts; and

WHEREAS, the Borough seeks, to the fullest extent of its jurisdiction and authority, to conserve resources, reduce greenhouse gas emissions in furtherance of the Paris Agreement, reduce waste and litter, and to protect the public health, welfare, and safety, which includes the protection of the environment, waterways, and wildlife, in order to attempt to protect and increase the quality of life for the Borough's residents and visitors; and

WHEREAS, studies document and participating municipalities report that prohibiting the use and distribution of single-use plastic bags, plastic straws, and polystyrene foam containers at businesses will dramatically reduce the use of those polluting items; and

WHEREAS, over 150 states, municipalities, and counties in the United States presently either ban or require fees for the sale and use of plastic bags; and

WHEREAS, based upon the foregoing, the Governing Body of the Borough of Red Bank that a prohibition on the use and distribution of single-use plastic bags, plastic straws, and polystyrene foam containers by businesses is appropriate and will incentivize the use of reusable and/or recyclable alternatives;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that the Borough's Revised General Ordinances is amended to include new Chapter 492: "Plastics and Polystyrene Foam (Single-Use)" as follows:

CHAPTER 492: SINGLE-USE PLASTICS AND POLYSTYRENE FOAM (SINGLE-USE).

§ 492-1 Definitions.

Unless otherwise expressly stated, whenever used in this section the following terms shall have the meanings set forth below:

ASTM Standard means meeting the standards of the American Society for Testing and Materials (ASTM) International Standards D6400 or D6868 for compostable plastics, as those standards may be amended.

Business Establishment means any commercial enterprise that provides carryout bags to its customers through its employees or independent contractors associated with the business. The term includes sole proprietorships, joint ventures, partnerships, corporations, or any other legal entity whether for profit or not for profit. This term is inclusive of any store or business which sells or offers goods or merchandise, located or operating within the Borough of Red Bank, including those referenced in "Food or Grocery Establishment," and "Food Provider."

Compostable means all the materials in the product or package, when composted in an industrial or municipal compost operation, will break down, or otherwise become part of, usable compost (e.g. soil-conditioning material, mulch) in a safe and timely manner. Compostable food service ware must meet ASTM-Standards for compostability and any bio-plastic or plastic-like product must be clearly labeled, preferably with a color symbol, to allow proper identification such that the collector and processor can easily distinguish the ASTM standard compostable plastic from non-ASTM standard compostable plastic.

Disposable Food Service Ware is interchangeable with "to go" packaging and "food packaging material" and includes, but is not limited to: all containers, clamshells, bowls, plates, trays, cartons, cups, straws, stirrers, napkins and other items designed for one-time use associated with prepared foods, including without limitation, service ware for takeout foods and/or leftovers from partially consumed meals prepared by Food Providers.

Events Promoter means an applicant for any event permit issued by the Borough or any Borough employee(s) responsible for any Borough-organized event.

Food or Grocery Establishment means all sales outlets, stores, shops, vehicles or other places of business located within the Borough which operate to sell or convey foods, or beverages, which foods or beverages are predominantly contained, wrapped or held in or on packaging. Food establishment shall include, but not be limited to, any place where food is prepared, mixed, cooked, baked, smoked, preserved, bottled, packaged, handled, stored, manufactured and sold or offered for sale, including, but not limited to, any fixed or mobile restaurant, drive-in, convenience store, coffee shop, cafeteria, short-order cafe, delicatessen, luncheonette, grill, sandwich shop, soda fountain, hotel, motel, movie house, theatre, bed and breakfast inn, tavern, bar, cocktail lounge, nightclub, roadside stand, take-out prepared food place, industrial feeding establishment, catering kitchen, mobile food preparation unit, commissary, event, grocery store, public food market, produce stand, food stand, or similar place in or at which food or drink is prepared for sale, or for service, on the premises or elsewhere, and any other establishment or operation where food is processed, prepared, stored, served, sold, or provided for the public and any organization, group or individual which provides food as part of its service.

Food Provider means any vendor, business, organization, entity, group or individual, including food establishments, as defined herein, located in the Borough of Red Bank that

offers food or beverage to the public.

Person means an individual, business, event promoter, trust, firm, joint stock company, Corporation, non-profit, including a government corporation, partnership, or association.

Polystyrene/Plastic Foam means blown expanded and extruded polystyrene (sometimes called Styrofoam™) or other plastic foams which are processed by any number of techniques including, but not limited to, fusion of monomer spheres (expanded bead plastic), injection molding, foam molding, and extrusion-blown molding (extruded foam plastic). Polystyrene and other plastic foam is generally used to make cups, bowls, plates, trays, clamshell containers, meat trays, egg cartons, coolers, ice chests, shipping boxes, packing peanuts, and beach or pool toys. The term "polystyrene also includes clear or solid polystyrene which is known as "oriented polystyrene."

Polystyrene/Plastic Foam Products means any item such as coolers, ice chests, cups, bowls, plates, clamshells, shipping boxes, containers, cutlery, or any other merchandise containing polystyrene/plastic foam that is not wholly encapsulated or encased by a more durable material.

Prepared Food means food or beverages, which are served, packaged, cooked, chopped, sliced, mixed, brewed, frozen, squeezed or otherwise prepared within the Borough. Prepared food does not include raw, butchered meats, fish and/or poultry sold from a butcher case or similar food establishment.

Recyclable means any material that is accepted by the Borough recycling program or the Monmouth County recycling program, including, but not limited to, paper, glass, aluminum, cardboard and plastic bottles, jars and tubs. This also means any approved alternative products which are accepted by the County's recycling centers.

Reusable Carryout Bag means a carryout bag that is specifically designed and manufactured for multiple reuse, and meets the following criteria:

- a. Displays in a highly visible manner on the bag exterior, language describing the bag's ability to be reused and recycled;
- b. Has a handle;
- c. Is constructed out of any of the following materials:
 1. Cloth, other fabric, or other materials whether woven or non-woven; or
 2. Recyclable plastic, with a minimum thickness of 2.25 mils; and
 3. Has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capability of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet.

Single-Use Plastic Carryout Bag means a bag provided by a business establishment to a customer typically at the point of sale for the purpose of transporting purchases, which is made predominantly of plastic derived from either petroleum or a biologically-based source.

Borough of Red Bank Contractor means any person or entity that has a contract with the Borough of Red Bank for work or improvement to be performed, for a franchise, concession, for grant monies, goods and services, or supplies to be purchased at the expense of the Borough, or to be paid out of monies deposited in or under the control of the Borough.

Borough of Red Bank facility means any building, structure or vehicle owned and operated by the Borough of Red Bank, its agents, agencies, and departments.

§ 492-2 Single-Use Plastic Carryout Bags Prohibited.

- a. No Business Establishment or Food or Grocery Establishment may provide Single-Use Plastic Carryout Bags at any Borough facility, Borough-sponsored event, or any event held on Borough property.
- b. No Business Establishment or Food or Grocery Establishment within the Borough limits may provide single-use plastic bags to its customers.

- c. Any Business Establishment providing single-use carry out bags shall use reusable bags or paper bags made from a minimum of forty (40%) percent post-consumer recycled content.

§ 492-3 Polystyrene/Plastic Foam Disposable Food Service Ware Prohibited.

- a. Food Providers within the Borough of Red Bank may not provide food in any disposable food service ware that contains polystyrene/plastic foam.
- b. Disposable food service ware that contains polystyrene/plastic foam is prohibited from use in all Borough of Red Bank facilities.
- c. Borough of Red Bank Contractors in the performance of Borough contracts and events promoters may not provide food in disposable food service ware that contains polystyrene/plastic foam.

§ 492-4 Disposable Food Service Ware.

- a. All Food or Grocery Establishments and Food Providers within the Borough of Red Bank utilizing disposable food service ware shall use recyclable or compostable products, subject to the provisions of subsections 492-6 and 492-7, and with the exception of drinking straws.
- b. All Food Providers may provide drinking straws only upon request of the customer.
- c. All Borough of Red Bank facilities utilizing disposable food service ware shall use products that are recyclable or compostable, with the exception of drinking straws.
- d. Borough of Red Bank Contractors and events promoters utilizing disposable food Service ware shall use recyclable or compostable product, with the exception of drinking straws, while performing under a Borough contract or permit.

§ 492-5 Prohibited Sales.

No Business Establishment or Event Promoter within the Borough of Red Bank may sell, rent, or otherwise provide any polystyrene/plastic foam product which is not wholly encapsulated or encased within a more durable material, except as exempted in this section. This specifically includes, but is not limited to, cups, plates, bowls, clamshells, bags, and other products intended primarily for food service use, as well as coolers, containers, ice chests, shipping boxes, or packing peanuts.

§ 492-6 Exemptions for Recyclable or Properly Composted Food Service Ware and Other Polystyrene/Plastic Foam Products.

- a. Products made from polystyrene/plastic foam which is wholly encapsulated or encased by a more durable material are exempt from the provisions of this section. Examples include surfboards, boats, life preservers, and craft supplies which are wholly encapsulated or encased by a more durable material, and durable coolers not principally composed of polystyrene/plastic foam.
- b. Construction products made from polystyrene/plastic foam are exempted from this section if the products are used in compliance with Borough Code and used in a manner preventing the polystyrene/plastic foam from being released into the environment.
- c. Emergency Procurement: In an emergency situation and for the immediate preservation of the public health or safety, Borough facilities, food vendors, Borough franchises, contractors and vendors doing business with the Borough shall be exempt from the provisions of this section.
- d. Laundry, dry cleaning bags, newspaper bags, or packages of multiple bags intended for use as garbage, pet waste, or yard waste; although the Borough encourages the use of recyclable or compostable products throughout.

- e. Bags provided by hospitals, medical providers, physicians, dentists, pharmacists or veterinarians to contain prescription drugs or other medical supplies or necessities in the course of treatment shall be exempt from this section;
- f. Bags used by a customer inside a business establishment and even when intended for carry-out and off premises use to:
 - 1. Contain bulk items, such as produce, nuts, grains, candy, or small hardware items;
 - 2. Contain or wrap frozen foods, meat, or fish, whether or not prepackaged;
 - 3. Contain or wrap flowers, potted plants or other items to prevent moisture damage to other purchases; or
 - 4. Contain unwrapped prepared foods or bakery goods;
 - 5. Contain bait and items of a similar nature used for recreational fishing and crabbing.
- g. Bags of any type that the customer brings to the store for their own use for carrying away from the store goods that are not placed in a bag provided by the store.
- h. Meat trays are exempt from the provisions of this section.
- i. Any product purchased, prepared or packaged outside the Borough of Red Bank and sold in or delivered into the town are exempt from the provisions of this section.

§ 492-7 Sunrise Provision.

No summonses or other process shall be issued by the Borough, nor shall any penalties be enforced by the Municipal Court, for violations of this Section, except for any such violation(s) occurring on or after September 1, 2020.

§ 492-8 Enforcement and Penalties.

- a. The Code Enforcement Officer shall have primary responsibility for enforcement of this section. The Code Enforcement Officer are authorized to take any and all other actions reasonable and necessary to enforce this section, including, but not limited to, investigating violations, issuing fines and entering the premises of any business establishment during business hours.
- b. If a Code Enforcement Officer determines that a violation of this section has occurred, he/she will issue a written warning notice to the owner or operator of the business establishment that a violation has occurred and the potential penalties that will apply for future violations.
- c. Any business establishment that violates or fails to comply with any of the provisions of this section after a written warning notice has been issued for that violation shall be subject to a civil penalty that shall not exceed two-hundred-fifty (\$250.00) dollars for a first violation; five-hundred (\$500.00) dollars for a second violation within any twelve (12) month period; and one-thousand-five-hundred (\$1,500.00) dollars for each additional violation within any twelve (12) month period. Every thirty (30) days that a violation continues will constitute a separate offense.
- d. Violation of this section is hereby declared to be a public nuisance, which may be abated by the Borough by restraining order, preliminary and permanent injunction, or other means provided for by law, and the Borough may take action to recover the costs of the nuisance abatement.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Yes	No	Abstain	Absent
Councilman Yassin	()	()	()	()
Councilwoman Triggiano	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()

Dated: July 24, 2019

ORDINANCE NO. 2019-42

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY SUPPLEMENTING THE BOROUGH'S REVISED GENERAL
ORDINANCES TO INSERT NEW CHAPTER 302: "CONSTRUCTION CRANES" TO
REGULATE THE OPERATION AND USE OF CRANES WITHIN THE BOROUGH**

WHEREAS, the Governing Body of the Borough of Red Bank (the "Borough") deems it necessary for the Borough to have a comprehensive construction ordinance, inclusive of construction cranes; and

WHEREAS, with the now-rising real estate market and recently increased activity within the Borough's Planning and Zoning Department, the Governing Body believes that the licensing of crane operators is becoming a matter of public safety; and

WHEREAS, any construction cranes to be utilized within the Borough will be operating in a densely populated environment, often in close proximity to residential units, office spaces, and pedestrians, thus underscoring the need for professional crane operators who adhere to the highest standards of safety; and

WHEREAS, the Governing Body of the Borough wishes to enact legislation which will regulate the registration of any cranes and the use of any cranes within the Borough; and

WHEREAS, the Governing Body of the Borough has determined that adopting this new Ordinance would be in the best interest of the Borough and will advance the safety of its residents and benefit the public welfare:

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that the Borough's Revised General Ordinances is amended to include new Chapter 302: "Construction Cranes" as follows:

CHAPTER 302: CONSTRUCTION CRANES.

§ 302-1 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BOARD

The Crane Operators License Advisory Board established pursuant to N.J.S.A. 45:26-3.

CERTIFICATION

Certification from the National Commission for the Certification of Crane Operators or any other organization found by the Borough's Planning and Zoning Department to offer an equivalent testing and certification program meeting the requirements of the American Society of Mechanical Engineers ASME B30.5 and the accreditation requirements of the National Commission for Certifying Agencies.

COMMISSIONER

The Commissioner of Labor.

CRANE

A power-operated hoisting machine used in construction, demolition or excavation work that has a power-operated winch, load line and boom moving laterally by the rotation of the machine on a carrier and has a manufacturer-rated lifting capacity of 10 tons or more. It shall not include a forklift, digger derrick truck, aircraft, bucket truck, knuckle boom, trolley boom or any vehicle or machine not having a power-operated winch and load line.

CRANE SITE

The location where the crane shall be stored, placed or operated from.

OPERATOR

An individual engaged in the operation of a crane.

OWNER

The person with ownership rights in the crane.

PERSON

Any individual, corporation, limited liability company, partnership, or other legal entity.

§ 302-2 Permit required.

- a. No person shall operate a construction crane within the Borough without having first applied for and obtained a construction crane permit required by this chapter, provided that compliance with §§ 302-3, 302-4 and 302-6 may be satisfied by proof satisfactory to the Borough Engineer of registration with the New Jersey Department of Labor and compliance with all statutes and regulations regarding the licensing and operation of cranes within the State of New Jersey.
- b. The permit will be maintained by the operator and/or owner at all times at the crane site. A copy of the permit shall be produced at the crane site upon demand.

§ 302-3 Application for permit.

- a. An application to operate a crane shall be made to the Borough's Planning and Zoning Department on forms provided for that purpose. The applicant must provide evidence of and state, at minimum:
 - 1. The names and addresses of the owner(s) of the crane;
 - 2. The names and addresses of the operator(s) of the crane;
 - 3. A copy of valid licenses issued the New Jersey Department of Labor reflecting the ownership and operation of said crane;
 - 4. A copy of the operator's certification from one of the following organizations:
 - (A) National Commission for the Certification of Crane Operators (NCCCO);
 - (B) Operating Engineers Certification Program (OECF);
 - (C) Crane Institute of America Certification; and/or
 - (D) As otherwise provided by this chapter.
 - 5. Proof that the operator submits to a random drug testing program;
 - 6. The crane's lift capacity;
 - 7. Proof of most recent and current proof of inspection;
 - 8. Engineer-certified geotechnical plan for crane site, unless the crane site shall be in/on a body of water;
 - 9. If the crane site is on public property, a Borough right-of-way, or property owned by someone other than the crane operator or someone who has contracted with the crane operator for the crane's use, then the applicant must provide written proof of permission to utilize the crane site;
 - 10. Construction permit;
 - 11. Certificate of continuing occupancy;
 - 12. New Jersey crane license;
 - 13. Current medical examiner's card;
 - 14. Proof of completion of signal person qualification or certification course;
 - 15. All other permits required by state and federal law; and
 - 16. Proof of insurance conforming to that which is required by § 302-7.
- b. A permit must be issued a minimum of five days before any operator, owner, contractor, other person or company initiates the use of a crane within the Borough of Red Bank. In emergent situations, in the discretion of the Construction Official,

this requirement may be waived if the operator meets the balance of the requirements of this chapter.

- c. If the applicant seeks to extend and/or renew a permit issued pursuant to this chapter, the applicant must seek extension or renewal before the expiration of the existing permit. The applicant shall certify that no changes have occurred since the filing of the initial permit application and remit payment of the fee established by § 302-6. If changes have since occurred, without compliance with § 302-8, then the Borough may deny said application for extension and/or renewal.

§ 302-4 Appeal.

In the event that any applicant for a permit shall have been refused a permit, said person shall have the right and privilege to appeal from such refusal to grant a permit to the Borough Council, or its designee; provided, however, that not less than five days' written notice of such appeal shall have been served upon the Borough Clerk, either in person or by registered mail, return receipt requested, and a date of hearing before the Borough Council or its designee shall be fixed no later than 30 days after the receipt of said notice of appeal. Thereupon, the Borough Council or its designee shall notify said person of the place, date and time of hearing.

§ 302-5 Term of permit.

Each permit issued pursuant to this chapter shall be valid for a period of 30 days and may be extended and/or renewed, provided that compliance with §§ 302-3 and 302-8 continue to be met. The applicant must seek approval for permitting in accordance with § 302-3(a).

§ 302-6 Application Fee.

The application fee for a construction crane permit is \$100. The fee for any renewal and/or extension of an existing permit is \$50.

§ 302-7 Insurance Requirements.

In addition to the information required to be provided pursuant to § 302-3, the applicant shall provide proof of general liability insurance naming the Borough as an additional insured in the amount of \$10,000,000.

§ 302-8 Continuing Obligation.

Each applicant for each permit issued pursuant to this chapter has a continuing obligation to update all information submitted with the applicant's application, pursuant to § 302-3, during the pendency of the application procedure and while the permit is valid.

§ 302-9 Registration Required.

- a. No person shall operate a crane within the Borough without first having registered the same as required by this chapter and as required under all state and/or federal statutes and regulations regarding the same.
- b. No person shall operate a crane within, on or over a public right-of-way, other publicly owned property or the private property of a person other than the owner of the crane or a person who has contracted for the use of or operation of such crane unless and until:
 - 1. The Borough has granted its permission and all other necessary

permits have been obtained; and

2. The owner has granted his/her/its express written permission.

§ 302-10 Licensure of Crane Operators.

- a. Licensure of operators pursuant to N.J.S.A. 45:26-7. No person shall engage in the operation of a crane, offer him/herself for employment as an operator or otherwise act, attempt to act, present or represent himself as a crane operator unless licensed as such under the provisions of N.J.S.A. 45:26.1, *et seq.*
- b. An operator's license shall be valid only in conjunction with a current certification and only in the specialty or specialties for which the crane operator is certified. The specialties are lattice boom crawler crane (LBC), lattice boom truck crane (LBT), telescopic boom cranes (TLL, swing cab, and TSS, fixed cab), tower cranes and overhead cranes.
- c. To be eligible for a license as an operator in the Borough of Red Bank, an applicant shall fulfill the following requirements:
 1. Be at least 18 years of age;
 2. Receive certification from the National Commission for the Certification of Crane Operators or any other organization found by the Borough's Planning and Zoning Department to offer an equivalent testing and certification program meeting the requirements of the American Society of Mechanical Engineers ASME B30.5 and the accreditation requirements of the National Commission for Certifying Agencies;
 3. Have at least 1,000 hours of crane -related experience; and
 4. Maintain a current medical examiner's certification card.

§ 302-11 Notification of Accident or Safety Issue Required.

It shall be the duty of each operator, owner or person employing such operator and/or owner to immediately report to the Borough's Planning and Zoning Department any and all accidents or safety issues regarding the operating, assembly, and disassembly or jumping of a crane.

§ 302-12 Safety Equipment Required.

- a. All crane equipment shall be kept in safe working condition at all times by the owner and licensee.
- b. If any safety or operational aid used or required to be used in connection with the operation of a crane is not working properly, the operator of such crane shall immediately shut down the crane until the required safety or operational aid is repaired or replaced and the crane is restored to proper working order.

§ 302-13 Administration; Enforcement.

- a. The Borough's Planning and Zoning Department may issue rules and regulations for the administration of the provisions of this chapter.

- b. The provisions of this chapter shall be enforced by the Borough's Planning and Zoning Department.

§ 302-14 Violations and Penalties.

- a. Any person who violates any provision of this chapter is a disorderly person and is liable for a fine not to exceed \$500 and/or imprisonment for a period not to exceed 10 days. Each day a violation continues shall constitute a separate violation. In addition, violations of this chapter will result in an immediate shutdown of the crane site.
- b. Any person or company who employs an unlicensed person as an operator or who permits or directs an unlicensed person to operate a crane shall be subject to a fine of not less than \$2,000 and not more than \$20,000 for each violation. Each day of illegal operation shall constitute a separate and distinct offense.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that this Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

ORDINANCE NO. 2019-43

ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF RED BANK, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO

BE IT ORDAINED by the Borough Council of the Borough of Red Bank, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. Pursuant to Section 78 of the County Improvement Authorities Law, N.J.S.A. 40:37A-44, et seq., the Borough of Red Bank (the "Municipality") is hereby authorized to unconditionally and irrevocably lease certain items of capital equipment from The Monmouth County Improvement Authority (the "Authority") pursuant to a Lease and Agreement, substantially in the form submitted to this meeting (the "Lease"), a copy of which is on file in the office of the Clerk to the Municipality. The Mayor is hereby authorized to execute the Lease on behalf of the Municipality in substantially such form as submitted to this meeting and with such changes as may be approved by the Mayor, which approval shall be conclusively evidenced by the execution thereof, and the Clerk to the Municipality is hereby authorized to affix and attest the seal of the Municipality.

Section 2. The following additional matters are hereby determined, declared, recited and stated:

- (a) In recognition of the fact that the lease payment of the Municipality under the Lease will be based, in part, on the amount of bonds issued by the Authority to finance the acquisition of the leased equipment and the interest thereon, the maximum amount of bonds which the Authority shall issue to finance the acquisition of the equipment to be leased to the Municipality shall not exceed \$2,261,000 and the interest rate on said bonds shall not exceed five and fifty hundredths percent (5.50%) per annum;
- (b) The items to be leased from the Authority shall be as set forth in Schedule A hereto; provided that the Mayor or any authorized municipal representative (as defined in the Lease) may substitute or add items of equipment in accordance with the provisions of the Lease; and
- (c) The lease term applicable to a particular item of leased equipment shall not exceed the useful life of such item.

Section 3. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

SCHEDULE A - EQUIPMENT LIST

Borough of Red Bank

<u>Equipment</u>	<u>Useful Life (Years)</u>	<u>Lease Term (Years)</u>	<u>Estimated Cost</u>
1 Utility Truck	5	5	\$50,000
4 Portable Radios with Chargers (VHF)	10	10	8,000
1 20/24-Passenger Bus with Lift	5	5	150,000
1 Sport Utility Vehicle	5	5	32,000
1 Pneumatic Jack Hammer	15	10	4,500
15 PCs	5	5	11,000
34 Monitors	5	5	10,200
13 Surface PCs	5	5	15,120
16 Server HDDs	5	5	3,200
1 New A/V System	15	10	30,000
1 Mobile Lift Solution for Vehicle Services	15	10	95,000
1 John Deere Utility Tractor	15	10	38,000
1 62-inch Toro Groundmaster	15	10	63,000
1 Utility Trailer	15	10	4,500
1 Zero-Turn Mower	15	10	8,600
5 Police SUVs	5	5	225,000
1 Police Administration SUV	5	5	35,000
1 Livescan Fingerprinting System	15	10	25,000
2 Mobile Video Recorders	15	10	12,000
5 Mobile Data Computers	7	7	30,000
1 DWI/Interview Room Camera	5	5	10,000
50 Portable Radios	10	10	35,000
12 Mobile Radios	10	10	7,000
1 Turnout Gear Washer & Dryer	15	10	\$20,000
53 SCBA Replacement Cylinders	5	5	65,000
1 Fire Truck (Quint – Ladder & Pumper)	10	10	1,000,000
1 Fire Chief's SUV	5	5	60,000
Total			\$2,047,120

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
19-00848	04/02/19	L0102	JOHN LEFEVER	REIMBURSTMENT MOSA-Ref fees	Open	420.00	0.00 B
19-00849	04/02/19	N0245	SCOTT NEWBERT	REIMBURSEMENT MOSA-REF fees	Open	630.00	0.00 B
19-00850	04/02/19	L0102	JOHN LEFEVER	REIMBURSEMT MOSA-Ref fees	Open	360.00	0.00 B
19-00851	04/02/19	M0389	DEAN MARZIARZ	REIMBURSEMENT MOSA-Ref fees	Open	720.00	0.00 B
19-00854	04/02/19	M0389	DEAN MARZIARZ	REIMBURSEMENT MOSA-Ref fees	Open	400.00	0.00 B
19-00858	04/02/19	L0102	JOHN LEFEVER	REIMBURSETMENT MOSA-EDP fees	Open	270.00	0.00 B
19-00954	04/04/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	32 Mechanic St	Open	8,180.00	0.00
19-00959	04/04/19	R0081	RED BANK SELF STORAGE	Storage Unit for DPW 1020	Open	385.00	0.00
19-00964	04/04/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	17 Chestnut St - 1" water	Open	3,295.00	0.00
19-00966	04/04/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	4" Sewer -56 South ST 4025.00	Open	4,025.00	0.00
19-00995	04/15/19	C0060	SHORE BUSINESS SOLUTIONS	Library - Copier Maintenance	Open	542.68	0.00 B
19-00997	04/15/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	50 McLaren St	Open	3,077.50	0.00
19-00998	04/15/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	40 North Bridge Ave	Open	3,655.00	0.00
19-01000	04/15/19	B0245	BAYSHORE SINGLE STREAM SOLUTIO	Open for disposal	Open	172.80	0.00 B
19-01008	04/15/19	J0140	JERSEY SHORE PIRATES LLC	OPEN Summer Camp Cruise	Open	537.60	0.00 B
19-01017	04/15/19	S0043	SWANK MOTION PICTURES INC	Library - Movie Licensing	Open	461.00	0.00 B
19-01019	04/15/19	w0006	WESTERN PEST SERVICE LLC	Monitoring pest control @ Cent	Open	46.00	0.00 B
19-01047	04/17/19	S0365	SUPREME CONDITIONING SYSTEM IN	4th fl evaporator coil replace	Open	4,892.00	0.00
19-01048	04/17/19	S0009	SHREWSBURY AUTO PARTS INC	OXYGEN SENSOR FOR CAR #6430	Open	43.67	0.00
19-01049	04/17/19	P0148	PIERCE EAGLE EQUIPMENT CO	Bulldog ENZ Nozzel	Open	3,265.00	0.00
19-01080	04/22/19	C0321	CME ASSOCIATES	b75.02 1169 59 CHESTNUT ST	Open	182.25	0.00
19-01105	04/25/19	S0373	SILVER BALL MUSEUM LLC	Summer Camp Trip	Open	600.00	0.00
19-01106	04/25/19	w0104	MIKE WALSH	Magic Show for Summer Camp	Open	400.00	0.00
19-01135	05/01/19	N0243	NEW WAVE GEAR	Tint Front Windows - Car 114	Open	90.00	0.00
19-01147	05/01/19	T0201	COUNTY OF ESSEX	Summer Camp Fieldtrip	Open	550.00	0.00
19-01149	05/01/19	B0018	BOROUGH OF RED BANK,CURRENT AC	27 Monmouth Street	Open	994.33	0.00
19-01151	05/01/19	P0071	POM INCORPORATED	CFG-DOOR95-0022140-001 Round	Open	1,984.75	0.00
19-01170	05/06/19	w0075	W.B.MASON CO INC	office supplies	Open	440.72	0.00
19-01177	05/06/19	M0202	MONMOUTH COUNTY SPCA	Animal Control Services	Open	1,075.00	0.00
19-01180	05/06/19	T0005	W.E.TIMMERMAN CO INC	STREET SWEEPER PARTS	Open	2,290.08	0.00
19-01183	05/06/19	R0028	RED BANK VETERINARY HOSPITAL	Animal Control Services	Open	39.00	0.00
19-01185	05/06/19	M0017	MC GINNIS PRINTING	Certificate of Occupancy	Open	195.00	0.00
19-01187	05/06/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	156 Monmouth St	Open	3,257.50	0.00
19-01195	05/06/19	w0075	W.B.MASON CO INC	Supplies needed at Senior Ctr.	Open	60.70	0.00
19-01213	05/13/19	M0396	MONMOUTH MUSEUM	Summer Camp Trip	Open	280.00	0.00
19-01220	05/13/19	S0043	SWANK MOTION PICTURES INC	Movies in the Park	Open	1,030.00	0.00 B
19-01233	05/16/19	C0321	CME ASSOCIATES	157Prospect Ave B-54 L-41	Open	360.25	0.00
19-01234	05/16/19	C0321	CME ASSOCIATES	145 Monmouth St B-42 L-1.01	Open	287.25	0.00
19-01235	05/16/19	C0321	CME ASSOCIATES	189 Prospect Ave B-54 L-37.03	Open	398.25	0.00
19-01242	05/17/19	G0138	GLENCO SUPPLY INC	Handicap Street Signs/Cones	Open	1,975.00	0.00
19-01249	05/17/19	C0332	CONCEPT PRINTING INC	5 boxes official legal notices	Open	680.00	0.00
19-01252	05/17/19	G0003	GARDEN STATE HIGHWAY PROD INC	Aluminum blank signs	Open	340.00	0.00
19-01259	05/17/19	S0009	SHREWSBURY AUTO PARTS INC	PARTS FOR CAR #6430 J. DRUCKER	Open	208.72	0.00
19-01262	05/17/19	A0351	Adlerhorst International LLC	K-9 Storm Nylon Harness	Open	195.00	0.00
19-01263	05/17/19	E0062	ESI EQUIPMENT	E95 Holmatro Handle Cover	Open	12.00	0.00
19-01269	05/17/19	B0040	BUTCH'S CAR WASH CO.	Refund Maintenance Bond Releas	Open	6,552.48	0.00
19-01291	05/21/19	C0321	CME ASSOCIATES	170 Newma Spring B-97;L-11.02	Open	361.25	0.00
19-01292	05/21/19	C0321	CME ASSOCIATES	101-107 Oakland B-63;L-4	Open	983.00	0.00
19-01303	05/28/19	w0126	WEINER LAW GROUP LLP	LEGAL THROUGH 4/30/19	Open	5,670.50	0.00
19-01328	05/31/19	C0321	CME ASSOCIATES	289 S Bridge B-96;L14.03	Open	175.00	0.00
19-01329	05/31/19	T0004	T&M ASSOCIATES	16 W Front B-9.01:L-6.01	Open	6,132.50	0.00
19-01330	05/31/19	K0022	KEVIN E KENNEDY ESQ	1 Riverview Plz B-9;L-33.01	Open	384.00	0.00
19-01331	05/31/19	K0022	KEVIN E KENNEDY ESQ	170 Monmouth B-36:L23.01	Open	12.00	0.00
19-01332	05/31/19	K0022	KEVIN E KENNEDY ESQ	390 Shrewsbury B-88; L-12.01	Open	264.00	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
19-01333	05/31/19	K0022	KEVIN E KENNEDY ESQ	25 Vista Pl B-13; L-16	Open	24.00	0.00
19-01334	05/31/19	K0022	KEVIN E KENNEDY ESQ	191-193 Shrewsbury B-69;L-10	Open	132.00	0.00
19-01335	05/31/19	K0022	KEVIN E KENNEDY ESQ	56 Newman Spring B-87; L-17	Open	48.00	0.00
19-01336	05/31/19	K0022	KEVIN E KENNEDY ESQ	42 Monmouth B-31; L-26	Open	120.00	0.00
19-01337	05/31/19	K0022	KEVIN E KENNEDY ESQ	16 W Front ST B-9.01; L-6.01	Open	432.00	0.00
19-01339	06/04/19	R	RUTGERS STATE UNIVERSITY(NB)	Ethics Course	Open	972.00	0.00
19-01347	06/05/19	S0365	SUPREME CONDITIONING SYSTEM IN	Library Emerg repair pump HTN	Open	2,959.00	0.00 B
19-01349	06/05/19	A0078	ATLANTIC PLUMBING SUPPLY	NJDOT 4" ECO Curb	Open	152.00	0.00
19-01351	06/05/19	C0037	CITY CENTRE PLAZA LLC	Unit 30-31 DPW 170.00 per mt	Open	1,020.00	0.00 B
19-01354	06/05/19	R0138	RYSER LANDSCAPE SUPPLY	2018 blue stone 3/4	Open	7.63	0.00
19-01356	06/05/19	M0390	MONMOUTH HOSE & HYDRAULICS	Fuel Pump Repair	Open	103.50	0.00
19-01357	06/05/19	P0056	PUMPING SERVICES INC.	Hudson/Bergen Lift Motor Fail	Open	1,647.20	0.00
19-01358	06/05/19	C0177	CROSS MATCH TECHNOLOGIES INC	LiveScan Service Agreement	Open	400.00	0.00
19-01362	06/05/19	C0001	JAMES CLAYTON	Medicare Reimbursement June 19	Open	375.50	0.00
19-01363	06/05/19	A0322	ALL INDUSTRIAL SAFETY PRODUCTS	Safety supplies	Open	330.22	0.00
19-01364	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	River st 24-26-27-28-29-30-32	Open	27,210.00	0.00
19-01365	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	81 Westside Ave Building 1	Open	5,495.00	0.00
19-01366	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	81 westside ave building 2	Open	5,495.00	0.00
19-01367	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	81 westside ave building 3	Open	5,465.00	0.00
19-01369	06/05/19	L0168	LINSTAR	Custom Printed I.D. Cards	Open	64.00	0.00
19-01371	06/05/19	T0152	THOMSON REUTERS WEST	2019 NJ Statutes- Intoxicating	Open	114.00	0.00
19-01372	06/05/19	C0328	CRANEY INTERPRETING	interpreting services	Open	562.50	0.00 B
19-01373	06/05/19	I0051	IMPACT TECHNOLOGY SOLUTION LLC	annual serv agr.video sys.	Open	1,165.00	0.00
19-01375	06/05/19	E0012	ELECTRO MAINTENANCE INC	repair sign at James Parker Pk	Open	747.00	0.00
19-01376	06/05/19	G0161	IVAN GRILLI	Medicare Reimbursement June 19	Open	572.50	0.00
19-01378	06/05/19	M0044	MON CTY POLICE CHIEFS ASSN.	2019 Monmouth County Rapid	Open	500.00	0.00
19-01386	06/05/19	G0146	THE GREEN LEAF PET RESORT	Hunter - Boarding	Open	115.00	0.00
19-01388	06/05/19	H0079	TED HALL LOCKSMITH	OPEN	Open	340.00	0.00 B
19-01389	06/05/19	93288	AM-PM TOWING INC	April 2019 Towing	Open	210.00	0.00
19-01390	06/05/19	A0099	ANTHONY'S AUTO BODY	April 2019 Towing	Open	315.00	0.00
19-01391	06/05/19	C0026	CENTRAL TOWING & RECOVERY	April 2019 Towing	Open	210.00	0.00
19-01392	06/05/19	M0429	Matthew Makrinos	Westside Jazz	Open	500.00	0.00
19-01393	06/05/19	00071	OneFace LLC	Unmasking Hidden Facial	Open	95.00	0.00
19-01394	06/05/19	P0223	PARTS AUTHORITY LLC	BLANKET P.O. - AUTO PARTS	Open	419.42	0.00 B
19-01395	06/05/19	A0324	ATLANTIC CITY INSTRUMENT RENTA	Summer Series Music/Sound	Open	4,675.00	0.00 B
19-01401	06/05/19	C0119	CLAYTON & SONS	Open	Open	614.50	0.00 B
19-01402	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	50 McLaren St	Open	2,602.18	0.00
19-01403	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	298 Shrewsbury Ave ServiceLEAK	Open	2,581.19	0.00
19-01407	06/05/19	P0224	Patty Mellon	REIMBURSEMENT MOSA-EDP fees	Open	270.00	0.00 B
19-01409	06/05/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	Additional work 17 Chestnut St	Open	1,724.96	0.00
19-01410	06/05/19	CRAIG005	Craig Kiely Designs	Memorial wreath-Mayor&Council	Open	100.00	0.00
19-01411	06/05/19	S0365	SUPREME CONDITIONING SYSTEM IN	Routine Maintenance Ht Pump Un	Open	3,483.00	0.00 B
19-01415	06/05/19	B0018	BOROUGH OF RED BANK,CURRENT AC	20 Alston Court	Open	701.88	0.00
19-01416	06/05/19	w0075	W.B.MASON CO INC	General Office Supplies/Paper	Open	185.32	0.00
19-01429	06/07/19	w0008	WILENTZ,GOLDMAN & SPITZER PA	Bound Counsel Dec 12 2018 BAN	Open	7,353.00	0.00
19-01444	06/11/19	C0037	CITY CENTRE PLAZA LLC	Storage Units#118;114B & 104B	Open	1,012.00	0.00
19-01521	06/18/19	C0321	CME ASSOCIATES	24 Mechanic/ B-29; L-5.01	Open	696.00	0.00
19-01522	06/18/19	C0321	CME ASSOCIATES	19 Throckmorton/B-18; L-10	Open	322.25	0.00
19-01523	06/18/19	C0321	CME ASSOCIATES	145 Monmouth/ B-42; L-1.01	Open	392.25	0.00
19-01524	06/18/19	C0321	CME ASSOCIATES	25 Vista Pl/ B-13; L-16	Open	182.25	0.00
19-01525	06/19/19	C0321	CME ASSOCIATES	25 Vista Pl/ B-13; L-16	Open	394.00	0.00
19-01526	06/19/19	T0004	T&M ASSOCIATES	94 E Front St/B-24; L-2	Open	3,851.90	0.00
19-01527	06/19/19	L0043	MICHAEL R LECKSTEIN ESQ	35 Broad St/ B-29; L-34	Open	337.50	0.00
19-01528	06/19/19	L0043	MICHAEL R LECKSTEIN ESQ	14 wharf Ave/B-10; L-4	Open	337.50	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
19-01529	06/19/19	L0043	MICHAEL R LECKSTEIN ESQ	80 Rector Pl/B-1; L-1	Open	438.75	0.00
19-01530	06/19/19	T0004	T&M ASSOCIATES	51-59 W Front ST/B-30;L-10.01	Open	4,887.50	0.00
19-01531	06/19/19	T0004	T&M ASSOCIATES	218-220 Monmouth/B-38; L-1	Open	5,528.66	0.00
19-01532	06/19/19	T0004	T&M ASSOCIATES	111 Monmouth St/B-43; L-1	Open	2,204.91	0.00
19-01533	06/19/19	T0004	T&M ASSOCIATES	21 Bridge Ave/B-35; L-5.01	Open	660.25	0.00
19-01534	06/19/19	T0004	T&M ASSOCIATES	15 Catherine St/B-75.03;L-46	Open	513.25	0.00
19-01536	06/19/19	T0004	T&M ASSOCIATES	94 E Front St/B-24; L-2	Open	110.97	0.00
19-01537	06/19/19	T0004	T&M ASSOCIATES	176 Riverside Ave/B-3; L-9.01	Open	2,204.82	0.00
19-01538	06/19/19	T0004	T&M ASSOCIATES	16 W Front rear/B-9.01;L-6.01	Open	289.71	0.00
19-01539	06/19/19	T0004	T&M ASSOCIATES	101-107 Oakland/B-63; L-4	Open	1,460.15	0.00
19-01540	06/19/19	T0004	T&M ASSOCIATES	191-193 Shrewsbury/B-69;L-10	Open	1,947.06	0.00
19-01541	06/19/19	T0004	T&M ASSOCIATES	170 Monmouth St/B-36; L-23.01	Open	3,763.15	0.00
19-01542	06/19/19	T0004	T&M ASSOCIATES	General services4/30/19	Open	526.55	0.00
19-01543	06/19/19	L0043	MICHAEL R LECKSTEIN ESQ	Attendance planning board meet	Open	350.00	0.00
19-01548	06/20/19	H0019	HELFRICH & SON	Summer Camp Transporation	Open	6,700.00	0.00
19-01549	06/20/19	L0006	LANIGAN ASSOCIATES	Uniforms - New Hires	Open	673.10	0.00
19-01550	06/20/19	L0006	LANIGAN ASSOCIATES	Gun Cleaning Supplies	Open	67.55	0.00
19-01552	06/20/19	A0080	AIR DYNAMIC SYSTEMS	Refrigerator Maintenance	Open	386.10	0.00 B
19-01553	06/20/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	Emerg.wtr Service 43 Spring St	Open	8,427.75	0.00
19-01555	06/20/19	L0168	LINSTAR	Custom Printed I.D. Card	Open	12.80	0.00
19-01556	06/20/19	D0103	DEAN'S FLOWER INC.	2019 Memorial Day Wreath	Open	125.00	0.00
19-01558	06/20/19	S0348	JONATHAN SIMS JR	Westside Jazz	Open	500.00	0.00
19-01559	06/20/19	P0037	POWERHOUSE SIGN WORKS	T-Shirts with logos	Open	350.00	0.00
19-01560	06/20/19	G0023	GardaWorld	July-Dec 2019 Service	Open	365.68	0.00 B
19-01561	06/20/19	J0012	JERSEY STATE CONTROLS INC	Emergency services	Open	280.00	0.00 B
19-01562	06/20/19	I0080	INTERGRATED TECHNIAL SYSTEM IN	July-Dec 2019 Monthly Service	Open	1,485.00	0.00 B
19-01563	06/20/19	O0069	Peter O'Reilly	mileage reimbursement -6/5conf	Open	60.82	0.00
19-01564	06/20/19	H0219	HALF MOON IMPRINTS	Summer Camp Shirts	Open	718.00	0.00
19-01566	06/20/19	U0039	ULINE	Summer Camp Supplies	Open	963.90	0.00
19-01567	06/20/19	P0037	POWERHOUSE SIGN WORKS	Summer Series Banners	Open	600.00	0.00
19-01568	06/20/19	C0060	SHORE BUSINESS SOLUTIONS	Maint. Agreement for Risograph	Open	341.25	0.00
19-01569	06/20/19	P0190	PAPER ROLL PRODUCTS LLC	100 Rolls Kiosk Receipt Paper	Open	1,949.00	0.00
19-01573	06/20/19	VALLE005	VALLEY BANK COMMERCIAL LOAN SV	Vally pdby error refundrequest	Open	3,518.15	0.00
19-01574	06/20/19	K0099	Kevin Hildebrandt	Pride In The Park Event	Open	300.00	0.00
19-01575	06/20/19	P0037	POWERHOUSE SIGN WORKS	Foamcore print	Open	45.00	0.00
19-01576	06/20/19	H0196	CHARLES HOFFMANN	Misc supplies	Open	736.48	0.00
19-01577	06/20/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	1" Water 91 Harrison Ave	Open	2,992.50	0.00
19-01578	06/20/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	90 MAPLE AVE	Open	5,193.40	0.00
19-01579	06/20/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	158 BRANCH AVE	Open	21,344.98	0.00
19-01580	06/20/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	158 BRANCH AVE	Open	9,002.66	0.00
19-01581	06/20/19	M0309	MID-ATLANTIC TRUCK CENTER INC	VEHICLE PARTS STREET DEPT	Open	653.76	0.00
19-01582	06/20/19	H0188	HERTRICH FLEET SERVICES INC	Install 2-way Radio Antenna	Open	341.00	0.00
19-01583	06/20/19	M0038	MON CTY POLICE ACADEMY	Basic Course for Police	Open	500.00	0.00
19-01584	06/20/19	M0051	MON CTY CLERKS OFFICE	RCA Mortgage Cancellations	Open	56.00	0.00
19-01585	06/20/19	L0168	LINSTAR	EE ID Cards Code Enforcement	Open	51.20	0.00
19-01586	06/20/19	M0026	MIDDLETOWN PLUMBING & HEATING	Emergency Repair & Maint	Open	328.13	0.00 B
19-01587	06/20/19	M0309	MID-ATLANTIC TRUCK CENTER INC	PARTS TRUCK # 27	Open	403.70	0.00
19-01589	06/20/19	R0028	RED BANK VETERINARY HOSPITAL	ANIMAL CONTROL SERVICES	Open	387.02	0.00
19-01590	06/20/19	S0021	SHERWIN WILLIAMS CORP	PAINTING SUPPLIES - STAGE	Open	212.43	0.00
19-01593	06/20/19	C0029	CERTIFIED SPEEDOMETER SERVICE	Calibrate Police Vehicles	Open	330.00	0.00
19-01594	06/20/19	P0037	POWERHOUSE SIGN WORKS	Repairs to Police Vehicles	Open	465.00	0.00
19-01596	06/20/19	M0040	MONMOUTH BUILDING CENTER LLC	Traffic Bureau Supplies	Open	168.96	0.00
19-01597	06/20/19	B0040	BUTCH'S CAR WASH CO.	May 2018 Car Washes	Open	208.00	0.00
19-01598	06/20/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	1" Water Service WTR-00398	Open	2,930.00	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
19-01599	06/20/19	00069	Peter O'Reilly	Conferene travel expense	Open	56.08	0.00
19-01601	06/20/19	R0179	E RUNYTON T/A AQUATIC SERV	WATER SAMPLING FOR 2019	Open	2,575.00	0.00 B
19-01602	06/20/19	J0123	JAZZ ARTS PROJECT INC	Jazz Series Management	Open	4,850.00	0.00 B
19-01603	06/20/19	E0223	Eric Motzenbecker	REIMBURSEMENT MOSA-Ref fees	Open	480.00	0.00 B
19-01604	06/20/19	N0259	NEW JERSEY YOUTH SOCCER	MOSA RBFC Registration Fees	Open	345.00	0.00
19-01621	06/25/19	B0178	BYRNES O'HERN LLC	Tax Appeal att services- May	Open	783.00	0.00
19-01623	06/26/19	T0004	T&M ASSOCIATES	Labor services 2/22-4/19	Open	441.41	0.00 B
19-01626	06/26/19	T0004	T&M ASSOCIATES	Bellhaven Park Improvements	Open	4,220.10	0.00 B
19-01627	06/26/19	T0004	T&M ASSOCIATES	Pearl St Roadway Imp 4/19/19	Open	1,179.96	0.00 B
19-01629	06/26/19	T0004	T&M ASSOCIATES	Emergency Access road Inspecti	Open	15,300.99	0.00
19-01632	07/01/19	J0156	Jorge Barrios Jimenez	Background Check Reimbursement	Open	40.66	0.00
19-01633	07/01/19	T0096	TRIANGLE COMMUNICATIONS LLC	DataLux TM110 Battery	Open	275.00	0.00
19-01635	07/01/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	1" Water Service 129 River St	Open	3,015.00	0.00
19-01636	07/01/19	S0379	SF Mobile-Vision, Inc	Correction to Detective Bureau	Open	210.00	0.00
19-01637	07/01/19	L0185	LTC CAREER TRAINING INC	Camp Staff Meeting	Open	220.00	0.00
19-01639	07/01/19	G0161	IVAN GRILLI	MEDICARE REIMBURSEMENT JULY 19	Open	572.50	0.00
19-01642	07/01/19	C0107	CODY COMPUTER SERVICES INC	Annual Support Agreement	Open	11,322.47	0.00
19-01643	07/01/19	D0139	DRAEGER INC	Repairs to Alcotest Machine	Open	872.50	0.00
19-01647	07/01/19	C0026	CENTRAL TOWING & RECOVERY	May 2019 Tows	Open	315.00	0.00
19-01650	07/01/19	OAKSQUAR	Oakland Square LLC	Bond Release - Oakland Square	Open	14,043.99	0.00
19-01651	07/01/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	118 pearl st	Open	3,515.00	0.00
19-01652	07/01/19	E0012	ELECTRO MAINTENANCE INC	Repair to JP Blvd-shrews light	Open	11,220.08	0.00
19-01656	07/01/19	L0192	Lisa McLaughlin	REFUND-Recreation Summer Camp	Open	227.50	0.00
19-01657	07/01/19	E0224	Emily C. Grant	Westside Jazz	Open	500.00	0.00
19-01659	07/01/19	S0009	SHREWSBURY AUTO PARTS INC	Parts for Parking P2 Vehicle	Open	61.40	0.00
19-01660	07/01/19	P0146	PITNEY BOWES GLOBAL (371887)	Postage Machine Lease	Open	1,208.01	0.00
19-01662	07/01/19	P0071	POM INCORPORATED	20 Extended Vault Keys	Open	589.40	0.00
19-01666	07/01/19	B0018	BOROUGH OF RED BANK,CURRENT AC	1 Riverview Plaza	Open	1,403.76	0.00
19-01667	07/01/19	B0018	BOROUGH OF RED BANK,CURRENT AC	14 wharf Avenue	Open	1,403.76	0.00
19-01680	07/03/19	C0037	CITY CENTRE PLAZA LLC	Storage Bins 11B,104B,114B-JUL	Open	253.00	0.00
19-01689	07/09/19	R0013	RED BANK BOARD OF EDUCATION	July 2019 PAYMENT	Open	1,477,794.50	0.00
19-01690	07/09/19	R0012	RED BANK REGIONAL BOE	July 2019 school tax + debt sr	Open	1,035,780.90	0.00
19-01705	07/09/19	w0037	GEORGE WALL LINCOLN MERCURY IN	BLANKET P.O. - AUTO PARTS	Open	373.19	0.00 B
19-01708	07/09/19	C0282	CLAYTON BLOCK CO INC	Repairs & Maint	Open	583.04	0.00 B
19-01711	07/09/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	90 Maple Ave	Open	11,860.40	0.00
19-01712	07/09/19	M0433	Madison Asbury Retail, LLC	Summer Camp Splash Park	Open	84.00	0.00
19-01713	07/09/19	M0433	Madison Asbury Retail, LLC	Summer Camp Splash Park	Open	84.00	0.00
19-01714	07/09/19	M0433	Madison Asbury Retail, LLC	Summer Camp Splash Park	Open	84.00	0.00
19-01716	07/09/19	N0011	NEW CORNER RESTAURANT INC	Summer Camp Training Lunch	Open	137.50	0.00
19-01723	07/09/19	w0021	MARK WOSZCZAK MECHANICAL CONT.	additional work River st	Open	7,680.00	0.00
19-01724	07/09/19	w0075	W.B.MASON CO INC	OFFICE SUPPLIES (SEE ATTACHED)	Open	49.98	0.00
19-01726	07/09/19	C0037	CITY CENTRE PLAZA LLC	STORAGE UNIT RENTAL 3 MONTHS	Open	1,023.00	0.00
19-01727	07/09/19	M0247	LEXIS NEXIS MATHEW BENDER	NJ REGISTER SUBSCRIPTION RENEW	Open	226.00	0.00
19-01734	07/09/19	N0053	NJ WATER SUPPLY AUTHORITY	RAW WATER SUPPLY JAN-MAR 2019	Open	52,172.71	0.00
19-01735	07/09/19	N0041	NJ DEPT.ENVIR.PROTECTION	tidelands license fee	Open	100.00	0.00
19-01738	07/10/19	T0004	T&M ASSOCIATES	16 W Front St/B-9.01;L-6.01	Open	877.25	0.00
19-01739	07/10/19	T0004	T&M ASSOCIATES	170 Monmouth St/B-36; L-23.01	Open	1,069.00	0.00
19-01740	07/10/19	T0004	T&M ASSOCIATES	176 RiversideA Ave/ B-3;L-9.01	Open	1,277.33	0.00
19-01741	07/10/19	T0004	T&M ASSOCIATES	15 Catherine St/B-75.03;L-46	Open	1,335.31	0.00
19-01742	07/10/19	K0090	KIMLEY-HORN AND ASSOCIATES INC	Marine Park Master design	Open	4,605.00	0.00 C
Contract No: 17-00017							
19-01743	07/10/19	T0004	T&M ASSOCIATES	21 Bridge Ave/B-35; L-5.01	Open	973.00	0.00
19-01744	07/10/19	T0004	T&M ASSOCIATES	94 Drs James P Blvd/B-75.01	Open	230.91	0.00
19-01745	07/10/19	T0004	T&M ASSOCIATES	111 Monmouth St/B-43; L-1	Open	1,393.75	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
19-01746	07/10/19	T0004	T&M ASSOCIATES	218-220 Monmouth/B-38 ;L-1	Open	1,958.50	0.00	
19-01747	07/10/19	T0004	T&M ASSOCIATES	51-59 W Front St/B-30; L-10.01	Open	1,532.00	0.00	
19-01748	07/10/19	T0052	TREAS.ST OF NJ DCA (802)	NJ State Permit Fees	Open	8,095.00	0.00	
19-01749	07/10/19	C0338	CHRISTIANA TRT CUST GSRAN-Z LL	Redemption as of 7/24/19	Open	3,200.00	0.00	
19-01750	07/10/19	C0338	CHRISTIANA TRT CUST GSRAN-Z LL	Principal Cert#18-00035	Open	12,619.00	0.00	
19-01751	07/10/19	IN0338	CHRISTIANA TRT CUST GSRAN-Z LL	Interest Cert# 18-00035	Open	1,078.34	0.00	
19-01753	07/11/19	D0149	CAROL A DOOLING	Spouse 2nd Qtr Medicare Refund	Open	1,300.20	0.00	
19-01758	07/12/19	G0021	GREENLEAF LANDSCAPING	Landscaping Contract 2019	Open	5,145.00	0.00 B	
19-01761	07/12/19	A0028	AMERICAN WEAR INDUST.UNIFORM	Leasing Uniforms May 4wks	Open	1,849.00	0.00	
19-01762	07/12/19	A0028	AMERICAN WEAR INDUST.UNIFORM	Leasing Uniforms June 4wks	Open	1,957.00	0.00	
19-01790	07/17/19	K0022	KEVIN E KENNEDY ESQ	Douneilis X Boro,Zoning Board	Open	1,032.00	0.00	
19-01791	07/17/19	K0022	KEVIN E KENNEDY ESQ	Professional services 5/1-5/31	Open	480.00	0.00	
19-01792	07/17/19	K0022	KEVIN E KENNEDY ESQ	56 Newman Springs/B-87; L-17	Open	492.00	0.00	
19-01793	07/17/19	K0022	KEVIN E KENNEDY ESQ	16 W Front St /B-9.01;L-6.01	Open	1,620.00	0.00	
19-01794	07/17/19	K0022	KEVIN E KENNEDY ESQ	42 Monmouth ST/B-31; L-26	Open	1,056.00	0.00	
19-01795	07/17/19	K0022	KEVIN E KENNEDY ESQ	24-30 Mechanic/B-29 ;L-5.01	Open	216.00	0.00	
19-01796	07/17/19	K0022	KEVIN E KENNEDY ESQ	25 Vista Pl/ B-13 ;L-16	Open	588.00	0.00	
19-01797	07/22/19	C0338	CHRISTIANA TRT CUST GSRAN-Z LL	Redmption TaxSal,Cert#18-00035	Open	12,619.00	0.00	
19-01798	07/22/19	IN0338	CHRISTIANA TRT CUST GSRAN-Z LL	Redmption TaxSal,Cert#18-00035	Open	1,078.34	0.00	
19-01799	07/22/19	C0338	CHRISTIANA TRT CUST GSRAN-Z LL	Redmption TaxSal,Cert#18-00035	Open	3,200.00	0.00	
19-01800	07/22/19	M0435	MTAG SVCSAS CUST FOR ATCFII NJ	Redemption TaxSa Cert#17-00005	Open	183,000.00	0.00	
19-01801	07/22/19	IN0336	MTAG SVCSAS CUST FOR ATCFII NJ	Redemption TaxSa Cert#17-00005	Open	26,325.25	0.00	
19-01802	07/22/19	M0435	MTAG SVCSAS CUST FOR ATCFII NJ	Redemption TaxSa Cert#17-00005	Open	133,456.05	0.00	
19-01803	07/23/19	P0194	PRIMEPOINT LLC	Payroll Service for June	Open	2,066.00	0.00	
Total Purchase Orders:		289	Total P.O. Line Items:	0	Total List Amount:	3,467,244.03	Total Void Amount:	0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Project Total
	8-01	407.63	0.00	407.63	0.00	0.00	0.00
	8-05	<u>1,591.01</u>	<u>0.00</u>	<u>1,591.01</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
Year Total:		1,998.64	0.00	1,998.64	0.00	0.00	0.00
	9-01	2,622,594.67	0.00	2,622,594.67	0.00	0.00	0.00
	9-05	197,345.61	0.00	197,345.61	0.00	0.00	31,170.00
	9-09	13,405.79	0.00	13,405.79	0.00	0.00	0.00
	9-20	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>80,537.83</u>
Year Total:		2,833,346.07	0.00	2,833,346.07	0.00	0.00	111,707.83
	C-04	35,574.32	4,605.00	40,179.32	0.00	0.00	0.00
	G-02	1,351.75	0.00	1,351.75	0.00	0.00	0.00
	M-17	69,388.43	0.00	69,388.43	0.00	0.00	0.00
	P-08	340.93	0.00	340.93	0.00	0.00	0.00
	T-12	194,027.01	0.00	194,027.01	0.00	0.00	0.00
	T-13	187,175.98	0.00	187,175.98	0.00	0.00	0.00
	T-14	56.00	0.00	56.00	0.00	0.00	0.00
ANIMAL CONTROL TR	T-15	1,726.00	0.00	1,726.00	0.00	0.00	0.00
PARKS & REC TRUST	T-21	4,745.51	0.00	4,745.51	0.00	0.00	0.00
RECREATION TRUST	T-23	<u>18,586.77</u>	<u>0.00</u>	<u>18,586.77</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
Year Total:		406,317.27	0.00	406,317.27	0.00	0.00	0.00
	W-06	2,613.79	0.00	2,613.79	0.00	0.00	0.00
Total of All Funds:		<u>3,350,931.20</u>	<u>4,605.00</u>	<u>3,355,536.20</u>	<u>0.00</u>	<u>0.00</u>	<u>111,707.83</u>

Project Description	Project No.	Rcvd Total	Held Total	Project Total
Bond-(Perform)Butch's Automati	PB11413	6,552.48	0.00	6,552.48
Review Beattie Holdings/butch	PR 11413	361.25	0.00	361.25
R Bank Capital LLC	PR10489	438.75	0.00	438.75
Rev-West Front Street Partners	PR12107	6,419.50	0.00	6,419.50
Rev - Jacob Morales	PR13078	175.00	0.00	175.00
Rev - RB River Properties, LLC	PR13098	3,962.87	0.00	3,962.87
Rev- Charles & Virginia Sidun	PR13228	322.25	0.00	322.25
Rev-BHE Corp-Red RockTap&Grill	PR13235	1,741.26	0.00	1,741.26
Rev- Briarwood Investments LLC	PR13243	337.50	0.00	337.50
Rev-Blue Haven Pools by Calvit	PR13253	360.25	0.00	360.25
Rev - 176 Riverside, LLC.	PR13263	3,482.15	0.00	3,482.15
WTR LINE-91 HARRISON AVE	WTR0000344	2,992.50	0.00	2,992.50
WTR LINE-50 MCLAREN ST	WTR0000345	3,077.50	0.00	3,077.50
WTR LINE-17 CHESTNUT STREET	WTR0000347	3,295.00	0.00	3,295.00
WTR LINE-40 N BRIDGE AVE	WTR0000375	3,655.00	0.00	3,655.00
WTR LINE-32 MECHANIC ST	WTR0000381	8,180.00	0.00	8,180.00
4"sewer line-56 South St.	WTR0000391	4,025.00	0.00	4,025.00
wtrline-172 Leighton Ave.	WTR0000398	2,930.00	0.00	2,930.00
wtrline-129 River St.	WTR0000399	3,015.00	0.00	3,015.00
Bond - Oakland Square, LLC.	ZB10411A	14,043.99	0.00	14,043.99
Insp-Station Place at RB LLC	ZI10411	679.50	0.00	679.50
Ins-Metrovation Anderson, LLC.	ZI10998	7,487.16	0.00	7,487.16
Ins - Count Basie Theatre	ZI11770	3,598.66	0.00	3,598.66
Ins-Fortune Sq/YellowBrook Pr	ZI11871	230.91	0.00	230.91
Ins- Two River Theatre Co.	ZI12123	1,633.25	0.00	1,633.25
Ins-Brownstones @ Red Bank,LLC	ZI12368	1,848.56	0.00	1,848.56
Rev - HRK @ RB, LLC(Riverwalk)	ZR10249A	912.00	0.00	912.00

Project Description	Project No.	Rcvd Total	Held Total	Project Total
Review-Phoenix Productions	ZR11840	182.25	0.00	182.25
Rev-Juanito's Laundromat	ZR12115	2,079.06	0.00	2,079.06
James Proodian	ZR12305	398.25	0.00	398.25
Rev-David Popkin	ZR12376	4,844.15	0.00	4,844.15
Rev- 27 Monmouth, LLC.	ZR12475	994.33	0.00	994.33
Rev-Phoenix of Matawan, Inc.	ZR12490	1,176.00	0.00	1,176.00
Rev - 390 Red Bank, LLC.	ZR12780	264.00	0.00	264.00
Rev- Denholtz Associates, LLC.	ZR12922	2,443.15	0.00	2,443.15
Rev-HMH Hospitals Corporation	ZR12981	1,787.76	0.00	1,787.76
Rev - Tracey Stewart	ZR12996	701.88	0.00	701.88
Rev-Denholtz Assoc.(Southbank)	ZR13066	9,351.46	0.00	9,351.46
Rev - James Dooley	ZR13229	1,188.25	0.00	1,188.25
Rev-Gary Casazza	ZR13245	540.00	0.00	540.00
Total of All Projects:		<u>111,707.83</u>	<u>0.00</u>	<u>111,707.83</u>

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-176**

RESOLUTION AMENDING THE RETIREMENT DATE FOR ROSA BROWN

WHEREAS, the Borough of Red Bank (Borough) hired Rosa Brown in April of 2008; and

WHEREAS, Ms. Brown will have successfully completed eleven years of continuous service with the Borough of Red Bank; and

WHEREAS, Ms. Brown has announced her retirement as an employee of the Borough and the Borough has received notice from the New Jersey Division of Pensions and Benefits that she has applied for retirement effective ~~September 16~~ August 1, 2019; and

WHEREAS, In accordance with Chapter 105-25 of the Revised General Ordinances of the Borough of Red Bank and the Collective Bargaining Agreement between the Borough of Red Bank and the CWA Local 1075, she will not qualify for medical coverage to a retiring employee with less than 25 years of service.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that they do hereby accept the retirement of Rosa Brown, effective ~~September 16~~ August 1, 2019, with no provision for medical or dental insurance coverage in accordance with the Borough Ordinances and the Collective Bargaining Agreement between the Borough of Red Bank and the CWA Local 1075.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-177

**A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF
A FULL-TIME WATER SEWER OPERATOR**

WHEREAS, the Director of Public of Public Utilities has recommended that it would be in the best interests of the Borough to appoint a full-time Water Sewer Operator; and

WHEREAS, pursuant to Chapter 90, Article VI, Section 90-28 of the Revised General Code of the Borough of Red Bank, the Business Administrator appoints Keenan Morin as a full-time Water Sewer Operator.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Red Bank that they do hereby ratify and confirm the Business Administrator's appointment of Keenan Morin as full-time Water Sewer Operator effective July 1, 2019 at a rate of pay of \$23.46 per hour pending successful completion of a criminal background investigation and drug screen and subject to satisfactory completion of a probationary period of 90 days

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-178**

**A RESOLUTION TO AMEND THE TIME AND PLACE OF
BOROUGH COUNCIL MEETINGS FOR 2019**

BE IT RESOLVED by the Governing Body of the Borough of Red Bank that the schedule of meetings of the Mayor and Council of the Borough of Red Bank be held at 90 Monmouth Street, 1st Floor, Red Bank, New Jersey as amended as follows:

(strikeouts denote deletions, underlined text denote additions):

Wednesday, January 9, 2019 (Workshop & Regular)	6:30 p.m.
Wednesday, January 23, 2019 (Regular)	6:30 p.m.
Wednesday, February 6, 2019 (Workshop)	6:30 p.m.
Wednesday, February 13, 2019 (Regular)	6:30 p.m.
Wednesday, February 27, 2019 (Regular)	6:30 p.m.
Wednesday, March 6, 2019 (Workshop)	6:30 p.m.
Wednesday, March 13, 2019 (Regular)	6:30 p.m.
Wednesday, March 27, 2019 (Regular)	6:30 p.m.
Wednesday, April 3, 2019 (Workshop)	6:30 p.m.
Wednesday, April 10, 2019 (Regular)	6:30 p.m.
Wednesday, April 24, 2019 (Regular)	6:30 p.m.
Wednesday, May 1, 2019 (Workshop)	6:30 p.m.
Wednesday, May 8, 2019 (Regular)	6:30 p.m.
Wednesday, May 22, 2019 (Regular)	6:30 p.m.
Wednesday, June 5, 2019 (Workshop)	6:30 p.m.
Wednesday, June 19, 2019 (Regular)	6:30 p.m.
Wednesday, July 3, 2019 (Workshop)	6:30 p.m.
Wednesday, July 24, 2019 (Regular)	6:30 p.m.
Wednesday, August 7 <u>14</u> , 2019 (Workshop)	6:30 p.m.
Wednesday, August 21, 2019 (Regular)	6:30 p.m.
Wednesday, September 11, 2019 (Workshop & Regular)	6:30 p.m.
Wednesday, September 25, 2019 (Regular)	6:30 p.m.
Wednesday, October 2, 2019 (Workshop)	6:30 p.m.
Wednesday, October 9, 2019 (Regular)	6:30 p.m.
Wednesday, October 23, 2019 (Regular)	6:30 p.m.
Wednesday, November 6, 2019 (Workshop)	6:30 p.m.
Wednesday, November 13, 2019 (Regular)	6:30 p.m.
Tuesday , November 26, 2019 (Regular)	6:30 p.m.
Wednesday, December 4, 2019 (Workshop)	6:30 p.m.
Wednesday, December 11, 2019 (Regular)	6:30 p.m.

BE IT FURTHER RESOLVED that regular meetings scheduled to follow workshop sessions will begin upon the close of the workshop session at which time formal actions may be taken;

BE IT FURTHER RESOLVED that the Clerk post a certified copy of this resolution on the bulletin board in Borough Hall, 90 Monmouth Street, Red Bank, New Jersey and a copy be sent to the Asbury Park Press, Star Ledger and Two River Times.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-179

A RESOLUTION AUTHORIZING THE EXTENSION OF THE GRACE PERIOD ON TAXES

WHEREAS, The Tax Rate has not yet been certified by the County Tax Administrator and tax bills will not be mailed until such certification is received; and

WHEREAS, Third Quarter tax bills are typically due on August 1 of each tax year; and

WHEREAS, Statute requires a minimum of 25 days grace before tax bills are subject to interest.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the grace period for the 3rd quarter 2019 taxes be extended until September 13, 2019.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-180**

**A RESOLUTION REQUESTING APPROVAL OF SPECIAL ITEM OF REVENUE AND
APPROPRIATION ACCORDING TO N.J.S.A. 40A:4-87 – RECYCLING TONNAGE GRANT IN
THE AMOUNT OF \$16,243.41**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount; and

WHEREAS, the Mayor and Council of the Borough of Red Bank will receive funding and wishes to accept funding from the Recycling Tonnage Grant in the additional amount of \$16,243.41 and wish to amend its 2019 budget in the sum of \$16,243.41 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public & Private Revenues Offset with Appropriations:

Recycling Tonnage Grant
pursuant to provisions of Statute.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that a like additional sum of \$16,243.41 be and it is hereby appropriated and accepted under the caption of:

General Appropriations:

(a) Operations Excluded from Caps Public & Private Programs Offset by
Revenues:
Recycling Tonnage Grant

BE IT FURTHER RESOLVED that the Borough Clerk forwards two copies of this resolution to the Director of Local Government Services.

	Yes	No	Abstain	Absent
Councilman Yassin	()	()	()	()
Councilwoman Triggiano	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-181**

**A RESOLUTION AUTHORIZING PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL
DISTRIBUTION LICENSE NO. 1340-44-021-004
(ERIC CHO INC t/a Red Bank Liquors)**

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Red Bank, Monmouth County, New Jersey to transfer Plenary Retail Consumption License No. 1340-44-021-004, currently issued to Eric Cho, Inc. trading as Red Bank Liquors at 9-11 Wall Street, Red Bank, New Jersey; and

WHEREAS, the Mayor and Council have determined that the application form is complete in all respects; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder as well as pertinent local ordinances and conditions consistent with Title 33; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the place-to-place transfer of the Plenary Retail Consumption License No. 1340-44-021-004 issued to Eric Cho Inc trading as Red Bank Liquors to delicense the premises located at 9 West Street with the license to be located solely at the premises of 11 West Street, Red Bank, New Jersey is hereby approved.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-182**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM
OF UNDERSTANDING WITH THE COUNTY OF MONMOUTH**

WHEREAS, Thomas J. Welsh serves as Red Bank's Fire Marshal and also serves as a Fire Inspector the Monmouth County; and

WHEREAS, the County of Monmouth and the Borough of Red Bank entered into an agreement in 2017 to allow Fire Marshal Welsh to use his municipal vehicle for all Borough and County work; and

WHEREAS, that agreement expired on December 31, 2018 and both parties wish to renew through December 31, 2020.

WHEREAS, the County of Monmouth will furnish up to three (3) tanks of fuel per month and the Borough will maintain the insurance on the vehicle.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that they hereby authorize the use of said vehicle to be shared with the County for a term to expire on December 31, 2020 or upon the termination of employment with the Borough and authorize the Mayor to execute the Memorandum of Understanding.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Monmouth County Office of the Fire Marshal.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-183

A RESOLUTION AUTHORIZING ONE-TIME HONORARIUM PAYMENTS IN THE AMOUNT OF \$2,500.00, IN LIEU OF TUITION AND EXPENSE REIMBURSEMENTS, TO PATROLMAN KRISTIN ALTIMARI FOR SUCCESSFULLY OBTAINING HIGHER EDUCATION DEGREE

WHEREAS, the Collective Bargaining Agreement between the Borough of Red Bank and P.B.A. Local 39 calls for the reimbursement of tuition and other related expenses for continuing education undertaken by the police officers serving the Borough of Red Bank; and

WHEREAS, Patrolman Kristin Altimari expressed to her superior officers in the Borough Police Department that she was seeking to pursue a Master's Degree; and

WHEREAS, the Governing Body of the Borough of Red Bank finds that the obtaining of high education degrees by officers of the Borough Police Department is in the best interests of the Borough and its Police Department; and

WHEREAS, Patrolman Altimari has agreed to accept one-time honorarium payments of \$2,500.0, upon the successful completion of her higher education studies in lieu of seeking reimbursement of tuition and related expenses from the Borough during the course of her studies; and

WHEREAS, such arrangement with Patrolman Altimari was financially advantageous to the Borough and its resident-taxpayers; and

WHEREAS, the Chief of the Red Bank Police Department has certified to the Governing Body of the Borough of Red Bank that Patrolman Kristin Altimari has successfully completed her course of study and obtained a Master's Degree; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Red Bank does hereby congratulate Patrolman Kristin Altimari on her educational achievements and does hereby authorize payment in the amount of \$2,500.00 to the police officer as a one-time honorarium; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer, Administrator, Chief of Police and Patrolman Altimari.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-184**

**A RESOLUTION AUTHORIZING TAX CANCELLATION AND REFUND OF
TAXES PAID TOTALING \$19,683 FOR 1ST AND 2ND QUARTER OF 2019**

WHEREAS, A property owner has been granted tax exempt status by the Tax Assessor;
and

WHEREAS, due to tax exempt status, there is also a need to refund 1st and 2nd quarter taxes that have already been paid; and

WHEREAS, Ashlesha Deshpande, Tax Collector has verified tax exempt status for Family Resource Associates, owner of a property located at 210 Newman Springs Road, and recommends a refund of the 1st Quarter 2019 taxes in the amount of \$9,841.50 and 2nd Quarter 2019 taxes in the amount of \$9,841.50 for a total of \$19,683 for the aforementioned property.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Red Bank that it does hereby authorize the recommended the cancellation of taxes.

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to the Tax Collector.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-185**

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 2
RELATED TO THE CONTRACT WITH LUCAS CONSTRUCTION GROUP INC.
FOR THE PRIMARY SCHOOL ACCESS ROAD PROJECT**

WHEREAS, the Borough previously entered into a contract with Lucas Construction Group Inc. for the Primary School Access Road Project: and

WHEREAS, the Borough Engineer has recommended approval of Change Order No. 2, dated June 24, 2019 to the aforementioned Project, in order to address actual field quantities needed for completion of the project; and

WHEREAS, these contract changes yield a total net cost not to exceed \$96,838;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that Change Order No. 2 to the Primary School Access Road Project, dated June 24, 2019 is hereby approved with a supplementary price increase not to exceed \$96,838: and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that the funds are currently available in account Nos. C-04-15-008-498 and W-06-15-010-498; and

BE IT FURTHER RESOLVED, to the extent applicable, this resolution is further contingent upon the expiration of the twenty-day estoppel period for any and all bonded funds for this project.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-186**

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 RELATED TO
THE CONTRACT WITH SEACOAST CONSTRUCTION, INC. FOR THE ENGLISH
PLAZA/WHITE STREET STREETScape IMPROVEMENT PROJECT**

WHEREAS, the Borough previously entered into a contract with Seacoast Construction, Inc. for the English Plaza/White Street Streetscape Improvement Project; and

WHEREAS, the Project Engineer has recommended approval of Change Order No. 1, dated July 12, 2019, to the aforementioned Project, in order to address actual field quantities needed for completion of the project; and

WHEREAS, these contract changes yield a total net cost decrease of \$26,554.01;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that Change Order No. 1 to the English Plaza/White Street Streetscape Improvement Project, dated July 12, 2019, is hereby approved with a supplementary price decrease of \$26,554.01.00; and

BE IT FURTHER RESOLVED that, to the extent applicable, this resolution is further contingent upon the Chief Financial Officer's Certification of Sufficient Funds as well as expiration of the twenty day estoppel period for any and all bonded funds for this project.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-187**

**A RESOLUTION APPROVING AN AMENDMENT TO THE CONTRACT BETWEEN THE
BOROUGH OF RED BANK AND DELISA DEMOLITION, INC. FOR SOLID WASTE AND
RECYCLING COLLECTION PURSUANT TO N.J.S.A. 40A:11-16.5**

WHEREAS, the Borough of Red Bank (the “Borough”) and Delisa Demolition, Inc. (“Delisa”) entered into a Contract for a term of three (3) years, commencing on September 1, 2015 and continuing until August 31, 2018; and

WHEREAS, said Contract was extended by the Borough via Resolution 18-188 until August 31, 2020; and

WHEREAS, prior to the extension of the Contract, Delisa placed the Borough on notice that the tipping fees relative to recycling had gone up considerably from what the tipping fees were at the time the Contract was bid and ultimately granted, and requested owner to pay the differential and tipping fees or a portion thereof; and

WHEREAS, pursuant to N.J.S.A. 40A: 11-16.5, Delisa is permitted to re-negotiate the Contract to reflect any increases in solid waste and/or recycling material disposal costs; and

WHEREAS, N.J.S.A. 40A: 11-16.5 states that “[a]ny person entering into a contract with a contracting unit pursuant to the provisions of N.J.S.A. 40A:11-1, et seq. which contract requires the Contractor to provide for the disposal of solid waste, shall have the right to renegotiate the contract to reflect any increase in solid waste disposal costs; and

WHEREAS, as result of substantial price increases in the disposal of recyclable materials being incurred by Delisa under the Contract, Delisa requested that the Borough re-negotiate the Contract or Delisa would seek judicial modification of same; and

WHEREAS, the Borough and Delisa have reached re-negotiated terms that are mutually agreeable to the parties without seeking judicial intervention;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey as follows:

1. That the Governing Body authorizes and approves the Amendment to Contract with Delisa Demolition, Inc. attached hereto as Exhibit A; and
2. That the Governing Body does hereby authorize the Mayor to execute and the Clerk to attest to the Mayor’s execution of the Amendment to Contract attached hereto as Exhibit A; and
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Borough Administrator, Director of Public Utilities, and Delisa Demolition, Inc.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-188**

**A RESOLUTION ACCEPTING BIDS AND AWARDING CONTRACT
FOR 2019 RED BANK ROAD PROGRAM**

WHEREAS, on June 19, 2019, bids were received for the Borough's 2019 Red Bank Road Program, as follows:

- | | | |
|----|-----------------------------|--------------|
| 1) | Black Rock Enterprises, LLC | \$618,586.60 |
| 2) | L&L Paving Company | \$638,348.50 |
| 3) | Fiore Paving Co., Inc. | \$645,381.00 |
| 4) | Esposito Construction | \$674,093.90 |

WHEREAS, the Borough Engineer has reviewed the bids received from the aforementioned contractors; and

WHEREAS, the Borough Engineer has recommended award of the contract to the lowest responsible bidder, Black Rock Enterprises, LLC of Old Bridge, New Jersey, in the amount of \$618,586.60 for bid items 1 through 27, inclusive, as available funding permits, subject to review by the Borough Attorney; and

WHEREAS, the Borough Attorney has reviewed the award and finds same to be legally acceptable and appropriate;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the above-described bid received from Black Rock Enterprises, LLC of Old Bridge, New Jersey for the Borough's 2019 Red Bank Road Program is hereby accepted in accordance with the recommendation of the Borough Engineer and the review of the Borough Attorney.

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized and requested to sign and deliver applicable contract(s) on behalf of the Borough of Red Bank, subject to review by the Borough Attorney, including review of bid bond and surety provided by the low bidder.

BE IT FURTHER RESOLVED that the bid and bid securities of the second and third lowest bidders, L&L Paving Company and Fiore Paving Co., Inc. shall be retained and held open, pending execution of the awarded contract by Black Rock Enterprises, LLC.

BE IT FURTHER RESOLVED that the Borough Clerk forward a certified true copy of this resolution to the Borough Administrator, Borough CFO, Borough Engineer, Black Rock Enterprises, LLC, and to the unsuccessful bidders.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-189**

**A RESOLUTION ENTERING INTO A MONTH-TO-MONTH LICENSE WITH
TRINITY ESPISCOPAL CHURCH TO UTILIZE CERTAIN SPACE AT 65 WEST FRONT
STREET FOR SENIOR CITIZEN ACTIVITIES AND RECREATION WHILE REPAIRS ARE
MADE TO THE BOROUGH’S SENIOR CENTER**

WHEREAS, the Borough of Red Bank (the “Borough”) operates a senior center, which sustained damage in a casualty incident in February 2019 and has been operating under temporary conditions since that time while repairs were planned and funded by the Borough; and

WHEREAS, the repair work at the Borough’s senior center is anticipated to commence shortly, and the Borough desires to re-locate its senior citizen activities to a temporary location; and

WHEREAS, Trinity Episcopal Church has offered to license certain space located upon its real property at 65 W. Front Street to the Borough for the temporary re-location of the Borough’s senior citizen activities;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Red Bank, County of Monmouth, State of New Jersey as follows:

1. The Borough hereby enters into a month-to-month license, commencing July 25, 2019, with Trinity Episcopal Church to utilize the parish hall, kitchen, and first floor bathrooms at 65 West Front Street, Red Bank, NJ from Monday to Friday, from 8am-2pm, for senior citizen activities.
2. The Borough agrees to clean the aforementioned licensed space daily from Monday to Friday.
3. The Borough agrees to provide all supplies in connection with its usage of the aforementioned licensed space.
4. Either party may cancel the aforementioned license upon 30 days written notice.
5. During the term of the license, the Borough shall pay to Trinity Episcopal Church the sum of \$2,000 per month.
6. That a certified copy of this resolution be forwarded to the Borough Administrator, Director of Recreation, Director of Public Utilities, Chief Financial Officer, and Trinity Episcopal Church.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-190**

**A RESOLUTION AUTHORIZING TAX CREDITS/REFUNDS TOTALING \$14,552.67
DUE TO JUDGMENTS OF THE TAX COURT OF NEW JERSEY**

WHEREAS, on various properties, overpayments have occurred due to a judgment of the Tax Court of New Jersey; and

WHEREAS, Ashlesha Deshpande, tax collector has verified proof of payment and hereby recommends said overpayments totaling \$14,552.67.7 be credited/refunded; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Red Bank that it does hereby authorize the following credits/refunds:

BL & Lot	Address	Property Owner	Year	\$ Amount
B 97 L 37	120 Newman Springs Road	Labriola Motors	2017	\$ 14,552.67
		TOTAL		\$ 14,552.67

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to the Tax Collector.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-191**

**A RESOLUTION FIXING THE SALARIES OF CERTAIN OFFICERS AND
THE PAY OR COMPENSATION OF CERTAIN POSITIONS AND
EMPLOYEES WITHIN THE BOROUGH OF RED BANK FOR THE YEAR 2019.**

WHEREAS, the salaries of certain officers and the pay or compensation of certain positions and employees within the Borough of Red Bank that are not covered by a collective bargaining agreement are required to be set by resolution.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Red Bank, County of Monmouth, as follows:

1. For the following enumerated officers, employees, or positions, the Borough shall pay the following respective salaries or compensation set forth below retroactive to January 1, 2019 until this resolution shall be amended or repealed, as to the respective officers, appointees to said offices, position or employment:

Full-Time & Part-Time Salaried Officials/Employees

Governing Body

Mayor	Pasquale Menna	\$7,301
Council Member	Michael Ballard	\$3,650
Council Member	Kathleen Horgan	\$3,650
Council Member	Katherine Triggiano	\$3,650
Council Member	Hazim Yassin	\$3,650
Council Member	Erik Yngstrom	\$3,650
Council Member	Edward Zipprich	\$3,650

Administration

Administrative Secretary/ Assistant to the Administrator	Doreen Hoffman	\$55,239
Information Technology Director	Matthew Ryan	\$88,434

Clerk

Municipal Clerk	Pamela Hughes-Borghi	\$81,226
Administrative Secretary/ Deputy Municipal Clerk	Bonnie Thomas	\$45,621

Treasury & Finance

Tax Assessor	Mitchell Elias	\$58,527
Property Inspector	Kevin McDonald	\$7,000
Tax Collector	Ashlesha Deshpande	\$94,165

Court

Municipal Court Judge	Frank LaRocca	\$49,419
Court Administrator	Cathleen Gerber	\$72,203
Deputy Court Administrator	Susan Milnes	\$48,898

Planning & Zoning

Director	Glenn Carter	\$87,761
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Construction & Building

Construction Code Official	Fred Corcione	\$88,536
Fire Sub-Code Official	John Drucker	\$100,705

Public Utilities

Director	Clifford Keen	\$118,654
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Parks and Recreation

Director Charles Hoffman \$86,613

Senior Citizens

Director Jacqueline Reynolds \$65,663

Uniform Fire Code/Code Enforcement

Fire Marshal/ Code Enforcement Officer Thomas Welsh \$93,636

Part-Time Non-Salaried/Stipend Positions

Assistant Purchasing Agent	\$5,630/annum
Deputy Registrar	\$3,863/annum
OEM Coordinator	\$5,630/annum
RCA Coordinator	\$5,630/annum
Municipal Planner	\$20,400/annum
Information Technology Consultant	\$80.00/hour
Assistant Construction Official	\$5,412/annum
Plumbing Sub-Code Official	\$5,202/annum
Electrical Sub-Code Official	\$5,202/annum
Sub-Code Inspector	\$41.19/hour
Crossing Guards	\$29.24/day
Rent Leveling Board Secretary	\$250/meeting
Construction Board of Appeals Secretary	\$150/meeting
Redevelopment Agency Secretary	\$250/meeting
Licensed Water Operator	\$28.66/hour
Parking Enforcement Officer	\$16.25/hour
Park Attendant, Seasonal	\$13.26/hour

2. The Borough retains the right to pay compensation at amounts of less than those listed herein for officials and employees duly hired to replace vacant offices and positions during the term of this ordinance.
3. All ordinances, resolutions, or provisions thereof inconsistent with this resolution are hereby repealed and the compensation herein established supersedes all previous compensation established by said ordinance/resolutions.
4. If any part of this resolution shall be invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this resolution.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-192**

**A RESOLUTION AUTHORIZING AND APPROVING EMPLOYMENT AGREEMENT
BETWEEN THE BOROUGH OF RED BANK AND DARREN MCCONNELL
TO SERVE AS CHIEF OF POLICE**

WHEREAS, Darren McConnell was appointed by the Borough of Red Bank to serve as its Chief of Police on December 18, 2013; and

WHEREAS, it was determined that it was in the best interests of both parties to memorialize the terms of the employment relationship in a written agreement; and

WHEREAS, the Borough and Chief McConnell negotiated and agreed to the terms of an employment agreement for the years 2014 through 2018; and

WHEREAS, the agreement is due for renewal and the Borough and Chief McConnell have negotiated and agreed to terms to renew the agreement for the years 2019 through 2023;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that it does hereby authorize and approve the employment agreement negotiated between Chief McConnell and the Borough, which contract shall be in effect for the years 2019 through 2023.

BE IT FURTHER RESOLVED that the Mayor is authorized and requested to sign the employment agreement on behalf of the Borough.

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to Police Chief McConnell.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin					
Councilwoman Triggiano					
Councilman Ballard					
Councilman Yngstrom					
Councilman Zipprich					
Councilwoman Horgan					

Dated: July 24, 2019