SUNSHINE STATEMENT  This meeting is being held in accordance with the Public Laws of 1975, Chapter 231 and adequate notice of this meeting has been provided by a notice sent to Asbury Park Press, Two River Times and Star Ledger and posted in the Main Lobby of the Municipal Building and on the municipal website.

PLEDGE OF ALLEGIANCE

I. ROLL CALL  □ PORTMAN  □ BONATAKIS  □ CASSIDY  □ FACEY-BLACKWOOD  □ FOREST  □ JANNONE  □ TRIGGIANO

II. PROCLAMATIONS, ANNOUNCEMENTS, APPOINTMENTS
   a) PROSTATE CANCER AWARENESS MONTH
   b) NATIONAL BLACK BUSINESS AND BLACK PHILANTHROPY MONTH

III. PRESENTATIONS -
   a) Eagle Scout Project Proposal - E. Rimmele, Troop 32
   b) Park Projects Updates - CME Associates, I. Neumann, PE

IV. PUBLIC COMMENTS ON AGENDA ITEMS ONLY

V. APPROVAL OF MINUTES AND REPORTS
   a) 08/10/2023

VI. ORDINANCES
   a) Hearing and Adoption # NP2023-03 AMENDING AND SUPPLEMENTING SECTION 680-60, SCHEDULE XXVI: RESTRICTED PARKING FOR HANDICAPPED PERSONS
   c) Hearing and Adoption #NP2023-05 BOND 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
   d) Hearing and Adoption #NP2023-06 AMENDING CHAPTER 300-3 CONSTRUCTION CODES, UNIFORM – FEES
   e) Hearing and Adoption #NP2023-07 AMENDING CHAPTER 490-104 F SIDEWALK SIGNS
   f) Introduction #NP2023-08 BOND ORDINANCE MECHANIC STREET VARIOUS ROAD IMPROVEMENTS NJDOT
   g) Introduction #NP2023-09 BOND ORDINANCE WATER SEWER IMPROVEMENTS – LEAD SERVICE

VII. RESOLUTIONS
   a) #NP23-38 Bill List
   b) #NP23-39 Refund Rec Registration Fee

NOTE: This may not be the order of business. There may be additions or deletions.
VIII. DISCUSSION AND ACTION
   a) Graffiti Ordinance
   b) Shade Tree Committee – Tree Fund
IX. MAYOR & COUNCIL COMMENTS
X. PUBLIC QUESTIONS & COMMENTS
XI. EXECUTIVE SESSION
    #7 ANTICPATED LITIGATION & #8 PERSONNEL
    #NP23-_____
XII. ADJOURNMENT
     TIME _______
PROCLAMATION
BOROUGH OF RED BANK
PROSTATE CANCER AWARENESS MONTH

WHEREAS, This year, approximately 288,300 men will be diagnosed with prostate cancer in the United States alone – one man every 2 minutes, and roughly 34,700 will die this year from the disease, about 3,500 more than 2020 – which is one man every 15 minutes; and

WHEREAS, In New Jersey, an estimated 9,460 new cases of prostate cancer will be diagnosed and an estimated 730 deaths will occur in 2023; and

WHEREAS, Men with relatives – father, brother, son – with a history of prostate cancer are twice as likely to develop the disease; and

WHEREAS, Prostate cancer is the most commonly diagnosed cancer in American Men and the third leading cause of cancer death behind lung and colon cancer; and

WHEREAS, 1 in 8 men are diagnosed with prostate cancer in their lifetime and 1 in 6 African American men will develop prostate cancer in their lifetime. Overall, African American men are 1.7 times more likely to be diagnosed with - and 2.1 times more likely to die from - prostate cancer than white men; and

WHEREAS, Veterans who were exposed to herbicides like Agent Orange are at increased risk for developing prostate cancer, and are more likely to have an aggressive form of the disease; and

WHEREAS, Education regarding prostate cancer and early detection strategies is critical to saving lives, preserving, and protecting our families. As well as the economic and social burden of prostate cancer is huge on families; and

WHEREAS, If caught early prostate cancer has a five-year survival rate of nearly 100%. However, for late stage prostate cancer the five-year survival rate is 31%; and

WHEREAS, Many more men will be diagnosed in 2023 at a later stage because of delayed screenings and treatment due to Covid-19 and

WHEREAS, All men are at risk for prostate cancer and we encourage the citizens of Red Bank to increase the importance of prostate awareness and screenings.

NOW, THEREFORE, BE IT RESOLVED; I, William Portman, do hereby proclaim the month of September 2023 to be PROSTATE CANCER AWARENESS MONTH in Red Bank.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of August, 2023.

____________________________________
William Portman, Mayor
PROCLAMATION  
BOROUGH OF RED BANK  

“NATIONAL BLACK BUSINESS AND BLACK PHILANTHROPY MONTH”

WHEREAS: John William Templeton, a historian, and Frederick E. Jordan, Sr., a civilian engineer, founded Black Business Month in 2004 in an effort to drive policy agenda affecting the 2.6 million Black-owned businesses across the nation to recognize them and highlight the economic impact in their respective communities, state, and nation; and

WHEREAS: Templeton and Jordan thought that highlighting Black entrepreneurs and encouraging people to support their businesses is key to reducing barriers for Black-owned businesses, and "could result in more than 40,000 additional jobs during the month and as many as 450,000 if the patterns are continued over the course of a year"; and

WHEREAS: The U.S. Minority Business Development Agency estimates the 2.6 million Black-owned businesses in the United States generates approximately $150 billion each year; and

WHEREAS: Black business owners account for approximately 10 percent of U.S. businesses and about 30 percent of all minority-owned businesses, which amounts to 2.6 million African American owned businesses in the U.S. that generate approximately $150 billion in annual receipts; and

WHEREAS: The number of Black-owned businesses -and those owned by women -continue to grow, as the number of firms owned by Black women grew 164% from 2007 to 2018, nearly three times the average rate; and

WHEREAS: Supporting and promoting Black-owned businesses helps to close the racial wealth gap, and encourages the flourishing of the local community and culture; and

WHEREAS: Red Bank is home to a variety of Black-owned businesses that provide family-supporting jobs and careers to residents, and these businesses are a vital and proud component of our diverse community.

NOW, THEREFORE, I William Portman, Mayor of the Borough of Rd Bank, do hereby proclaim August, 2023 as:

“National Black Business and Black Philanthropy Month”

in the Borough of Red Bank, New Jersey and urge all citizens to recognize the valuable contribution and importance of black businesses to our community and economy.

____________________________________
William Portman, Mayor
SUNSHINE STATEMENT  This meeting is being held in accordance with the Public Laws of 1975, Chapter 231 and adequate notice of this meeting has been provided by a notice sent to Asbury Park Press, Two River Times and Star Ledger and posted in the Main Lobby of the Municipal Building and on the municipal website.  (N.J.S.A. 10:4-6)

PLEDGE OF ALLEGIANCE

Mayor Portman read the Sunshine statement and led the assemblage in the pledge of allegiance

I. ROLL CALL: Present – Portman, Bonatakis, Cassidy, Facey-Blackwood, Forest, Jannone, Triggiano
   Absent -

II. PROCLAMATIONS, ANNOUNCEMENTS, APPOINTMENTS –

III. PRESENTATIONS –
   a) Code Changes – Michael Collins, Esq. (KING MOENCH & COLLINS LLP)

The purpose of this presentation is to explain the Council-Manager Form of government Implementation Process. Mr. Collins summarized the approximate 2 years it took to get to this point. Proceeded to share the following:
Public Comment:
Cindy Burnham 71 Wallace Street – Asked who the presenter is.

Michael Collins introduced himself as managing partner of King, Moench & Collins LLP, a full-service law firm. Mr. Collins maintains a law practice providing robust representation to both public sector and private sector clients, with a focus on matters involving interactions with state and local government.

Councilmember Facey-Blackwood thanked Mr. Collins for his work with the Charter Commission.

b) Marine Park – CME
BA McConnell provided an update on CAFRA Permit; the DEP was not willing to accept the impervious material. The material was changed to an acceptable material and the permit has been preliminarily approved (Sept Oct).

Councilmember Triggiano asked if helpful to let the engineer know that the council is in favor of moving forward?

BA McConnell affirmed and would notify the engineer.

Councilmember Facey-Blackwood asked for confirmation of the relocation of the parking area improving public enjoyment; Councilmember Triggiano stated it does.

IV. PUBLIC COMMENTS ON AGENDA ITEMS ONLY

Alan Hill 64 McLaren Street – Minutes spelled his name incorrectly: Alan.

Bond ordinance contains a lot of additional large items, PD vehicles, FD PPE (NP23-33) lowering greenhouse gases. Considering different types of vehicles. Seems contradictory.

BA McConnell stated the type of engine can be modified there has to be a useful life of at least 5 years. There are infrastructure vehicles requirements but is being considered where eligible pending the enhancement of the infrastructure and availability of the vehicles. Auto dealers can get more money for the e-vehicles from the regular consumer than State contract or Purchasing Co-ops. Hoping the supply will meet the demand.

Mayor Portman stated that the purpose of the resolution is to set a policy of making the committees meetings available to the public and that the committees are expected to take minutes. The OPMA requirements paragraph is being pulled as it is understood as volunteer committee some of the business is handled through other forms of communication. Some committees handle business via alternate communications as they are volunteers.

NP23-34 Committee Conduct – Roberts Rules of Order is extensive. Is the Council expecting the Committees to pick and choose what to follow?

Cindy Burnham 71 Wallace St - Make everyone aware that where the parking is going to go at the tennis courts is on DEP property, only people using the courts can park there.

There being no further discussion; Councilmember Forest motioned to close the floor to the public; Councilmember Facey-Blackwood seconded the motion. Roll call vote, unanimous, affirmative.

V. APPROVAL OF MINUTES AND REPORTS

a)  07/13/2023 Regular Meeting - Councilmember Forest motioned to approve the minutes of the Special Meeting, 7/6/2023; Councilmember Bonatakis seconded the motion. Roll call, unanimous, affirmative.

b)  07/13/2023 Executive Session - Councilmember Triggiano motioned to approve the minutes of the Special Meeting, 7/6/2023; Councilmember Bonatakis seconded the motion. Roll call, unanimous, affirmative.

VI. ORDINANCES

a)  INTRODUCTION #NP2023-01 ORDINANCE CHANGING THE DATE OF RED BANK REGULAR MUNICIPAL ELECTIONS TO THE SAME DATE AS THE GENERAL ELECTION HELD IN NOVEMBER
Mayor Portman motioned to open the floor for discussion on NP2023-01; Councilmember Bonatakis seconded the motion.

There being no discussion, Councilmember Triggiano motioned to close the floor for discussion on NP2023-01; Councilmember Bonatakis seconded the motion.

Mayor Portman motioned to approve ordinance NP2023-01; Councilmember Bonatakis seconded the motion. Roll call vote, unanimous, affirmative.

b) INTRODUCTION #NP2023-02 ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 680-61 VEHICLES AND TRAFFIC, SCHEDULE XXVII TIME LIMIT PARKING (NONMETERED)

Councilmember Triggiano motioned to open the floor for discussion on NP2023-02; Councilmember Cassidy seconded the motion.

There being no discussion, Councilmember Triggiano motioned to close the floor for discussion on NP2023-02; Councilmember Forest seconded the motion.

Councilmember Triggiano motioned to approve ordinance NP2023-02; Councilmember Facey-Blackwood seconded the motion. Roll call vote, unanimous, affirmative.

c) INTRODUCTION #NP2023-03 AMENDING AND SUPPLEMENTING SECTION 680-60, SCHEDULE XXVI: RESTRICTED PARKING FOR HANDICAPPED PERSONS

Councilmember Triggiano motioned to approve ordinance NP2023-03; Councilmember Bonatakis seconded the motion. Roll call vote, unanimous, affirmative.


Councilmember Facey-Blackwood motioned to approve ordinance NP2023-04; Councilmember Cassidy seconded the motion. Roll call vote, unanimous, affirmative.

e) INTRODUCTION #NP2023-05 BOND 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

Councilmember Triggiano motioned to approve ordinance NP2023-05; Councilmember Jannone seconded the motion. Roll call vote, unanimous, affirmative.

f) INTRODUCTION #NP2023-06 AMENDING CHAPTER 300-3 CONSTRUCTION CODES, UNIFORM – FEES

Councilmember Forest motioned to approve ordinance NP2023-06; Councilmember Bonatakis seconded the motion. Roll call vote, unanimous, affirmative.

g) INTRODUCTION #NP2023-07 AMENDING CHAPTER 490-104 F SIDEWALK SIGNS

Councilmember Forest motioned to approve ordinance NP2023-07; Councilmember Bonatakis seconded the motion. Roll call vote, unanimous, affirmative.

The aforementioned ordinances, approved on introduction, are scheduled for public hearing and adoption on August 10, 2023.

h) INTRODUCTION #NP2023-xx GRAFFITI ORDINANCE
Was moved to Discussion and Action

VII. RESOLUTIONS

There being no questions or comments on resolutions NP23-26 through NP23-37 (sans NP23-34), Forest asked for a motion to approve the resolutions by consent. Councilmember Jannone moved to approve resolutions NP23-26 through NP23-37; Councilmember Forest seconded the motion to approve. Roll call vote, unanimous, affirmative.

a) #NP23-26 Bill List
b) #NP23-27 Profession Engineering and Construction Management Service Fee – Riverside Gardens Park Improvements
c) #NP23-28 Ratifying Appointment of Parking Enforcement Officer
d) #NP23-29 Amendment to Boards and Committees Appointments
e) #NP23-30 Chap 159 Assistance to Firefighters Grant
f) #NP23-31 NJ DCA ROID Grant Submittal
g) #NP23-32 Cannabis Board Activation and Appointment
h) #NP23-33 Reduce Municipal Operations Greenhouse Gases
i) #NP23-34 Adopting Policy for Committee Conduct
j) #NP23-35 RBF Volunteer Facilities Rent Annual Allowance
k) #NP23-36 Authorizing Extension of Grace Period 2023 August Taxes
l) #NP23-37 Awarding Riverside Gardens Park Improvements

Councilmember Forest moved to approve resolutions NP23-34 as follows; Councilmember Jannone seconded the motion to approve. Roll call vote, unanimous, affirmative.

NP23-34 Amending to remove:

“BE IT FURTHER RESOLVED that all Brough Committees’ conduct their meetings in accordance with the Open Public Meetings Act “OPMA” (NJSA10:4-6 et seq.)”

Replaced with:

“BE IT FURTHER RESOLVED that all Borough Committees’ keep minutes of their meetings, that will be provided to the governing body and the public upon approval.”

Principle purpose of Robert Rules is to ensure everyone is heard and business is conducted in a diplomatic manner.

VIII. DISCUSSION AND ACTION

Special Events

1. VNA/National Health Center Week Event; 66 Bridge Ave.; Thursday, August 10th; 10am-2pm
2. Tigger House; International Overdose Awareness Day; Marine Park; Thursday, August 31st; 5pm-7:30pm
3. Cirque de Peace; Riverside Gardens Park; Saturday, September 9th
4. Pre-School Olympics; Count Basie Field; Friday, May 3, 2024; 8:00am -12:00pm

Councilmember Bonatakis motioned the approval of the Special Events; Councilmember Triggiano seconded the motion. All in favor, unanimous, affirmative.

#NP2023-xx GRAFFITI ORDINANCE

Councilmember Triggiano asked that this ordinance be considered for review and revision. Proposed making the property owners accountable with the imposition of a fine for property owners that do not remediate the graffiti.

Atty Cannon summarized the ordinance noting that there is no mechanism to levy fines, and it should be added. Defined “graffiti” and proposed the amending of the definition in the borough code to clarify the vagueness and support enforcement.

“Act of graffiti” - proposed clarification to definition.

“Graffiti Actor” – proposes implementation of “minor” actors and the addresses parental responsibility. Community Service stipulation

Graffiti Trust was discussed as to how it can be used now and how it can be improved upon.

Concerns were discussed on “artistic expression, parental culpability and rewards”.

Enforcement – needs to be included in the provisions as well.

Council voiced concerns on placing an undue burden on parents and family dynamics.

BA McConnell noted that graffiti appears to be recurring from the same person or persons. This year is a bigger problem than most.

Would like to see property owners fined if they do not remediate, and the utilization of Graffiti Fund to remediate the defacement of public properties.

The query was posed as to how much is in the graffiti fund? BA McConnell will check with the CFO, but feels that it would be nominal.

Council authorized Atty Cannon to proceed with drafting revisions to the ordinance for consideration.

IX. PUBLIC QUESTIONS & COMMENTS

Councilmember Forest motioned to open the floor to the public: Councilmember Triggiano seconded the motion.

Adrian Bilaal 266 S Pearl St - What was the process for choosing committee members? What was being looked for, particularly Parks and Recreation. Wants to know why she was not chosen as she was already on the committee and why weren’t prior committee members notified. There was someone chosen that didn’t want to be on it. Ms. Bilaal summarized her history in the borough and her experience that made her a good candidate. Asking for fairness and accountability.

Mayor Portman divulged that many applicants were interested but there are only so many spots. There was no specific criterion, the council reviewed the applications and made their decisions.
Sue Viscomi 25 Cedar St – Thanked DPW crosswalks cedar Crossing and Bridge. Issue of eBikes, will anything be done to regulate. There is an issue of parking cones on public streets to save parking spots causing animosity with neighbors. Will this be enforced? On the subject on rewards can something be done about dog poop, its all over and litter. Can bike Patrol be used to discourage offenders? Its disheartening to see people not taking pride in their community.

BA McConnell noted that Parking Enforcement officers have been hired and they do pick up cones but do not regularly patrol residential streets. Dog poop is more of a code enforcement issue.

Dan Riordan 20 Irving Place - Marine Parking lot the old lot be removed? Yes

Nicole Taetsch 153 Hudson Ave – Appreciates the resource of Council Hours, hopes it continues. Expressed need for more volunteers the soccer and track program. Regarding the City Manager, is excited to have a dedicated city manager. What is the process, what is the council looking for? Would like to see someone with strong qualifications and experience.

Cindy Burnham 71 Wallace St – Senior Center liaison? As an Active Senior, would like to see more programs in the evening. Who do we speak to? Senior Director and Borough

Asked about the status of the Historic Preservation Committee. Mayor divulged that the HPC Attorney Michele Donato will be making a presentation scheduled for the August 24, 2023 Council meeting to go over the authority and responsibilities of an HPC.

Senior Center – Rosi status? – Pending review/report from NDEP

Flyers – taped on light spots Suggests follow up with contacts listed on the flyer. BA McConnell noted that it is not permissible, PD has taken some down. PD does reach out. Code Enforcement office is responsible.

Freddie Boynton PO Box 2074 - Status on bench at Johnny Jazz Park? Can a bench be taken from Marine Park and installed at Johhny Jazz? Flyers for the block party were taken down, it was on private property and permission was given by the property owners.

BA McConnell stated it was ordered but not delivered yet. He will look into how it is mounted and speak with Terrence.

Cindy Burnham 71 Wallace – Sidewalk signs Ordinance for Introduction – what is it? Needs to be enforced, signs are blocking the walk ways and inhibiting parking.

BA McConnell noted that the ordinance is to extend a new expiration date for the ordinance since it has sunset. It must be in effect to enforce.

Adrian Bilaal 267 S Pearl St – Hydrant painted yellow the curb is painted creating a spot that would not fit a full size vehicle. Results in blocking her driveway.

Chief McConnell will have Traffic Enforcement take a look.

There being no further discussion, Councilmember Forest motioned to close the floor to the public: Councilmember Triggiano seconded the motion.

X. MAYOR & COUNCIL COMMENTS

Councilmember Triggiano – No report

Councilmember Jannone – Summarize a public health opportunity, “All of Us” mobile unit large research unit. The goal is to understand why people get sick or stay healthy. At the Library meeting
it was announced that the staff is trained for Narcan and will be receiving a defibrillator from the VNA. Senator Vin Gopal’s Food Pantry is a year old, today was a celebration of the 1 year anniversary.

Councilmember Forest – Shared various Parks & Rec events; details can be found on the Borough Website and on Facebook. Had a nice event with Senator Vin Gopal. Feedback on Council Hours has been well received.

Councilmember Facey-Blackwood – Grateful for the Council Hours, looking forward to National Night Out, details on the website and Facebook. Looking forward to implementing electrical vehicles in the borough fleet. Borough is working on the Sustainable NJ Certification. Many actions that will help foster knowledge and making the borough more sustainable. Hoping to promote community engagement.

Councilmember Bonatakas – Enthusiastic about the Council hours feels there have been great conversations. Resident Cristian Aparicio has volunteered to act as a translator for the council members.

Councilmember Cassidy – Feels like this meeting was productive and acknowledged how everyone is receptive to dialogue. Promoted Jazz in the Park, wonderful event. Looking forward to National Night Out

Mayor Portman - Mayor Portman divulged, BA McConnell will be staying for another month, due to pension requirements. Expect to begin borough manager search, will discuss further at the next council meeting.

Cpt. Frazee will be appointed the next Police Chief of the Red Bank Police Department.

XI. EXECUTIVE SESSION None

XII. ADJOURNMENT 8:29 PM

There being no further business, Councilmember Triggiano motioned to adjourn; Councilmember Facey-Blackwood seconded the motion. Roll call, affirmative, unanimous.

Respectfully submitted,

Laura Reinertsen, RMC, CMR, AHP
Borough Clerk
BOROUGH OF RED BANK
COUNTY OF MONMOUTH
STATE OF NEW JERSEY

ORDINANCE NO. NP2023-03

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 680-60, SCHEDULE XXVI:
RESTRICTED PARKING FOR HANDICAPPED PERSONS

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Section 680-60, Schedule XXVI: RESTRICTED PARKING FOR HANDICAPPED PERSONS, is hereby amended and supplemented as follows: (strikeouts denote deletions, underlined text denotes additions):

SCHEDULE XXVI

B. Private Properties

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<thead>
<tr>
<th>Name</th>
<th>Side</th>
<th>Location</th>
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<tbody>
<tr>
<td>N. Bridge Avenue (P2269801)</td>
<td>West</td>
<td>Beginning at a point 120’ feet south of the southwest intersection of Brower Street continuing south for a distance of 20’ feet. This space is located on the street in front of the residence commonly known as 38 N. Bridge Avenue</td>
</tr>
</tbody>
</table>

[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 immediately upon its passage and adoption according to law.

INTRODUCTION

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COUNCILMEMBER

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FINAL ADOPTION

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I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Union, State of New Jersey on the aforementioned date.

Laura Reinertsen, Borough Clerk
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 680-38 Schedule IV, “Time-Limit Parking,” is hereby amended and supplemented as follows:

SECTION ONE: Schedule IV, “Time-Limited Parking,” is amended and supplemented as follows: (strikeouts denote deletions, underlined text denotes additions):

SCHEDULE IV: Time-Limited Parking

In accordance with the provisions of Subsection 680-3F, no person shall park a vehicle for longer than the time limit shown on any of the following streets or parts of streets.

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<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Time Limit</th>
<th>Hours</th>
<th>Location</th>
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<tr>
<td>Monmouth Street</td>
<td>North</td>
<td>15 minutes</td>
<td>8:00 a.m. to 5:00 p.m.</td>
<td>Starting at a point 346 feet west of Broad Street and running west for a distance of 75 feet</td>
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<tr>
<td>White Street</td>
<td>South</td>
<td>15 minutes</td>
<td>8:00 a.m. to 6:00 p.m.</td>
<td>From a distance of 130 feet west of the intersection with the west side of Broad Street and running a distance of 20 feet</td>
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[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 immediately upon its passage and adoption according to law.

[All other provisions remain unchanged]
BOROUGH OF RED BANK  
COUNTY OF MONMOUTH  
STATE OF NEW JERSEY  

ORDINANCE NO. NP2023-04

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 immediately upon its passage and adoption according to law.

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Introduced:  
July 27, 2023

I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Union, State of New Jersey on the aforementioned date.

Final Adoption:  
August 10, 2023

Laura Reinertsen, Borough Clerk
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 $2,233,000 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.

<table>
<thead>
<tr>
<th>INTRODUCTION</th>
<th>COUNCILMEMBER</th>
<th>FINAL ADOPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved</td>
<td>Sec.</td>
<td>Aye</td>
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</tbody>
</table>

Introduced:
July 27, 2023

I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Union, State of New Jersey on the aforementioned date.

Laura Reinertsen, Borough Clerk
BOROUGH OF RED BANK
COUNTY OF MONMOUTH
STATE OF NEW JERSEY

ORDINANCE NO. NP2023-05

SCHEDULE A - EQUIPMENT LIST

Borough of Red Bank

<table>
<thead>
<tr>
<th>Equipment</th>
<th>Useful Life (Years)</th>
<th>Lease Term (Years)</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction Dept- 2024 Ford AWD Explorer</td>
<td>5</td>
<td>5</td>
<td>$38,000</td>
</tr>
<tr>
<td>Code Inspector Vehicle</td>
<td>5</td>
<td>5</td>
<td>$36,000</td>
</tr>
<tr>
<td>REC- New Benches at Count Basie Park</td>
<td>5</td>
<td>5</td>
<td>$30,000</td>
</tr>
<tr>
<td>REC- Fencing and baseball backstop fence</td>
<td>5</td>
<td>5</td>
<td>$70,000</td>
</tr>
<tr>
<td>Fire- SCBA with masks and cylinders</td>
<td>5</td>
<td>5</td>
<td>$540,000</td>
</tr>
<tr>
<td>Police- Patrol SUV's (5)</td>
<td>5</td>
<td>5</td>
<td>$250,000</td>
</tr>
<tr>
<td>Police- Admin SUV (1)</td>
<td>5</td>
<td>5</td>
<td>$45,000</td>
</tr>
<tr>
<td>Police- Mobile Radios</td>
<td>10</td>
<td>10</td>
<td>$10,000</td>
</tr>
<tr>
<td>Police- Mobile Data Computers (5)</td>
<td>7</td>
<td>7</td>
<td>$30,000</td>
</tr>
<tr>
<td>Police- Desktop Computers (12)</td>
<td>5</td>
<td>5</td>
<td>$15,000</td>
</tr>
<tr>
<td>Police- Patrol Rifles (12)</td>
<td>5</td>
<td>5</td>
<td>$15,000</td>
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<tr>
<td>Police- Conducted Energy Devices (10)</td>
<td>5</td>
<td>5</td>
<td>$60,000</td>
</tr>
<tr>
<td>DPW- Dump Truck (2) with sanders</td>
<td>5</td>
<td>5</td>
<td>$200,000</td>
</tr>
<tr>
<td>DPW- Loader with attachments</td>
<td>15</td>
<td>10</td>
<td>$396,000</td>
</tr>
<tr>
<td>DPW- Dump Trailer</td>
<td>15</td>
<td>10</td>
<td>$15,000</td>
</tr>
<tr>
<td>DPW- Towable Stump Grinder 802 or 752 77 HP</td>
<td>15</td>
<td>10</td>
<td>$90,000</td>
</tr>
<tr>
<td>Water/Sewer- Water feeder (2)</td>
<td>15</td>
<td>10</td>
<td>$90,000</td>
</tr>
<tr>
<td>Water/Sewer- Chlorination pumps (2)</td>
<td>15</td>
<td>10</td>
<td>$100,000</td>
</tr>
</tbody>
</table>

Total $2,030,000
NOTICE

The Ordinance published herewith was introduced and passed upon first reading at a regular meeting of the governing body of the Borough of Red Bank, New Jersey, held on July 27, 2023. It will be further considered for final passage after public hearing thereon at a meeting of the governing body to be held at the Municipal Building, 90 Monmouth Street, Red Bank, New Jersey, in said Borough on August 10, 2023 at _____ o’clock p.m. and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk’s Office to the members of the general public who shall request the same.

Laura Reinertsen
Clerk
BOROUGH OF RED BANK
COUNTY OF MONMOUTH
STATE OF NEW JERSEY

ORDINANCE NO. NP2023-05

STATEMENT

The Ordinance published herewith has been finally adopted on August 10, 2023 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such Ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement.

Laura Reinertsen
Clerk
STATE OF NEW JERSEY AMENDING SECTION 300-3: “FEES” OF CHAPTER 300: “CONSTRUCTION CODES, UNIFORM” OF THE BOROUGH’S REVISED GENERAL ORDINANCES TO INCREASE CERTAIN CONSTRUCTION FEES AND IMPLEMENT NEW FEES UPON CERTAIN CONSTRUCTION

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 are hereby amended at Section 300-3: “Fees” under Chapter 300: “Construction Codes, Uniform” as follows (stricken text deleted; underlined text added):

CHAPTER 300
CONSTRUCTION CODES, UNIFORM

§ 300-3 Fees.

C. Expedited Inspections; Fees

(3) The provisions of this section shall not apply, nor shall the applicant be charged a fee as provided for herein, where an inspection is performed by a code official regularly employed by the Borough in a full- or part-time salaried position, except that, where such convenience inspection is requested for a Saturday, Sunday or legal holiday, the applicant shall pay the applicable fee.

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.
<table>
<thead>
<tr>
<th>Moved</th>
<th>Sec.</th>
<th>Aye</th>
<th>Nay</th>
<th>Abs.</th>
<th>NP</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td>X</td>
<td></td>
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</tbody>
</table>

**COUNCILMEMBER**

- KRISTINA BONATAKIS
- DAVID CASSIDY
- NANCY FACEY-BLACKWOOD
- BEN FOREST
- LAURA JANNONE
- KATE TRIGGIANO
- MAYOR WILLIAM PORTMAN

**INTRODUCTION**

Introduced:
July 27, 2023

**FINAL ADOPTION**

I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Union, State of New Jersey on the aforementioned date.

Laura Reinertsen, Borough Clerk
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 are hereby amended at Chapter 490-104 “Signs”, Section “F” Sidewalk Signs:

490-104 F Sidewalk Signs

Expiration date to be extended through 12/31/2025

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.

INTRODUCTION

COUNCILMEMBER

FINAL ADOPTION

Moved  Sec.  Aye  Nay  Abs.  NP

Moved  Sec.  Aye  Nay  Abs.  NP

KRISTINA BONATAKIS

DAVID CASSIDY

NANCY FACEY-BLACKWOOD

BEN FOREST

LAURA JANNONE

KATE TRIGGIANO

MAYOR WILLIAM PORTMAN

Introduced:
July 27, 2023

I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Union, State of New Jersey on the aforementioned date.

Laura Reinertsen, Borough Clerk
BOROUGH OF RED BANK  
COUNTY OF MONMOUTH  

RESOLUTION NO. NP23-38  

RESOLUTION FOR PAYMENT OF BILLS  

BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the bills be paid as on attached check registers:

<table>
<thead>
<tr>
<th>Check Type</th>
<th>Count</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Manual Check</td>
<td>28</td>
<td>$3,432,057.05</td>
</tr>
<tr>
<td>Meeting Check</td>
<td>118</td>
<td>$986,897.39</td>
</tr>
<tr>
<td>Total</td>
<td>146</td>
<td>$4,418,954.44</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Checking Account</th>
<th>Check Type</th>
<th>Count</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>CAPITAL ACCOUNT</td>
<td>Meeting Check</td>
<td>3</td>
<td>$129,856.05</td>
</tr>
<tr>
<td>COAH DEV FEES</td>
<td>Meeting Check</td>
<td>1</td>
<td>$5,250.00</td>
</tr>
<tr>
<td>CURRENT -VALLEY</td>
<td>Manual Check</td>
<td>8</td>
<td>$435,111.34</td>
</tr>
<tr>
<td>DEVSECROW2RIVER</td>
<td>Meeting Check</td>
<td>5</td>
<td>$27,602.21</td>
</tr>
<tr>
<td>DOG LICENSE AC</td>
<td>Meeting Check</td>
<td>1</td>
<td>$300.00</td>
</tr>
<tr>
<td>GRANT FUND-VNB</td>
<td>Meeting Check</td>
<td>2</td>
<td>$11,695.48</td>
</tr>
<tr>
<td>MCIA LEASE</td>
<td>Meeting Check</td>
<td>2</td>
<td>$2,120.75</td>
</tr>
<tr>
<td>PARKSRECTRUST</td>
<td>Meeting Check</td>
<td>1</td>
<td>$2,120.75</td>
</tr>
<tr>
<td>PAYROLL</td>
<td>Manual Check</td>
<td>1</td>
<td>$2,650.39</td>
</tr>
<tr>
<td>PKINGOP2RIVER</td>
<td>Manual Check</td>
<td>4</td>
<td>$13,724.96</td>
</tr>
<tr>
<td>PKINGOP2RIVER</td>
<td>Meeting Check</td>
<td>5</td>
<td>$24,666.34</td>
</tr>
<tr>
<td>RECREATION-VNB</td>
<td>Meeting Check</td>
<td>3</td>
<td>$2,275.00</td>
</tr>
<tr>
<td>TRUST ACCOUNT</td>
<td>Meeting Check</td>
<td>1</td>
<td>$10,675.00</td>
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<tr>
<td>TRUST ACCOUNT</td>
<td>Meeting Check</td>
<td>2</td>
<td>$71,075.00</td>
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<td>TTL REDEMPTION</td>
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<td>$24,713.86</td>
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<td>TWO RIVERS</td>
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<td>$357.35</td>
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<tr>
<td>WATER CAPITAL</td>
<td>Meeting Check</td>
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<td>$10,410.05</td>
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<tr>
<td>WATER OPERATING</td>
<td>Manual Check</td>
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<td>$39,856.44</td>
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<td>WATER OPERATING</td>
<td>Meeting Check</td>
<td>12</td>
<td>$104,855.29</td>
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<tr>
<td>WIRE</td>
<td>Manual Check</td>
<td>5</td>
<td>$2,917,986.09</td>
</tr>
<tr>
<td>Total</td>
<td>All Checking</td>
<td>146</td>
<td>$4,418,954.44</td>
</tr>
</tbody>
</table>

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, in the County of Monmouth at a Meeting held on August 10, 2023.

Councilmember Bonatakis
Councilmember Cassidy
Councilmember Facey-Blackwood

Page 1 of 2
<table>
<thead>
<tr>
<th>Name</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Councilmember Forest</td>
<td></td>
<td></td>
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<tr>
<td>Councilmember Jannone</td>
<td></td>
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<tr>
<td>Councilmember Triggiano</td>
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<tr>
<td>Mayor Portman</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>ON CONSENT AGENDA</th>
<th>Yes</th>
<th>No</th>
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<tbody>
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</table>

Laura Reinertsen. Borough Clerk
WHEREAS, registration fees were accepted for Parks and Recreation Soccer programs; and
WHEREAS, the registrant will no longer be able to participate.

BE IT RESOLVED, by the Mayor and Council of the Borough of Red Bank that the attached listed individual be reimbursed the registration fee(s) as noted.

<table>
<thead>
<tr>
<th>Name</th>
<th>Prog Desc</th>
<th>Amt Pd</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brenda Plazas</td>
<td>Travel Soccer MOSA</td>
<td>120.00</td>
<td>120.00</td>
</tr>
</tbody>
</table>

TOTAL $120.00

BE IT FURTHER RESOLVED, that the Mayor and Council authorize the Chief Finance Officer to issue the aforementioned refund.

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

Laura Reinertsen. Borough Clerk
BOROUGH OF RED BANK  
COUNTY OF MONMOUTH  

RESOLUTION NO. NP23-40

Whereas, the following property was issued a permit, and fees were received by the Code Department;

Whereas, the permit fee for overpaid by $300.00;

Now, Therefore, Be It Resolved, that the Treasurer be and is hereby authorized to draw a warrant to refund the following to:

Amount of $300.00 to be refunded to the owner:

Joe DiLeo  
8-10 West Front Street  
101 Crawfords Corner, Ste 2308  
Holmdel, NJ 07733

For Permit on 7/18/23  
Check #1105

3-01-55-106-104

<table>
<thead>
<tr>
<th>MOVE</th>
<th>SECOND</th>
<th>YES</th>
<th>NO</th>
<th>ABSTAIN</th>
<th>ABSENT</th>
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<tr>
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<td>Councilmember Cassidy</td>
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<td>Councilmember Facey-Blackwood</td>
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<tr>
<td>Mayor Portman</td>
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</tbody>
</table>

ON CONSENT AGENDA: Yes  No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

____________________________________  
Laura Reinertsen. Borough Clerk
BOROUGH OF RED BANK
COUNTY OF MONMOUTH

RESOLUTION NO. NP23-41

AUTHORIZING REFUND OF DEVELOPERS ECROW ACCOUNT BALANCES TOTALING $849.40

WHEREAS, the following applicant has deposited an Escrow amount as required by the Planning and Zoning Department for a development project; and

WHEREAS, the Planning and Zoning Department has determined that the applicants’ corresponding projects are substantially complete and therefore the balance of Escrows can be released; and

WHEREAS, the Escrow Accounts identified in the enclosed schedule, ‘Schedule A’ identify the balance remaining, after all relevant fees have been satisfied and there appears no further basis to retain the Escrow Deposits;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Red Bank that the Escrow balances be released and that the Chief Financial Officer is hereby directed to issue a check for the refunds.

Schedule A

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Address</th>
<th>Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td>RBank Capital (PR10489)</td>
<td>80 Rector Place</td>
<td>533.40</td>
</tr>
<tr>
<td>Project Expediters/Bank of America (PR14424)</td>
<td>170 Broad Street</td>
<td>165.00</td>
</tr>
<tr>
<td>Maria Grzegorski (ZR13905)</td>
<td>134 Bridge Avenue</td>
<td>151.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>$849.40</strong></td>
</tr>
</tbody>
</table>

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

____________________________________
Laura Reinertsen
Borough Clerk

<table>
<thead>
<tr>
<th>Moved</th>
<th>Seconded</th>
<th>Ayes</th>
<th>Nays</th>
<th>Abstain</th>
<th>Absent</th>
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<tr>
<td>Councilmember Bonatakis</td>
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<tr>
<td>Mayor Portman</td>
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</tbody>
</table>

**ON CONSENT AGENDA** Yes No
Whereas, Pursuant to Section 680-17 (A) and (B) of the Municipal Code, the Borough of Red Bank requires those who park motor vehicles at parking meters to deposit funds in any off-street or on street meters parking during the posted hours; and

Whereas, the governing body may adopt a resolution to allow free parking in any metered parking zone, on or off street, upon a finding of public necessity, need or purpose; and

Whereas, the governing body has traditionally waived the meter fees for the annual sidewalk sale; and

Whereas, waiving parking meter fees will encourage economic activity and attract the shopping public to the Borough’s Commercial areas during this period; and

Whereas, encouraging economic activity during the sidewalk sale, is a public purpose that allows the Borough to waive parking meter fees in commercial areas

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Red Bank that pursuant to Section 680-17 et. Seq. Operation of Parking Meters, parking meter fees shall be waived and parking shall be free for the annual sidewalk sale to be held August 18 – 20, 2023

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I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

____________________________________
Laura Reinertsen. Borough Clerk

ON CONSENT AGENDA | Yes | No
A RESOLUTION OF THE BOROUGH OF RED BANK, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LETTER OF REPRESENTATION AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH THE ISSUANCE AND DELIVERY OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY’S CAPITAL EQUIPMENT POOLED LEASE REVENUE BONDS, SERIES 2023 AND AUTHORIZING AN AUTHORIZED MUNICIPAL REPRESENTATIVE TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF SUCH BONDS

WHEREAS, the Borough of Red Bank, New Jersey (the “Municipality”) desires to lease and permanently finance the cost of acquisition of certain capital equipment (the “Equipment”) from The Monmouth County Improvement Authority (the “Authority”); and

WHEREAS, the Authority will provide for the financing of the cost of the acquisition of the Equipment by the issuance of its Capital Equipment Lease Revenue Bonds, Series 2023 (Red Bank Project) (the “Bonds”) payable from rentals by the Municipality pursuant to a Lease and Agreement by and between the Municipality and the Authority (the “Lease”); and

WHEREAS, in order to induce the Authority to issue and deliver the Bonds and its Capital Equipment Pooled Lease Revenue Bonds, Series 2023, there has been prepared and submitted to the Municipality a Letter of Representation in the form attached hereto as Exhibit A; and

WHEREAS, there has been prepared and submitted to the Municipality a Continuing Disclosure Agreement in the form appended hereto as Exhibit B for execution by the Municipality if the Authority shall determine that the Municipality is or will be an “obligated person” with respect to the Authority’s Capital Equipment Lease Revenue Bonds, Series 2023 within the meaning of Rule 15c2-12 of the United States Securities and Exchange Commission (an “Obligated Person”);

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF RED BANK AS FOLLOWS:

Section 1. That the Letter of Representation, in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative (as that term is defined in the Lease) is hereby authorized to, and one of such officers shall execute the Letter of Representation, with such additions, deletions or modifications as such officer shall approve, and to deliver the same to the addressees designated on such Letter of Representation, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 2. That the Continuing Disclosure Agreement in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative is hereby authorized to, and one of such officers shall execute the Continuing Disclosure Agreement, with such additions, deletions or modifications as such officer shall approve, and to deliver the same upon the determination by the Authority that the Municipality is or will be an Obligated Person, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 3. That any Authorized Municipal Representative is hereby authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or property for carrying out the sale, issuance and delivery of
the Bonds, the Authority’s Capital Equipment Pooled Lease Revenue Bonds, Series 2023 and all related transactions contemplated by this resolution.

Section 4. All resolutions or proceedings or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective immediately.

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ON CONSENT AGENDA  Yes       No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

Laura Reinertsen. Borough Clerk
RESOLUTION AUTHORIZING THE RED BANK DEPARTMENT OF RECREATION TO APPLY FOR FUNDS FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE FY2024 RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (ROID) GRANT PROGRAM FOR THE RED BANK CLASSIC 5K: ACCESSIBILITY EQUIPMENT PROJECT

WHEREAS, the Borough of Red Bank desires to apply for and obtain a grant from New Jersey Department of Community Affairs for approximately $825.00 to carry out a project to provide an accessible push chair for individuals with disabilities to be able to participate in the Red Bank Classic 5K. Upon a resident’s request the push chair will be made available for other Borough recreation events.

WHEREAS, the Borough of Red Bank wishes to request $825.00 from the New Jersey Department of Community Affairs Recreational Opportunities for Individuals with Disabilities (ROID) grant program and pledges a 20% cash match of $165.00;

BE IT THEREFORE RESOLVED that the Borough of Red Bank does hereby authorize the application for such a grant; and, recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Red Bank and the New Jersey Department of Community Affairs.

________________________________________  ______________________________________
(signature)                                (signature)
Laura Reinertsen                          Darren McConnell
(type or print name)                      (type or print name)
Borough Clerk                             Interim Borough Administrator
(title)                                   (title)

CERTIFICATION:

I, Laura Reinertsen, the Municipal Clerk of the Borough of Red Bank hereby certify that at a meeting of the Board of Directors / Governing Body held on August 10, 2023, the above RESOLUTION was duly adopted.

______________________________________
Laura Reinertsen. Borough Clerk

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

______________________________________  ______________________________________
Mayor Portman                              Laura Reinertsen. Borough Clerk

ON CONSENT AGENDA: Yes  No
New Jersey Department of Community Affairs
APPLICATION FOR GRANT FUNDS

STANDARD GRANT COVER SHEET

1. DCA Program to Which Applicant is Applying:
   Recreational Opportunities for Individuals with Disabilities 2024

2. Name of Applicant Agency
   Red Bank Borough

3. Street Address
   90 Monmouth Street

4. Official Contact Person
   Lt. Darren McConnell
   Title: Lieutenant
   Phone Number: (732) 530-2777

5. Program Contact Person
   Mr. Peter Blanes
   Title: Grants Consultant
   Phone Number: (973) 326-3329

6. Proposed Project/Grant Title
   The Red Bank Classic 5K Equipment Expansion Project

7. Total Cost of the Project
   $990

8. Requested Amount
   $825

9. Funds from Other Sources
   $165

10. Project Location (if Different from Applicant Agency)
*See Program Component Cover Sheet

11. Vendor Number
    216001051-99

12. Employer ID
    216001051

13. Tax Exempt ID

14. Area(s) Benefiting:
*See Program Component Cover Sheet

15. Briefly describe the project for which you are seeking funds.
   For the purchase of a push chair to increase the inclusivity of the Red Bank Classic 5k and other physically intense recreation opportunities in the Borough.

16. a. Will any member of the Board of Directors/Trustees receive any direct or indirect personal or monetary gain from the funding of this grant? ☐ Yes ☑ No
   b. Does any member of the Board of Directors/Trustees serve on any board, council commission, committee or task force which has regulatory or advising influence on the funding program? ☐ Yes ☑ No If yes, please describe:

17. Fiscal Contact Person
    Mr. Thomas Seaman
    Title: Chief Financial Officer
    Phone Number: (732) 530-2742

21. Agency Fiscal Year
    1/1/2021-12/31

22. Name of CPA Firm Appointed by Grantee
    Fallon & Company

23. Certification: The applicant certifies that to the best of his/her knowledge and belief all data supplied in this application and attachments are true and correct. The document has been duly authorized by the governing body of the applicant and further understands and agrees that any grant received as a result of this application shall be subject to the grant conditions and other policies, regulation, and rules issued by the New Jersey Department of Community Affairs which include provisions described in grant applications instructions.

Name and Title of Applicant (Print)
Darren McConnell, Interim Borough Administrator

Signature of Applicant

Date of Application

Page 2 of 5
New Jersey Department of Community Affairs
APPLICATION FOR GRANT FUNDS

PROGRAM COMPONENT COVER SHEET

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14. Area(s) Benefiting:
SCHEDULE G
New Jersey Department of Community Affairs
APPLICATION FOR GRANT FUNDS
CERTIFICATION REGARDING DEBARMENT AND SUSPENSION

In accordance to Federal Executive Order 12549, “Debarment and Suspension,” the undersigned certifies, to the best of his or her knowledge that as an applicant, this agency or its key employees:

a. are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transaction by any Federal Department or agency, or by the State of New Jersey;

b. have not within a 3-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense, in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or Local) transaction or contract under a public transportation; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.

c. are not presently indicted or for otherwise criminally or civilly charged by a governmental entity (Federal, State, or Local) with commission of any offenses enumerated in paragraph (b) of this certification; and

d. have not within 3-year period preceding this application had one or more public transactions (Federal, State, or Local) terminated for cause or default.

The applicant agrees that by submitting this application, it will obtain from all its subgrantees a certification that includes without modification paragraphs (a), (b), (c), (d), of this certification in accordance with Federal Executive Order 12549.

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<tr>
<td>NAME AND TITLE OF OFFICIAL SIGNING FOR AGENCY</td>
<td>Darren McConnell, Interim Borough Administrator</td>
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<tr>
<td>SIGNATURE OF ABOVE OFFICIAL</td>
<td>DATE SIGNED</td>
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NOTE: The following document related to Debarment and Suspension as required by Federal regulations will be used as the basis for completion of this certification:

List of parties excluded from Federal Procurement or Non-Procurement Programs. This document is distributed by U.S. General Services Administration, U.S. Printing Office, Washington, D.C. This document can be acquired from the Superintendent of Documents by calling (202) 783-3238.

FS-40g
DEC 04
New Jersey Department of Community Affairs
APPLICATION FOR GRANT FUNDS
CERTIFICATION REGARDING LOBBYING

The undersigned certifies, to the best of his or her knowledge that:

a. No grant funds awarded from State and/or Federal appropriations have been paid or will be paid, by or on behalf of the grantee, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any grant, the making of any loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any grant, loan, or cooperative agreement.

b. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this, grant, loan, or cooperative agreement, the grantee shall complete and submit the Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. This form can be found at the following website address: http://www.hhs.gov/oagaam/oam/opportunities/rrp0202/sf111.pdf.

c. The grantee shall require that the language of this compliance requirement (certification) be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This requirement (certification) is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

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<td>Name and Title of Official Signing for Agency</td>
<td>Darren McConnell, Interim Borough Administrator</td>
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<td>Signature of Above Official</td>
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FS-40th
MAR 09
WHEREAS, pursuant to N.J.S.A. 40:69A-89, the Borough Council is authorized to appoint an Interim Municipal Manager, who shall exercise all of the powers and duties as provided in N.J.S.A. 40:69A-81 et seq.; and

WHEREAS, Darren McConnell possesses the requisite executive and administrative qualifications and experience in municipal government in the State of New Jersey to perform the duties of Interim Municipal Manager;

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Red Bank that Darren McConnell, and hereby is, appointed to the position of Interim Municipal Manager effective immediately.

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ON CONSENT AGENDA

Yes  No
BOROUGH OF RED BANK  
COUNTY OF MONMOUTH  
RESOLUTION NO. NP23-46  

HONORING STANLEY SICKELS’ FIFTY YEARS OF SERVICE TO THE RED BANK FIRE DEPARTMENT AND NAESINK HOOK AND LADDER COMPANY

WHEREAS, Stanley Sickels, born and raised in Red Bank, joined the Red Bank Volunteer Fire Department in May 1973; and

WHEREAS, the Borough of Red Bank Fire Department was first organized in 1872, and the Navesink Hook and Ladder Company was incorporated in 1873 by an act of the New Jersey State Legislature; and

WHEREAS, Stanley Sickels has served the Red Bank community as a volunteer firefighter for over fifty years including as Chief of the Department in 1988, as Captain of the Hook & Ladder, as President of the Hook & Ladder, as Fire Department Training Officer, as an instructor at the Monmouth County Fire Academy for 43 years, as a life member of the New Jersey Firemen’s Relief Association, and is the recipient of numerous awards for his service including as Fire Fighter of the Year and a lifesaving medal; and

WHEREAS, Stanley Sickels led significant reform in Red Bank’s fire code as Borough Fire Marshal from 1979-2017, resulting in a tangible increase to the safety of Red Bank’s citizens and in the protection of Red Bank’s property, and continues to actively serve the Department; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank, recognize with gratitude Stanley Sickels’ significant service and contributions to our community’s safety and the Red Bank Volunteer Fire Department.

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____________________________________
Laura Reinertsen. Borough Clerk

Councilmember Bonatakis
Councilmember Cassidy
Councilmember Facey-Blackwood
Councilmember Forest
Councilmember Jannone
Councilmember Triggiano
Mayor Portman

ON CONSENT AGENDA Yes No
BOROUGH OF RED BANK  
COUNTY OF MONMOUTH  
RESOLUTION NO. NP23-47  

HONORING ROBERT TALERICO’S FIFTY YEARS OF SERVICE TO THE RED BANK FIRE DEPARTMENT AND NAVESINK HOOK AND LADDER COMPANY  

WHEREAS, Robert Talerico, born and raised in Red Bank, joined the Navesink Hook and Ladder of the Red Bank Volunteer Fire Department in November 1973; and  

WHEREAS, the Borough of Red Bank Fire Department was first organized in 1872, and the Navesink Hook and Ladder Company was incorporated in 1873 by an act of the New Jersey State Legislature; and  

WHEREAS, Robert Talerico has served the Red Bank community as a volunteer firefighter for over fifty years including as Chief of the Department in 1994 and as Acting Chief in 2006, as Captain of the Hook & Ladder, as President of the Hook & Ladder, as a member of the Borough’s Fire Marshalls Office from 1999-2017, as a life member of the New Jersey Firemen’s Relief Association, and is the recipient of numerous awards for his service including twice being honored as Red Bank’s Fire Fighter of the Year; and  

WHEREAS, Robert Talerico, served his Nation for four years as a member of the United States Navy, returned home and joined the fire department, and continues to serve Red Bank in a manner all residents and Department members should be proud to emulate; and  

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank, recognize with gratitude Robert Talerico’s significant service and contributions to our community’s safety and the Red Bank Volunteer Fire Department.  

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AWARDING PROFESSIONAL SERVICES CONTRACT FOR THE PROFESSIONAL ENGINEERING AND CONSTRUCTION MANAGEMENTS SERVICES FOR MECHANIC STREET DESIGN AND CA&I

WHEREAS, the Borough Governing Body has identified a need for Mechanic Professional Engineering And Construction Managements Services For Mechanic Street Design and CA&I; and,

WHEREAS, based on the size and scope of such undertaking, the professional services of the Borough Engineer are considered desirable by Borough management; and,

WHEREAS, the Mayor and Council (hereinafter, the “Governing Body” of the Borough concur with the sentiments and recommendation of the Borough management and wish to enlist the professional services of the Borough Engineer for the necessary services associated with the NJ DOT project here forward known as Mechanic Professional Engineering And Construction Managements Services For Mechanic Street Design and CA&I;,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that a Professional Services Contract for Mechanic Professional Engineering And Construction Managements Services For Mechanic Street Design and CA&I; to T&M Associates for the sum not to exceed ninety-two thousand dollars ($92,000.00); and,

BE IT FURTHER RESOLVED that this Resolution shall take effect upon certification on this Resolution by the Borough Chief Financial Officer that sufficient funds are available for stated purpose; and,

BE IT FURTHER RESOLVED that charges incrementally incurred and paid associated with this contract shall be pursuant to the contract terms authorized in Resolution #23-02 of July 6, 2023.

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ON CONSENT AGENDA: Yes No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

____________________________________
Laura Reinertsen. Borough Clerk
BOROUGH OF RED BANK
COUNTY OF MONMOUTH

RESOLUTION NO. NP23-49

AUTHORIZING THE POSTING OF THE BOROUGH MANAGER POSITION

WHEREAS, pursuant NJSA:40:69A-81 et. seq., the Borough of Red Bank has adopted the Faulkner Act (OMCL) Council-Manager form of government; and,

WHEREAS, the Borough of Red Bank is in need of a municipal manager, and

WHEREAS, the Borough is desirous of identifying the most qualified, knowledgeable, and experienced candidates.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that the Interim Manager and or Borough Clerk is authorized to initiate the search for a municipal manager and post an advertisement for same in the official borough publication(s), on municipal classified websites such as New Jersey League of Municipalities and any other means as deemed beneficial to effectuate the search.

MOVED

SECONDED

AYES
NAYS
ABSTAIN
ABSENT

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

____________________________________
Laura Reinertsen. Borough Clerk

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<th>Councilmember Bonatakis</th>
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ON CONSENT AGENDA   Yes     No
RESOLUTION AUTHORIZING THE APPOINTMENT OF REGULAR CROSSING GUARDS FOR THE 2023 - 2024 SCHOOL YEAR

BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the following individuals be appointed as Regular School Crossing Guards for the 2023 - 2024 School Year pending completion of physical and background investigation:

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<th>Returning:</th>
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<tr>
<td>Jana Albert</td>
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<td>Frank Alexander</td>
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<td>Paul Brenner</td>
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<td>Michael Cava</td>
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<td>Julie Dynak</td>
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<td>Mary Harrison</td>
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<td>Wayne Hartman</td>
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<td>Wanda Jenkins</td>
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<td>Diane Johnson</td>
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<td>Stella Johnson</td>
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<td>Robert Lane</td>
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<td>Krissy Maletto</td>
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<td>Mary Portee</td>
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<td>Jacob Roche</td>
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<tr>
<td>Idalia Suastegui</td>
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<tr>
<td>Diane Summey</td>
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<td>Yvonne Vass</td>
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<tr>
<td>Fred Wikoff</td>
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<td>Holly Valdes</td>
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New Appointments
N/A

BE IT FURTHER RESOLVED that the position will be for a term of 9/1/2023 through 6/30/2024 and will be paid at the rate of $29.24 per day as set by Borough Ordinance.

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I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, In the County of Monmouth at a Meeting held on August 10, 2023.

____________________________________
Laura Reinertsen. Borough Clerk

ON CONSENT AGENDA: Yes No
WHEREAS, the members of the Borough Council are mindful of the right of the public to attend and witness meetings of the governmental bodies at which public business is discussed, and to be involved in all phases of governmental action, and

WHEREAS, the Open Public Meetings Act nonetheless recognizes the authority of a public body to exclude the public from meetings in certain enumerated instances in which disclosure of matters discussed could endanger public safety, property or other public interest, or invade individual privacy, and

WHEREAS, as authorized by the Open Public Meetings Act, NJSA 10:4-12 (b), the Borough Council has a need to meet in private session to discuss:

1) Matters expressly rendered confidential by law;
2) Matters the disclosure of which would jeopardize the receipt of federal funds;
3) Matters threatening unwarranted invasion of individual privacy;
4) Matters affecting collective bargaining of public employees;
5) Matters involving acquisition of real property with public funds, or investment of public funds, where disclosure would jeopardize such acquisition or investment.
6) Tactics and techniques utilized in protection of public safety or property, matters concerning investigations of violations of the law;
7) Matters affecting pending or anticipated litigation to which the public body may be party, matters within the attorney client privilege.
8) Personnel matters concerning the employment, appointment, evaluation, promotion or termination of a public officer or employee;
9) Deliberations which may result in the imposition of civil penalty or the suspension or loss of license or permit;

BE IT RESOLVED, that the Borough Council will meet in private session on _________ to discuss the following specific items:

Item # ____ As enumerated above

BE IT FURTHER RESOLVED, that the matters so discussed will be disclosed to the public as determined during closed session.

__________________________
Mayor Portman

ON CONSENT AGENDA  Yes  No

I hereby certify that the above Resolution was adopted by the Borough Council of the Borough of Red Bank, in the County of Monmouth at a Meeting held on August 10, 2023.

__________________________
Laura Reinertsen. Borough Clerk