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 - 4.I. Proclamations, Announcements & Presentations
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 - g. 9/11 Patriot Day Observance - Riverside Gardens, Wednesday, 9/11/19, 9:30 a.m.
 - h. Open Space Public Hearing
 - i. Resolution: 1-196 A Resolution Authorizing an Application to the Monmouth County Open Space Trust Fund in the Amount of \$250,000 to Fund Improvements at East Side Park and Mohawk Pond/Count Basie Park.

Documents:

[19-196.PDF](#)

5. PUBLIC COMMENT (AGENDA ITEMS ONLY)
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Documents:

[DRAFT MINUTES 07-24-2019 REGULAR.PDF](#)

- 6.II. Workshop Meeting Minutes Of 7/3/2019

Documents:

[DRAFT MINUTES 07-03-2019 WORKSHOP.PDF](#)

7. ORDINANCES - PUBLIC HEARING/ADOPTION
 - 7.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 PH.PDF](#)

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

Documents:

[2019-36 PH.PDF](#)

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

Documents:

[2019-37 PH.PDF](#)

- 7.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 PH.PDF](#)

- 7.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 PH.PDF](#)

- 7.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 PH.PDF](#)

- 7.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 PH.PDF](#)

- 7.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 PH.PDF](#)

- 7.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 PH.PDF](#)

- 7.X. 2019-44 Ordinance Amending The Revised General Ordinances Of The Borough To Revise Section 680-35: "Schedule I" Under Chapter 680: "Parking And Traffic" To Prohibit Parking On The North Side Of Earl Street For 150 Feet From The Intersection Of Shrewsbury Avenue.

Documents:

[2019-44 PH.PDF](#)

- 7.XI. 2019-45 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 15 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:

[2019-45 PH.PDF](#)

- 7.XII. 2019-46 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 15.01 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:

[2019-46 PH.PDF](#)

- 7.XIII. 2019-47 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 38 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:

[2019-47 PH.PDF](#)

- 7.XIV. 2019-48 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 31 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:

[2019-48 PH.PDF](#)

- 7.XV. 2019-49 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 32 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:

[2019-49 PH.PDF](#)

- 7.XVI. 2019-50 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 26 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:

[2019-50 PH.PDF](#)

- 7.XVII. 2019-51 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 26.01 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:

[2019-51 PH.PDF](#)

- 7.XVIII. 2019-52 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 27 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:

[2019-52 PH.PDF](#)

- 7.XIX. 2019-53 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 29 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:

[2019-53 PH.PDF](#)

- 7.XX. 2019-54 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 30 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:

[2019-54 PH.PDF](#)

- 7.XXI. 2019-55 Ordinance Authorizing The Acquisition Of Easement(S) Affecting Block 30.01, Lot 38 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:

[2019-55 PH.PDF](#)

8. ORDINANCES - FIRST READING

- 8.I. 2019-56: Ordinance Supplementing The Revised General Ordinances Of The Borough To Insert New Section 680-20(B) Under Chapter 680: "Vehicles And Traffic" To Provide For The Designation Of Certain Municipal Parking Lot Spaces For Compact Cars Only

Documents:

[2019-56 INTRO.PDF](#)

- 8.II. 2019-57 Ordinance To Insert New Section 680-54: "Schedule XX" Under Chapter 680:

“Parking And Traffic” To Specify The Municipal Parking Lot Spaces To Be Designated As “Compact Car Parking Only”

Documents:

[2019-57 INTRO.PDF](#)

- 8.III. 2019-58: Ordinance Authorizing The Naming Of A Street In Accordance With N.J.S.A. 40:67-1(K)

Documents:

[2019-58 INTRO.PDF](#)

9. RESOLUTIONS

- 9.I. 19-197: A Resolution For Payment Of Bills (PENDING)

- 9.II. 19-198: A Resolution Authorizing Tax Credits/Refunds Totaling \$3,138.55 Due To Judgements Of The Tax Court Of New Jersey

Documents:

[19-198.PDF](#)

- 9.III. 19-199: A Resolution Authorizing Water/Sewer Refund Of \$98.91 Due To Overpayment.

Documents:

[19-199.PDF](#)

- 9.IV. 19-200: A Resolution Accepting The Performance Guarantee Posted By Yellowbrook Property Company, LLC For The Development Project Located At Block 73, Lots 16 & 17.

Documents:

[19-200.PDF](#)

- 9.V. 19-201: A Resolution Accepting Performance Guarantee Posted By David Popkin For A Project Located At 170 Monmouth Street, Block 36, Lot 23.01

Documents:

[19-201.PDF](#)

- 9.VI. 19-202: A Resolution Accepting Performance Guarantee And Inspection Escrow Posted By Riverwalk Commons Red Bank, LLLC For The Development Project Located At 24-30 Mechanic Street, Block 29, Lots 5, 6 & 7

Documents:

[19-202.PDF](#)

- 9.VII. 19-203: Resolution Authorizing A Shared Services Agreement With The Special Improvement District Borough Of Red Bank, Inc. D/B/A Red Bank Rivercenter For Constructing Streetscape, Drainage, And Lighting Improvements In The Area Of White Street And English Plaza

Documents:

[19-203.PDF](#)

- 9.VIII. 19-204: A Resolution 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 2019 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

Documents:

[19-204.PDF](#)

- 9.IX. 19-205: A Resolution Authorizing The Borough Planner To Perform Additional Affordable Housing Planning Services To Assist The Borough In The Court-Mandated Compliance Process

Documents:

[19-205.PDF](#)

- 9.X. 19-206: A Resolution Awarding A Professional Services Contract To CME Associates For Additional Engineering Services For The East Side Park And Mohawk Pond Park Project.

Documents:

[19-206.PDF](#)

- 9.XI. 19-207: Resolution Authorizing Change Order No. 2 Related To The Contract With Seacoast Construction, Inc. For The English Plaza/White Street Streetscape Improvement Project.

Documents:

[19-207.PDF](#)

- 9.XII. 19-208: A Resolution Ratifying And Confirming The Appointment Of A Full-Time Administrative Assistant.

Documents:

[19-208.PDF](#)

- 9.XIII. 19-209: A Resolution Authorizing The Appointment Of Regular Crossing Guards For The 2019-2020 School Year

Documents:

[19-209.PDF](#)

- 9.XIV. 19-210: A Resolution Supporting State And Federal Legislation That Provides Greater Transparency In Political Donations, Limits The Influence Of Money In Politics, And Ends Gerrymandering

Documents:

[19-210.PDF](#)

10. MAYOR & COUNCIL COMMENTS

11. DISCUSSION & ACTION

11.I. Human Relations Advisory Committee Appointments:

Pat Pinto as a full member for an unexpired three-year term ending 12/31/2019

11.II. Special Events Recommendations From 8/5/2019. (All Approvals Subject To Final Plan Review By Special Events Committee.)

- i. Request from Ghost Tours to conduct street tours throughout town beginning at the Dublin House at 8pm on Fridays from August 16 through November 8.
- ii. Request from residents of Elm Place to hold a Block Party between Hudson Avenue and Spring Street from 3 to 11 pm on Saturday, September 14, 2019.
- iii. Request from NJ Friends of Clearwater to hold a festival in Marine Park from 11 am to 7 pm on Saturday, September 14, 201

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

13. EXECUTIVE SESSION

14. ADJOURNMENT

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-196**

**A RESOLUTION AUTHORIZING AN APPLICATION TO THE MONMOUTH COUNTY
OPEN SPACE TRUST FUND IN THE AMOUNT OF \$250,000 TO FUND
IMPROVEMENTS AT EAST SIDE PARK AND MOHAWK POND/COUNT BASIE PARK**

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of the Borough of Red Bank desires to obtain County Open Space Trust Funds in the amount of \$250,000.00 to fund park development at East Side Park at 272 Mechanic Street, Red Bank, NJ 07701, Block 15.01, Lots 16.01, 24, and 26.01; and Mohawk Pond Park (including Count Basie Park) at Henry Street, Red Bank, NJ 07701, Block 97, Lot 38/Block 97.01, Lots 40, 41, and 57; and

WHEREAS, the total cost of the project including all matching funds is \$500,967.50; and

WHEREAS, the Borough of Red Bank owns and controls the project sites.

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

1. Ziad Andrew Shehady, Business Administrator, or his/her successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program, and (c) act as the municipal contact person and correspondent of the above named municipality; and
2. The Borough of Red Bank is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. Ziad Andrew Shehady, Business Administrator, or his/her successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

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

Dated: August 21, 2019

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on August 21, 2019.

Pamela Borghi, Municipal Clerk

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
July 24, 2019
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

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 announced that it appeared the Council would be putting forth a motion to vote down Ordinances 2019-25 and 2019-26 due to public interest and concerns of the Council. He said he understood the need to keep the streets clean which he said was the reason behind the ordinance. He said the Department of Public Works, Police Chief, Administrator and the Mayor would hold further discussions to find a reasonable alternative.

Councilman Zipprich thanked the public for their comments and said he had felt from the beginning that it would need to be tweaked.

Police Department Translator Program

Councilwoman Triggiano reviewed the new Police Department Translator program and thanked Lt. Sardo and Chief McConnell for their efforts. She said she believed it may be the first program of its kind in the State. She said it was based on a program from Houston, Texas. Several of the volunteers were in attendance and she thanked them for their service. Lt. Sardo reviewed details of the program and thanked the Mayor and Council for their support. He also reviewed the Department's Chaplain Program.

Mayor Menna thanked them all and said it was a unique program and that the Council was proud of their efforts.

Councilwoman Horgan also thanked the participants for their service.

Community Development Block Grant Presentation/Public Hearing

Administrator Shehady reviewed the Community Development Block Grant (CDBG) Program. He said the Borough would be applying for a grant to be used toward the revitalization of Ralph "Johnny Jazz" Gatta Park. He reviewed the criteria in the selection process and explained why this project had been chosen. He said it was strictly a concept plan and noted the elements could be moved around. He said the Borough was applying for the maximum grant of \$200,000 and said it was not a matching grant.

He noted the park had been named after a local jazz aficionado and said it had also been the site of several concerts. He said the plan included adding a stage/platform that could be used for music and other performing arts. He said they were adding a walkway and included Americans with Disabilities Act (ADA) enhancements to ensure access. He said the plan also called for added lighting and landscaping. He said play equipment was proposed that would be large scale with a musical theme. He said it also included a seating wall along the perimeter. He said a new Evergreen tree would be planted that could be used for holiday lighting events.

Mayor Menna asked for any Council comments.

Councilman Zipprich asked if the plan called for removing existing trees.

Administrator Shehady said some would remain but some were being removed to create an open lawn.

Councilman Zipprich asked if they would repurpose the existing benches.

Administrator Shehady said they would.

Councilman Ballard noted the western edge of the park abutted a home and asked if there would be new trees or shrubs installed.

Administrator Shehady said the existing shrub row would remain.

Councilman Ballard asked if there was a plan to add a sound barrier.

Administrator Shehady said there was not.

Mayor Menna opened comments to the public.

Alan Hill—64 McLaren Street—said he thought it was a nice design and he looked forward to seeing the result. He asked about the status of another project.

Mayor Menna said they would discuss that later in the meeting and that this portion was just for the Public

Hearing regarding the CDBG application.

William Poku—90 Bank Street—said that several months ago he had proposed that a plaque be installed in the park to recognize several native born individuals.

Boris Kofman—28 Riverside Avenue—asked if, before implementation, the Borough’s advisory committees would have an opportunity to comment.

Administrator Shehady said they would. He said this hearing was being held as part of the application process. He said, if the application was approved, they would go forward to the next steps.

Ethel Brando—12 Bank Street—asked if they would be putting bathrooms in the park.

Administrator Shehady said there was no provision for that in this plan. He said it was something they could possibly look into in the future.

Ben Forrest—16 Locust Avenue—asked if they would be taking the large tree down.

Administrator Shehady said they would unless the plan was altered.

Allison Gregory—109 Bank Street—asked if they had considered installing a partial fence on the Shrewsbury Avenue side of the property due to safety concerns.

Administrator Shehady said they had not wanted to cut off access to the park but said the seating wall and plantings would create a buffer.

Ms. Gregory thanked him for considering the issue.

No other members of the public appeared to comment on the application.

Councilman Yngstrom made a motion to close the Public Hearing, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

Councilman Yngstrom made a motion to move forward with the application, seconded by Councilman Yassin.

ROLL CALL:

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

NAYS: None

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

PUBLIC COMMENT (AGENDA ITEMS ONLY)

Marie Mumford—62 South Street---asked about Ordinance 2019-36 regarding green roofs.

Mayor Menna reviewed what a green roof was.

Ms. Mumford asked if it was for larger projects.

Mayor Menna said most larger projects would have a rooftop garden. He said it would not affect single family homes.

William Poku—90 Bank Street—asked for a layman’s explanation of Ordinances 2019-29 through 2019-34 and asked if they were regarding property owners giving rights to the government.

Mayor Menna said that was correct and explained that the easements were granted by property owners who were continuous to the parking lot that was the subject of an improvement project.

Mr. Poku noted that he had previously asked about easements on Bank Street.

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

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

ROLL CALL:

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

NAYS: None

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

MINUTES & REPORTS

Regular Meeting Minutes of 6/5/2019

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

ROLL CALL:

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

NAYS: None.

ASTAIN: Horgan

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

Regular Meeting Minutes of 6/19/2019

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

ROLL CALL:

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

NAYS: None.

ASTAIN: Horgan

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

Executive Session Meeting Minutes of 1/9/2019, 2/6/2019, 2/27/2019, 3/13/2019, 3/27/2019, 4/3/2019, 4/10/2019, 4/24/2019, 5/1/2019, 5/8/2019, 5/22/2019 and 6/19/2019

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

ROLL CALL:

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

NAYS: None.

ASTAIN: Ballard

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

ORDINANCES - Public Hearing/Adoption:

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 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, Zipprich and Horgan.

NAYS: None

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

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the motion was **rejected** on final reading.

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.

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, Zipprich and Horgan.

NAYS: None

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

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the motion was **rejected** on final 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."

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, Zipprich and Horgan.

NAYS: None

There being six 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, Zipprich and Horgan.

NAYS: None

There being six 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."

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, Zipprich and Horgan.

NAYS: None

There being six 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, Zipprich and Horgan.

NAYS: None

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

2019-31 Mayor Menna read, "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."

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, Zipprich and Horgan.

NAYS: None

There being six 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, Zipprich and Horgan.

NAYS: None

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

2019-32 Mayor Menna read, "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."

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, Zipprich and Horgan.

NAYS: None

There being six 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, Zipprich and Horgan.

NAYS: None

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

2019-33 Mayor Menna read, "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."

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, Zipprich and Horgan.

NAYS: None

There being six 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, Zipprich and Horgan.

NAYS: None

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

2019-34 Mayor Menna read, "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"

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, Zipprich and Horgan.

NAYS: None

There being six 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, Zipprich and Horgan.

NAYS: None

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

ORDINANCES – First Reading:

2019-35 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

2019-36 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Green Roofs."

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

ROLL CALL:

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

NAYS: None

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

2019-37 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Storm Water Management and Control."

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

ROLL CALL:

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

NAYS: None

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

2019-38 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Storm Water Recharge Elements in New Parking Lots."

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

ROLL CALL:

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

NAYS: None

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

2019-39 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

2019-40 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

2019-41 Mayor Menna read, "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."

Councilwoman Triggiano offered a motion to approve the introduction of the ordinance, seconded by Councilman Yngstrom.

ROLL CALL:

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

NAYS: None

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

2019-42 Mayor Menna read, "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.

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

ROLL CALL:

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

NAYS: None

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

2019-43 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

2019-44 Mayor Menna read, "Ordinance Amending the Revised General Ordinances of the Borough to Revise Section 680-35: "Schedule I" Under Chapter 680: "Parking and Traffic" to Prohibit Parking on the North Side of Earl Street for 150 Feet from the Intersection of Shrewsbury Avenue."

Councilwoman Horgan offered a motion to approve the introduction of the ordinance, seconded by Councilman Yngstrom.

ROLL CALL:

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

NAYS: None

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

2019-45 Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 15 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-46 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 15.01 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-47 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 38 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-48 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 31 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-49 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 32 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-50 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 26 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-51 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 26.01 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-52 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 27 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-53 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 29 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-54 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 30 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-55 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 38 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

RESOLUTIONS

19-175 Mayor Menna read, "A Resolution for Payment of Bills Amounting to \$3,467,244.03

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

ROLL CALL:

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

NAYS: None

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

19-176 Mayor Menna read, "Resolution Amending the Retirement Date for Rosa Brown."

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

ROLL CALL:

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

NAYS: None

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

19-177 Mayor Menna read, "A Resolution Ratifying and Confirming the Appointment of a Full-time Water Sewer Operator."

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

ROLL CALL:

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

NAYS: None

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

19-178 Mayor Menna read, "A Resolution to Amend the Time and Place of Borough Council Meetings for 2019."

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

ROLL CALL:

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

NAYS: None

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

19-179 Mayor Menna read, "A Resolution Authorizing the Extension of the Grace Period on Taxes."

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

ROLL CALL:

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

NAYS: None

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

19-180 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

19-181 Mayor Menna read, "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)."

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

ROLL CALL:

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

NAYS: None

ABSTAIN: Yassin

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

19-182 Mayor Menna read, "A Resolution Authorizing the Execution of a Memorandum of Understanding with the County of Monmouth (Fire Marshal Vehicle)."

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

ROLL CALL:

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

NAYS: None

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

19-183 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

19-184 Mayor Menna read, "A Resolution Authorizing Tax Cancellation and Refund of Taxes Paid Totaling \$19,683 for 1st and 2nd Quarter of 2019."

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

ROLL CALL:

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

NAYS: None

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

19-185 Mayor Menna read, "Resolution Authorizing Change Order No. 2 Related to the Contract with Lucas Construction Group Inc. for the Primary School Access Road Project."

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

ROLL CALL:

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

NAYS: None

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

19-186 Mayor Menna read, "Resolution Authorizing Change Order No. 1 Related to the Contract with Seacoast Construction, Inc. for the English Plaza/White Street Streetscape Improvement Project."

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

ROLL CALL:

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

NAYS: None

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

19-187 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

19-188 Mayor Menna read, "A Resolution Accepting Bids and Awarding Contract for 2019 Red Bank Road Program."

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

ROLL CALL:

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

NAYS: None

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

19-189 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

19-190 Mayor Menna read, "A Resolution Authorizing Tax Credits/Refunds Totaling \$14,552.67 due to Judgments of the Tax Court of New Jersey."

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

ROLL CALL:

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

NAYS: None

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

19-191 Mayor Menna read, "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."

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

ROLL CALL:

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

NAYS: None

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

19-192 Mayor Menna read, "A Resolution Authorizing and Approving Employment Agreement Between the Borough of Red Bank and Darren McConnell to Serve as Chief of Police."

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

ROLL CALL:

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

NAYS: None

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

19-193 Menna read, "A Resolution Authorizing the Utilization of Project Labor Agreements for Public Works Projects Undertaken by the Borough in Excess of Five-million Dollars."

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

ROLL CALL:

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

NAYS: None

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

MAYOR AND COUNCIL COMMENTS

Councilman Zipprich thanked the Public Works staff for their response to a storm on the previous Monday. He said they had worked to maintain compliance with the Office of Emergency Management, the Red Bank Fire Department and the Red Bank Police Department. He also reported that the 65th Annual Sidewalk Sale, coordinated by RiverCenter, was scheduled for the following weekend.

Councilman Ballard said the Finance Committee had met the previous Monday and reviewed the Monmouth County Improvement Authority list. He reported that the Animal Welfare Advisory Committee was welcoming a new member. He also noted the Red Bank Housing Authority had a new director and he looked forward to working with them. He reported that the Two River Little League West team had won their District Tournament. He also thanked DPW Employee Bobby Holiday for his contributions to improvements at Ralph "Johnny Jazz" Gatta Park.

Councilwoman Horgan said Councilman Yngstrom had noted attended the last Parks and Recreation meeting and said she would cover that report. She said Movies in the Park and Jazz in the Park program were going well. She said the Summer Camp program had 60 campers this year.

Councilman Yassin had no report.

Councilman Yngstrom said Councilwoman Horgan had covered his report.

Councilwoman Triggiano said the Environmental Commission had new appointees. She commended the Red Bank Fire Department for a quick response to a recent call on Broad Street. She reviewed the Police Department's National Night Out event scheduled for August 6 at Count Basie Field.

Councilman Ballard said he had forgotten to mention that there would be a Dog Days Event on August 12.

Councilman Zipprich said he also wanted to mention that the Indie Street Film Festival would begin tonight and run through July 29.

DISCUSSION & ACTION

Mayor Menna made the following appointments:

Animal Welfare Advisory Committee:

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

Councilman Ballard made a motion to confirm the appointment, seconded by Councilman Yassin.

ROLL CALL:

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

NAYS: None

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

Environmental Commission:

- 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

Councilwoman Triggiano made a motion to confirm the appointments, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

Mayor Menna read requests from Robert Laveratt Jr. and Jacie Thorpe for membership to the Westside Hose Company of the Red Bank Volunteer Fire Department.

Councilwoman Triggiano made a motion to approve the requests, seconded by Councilman Zipprich.

ROLL CALL:

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

NAYS: None

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

Mayor Menna read a 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.

Councilwoman Triggiano made a motion to approve the request, seconded by Councilman Yngstrom.

ROLL CALL:

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

NAYS: None

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

Mayor Menna read the following requests recommended for approval by the Special Events Committee at their meeting held on 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 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.

Councilwoman Horgan made a motion to approve the requests, seconded by Councilman Yassin.

ROLL CALL:

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

NAYS: None

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

PUBLIC COMMENT (Governmental Issues, 5 Minute Limit)

Suzanne Viscomi—25 Cedar Place—said she felt a lot of the action taken at this meeting was good government regulation but noted several items in town that were not being taking care of such as crosswalks not being maintained, parking lot light on during the day and cigarette butts in the parks. She said ordinances like the one banning plastic were trendy but said they needed better follow through.

Mayor Menna suggested that, in the future she should take a picture of things she witnesses and report it rather than wait for a Council meeting to bring it to someone's attention.

Allison Gregory-109 Bank Street—expressed concern that the bathrooms were not open at Riverside Gardens Park unless there was an event.

Mayor Menna said he had understood that, when the concession stand was open, the bathrooms would be available.

Ms. Gregory also asked about the recommendation in the Management Enhancement report calling for a change in government.

Mayor Menna said that would take a legislative action by either the Governing Body or initiative/referendum by the residents. He said he had not seen a citizen petition and had not seen a resolution come from the Governing Body.

Councilman Zipprich said he believed the legislature had recently changed the procedure.

Administrator Shehady said they had clarified the number of signatures that would be required on such a petition.

Ben Forest—16 Locust Avenue—thanked the Council for the ordinance regarding plastics and said he did not believe it was “trendy.” He reviewed issues with plastic in the ocean and thanked the Council for taking the action.

Itzl Perez—105 Locust Avenue—said she was thankful to see the translator program for a community struggling with the Police Department. She said she felt it offered a welcoming environment and thanked the Council for its support.

Alberto Larontonda—254 Spring Street—said he had presented allegations that the Borough was not following the Clean Water Act and had not received a response. He also asked if the town had begun lead testing in homes.

Mayor Menna said it was legal matter that the Borough Attorney was dealing with. He said the Borough would continue to follow all State and Federal regulations.

Frank Woods—92 Harding Road—said he had witnessed an incident where someone had received a minor injury at summer camp and commended the Parks & Recreation staff and particularly Oscar Salinas for the way they handled the situation.

Brenda Cozi—101 Tower Hill Avenue—asked about the forced power outage that had been announced earlier in the day.

Mayor Menna asked Administrator Shehady to address the situation.

Administrator Shehady said a statement had been posted to the Borough website after JCP&L had provided notification that they would need to shut down a section of town to allow them to de-energize downed lines and trees. He said restoration was expected in 24 hours. He encouraged everyone to sign up for Community Alerts. He said Red Bank fared better than most towns during the recent storm which he attributed to pressure from the Mayor and Council along with the fact that the Borough housed a water treatment facility and radio tower. He said this latest shut down was necessary to remove trees and poles to fully restore power.

William Poku—90 Bank Street—said he wanted people to understand that his relationship with the Mayor was not contentious. He said the Mayor had noted he was not offended when challenged. He said he would like an easier way to address his concerns before they ended up in a court of law.

No one else appearing, Councilman Zipprich made a motion to close the public hearing, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

EXECUTIVE SESSION

19-172 Mayor Menna read a resolution to adjourn to executive session to discuss Litigation (Riverview Medical Center, GR Masonry parking, Count Basie Field); No 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, Zipprich and Horgan.

NAYS: None

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

RESUME REGULAR BUSINESS

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

ROLL CALL:

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

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

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

NAYS: None

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

Respectfully submitted,

Pamela Borghi

DRAFT

**MINUTES
WORKSHOP MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JULY 3, 2019
6:30 P.M.**

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.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

ADMINISTRATION

Engineering Report

Engineer Neumann offered an update on the East Bergen Place project saying it was substantially complete and said they were waiting for work to be done by JCP&L. She said there had been complaints about the work at Eastside Park and said she would be sending a “time is of the essence” letter to the contractor.

Mayor Menna asked the Borough Attorney to send a follow up letter.

Engineer Neumann said she would be submitting a recommendation to award the contract for the 2018-2019 Road Program and said a resolution would be on the next agenda. She reviewed the process used to choose the roads.

Mayor Menna expressed concern about the Wikoff Place area and suggested a forum with residents in the area to discuss with representatives of the State and County. He said he felt work should not be done until that meeting was held.

Engineer Neumann offered detail of a plan for a proposed roundabout at the intersection of River Street and Leighton Avenue to beautify the area and slow traffic.

Mayor Menna suggest a four way stop as a less expensive alternative.

Councilwoman Triggiano suggested there should be input from from the Traffic Safety Division of the Police Department.

Engineer Neumann reviewed the White Street/English Plaza projects. She said water/sewer replacement work was underway for the White Street project and said they were piggy backing with the English Plaza project. She said they were looking to increase the amount of parking spaces in the White Street lot by approximately 20 spaces and reviewed specifics of the plan. She said they hoped to have it complete with the English Plaza project.

Councilmembers expressed concern about the plan and Mayor Menna said it should be reviewed by the Parking Committee and RiverCenter.

Councilman Yassin asked that the plan also be reviewed by the Shade Tree Committee.

Mayor Menna expressed concern about the cost.

Administrator Shehady noted the poor condition of the property.

Councilman Yngstrom called for more impervious surfaces.

Mayor Menna called for a comprehensive review.

Councilman Zipprich said Parking Director Calu should review the plan.

Mayor Menna again expressed concern about the cost.

Engineer Neumann said they were not looking for a decision but wanted to have the discussion as part of the existing White Street project.

The Council again discussed details of the plan and called for input by additional committees.

Administrator Shehady reviewed resolutions for the upcoming agenda which included awarding the contract for the Road Program project, a Change Order for the Primary School Access Road project and a Community Development Block Grant application and public hearing.

Councilman Yassin reviewed his suggestion that the Borough pass a resolution to require Project Labor Agreements to ensure quality work.

Councilwoman Triggiano said it made sense for projects over \$5 million.

BUILDING

Construction Official Corcione reviewed activity in his Department for the month of June.

Mayor Menna asked how the Department was running.

Mr. Corcione said it was running good for now.

OEM/FIRE MARSHAL/CODE

Fire Marshal Welsh reviewed his report.

Mayor Menna asked for a status report comparing last year's numbers to this year's numbers.

Mr. Welsh said that was contained in the report.

BUILDING (cont'd)

Councilman Yassin said he had also wanted to mention that he would like to see an ordinance to regulate the use of cranes.

The Council was in favor of moving forward with the suggestion.

CLERK

Borough Clerk Borghi asked if there any questions regarding her report. She reviewed a mural request that would be placed on the upcoming agenda as well as recent Special Event requests that had been recommended for approval.

Administrator Shehady recommended the Council consider a Mural and Public Art ordinance. He said projects would be reviewed by a committee similar to Special Events so there would be a uniform procedure.

There was a discussion on content. Administrator Shehady said the ordinance would simply establish a process.

FIRE MARSHAL CODE (cont'd)

Administrator Shehady said he had also wanted to mention that there would be two resolution on the next agenda regarding Fire Marshal Code which would be to amend a retirement date and to renew an agreement with Monmouth County regarding use of the Red Bank Fire Marshal vehicle.

Attorney Cannon said he would draft an ordinance regarding murals.

RECREATION

Director Hoffmann reviewed his report including recent Recreation Department activities. He reviewed upcoming programs including Summer Camp and Movies/Jazz in the Park.

Administrator Shehady reviewed the Marine Park proposal and said he had sent an email to spell out the next steps. He reviewed those steps and associated costs. He said it was at least a two to three year process. He discussed existing funding available and the need to complete certain levels of discussion to apply for grants.

Mayor Menna asked if the matter should be discussed in Executive Session. He said he had questions about the RFP.

Administrator Shehady said there were discussion ballpark figures only.

The Council consensus was that the Borough should do an RFP for Engineering on the project.

Councilman Yassin asked the project would be funded mostly through Bond Ordinances.

Administrator Shehady said it would.

Attorney Cannon said there were also opportunities for grants and other funding programs.

Councilman Ballard asked about an increase in receipts in June compared to last year.

Director Hoffmann said they had received payment for some programs earlier than the previous year.

Councilman Ballard also noted the Department would be coordinating with National Night Out and presenting Movies in the Park at Count Basie Field for that night only.

PUBLIC WORKS

Director Keen reviewed his report and Department activity. He reported that an employee would be retiring and said he would like to replace him prior to his leaving. He thanked the Environmental Commission and Sustainable Jersey representative for looking at doing an energy audit.

Councilman Yassin asked about the status of the Energy Aggregation program.

Administrator Shehady said they were waiting to hear back from the Board of Public Utilities.

Councilman Yngstrom asked about the status of the Alternate Side of the Street Ordinance.

Director Keen said he had spoken with residents who had had concerns. He said he had also received complaints that the streets were not clean.

A discussion followed on the number of days that would be needed to sweep the entire town and how many days a month should be designated as no parking days. They discussed the current schedule and frequency of sweeping.

Councilwoman Triggiano asked about those streets that only allowed for parking on one side.

Director Keen said they would allow for parking on the other side during streetsweeping.

Councilwoman Triggiano asked if the Traffic Safety Division had reviewed the plan.

Administrator Shehady said the Police Chief had sent an email with recommendations.

Mayor Menna thanked Director Keen, Administrator Shehady and Councilman Zipprich for bringing the matter forward.

The Council consensus was to recommend one day per month.

Administrator Shehady said the ordinance would be amended and reintroduced.

Councilman Ballard asked about the Lead and Copper testing plan.

Director Keen reviewed the testing process and said Tom Branch was working with the Department of Environmental Protection to perfect the plan. He said they expected on approval within 30 days.

Administrator Shehady asked if the Council would authorize advertising for the position to be vacated by retirement. He said there would also be a resolution to fill the water operator position. He also said the Parking Director was conducting a comprehensive review that would be presented at the end of July with recommendations. There was a discussion of staffing issues. It was noted that it was not about revenue but about turnover of parking spaces.

Councilman Zipprich asked if they were also looking for a permanent Director.

Administrator Shehady said they were.

Councilman Ballard asked if the candidates would meet with the Council.

Administrator Shehady said they would come to the August workshop meeting.

FINANCE

CFO O'Reilly said there would be a Monmouth County Improvement Authority ordinance on the July 24 agenda which would be up for final adoption on August 21. He said it included a \$2 million wish list that needed to be pared down. He said, unfortunately, they could not push the timeline back and needed to determine the amount of the ordinance so it had been drafted with the upper limit. There was a discussion on the timeline and Councilman Ballard called for a meeting of the Finance Committee as soon as possible.

CFO O'Reilly said the Borough was waiting to hear from the County to certify the tax rate before his office could send out bills. He said a resolution would be needed to extend the grace period.

Administrator Shehady said CFO O'Reilly's Budget Status report showed that the Borough was where it needed to be. A discussion followed on producing a report to compare previous years.

POLICE

Chief McConnell reviewed his report including statistics and staffing. He outlined the upcoming National Night Out event at Count Basie Field and noted the sponsors of the event. He said there would be a resolution on the next agenda to approve a stipend for an officer who had recently completed a college degree.

LAND USE

Director Carter reviewed four drainage ordinances that would be introduced on July 24. He also discussed the Southbank project and the need for an ordinance regarding a no parking area.

Attorney Cannon said he would need a legal description of the area from the applicant and a name for the street to be included in the ordinance. He reviewed the details of the plan that would dedicate three of five spaces to the Borough.

Administrator Shehady asked when they could expect the introduction of the ordinance.

Attorney Cannon said by the end of the summer.

Attorney Cannon reviewed the Drop Box ordinance and said it was similar to the one recently done regarding newsracks. He said it was regarding boxes such as those for legal couriers and private carriers. He said US Post Office boxes would be exempt.

A discussion followed regarding phone booths.

Attorney Cannon also reviewed an ordinance regarding a drainage easement with a Vista Place property. He said he had been reviewed by the Zoning Board. He said he was also working on an ordinance regarding creating a no parking zone in the area of Earl Street which also stemmed from a recommendation by the Zoning Board.

ADMINISTRATION

Administrator Shehady said the 2019 Salary resolution would be on the next agenda. He reviewed the IT Report and noted the Borough's Facebook presence had tripled. He said the Civic Ready module had been idle and said

it was now active. He reviewed the Grant Report and said there had been lots of activity and reviewed upcoming grants. He said there would also be an ordinance regarding single use plastics on the upcoming agenda.

Councilwoman Triggiano reviewed the work that had gone into the ordinance to find the best parts from other ordinances around New Jersey. She said she had heard no negative comments from the business community. She said they would be given a one year grace period to comply and reviewed the details of the ordinance.

CORRESPONDENCE

None.

PUBLIC COMMENT

Amy Goldsmith—16 Locust Avenue—said she was the Director of Clean Water Action. She said she would like to provide information to vendors. She congratulated the Council for their efforts and also called for the promotion of reusable items in the stores.

William Poku—90 Bank Street—provided the mayor and council with information on areas of Bank Street without sidewalks.

Administrator Shehady said he had one more items to discuss. He said as part of a review of energy usage in the Borough, he said there was a vendor that would like to be the official consultant to review the municipality's rates for all facilities. He said they would be designated as an independent consultant and would conduct the review at no cost.

Mayor Menna asked if that was the same as the energy audit.

Administrator Shehady said there were different. The audit was part of the Sustainable Jersey program but said this would be specific to procurement.

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, Zipprich and Horgan.

NAYS: None

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

EXECUTIVE SESSION

19-172a Mayor Menna read a resolution to adjourn to executive session to discuss Personnel and Contract Negotiation; no action to be taken.

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

ROLL CALL:

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

NAYS: None

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

RESUME REGULAR BUSINESS

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

ROLL CALL:

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

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

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

NAYS: None

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

Respectfully submitted,
Pamela Borghi

**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					

Introduced: July 24, 2019
Public Hearing/Adoption: August 21, 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					

Introduced: July 24, 2019
Public Hearing/Adoption: August 21, 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					

Introduced: July 24, 2019
Public Hearing/Adoption: August 21, 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					

Introduced: July 24, 2019
Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-39

**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.

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

Introduced: July 24, 2019

Public Hearing/Adoption: August 21, 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.

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

Introduced: July 24, 2019

Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-41

**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.

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

Introduced: July 24, 2019

Public Hearing/Adoption: August 21, 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					

Introduced: July 24, 2019
 Public Hearing/Adoption: August 21, 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					

Introduced: July 24, 2019
Public Hearing/Adoption: August 21, 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

ORDINANCE NO. 2019-44

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH TO REVISE SECTION 680-35: "SCHEDULE I" UNDER CHAPTER 680: "PARKING AND TRAFFIC" TO PROHIBIT PARKING ON THE NORTH SIDE OF EARL STREET FOR 150 FEET FROM THE INTERSECTION OF SHREWSBURY AVENUE

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that the Borough's Revised General Ordinances are hereby amended to revise section 680-35: "Schedule I" under Chapter 680: "Vehicles and Traffic" as follows (~~stricken~~ text deleted; underlined text added):

§ 680-35 SCHEDULE I: No Parking

In accordance with the provisions of § 680-3(C) of this chapter, no person shall park a vehicle at any time upon any of the following described streets or parts of streets.

Name of Street	Side	Location
Bank Street	South	Starting at a point 216 feet west of the southwest corner of Tilton Avenue and extending 142 feet in a westerly direction
Bank Street	South	Starting at a point 378 feet west of the southwest corner of Tilton Avenue and extending 148 feet in a westerly direction
Bergen Place	North	Starting at a point 247 feet westerly of the northwest corner of Broad Street and extending 62 feet in a westerly direction
Boat Club Court	Both	Between West Front Street and Union Street
Bodman Place	East	Starting at the northern terminus of Bodman Place and extending south 130 feet
Bodman Place	West	Starting at the intersection of Route 35 and Bodman Place extending north 385 feet and from 460 feet of the same intersection extending north to the northern terminus of the road
Branch Avenue	East	Between the Red Bank-Little Silver Borough line and Harding Road
Branch Avenue	West	From Hudson Avenue south for a distance of 140 feet
Branch Avenue	West	Starting at the northwest corner of East Bergen Place and extending in a northerly direction for 110 feet
Branch Avenue	West	Starting at the southwest corner of East Bergen Place and extending in a southerly direction for 54 feet
Branch Avenue	West	Starting at the northwest corner of Madison Avenue and extending northerly 120 feet
Branch Avenue	West	Starting at the southwest corner of South Street and extending southerly 120 feet
Bridge Avenue	Both	Within 100 feet of its intersection with West Front Street
Broad Street	East	Between Wallace Street and Linden Place
Broad Street	East	For a distance of 50 feet from the intersection of Front Street
Broad Street	East	From a point 125 feet south of the southerly curblines of Harding Road to a point 65 feet north of the northerly curblines of Harding Road
Broad Street	East	From Pinckney Road to the Red Bank Borough-Shrewsbury Borough line
Broad Street	West	Between Wallace Street and Monmouth Street
Broad Street	West	For a distance of 146 feet south of the southerly curblines of Monmouth Street
Broad Street	West	For a distance of 415 feet north of the northerly curblines of Peters Place
Broad Street	West	From a point 35 feet north of the northerly curblines of Reckless Place to a point 120 feet south of the southerly curblines of Reckless Place
Broad Street	West	From Maple Avenue to Wikoff Place
Canal Street	Both	Between Broad Street and Hudson Avenue

Name of Street	Side	Location
Caro Court	East	Starting at the intersection with River Road and extending northerly for a distance of 460 feet
Chestnut Street	South	Starting at the southeast corner of Bridge Avenue and Chestnut Street and extending easterly for 164 feet
Clay Street	Both	Between Canal Street and Harding Road
DeForrest Avenue	Both	From Shrewsbury Avenue to the end
Drs. James Parker Boulevard (West Bergen Place)	South	From Maple Avenue west for a distance of 83 feet
Drummond Place	East	From Monmouth Street to Gold Street
Earl Street	South	Entire length
<u>Earl Street</u>	<u>North</u>	<u>Starting at the northwest corner of Shrewsbury Avenue and continuing westerly along the north side of Earl Street for 150 feet</u>
East Front Street	Both	From Spring Street east for a distance of 300 feet
East Front Street	North	Beginning at a point 250 feet west of the westerly corner with North Washington Street and continuing westerly along the north side of East Front Street a distance of 150 feet
East Front Street	North	From the northeast corner of North Washington Street and proceeding east for 25 feet
Emanuel Court	Both	From West Front Street to Borough parking lot
Globe Court	East	Starting at East Front Street and extending 120 feet in a southerly direction
Globe Court	East	Starting at Mechanic Street and extending 40 feet in a northerly direction
Globe Court	West	Starting at Mechanic Street and extending 100 feet in a northerly direction
Gold Street	North	From northwest corner of Drummond, to a point 71 feet west
Gold Street	South	From Maple Avenue to the Borough parking lot
Grant Square	West	Between Monmouth Street and Bridge Avenue
Harding Road	Both	From Spring Street to the Red Bank Borough-Fair Haven-Little Silver Borough line
Harding Road	Both	From the westerly curblineline of Spring Street west for a distance of 200 feet
Harding Road	North	Between Broad Street and Hudson Avenue
Harding Road	North	From Hudson Avenue east for a distance of 200 feet
Harding Road	South	For a distance of 140 feet west of the westerly curblineline of Hudson Avenue
Harding Road	South	For a distance of 36 feet east of the easterly curblineline of Broad Street
Harding Road	South	From Hudson Avenue east for a distance of 180 feet
Harris Park	East	Starting at the intersection with River Road (West Front Street) and extending northerly for a distance of 450 feet
Harris Park	West	Starting at the intersection with River Road (West Front Street) and extending northerly for a distance of 168 feet
Henry Street	East	Starting at the intersection of Newman Springs Road and extending 267 feet in a northerly direction
Hubbard Park	East	At the west entrance to Hubbard Park, starting at the intersection with River Road (West Front Street) and extending northerly for a distance of 420 feet to a point in the road (the same point as below designated) adjoining Tax Lot 6, Block 11.01
Hubbard Park	West	At the east entrance to Hubbard Park, starting at the intersection with River Road (West Front Street) and extending northerly and westerly for a distance of 392 feet to a point in the road adjoining Tax Lot 6, Block 11.01
Hudson Avenue	Both	Between Linden Place and Canal Street
Hudson Avenue	East	Between Canal Street and Harding Road

Name of Street	Side	Location
Hudson Avenue	East	From Branch Avenue south for a distance of 170 feet
Hudson Avenue	West	From Harding Road south for a distance of 180 feet
Leighton Avenue	West	Starting at a point 203 feet north of Newman Springs Road for a distance of 75 feet north
Linden Place	South	Between Spring Street and Hudson Avenue
Manor Drive	North	From Spring Street east for a distance of 200 feet
Manor Drive		Within the radius of the two circles
Maple Avenue	Both	From Monmouth Street to Front Street
Maple Avenue	West	From Front Street to the Navesink River
Mechanic Street	North	From a point directly opposite the westerly curbline of Mount Street and going west for a distance of 80 feet
Mechanic Street	North	From the easterly curbline of Globe Court to a point 100 feet east thereof
Mechanic Street	South	From Broad Street east for a distance of 200 feet
Mechanic Street	South	From Spring Street for a distance of 135 feet east
Mechanic Street	South	Starting at a point 165 feet west of the westerly curbline of Mount Street and extending in a westerly direction for 65 feet
Mohawk Lane	Both	From South Pearl Street to Henry Street
Monmouth Street	North	Beginning at a point 305 feet west from the northwest corner of Broad Street and Monmouth Street and continuing to a point 375 feet from the aforesaid beginning point
Monmouth Street	North	From Broad Street west for a distance of 135 feet
Monmouth Street	South	Beginning at a point 305 feet west from the southwest corner of Broad Street and Monmouth Street and continuing to a point 375 feet from the aforesaid beginning point
Monmouth Street	South	From Broad Street west for a distance of 190 feet
Monmouth Street	South	From Maple Avenue west for 100 feet
Monmouth Street	South	Starting at a point 175 feet from the southwest corner of Maple Avenue and Monmouth Street and running west for 40 feet
Mount Street	Both	Between Mechanic Street and Wallace Street
Newman Springs Road	North	From Broad Street to the Red Bank Borough-Middletown Township line
North Prospect Avenue	Both	Starting at the intersection with River Road (West Front Street) and extending northerly a distance of 500 feet
North Washington Street	Both	Between East Front Street and Union Street
North Washington Street	East	From Union Street north to the bulkhead
North Washington Street	West	From the bulkhead south for a distance of 80 feet
Oakland Street	North	From West Street to Bridge Street
Oakley Lane	West	From West Front Street to Union Street
Pearl Street	West	Between Monmouth Street and Wall Street
Pinckney Road	Both	From Broad Street east for a distance of 50 feet
Reckless Place	South	Between Maple Avenue and Broad Street
Rector Place	East	For a distance of 200 feet north of its intersection with West Front Street
Rector Place	West	Between West Front Street and Bridge Avenue
Shrewsbury Avenue	West	Starting at a point 65 feet south of River Street and extending 100 feet in a southerly direction
Spring Street	East	Between East Front Street and the Red Bank Borough-Little Silver Borough line
Spring Street	West	Between Elm Place and Harding Road

Name of Street	Side	Location
Spring Street	West	Starting at the southwest corner of Spring Street and East Front Street and extending in a southerly direction for 175 feet
Tower Hill Avenue	South	Between Branch Avenue and Harding Road
Wall Street	North	Starting at Pearl Street and extending 290 feet in a westerly direction
Wall Street	South	Between Pearl Street and West Street
Wallace Street	South	Beginning at a point 450 feet from Broad Street and running east for a distance of 50 feet
Washington Street	East	Between East Front Street and Linden Place
Washington Street	West	Starting at a point 50 feet north of the northwest corner of Linden Place and Washington Street and extending 18 feet in a northerly direction
Waverly Place	North	Between Broad Street and Maple Avenue
West Front Street	Both	Between Bridge Avenue and Hubbards Bridge
West Front Street	North	Between Wharf Avenue and Boat Club Court
West Front Street	South	From Shrewsbury Avenue to Maple Avenue
West Street	East	From Monmouth Street to Chestnut Street
Wharf Avenue	East	Beginning at a point 187 feet north from the northeast corner of Union Street and Wharf Avenue and continuing to a point 268 feet from the aforesaid corner
Wharf Avenue	East	Between East Front Street and Marine Park
White Street	North	From Broad Street west for a distance of 131 feet
White Street	South	From Broad Street west for a distance of 102 feet

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					

Introduced: July 24, 2019

Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-45

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 15 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, Charmalot (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 15 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					

ORDINANCE NO. 2019-46

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 15.01 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, Charmalot (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 15.01 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: July 24, 2019
Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-47

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 38 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, 20 White Street LLC (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 38 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: July 24, 2019
Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-48

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 31 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, 30 Broad St Realty (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 31 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: July 24, 2019
Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-49

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 32 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, 32-34 Broad St (hereinafter, the "Owner"), is the titled owner of real property known as Block 30.01, Lot 32 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		X			
Councilwoman Triggiano		X			
Councilman Yngstrom		X			
Councilman Ballard		X			
Councilman Zipprich	Motion	X			
Councilwoman Horgan	Second	X			

Dated: July 24, 2019

ORDINANCE NO. 2019-50

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 26 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, 18 Broad LLC (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 26 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					

ORDINANCE NO. 2019-51

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 26.01 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, 18 Broad LLC (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 26.01 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: July 24, 2019
Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-52

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 27 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, 17 Broad St (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 27 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					

ORDINANCE NO. 2019-53

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 29 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, 26 Broad St (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 29 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					

ORDINANCE NO. 2019-54

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 30 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, 17 Broad St (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 30 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					

ORDINANCE NO. 2019-55

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 38 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, 20 White Street LLC (hereinafter, the “Owner”), is the titled owner of real property known as Block 30.01, Lot 38 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: July 24, 2019
Public Hearing/Adoption: August 21, 2019

ORDINANCE NO. 2019-56

**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 SECTION 680-20(B) UNDER CHAPTER 680:
“VEHICLES AND TRAFFIC” TO PROVIDE FOR THE DESIGNATION OF CERTAIN
MUNICIPAL PARKING LOT SPACES FOR COMPACT CARS ONLY**

Revised General Ordinances are hereby amended to insert new section 680-20(B) under Chapter 680: “Vehicles and Traffic” as follows (~~stricken~~ text deleted; underlined text added):

CHAPTER 680: VEHICLES AND TRAFFIC.

§ 680-20 Municipal Parking lots; Red Bank parking decal required.

- A. No person shall park in any location designated as restricted parking spaces for use by Borough employees and/or Red Bank firemen who have been issued a special Borough of Red Bank identification decal. Said decal is to be affixed to said vehicle. Locations described in Schedule XXV.
- B. No person shall park any truck, van, sport utility vehicle, full-length sedan, or any other oversized vehicle within any parking spaces within the municipal parking lots of the Borough designated as “compact car parking only” as specified in Schedule XX, which Schedule XX is hereby incorporated into and made a part of this Chapter.

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: August 21, 2019

ORDINANCE NO. 2019-57

**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 SECTION 680-54: "SCHEDULE XX" UNDER
CHAPTER 680: "PARKING AND TRAFFIC" TO SPECIFY THE MUNICIPAL PARKING LOT
SPACES TO BE DESIGNATED AS "COMPACT CAR PARKING ONLY"**

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 section 680-54: "Schedule XX" under Chapter 680: "Vehicles and Traffic" as follows:

§ 680-54 SCHEDULE XX: Compact Car Parking

In accordance with the provisions of § 680-20(B) of this chapter, no person shall park any truck, van, sport utility vehicle, full-length sedan, or any other oversized vehicle within any parking spaces within the municipal parking lots of the Borough designated as "compact car parking only" as specified hereinbelow:

Municipal Parking Lot Location	Description of Space(s) Designated
English Plaza	Four (4) Northernmost Spaces Adjacent to West Front Street

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:

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on _____.

Pamela Borghi, Municipal Clerk

ORDINANCE NO. 2019-58

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY, AUTHORIZING THE NAMING OF A STREET IN
ACCORDANCE WITH N.J.S.A. 40:67-1(k)**

WHEREAS, N.J.S.A. 40:67-1(k) authorizes the Governing Body of the Borough of Red Bank to authorize the naming and/or changing of street names within the Borough; and

WHEREAS, a new development project is planned on the previously unnamed Borough street located one block north of West Front Street and intersecting with Boat Club Court and continuing east for a distance of 183 feet; and

WHEREAS, it is the desire of the Governing Body to assign the previously unnamed Borough street located one block north of West Front Street and intersecting with Boat Club Court and continuing east for a distance of 183 feet the name of:

Edward J. McKenna, Jr. Way

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 authorize the naming of the previously unnamed Borough street located one block north of West Front Street and intersecting with Boat Club Court and continuing east for a distance of 183 feet as “Edward J. McKenna, Jr. Way”; and

2. That the Governing Body does hereby authorize the placement of appropriate signage and changing of Borough maps and other appropriate documents to reflect the naming of Edward J. McKenna, Jr. Way as such; and

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					

Dated: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 18-198**

**A RESOLUTION AUTHORIZING TAX CREDITS/REFUNDS TOTALING \$3,138.55
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 \$3,138.55 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 12 L 13	5 Vista Place	John & Betty Holobinko	2016	\$ 2,275.56
			2017	\$ 862.99
		TOTAL		\$ 3,138.55

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: August 21, 2019

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-199

**A RESOLUTION AUTHORIZING WATER/SEWER REFUND
Of \$98.91 DUE TO OVERPAYMENT**

WHEREAS, overpayment was made by Patricia V. DeFabio on the water/sewer utility account for a property located at 270 Harding Road; and

WHEREAS, overpayment occurred when Ms. DeFabio and the Title Company made duplicate payments; and

WHEREAS, Ashlesha Deshpande, Tax Collector, has verified that a duplicate payment was made in error; and

WHEREAS, the Tax Collector hereby recommends said overpayments totaling \$98.91 be refunded to Patricia V. DeFabio.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that it does hereby authorize the aforementioned refund in the amount of \$98.91.

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: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-200**

**A RESOLUTION ACCEPTING THE PERFORMANCE GUARANTEE POSTED BY
YELLOWBROOK PROPERTY COMPANY, LLC FOR THE DEVELOPMENT PROJECT
LOCATED AT BLOCK 73, LOTS 16 & 17**

WHEREAS, pursuant to the Planning and Development Regulations of the Borough of Red Bank (the "Borough"), Yellowbrook Property Company, LLC is required to post \$6,120.00 as a performance guarantee for off-site improvements in connection with a development project located upon the properties known as Block 73, Lots 16 & 17; and

WHEREAS, the Governing Body of the Borough has been advised by the Planning and Zoning Department that a cash deposit in the amount of \$6,120.00 has been posted by Yellowbrook Property Company, LLC; and

WHEREAS, the acceptance of this performance guarantee is permitted and in accordance with the provisions of the New Jersey Municipal Land Use Law and the Borough's Planning and Development Regulations, and satisfies the applicable provisions of Yellowbrook Property Company, LLC's approvals:

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 hereby accepts the cash deposit in the amount of \$6,120.00 from Yellowbrook Property Company, LLC as a performance guarantee for off-site improvements in connection with its development project located at Block 73, Lots 16 & 17; and
2. That a certified copy of this resolution be forwarded to the Chief Financial Officer, the Borough Planning and Zoning Department, and Yellowbrook Property Company, LLC.

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

Dated: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-201**

**A RESOLUTION ACCEPTING PERFORMANCE GUARANTEE POSTED BY DAVID POPKIN
FOR A PROJECT LOCATED AT 170 MONMOUTH STREET, BLOCK 36, LOT 23.01**

WHEREAS, pursuant to the Planning and Development Regulations of the Borough of Red Bank (the "Borough"), David Popkin is required to post \$13,805.10 in the form of an acceptable performance bond and \$1,533.90 as a performance guarantee in the form of a cash deposit to secure the bonded improvements in connection with a project located upon the property known as 170 Monmouth Street, Block 36, Lot 23.01; and

WHEREAS, the Governing Body of the Borough has been advised by the Borough Planning and Zoning Department that David Popkin is in the process of obtaining a performance bond in the amount of \$13,805.10 for 170 Monmouth Street, Block 36, Lot 23.01; and

WHEREAS, the Governing Body of the Borough has been advised by the Borough Planning and Zoning Department that David Popkin intends to remit the aforementioned \$1,533.90 cash deposit with his anticipated performance bond in the amount of \$13,805.10 for 170 Monmouth Street, Block 36, Lot 23.01; and

WHEREAS, the acceptance of this performance guarantee is permitted, and in accordance with the provisions of the New Jersey Municipal Land Use Law and the Borough's Planning and Development Regulations:

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 does hereby accept David Popkin's performance bond in the amount of \$13,805.10, provided that said performance bond is reviewed and approved by the Borough Attorney upon Mr. Popkin's submission of same; and
2. That the Governing Body does hereby agree to accept David Popkin's \$1,533.90 cash deposit, provided that said cash deposit is remitted together with an acceptable performance bond; and
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, the Red Bank Planning and Zoning Department, and David Popkin.

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

Dated: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-202**

**A RESOLUTION ACCEPTING PERFORMANCE GUARANTEE AND INSPECTION ESCROW
POSTED BY RIVERWALK COMMONS RED BANK, LLC FOR THE DEVELOPMENT
PROJECT LOCATED AT 24-30 MECHANIC STREET, BLOCK 29, LOTS 5, 6 & 7**

WHEREAS, pursuant to the Planning and Development Regulations of the Borough of Red Bank (the "Borough"), Riverwalk Commons Red Bank, LLC is required to post \$48,330.00 in the form of an acceptable performance bond, \$4,475.00 as a performance guarantee in the form of a cash deposit, and \$8,261.45 to serve as an inspection escrow to secure the bonded improvements in connection with a development project located upon the properties known as 24-30 Mechanic Street, Block 29, Lots 5, 6 & 7; and

WHEREAS, the Governing Body of the Borough has been advised by the Borough Planning and Zoning Department that a performance bond in the amount of \$48,330.00 has been issued by TriState Capital Bank, One Oxford Centre, 301 Grant St, 27th Flr., Pittsburgh, PA 15219 for 24-30 Mechanic Street, Block 29, Lots 5, 6 & 7; and

WHEREAS, the Governing Body has been advised by the Borough Planning and Zoning Department that Riverwalk Commons Red Bank, LLC has posted a cash deposit in the amount of \$4,475.00 and cash in the amount of \$8,261.45 for inspection fees; and

WHEREAS, the acceptance of this performance guarantee is permitted, and in accordance with the provisions of the New Jersey Municipal Land Use Law and the Borough's Planning and Development Regulations:

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 does hereby accept Riverwalk Commons Red Bank, LLC's performance bond in the amount of \$48,330.00, \$4,475.00 cash deposit, and \$8,261.45 to serve as an inspection escrow; and
2. That a certified copy of this resolution be forwarded to the Chief Financial Officer, the Red Bank Planning and Zoning Department, and Riverwalk Commons Red Bank, LLC.

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

Dated: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-203**

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE
SPECIAL IMPROVEMENT DISTRICT BOROUGH OF RED BANK, INC. D/B/A RED BANK
RIVERCENTER FOR CONSTRUCTING STREETScape, DRAINAGE, AND LIGHTING
IMPROVEMENTS IN THE AREA OF WHITE STREET AND ENGLISH PLAZA**

WHEREAS, there exists a need for a Shared Services Agreement between the Borough of Red Bank (the “Borough”) and the Special Improvement District of Red Bank, Inc. d/b/a Red Bank RiverCenter (“RiverCenter”) to set forth the parties’ respective obligations regarding an ongoing construction project to improve the streetscapes, lighting, and drainage within the Borough’s English Plaza Parking Lot and surrounding properties located on and around the English Plaza Parking Lot and White Street (the “Project”); and

WHEREAS, over the course of more than a year, the Borough and RiverCenter have met and discussed their respective obligations as to the Project and the financing and facilitation of same; and

WHEREAS, the Borough and RiverCenter have worked cooperatively to reach agreements on various aspects of the Project, to obtain easements from private property owners, to ensure seamless integration of the Project into the Borough’s existing infrastructure, and to timely commence construction, which is presently underway; and

WHEREAS, the New Jersey Uniform Shared Services and Consolidation Act permits local units of the State to enter into an agreement with any other local unit for the joint provision within their combined jurisdictions for any service which any party to the agreement is empowered to render within its own jurisdiction;

NOW, THEREFORE, BE IT RESOLVED by the Mayor & Council of the Borough of Red Bank as follows:

1. That the Borough is hereby authorized to enter into the Shared Services Agreement attached hereto as Exhibit A with the Board, pursuant to the “Uniform Shared Services and Consolidation Act”, N.J.S.A. 40A:65-1, et seq., to provide services referenced above.
2. That the Mayor is authorized to execute and the Municipal Clerk to attest to the Agreement.
3. That a certified copy of this resolution shall be provided to the Borough Administrator, Borough CFO, Borough DPU Director, and RiverCenter.

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

Dated: August 21, 2019

RESOLUTION NO. 19-204

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 2019 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 2019 (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 2019, there has been prepared and submitted to the Municipality a Letter of Representative 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 2019 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 2019 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.

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

Dated: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-205**

**A RESOLUTION AUTHORIZING THE BOROUGH PLANNER TO PERFORM ADDITIONAL
AFFORDABLE HOUSING PLANNING SERVICES TO ASSIST THE BOROUGH IN THE COURT-
MANDATED COMPLIANCE PROCESS**

WHEREAS, the Borough of Red Bank, County of Monmouth, State of New Jersey (the "Borough") has filed a declaratory judgment action in accordance with the compliance process mandated by the New Jersey Supreme Court; and

WHEREAS, the Borough requires additional professional planning services in connection with the court-mandated compliance process; and

WHEREAS, to date, the Borough has adopted all required documentation in accordance with the Settlement Agreement with Fair Share Housing Center, and the Special Master has issued a report recommending the Court grant the Borough a Final Judgment of Compliance and Repose, with immunity through 2025; and

WHEREAS, the affordable housing project budget has been exhausted and in order to review and respond to additional questions from Fair Share Housing Center, CME has compiled, reviewed, and updated several documents and items which were not anticipated as part of the previous proposal; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires a resolution authorizing the award of the contract for professional services without competitive bids and that the contract itself must be available for inspection; and

WHEREAS, the Borough Engineer, CME Associates, is experienced in such professional planning services and has provided the Borough with Proposal No. 2019-153 in the total amount of \$9,507.50, which is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Red Bank that the Mayor and the Clerk of the Borough of Red Bank are hereby authorized to execute and attest to an agreement with CME Associates for affordable housing planning services to assist the borough in the court-mandated compliance process to be completed on or before October 1, 2019, at a fee not to exceed \$9,507.50, pursuant to Proposal No. 2019-153 dated July 12, 2019. This contract is awarded without competitive bids as a "professional services contract" in accordance with N.J.S.A. 40A:11-5 (1)(a)(I) of the Local Public Contract Law.

BE IT FURHTER RESOLVED, that the account to be charged is 9-01-20-715-210 in a total amount not to exceed \$9,507.50 and that the Chief Financial Officer has issued a Certificate of Available Funds which is incorporated herein by reference.

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

Dated: August 21, 2019

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-206**

**A RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO
CME ASSOCIATES FOR ADDITIONAL ENGINEERING SERVICES FOR
THE EAST SIDE PARK AND MOHAWK POND PARK PROJECT**

WHEREAS, due to delays by the contractor, GR Masonry Work LLC, in completing the East Side Park and Mohawk Pond Park Project by the required deadline, the Borough of Red Bank is in need of contracting for professional engineering services to provide additional construction administration services; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires a resolution authorizing the award of the contract for professional services without competitive bids and that the contract itself must be available for inspection; and

WHEREAS, CME Associates has provided a proposal dated July 11, 2019 to provide the needed construction administration services for the East Side Park and Mohawk Pond Park Project.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Red Bank that the Mayor and the Clerk of the Borough of Red Bank are hereby authorized to execute and attest to an agreement with CME Associates for professional engineering services for the East Side Park and Mohawk Pond Park Project to be completed on or before September 30, 2019, at a fee not to exceed \$25,000.00, pursuant to the Proposal dated July 11, 2019. This contract is awarded without competitive bids as a "professional services contract" in accordance with N.J.S.A. 40A:11-5 (1)(a)(I) of the Local Public Contract Law.

BE IT FURHTER RESOLVED, that the account to be charged is C-04-17-009-398 in an amount not to exceed \$25,000.00 and that the Chief Financial Officer has issued a Certificate of Available Funds which is incorporated herein by reference.

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

Dated: August 21, 2019

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on August 21, 2019.

Pamela Borghi, Municipal Clerk

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-207

RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 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. pursuant to the English Plaza/White Street Streetscape Improvement Project; and

WHEREAS, the Project Engineer has recommended approval of Change Order No. 2, dated August 8, 2019, to the English Plaza/White Street Streetscape Improvement Project, related to miscellaneous reductions and extras reflecting as-built quantities, all as specified in the contract document related to this change order; and

WHEREAS, the contract change creates a net zero price change to the contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that Change Order No. 2 to the English Plaza/White Street Streetscape Improvement Project, dated August 8, 2019, is hereby approved with no supplementary price change to the contract.

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

Dated: August 21, 2019

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-208

**A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF
A FULL-TIME ADMINISTRATIVE ASSISTANT**

WHEREAS, the Business Administrator has recommended that it would be in the best interests of the Borough to appoint a full-time Administrative Assistant; 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 Doreen Hoffmann as a full-time Administrative Assistant.

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 Doreen Hoffmann as full-time Administrative Assistant effective September 1, 2019 at an annual salary of \$60,869.

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

Dated: August 21, 2019

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on August 21, 2019.

Pamela Borghi, Municipal Clerk

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 19-209

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF
REGULAR CROSSING GUARDS FOR THE 2019-2020 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 2019-2020 School Year pending completion of physical and background investigation:

Jana Albert
Frank Alexander
Jaqueline Bacon
Carl Colmorgen
Nikeya Fazio
Mary Harrison
David Hicks
Stella Johnson
Robert Lane
Philip Maletto
Kristen McConnell
Richard Moran
Nicholas Robinson
William Smith
Diane Summey
Fred Wikoff

BE IT FURTHER RESOLVED that the position will be for a term of 9/1/2019 through 6/1/2020 and will be paid at the rate of \$29.24 per day as set by Borough Ordinance.

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

Dated: August 21, 2019

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-210**

**A RESOLUTION SUPPORTING STATE AND FEDERAL LEGISLATION THAT
PROVIDES GREATER TRANSPARENCY IN POLITICAL DONATIONS, LIMITS THE
INFLUENCE OF MONEY IN POLITICS, AND ENDS GERRYMANDERING**

WHEREAS, a Supreme Court ruling made in January 2010 prohibited the government from restricting political payments from nonprofit corporations, for profit-corporations, labor unions, and other associations; and

WHEREAS, the influence of a limited group of donors on the political process has expanded to the point where it can have the effect of marginalizing the views of ordinary citizens; and

WHEREAS, full transparency of all political money is necessary for the growth of an educated and informed electorate;

WHEREAS, partisan gerrymandering of districts voting districts is a grave issue to our country's future wherein it leads to the polarization of each district, the marginalization of a entire voting blocks within those districts and ultimately leads to the elected official becoming more liberal or conservative than his or her district which creates a greater divide between the elected officials at each level.

WHEREAS, concerned citizens are seeking legislation which will control campaign financing, limit the influence of unregulated donors, promote transparency and fairness throughout the election process, end partisan gerrymandering of districts, and ensure a government that is responsible to the needs of all of the people;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that the Borough Council encourages the United States Congress and the New Jersey State Legislature to pursue and enact tough anti-corruption laws and measures that provide ordinary citizens with a greater voice in the electoral process, including creation of independent redistricting commissions to end partisan gerrymandering; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to the United States Senators Robert Menendez and Cory Booker and Congressman Christopher Smith, State Senator Vin Gopal and State Assembly Members Joann Downey and Eric Houghtaling.

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

Dated: August 21, 2019

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on _____.

Pamela Borghi, Municipal Clerk