

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
September 11, 2019
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

ABSENT: Councilman Yassin (arrived at 6:35pm) and Councilwoman Triggiano (arrived at 6:35 pm)

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

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.

Mayor Menna called for a moment of silence to remember the victims of the 9/11 attacks and their families.

PROCLAMATIONS, ANNOUNCEMENTS & PRESENTATIONS

Mayor Menna announced that Ordinance 2019-58, regarding the naming of a street, was being amended and reintroduced. He said the new name would be Ice Boat Lane.

Presentation – 5K Donation

RiverCenter Director James Scavone and Local Business Owner Angela Courtney presented a check for \$10,000 to Red Bank Parks & Recreation. The funds were from the proceeds of the Red Bank Classic 5K event held earlier in the year.

Proclamation – Hunger Action Month

Proclamation – Prostate Cancer Awareness Month

Mayor Menna announced the two proclamations and said they would be read later in the meeting

Presentation – Red Bank Public Schools Referendum and Lighthouse Award

Mayor Menna read a proclamation commending the school district on receiving the prestigious Lighthouse Award. He and Councilwoman Horgan presented the proclamation to Board of Education President Fred Stone and Superintendent Jared Ramage.

Superintendent Ramage thanked the Mayor and Council for the recognition and ongoing partnership. He also thanked the Red Bank Borough Education Foundation for their support. He said the Lighthouse Award was available to over 600 districts and noted Red Bank was one of only 11 chosen to be honor. He reviewed highlights of the districts accomplishments and awards received by both the district and staff. He pointed out the increase in enrollment and issues with chronic underfunding. He reviewed efforts that had contributed to their success and discussed the need for a referendum that would be on the ballot for the November 5th General Election. He reviewed a recent facilities assessment and prioritized items that were needed. He said to fund all identified needs would cost \$21 million but said they had cut the list to \$6.75 million. He reviewed specifics of project to be included. He also noted ways they had chosen to make cuts to keep the cost down such as not requesting a Special Election or hiring a PR firm. He said the district had retiring debt which would offset the bond. He offered scenarios on what would happen if the referendum passed or if it failed. He said the projects would still need to be done but they would have to be done over time and at a greater cost. He again noted there would be a zero tax impact due to the retiring debt.

PUBLIC COMMENT (AGENDA ITEMS ONLY)

Allison Gregory – 109 Bank Street

Johnathan Penny – 55 Prospect Avenue, #12

Both parties appeared together. Ms. Gregory thanked the Council for the decision to amend the street name and presented a letter to the Mayor in opposition to the previously chosen name.

MINUTES & REPORTS

Workshop Meeting Minutes of 8/14/2019

Councilman Zipprich offered a motion to approve the minutes, 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.

Regular Meeting Minutes of 8/21/2019

Councilwoman Horgan offered a motion to approve the minutes, 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.

Special Meeting Minutes of 8/27/2019

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

ROLL CALL:

AYES: Yassin, Ballard, and Zipprich.

NAYS: None.

ABSTAIN: Triggiano, Yngstrom and Horgan.

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

ORDINANCES - Public Hearing/Adoption:

Ordinance 2019-58: Ordinance Authorizing the Naming of a Street in Accordance With N.J.S.A. 40:67-1(K)

2019-56 Mayor Menna read, "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."

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

No one appearing, Councilman Yngstrom 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 Yassin.

ROLL CALL:

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

NAYS: None

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

2019-57 Mayor Menna read, "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."

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

No one appearing, Councilwoman Horgan 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 Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2019-58 Mayor Menna read, "Ordinance Authorizing the Naming of a Street in Accordance With N.J.S.A. 40:67-1(K)."

Mayor Menna called for a motion to amend the ordinance to insert the new name for the street which would be Ice Boat Lane.

Councilman Yngstrom offered a motion to amend 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 approved on final reading.

Mayor Menna said the amended ordinance would be rescheduled for a Public Hearing on September 25, 2019.

ORDINANCES – First Reading:

2019-60 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Motor Vehicle Service Stations in the HB Zone."

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.

Mayor Menna announced the Ordinance would be referred to the Planning Board for review and scheduled for a Public Hearing on 9/25/2019.

2019-61 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Automobile Uses in the NB, CCD-2, BR-1 & BR-2 Zones."

Councilman Yassin 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.

Mayor Menna announced the Ordinance would be referred to the Planning Board for review and scheduled for a Public Hearing on 9/25/2019.

2019-62 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to the Train Station Zoning District."

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.

Mayor Menna announced the Ordinance would be referred to the Planning Board for review and scheduled for a Public Hearing on 9/25/2019.

2019-63 Mayor Menna read, "Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to Design Standards within a Designated Transit Village."

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

Mayor Menna announced the Ordinance would be referred to the Planning Board for review and scheduled for a Public Hearing on 9/25/2019.

2019-64 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 16 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza."

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

ROLL CALL:

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

NAYS: None

Mayor Menna announced the Ordinance would be scheduled for a Public Hearing on 9/25/2019.

2019-65 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 30.01, Lot 18 from the Private Owner thereof for the Purpose of Constructing Streetscape, Drainage, and Lighting Improvements in the Area of White Street and English Plaza"

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

ROLL CALL:

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

NAYS: None

Mayor Menna announced the Ordinance would be scheduled for a Public Hearing on 9/25/2019.

2019-66 Mayor Menna read, "Ordinance Authorizing the Acquisition of Easement(s) Affecting Block 31, 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 Councilman Yngstrom.

ROLL CALL:

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

NAYS: None

Mayor Menna announced the Ordinance would be scheduled for a Public Hearing on 9/25/2019.

RESOLUTIONS

19-212 Mayor Menna read, "A Resolution for Payment of Bills Amounting to \$4,482,107.69..

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.

Mayor Menna read the following resolutions and called for a motion to approve them en masse:

19-213 A Resolution Authorizing Tax Collector to Complete Application to Participate in Electronic Tax Sale Process.

19-214 Resolution Authorizing the Tax Collector to Charge a Fee Relating to Tax Sale Notice Mailings.

19-215 A Resolution Authorizing Cancellation of 3rd & 4th Quarter 2019 and 1st & 2nd Quarter 2020 Taxes Totalling \$6,421.39.

19-216 A Resolution Authorizing the Application For, and the Acceptance of, a Grant from the New Jersey Economic Development Authority to Support Planning in Designated Opportunity Zone Areas.

- 19-217 Resolution Authorizing the Red Bank Department of Recreation to Apply for Funds from the New Jersey Department of Community Affairs under the FY2020 Recreational Opportunities for Individuals with Disabilities (ROID) Grant Program for the Junior Adventurers: Inclusive Field Trips Project.
- 19-218 A Resolution Authorizing the Purchase of Playground Surfacing under the Educational Services Commission of New Jersey Cooperative Purchase Agreement.
- 19-219 A Resolution Authorizing the Purchase and Installation of Various Playground Equipment and Site Furnishings, under the Educational Services Commission of New Jersey Cooperative Purchase Agreement.
- 19-220 A Resolution Authorizing the Purchase of Five (5) Luke II Multi-Space Pay Stations under a National Cooperative Purchase Agreement.
- 19-221 Resolution Authorizing Participation in Section 1033 Program for Procurement of Federal Surplus Property from the Department of Defense and Delegating Authority for Local Administration of Participation in the Program.
- 19-222 A Resolution Accepting Bids and Awarding Contract for Pearl Street Improvements.
- 19-223 A Resolution Authorizing CFO to Conduct Financial Matters between Regular Business Meetings in 2019.
- 19-224 Resolution Accepting the Resignation of Part-Time Sub-Code Inspector Robert F. Kelley Jr.

Councilman Ballard said, since the Mayor had announced earlier that there would be a presentation regarding the multi-space pay stations on September 18th, he would like to table that resolution.

Councilman Yngstrom said these were different equipment.

Councilman Ballard said he would abstain on that resolution.

Councilman Zipprich offered a motion to approve the resolutions, 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 Ballard abstained on Resolution 19-220.

- 19-225 Mayor Menna read, "A Resolution Ratifying and Confirming the Appointment of a Full-time Senior Administrative Assistant."

Councilman Ballard asked that the resolution be held for discussion in Executive Session.

- 19-226 Mayor Menna read, "A Resolution Accepting the Resignation of Field Inspector Kevin McDonald."

Councilman Yngstrom 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.

- 19-227 Mayor Menna read, "A Resolution Authorizing Purchase of a Prefabricated Building as Part of the Capital Project "Eastside Park and Mohawk Pond Renovations" Approved in Ordinance 2017-19."

Councilman Yngstrom 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.

MAYOR AND COUNCIL COMMENTS

Councilman Ballard said the Finance Committee had met the previous Wednesday and said he would have a report at the next meeting.

Councilman Zipprich reported that the Red Bank Borough Education Foundation would be holding their

annual Casino Night on November 1 and offered ticket info.

Councilwoman Horgan had no report.

Councilwoman Triggiano had no report.

Councilman Yngstrom reported the Halloween Parade would be held on October 20th at 2pm.

Councilman Yassin said he had been speaking with residents who had had complaints regarding Code and said everything had been taken care of and they were very happy with the way things had turned out. He thanked the Code Enforcement staff for their efforts and said he thought they were doing a good job of clearing the complaints that had come in.

Mayor Menna thanked everyone who had been able to make the 9/11 ceremony earlier in the day. He apologized for missing it noting he had had to be in court. He thanked the Council President for his representation. He also reported that Clean Ocean Action would be at Marine Park on Saturday and the Red Bank Boys & Girls Club would be celebrating their 10th Anniversary also on Saturday.

DISCUSSION & ACTION

Mayor Menna read the following requests recommended for approval by the Special Events Committee at their meeting held on 9/9/2019. (All approvals subject to final plan review by Special Events Committee.)

- Request from Garmany to hold a fundraiser for the Boomer Esiason Foundation/Cystic Fibrosis Awareness in their store on Friday, September 13, 2019 from 6:30 pm to 10:00 pm.
- Request from Garmany to hold a Cars & Caffeine fundraising event to benefit the Susan G. Komen Foundation and to close Clay and Canal Streets from 10 am to noon on Sunday, October 13, 2019.
- Request from Volcafe USA to hold an Anniversary Party in the south end of the Galleria parking lot on Friday, September 20, 2019 from 5pm to 10pm.
- Request from South Street residents to hold block parties on Sunday, September 21, 2019 from 3pm to 1pm and on October 26, 2019 from 4pm to 10pm and to close South Street between Brown Place and Branch Avenue during each event.
- Request from John Street residents to hold a block party on Saturday, September 21, 2019 from noon to 10 pm and to close John street between Prospect and Harrison Avenues.
- Request from Bank Street residents to hold a block party on Saturday, October 5, 2019 from 3pm to 10pm and to close Bank Street from Tilton Avenue to the end of the street adjacent to the river.
- Request from Lunch Break to hold their Annual Community Picnic/Softball Event at Count Basie Field from 7am to 4pm on Saturday, August 15, 2020 with a rain date of August 16, 2020. APPROVAL IS FOR DATE ONLY.
- Request from Red Bank Community Block Party to hold their event on Dr. Parker Boulevard and close the street between Bridge and Shrewsbury Avenues from noon to 7pm on Saturday, August 15, 2020 with a rain date of August 22, 2020. APPROVAL IS FOR DATE ONLY.
- Request from Knights of Columbus to march from St. James Church heading south on Broad Street crossing Newman Springs Road to Planned Parenthood in Shrewsbury on Saturday, October 19, 2019 from 9am to 11am.

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

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)

Adrienne Bilaal—266 South Pearl Street—said she wanted to thank the Council for that fact that the markings on her street had been done that day. She said she hoped it would improve parking issues in the area. She said she also wanted to talk about the bust of Count Basie that was at the Train Station. She said it was hidden by overgrowth and asked for the area to be spruced up. She said she was not sure if the responsibility was with Red Bank or NJTransit.

Mayor Menna confirmed that the bust had been installed as part of an NJTransit project. He said he would call the liaison the next morning to request that it be attended to.

Councilwoman Horgan said she had already contacted the Administrator after she had Ms. Bilaal had brought it up at a Parks & Recreation meeting. She said the Administrator had indicated that he would follow up.

Administrator Shehady said he had already made the call.

Councilman Zipprich said Ms. Bilaal could thank the Public Works crew for striping the street.

Freddie Boynton—PO Box 2074—asked if the Council had discussed the parking issue he had brought up at a previous meeting.

Mayor Menna asked if he was talking about the parking issue in residential area.

Mr. Boynton said he was.

Mayor Menna said it had not been discussed at the Workshop Meeting. He said the Council was still reviewing the matter and he expected there would be a recommendation soon.

Mr. Boynton asked when he thought that would be.

Mayor Menna said it would be discussed at the Workshop Meeting in October.

Tamara Kremer—95 Locust Avenue—said she was speaking regarding the Bellhaven Nature Park Reserve. She said she had seen a 2017 concept drawing on a web post that showed much more equipment that had been agreed upon at a meeting where the plan had been discussed.

Councilman Yngstrom said nothing had changed since the plan presented at the meeting she had referenced.

Ms. Kremer said the 2017 drawing was coming up on various sites.

Mayor Menna asked if she had seen the drawing on the Borough website and said that was the only official source.

Mrs. Kremer said she just wanted to clarify. She said she also had concerns about the Primary Access Road. She said the plantings installed were not what was promised and express concern about the health and maintenance of those plantings.

William Poku—90 Bank Street—said he wanted to revisit an issue previously discussed regarding the lack of sidewalks on Tilton Avenue and Bank Street. He noted that work was being done on Tilton and asked that the project be expanded to include sidewalks. He criticized what he said was lack of communication between the Borough and residents of the area. He said he had brought this request up in July and asked if the Council had considered the request.

Mayor Menna thanked him for his comments and said the item was not before the Council at this meeting.

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

EXECUTIVE SESSION

19-228 Mayor Menna read a resolution to adjourn to executive session to discuss Personnel (Senior Administrative Assistant appointment) Action to be taken upon resuming regular business.

Councilman Yngstrom offered a motion to adjourn to Executive Session, seconded by Councilwoman Horgan.

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 Yngstrom made a motion to resume Regular Business, 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.

19-225 Mayor Menna read, “A Resolution Ratifying and Confirming the Appointment of a Full-time Senior Administrative Assistant.”

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.

ADJOURNMENT

Councilman Zipprich offered a motion to adjourn the meeting, 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.

Respectfully submitted,

Pamela Borghi