

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
FEBRUARY 14, 2018
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

ALSO PRESENT: Interim Administrator DeRoberts, Borough Clerk Borghi, Chief Financial Officer Poulos, Attorney Cannon and Engineer Neumann

Mayor Menna called for a moment of silence for victims of the tragic school shooting in Florida that happened earlier in the day.

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 January 1, 2018.

WORKSHOP

Environmental Commission Grant Application for Water Stations

Councilman Taylor reviewed a proposal from the Environmental Commission to apply for a grant that would allow them to purchase water stations which would be stainless steel structures that would connect into existing water lines and would allow for the refilling of water bottles. He said the idea was to reduce the use of plastic water bottles. He said the application would apply for the purchase of two units. He said towns that had received Sustainable Jersey certification but had not received previous grant money were preferred and he said Red Bank fit that criteria. He said a formal resolution was required before the deadline which was the following week.

Mayor Menna said he thought it was a great idea and a great project. He said he did not see any opposition so it would be included on the agenda.

Status Report on Marine Park Project

Councilman Yngstrom reported that they had contracted with a consulting group called Kimley-Horn regarding the amenities improvements to Marine Park. He said the goal was to solicit feedback from the public to decide on the best plan for Marine Park. He reviewed work that had already been done. He said he expected the first public meeting would be held in the second or third week in March. He said the information would be posted on the Borough website and on the Parks & Recreation Facebook page. He said the consultant was similar to the one used in the 1990s for Riverside Gardens Park.

Authorization to Proceed with RFP for Parking Study

Councilman Yngstrom reported that the Parking Committee had met the previous night and had discussed a number of issues. He said a major issue that was discussed was the parking RFP. He said they hoped to publish it shortly with a five week return on proposals. He reviewed the time line following the acceptance of the proposals and said the goal was to provide a comprehensive study for the Special Improvement District to identify inventory, shortages and future needs.

Councilman Taylor questioned why the study was being limited to the SID and said he had understood that it would be more comprehensive.

Councilman Yngstrom said the original goal was to study the downtown business district in an effort to increase parking in that area. He said there weren't really issues in the residential areas.

Councilman Taylor again stated he felt they should be looking at parking solutions throughout the entire town.

Councilman Yngstrom said the committee felt that this study would focus on the SID to help out the businesses that had been having trouble with parking and also to attract new businesses.

Mayor Menna said he felt the study would be comprehensive and anticipated it would include residential areas adjacent to the SID that were impacted.

Councilman Taylor said he felt the SID was not the only commercial area in town and noted that there had been a lot of changes on Shrewsbury Avenue. He questioned the need for a parking study to tell them that there was a parking shortage downtown.

APPROVAL OF MINUTES – January 24, 2018

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

MAYORAL APPOINTMENTS

Mayor Menna appointed Alvaro Aguilar to the Human Relations Advisory Committee for an unexpired three-year term to 12/31/2019.

Councilman Yngstrom offered a motion to confirm the appointment, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilman Ballard reported that he had met with the Chief Financial Officer and her staff and also the interim Administrators. He said he had met with the Borough Auditor to review pitfalls and opportunities for the Borough. He gave an update of the Business Administrator search. He reviewed the proposals for Health Insurance Services and said a decision should be coming soon. He also reported that CFO Poulos had been working on closing the books for 2017 and said she and her staff were on track to meet their deadline. He said the Committee had gotten a glimpse of the preliminary 2018 budget and he said he had been disheartened to see the numbers. He said the Finance Committee would be meeting the following Saturday to go over the budget. He said he would keep everyone informed as the process progressed. He also thanked the Mayor for inviting him to join him for a meeting with residents of the Atrium.

Councilman Zipprich said the Public Works Committee would be meeting the following Wednesday and also reported that RiverCenter had held its inaugural meeting on January 31. He congratulated Steve Catania on his election of RiverCenter Chair and said he looked forward to working with him. He thanked Parking Chair Yngstrom for his efforts on the Parking Study. He also reported that the vacancy rate in the district was down to approximately five percent and recognized several new businesses. He also reported that the beneficiaries of the district's upcoming Food & Wine Festival would be the Red Bank Regional Buc Backers and the Booker Cancer Center at Riverview.

Councilwoman Horgan noted there was an ordinance on the agenda to establish the Animal Welfare Advisory Committee. She said the Mayor had originally created the committee as an Ad Hoc Committee but it would now be made permanent. She added that the Committee members would be appointed tonight as well. She reviewed the focus of the Committee.

Councilman Yngstrom reported on additional items discussed by the Parking Committee including simplifying signage for parking. He invited anyone with ideas on the matter to email him directly. He also noted that some permit spots had recently been shifted from the White Street lot to the east side lots which had opened additional public spaces in the White Street lot. He thanked all those who had participated in the ski trip and in the father/daughter dance over the previous weekend. He said registration was under way for the Couch to 5K event, sponsorships for the Summer Series were currently being accepted and applications for the Boat Slips and Community Garden Plots were currently being accepted.

Councilman Whelan reported that the Human Relations Advisory Committee had had their first meeting of the year. He said the Fire Committee had met with Chief Jensen to discuss further consolidation of the Department. He also noted that there was a request for Horse and Carriage rides on the agenda and asked that the newly formed Animal Welfare Advisory Committee review the request before the Council acted on it.

Mayor Menna said he agreed and offered details on why he was not in favor of the practice. He said the Council could table the request when they got to that part of the agenda.

Councilman Taylor said the Code Committee would be meeting the following Thursday. He also reported that the Environmental Commission would be having an Environmental Fair on April 21 with a rain date of April 29.

COMMUNICATIONS AND PETITIONS

Recommended for approval by Special Events Committee (all approvals subject to final plan review by Committee) to be voted en masse:

- Request from Dublin House to erect a temporary tent in the front courtyard of their property from Thursday, March 15, 2018 through Sunday, March 18, 2018 for St. Patrick's Day.
- Request from Liberty Hose Company of the Red Bank Volunteer Fire Department to hold Annual Robert "Doc" Holiday Memorial Car Show in the White Street Parking Lot on Sunday, July 8,

2018 with a Rain Date of Sunday, July 15, 2018 and to request closure of White Street from 7am to 4pm.

- Request to hold 5th Annual Michael (POP) Conlin Irish Wake Fundraiser at Dublin House on Saturday, July 28, 2018 from 2pm to 7pm and to close White Street by English Plaza to Broad Street to Monmouth Street to Dublin House for approximately 20 minutes beginning at 2pm.
- Request from Red Bank RiverCenter for approval of the following events:
 - Red Bank Wedding Walk – March 11, 2018
 - 7th Annual International Beer, Wine & Food Fest – April 22, 2018 with a rain date of April 29, 2018 and to request closure of White Street Parking Lot to be closed at 3 am and White Street to be closed from Maple Avenue to English Plaza from 8am to 8pm
 - Red Bank Style (Formerly Girls Night Out) – May 10, 2018
 - Red Bank Farmer's Market (every Sunday in the Galleria Parking lot) – May 13 through November 18, 2018
 - Streetlife – Saturdays from 6pm to 9pm in June, July and August and Thursdays from 6pm to 8pm on June 14, July 12, August 9 and August 23.
 - Sidewalk Sale – July 27 through July 30, 2018.
 - 9th Annual Guinness Oyster Festival – September 30, 2018 with a rain date of October 7, 2018 and to request closure of White Street Parking Lot to be closed at 3 am and White Street to be closed from Maple Avenue to English Plaza from 8am to 8pm
 - 26th Annual Holiday Express Concert, Red Bank Town Lighting and Santa Express – November 23 and request to close Peters Place from Broad Street to entrance of private parking lots from 1pm to close of concert and to close Broad Street from Peters Place to Monmouth Street from 4pm to end of concert. Also requesting no parking on Monmouth Street from 5:30 pm to close of parade.
 - Horse & Carriage Rides – Saturdays, November 24 through December 22, 2018 with pick up/drop off locations at 26 Broad Street and 11 Bridge Avenue (TABLED).
 - Holiday Harmonies – Saturdays, November 24, through December 22, 2018 from noon to 3pm at various locations in the business district.

Councilman Whelan requested that they table the request for the Horse & Carriage rides pending review by the Animal Welfare Advisory Committee.

Councilman Zipprich offered a motion to approve the requests with the exception that the Horse & Carriage Rides, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

Mayor Menna read a request from Anthony Fragale for membership to the Navesink Hook and Ladder Company of the Red Bank Volunteer Fire Department.

Councilman Whelan offered a motion to approve the request, seconded by Councilman Taylor.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

PUBLIC COMMENT – Ordinances on First Reading and Resolutions Only

Mayor Menna opened the public comment portion of the meeting and asked if anyone would like to speak.

No one appearing, the public comment portion was closed.

ORDINANCES – First Reading

ORDINANCES – Public Hearing and Final Adoption

2018-03 Mayor Menna read, “An Ordinance Approving a One-Year Lease Agreement for an Approximately 5,000 Square-foot, Fenced-in Portion of Real Property Located at 208 South Pearl Street, Red Bank, New Jersey, for the Public Purpose of a Police Impound Yard.”

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

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

Councilman Zipprich offered a motion to approve the ordinance on final reading, seconded by Councilman Whelan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

2018-04 Mayor Menna read, "An Ordinance Creating an Animal Welfare Advisory Committee."

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

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

Councilman Zipprich offered a motion to approve the ordinance on final reading, seconded by Councilman Whelan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

MAYORAL APPOINTMENTS

Mayor Menna appointed the following individuals to the Animal Welfare Advisory Committee:

Violet Savage for an initial term to expire on 12/31/2020.

Nick Lembesis for an initial term to expire on 12/31/2020.

Deborah Marks for an initial term to expire on 12/31/2020.

Pam Befarah for an initial term to expire on 12/31/2019.

Karen Fasano for an initial term to expire on 12/31/2019.

Stephen Murphy for an initial term to expire on 12/31/2018.

Suzanne Visconti for an initial term to expire on 12/31/2018.

Kathleen Horgan, Council Liaison, for a one-year term to expire on 12/31/2018.

Councilwoman Horgan offered a motion to confirm the appointments, seconded by Councilman Whelan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

RESOLUTIONS

18-40 Mayor Menna read "A Resolution Authorizing Tax Credits/Refunds Totaling \$3,592.75 Due to Over Payment by Property Owner."

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

18-41 Mayor Menna read “A Resolution Authorizing Change Order No.2 Related to the Contract with National Metering Services, Inc. for Meter Replacement Project.”

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

By Consent Agenda:

Mayor Menna called for a vote on the following resolutions by Consent Agenda:

- 18-42 A Resolution Authorizing Tax Credits/Refunds Totaling \$139.26 due to Judgements of the Tax Court of New Jersey.
- 18-43 A Resolution Authorizing Refund of Zoning Board Application Fees Totaling \$1,875 to Red Bank Charter School.
- 18-44 A Resolution Authorizing Water/Sewer refund due to Overpayment.
- 18-45 A Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey Grant Application.
- 18-46 A Resolution Authorizing Transfer of Current Fund Appropriation Reserves.

Councilman Taylor offered a motion to approve the resolutions, seconded by Councilman Whelan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

18-47 A Resolution Authorizing the Release of a Performance Guarantee Posted by Asha Realty One, LLC for 224-226 Shrewsbury Avenue, Block 73, Lot 14.

Councilman Taylor offered a motion to approve the resolutions, seconded by Councilman Whelan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Horgan

NAYS: None

ABSTAIN: Ballard, Zipprich

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

18-49 Mayor Menna read, “A Resolution for Payment of Bills Amounting to \$1,343,312.99.”

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

Councilman Yngstrom asked that a resolution be added to authorize the issuance of an RFP for a Parking Study.

18-48 Mayor Menna read “A Resolution Authorizing the Issuance of an RFP for a Parking Study.”

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

AUDIENCE

Cindy Burnham—71 Wallace Street—asked how much the Parking Study would cost.

Councilman Yngstrom said they did not know yet adding that they were requesting proposals.

Ms. Burnham asked if there were guidelines.

Councilman Yngstrom said there were not and they were waiting to see what the proposals offered.

James Scavone—Director, Red Bank RiverCenter—asked Councilwoman Horgan to reach out to him for information on the Horse & Wagon rides. He said he had a lot of information from PETA and other animal rights groups that supports the rides in Red Bank.

Councilwoman Horgan said she would invite him to the next meeting.

Ben Forest—16 Locust Avenue—said he was happy to hear that Parking Permits had been moved to east side lots. He said it made lot of sense.

Freddie Boynton—PO Box 2074—said he had left a message for the Public Works Director but hadn't heard back. He expressed concern that he was hard to get ahold of.

Suzanne Viscomi—Cedar Street—asked for an update on the availability for a second water meter for outdoor usage.

Councilman Zipprich said it was on their agenda for their meeting the following week.

EXECUTIVE SESSION

18-50 Mayor Menna read a resolution to adjourn to executive session to discuss litigation and affordable housing; no action will be taken.

Councilman Ballard offered a motion to adjourn to executive session, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

Councilman Zipprich offered a motion to adjourn from executive session and return to regular business, seconded by Councilman Taylor.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

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

Respectfully submitted,

Pamela Borghi