

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JUNE 17, 2020
6:30 P.M.**

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.

*Meeting held via video/telephone conference due to Governor's Executive Order.

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 11, 2019.

PLEDGE OF ALLEGIANCE

Mayor Menna announced that Ordinance #2020-11 "Ordinance Amending the Revised General Ordinances of the Borough to Revise Section 680-40: "Schedule VI: One-Way Streets" under Chapter 680: "Vehicles and Traffic" to Designate Boat Club Court as a Southbound One-Way Street" was being pulled from the agenda for further review.

PROCLAMATIONS, ANNOUNCEMENTS & PRESENTATIONS

Resolution Honoring Highest Ranking Red Bank Senior

Mayor Menna asked Councilwoman Horgan to read the resolution.

Councilwoman Horgan read: "Resolution 20-142: Resolution Honoring Kelly Rossano as the Highest Ranking Red Bank Senior."

Ms. Rossano thanked the Mayor and Council for the recognition.

Councilmember congratulated Ms. Rossano on her accomplishments.

Councilwoman Horgan 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.

Proclamation – Juneteenth, June 19, 2020

Mayor Menna read a proclamation to proclaim June 19, 2020 as Juneteenth in the Borough of Red Bank.

RiverCenter Budget presentation

Mayor Menna read Resolution 20-143: Resolution Approving the 2020 Budget of the Special Improvement District of the Borough of Red Bank.

Mayor Menna noted this resolution was to introduce the budget and said the adoption would be considered following a Public Hearing to be held on 7/22/2020.

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.

Red Bank Municipal Budget Presentation

Mayor Menna read Ordinance: 2020-12 Calendar Year 2020 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A: 4-45.14).

Councilman Ballard 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.

Mayor Menna announced the Public Hearing would be held on 7/22/2020.

Mayor Menna read Resolution 20-144: Introduction of Borough of Red Bank Municipal Budget.

Mayor Menna noted this resolution was to introduce the budget and said the adoption would be considered following a Public Hearing to be held on 7/22/2020.

Councilman Ballard said they were statutorily required to introduce the budget as this time but said he would not vote to pass as is. He said there was more work to be done before he would support it.

Mayor Menna said he knew how much time Councilman Ballard had spent working on the budget along with the Administrator, CFO and Auditor. He said it was a difficult time for municipalities.

Councilman Zipprich said Councilman Ballard had stepped up to the plate to lead the committee through the budget process and had worked closely with the Administrator and CFO.

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.

Councilman Ballard asked if the 7/22/2020 Public Hearing date would give them enough time, statutorily, to introduce amendments.

Mayor Menna said it did.

PUBLIC COMMENT (AGENDA ITEMS ONLY)

Laura Kirkpatrick—RiverCenter Executive Director--

Ms. Kirkpatrick thanked the Council for introducing the RiverCenter budget and said they would be ready to provide a presentation and answer questions at the July meeting. She said she also wanted to speak about Ordinance 2020-10 and Resolution 20-157. She said, on behalf of the business community, she wanted to thank the Mayor and Council for being tuned in and helping to get the businesses back in operation. She thanked Borough staff for going above and beyond to help.

Mayor Menna thanked her for her sentiments on behalf of the staff.

Councilman Zipprich also thanked Ms. Kirkpatrick for her efforts in support of the business community.

MINUTES & REPORTS

Regular Meeting minutes of 5/27/2020

Councilman Yngstrom 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.

Workshop Meeting minutes of 6/3/2020

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.

ORDINANCES - Public Hearing/Adoption:

None.

ORDINANCES – First Reading:

2020-09 Mayor Menna read “Ordinance Amending Chapter 9: “Boards, Committees, and Commissions” of the Borough’s Revised General Ordinances to Convert the Borough’s Autonomous Board of Health into an Advisory Board of Health Given the Borough’s Shared Services Agreement with the Monmouth County Department of Health.”

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 Public Hearing would be held on 7/22/2020 at 6:30 pm.

2020-10 Mayor Menna read “Ordinance Amending the Revised General Ordinances of the Borough to Revise Section 680-3(B) under Chapter 680: “Vehicles and Traffic” to Empower the Chief of Police to Modify Traffic Patterns and Parking During State of Emergency.”

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 Menna announced the Public Hearing would be held on 7/22/2020 at 6:30 pm.

RESOLUTIONS

20-145 Mayor Menna read “Resolution for Payment of Bills Amounting to \$4,477,873.97.”

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.

20-146 Mayor Menna read, “Resolution Authorizing Resolution of the Borough of Red Bank to Refund Developer’s Escrow Account Balances.”

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.

20-147 Mayor Menna read, “A Resolution Amending the 2020 Temporary Appropriations.”

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 called for a motion to move Resolutions 20-148 and 20-149 en masse.

20-148 Mayor Menna read, “Resolution for Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the South Street Roadway Rehabilitation Project.”

20-149 Mayor Menna read, “Resolution for Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Red Bank Station Pedestrian Improvements Project.”

Councilman Zipprich offered a motion to approve the resolutions en masse, 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.

20-150 Mayor Menna read, “Resolution Awarding a Fair and Open Professional Services Contract for Grant Writing Services to Millennium Strategies, LLC.”

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.

20-151 Mayor Menna read, “Resolution Awarding a Professional Services Contract to DMR Architects for Post-Pandemic Architectural & Engineering Services.”

Councilwoman Triggiano 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.

Mayor Menna called for a motion to move Resolutions 20-152 and 20-155 en masse.

20-152 Mayor Menna read, “Resolution to Authorize the Lease of Copiers from Document Solutions, LLC, under State of New Jersey Contract.”

20-153 Mayor Menna read, “Resolution Authorizing the Purchase of Five (5) Luke II Multi-Space Pay Stations under a National Cooperative Purchase Agreement.”

20-154 Mayor Menna read “Resolution Approving a Short-Term Shared Services Agreement and a Long-Term Shared Services Agreement with the Monmouth County Board of Health for the Provision of Local Public Health Services.”

20-155 Mayor Menna read “Resolution Appointing Special Law Enforcement Officers Class I (Johnathan Munoz and Ryan Hussey).”

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.

20-156 Mayor Menna read, “Resolution Accepting Bids and Awarding Contract to Shore Top Construction Corp. for Improvements to the Borough’s White Street Public Parking Lot.”

Councilman Zipprich 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.

20-157 Mayor Menna read “Resolution Temporarily Designating Portions of Broad Street and Monmouth Street as Pedestrian Malls at Certain Times and Relaxing Enforcement of Chapter 219: “Alcoholic Beverages” & Chapter 430: “Licenses And Permits” & Chapter 478: “Parks and Recreation” & Chapter 562: “Sidewalk Cafes and Restaurants” & Chapter 590: “Solid Waste” & Chapter 596: “Special Improvement District” & Chapter 603: “Street Banners” & Chapter 608: “Streets and Sidewalks” & Chapter 680: “Vehicles and Traffic” to Provide Local Businesses within the Borough with Expanded Capacity and Additional Space to Practice Proper Social Distancing as They Re-Open during the Continuing Covid-19 Crisis.”

Councilwoman Triggiano 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.

20-158 Mayor Menna read “Resolution Authorizing Tax Appeal Settlement Regarding Bank of America and Park Street Real Estate Co., LLC for Block 104, Lots 14 and 15, a/k/a 170 Broad Street and 20 Leroy Place.”

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

ROLL CALL:

AYES: Yassin, Triggiano, Yngstrom and Horgan.

NAYS: Ballard.

ABSTAIN: Zipprich.

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

MAYOR AND COUNCIL COMMENTS

Councilman Yassin had no report.

Councilman Ballard reported that the Red Bank Housing Authority would be providing free on-site COVID19 testing on Tuesday, June 30th at 11:30 am at Evergreen Terrace. He offered details on the testing.

Councilwoman Triggiano reported that the Borough and the Police Chief had hosted a Community Conversation on June 4 titled “Safety and Collaboration.” She said it had been conducted via Zoom and said there had been a lot of great feedback. She thanked the residents and officials who had participated. She said, on June 18, Police Chief McConnell and Administrator Shehady would be participating in a virtual town hall on policing in the community. She said it was being done in partnership with Calvary Baptist Church and would begin at 7pm. She also reported that, on Monday, June 22, Senator Vin Gopal would be hosting a conversation on police and community relations. She said Red Bank’s Police Chief along with the Long Branch Police Chief and elected officials from both towns would be participating. She offered registration information.

Councilman Zipprich thanked the DPW Department for their efforts throughout town including painting the “Pride” crosswalk, preparing the parks and assisting with the outdoor dining areas. He also reported that the town was now pumping water from its own wells so some may notice a taste difference. He said the Department had also be performing sewer line maintenance in the business district to help with the restaurants reopening. He also reported that Greener Blue, the County’s Pump Out Boat had been unveiled earlier in the day in Marine Park. He reviewed the functions of the boat.

Councilwoman Horgan had no report.

Councilman Yngstrom said he had an update on parking the reported that the smart meters would be shipped out at the end of the month and would, hopefully, be installed by July 15. He also asked residents to continue to support the Parks & Recreation Department’s essential goods drive. He said they were collecting non-perishable food, cleaning supplies and clothing and said the items could be dropped at Borough Hall. He said the Department was also finalizing plans for the Summer Camp program which will incorporate modified safety restrictions.

Councilman Ballard said he want to add the information that the testing being done at the Housing Authority was open to anyone and was not limited to Red Bank residents.

DISCUSSION & ACTION

Special Events Requests (subject to Final Plan Review by Special Events Committee):

Request from RiverCenter to schedule alternate dates of August 28, 29 & 30, 2020 for their annual Sidewalk Sale.

Councilman Zipprich offered a motion to approve the request, 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.

PUBLIC COMMENT (Governmental Issues, 5 Minute Limit)

Thomas Talalaj—Millville, NJ—said he was appearing on behalf of NorthEast precast and said he wanted to speak regarding the Borough’s ordinance regulating the use of cranes. He reviewed his company’s work and its use of cranes. He said the ordinance was unique within the state. He said no other

municipality had implemented it. He reviewed the process required by the ordinance and said they had been able to comply. He discussed his experience with the Planning & Zoning office and expressed his appreciation for the staff and the interim Zoning Officer. He expressed concern about some of the requirements and asked the Council to consider a review.

Mayor Menna thanked him for his comments and said they would discuss it with the engineer.

Michael Roland—19 COVID Way, Red Bank—asked if the Borough would be publishing the major internal affairs investigations on its website.

Administrator Shehady reminded the speaker that it was a public comment portion, not a Q&A. He said the comments would be referred to the Borough's professionals.

Councilwoman Triggiano questioned the address given,

Mr. Roland criticized the Council for not answering.

Borough Attorney Cannon asked if he was referring to the new directive from the State of New Jersey.

He said he was.

Attorney Cannon they had only recently received it and said they would review and comply with whatever the law was.

Mr. Roland asked if they would be published on the Borough's website and said the law did not say they had to.

Administrator Shehady again said Mr. Roland could make his comments and he would take it back to the Borough's professionals.

Mr. Roland again asked if the Borough would be publishing the major internal affairs investigations.

Mr. Shehady again noted it was a public comment format and said he would not engage in a question and answer.

Mayor Menna called for a motion to close the public comment period.

Councilman Zipprich offered a motion to close the public comment, 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.

EXECUTIVE SESSION

20-159 The Borough Attorney read a resolution to adjourn to executive session to discuss Personnel (IT) and Contract Negotiations (Rehabilitation Services). No action to be taken.

Councilman Zipprich offered a motion to adjourn to Executive Session, 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.

RESUME REGULAR BUSINESS

Councilman Zipprich 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 motion was declared approved.

ADJOURNMENT

Councilman Yngstrom 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 motion was declared approved.

Respectfully submitted,

Pamela Borghi