

**MINUTES  
REGULAR MEETING  
MUNICIPAL COUNCIL – BOROUGH OF RED BANK  
MAY 14, 2014  
6:30 P.M.**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

PRESENT: Mayor Menna and Council Members Murphy, Burnham, Horgan, Lewis, Zipprich and DuPont.

ALSO PRESENT: Administrator Sickels, Municipal Clerk Borghi, Chief Financial Officer Poulos, Attorney O’Hern and Engineer Ballard.

**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, 2014.

**SUSPEND REGULAR ORDER OF BUSINESS**

Councilman Murphy offered a motion to suspend the regular order of business, seconded by Councilman DuPont.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

**Presentation by Red Bank Elks Lodge #233**

Joseph McGrath of Red Bank Elks Lodge #233 said the first week of May was “Youth Activity Week” nationwide. He thanked the Mayor and Council for the Borough’s support and presented the Mayor with Certificate of Appreciation. He said they also had a Certificate for Recreation Director Memone Crystian that they would present at a later date.

Mayor Menna thanked the Elks Lodge for all that they do for the community.

Councilwoman Horgan noted that she had attended the luncheon the previous when the lodge had awarded scholarships and thanked them for what they do for the children.

Councilman Murphy said he wanted to thank the lodge on behalf of the Police and Fire Departments for their support.

Mayor Menna said Borough Auditor Kaplan was in attendance to offer comment on two resolutions on the agenda that concerned the budget. He said the first was regarding the adoption of the budget and noted that there had been minor amendments since the public hearing had been held and noted that the budget reflected a \$35 million loss in rateables based on tax appeals. He said the second was regarding an emergency appropriation which would provide for the funding of bulkhead repairs.

Auditor Kaplan reviewed the budget and the actions that had been taken to date. He said the budget, as presented, would call for a 1.8 cent municipal tax increase which would amount to \$72 per year increase to the average homeowner.

Councilman DuPont said it was a tight budget and also noted that effect of the loss of tax appeals and the economic downturn. He said they had held operation expenses down and had also had the opportunity to decrease health insurance costs from 22 percent to six percent. He credited former CFO Lapp for her efforts on that savings. He also commended Borough Employees who had been participating in the Mayor’s Wellness Campaign which he said, according to insurance data, would result in a savings of \$1,000 to \$1,500 per employee. He noted that the Borough’s debt had steadily decreased. He said he wanted to point out that, contrary to assertions that had been made, the Borough’s debt capacity limit was 3.5 percent and it was currently at just under 0.6 percent.

Councilman Murphy said the Finance Committee had worked hard on the budget. He also noted that the Fire Department had given up a lot such as upgrading trucks and said the Police had also taken furloughs when it was necessary. He said all of the employees, whether union or not, had all stepped up to the plate at one time or another. He said he had always been impressed with the Finance Committee before he served on it and realized there were many things they could not control. He said he thought it was a great budget and thought the Committee had done a great job. He thanked the employees for their patience and for working with the Council.

Councilman DuPont said he also wanted to note that they had had difficulties with increasing the surplus and noted that this year they had doubled it from half a million dollars to one million dollars which he said was a result of cost savings measures. He thanked the Police Department for reducing their budget by over 2.15 percent which helped offset other budget increases. He said the debt service decreased by almost 14 percent.

Mayor Menna said the committee had done an extraordinary job under difficult circumstances. Mayor Menna said he wanted to point out that, under Police Commissioner Murphy's leadership, the Borough of Red Bank stood out as the only municipality where the Police Department voluntarily accepted a furlough program when State law specifically exempted it and said it had really helped out. He said all of the Departments had gone through times and said the employees were to be commended for being part of the team.

Councilman Zipprich said he wanted to add that it was a pleasure to work with the Finance Committee but also wanted to thank CFO Poulos who he said had worked tirelessly. He said she was a good complement to the Administrator.

Councilman DuPont thanked Councilmen Zipprich and Murphy for their work on the Finance Committee and also commending Administrator Sickels, CFO Poulos and Department Heads.

14-133 Mayor Menna read, "A Resolution Adopting the 2014 Municipal Budget."

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

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

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

Councilman DuPont offered a motion to approve the resolution, seconded by Councilman Murphy.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-138 Mayor Menna read, "A Resolution Authorizing Emergency Appropriation."

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

**ROLL CALL:**

AYES: Murphy, Horgan, Lewis, Zipprich, DuPont

NAYS: Burnham

There being five ayes and one nay, the motion was declared approved.

Mayor Menna said he wanted to express his appreciation to all the members of the Council. He noted that even though all of the members had different ideas and different objectives, they realized that a budget had to be in place and that the budget meets the needs of the municipality. He said even though they often disagreed, he commended the Council for supporting the Administration and the adoption of the budget.

**RESUME REGULAR ORDER OF BUSINESS**

Councilman Zipprich offered a motion to suspend the regular order of business, seconded by Councilman DuPont.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

**WORKSHOP**

**Dog Days of Red Bank**

Mayor Menna said last year' Dog Days of Summer event had been very successful the previous year and reviewed the event. He said it would be returning for 2014 on the third Tuesday of June, July and August. He said there would also be an October event that would include a "Top Dog" competition in Riverside Gardens Park. He noted that stores had reported three to four times the amount of sales on a

Dog Days Tuesday as opposed to a normal Tuesday. He noted that there had been several successful pet adoptions at the event and said the event was presented at no cost to the tax payers. He thanked Red Bank Veterinary Hospital and Purina for sponsoring the event.

Councilwoman Burnham suggested the town consider a Yappy Hour.

Councilman Zipprich said Councilwoman Lewis had suggested that years before and Mayor Menna had moved forward with the Dog Days event.

### **Red Bank Open Flea Market**

Mayor Menna said he wanted to commend Acting Library Director McDermott and Library Board President Hanratty for their efforts at the Library. He also thanked Councilwoman Horgan for her steadfast leadership. He noted the success of the Red Bank Farmer's Market on Sundays and suggested the Library could sponsor a Flea Market in the Library Parking lot in conjunction with the existing Farmer's Market.

Councilwoman Burnham suggested the Library could have a table at the Farmer's Market.

Mayor Menna said the idea was to have the focus on the library to get people used to facility and encouraging them to return on non-flea market days.

Councilman Zipprich asked if the event would be compliance with the deed restrictions.

Mayor Menna said it would be.

### **Count Basie 365 Cultural Series**

Councilwoman Lewis said the Vision Committee needed to reconvene to get planning and fundraising going for the Count Basie 365 event. She said she would send out an email regarding a meeting date.

### **APPROVAL OF MINUTES – March 26, 2014**

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

#### **ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

### **MAYORAL APPOINTMENTS**

### **REPORTS OF MAYOR AND COUNCIL MEMBERS**

Councilman Murphy reported that Ronald Slater, a 50 year member of Relief Engine Company, had recently passed away. He also reported that William Setaro, of Liberty Hose Company and the Fire Police, had also passed away. He thanked those that had attended the services. He also reported that there would be a wetdown the next Sunday for the new firetruck on Mechanic Street at 1 pm. He asked if the radio tower was up and running.

Administrator Sickels said it was and he believed the last antennae had been installed that day.

Councilman Murphy he understood some trees were supposed to be placed to buffer the antennae. He said the trees had come down and needed to be replaced.

Mr. Sickels said they would be putting something in that would not interfere with the antennae. He said the next step was site restoration.

Councilwoman Burnham had no report.

Councilwoman Horgan said the Environmental Commission had met the previous night and were working with Clean Ocean Action on a cleanup at Locust Avenue. She said there would be another in October but did not have details. She said the next meeting would be May 27 at 7pm in the Council Chambers and noted that the committee was trying to reestablish the Green Team for the Sustainable Jersey program. She reviewed the program and said the project had stalled and they were looking for volunteers to help it move forward. She reported that there would be a Bicycle Rodeo and Composting Workshop with dates to be announced. She said the Acting Library Director Elizabeth McDermott has organized a meet and greet for staff and trustees on April 30. She said they had toured the building and had found the basement was flooding. She said she had called Gary Watson and he had sent staff over right away and she thanked him for his help. She reported that May 1<sup>st</sup> had been the first meeting with the new Trustees who had been sworn in, elected officers and appointed committees. She said the new meeting date would be the third Thursday. She said they were also working on Library hours, upgrading the website and community outreach. She also reviewed local businesses that had held fund raisers to benefit the Library. She said she and Councilwomen Lewis and Burnham had participated in a Running and Winning workshop that targeted young women in High School. She reported that there would be a fundraiser for the Boys and Girls Club on April 28 at Branches. She noted that there was a resolution on

agenda to renew the organizations five year lease. She also reported Lunch Break would be holding a Community Food Drive on May 17 from 11 am to 2 pm with a goal of collecting 50,000 pounds of food.

Councilwoman Burnham said she wanted to mention that the Navesink River Municipalities Committee had been looking into the boat that had caught fire on the river. She understood the investigation was over and they were looking to have it removed from the river. She said a Borough Police Officer had informed her that the owner of the boat had been notified and told to remove it. She said they hoped it would be out by Memorial Day.

Councilman Murphy clarified that the case was not closed but said the owner had been notified.

Councilwoman Burnham said that was not what she had heard.

Councilman Murphy assured her that it was still under investigation.

Councilwoman Lewis reported that Baseball Day had been held May 10<sup>th</sup> and said it had been a wonderful day and, at the same time, they had had the youngest Lacrosse members on the field. She thanked the Parks and Recreation staff and also thanked Terrance Walton from the Department of Public Works for his efforts to get the fields ready. She thanked volunteers that had helped with the event. She reminded everyone that signups were ongoing for spring programs and for summer camps. She said she also wanted to remind everyone that, in collaboration with the YMCA, the Borough was hosting Fitness in the Park events.

Councilman Zipprich said he wanted to remind everyone that it was "Paint the Town Pink" month and reminded everyone to get their mammograms. He reported that he, the Mayor and Commissioner Murphy had attended the Memorial Ride for Police Chief McCarthy last week. He said it had been great to see so many community members participating. He said the Department of Public Works Committee would be meeting the next week and said he wanted to commend the Water/Sewer Division and Director Watson for their efforts to stave off a sewer issue over the weekend that could have caused a major inconvenience over Mother's Day. He reviewed the issues of various items being flushed down toilets and commended the staff for their efforts, including working with neighboring municipalities to avert a catastrophe.

Borough Engineer Ballard said she wanted to note that "flushable" wipes on the market were not really flushable and caused damage to the sewer systems. She discouraged their use.

Mayor Menna asked Administrator Sickels to review the cost to the taxpayers in regard to the incident.

Mr. Sickels said the incident at Hudson Avenue and Bergen Place had amount approximately \$30,000 so far. He reviewed more details of the incident.

Councilman Zipprich also reported that the Historic Preservation Commission would be meeting on the 28<sup>th</sup> at 7 pm. He said the Shade Tree Committee had completed the planting of 32 trees around the Borough. He said they also coordinated with the Monmouth County Shade Tree Committee who planted an additional ten. He said all of the newly planted trees had water bags on them to help them root. He said he and Councilwoman Horgan had met with representatives of the YMCA to discuss partnering to form a Youth Council. He said he and Councilwomen Horgan and Lewis would bring more information to the Council in the coming weeks. He also reported that the Second Red Bank LGBT Pride event would be held on June 10th at the Count Basie Theater. He said he wanted to thank the 077Q1 Gay Neighbors of Red Bank and staff at the Count Basie Theater and reviewed the event.

Councilman DuPont said he wanted to thank the Mayor and Council for adopting the town's operating budget. He noted that his wife was currently fighting disease that the Paint the Town Pink campaign was focusing on and thanked the Mayor for allowing Borough employees to participate in a campaign at Borough Hall. He noted that Borough Offices were decorated in pink and the employees had been participating in Dress Down Fridays where employees were allowed to wear jeans with their pink gear in exchange for a voluntary donation to the Paint the Town Pink fund. He commended Deputy Borough Clerk Bonnie Thomas for organizing the event and thanked all of the participants. He spoke of the importance of mammograms and noted the toll the disease could take on a family.

## **COMMUNICATIONS AND PETITIONS**

Mayor Menna read requests for the following:

1. Mayor's Wellness Campaign-YMCA Fitness in the Park (Wednesday evenings 6-7PM), 4/23 through 10/12.
2. Annual Robert J. Holiday Memorial Car Show (White Street Parking Lot) 7/13, rain date 7/20, closing of White Street 7am to 4pm.
3. Pilgrim Baptist BBQ on church grounds, 6/7 (Close off part of Leonard Street).
4. St. Anthony's Church annual picnic, 6/14 (11am-3pm), closing of Herbert Street between Bridge Avenue and railroad tracks 7am to 5pm.
5. Count Basie Theatre, APPETITE-8/1, 2 & 3 on stage and outside on patio. Approved with condition that a revised request be submitted referencing parking as discussed at meeting.
6. Mayor's Wellness Campaign-Family Fitness Night, Count Basie Park, 6/17 (6 to 8pm).

7. 34<sup>th</sup> Annual Red Bank Crop Hunger Walk, October 19<sup>th</sup>.  
All requests approved by the Special Events Committee.

Councilman DuPont offered a motion to approve the requests, seconded by Councilwoman Horgan. Requests were approved en masse by unanimous vote with Councilman Zipprich abstaining from request number five regarding Count Basie Theater citing a conflict.

#### **PUBLIC COMMENT ON RESOLUTIONS ON THE AGENDA AND ORDINANCES ON THE AGENDA ON FIRST READING**

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

No one appearing, Councilman DuPont offered a motion to close the public comment portion of the meeting, seconded by Councilman Zipprich.

#### **ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

#### **ORDINANCES – First Reading**

##### **ORDINANCES – Public Hearing and Final Adoption**

2014-11 Mayor Menna read, “Ordinance Amending Bond Ordinance 2014-8 of the Borough of Red Bank, in the County of Monmouth, New Jersey.”

Mayor Menna noted that there had been miscommunication extended to the public in regard to the ordinance. He said the ordinance had already been adopted and that this would be dealing with a clerical error. He asked Attorney O’Hern to elaborate.

Attorney O’Hern confirmed the Mayor’s comments and said that, while they would open to public comment, they really didn’t have to entertain further public comment because it simply addressing a clerical error in the original ordinance. He said the Governing Body was voting on whether or not to correct that error. He said the earlier ordinance had been approved and they could not undo that vote.

Councilman Murphy asked what was being corrected.

CFO Poulos said two amounts had been transposed.

Administrator Sickels added that the amount for reconstruction of Marine Park and the amount for the reconstruction of various roads had been reversed by the Bond Counsel. He said this ordinance would correct that error.

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

Kathleen Gasienica—110 Locust Avenue—said she felt everyone present was there to discuss the ordinance regarding Bellhaven Nature Area. She said they had not been aware that there would not be further comment on it after the last meeting.

Attorney O’Hern again explained that the Governing Body had already approved the ordinance and the Mayor had said that, before the plan was implemented, there would be further public comment and hearings. He again noted that they could not revisit that vote.

Ms. Gasienica said the ordinance approved the go-ahead for the design and asked if there would be additional public hearings for the project.

Mayor Menna said there absolutely would.

Mayor Menna again noted that the present ordinance would only change the numbers. He said once the Engineer recommends a plan, there would have to be a public hearing and the public would have a right to be heard.

Ms. Gasienica asked if public opinion at this time could prevent further excessive costs rather than going ahead with a design that may have flaws.

Mayor Menna said the Parks and Recreation Committee was working with the Engineer to develop a design.

Administrator Sickels said the Parks and Recreation Committee had already discussed that, before the Borough spends a lot of money on a final design, a conceptual drawing would be brought to the public for input before detailed drawings were prepared.

Ms. Gasienica said there was also a time limit regarding the grant and she understood the deadline was one year from now. She said it would be proactive to listen to public opinion and said a number of people were present for that.

Administrator Sickels said he wanted to note that they were fighting something that did not exist. He said it was one concept that was a possibility but noted that the Parks and Recreation Committee had not decided on a plan.

Ms. Gasienica said they were not there to fight. She said they share the same goals to establish a west side children's play area and to make improvement to Bellhaven Park. She said they shared a third goal to keep the Borough's debt at a minimum. She said she understood there might not be opportunity for comment but suggested they be more proactive.

Mayor Menna said there was opportunity. He said the Parks and Recreation Committee had three Council members and they were hearing comments tonight and would take it back to their committee. He said there will also be public discussions possibly before plans were done. He said a schematic would be brought back before the Council before a lot of money was spent.

Ms. Gasienica asked what the best way was to express their concern over what they saw as flaws.

Mayor Menna said she had already had already expressed it and they had heard her.

Ms. Gasienica said they had tons and said the last time she had asked a lot of questions and felt she did not get satisfactory answers.

Mayor Menna suggested she attend Parks and Recreation Committee meetings.

Administrator Sickels suggested she could also put her ideas in writing.

Councilwoman Burnham asked what the costs were for T&M to develop the design.

Administrator Sickels said the Engineer was authorized to have discussions with the Parks and Recreation Committee regarding design and said research needed to be done regarding features. He said questions had also been raised at the last meeting regarding maintenance issues. He said the committee had to discuss the issues that had been raised. He said that was why he thought it would be beneficial to get concerns in writing so the committee could make an informed decision. He said first they would have to have the bond in place.

Councilwoman Burnham asked if the Borough was borrowing \$600,000 for the project.

Mr. Sickels confirmed that they were.

Councilwoman Burnham questioned why they were borrowing before they did the project.

Attorney O'Hern said they would not necessarily spend that amount.

Councilwoman Burnham said she assumed they would put it in a dedicated fund.

Mr. Sickels explained that they would borrow as they went. He said they did not take a \$600,000 loan and put it in the bank. He said it was an authorization to secure the debt.

Councilwoman Burnham asked what they would do when they got the \$600,000.

Mr. Sickels said, when the Borough decides on a design, they would give the Engineer authorization to perfect the design and prepare specifications and construction documents. He said it would go out to bid and the Council would award the bid. He said first the Council would have to approve the design before the specifications were prepared.

Councilwoman Burnham noted that she was not on the Parks and Recreation Committee but she attended the meetings anyway and she had heard no discussion.

Councilwoman Lewis said that was because she was going to the meetings of the Advisory Committee which was a volunteer committee. She said the Parks and Recreation Council Committee consisted of Councilman Zipprich, Councilwoman Horgan and herself who met with the Engineer and others and that was where that discussion would take place.

Councilman Zipprich noted that it was similar to when Councilwoman Burnham held her Code Enforcement Committee meetings and noted that if Council members that were not on the committee showed up, it could cause a quorum problem.

Adrian Gubbay—Madison Avenue—also noted that most people in the audience were attending in regard to the Bellhaven issue.

Attorney O'Hern noted that the Public Hearing was opened to address the correction to the already adopted ordinance and suggested they finish that process and continue the comments during the public portion.

Mr. Gubbay noted the number of people who wanted to speak on the issue.

Attorney O'Hern clarified that he was not saying they couldn't speak to the issue, he was just noting where the business stood procedurally. He said the Governing Body needed to address the ordinance and then could take further comment at the end of the meeting.

Ron Dee—Locust Avenue—he asked how much the study of the park had cost so far. He said he had understood that it wouldn't cost anything because T&M was on retainer.

Mayor Menna asked how much the design had cost so far.

Mr. Dee said he had written a letter to T&M on the matter.

Administrator Sickels reviewed the history of the project. He said a Public Hearing had been held on an application to Monmouth County Open Space to update and add features to the park. He said it had been done through a public process at a Council Meeting and the engineer had presented a conceptual design. He said the public approved it and the Council went forward with it. He said monies were expended to develop the concept and an application was made for the money. He said they had been successful. He said, prior to that, the Borough had met with the DEP regarding the concept and making improvements to the park. He said they had been in favor of the concept and noted if they had not been in favor, the Borough would not have gone forward with the application. He said those efforts, which had been orchestrated with the assistance of the Borough Engineer, were the costs that had been incurred so far. He said he did not have the exact amount available.

Mayor Menna said it was public information and they could get it for Mr. Dee.

Mr. Dee again expressed his concerns with the cost and the lack of communication.

Mayor Menna asked Mr. Dee to leave his contact information with the Administrator and someone would get back to him with the information.

Paul Cagno—65 Wallace Street—said he had a question about the August 24, 2011 site plan that had been submitted to the DEP regarding Bellhaven Park improvements. He asked how he could get a copy of it.

Engineer Ballard said he could file an OPRA request.

Mr. Cagno asked if the Borough could provide a copy so the public could see it.

Engineer Ballard said it was a public document and copies were available at Borough Hall.

Councilwoman Burnham and Mayor Menna said they could get it.

Councilman Murphy suggested that the Council finish the business at hand and take more comments later.

Councilman Murphy offered a motion to close the public hearing, seconded by Councilman Zipprich.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

Councilman Murphy offered a motion to adopt the ordinance on final reading, seconded by Councilman Zipprich.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

2014-12 Mayor Menna read, “Bond Ordinance Authorizing Bulkhead Repair and/or Replacement in and for the Borough of Red Bank, County of Monmouth, New Jersey; Appropriating the Sum of \$596,000 therefor; Authorizing the Issuance of General Obligation Bonds or Bond Anticipation Notes of the Borough of Red Bank, County of Monmouth, New Jersey in the Aggregate Principal Amount of up to \$566,200; Making Certain Determinations and Covenants; and Authorizing Certain Related Actions in Connection with the Foregoing.”

Mayor Menna said the ordinance was regarding bulkhead repairs at North Prospect Avenue and at the library. He said there was extreme urgency in respect to the repairs at the North Prospect location. He noted that, if it was the Council’s pleasure to do both projects, the ordinance would be ready to go. If it was the Council’s pleasure to do one and not the other, he continued, they would be able to bifurcate the ordinance. He stressed the need to take action regarding North Prospect at this meeting.

Administrator Sickels said he wanted to point out that there was also a resolution on the agenda which would authorize the engineer to do the specifications for the North Prospect Avenue location and in order for them to do the work at the other location, they would need to pass another resolution.

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

Vinnie Berner—39 North Prospect—reviewed the problem at North Prospect Avenue and the changes in the last couple of weeks. He told Councilwoman Burnham that he did not understand why she would vote against the ordinance.

Councilwoman Burnham said she was in favor of making the repairs at North Prospect but was not in favor of maintaining the library bulkhead. She said she was in favor of a natural shoreline. She said that was why she wanted to ask if the money was just for Prospect or both locations.

Mayor Menna said it would be for both.

Councilwoman Burnham asked why they would have to do that.

Mayor Menna explained that if the Council voted tonight to do both, they would not have to spend twice the amount of money for Bond Counsel.

Councilwoman Burnham said she did not think they should be together.

Mayor Menna said they could bifurcate it.

Councilman Murphy asked if the Council moved forward and said no to the Library, North Prospect would still get done.

Mayor Menna said that was correct.

Councilman Murphy asked if they would be voting for both bulkheads or to add second one.

Councilman DuPont said he would make a motion to approve the bond ordinance to do both North Prospect and the Library. He said should that not receive the required votes, he would make a motion to do North Prospect.

Administrator Sickels said the reason they were moving the bond ordinance forward was because it had already been drafted and was ready to go. He said they could amend the bond ordinance down the road to change the purpose and use the unexpended funds to something else. He pointed out that they don't borrow all of the money at once, but do bond anticipation notes for the project that the Council authorizes. He said the next step would be to consider resolution number 14-145 to authorize the design and specifications for North Prospect. He said the Council could discuss the library property later.

Councilwoman Burnham expressed concern that they were bonding for both.

Mr. Sickels explained that the ordinance was authorization to secure the funding but was not the borrowing of the money.

Mayor Menna said the ordinance was the same one that the Council had before them in August of last year. He said it had been tabled and that was why it was before them.

Councilman Zipprich said he understood that they were using the ordinance that had already been drafted in an effort to expedite the process for the residents of North Prospect.

Councilwoman Burnham said the issue on North Prospect should have been taken care of five years ago. She said she felt it should be separated.

Councilman Zipprich said if they separated it, it would add several weeks to the process and it would have to be redrafted by Bond Counsel.

Councilwoman Burnham said she understood.

Mr. Berner said he felt they all needed to get on the same page in regard to North Prospect. He said the residents were concerned about their properties and said the problem was growing.

Mayor Menna explained that the bond ordinance would allow them to borrow but they would not be allowed to draw on it until a subsequent resolution was done. He reiterated that there would be no harm in moving on the ordinance because of the need for a second resolution to authorize the work.

Councilwoman Lewis asked how they could make a decision without committing to the action they would take at the library.

Councilman Murphy said they were making the decision to fund both and if it got turned down, the next vote would be to fund just North Prospect.

Administrator Sickels said the ordinance before them would authorize the debt. He said an ordinance had already been prepared that included both, however, the resolution on the agenda would only authorize work to go forward on North Prospect. He said the Borough had received no numbers on the living shoreline and they did not have time to debate that now. He noted that no funds could be committed to the North Prospect repair until the ordinance was passed.

Mr. Berner asked what could be done to shore up the situation.

Mr. Sickels said he had had a representative from the Engineer at the site that day and he expected a report in the next few days regarding what they could do temporarily.

Mr. Berner asked if money for that was available.

Mr. Sickels said having the bond ordinance would give him authorization to go forward.

Mr. Berner said he expected to see every member of Council vote "yes."

Councilman Zipprich agreed that it was at a critical juncture and that they needed to take action.

Mr. Berner said it was getting worse and they would eventually face a major expense and a major lawsuit. Jack Callahan—North Prospect Avenue—thanked his neighbor for speaking and said he lived with the deterioration every day. He said the same situation was occurring at the library and urged the Council to put the funds in place. He said they should address the other issues separately.

Kathleen Gasienica—110 Locust Avenue—asked if the first motion to adopt the ordinance including both parcels did not pass and they went through a second motion to just approve North Prospect, would it increase the time.

Mayor Menna said it would, demonstrably. He said it would have to go through a first and second reading and Counsel would have to revise the bond. He said this bond had already been prepared last year.

Ms. Gasienica agreed that there was urgency and said that, unfortunately, this is what happened when bulkheads were in place. She said the project that had been suggested for the library would not require a bond ordinance because the design would be donated and the American Littoral Society would assist with funding including five years of maintenance.

Mayor Menna said if the money was not needed because of future decision to not do the library bulkhead, they would not draw down on the bond.

Ms. Gasienica asked for a commitment from the Council that they would at least request a continuation of the technology that used a living shore line.

Councilwoman Horgan said they definitely would and said she was working on that. She clarified that the Mayor had said the money from the bond did not have to be used for a bulkhead. She said she knew that she and Councilwoman Burnham and Councilman Zipprich were interested in pursuing the living shoreline. She said they were looking into it.

Councilman Murphy said she should then be voting against the ordinance.

Mr. Sickels said the Borough had received nothing in writing about any free offers regarding the living shoreline. He said, therefore, there was no decision for the Council to make on living shoreline versus bulkhead. He stressed that they needed to vote on the ordinance and if it wasn't passed, it would be another month to get a revised ordinance, introduce it and schedule it for a public hearing.

Councilman Murphy said the Council needed to know whether a vote for the ordinance was a vote for the bulkhead behind the library.

Mayor Menna said they were voting for the funding that may or may not be used.

Administrator Sickels said they were voting for the ordinance that would allow the town to fund bulkhead work at both locations. He said there was also a resolution that would authorize going forward with design and specification for only North Prospect Avenue.

Ms. Gasienica said she had personally attended three meetings where the information had been presented and said it had been given to Mr. Sickels in writing.

Mr. Sickels said he had nothing in writing.

Ms. Gasienica said they had answered his questions in writing.

Mayor Menna asked if she was guaranteeing it or if Stevens Institute was guaranteeing it.

Ms. Gasienica said it was a project lead by the American Littoral Society and said, in order to proceed, they would require a letter from the Mayor and Council saying they were interested in pursuing the design and implementation of the project. She said Stevens Institute had already wasted a ton of money and time on the design. She said they felt Red Bank would be an ideal and spoke of the benefits.

Mayor Menna questioned why Stevens Institute hadn't pursued the project in their own community.

Councilman Murphy asked if the Borough had received a proposal from Stevens Institute.

Ms. Gasienica said they had not.

Administrator Sickels said he had met with representatives at the site and said they were going to choose three sites out of five possibilities and they chose three other sites.

Ms. Gasienica said that was not true.

Councilman DuPont said they were discussing the bond ordinance and they were talking about other matters. He said the discussion going on was not material to the vote. He said he understood there were sub-issues to be discussed after the vote but said he thought they should close the public hearing, vote and have those discussions after.

Ms. Gasienica said she appreciated the support and encouraged them to go forward with the project immediately. She reviewed the work of the American Littoral Society.

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

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

Councilman DuPont offered a motion to adopt the ordinance on final reading, seconded by Councilwoman Horgan.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

Councilwoman Lewis said she wanted to go on record as saying she would like the Borough to pursue getting information on the living shoreline.

Councilwoman Burnham agreed.

14-145 Mayor Menna read, "A Resolution Authorizing the Borough Engineer to Design North Prospect Avenue Bulkhead Improvements."

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

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

**RESOLUTIONS**

By Consent Agenda:

- 14-134 A Resolution Authorizing Extension of Lease with the Boys & Girls Club of Monmouth County Concerning 136 Drs. James Parker Boulevard known as Block 77, LOT 22 on the Tax Records.
- 14-135 A Resolution Authorizing the Borough Administrator to Execute a Treatment Works Application, to be Submitted to the New Jersey Department of Environmental Protection in Relation to the Replacement of the Pump Station at Marine Park.
- 14-139 A Resolution Amending Resolution No. 13-230 Entitled, "A Resolution Requesting Special Item of Revenue- New Jersey Drunk Driving Enforcement Fund."
- 14-143 A Resolution Authorizing Final Payment to Meco, Inc. for 2011 Road Program, Release of Performance Bond and Acceptance of Maintenance Bond.
- 14-147 A Resolution Authorizing Interlocal Services Agreement with the Borough of Tinton Falls Regarding the Storage and Sale of Impounded Motor Vehicles.

Councilman DuPont offered a motion to approve the resolutions, seconded by Councilman Murphy.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

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14-136 Mayor Menna read, "A Resolution Authorizing Change Order No. 1 Related to the Contract with CMS Construction, Inc. for the Riverside Gardens Park Repairs Project."

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

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-137 Mayor Menna read, "A Resolution Authorizing Change Order No. 9 & Final Related to the Contract with Meco, Inc. for the 2011 Road Improvement Program."

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

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-140 Mayor Menna read, "A Resolution Authorizing Tax Appeal Settlement Regarding RB Capital, L.L.C., Block 1, Lot 1, 80 Rector Place, Red Bank, New Jersey."

Councilman DuPont offered a motion to approve the resolution, seconded by Councilman Murphy.

ROLL CALL:

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-141 Mayor Menna read, "A Resolution Authorizing the Award of the Bid for 40 White Street through an Auction Process."

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

ROLL CALL:

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-142 Mayor Menna read, "A Resolution Authorizing Refunds Due to Overpayment of Taxes Due to Judgments of the Tax Court of New Jersey."

Councilman DuPont offered a motion to approve the resolutions, seconded by Councilman Murphy.

ROLL CALL:

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-146 Mayor Menna read, "A Resolution Authorizing Change Order No. 2 Related to the Contract with GMH Associates of America, Inc. for the Chestnut Street Clarifier Improvements Project."

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

ROLL CALL:

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

14-148 Mayor Menna read, "A Resolution Authorizing Tax Credit for Overpayment of Taxes Due to Judgment of the Tax Court of New Jersey."

Councilman DuPont offered a motion to approve the resolutions, seconded by Councilwoman Lewis.

ROLL CALL:

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

## PROCLAMATIONS

## PAYMENT OF VOUCHERS

14-149 Mayor Menna read "A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$2,600,871.10"

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

ROLL CALL:

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

## **OLD BUSINESS**

### **NEW BUSINESS**

Councilman Zipprich said he had attended the Environmental Commission the previous night and said he wanted to report on a horseshoe tagging event at Sandy Hook the following night. He said all were welcome.

Engineer Ballard reported that Monmouth County would be starting intersection improvements at Shrewsbury Avenue and Drs. James Parker Boulevard. She said there would be road closures associated with the project.

Administrator Sickels said they had also received word from the Department of Transportation that the Borough had received grant funding for the repaving of Bridge Avenue so that would be forwarded to the Public Works Committee for consideration for the next road program.

Councilwoman Burnham asked about the intersection of Maple Avenue and Front Street noting that there was damage to the brick crosswalks.

Mayor Menna said the matter had brought to the attention of the Department of Transportation and also Senator Beck three or four times and said he still had not gotten an answer.

Councilwoman Burnham asked if the Borough could sweep them up so no one would fall.

Councilman Murphy agreed.

Administrator Sickels said he thought it would be in the Borough's best interest to contact the DOT and ask them to get a truck out right away because there was a liability issue.

Councilman Murphy questioned if they would get a truck out the next day.

Mr. Sickels said he would contact the Senator.

Councilman Murphy said if they did not respond, Public Works should take care of it on Friday.

Councilman DuPont said he had spoken with the Administrator on the issue about three weeks prior and as had been told a letter would be sent. He asked if the letter went out.

Mr. Sickels said he forwarded the concerns to Senator Beck and she had forwarded them to the Commissioner of the DOT which he thought was more effective.

Councilman DuPont asked for a copy of the letter noting that he would be meeting with the DOT Commissioner the following week.

## **AUDIENCE**

Stephen Hecht—135 Branch Avenue—asked if the Council could possibly list resolutions with dollar amounts in the titles.

Mayor said they were listed.

Mr. Hecht said they were not listed in the titles.

Mayor Menna said they could do that.

Mr. Hecht said he wanted to let the Council know that the documents that accompanied the agenda had not been posted to the website for this meeting.

Municipal Clerk Borghi said that was her responsibility and apologized for the oversight. She said if he noticed things weren't posted, she would welcome him to send her a reminder and she would take care of it.

Stephen Mitchell—Prospect Avenue—asked Council to consider implementing a stairwell or some other access in the design of the North Prospect Bulkhead. He said there was one on the Middletown side that included stairs for water access.

Engineer Ballard said she would look at it but expressed concern about the steep grade and said any access the Borough provided would have to be ADA compliant.

Mr. Mitchell said the one in Middletown was not ADA compliant.

Engineer Ballard said she could not speak to that because she was not familiar with it but said she knew that public access to the water was supposed to be ADA compliant.

Mr. Mitchell asked her to acknowledge that the one in Middletown was not.

Engineer Ballard again stated that she could not speak to that and said she had no knowledge of the one in Middletown. She said she didn't know where it was but could find out.

Mr. Mitchell said it was on the Middletown side of the Oceanic Bridge.

She said she would find out.

Mr. Mitchell asked what the status was regarding the Maple Cove issue in regard to the DEP and taking the properties off of the Green Acres Program.

Engineer Ballard said the DEP had approved the subdivision plan. She said they were finalizing the documents for filing with the County and then it would be official. She said the Borough would have to readopt the ROSI after the documents were filed.

Mr. Mitchell asked for a description of the subdivision.

Ms. Ballard said the parking lot at the library and a small area beyond was to be removed from the ROSI and the waterfront property was to remain on.

Councilwoman Burnham said she thought the additional area was 20 feet.

Administrator Sickels said it was 20 feet off of the back corner of the Library building.

Mr. Mitchell asked if the other properties would remain on the ROSI.

Mr. Sickels said they would.

Councilwoman Burnham said she thought the 20 feet had been from the parking lot.

Mr. Sickels said it was 20 feet from beyond the northwest corner of the library.

Councilwoman Burnham said that would be a buildable lot.

Mr. Sickels said it was to provide access to the rear of the library without encumbrance should it be necessary.

Leonard Krakow—Bridge Avenue—noted that the basketball court at Count Basie Field had been in disrepair for two years and said he understood the Borough had the new backboards and asked why the repairs had not been made.

Administrator Sickels said the Borough did not have possession of the backboards and said they had gotten quotes to replace them. He explained that the struts on the existing backboards were rusted. He said he had just gotten a quote from the vendor that already had a contract to resurface the courts and was going to present it to the Parks and Recreation Committee for approval to do a change order to replace all of the backboards.

Mr. Krakow also asked about the Borough's noise ordinance and noted issues with lawn mower. He asked if the Council would consider changing the ordinance for work to begin at 9 am.

Mayor Menna said they would take it under advisement.

Councilman Murphy asked what it was now.

Administrator Sickels said it was currently 7:30 am.

Councilman Murphy asked if weekends were 9 am.

Mr. Sickels said he thought it was 7 am.

Linda Clark—Cedar Crossing—said she had questions about Cedar Crossing. She said she had sent emails to the Mayor regarding concerns about the property. She expressed her frustration with the property. She said she had owned the property for a year and has not been able to move furniture in.

Councilman Murphy asked if she was having problems getting inspections or if the problem was with the State or the Borough.

Ms. Clark said she had been trying to get in touch with the person she was supposed to be in contact with and felt she was getting the runaround. She said she had been working with the Red Bank Affordable Housing agency. She reviewed the various people she had spoken with to try to resolve the issues. She explained her concerns with construction issues with the property. She said other property owners had the same issues.

Councilman Zipprich asked if she had closed on the property yet.

She said she had closed on May 31 of last year.

Mayor Menna said the information she had provided back in February had gone to the Affordable Housing Corporation and their staff. He added that they were covered by the Homeowners Warranty Program. He said her complaints had also been processed by the Building Department. He said they were monitoring it and believed there was a meeting scheduled next week with the Affordable Housing Corporation. He said the Borough would put all of the complaints together and try to monitor.

Mr. Sickels asked her to forward copies to his attention.

Councilman Murphy asked if she was in the property.

Ms. Clark said she was in but did not feel she was in.

Councilman Murphy confirmed that she had all the inspections and now had a punchlist.

Ms. Clark said it had been that way since the previous June. She said she had moved boxes in but not furniture because she was not sure if she might have to file a claim and did not want a dispute. She said she was looking for the proper contact person. She said there were also trash concerns.

Mayor Menna said they were working on that.

Rose Sestito—190 River Street—said at the last meeting someone had said he and his children said they use the Bellhaven area on a regular basis. She said she went there at various times of day and has seen no one there. She argued that the property was not currently being used and said she didn't think it would be detrimental to put the play area there. She said there had also been a suggestion to use the property on Sunset Avenue but said she thought that it was contaminated.

Mayor Menna confirmed that it was a contaminated sight and said they had received State funding amounting to millions of dollars but said it was a very long process. He said it would not happen overnight.

Ms. Sestito said she would not want her children to use a contaminated property. She stressed the need for a park and said she thought the Shrewsbury Avenue sight was unsafe.

Paul Balanikas—Wallace Street—thanked Mayor Menna for the memorial service he had done for Ron Slater. He said Mr. Slater was a great guy and appreciated all he had done.

Mayor Menna noted that Bill Setaro had also recently passed and noted his contributions to the community.

Mr. Balanikas noted that he lived on Wallace Street and walked downtown a lot. He noted several traffic issues including U-turns and people not stopping for crosswalks. He said he would like to see more enforcement. He said, in regard to park maintenance, he noted that former Councilman R.J. Bifani had gotten prison labor to do clean ups in the Borough and reviewed some of the areas.

Mayor Menna said he was aware of the program and said Councilman Zipprich would look into it. He thanked him for the suggestion.

Mr. Balanikas said he would like to see Saturday hours at the library.

Kathleen Gasienica—110 Locust Avenue—said Fair Haven used Department of Corrections maintenance to get rid of invasive species. She reviewed safety concerns at Bellhaven. She said people were concerned with traffic problems at Shrewsbury Avenue and Bergen Place was being improved. She said the intersection at Shrewsbury Avenue and Locust Avenue was very unsafe. She said she believed it was the number one intersection that would be completed if the Safe Walks to School plan were adopted. She said that plan had recommended putting in a traffic light there. She said Red Bank was an urban area and children lived near busy streets. She suggested putting a fence around the Shrewsbury Avenue park. She said the Sunset Avenue property was far from reality but urged the Council to pursue it.

Mayor Menna said they were pursuing it.

Ms. Gasienica said there would be extensive prep work required to implement the plan at Bellhaven. She suggested they go with the original plan that would not require any site prep work and could probably still fit a tot lot. She said they could also implement it at “Westside Park” and avoid the high permit and design fees. She agreed that Bellhaven needed improvement and reviewed issues at the property. She said they could seem to be trying to develop natural spaces and questioned the Borough's priorities. She said since the town was so small, it was even more important to maintain the natural spaces.

Adrian Gubbay—Madison Avenue—said Ms. Gasienica made some great points. He said Red Bank had more liabilities than money being generated. He questioned the economic responsibility of taking on an additional project. He noted issues with maintaining the basketball courts and tennis courts. He said the tennis courts had issues long before Hurricane Sandy.

Administrator Sickels disagreed and said Hurricane Sandy destroyed the courts and said they had been in full use before the storm.

Mr. Gubbay said he had lived in the Borough for four years and questioned whether or not people had been playing on the courts.

Several Councilmembers assured him they had.

Mr. Gubbay said he had never seen anyone there for several years. He said the town had a lot of assets that were not being taken care of and said he did not think they should take on another project. He noted that taxes kept going up and challenged the Council to go one year without a tax increase before they took on any new projects.

Councilman Zipprich asked Mr. Gubbay if he had been in Riverside Gardens Park in the past two weeks.

Mr. Gubbay said he did not know where Riverside Gardens Park was. He said he did not know the names of the parks and did not care about their names.

Councilman Zipprich said it was the big park on West Front Street that was next to the river and was currently under major construction.

Mr. Gubbay noted that someone had stated earlier that it took two years to get repairs at Count Basie Park.

Mayor Menna said that what hadn't been stated was that there had been 50 years that it had not been maintained.

A discussion followed regarding maintenance issues and tax/budget issues.

Ron Dee—Locust Avenue—gave Mr. Sickels his email address so he could let him know what had been spent so far. He also said he understood money had been budgeted for creation of the park but asked if money had been budgeted for upkeep and monitoring of children in the park and compared it to Dorbrook Park.

Mayor Menna said Dorbrook Park was huge and was not comparable to Bellhaven.

Mr. Dee again questioned costs.

Administrator Sickels said he appreciated his interest but noted that the Parks and Recreation Committee did not know what the design would be. He said it would not be to the size or scale of Dorbrook or any other waterpark. He said the concept was to include a feature where kids could cool off on a hot summer day.

Councilwoman Burnham said that was not what she had heard

Mr. Sickels said people were spreading emails to oppose something that had not been designed. He said it was a concept only and said assumptions were being made about something that had not been developed or decided on. He asked the public to let the Committee design something to be considered.

Mr. Dee he bought next to the property because he liked the natural area and would hate to see it go for a water park. He said he also didn't want to see his taxes go up and expressed concerns about the costs.

Mr. Sickels said the idea was to make the park more appealing to all residents.

Mr. Dee said he through the original plan had included something for everyone but had become overgrown.

Mayor Menna disagreed and said the plan had been to leave it natural.

Mr. Dee questioned the maintenance that had not been done.

Councilwoman Lewis said she understood that the Environmental Commission had pledged to maintain it and it had become overgrown. She noted that Ms. Gasienica had pointed out the questionable activities that currently take place there. She said it was an asset that was not being used to its full potential.

Mr. Sickels also noted that the Borough did not add debt until debt came off.

Mr. Dee asked Councilman DuPont about bonding procedures.

Councilman DuPont said it was cheaper to combine bonds to save expenses. He said it was also a business decision and reviewed the process.

Mr. Dee asked about the cost to float a bond.

Councilman DuPont explained that it was all taken into consideration when they make the decision. He said if one looked at the five year average of the Borough's debt, they would see a decrease. He said, except for emergencies, they try to control the debt and not increase it. He noted that the Borough was allowed to carry 3.5 percent in debt and was currently at 0.53 or 0.54. He said they were on the low end of the debt ceiling and the budget that was passed demonstrated fiscal responsibility but also conservative attitude regarding debt.

Mr. Dee asked what the cost would be for a two million dollar bond.

Councilman DuPont said it would depend on the economic conditions and depended on the rates.

CFO Poulos explained that the bond ordinance was not borrowing, it was just setting the financing in place. She said a resolution would be required to borrow money and reviewed the process.

Mr. Dee asked if the legal fees and bank fees were flat fees.

Ms. Poulos explained the fees involved and said the Bond Counsel fee was a flat fee.

Mr. Dee asked several more questions about the specifics of bonding.

Paul Balanikas—Wallace Street—said he had seen several cars doing the wrong way on Wallace Street and asked for a "No Right Turn" sign. He also asked when the Council saw children in the audience, the agenda should be amended to let people speak.

Mayor Menna said they had no way of knowing if someone would want to speak.

Councilman DuPont offered a motion to close the audience portion of the meeting, seconded by Councilman Zipprich.

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

**EXECUTIVE SESSION**

**ADJOURNMENT**

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

**ROLL CALL:**

AYES: Murphy, Burnham, Horgan, Lewis, Zipprich, DuPont

NAYS: None

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

Respectfully submitted,

Pamela Borghi