

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JANUARY 23, 2013
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

ABSENT: Councilwoman Lewis.

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, 2013.

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Mayor's Wellness Challenge

Mayor Menna said the Mayor's Wellness Challenge had been the idea of Councilman DuPont and it had mushroomed into a feel good, positive event. He added that he felt it was the start of good things to come. He said that Phase I of the challenge was complete and noted that they had pledged that the most successful participant would receive a cash emolument of \$100 from Councilman DuPont and \$200 from Mayor Menna. He said the program had been a lot of fun and he felt the Community had come together. He credited community partners including Riverview Medical Center and the YMCA for making the program a success. He also credit Borough Employee Doreen Hoffmann for being the glue that pulled the event together.

Councilman DuPont thanked the entire Committee and particularly Ms. Hoffmann who he said was a tremendous asset. He announced that the 3rd Place Winner was Doreen Hoffman, the 2nd Place Winner was James Macaluso and the 1st Place winner was Bonnie Thomas. He thanked all of the employees that participated and said the program would continue. He and Mayor Menna presented Ms. Thomas with her reward and a certificate.

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

WORKSHOP

No workshop items.

APPROVAL OF MINUTES – January 1, 2013

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

APPROVAL OF MINUTES – January 9, 2013

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

ROLL CALL:

AYES: Zipprich, DuPont, Lee, Murphy

NAYS: None

ABSTAIN: Horgan

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

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilman Murphy had no report.

Councilwoman Lee reported that the Library was having a preview sale and reception on Friday, February 1 and a book sale on Saturday, February 2.

Mayor Menna also congratulated John Granits as the incoming president of the Library Board of Trustees.

Councilwoman Horgan had no report.

Councilman Zipprich noted that he and Councilwoman Lewis had attended the Presidential Inauguration on the previous Monday. He said the Historic Preservation Committee would be meeting later in the evening and the Department of Public Works Committee would be meeting the following week. He said the Shade Tree Committee would be filing their application for Tree City USA status with the Arbor Day Foundation. He said the Committee had also submitted the annual report of their list of accomplishments to the Mayor and noted it would also be submitted to the State Forestry Program. He reviewed the accomplishments listed in the report and said they were a hardworking, active group.

Councilman Murphy asked if any resident could request a tree. Councilman Zipprich said they could and, if funding was available in the following year, they would be added to the list.

Councilman DuPont said the Finance Committee had been meeting and discussing the 2013 budget. He said he had good news to report which was the, thanks to the efforts of CFO Lapp and Administrator Sickels, the Borough insurance costs had been reduced from 22 percent to nine or ten percent.

Mayor Menna reported that he and Councilwoman Lee and Councilwoman Horgan had attending the Martin Luther King Day Service at Pilgrim Baptist Church. He said it was a comprehensive community celebration that was really well done and had appropriately highlighted the Borough's children.

Councilman DuPont said he thought it was important to note that Joyce Williams' efforts had been acknowledged and said he loved the idea that Pilgrim Baptist Church had chosen to create a Living Legend Award to acknowledge people while they were alive. He added that Ms. Williams was the first individual to receive that award.

Mayor Menna agreed and said Ms. Williams was a wonderful recipient for the award. He reflected on many wonderful friends who had been anchors in the Red Bank community during the civil rights movement. He also reported that he had met with representatives from Springpoint and the Atrium and said their project would be an extraordinary addition to the Red Bank streetscape. He added that the workmanship was phenomenal and said the residents were extremely happy with the almost finished product. He also reported that the vacancy rate in the new year for commercial properties continued to shrink and said there were new commitments. He also reported that he had met with the Superintendent of Schools and the Principal of the Charter School regarding education issues and they were both very positive about the future.

Councilman DuPont said he had been apprised that the owner of the property at Hudson Avenue and Harding Road would be filing an application to redevelop that corner and said he hoped it would come to fruition.

COMMUNICATIONS AND PETITIONS

Mayor Menna read a request from Long Pond Media to film a Food Network Production at Danny's Steakhouse from January 28, 2013 to February 1, 2013, approved by the Special Events Committee.

Councilman DuPont offered a motion to approve the request, seconded by Councilwoman Lee.

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Mayor Menna read a request from Red Bank PBA Local #39 for use of Broad Street and Monmouth Street to hold a street fair on Sunday, April 14, 2013 from 11:00 a.m. to 5:00 p.m., approved by the Special Events Committee.

Councilman DuPont offered a motion to approve the request, seconded by Councilwoman Lee.

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Mayor Menna read requests from Michael Campanella, Martin Aransin and Nima Rahimi for membership to the First Aid and Rescue Squad of the Red Bank Volunteer Fire Department.

Councilman Murphy offered a motion to approve the request, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Mayor Menna read requests from RiverCenter for the following:

1. Red Bank Pub Crawl to Benefit Hurricane Sandy Charities, February 23, 2013 from 12:00 p.m. to 6:00 p.m.;
2. Red Bank Wedding Walk, March 24, 2013 from 10:00 a.m. to 4:00 p.m.;
3. Girls Night Out, June 6, 2013 & October 17, 2013 from 5:00 p.m. to 9:00 p.m.;
4. Red Bank Farmers Market on Sundays from May 5 to Mid-November 2013 from 9 a.m. to 2 p.m. in the Galleria Parking Lot;
5. StreetLife program on Saturdays from June 1-August 31, 2013 from 6 p.m. to 9 p.m.;
6. The 59th Annual Sidewalk Sale on Friday and Saturday, July 26 & 27, 2013 from 9 a.m. to 8 p.m. and Sunday, July 28, 2013 from 10 a.m. to 5 p.m. to include outside display of merchandise and StreetLife performances;
7. The 4th Annual Red Bank Guinness Oyster Festival in the White Street Parking Lot from 12 p.m. to 7 p.m. on Sunday, September 22, 2013, with a rain date of Sunday, September 29, 2013, to close White Street from English Plaza to Maple Avenue from 8 a.m. to 7 p.m., for use of the Gold Street Parking Lot for sponsor parking, for businesses to have one table in front of their businesses during the event and to put lawn signs at permissible intersections in Red Bank;
8. The 20th Annual Holiday Concert/Red Bank Town Lighting & Santa Express and parade down Monmouth Street on November 29, 2013;
9. The Double Dog Dare You Scavenger Hunt from November 29, 2013 to December 22, 2013;
10. Holiday Horse & Carriage Rides through the business district on Saturdays from November 30, 2013 to December 28, 2013 from 1 p.m. to 5 p.m.; and
11. Holiday Harmonies on Saturdays from November 30-December 28, 2013 from 12 p.m. to 3 p.m.

All events approved by the Special Events Committee.

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Councilwoman Lee said she would like to work with Councilwoman Horgan's Technology Committee and RiverCenter to develop a phone app to highlight events such as these. Councilwoman Horgan said that would be great. RiverCenter Director Nancy Adams said they currently have an app that did that and said she would forward the information to Councilwoman Lee.

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

Mayor Menna opened the public hearing.

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

ORDINANCES – First Reading

ORDINANCES – Public Hearing & Final Adoption

RESOLUTIONS

13-27 Mayor Menna read, "A RESOLUTION HONORING 2012 FIRE CHIEF."

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

13-28 Mayor Menna read, "A RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEE AND INSPECTION ESCROW REGARDING EASTERN TERMITE & PEST CONTROL, 18 NEWMAN SPRINGS ROAD, BLOCK 88, LOT 14."

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

13-29 Mayor Menna read, "A RESOLUTION AUTHORIZING CHANGE ORDER NO. 5 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: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

13-30 Mayor Menna read, "A RESOLUTION RE-AFFIRMING TAX EXEMPT STATUS OF CEDAR CROSSING."

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

ROLL CALL:

AYES: Zipprich, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: DuPont

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

13-31 Mayor Menna read, "A RESOLUTION AUTHORIZING CANCELLATION OF TAX SALE CERTIFICATE AND REFUND DUE TO CANCELLATION OF CERTIFICATE."

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

ROLL CALL:

AYES: Zipprich, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: DuPont

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

13-32 Mayor Menna read, "A RESOLUTION AUTHORIZING REFUNDS DUE TO OVERPAYMENT OF TAXES OR UTILITY FOR VARIOUS REASONS."

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

ROLL CALL:

AYES: Zipprich, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: DuPont

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

13-33 Mayor Menna read, "A RESOLUTION APPOINTING VIRGINIA PAPANDREA AS DIRECTOR OF THE RED BANK PUBLIC LIBRARY."

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

13-34 Mayor Menna read, "A RESOLUTION AUTHORIZING CERTAIN BOROUGH BUSINESSES TO PROVIDE VALET PARKING SERVICES ON BROAD STREET."

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

13-35 Mayor Menna read "A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$2,933,069.52."

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

No one appeared.

EXECUTIVE SESSION

13-36 The Attorney read a resolution to adjourn to executive session to contract negotiations; no formal action to be taken.

Councilman Murphy offered a motion to adjourn to executive session to discuss contract negotiations; no formal action to be taken, seconded by Councilman Zipprich. Minutes to be made public in 180 days.

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Councilman Zipprich offered a motion to close executive session, seconded by Councilman Murphy.

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

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

Respectfully submitted,

Pamela Borghi