

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JUNE 9, 2009
5:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Council President Murphy and Council Members Lewis, Zipprich, DuPont, Horgan, Lee.

ALSO PRESENT: Administrator Sickels, Deputy Borough Clerk Borghi, Attorney Pringle, Engineer Ballard, Engineer Kosenski and Chief Financial Officer Mason.

ABSENT: Mayor Menna, Borough Clerk Vivona and Assistant Attorney Hall.

SUNSHINE STATEMENT

Council President Murphy 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 Courier, 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 June 4, 2009.

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

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

NAYS: None

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

Presentation by The Leukemia & Lymphoma Society

Melissa Broxmeyer and Kristin Auci said they were from the New Jersey Chapter of Leukemia & Lymphoma Society and noted that they have been approved for an event on September 26. They said they were appearing to address some concerns the Council had regarding the use of balloons and the number of tents they had requested to use in Riverside Gardens Park. They explained the symbolism of the balloons and handed out samples to show they were weighted and would not be released into the atmosphere. They said they had also reconfigured the layout to reduce the number of tents to two which would be used to inflate and enclose the balloons. They predicted the event would bring walkers from all over Monmouth County and that many of them would stay in the downtown area after the walk.

Administrator Sickels noted that the Council had previously approved the event without the tents or balloons. He said the thought was that the balloons were traditional helium balloons that would be released into the atmosphere. He said they had subsequently attended a Special Events Committee meeting and explained that the balloons were not released and were weighted. The Committee told them they could not override a Council decision and suggested that they come back to the Council to explain what they intended to do.

Councilwoman Horgan asked how the balloons would be disposed of after the event. They said most participants take the balloons home, but that there would be a clean up after the event to take care of any remaining.

Councilman DuPont said he felt they had addressed and eliminated the Council's concerns and noted that it was for a wonderful cause. He said he would have no problem amending the Council's approval to remove the restrictions especially in light of the fact that the Special Events Committee had met and seemed to approve of the modifications.

Council President Murphy said he had attended the Special Events meeting and noted that they had said they were going to be responsible for the clean up.

Councilwoman Lee asked how many chairs would be brought in. They estimated there would be approximately six tables with two chairs at each table. Administrator Sickels said they would be for support staff for register people and hand out balloons.

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

ROLL CALL:

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

NAYS: None

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

Historic Preservation Commission's 2008 Annual Report

George Bowden, Chairman of the Historic Preservation Commission—12 Hubbard Park—appeared on behalf of the Commission to present its annual report. He said some of the highlights of the report were the Washington Street Historic District and the Master Plan Historic Element. He noted that there were no additions to the inventory this year for the first time which, he said in his opinion, was because they had over 100 the year before. He said there are now over 200 sites on the inventory.

09-167 Council President Murphy read "A RESOLUTION AUTHORIZING ACCEPTANCE OF THE HISTORIC PRESERVATION COMMISSION'S 2008 ANNUAL REPORT."

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

ROLL CALL:

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

NAYS: None

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

2008 Audit Presentation

Auditor Kaplan presented the results of the 2008 Audit and thanked the Council for the opportunity to serve as the Independent Auditor. He noted that the Audit had been filed timely and in accordance with New Jersey State Statutes. He said it presented a snapshot in time at December 31, 2008 and for that year. He said he was happy to report that they issued unqualified opinions on May 20, 2009 which coincided with the date the report was ready for publication. He said the Independent Auditor's Report, which summarizes the opinion in the entire report, was an unqualified opinion. He added that, when an Auditor says when the financial statements present fairly in all material respects the financial position and the results of operations, that was what you want to hear and that was called an unqualified opinion. He said that was what the Borough has received in the past and that was what it received in this audit as well. He noted that there was also an opinion on internal control and one on compliance which he said were also unqualified or a clean opinion.

He said that there were four audit recommendations but, with the myriad of requirements that New Jersey Municipal Auditors have to look at, they were fairly non-severe. He noted key financial highlights including the fact that the Current Fund Budget had a budget in 2008 of over \$19.2 million, the total tax levy which encompasses the two schools, the County and the Municipality was just shy of \$37 million and the tax collection percentage rose from 97.09 percent in the prior year to 97.38 in 2008. The residual Fund Balance, he continued, fell slightly in the Current Fund from \$1.58 million to \$1.4 million. He said in the Parking and Water/Sewer utilities, Fund Balance increased with Parking going from \$151,000 up to \$182,000 and Water/Sewer from \$311,000 to \$396,000

Mr. Kaplan said it was also notable that there was no short term debt at the end of the year. He added that most municipalities have either borrowed bond anticipation notes to currently fund their capital improvement program or, for those less fortunate, tax anticipation notes which provides liquidity for municipalities that are having cash flow problems. He said he was happy to report that the Borough had neither at the year's end. He said with respect to the bonds payable that the Borough did have on its books, they total about \$23.1 million or .678 percent of averaged equalized valuation. He noted that, by Statute, the Borough is allowed to have outstanding bonds and net debt authorized of 3.5 percent so the Borough is well below the statutory maximum for net debt.

He said he found the finance team to be very capable for the last several years which he credited to the internal control policies and procedures that were in place. He added that while the internal control policies and procedures in Red Bank were good, they wouldn't work unless the tone at the top was right which was set by the Administration. He commended the Mayor, Council, the Administrator and the Finance Committee and noted that their efforts trickled down to the Office of the Chief Financial Officer and Department Heads to make the system work. He said regardless of the control system in place, there were costs that were out of control of the Governing Body and they continue to exact a toll on the budget. He said the Governing Body worked diligently to craft a budget that was fair and reasonable and meets the requirements of the needs of the Borough. He said some of the costs that were out of their control were insurance, pensions and utilities. He said the Governing Body had taken steps to rein those costs in. Compounding that, he continued, was the reductions in State Aid which he said seemed like the State was reducing each year because they, themselves, were under financial pressure. He said the State had offered some one time gimmicks, such as the pension deferral, this year to help out municipalities, but was happy to report that the Borough took a conservative road and opted not to take those one time gimmicks this year which he noted would only come back and cost the

taxpayers additional money starting in 2011. He said there were constantly changing rules and regulations in regard to everything the Finance Office does as well as the Auditors and he was happy to report that the Borough stayed on top of all of those changes.

Mr. Kaplan itemized the four recommendations he had made for the year which were:

- 1) The Borough should initiate proceedings to collect or foreclose on an old tax sale certificate which he noted was a repeat recommendation from the prior year and had to do with a demolition lien that was sold at the October 2000 tax sale for an \$8,000 item that the Borough had never collected.
- 2) He said that it was crucial that part of the internal control system be adhered to regarding deposits recorded in the tax office and that they must be recorded in the nature in which they come in noting cash or check. He said the Borough was now aware of it and had implemented that system.
- 3) The cash journal maintained by the Recreation Department must be maintained on a timely basis noting that they had not been able to provide their journal within a day or two when asked for it.
- 4) The official minutes must be maintained which he noted was also a repeat recommendation. He added that the minutes for 2009 are being maintained timely but there was a backlog of 2008 minutes that were not maintained timely and some from 2008 were still not prepared. He said they were recommending that those get done.

09-155 Council President Murphy read “A RESOLUTION OF GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT.”

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

ROLL CALL:

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

NAYS: None

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

09-158 Council President Murphy read “A RESOLUTION REGARDING THE BOROUGH OF RED BANK REPORT OF AUDIT FOR THE YEAR ENDED DECEMBER 31, 2008 AND CORRECTIVE ACTION PLAN REQUIRED BY FEDERAL OMB CIRCULAR REFERENCE NUMBER A-133.”

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

ROLL CALL:

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

NAYS: None

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

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

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

NAYS: None

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

WORKSHOP

Justice O’Hern

Councilman DuPont said the Council has been considering a way to honor Justice O’Hern and that one of the suggestions that the family seemed to particularly enjoy was the possible renaming of Locust Avenue to Justice O’Hern Way with a second sign above the one that currently says Locust Avenue. Councilman DuPont noted that Justice O’Hern had been born and raised on Locust Avenue. Council President Murphy asked Administrator Sickels to prepare that for the next meeting.

APPROVAL OF MINUTES – May 26, 2009

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the minutes were declared approved.

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilman DuPont had no report.

Councilman Zipprich expressed his condolences to former Mayor Edward J. McKenna Jr. on the passing of his wife Christine. He said he had never seen anyone fight cancer the way she did for that last five years. He said it was a valiant fight and she truly set an example for everyone. He said she was a positive thinker and loved by so many, especially her children Kayla and Sean.

Councilwoman Lewis had no report.

Councilwoman Horgan, as liaison to the Human Relations Advisory Committee, reported that June is Gay Pride Month and on June 28 in New York City there will be a Gay Pride March. She said it was an annual event and a lot of fun to attend. She added that she works for an aids organization and they have a float in the march every year. She said she wanted to note that in June of 2000, it was President Clinton that deemed June Gay and Lesbian Pride Month.

Councilwoman Lee thanked the Department of Public Works for taking care of the electrical problem they had in their building and noted that business went on as usual.

Council President Murphy said he wanted to thank the Red Bank Volunteer Fire Department, First Aid Squad, Ladies Auxiliary and the Police Department for their response to the fire at the bowling alley on Newman Springs Road last week. He noted that Red Bank was first on the scene and backed up the Shrewsbury Fire Department. He said there were no injuries and the fire was controlled but noted that the building had burned to the ground. He thanked them again for their response time.

Councilman DuPont said, on behalf of the McKenna family, he wanted to thank all of the Borough of Red Bank for keeping them in their prayers, for all of the food and the hugs. He said although it was expected, it was also unexpected and that he couldn't express what it meant to the McKenna family to see so many people, friends, family, firemen, police, employees and residents. He said it was very touching. He said it meant a lot and Sean and Kayla were very impressed with the tribute that was given to their mother.

COMMUNICATIONS AND PETITIONS

Council President Murphy read a request from The Dublin House to park a flatbed truck in the four parking spaces directly behind their building in the White Street parking lot to hold a live band on Sunday, June 14, 2009 from 6 p.m. to 9 p.m. during their Grand Opening Celebration.

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

ROLL CALL:

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

NAYS: None

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

Council President Murphy read a request from St. James Elementary School to hold a "Taste of Red Bank" dine-around event on Sunday, September 20, 2009 from 12 noon to 4:00 p.m. with street entertainment throughout town and ending with a concert in Riverside Gardens Park at 4:00 p.m., pending approval of the Special Events Committee and RiverCenter.

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

Marcie Perry, 90 Branch Avenue, said her children were students at St. James and that she was a volunteer for the event. She gave some background on the event and noted that there would be no concert in Riverside Gardens Park due to the expense involved.

ROLL CALL:

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

NAYS: None

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

Council President Murphy read a request from Fashion Nails, 2 Broad Street, to install temporary signage in designated areas on the apron of the scaffolding during external renovations of their building, pending approval of the Construction Official.

Councilwoman Lewis offered a motion to approve the request, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

Council President Murphy read a request from Red Bank Community Church, 135 Monmouth Street, for a parking contribution waiver.

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

ROLL CALL:

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

NAYS: None

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

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

Council President Murphy asked if anyone from the audience wished to address the Council on any resolutions or ordinances on the agenda first reading.

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

ROLL CALL:

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

NAYS: None

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

ORDINANCES – First Reading

ORDINANCES – Public Hearing & Final Adoption

2009-18 Council President Murphy read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING THE CHAPTER XXV, PLANNING AND DEVELOPMENT REGULATIONS, SECTION 25-10.2, “DESCRIPTION OF DISTRICTS”, TO INCLUDE THE DESIGN DISTRICT OVERLAY ZONE (DDO ZONE).”

Council President Murphy opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

2009-19 Council President Murphy read "AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING THE CHAPTER XXV, PLANNING AND DEVELOPMENT REGULATIONS, SECTION 25-5.30, "HISTORIC DISTRICT REGULATIONS."

Council President Murphy opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

Councilman DuPont offered a motion to close the public hearing, seconded by Councilwoman Lee.

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

2009-20 Council President Murphy read "AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING THE CHAPTER XI, "BUILDING AND HOUSING," SECTION 11-1, "STATE UNIFORM CONSTRUCTION CODE."

Council President Murphy opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

Councilman DuPont offered a motion to close the public hearing, seconded by Councilwoman Lee.

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

2009-21 Council President Murphy read “AN ORDINANCE AMENDING CHAPTER VIII, “PARKING LOTS AND HANDICAPPED PARKING SPACES,” SUBSECTION 8-2.8, “RESTRICTED PARKING” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK.”

Council President Murphy opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

2009-22 Council President Murphy read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING THE CHAPTER XXII, FLOOD HAZARD PREVENTION.”

Council President Murphy opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

Councilman DuPont offered a motion to close the public hearing, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

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

ROLL CALL:

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

NAYS: None

There being six ayes and no nays, the public hearing was declared closed.

RESOLUTIONS

09-156 Council President Murphy read “A RESOLUTION AUTHORIZING APPROVAL OF SIDEWALK CAFÉ FOR CARLOS O’CONNOR.”

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

ROLL CALL:

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

NAYS: None

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

09-157 Council President Murphy read “A RESOLUTION AUTHORIZING APPROVAL OF SIDEWALK CAFÉ FOR MUSCLE MAKER GRILL.”

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

ROLL CALL:

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

NAYS: None

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

09-159 Council President Murphy read “A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES 2009-2010.”

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

ROLL CALL:

AYES: Lewis, Zipprich, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: DuPont

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

09-160 Council President Murphy read “A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSES 2009-2010.”

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

ROLL CALL:

AYES: Lewis, Zipprich, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: DuPont

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

09-161 Council President Murphy read “A RESOLUTION ACCEPTING BID FROM KARSON FOOD SERVICE, INC. FOR SUMMER FOOD SERVICE LUNCH PROGRAM.”

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

ROLL CALL:

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

NAYS: None

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

09-162 Council President Murphy read “A RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 RELATED TO THE CONTRACT WITH A. MONTONE CONSTRUCTION FOR THE 2007/2008 ROAD PROGRAM – SPRING STREET, PHASE II.”

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

Councilman DuPont asked what the change was. Engineer Ballard said it was a change of one type of payment for another.

ROLL CALL:

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

NAYS: None

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

09-163 Council President Murphy read “A RESOLUTION URGING CHILD SWIMMING SAFETY.”

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

ROLL CALL:

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

NAYS: None

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

09-164 Council President Murphy read “A RESOLUTION COMMENDING ALBERT DANIELS ON ACHIEVING THE HIGHEST AWARD OF ELKDOM.”

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

ROLL CALL:

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

NAYS: None

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

09-165 Council President Murphy read “A RESOLUTION AUTHORIZING WAIVER OF THE TIME LIMITS FOR CONSTRUCTION WORK UNDER SECTION 3-9.12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK WITH RESPECT TO THE CONSTRUCTION OF MARINE PARK BULKHEAD REPAIRS AND PARK UPGRADES ALONG THE NAVESINK RIVER.”

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

ROLL CALL:

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

NAYS: None

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

09-166 Council President Murphy read “A RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE CHESTNUT STREET PHASE II PROJECT.”

Councilman DuPont offered a motion to approve the resolution as amended, seconded by Councilwoman Lee.

ROLL CALL:

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

NAYS: None

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

09-168 Council President Murphy read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$2,910,394.53.”

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

ROLL CALL:

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

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

Councilman Zipprich reported that the Historic Preservation Commission was working with Engineer Ballard to seek grant monies for the rehabilitation of the Red Bank Train Station. He added that New Jersey Transit has no money available for the maintenance of the building.

Engineer Ballard said there were Federal and State grants available and noted that both required matching funds. She said the Federal Grant could be matched with State Funds but the State Grant would have to be matched with Borough or New Jersey Transit funds. She said both were specifically for restoration.

Councilman Zipprich said he also wanted to note that the Shade Tree Committee had been offered trees from a neighbor in Red Bank and they were exploring the opportunity to remove the trees and replant them around town. He added that Monmouth County had offered to supplement the fall planting and once the Shade Tree Committee identifies locations along County roads in town, the County had agreed to cooperate to get them planted.

AUDIENCE

William Poku – 90 Bank Street – said he came to the Council on March 23, 2009 to bring up the issue of assessments and his theory that they were inflated. He said it appeared the Board of Taxation agreed with him because they found in his favor on his appeal. He asked the Council to look at the issue of inflation especially on the west side. He said he understood it would be a \$1,400 adjustment on his tax bill, expressed concern for the future and urged the Council to factor that into their plan.

George Bowden – Chairman of the Historic Preservation Commission – said the group started a journey almost three years ago to establish the Historic district on Washington Street. He said it represents the first residential district in the history of the town and that he was very proud of that. He noted that during the Spring and Summer of 2007, Ed Zipprich, Ed Poplawski, Ned Gaunt and himself had surveyed every one of the 106 homes involved in the proposed district including taking photographs and making surveys of each one. He said was delighted that the ordinance had been passed and thanked the members Council. He noted that every homeowner in the proposed district received a copy of a detailed survey and read comments from them in support of the district.

Councilman Zipprich thanked Mr. Bowden and congratulated him on ushering the project all the way through from start to finish. He commended him on the countless hours he spent and for all of his efforts on behalf of the Historic Preservation Commission and the residents of the Washington Street Historic District.

Steve Fitzpatrick – 92 Hudson Avenue – noted that two weeks prior he had asked Mayor Menna when he could expect a response from Special Counsel Bennello regarding 51 Monmouth Street and he was told within a week. He said that time had passed and that it had been two weeks since the last meeting and he hadn't heard anything. Administrator Sickels said he hadn't heard anything but he would pass the message along. Mr. Fitzpatrick asked Attorney Pringle if he had any information. Mr. Pringle said he did not. Mr. Fitzpatrick asked Mr. Pringle to reach out to Mr. Bennello. Mr. Pringle said he would.

David Prown – 44 Hillside Place – questioned the fact that the Municipal Building's parking lot was blocked off because of a concert across the street but that there were still spaces available. He suggested that if someone was coming for a public meeting at the building, officers should be available to allow people in. Council President Murphy said he understood the concern and that the Borough would look into it.

Mr. Prown also questioned the notification regarding the postponement of the Council meeting from Monday to Tuesday and suggested using an email blast until the electronic notification system was in place. He also asked when that notification system would be up. Councilwoman Horgan asked Administrator Sickels what the status was regarding Department Heads submitting content. Mr. Sickels said they had met with the vendor at the last Department Head meeting and were planning a follow up meeting. He said he hesitated to give a date but hoped to have it in place by early next month. Mr. Prown suggested that it be developed and released in stages. Mr. Sickels said that was what they planned to do and that the initial site would include registration for the notification system.

Mr. Prown also asked about the lease with the Boys and Girls Club. Mr. Sickels said he was working to set up a meeting with Mr. Taylor to work out details and hoped to have a report at the next meeting.

Gary Bennett – 134 Lexington Avenue, Fair Haven – said he was representing the American Littoral Society at Sandy Hook and was appearing to speak in favor of the preservation of property at the foot of Maple Avenue as open space. He said he understood the property was under discussion for different uses. He said it was another access to the river and he didn't think we had enough. He offered his organization's support and help with the process. Council President Murphy thanked him for the offer.

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

ROLL CALL:

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

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 DuPont to adjourn the meeting.

ROLL CALL:

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

NAYS: None

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

Respectfully submitted,

Pamela Borghi