

**MINUTES  
REGULAR MEETING  
MUNICIPAL COUNCIL – BOROUGH OF RED BANK  
NOVEMBER 9, 2009  
6:30 P.M.**

**PLEDGE OF ALLEGIANCE**

Mayor Menna called for a moment of silence for those who died at Ft. Hood as well as in honor of upcoming Armistice Day for all of those who sacrificed their lives for our country.

**ROLL CALL**

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

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

ABSENT: Assistant Attorney Hall and Engineer Kosenski.

**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 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 September 8, 2009.

**SUSPEND REGULAR ORDER OF BUSINESS**

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

**Presentation of “Random Sights of Beauty” Certificates of Excellence**

Mayor Menna welcomed Gladys Bowden of the Navesink Garden Club to make a presentation of Certificates of Excellence for “Random Sights of Beauty.” The Mayor said the certificates were being given to those who had demonstrated exceedingly good taste in terms of the enhancements of their properties in Red Bank and the surrounding area. Mrs. Bowden introduced the president of the local garden club and the State president. They explained that the award recognizes horticultural landscapes that bring beauty to a street and neighborhood and to those who randomly pass by and notice the beautiful plantings. They said that this year they had selected five private residences and two businesses from Red Bank, Middletown and Atlantic Highlands. The Red Bank honorees were Peter Ortiz, 96 Shrewsbury Avenue, and Michael and Debbie Stasi, 163 Maple Avenue.

**Presentation of Monmouth Boat Club’s Annual Contribution**

Mayor Menna commended the Monmouth Boat Club for their annual contribution to the town despite their not-for-profit status and urged other not-for-profits to follow suit. He said he wanted to commend them, along with Riverview Medical Center/Meridian, for their sense of community spirit for annual contributions to the tax base. Commodore David Walters came forward and thanked the Mayor for his kind words. He noted the great relationship his organization has with the town and presented a check on behalf of the officers and members of the Monmouth Boat Club.

**Westside Hose 100<sup>th</sup> Anniversary and John England’s Years of Service**

Mayor Menna welcomed the members of the Westside Hose Company and commended them as trailblazers in the Red Bank Volunteer Fire Department. He noted that they were the first company in the State of New Jersey to have a female firefighter, the first in the Borough to have a female line officer in

their company and the first in the Borough to have a man of color as Fire Chief.

Fire Commissioner Murphy thanked the members of the Department and, specifically, Westside Hose Company for coming to the meeting. He said he also wanted to thank their families for supporting the firefighters who answered calls 24/7. He said he felt being a volunteer was a tough position and the Borough wouldn't be anywhere without them.

09-246 Fire Commissioner Murphy read "A RESOLUTION COMMEMORATING THE 100<sup>TH</sup> ANNIVERSARY OF WESTSIDE HOSE CO. NO. 1."

Councilman Murphy 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.

Ex-Chief Noel Blackwood, a member of the Westside Hose Company, came forward and accepted the resolution on behalf of the Company.

Mayor Menna said Jack England was no stranger to the Borough, having formerly been an employee of the town, adding that he was well known to his neighbors and was part of the community. He also noted that, for 53 of Westside Hose Company's 100 years, Mr. England had been an integral part of the company. Mayor Menna said Mr. England had been sustained by his family, friends and fellow firefighters and members of the Ladies Auxiliary. He added that the Council was happy to commemorate his lifetime of dedication beginning in 1956 and noted that he had served in every capacity including as Chief in 1984.

Fire Commissioner Murphy thanked Mr. England for his service and said he wanted to thank his family as well for their support.

09-247 Fire Commissioner Murphy read "A RESOLUTION COMMENDING JOHN "JACK" ENGLAND FOR HIS YEARS OF SERVICE TO WESTSIDE HOSE CO. NO. 1."

Councilman Murphy 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.

## **RESUME REGULAR ORDER OF BUSINESS**

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

## **WORKSHOP**

### **Tiffany's Flagpole Request**

Mayor Menna noted that a photograph had been distributed to the Council regarding the Broad Street building that once held a post office and was now home to Tiffany and Company. He noted that there used to be two flagpoles on the building and said the property owner and tenant wish to replace them over and above the doorway. He said since it would be a possible extension over the sidewalk that he would

entertain a motion to waive any approvals and just permit the approvals because they were there and had been removed. Council Members were in agreement to add a resolution of approval at the end of the meeting.

**APPROVAL OF MINUTES – October 12, 2009**

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

**ROLL CALL:**

AYES: Lewis, Zipprich, DuPont, Horgan, Murphy

NAYS: None

ABSTAIN: Lee

There being five ayes, no nays and one abstention, the minutes were declared approved.

**APPROVAL OF MINUTES – October 23, 2009**

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

**ROLL CALL:**

AYES: Zipprich, DuPont, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: Lewis

There being five ayes, no nays and one abstention, the minutes were declared approved.

**APPROVAL OF MINUTES – October 26, 2009**

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

**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**

Mayor Menna appointed Dora Chu to the Shade Tree Committee for an unexpired 3-year term expiring 12/31/11.

**REPORTS OF MAYOR AND COUNCIL MEMBERS**

Police Commissioner Murphy noted that there were two grants on the agenda being received by the Police Department adding that one would help pay overtime for DWI enforcement throughout town and the other would provide for vehicle stop check points to check for seat belts.

Councilwoman Lee noted that the Sunset Avenue incinerator was taken down earlier in the day and said they were reviewing possible recreation uses for the property. She also reported that the yearly flushing of the Borough water pipes had been completed and the pipes were in fairly good shape. She said it was a necessary process that could be expected every year.

Councilwoman Horgan noted that Resolution 09-248 establishing a Green Team was on the agenda and would be a subcommittee of the Environmental Commission. She said this was the next step in securing Sustainable Jersey municipal certification for Red Bank which was important because once certain requirements are fulfilled, the Borough will be eligible to receive funding from various sources whether Federal, State or private. She said the goals of the team were to reduce the Borough's carbon footprint, to reduce the Borough's operating costs and to provide the Borough with the necessary tools to implement green initiatives through research and collaboration. She also reported that the Human Relations Advisory Committee met on October 28 with a representative of the US Census Bureau. She noted that

in 2010 there will be a census of the entire country and Bureau requires the assistance of partners, individuals, groups and organizations and an effect way to accomplish that is through a Complete Count Committee. She explained that this was a group of volunteers that is established by State and Local governments to increase awareness about the census and motivate community residents to respond. She discussed the importance of the census including the fact that the population totals would determine the number of seats each State has in the House of Representatives and the fact that the State uses the total to redrawn their legislative districts. She also noted that it would determine the distribution of \$300 billion in Federal funding for various projects. She said the Human Relations Advisory Committee was going to be one of the Complete Count Committees help get the Community involved. She also reviewed the history of the census and the benefits of participation.

Councilwoman Lewis said she would like to let the Council know that the Boys and Girls Club Advisory Council would be meeting the following night. She noted that she, Councilwoman Horgan and Councilman DuPont would be attending as representatives of the Borough.

Councilman Zipprich noted that Veteran's Day is Wednesday and said he would like to remind everyone to honor our Veteran's by hanging out the American flag. He said he also wanted to add congratulations to Councilmen Murphy and DuPont on their reelection. He said the Board of Health would like to remind everyone to get their flu shot if they hadn't already. He also reported that an H1N1 hotline had been set up by the State Department of Health and the number was 1-866-321-9571. He said their website was nj.gov/health. He also reported that Monmouth County Greentable will be held on December 3 from 8:30 to 10 am at Thompson Park Visitors Center in Lincroft and gave information on how to register. He added that the topic would be how open space programs may benefit from the Chapter 8 market and green house gas emissions. He also noted that the Planning/Zoning Department had issued a year to date report that showed applications for development permits reviewed and executed through the beginning of November were at 312 as compared to 357 for the same period in 2008, that fees year to date were down \$21,000 and parking fund contribution fees were down by \$56,000. He said the Borough had adjusted for much of this, the economy continues to be slow in recovering. He said he would also like to thank Mr. Sickels and the staff in Borough Hall for their continued efforts in managing in these trying times.

Councilman DuPont explained state imposed mandates and called them unfair to the municipalities. He called for a resolution to oppose them. Mayor Menna said he thought the council had already done it earlier in the year, but if it had not been done, he felt everyone would be agreeable to it. Deputy Clerk Borghi said she would verify and notify them. Councilman DuPont said he was also aware that a Safe Route meeting had taken place and he would like to make sure that a resolution allowing for the safety of pedestrians and bicyclists was on the agenda for the next Council meeting. He noted that passing of the resolution would allow the Borough to apply for certain grants. He also told Councilwoman Horgan that, if he was eligible, he would like to volunteer participate on the Green Team. He also noted that the holiday season was approaching and said he would like to see last year's Holiday Home Decorating contest reprised. He asked if the Mayor would be judging again and if he would also be preparing dinner for the winner as he had offered last year. Mayor Menna spoke in favor of it but said he would prefer someone other than himself do the judging. He also said he would again offer dinner to the winner.

Mayor Menna said he wanted to express his appreciation and congratulations to Council President Murphy and Councilman DuPont on their reelection and to the citizens of Red Bank for exercising their right to vote.

## **COMMUNICATIONS AND PETITIONS**

Mayor Menna read requests from The Company of Dance Arts, Red Bank Catholic High School PTA and RiverCenter for raffle licenses.

Councilwoman Horgan offered a motion to approve the requests, 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 requests were declared approved.

Mayor Menna read a request from RiverCenter for free holiday parking at the meters in the White Street, English Plaza and Eastside parking lots from December 14, 2009 to December 28, 2009.

Councilwoman Horgan offered a motion to approve the requests, seconded by Councilman Murphy.

ROLL CALL:

AYES: Horgan, DuPont, Lee, Murphy

NAYS: Lewis, Zipprich

There being four ayes and two nays, the request was declared approved.

Mayor Menna read a request from The George Sheehan Classic to hold the George Sheehan Classic event on June 18 & 19, 2010, and also use of Marine Park for various activities, pending approval of the Special Events Committee.

Councilman Murphy offered a motion to approve the requests, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

Mayor Menna read a request from RiverCenter for permission to install holiday decorations in the Borough starting November 1, 2009 and to remain up until January 11, 2010, with the tree lights on Broad Street and Bridge Avenue remaining up until March 31, 2010.

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

ROLL CALL:

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

NAYS: None

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

Mayor Menna read a request from Red Bank Catholic High School for fee waiver for their application pending before the Zoning Board of Adjustment.

Mayor Menna noted that it was not a waiver of fees for any professional reviews, but just for the application fee. He also noted that it had been done in the past.

Councilwoman Lee offered a motion to approve the requests, seconded by Councilman Murphy.

ROLL CALL:

AYES: Lewis, Zipprich, Horgan, Lee, Murphy

NAYS: None

ABSTAIN: DuPont

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

Mayor Menna read a request from Senator Beck, Assemblyman O'Scanlon and Assemblywoman Casagrande for the Borough of Red Bank to participate in the "Little Soldiers" toy drive beginning November 12, 2009.

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

**ROLL CALL:**

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

NAYS: None

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

Mayor Menna read a request from the Westside Community Group to hold its annual winter holiday and tree lighting event at the corner park located at Shrewsbury Avenue and Drs. Parker Blvd. on Saturday, December 5, 2009 from 4:00 to 5:00 p.m., approved by the Special Events Committee.

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

**ROLL CALL:**

AYES: Lewis, Zipprich, Horgan, DuPont, 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**

Mayor Menna asked if anyone from the audience wished to address the Council on any resolutions or ordinances on the agenda first reading. No one appeared.

**ORDINANCES – First Reading**

2009-49 Mayor Menna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, MONMOUTH COUNTY AMENDING CHAPTER XX, “WATER AND SEWER,” SECTION 20-8, “SEWER CONNECTION FEES” AND SECTION 20-9, “WATER CONNECTION FEES.”

Councilwoman Horgan asked if the amended fees would take effect after the first of the year. Mayor Menna said the Ordinance would take effect upon passage and would not be retroactive. Administrator Sickels noted that it would be for new connections. Ms. Horgan again asked if the fees would take effect in January. Mr. Sickels pointed out that the ordinance said it would be effect upon passage.

Councilwoman Horgan offered a motion to adopt the ordinance on first reading, seconded by Councilwoman Lewis.

**ROLL CALL:**

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

NAYS: None

There being six ayes and no nays, the ordinance was declared adopted on first reading.

Public hearing and final adoption scheduled for November 23, 2009.

**ORDINANCES – Public Hearing & Final Adoption**

None.

**RESOLUTIONS**

09-241 Mayor Menna read “A RESOLUTION ACCEPTING MAINTENANCE GUARANTEES AND RELEASING PERFORMANCE GUARANTEES POSTED BY RIVER DEVELOPMENT, L.L.C./WALLACE STREET PARTNERS, L.L.C., 25-27 WALLACE STREET, BLOCK 29, LOTS 24, 25, 25.01 AND 26.”

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.

09-242 Mayor Menna read "A RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY."

Councilman Murphy 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.

09-243 Mayor Menna read "A RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEES AND INSPECTION ESCROW REGARDING WILLIAM DUCKWORTH, 15 LEONARD STREET, BLOCK 75.04, LOTS 30.01, 31.01, 32 AND 33."

Councilman Murphy 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.

09-244 Mayor Menna read "A RESOLUTION CONSENTING TO THE TREATMENT WORKS APPROVAL APPLICATION FOR THE CEDAR CROSSING AT RED BANK PROJECT."

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.

09-245 Mayor Menna read "A RESOLUTION COMMEMORATING TRINITY EPISCOPAL CHURCH ON THEIR 175<sup>TH</sup> MISSION ANNIVERSARY."

Councilman Zipprich 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.

09-248 Mayor Menna read “A RESOLUTION ESTABLISHING A GREEN TEAM AS A SUBCOMMITTEE OF THE ENVIRONMENTAL COMMISSION.”

Councilwoman Horgan 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.

09-249 Mayor Menna read “A RESOLUTION REQUESTING THE GOVERNOR TO PETITION THE PRESIDENT OF THE UNITED STATES TO KEEP FORT MONMOUTH OPEN AND MAINTAIN FACILITIES FOR THE SUPPORT OF SERVICE EMBERS AND THEIR FAMILIES.”

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.

09-250 Mayor Menna read “A RESOLUTION SUPPORTING ASSEMBLY BILLS 405 AND 406 REQUIRING THE SUSPENSION OF STATE AND LOCAL OFFICIALS INDICTED FOR OFFENSES THAT MAY REQUIRE FORFEITURE OF THEIR OFFICE OR PUBLIC POSITION.”

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

ROLL CALL:

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

NAYS: None

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

09-251 Mayor Menna read “A RESOLUTION SUPPORTING THE *OVER THE LIMIT UNDER ARREST 2009 YEAR END STATEWIDE CRACKDOWN PROGRAM*.”

Councilman Murphy 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.

09-252 Mayor Menna read “A RESOLUTION REQUESTING APPROVAL OF SPECIAL ITEM OF REVENUE.”

Councilman Murphy 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.



09-253 Mayor Menna read “A RESOLUTION RELEASING MAINTENANCE GUARANTEES POSTED BY 93 SHREWSBURY AVENUE, L.L.C., 93 SHREWSBURY AVENUE, BLOCK 40, LOTS 1 AND 17.”

Councilman Zipprich 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.

09-254 Mayor Menna read “A RESOLUTION RELEASING MAINTENANCE GUARANTEES POSTED BY SOVEREIGN BANK, 277 BROAD STREET, BLOCK 105, LOTS 1, 2 AND 3.”

Councilwoman Lewis 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.

09-255 Mayor Menna read “A RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR THE RED BANK YARD SALE, IN ACCORDANCE WITH N.J.S.A. 40A:5-29.”

Mayor Menna noted that, because of State Budget requirements, the Borough had to set up a special line item for this event which happens every year. Councilman DuPont also noted that it would ensure that the money was used for the purpose intended.

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.

09-256 Mayor Menna read “A RESOLUTION APPOINTING MARIA ROTOLO AS RECYCLING COORDINATOR.”

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.

09-257 Mayor Menna read “A RESOLUTION AUTHORIZING PLACEMENT OF FLAGPOLES AT TIFFANY’S.”

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.

**PROCLAMATIONS**

**PAYMENT OF VOUCHERS**

09-258 Mayor Menna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$5,091,832.44.”

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

**OLD BUSINESS**

**NEW BUSINESS**

Councilman DuPont said he wanted to thank Red Bank residents on behalf of himself and Councilman Murphy for their support in the election.

Councilman Murphy also thanked everyone for coming out to vote and for their support.

Mayor Menna said he wanted to remind everyone that Red Bank adheres to the traditional Veteran’s Day and that there would be a ceremony to mark the date at 51 Monmouth Street at the memorial at 11 am on November 11<sup>th</sup>.

**AUDIENCE**

Mary Gilligan—20 South Street and a member of the Historic Preservation Committee—said her committee is concerned because it had been three months since the Council passed a resolution and nothing has happened in regard to improvements at the Red Bank train station. She said there had been a promise to paint this year and to fix the gingerbread but despite all efforts to contact members of the legislature, nothing has happened. She urged Council to hold NJTransit’s feet to the fire.

Mayor Menna said he would arrange a meeting with the organization and that it would be held in Red Bank. He said he would at least schedule it this week and would work on getting a time frame. He also noted that the last time he had seen the representative was at the Count Basie statue dedication. He said the issue did come up and they had a very cordial conversation. He added that he reminded the representative of the Borough’s position and of discussions back and forth and that the gentleman was aware of it. The Mayor said he was reassured the NJTransit was still going to be doing the improvements but added that he thought it was time to pinpoint them down.

Ms. Gilligan noted that at this point in the season, the HPC believed painting was not going to happen but suggested NJTransit could at least work to close up some of the holes to get it as watertight as possible. She said she was afraid, with the latest round of budget cuts, that the improvements wouldn’t happen.

Mayor Menna said he shared her concerns and added that he was optimistic because the funding for the historic improvement repair and upgrades were actually part of a previous State bond issue that he was told was still in reserve and had not been expended. He noted that that was what he wanted them to explain because historic preservationists were retained by NJTransit that came down and conferred with him in terms of their plan for the restoration. He said that information was shared with others in the community and as recently as April it was still on the plan. He said he would get them into a meeting with member of the HPC to see what could be done.

Councilman DuPont said the train station’s condition was deplorable and suggested that Public Works might be able to make some of the improvements. Mayor Menna said the town couldn’t because it was

NJTransit property and they would let the town do it. Councilman DuPont asked if the Borough had asked NJTransit about the possibility and the Mayor said they had in the past. Councilman DuPont suggested that when the meeting is held that the matter should be brought up again to request permission to at least cover up the holes to try to stop deterioration.

Ms. Gilligan noted the Preservation New Jersey had actually awarded NJTransit this year for their efforts in the restoration of the Maplewood train station while for 15 years Red Bank has watched pieces fall off of its station.

Councilman Zipprich said NJTransit had also worked to stabilize the train station in Matawan. Mayor Menna said the train station that was stabilized was in Aberdeen which was a newer station. He added that the historic train station in Matawan in crumbling even worse than Red Bank. A discussion followed regarding those two stations.

Councilman Murphy noted that Little Silver had recently had their station refurbished. Ms. Gilligan reported that Little Silver owns the station and a lot of the work was done through grants. Mr. Murphy said there had also been issues with NJTransit keeping the islands and parking lot clean.

George Bowden said everyone wants to see the train station stabilized and maintained. He noted that the HPC is looking into grants and funding and had volunteers willing to paint.

Councilman DuPont asked Mr. Bowden if the Commission had looking into the positive and negatives of owning the Station. Ms. Gilligan said she believe the Borough returned it to NJTransit approximately 15 year prior. Mayor Menna said he thought it was longer than that. Administrator Sickels said it was done because of the cost. He also noted that NJTransit had done some stabilization and put a non-historically accurate roof on the building which resulted in a big outcry. He added that they did it to try to preserve the station and that it was also painted around the same time. Mr. Sickels said that the complete restoration of the station was planned and that meetings were held where NJTransit outlined to the Borough what it was going to do. He said the said the work would be done in phases beginning with the elevated platforms. He said he also understood, as the Mayor had said, that the money had already been budgeted but not necessarily appropriated. He also said he understood the problem to be that it was a State agency and that it had been hit by cuts.

Councilwoman Lee suggested that the Borough ask NJTransit donate the building either to the Borough or a historic organization within the Borough. Ms. Gilligan again stated that the Borough had turned it over to NJTransit because of the expense. Ms. Lee suggested a historic foundation could be started to support the expense.

Mayor Menna said they had heard the cry and they will respond to it. He said he believed that there were trust funds that were still in place.

David Prown—44 Hillside Place—said he would be glad to once again offer a first, second and third place prize for the home decorating contest. Mayor Menna thanked him for his offer and for his support last year saying it was very gracious. Mr. Prown said he wanted to commend whoever was responsible for the fact that the minutes were being done in a very timely manner and said it was a breath of fresh air. He also asked what could be done to get agendas in a more timely fashion than a few hours before the meeting. Administrator Sickels noted that there is no requirement to have it available ahead of time but they do try to get it out as soon as they can. He noted that Councilmembers receive packets Thursday evening and many don't review it until the weekend. He said they then call on Monday with comments and that is when it is finalized. When that it done and the Mayor approves it, he continued, it is posted.

Councilman DuPont suggested putting up a draft of the agenda earlier with the understanding it could change. Councilwoman Lee said that could be confusing. She said they had had people come in with expectations of something being on the agenda. Mr. Prown suggested the Council could reach a compromise to get it up earlier. The Mayor said the Borough could put it up with the caveat that says the agenda is a fluid document and is subject to change. He said there was no reason it couldn't be up by Thursday night.

Mr. Prown asked for an update about the transition going on in the Police Department. Police Commissioner Murphy said he assumed the transition Mr. Prown referred to was the fact that the Police Chief was on vacation and that Capt. McCarthy had been appointed Acting Chief for now.

Mayor Menna noted that there was no change at this time.

Mr. Prown asked for confirmation that that would be in effect until Chief Fitzgerald returned from vacation. Commissioner Murphy said it would remain in effect until after the first of the year when a selection would be made through the Police Committee. Mr. Prown asked him to clarify that a transition was taking place. Commissioner Murphy said that technically the Chief was on vacation. Mr. Prown

asked if the Chief would be coming back. Mayor Menna said the issue was a personnel matter that the Council couldn't discuss. Mr. Prown asked how Capt. McCarthy had been appointed. Commissioner Murphy said it was on the recommendation of the Chief of Police. Administrator Sickels said the Chief was still in charge until the end of his term and that he had designated Capt. McCarthy to act in his stead while he was on vacation. Mr. Prown asked about how the process would work to find a replacement. Commissioner Murphy said it would be done through the Police Committee. Mr. Prown asked if the Council could say with 100 percent certainty that the decision would be made to hire from within. Commissioner Murphy said he said he didn't see why they wouldn't.

#### **EXECUTIVE SESSION**

No Executive Session.

#### **ADJOURNMENT**

Councilman Murphy 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