

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
AUGUST 11, 2008
5:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

ALSO PRESENT: Administrator Sickels, Borough Clerk Vivona, Chief Financial Officer Mason, Attorney Pringle, 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 January 1, 2008.

WORKSHOP

Community YMCA Waiver of Fees

Mayor Menna said that we have received a request dated July 31, 2008 from the Attorney representing the YMCA regarding a pending application before the Board of Adjustment asking that the Mayor and Council consider waiving the Application Fee of \$30,425 because of the non-profit status of the Community YMCA. He said we have had similar not for profit organizations and did not waive the fee and said that he is recommending that the fee not be waived.

The Members of the Governing Body agreed with Mayor Menna.

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

There being five ayes and no nays, the request was declared denied.

APPROVAL OF MINUTES – October 8, 2008

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi

NAYS: None

ABSTAIN: Horgan

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

MAYORAL APPOINTMENTS

Mayor Menna said that he has been asked by Beatrice Duffy from the Monmouth County Economic Development Department to appoint a representative from Red Bank that is familiar with the economic climate in Red Bank to serve as a liaison to the Monmouth County Economic Development Department. Mayor Menna said that he is appointing Nancy Adams to this committee because she is the perfect person to be appointed to this committee because she is familiar with all of the businesses in Red Bank.

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilman Murphy said that three Police Officers are being appointed tonight and they are Michael Campanella, who will start work in August because he has already graduated from the Police Academy, and Heather Pubyalski and Michael Zadlock that have to attend and graduate the Police Academy before serving as Probationary Police Officers. He said this would bring our Police Roster up to 42 Police Officers. He said there is also a resolution on the agenda to receive a grant from the State for \$5,000 for DWI patrols starting in

September. He said that he thinks everyone knows Reverend Elmer Jackson who is the Principal of the very successful Westside Christian Academy. He read an article about Reverend Elmer Jackson being a heart surgery survivor that is riding his bicycle across the country to raise funds for the Westside Christian Academy. He said Reverend Jackson received the approvals from his doctors and started the bike ride on the Golden Gate Bridge in San Francisco on June 3, 2008 and will terminate in Red Bank around August 14, 2008. He said Reverend Jackson is the Principal of the Westside Christian Academy and the school has 12 grades that educate low income students from Monmouth and Ocean Counties. He said that four longtime pupils were accepted to 4-year universities this year and three have received full scholarships. He said Reverend Jackson believes the success of the Academy is the unique individualized curriculum and the genuine love that teachers show to their students. He said Reverend Jackson hopes "The No Regrets Bike Ride" will inspire his students to overcome all challenges in their lives and he also wants to raise funds to continue the school and said that his goal is to raise at least \$100,000 and said the money would provide tuition assistance for underprivileged children and would help the Westside Christian Academy to seek a larger building. He said Reverend Jackson and his son are anticipated to arrive in Red Bank on August 14, 2008 and said the Red Bank Police and Fire Department will meet them at the corner of Newman Springs Road and Shrewsbury Avenue to escort Reverend Jackson back to the school. He said students, community members, family and friends are also invited to join the escort and to ride their bikes back to the school with him.

Mayor Menna said that he is grateful Councilman Murphy mentioned this and said we have all been following Reverend Jackson and his son's trip and reading about the highs and lows across the mountains.

Councilwoman Lee said that she wanted to thank everyone for their support when she was going through her knee surgery and said she wanted to make everyone aware that the paving has started on Waverly Place, Linden Place and Basset Place. She said there was a crew out there today and we did have a bit of delay notifying the residents.

COMMUNICATIONS AND PETITIONS

Mayor Menna read a request from Primas Home and Café to place a 10'x10' tent in the entrance of 28 Broad Street and to reserve two (2) parking spaces in front of the store on Wednesday, September 10, 2008 from 12:00 p.m. to 2:00 p.m. for a promotional event being held at their store.

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

Mayor Menna read a request from Bates Lodge #220 IBPOE of W for raffle license.

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

Mayor Menna read a request from the Nathan J. Williams Craftsmen Club, Inc. to change the date of their Motor Cycle Rally, which was originally scheduled for August 16, 2008, to September 13, 2008 with a rain date of September 27, 2008 and to close Drs. James Parker Boulevard from 11:00 a.m. to 6:00 p.m., pending approval of the Special Events Committee.

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

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

ORDINANCES – First Reading

2008-19 Mayor Menna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER VII, “TRAFFIC,” SECTION 7-3.9, “PERMIT PARKING IN DESIGNATED AREAS.”

Councilman Murphy offered a motion to adopt the ordinance on first reading, seconded by Councilman DuPont.

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

Public hearing and final adoption scheduled for August 25, 2008.

2008-20 Mayor Menna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER IXX, “STREETS, SIDEWALKS AND SANITATION,” BY ADDING NEW SECTION 19-14, “MANDATORY USE OF RECYCLABLE OR REUSABLE SHOPPING BAGS.”

Councilwoman Cangemi asked that the ordinance be pulled tonight because when the packet went out one of the pages of the ordinance was missing and she and Councilwoman Horgan were both missing the page and wanted to discuss it. She said Councilman DuPont also said he was missing the page and said the ordinance should be tabled.

Councilman DuPont said this ordinance has been sitting around for quite some time and it is just for introduction and it is basically the same ordinance that we have been discussing since January and the only thing that has been changed is the date. He said that it is up to Councilwoman Horgan if she is not ready to move forward with it.

Councilwoman Horgan said that she does have the entire ordinance now.

Councilwoman Cangemi said that she does have some questions about recyclable bags and asked if we could discuss it now.

Councilman DuPont said that it is just on for introduction and we could discuss the ordinance now.

Mayor Menna said that if there are any major changes it would have to be reintroduced.

Councilman DuPont said that we have worked on this for quite some time and there is nothing that is new in this ordinance.

Councilwoman Cangemi said that we could introduce it but she has a question about recyclable versus compostable that are in this ordinance that did not go out in the packet.

Councilwoman Horgan said that we can introduce it and speak about it.

Councilman DuPont made a motion to introduce the ordinance on first reading, seconded by Councilman Murphy.

Councilwoman Cangemi said she has a question about 19-14.1F because we currently have recycling facilities for bags that are marked recyclable that are the small lightweight bags and wanted to make sure that we are clear on it as we go forward and asked if this ordinance makes any precipitous difference.

Councilman DuPont said that he introduced this concept over a year ago and the Environmental Commission has met on it and also met with Nancy Adams to move forward with it and we have, through the Education and Technology Committee, met with the schools and they have really moved forward on identifying the ill effects plastic bags have on the environment. He said that he has been with the business leaders in town, including Foodtown, and said the ordinance proposes a date of January 1, 2009 when Red Bank will be free of plastic bags and said Councilwoman Cangemi’s last objection to the ordinance was how we were going to enforce it and said we looked into if we were able to tax and discovered that we could not. He said that he thinks he has answered all the questions from various groups throughout the Borough and this is what has come forth. He said he would like to generate some more discussions rather than letting time pass and more plastic bags being used. He said that since we have been discussing this ordinance he has noticed that there are more people using reusable bags and now is the time to move forward.

Councilwoman Cangemi said that there are a number of issues here and the first one is that the light weight bags are recyclable and one of the things this discussion has really been successful at achieving is that we do now have recycling facilities for these bags in the Borough and that is a wonderful change from what we had here in the Borough. She said that is why she questioned at the beginning of this discussion the definition of

recyclable in the ordinance because she does not know if the ordinance says you cannot use these bags anymore and said if that is the goal she does not know if the ordinance achieves it.

Councilman DuPont said that he would certainly be willing to sit down with Councilwoman Cangemi again to go through the arguments but he would at least like to introduce the ordinance. He said that he knows Councilwoman Cangemi is supportive of the Green Initiative and this is just one issue and said he would like to sit down with her to review it and perhaps put it in a better format but he would at least like it to be introduced and if we have to amend it after they discuss the ordinance he would be more than happy to do this.

Councilwoman Cangemi said that the other issue that she has is about compostable plastic bags only because we do not currently have a facility that could compost these bags. She said that they are not allowed to be composted in your backyard and landfills are currently designed in such a manner that they have a lot of much water and they have to go to an industrial compost facility which we do not currently have a relationship with.

Councilman DuPont said that he would discuss this with Councilwoman Cangemi.

Councilman Murphy said he just wants to clarify what Councilwoman Cangemi said about the first item she discussed. He asked her if the bags we have now are recyclable and we do have recycling centers for them and if we are already doing this then why is this in the ordinance.

Councilman DuPont said that not everyone recycles and that is why the ordinance is being proposed and not all of the businesses that generate most of the bags have recyclable bins.

Councilwoman Lee said that it is not a small task and it has taken every organization in town to get together and they have done a remarkable job of doing that by really stepping out and everyone working together to bring this ordinance to this point and said that we should just vote on it.

Councilwoman Cangemi said that she does not have a problem introducing it but she is concerned because reusable bags are more expensive. She said that depending how we define this we could drive up the costs of goods in town and we need to make sure that we do not do that.

Councilman DuPont said that he thinks there needs to be a withdrawal of the statement "drive up the costs of goods" because that is not what the business community leaders have said. He said the business community leaders have said that they like the idea and like the reusable bags idea and also the idea of putting their logos on the bags and that is not driving up costs because these merchants are coming up with creative ideas and also asking the customers to pay a nominal fee for the reusable bag that they could use everyday. He said he would like to introduce the ordinance and if we have to amend it we can.

Mayor Menna said that if the intent of the ordinance is to prohibit these plastic bags, but if they are permitted as part of our recycling plan, are we not effectively vitiating the intent of the ordinance. He said that he thinks we should work on the issue right now.

Attorney Pringle said that the issue is to keep the bags from mainstream and so we have to synchronize the definition of recyclable with the section that says you cannot throw your bags away you have to recycle them. He said that he would look at that and make sure it is covered.

Councilman DuPont offered a motion to introduce the ordinance on first reading, seconded by Councilman Murphy.

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

Public hearing and final adoption scheduled for August 25, 2008.

ORDINANCES – Public Hearing & Final Adoption

2008-15 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."

Mayor Menna opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

There being five ayes and no nays, the ordinance was declared adopted on final reading.

2008-16 Mayor Menna read "AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER VII, "TRAFFIC," SECTION 7-3.6, "PARKING TIME LIMITED ON CERTAIN STREETS," SCHEDULE IV, "TIME LIMITED PARKING."

Mayor Menna 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: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

There being five ayes and no nays, the ordinance was declared adopted on final reading.

2008-17 Mayor Menna read "BOND ORDINANCE PROVIDING FOR PHASE II ROAD IMPROVEMENTS TO SPRING STREET, BY AND IN THE BOROUGH OF RED BANK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$545,000 THEREFOR (INCLUDING A GRANT EXPECTED TO BE RECEIVED IN THE AGGREGATE AMOUNT OF \$200,000) AND AUTHORIZING THE ISSUANCE OF \$328,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF."

Mayor Menna opened the public hearing and asked if anyone would like to speak, no one appearing he closed the public hearing.

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

There being five ayes and no nays, the ordinance was declared adopted on final reading.

2008-18 Mayor Menna read "BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 2004-35 HERETOFORE FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH ON SEPTEMBER 28, 2004 ENTITLED, "BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF THE SEWER MAIN ALONG MAPLE AVENUE BY THE WATER/SEWER UTILITY, BY AND IN THE BOROUGH OF RED BANK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$1,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF," AS PREVIOUSLY AMENDED AND SUPPLEMENTED BY BOND ORDINANCE NUMBER 2005-23 FINALLY ADOPTED ON MAY 23, 2005, TO AMEND DESCRIPTION THEREOF."

Mayor Menna 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: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

There being five ayes and no nays, the ordinance was declared adopted on final reading.

RESOLUTIONS

08-162 Mayor Menna read "A RESOLUTION AUTHORIZING A BOROUGH-WIDE YARD SALE."

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

Councilwoman Cangemi said that some of the pick-up dates regarding the Town-Wide Yard Sale are wrong. She said that on the preliminary application received from Audrey Oldoerp, one of the organizers of the event, there was a \$5.00 fee and now there is a \$10.00 fee.

Mrs. Oldoerp said the organization agreed to raise the fee and said she does not think the dates are wrong.

Councilwoman Cangemi said that she had a discussion with Mr. Watson and he gave her different dates.

Councilman Murphy asked what dates Councilwoman Cangemi thought were wrong.

Councilwoman Cangemi said that when she spoke to Mr. Watson he said they were doing a pickup in advance of the sale on September 11 and 18, 2008.

Mr. Sickels said those are the regular pickup dates for bulk items, but Mr. Watson has also scheduled a special bulk pickup date of September 19, 2008.

Councilwoman Cangemi asked Mrs. Oldoerp to confirm these dates with Mr. Watson before the applications go out.

Mr. Sickels said that he was at the Special Events Meeting and he is scheduling a special pickup on September 19, 2008 to make sure that the people that are participating in the yard sale put out things that are not sellable and we get that off the street so we do not get a big bulk pickup on Monday. He said that the people that are participating in the yard sale should put out items after the sale that for free or to donate them to a list of organizations that are listed on the application.

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

08-163 Mayor Menna read "A RESOLUTION SUPPORTING THE HISTORIC PROPERTIES REVITALIZATION ACT."

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

08-164 Mayor Menna read "A RESOLUTION APPOINTING PROBATIONARY POLICE OFFICERS."

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

08-165 Mayor Menna read "A RESOLUTION AUTHORIZING ACCEPTANCE OF PROPERTIES LISTED ON THE HISTORIC PRESERVATION COMMISSION'S 2007 ANNUAL REPORT."

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

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

08-166 Mayor Menna read "A RESOLUTION SUPPORTING THE *OVER THE LIMIT UNDER ARREST 2008 STATEWIDE CRACKDOWN*."

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

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

08-167 Mayor Menna read "A RESOLUTION APPOINTING A MEMBER OF THE BOROUGH COUNCIL."

Mayor Menna said that as a result of the resignation of Councilman John Curley a vacancy has arisen on the Council for the remaining term that expires on December 31, 2008. He said that as a result of that vacancy three individuals, all of which are qualified, have been submitted by the Republican Chairman and they were Mr. John Tyler, Mr. James Giannell and Mr. Steve Fitzpatrick, all members of the local Republican Party. He said all three individuals have expressed a desire to serve, which was verified by the local Chairman of the Republican Party. He said any type of appointment like this is rather difficult and he did invite individuals to meet with him and the response was that we all know them and respect them as individuals that are interested in serving the community. He said that one person of the three has to be nominated and it is his respectful

nomination that James Giannell be nominated to serve the remaining term and said the reason is that Mr. Giannell has served the Borough of Red Bank and has been for many years the Republican Chairman and ran for County Chairman and is a member of the Monmouth County Planning Board and other County Committees and is a businessman and he thinks that he has certainly, as a member of the Republican Party, been a worker in the field for over 25 years and he would like to offer his name for nomination.

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

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

PROCLAMATIONS

Mayor Menna read a proclamation proclaiming August 16, 2008 as a day of recognition to Poncho D on his 40th Musical Anniversary.

PAYMENT OF VOUCHERS

08-168 Mayor Menna read "A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$4,418,218.83."

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

David Prown – 44 Hillside Place – said that a while ago Councilman DuPont said that it would be nice to honor people that were still with us and said that he is happy that we are honoring Poncho D and spoke about Reverend Elmer Jackson and all both men have done for the community. Mr. Prown said that he would like to know why the library is not opened during the weekends in the summer because a lot of students use the internet and find it hard to get there during the week because they work.

Councilwoman Lee said that she would speak to the Director of the Library about this matter.

Mayor Menna said he would also check on this and thought this practice stopped some time ago.

Mr. Prown said that it has been an incredible summer at Riverside Gardens Park with programming Monday through Friday and the number of people that attend the events and said he thinks something special should be done for the sponsors of all of these wonderful events.

Mayor Menna thanked Mr. Prown for his kind words and he knows that the Parks and Recreation Department has done an incredible job. He said he would also like to thank all the people that volunteer for these events and commend Nancy Adams from RiverCenter for all of work RiverCenter does including getting sponsors for these events especially Street Life that adds additional cultural entertainment on Fridays and the weekends. He said it is a symbiotic relationship and a lot of appreciation has to go to RiverCenter and the business people because if they do well all of us do well as residents.

Mr. Prown asked what the status was of getting the sign put up at Montgomery Place for Unity Place.

Mayor Menna said the sign is ready and he has contacted the Housing Authority to give us a few dates when it would be appropriate and Mary Harrison and the Board decided that it should be done once school has started. He said it should be some time in September but we do not have an actual date yet.

Cindy Burnham – 146 Harrison Avenue, Fair Haven – said she has made numerous inquiries about the progress with the State regarding the property at the end of Maple Avenue.

Mr. Sickels said that he met there about a week ago with the Department of Environmental Protection with Councilwoman Cangemi, Councilman Murphy and Mr. Kosenski and said we discussed what the thoughts and comments were from the public and now we have sent a Letter of Determination and provided them with some documentation for them to give us a formal response as to what is needed. He said what we discussed were the

various regulations that apply to the site and what would be required should we go forward with what the public sentiments were as far as a walkup kayak type access and in order to get a written response we had to give them the Letter of Determination.

Ms. Burnham asked if they said anything about removing the debris.

Mr. Sickels said there was verbal discussion and did have a determination from the Flood Plain Management people that we could remove that debris but then there are questions about providing a path and said we could not provide a path without a permit.

Ms. Burnham said that she just wants to make sure she understands what Mr. Sickels said and asked if we are waiting for a letter from the DEP that's going to say that we can have a path to the water that could be there for access to the public.

Mr. Sickels said that we are waiting for an answer to that question.

George Bowden, Chairman of the Historic Preservation Commission, said this is a day of history because of the dedication of the Washington Street Historic District is history. He said there was a historic moment in 1972 when the Broad Street District was created and now we have for the first time in the history of Red Bank a residential historic district and said it gives him great pleasure and hopes everyone feels the same way. He said the Historic Preservation Commission had done remarkable work especially Ed Zipprich, Ned Gaunt, Ed Poplawski and himself and have devoted over a thousand hours in developing the surveys for 106 homes in the proposed district. He said what he envisions in the future is that if we can get grants so we can give the area a personality in itself. He said he would like to thank the Mayor and Council for moving forward with the resolution.

Mayor Menna said that on behalf of all of us and the residents we would like to thank Mr. Bowden and his Commission because what they have done has saved the Borough over \$50,000 in terms of Planner's and Engineer's fees. He said that the Commission members have gone door to door and have spoken to the all of the property owners and given each property owner a description of their home which they said they all appreciated it and saved us a lot of money. He said what we did tonight was step one and that was adopting the list of properties and step two will be that we will have to codify those properties in that district in terms of our Master Plan which will be amended to include that to give it the same force and affect that the properties on Broad Street have. He said that he should be receiving a call from someone who has a lot of knowledge about the availability of funding from State organizations, the Dodge Foundation and other organizations that would help us and he directed that person to call Mr. Bowden. Mayor Menna said what he sees out of this is that there are similar neighborhoods in all parts of Red Bank, especially the Westside, that have a common characteristic that could be preserved and said that it is a good night for Red Bank and it could have not been done without the hard work of the Historic Preservation Commission and we all appreciate it very much.

Ed Zipprich – 229 River Road – said that he wanted to echo Mr. Bowden's words and thank everyone for passing this resolution and said that after working on this project for a year and a half with the leadership of George Bowden we are happy to see this finally come forth. He said that he has been appointed to the Master Plan Review Committee and he has contacted the consultant that was identified by Preservation New Jersey who will come to Red Bank on the August 28, 2008 with no cost to the Borough to help us fit the historic elements that we have identified into the Master Plan and that meeting would be on August 28, 2008 at 7 p.m.

Mayor Menna said that he received two messages during the meeting that have to be added on to the Agenda. He said that on August 22, 2008 at 10 a.m. there will be the dedication of a sign for Inclusive Communities and this has been arranged by the Human Relations Committee at the triangle.

Mayor Menna said one of our residents has just been appointed as the Athletic Director at Red Bank Regional High School and his name is Louis DalPra who is also a member of our Parks and Recreation Committee and is very active in the community. He said that one of his first efforts is that he has just secured the consent of the Red Bank Regional Board of Education and has discussed this with Red Bank Catholic and their Athletic Director to return the tradition of having a parade on September 26, 2008 when Red Bank Regional High School plays a football game against Red Bank Catholic High School. He said it would be comprised of the Red Bank Regional High School Band, cheerleaders and alumni, as well as, the band and cheerleaders from Red Bank Catholic. He said Red Bank Catholic High School will convene on Peters Place at 5:45 P.M. and will march to the Athletic Field and Red Bank Regional High School will convene at 5:45 P.M. on Canal Street and will march together to the Athletic Field and this restarts another tradition for Red Bank and it needs approval because it will cause of the closure of streets for a brief period of time.

Councilman DuPont offered a motion to approve the request, pending approval of the Special Events Committee, seconded by Councilman Murphy.

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

EXECUTIVE SESSION

ADJOURNMENT

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

ROLL CALL:

AYES: Murphy, Lee, DuPont, Cangemi, Horgan

NAYS: None

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

Respectfully submitted,

Carol A. Vivona

I hereby certify the above to be a true copy.

Pamela Borghi

Pamela Borghi, Municipal Clerk