

**MINUTES  
SPECIAL MEETING  
MUNICIPAL COUNCIL – BOROUGH OF RED BANK  
APRIL 10, 2007  
5:00 P.M.**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

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

ALSO PRESENT: Borough Clerk Vivona, Acting Borough Attorney Michael Holzapfel, Assistant Attorney Hall, representing the Borough of Red Bank, Samuel Reale, Jr. representing Best Liquors of Red Bank, Inc.

ABSENT: Council Members Bifani, Curley and DuPont, Chief Financial Officer Mason, Attorney Pringle, Administrator Sickels and Engineer Kosenksi.

**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 March 27, 2007.

**Hearing Regarding Charges and Specifications against Plenary Retail Distribution License No. 1340-44-020-005 Currently Issued to Best Liquors of Red Bank, Inc.**

Mayor Menna said that this was supposed to be a Special Council Meeting to hear Charges and Specifications against Best Liquors, Inc. He also said that sitting in on the hearing this evening is Michael Holzapfel who will be acting as Special Counsel for these particular proceedings.

The Mayor said that the Counsel representing Best Liquors, Inc. is here and asked him to identify himself.

He said for the record he is Samuel Reale, Jr. current attorney for Best Liquors, Inc. and said that they were offered the courtesy to continue with the hearing tonight with the members of Council that are here this evening but advised Mr. Holzapfel that he feels it is appropriate to have all of the Council Members in attendance.

Mayor Menna said that when he found out this afternoon that Councilman DuPont and Councilman Curley would not be in attendance due to illness he informed Mr. Holzapfel and Mr. Reale. He said that under state law the licensee is entitled to have all of the Council Members in attendance. He said Councilman Bifani will not be participating in the hearing because he had a relationship with the licensee on behalf of the Borough and thought it best to excuse himself. He said the applicant has requested and the Council agrees that this matter should go forward with a full complement of Council, so based upon that we would not be taking any testimony and the matter will be adjourned to another date to be set.

**AUDIENCE**

**ADJOURNMENT**

Ms. Cangemi offered a motion, seconded by Ms. Lee to adjourn the meeting.

**ROLL CALL:**

AYES: Murphy, Lee, Cangemi

NAYS: None

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

Respectfully submitted,

Carol A. Vivona