

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
MARCH 27, 2006
7:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Mayor McKenna and Council Members Ernst, Lee, Menna, Bifani, Murphy and Curley.

ALSO PRESENT: Administrator Sickels, Deputy Borough Clerk Borghi, Chief Financial Officer Whalen, Attorney Hall and Engineer Kosenski.

SUNSHINE STATEMENT

Mayor McKenna 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 3, 2006.

SUSPEND REGULAR ORDER OF BUSINESS

Mr. Curley offered a motion to suspend the regular order of business, seconded by Mr. Murphy.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Presentation Regarding Water and Sewer Connection Fees

2006-15 Mayor McKenna 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.”

Mr. Murphy offered a motion to adopt the ordinance on first reading, seconded by Ms. Lee.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Public Hearing and final adoption scheduled for April 10, 2006.

06-66 Mayor McKenna read “A RESOLUTION GRANTING MUNICIPAL CONSENT TO VERIZON NEW JERSEY INC. TO OPERATE A CABLE TELEVISION SYSTEM WITHIN THE BOROUGH OF RED BANK.”

Mr. Murphy offered a motion to approve the resolution, seconded by Ms. Lee.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

RESUME REGULAR ORDER OF BUSINESS

Mr. Curley offered a motion to resume the regular order of business, seconded by Mr. Murphy.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

WORKSHOP

Proposed Playground Improvements to Eastside Park

MAYORAL APPOINTMENTS

Mayor McKenna appointed John Goode to the Historic Preservation Committee as Planning Board Representative.

REPORTS OF MAYOR AND COUNCIL MEMBERS

COMMUNICATIONS AND PETITIONS

Mayor McKenna read requests from Friends of the American Cancer Society of New Jersey and Family & Children’s Service, Inc. for raffle licenses.

Mr. Bifani offered a motion to approve the requests, seconded by Mr. Curley.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Mayor McKenna read a request from Phoenix Productions, Inc. to waive fees for an application before the Planning Board for waiver of site plan and parking variance, must pay all out-of-pocket expenses.

Mr. Curley offered a motion to deny the request, seconded by Mr. Bifani.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

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

ORDINANCES – First Reading

ORDINANCES – Public Hearing & Final Adoption

2006-12 Mayor McKenna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER III, “POLICE REGUALTIONS,” SECTION 3-2, “LITTERING.”

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

Mr. Murphy offered a motion to close the public hearing, seconded by Ms. Lee.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Ms. Lee offered a motion to adopt the ordinance on final reading, seconded by Mr. Murphy.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

2006-13 Mayor McKenna read "AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER VII, "TRAFFIC," SECTION 7-3.3, "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS," SCHEDULE I, "NO PARKING."

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

Mr. Bifani offered a motion to close the public hearing, seconded by Mr. Murphy.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Mr. Murphy offered a motion to adopt the ordinance on final reading, seconded by Ms. Bifani.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

RESOLUTIONS

06-62 Mayor McKenna read "A RESOLUTION AUTHORIZING THE PUBLIC DISPLAY OF FIREWORKS."

Mr. Bifani offered a motion to approve the resolution, seconded by Ms. Lee.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

06-63 Mayor McKenna read "A RESOLUTION AWARDING CONTRACT #06-2 ONE (1) COLOR PREDATOR MINI-SEWER CAMERA SYSTEM OR EQUIVALENT."

Mr. Bifani offered a motion to approve the resolution, seconded by Mr. Murphy.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

06-64 Mayor McKenna read “A RESOLUTION REJECTING CONTRACT #06-3 ONE (1) 2006 MASON DUMP TRUCK, CENTRAL FAN BELT HYDRAULIC SYSTEM, SNOW PLOW AND SPREADER.”

Mr. Bifani offered a motion to approve the resolution, seconded by Mr. Curley.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

06-65a Mayor McKenna read “A RESOLUTION AUTHORIZING THE MAYOR AND THE BOROUGH CLERK TO APPLY FOR AND TO EXECUTE A GRANT AGREEMENT WITH THE ASSOCIATION OF NEW JERSEY ENVIRONMENTAL COMMISSIONS FOR AN ANALYSIS OF PROJECTED DEVELOPMENT CONDITIONS THROUGHOUT THE BOROUGH.”

Mr. Curley offered a motion to deny the resolution, seconded by Ms. Ernst.

ROLL CALL:

AYES: Ernst, Lee, Menna, Murphy, Curley

NAYS: Bifani

There being five ayes and one nay, the resolution was declared denied.

06-65b Mayor McKenna read “A RESOLUTION AUTHORIZING THE MAYOR AND THE BOROUGH CLERK TO APPLY FOR AND TO EXECUTE A GRANT AGREEMENT WITH THE ASSOCIATION OF NEW JERSEY ENVIRONMENTAL COMMISSIONS FOR AN ANALYSIS OF PROJECTED DEVELOPMENT CONDITIONS THROUGHOUT THE BOROUGH.”

Mr. Bifani offered a motion to approve the resolution, seconded by Ms. Leet.

ROLL CALL:

AYES: Lee, Menna, Bifani, Murphy

NAYS: Ernst, Curley

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

06-67 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$1,221,068.78.”

Mr. Menna offered a motion to approve the resolution, seconded by Ms. Lee.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

EXECUTIVE SESSION

06-68 The Attorney read a resolution to adjourn to executive session to discuss litigation, contract negotiations and personnel.

Mr. Curley offered a motion, seconded by Mr. Murphy to adjourn to executive session to discuss litigation, contract negotiations and personnel. Minutes to be made public in 180 days.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Mr. Murphy offered a motion, seconded by Mr. Bifani to adjourn from executive session.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

ADJOURNMENT

Mr. Murphy offered a motion, seconded by Mr. Bifani to adjourn the meeting.

ROLL CALL:

AYES: Ernst, Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

Respectfully submitted,

Carol A. Vivona