

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
MARCH 28, 2005
7:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Council President Menna and Council Members Beck, Lee, Murphy, Curley.

ALSO PRESENT: Administrator Sickels, Borough Clerk Vivona, Chief Financial Officer Whalen, Engineer Kosenski and Attorney Pringle.

ABSENT: Mayor McKenna and Councilman Bifani.

SUNSHINE STATEMENT

Council President 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 3, 2005.

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

Human Relations Advisory Committee “In Celebration of Cultural Diversity” Poster Contest Presentation

Councilman Curley said the Human Relations Committee was formed many years ago and it has been a successful committee. He said the last few years they have been sponsoring a poster contest about diversity in our community with the Red Bank School Systems, RiverCenter and the Parks and Recreation Department. He said the Chairman, John Simms, is here tonight to help present awards to the students whose posters have been chosen to receive them.

Council President Menna, Councilman Curley and Mr. Simms presented awards to the children that attended the meeting.

Parks & Recreation Support Presentation by Jungle Lasers

Councilwoman Lee said Mark Catanese is here from Jungle Lasers regarding software they are offering to our Parks and Recreation Department that can be used to regulate and track scheduling and the various programs available and their activities. She said the schedules and scores of games could be downloaded to the Parks and Recreation website and that their software is compatible with our current computer system.

Mr. Catanese said Jungle Lasers specializes in G.I.S. and document management and the Building Department is currently using one of their software packages for document management for the Landlord Tenant Registrations. He said they are proposing software for the Parks and Recreation Department that would allow the staff to manage scores, scheduling and notifications over the internet.

Councilwoman Beck asked how much this software costs.

Mr. Catanese said the cost is very minimal because the software has already been developed for other municipalities.

Councilman Murphy said that the software used by the Code Enforcement Department has been very successful for managing the Landlord Tenant Registrations.

Mr. Sickels said the registration information could be linked into the G.I.S. system and we can see what area of town the participants that are using the programs are from.

Councilman Murphy asked if the public would be able to access schedules.

Mr. Catanese said the public would be able to access the Red Bank website but the information would have to be put in by the Parks and Recreation Department.

Council President Menna said that since we have suspended the regular order of business there is a question from the member of the public.

Susan Russo – 65 Wallace Street – asked if the County G.I.S. System would be connected to this system.

Mr. Catanese said that at this time it would not be available to the public.

The Members of the Governing Body discussed the software and said that it was something that they would like to move forward with.

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

WORKSHOP

Speed Limit Change for Manor Drive

Councilman Curley said that Manor Drive is a single entry road that serves the Red Bank Manor Condominium complex and there has been a problem with cars speeding on this street and the residents would like the speed limit lowered. He said there was a study done on this street and the Police Department is in favor of lowering the speed limit but said it had to be approved by the New Jersey Department of Transportation.

Councilman Murphy said the Police Department contacted the N.J.D.O.T. and they said it could be changed with the approval of the Board of Trustees from the Condominium Association. He also said that the Police Department supports this change.

Council President Menna directed the Borough Attorney to prepare an ordinance to change the speed limit to 15 miles per hour.

Time Limited Parking

Councilman Murphy said that as liaison to RiverCenter and a member of the Council Parking Committee there are a few items RiverCenter would like to discuss with the Governing Body. He said they are asking that the Council review the parking ticket fines and possibly reduce them and also review the time limits for the parking meters on the street and address the need for more long-term parking. He said that he, Councilwoman Lee and Councilman Bifani are on the Council Parking Committee and they have been meeting with Mr. Sickels and Mr. Burnip regarding some of these issues and said they are recommending that the 2-hour parking limit be changed to four hours to allow residents and shoppers more time to do their business in town without worrying about getting a parking ticket.

The Members of the Governing Body had a general discussion about implementing different times to please the shoppers and RiverCenter.

Patti Siciliano, Chairperson of RiverCenter, said that she has a meeting scheduled with the Chief Financial Officer tomorrow to take a look at the fines and see if there is anyway they could be lowered.

Councilwoman Beck suggested the time be increased to four hours because at least this would be a fast fix.

Councilman Murphy said that he has been around Red Bank for a while and there was long-term parking created at some of the churches and at Count Basie Field. He said he was not a member of the Governing Body the last time they talked about a parking garage and said he would like to revisit this issue. He said we can change the meters to four hours but this is not going to solve the problem of the lack of long-term parking.

Councilman Curley said that the cost of the tickets is \$38 and the Borough only receives \$28.50. He said we generated \$342,600 that went into general revenue and if we lowered the price of the tickets we would have to make an adjustment in the budget.

Councilman Murphy said that we should take a loss in revenue to make sure the town thrives. He said that we should look into the cost of the tickets.

Council President Menna said the Council Parking Committee should come back with a recommendation.

Councilman Murphy said that the parking limits are a matter of trial and error and that if anyone on the Governing Body has any suggestions about this matter to please contact him or anyone on the Committee.

APPROVAL OF MINUTES – February 28, 2005

Mr. Murphy offered a motion to approve the minutes, seconded by Ms. Beck.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

MAYORAL APPOINTMENTS

Council President Menna appointed Mary Hargrove to the Senior Advisory Committee.

Mr. Murphy offered a motion to approve the appointment, seconded by Mr. Curley.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilwoman Beck reported that every three years JCP&L does tree trimming in the Borough around their power lines. She said that in most towns they meet with the Shade Tree Commission but because ours is new they did not contact them. She said they did contact Mike Olympi and said they identified 49 trees that are in bad condition and that the Shade Tree Commission found this alarming. She said the Shade Tree Commission asked Mr. Olympi to examine all the trees to see if it is necessary to remove them and that JCP&L cut down five trees before Mr. Olympi was contacted and this was of great concern to the residents where the trees were removed. She said JCP&L would replace the trees but they would be much smaller. She also said the company removing the trees was supposed to notify the residents and take comments from them but did not do this and Mr. Olympi negotiated with JCP&L and they will be allocating \$11,000 to replace the trees.

Councilwoman Lee asked what species of trees they would be planting.

Councilwoman Beck said Mr. Olympi would be recommending that they plant native trees that do not grow so tall and do not have raised roots.

Councilman Curley said that perhaps we could request that JCP&L scrutinize the forty-nine trees and take fewer down.

Councilwoman Beck said the Shade Tree Commission has asked Mr. Olympi to do this.

COMMUNICATIONS AND PETITIONS

Council President Menna read a request from Most Worshipful Prince Hall Grand Lodge for raffle license.

Mr. Curley offered a motion to approve the request, seconded by Mr. Murphy.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

ORDINANCES – First Reading

ORDINANCES – Public Hearing & Final Adoption

2005-14 Council President Menna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING CHAPTER XX “WATER AND SEWER”, SECTIONS 20-3 “WATER DEPARTMENT” AND 20-4 “SEWER DEPARTMENT” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK.”

Council President Menna opened the public hearing and asked if anyone would like to speak.

Jack Pivnick – 30 Irving Place – asked what section of town is not served by the Borough’s water system.

Mr. Whalen said there is only one area of town that is not served by the Borough’s water system and that is the Navesink Point development off of Prospect Avenue.

Mr. Pivnick said that he understands that the water utility must run solvent and that is why we must have the increase but asked if there is a surplus does it go in the general fund.

Mr. Pringle said that it does not automatically go into the general fund.

Councilman Curley said the water utility has had a deficit for the last three years and he does not believe that government should be in the business of supplying water. He said the Borough only uses their wells for six months a year and has to purchase water the other six months; he said we should look into selling the water utility.

Council President Menna said that selling the utility has not been discussed for some time and the last time we looked at selling the utility the offers were not good. He said the Finance Committee could discuss this matter again and get proposals to see if it makes sense financially.

The Members of the Governing Body discussed the fact that the Borough has to purchase water from the New Jersey Water Supply Authority and that the New Jersey Department of Environmental Protection mandates that our wells can only be used for six months a year.

Councilman Curley suggested that we contact New Jersey American Water Company to see if they are interested in purchasing our water utility.

Mr. Pringle said that New Jersey American Water Company must also purchase water from the New Jersey Water Supply Authority.

Councilwoman Beck asked Mr. Sickels if he could locate the old proposals we received the last time we looked at selling the utility and discuss this again at a future meeting.

Council President Menna asked if anyone else would like to speak, no one appearing he closed the public hearing.

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy

NAYS: Curley

There being four ayes and one nay, the ordinance was declared tabled on final reading.

2005-15 Council President Menna read “AN ORDINANCE ESTABLISHING A CAP BANK.”

Council President Menna 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 Mr. Curley.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

There being five 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. Beck.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

2005-16 Council President Menna read “AN ORDINANCE OF THE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST CABLEVISION OF NEW JERSEY, INC. TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE BOROUGH OF RED BANK, MONMOUTH COUNTY, NEW JERSEY.”

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

Ms. Beck offered a motion to close the public hearing, seconded by Mr. Curley.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

There being five 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. Beck.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

2005-17 Council President Menna read “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II “ADMINISTRATION” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK, IN THE COUNTY OF MONMOUTH, NEW JERSEY.”

Council President Menna opened the public hearing and asked if anyone would like to speak.

Steve Fitzpatrick – 32 Chestnut Street – said that this ordinance has been discussed for almost a year and he is happy to see that it was finally adopted. He said he still thinks competitive contracts for professional services should also go out to bid. He also asked Mr. Pringle if a Member of the Governing Body serves as Chairperson of a political party if this is considered a conflict of interest in the ordinance.

Mr. Pringle said it does not.

Mr. Fitzpatrick asked if the Borough Attorney’s position is addressed in this ordinance in regard to Mr. Pringle receiving contributions in Belmar.

Mr. Pringle said that it does not.

Mr. Fitzpatrick asked if the maximum campaign contribution amounts are for the primary election as well as the general election.

Mr. Pringle said that it is \$400 a year.

Mr. Fitzpatrick asked if there is a contribution less than \$400 if the information about this contribution must be on file in the Borough Clerk’s Office.

Mr. Pringle read Section 2-76.7 of the ordinance regarding reports that have to be filed in the Borough Clerk's Office.

Mr. Fitzpatrick voiced his concerns about professionals making campaign contributions and then appearing before various boards, wheeling and pass-through contributions and the fact that he does not know how we are going to enforce the ordinance and said the Borough Clerk is going to have a difficult time monitoring this.

Mr. Pringle said that the Board Members would not be able to vote on a matter that is before them if there is a conflict of interest and wheeling and pass-through contributions are addressed in the ordinance. He also said the candidates are responsible for reporting their contributions and excusing themselves from voting or participating in matters relating to the individual or company that gave them a contribution that exceeded the amount set forth in the ordinance.

Council President Menna asked if anyone else 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. Beck.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

Council President Menna said that we came up with a workable product and we can always amend the ordinance if necessary.

Councilwoman Beck said that Mr. Fitzpatrick raises a lot of good issues and each municipality is trying to craft something different. She said that she thinks the State should take action and there should be a State Statute to deal with ethics reform but in the interim we have worked very hard on the ordinance that is before us tonight and it is not perfect but it is a very strong ordinance and it will be reviewed periodically.

Councilman Curley thanked Mr. Fitzpatrick for his comments and said the Council Committee has worked very hard on this ordinance and said we should have a comprehensive ordinance on the books and we will continue to work on this ordinance.

Councilman Murphy said the Council Committee spent over a year working on this ordinance and now the candidates are responsible for what kind of contributions they receive for their campaigns. He said that the State should adopt a statewide policy and thanked Mr. Pringle for his input.

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

RESOLUTIONS

05-68 Council President Menna read "A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AUTHORIZING PARTICIPATION IN A "SEAT BELT LAW ENFORCEMENT SPECIAL TRAFFIC PROGRAM"."

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

05-69 Council President Menna read “A RESOLUTION AUTHORIZING CONTRACT FOR DOG WARDEN SERVICES WITH THE BOROUGH OF FAIR HAVEN.”

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

05-70 Council President Menna read “A RESOLUTION AUTHORIZING EMERGENCY APPROPRIATIONS IN THE 2005 TEMPORARY BUDGET.”

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

05-71 Council President Menna read “A RESOLUTION AUTHORIZING PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE NO. 1340-44-013-006.”

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

05-72 Council President Menna read “A RESOLUTION REJECTING BIDS FOR REPAIRS TO CHESTNUT STREET WELL ENCLOSURE AND TOWER HILL BOOSTER PUMPING FACILITY AND AUTHORIZING THE BOROUGH ENGINEER TO NEGOTIATE A PRICE FOR THOSE REPAIRS WITHOUT COMPETITIVE BIDS.”

Mr. Curley offered a motion to table the resolution, seconded by Ms. Beck.

ROLL CALL:

AYES: Beck, Lee, Menna, Curley

NAYS: Murphy

There being four ayes and one nay, the resolution was declared tabled.

05-73 Council President Menna read “A RESOLUTION AUTHORIZING THE MAYOR, THE CHIEF OF POLICE AND THE DIRECTOR OF THE MUNICIPAL OFFICE OF EMERGENCY MANAGEMENT TO EXECUTE AN AGREEMENT AMONG THE MONMOUTH COUNTY HEALTH DEPARTMENT AND VARIOUS STATE, COUNTY, AND PRIVATE EMERGENCY MANAGEMENT AND HEALTH CARE AGENCIES TO COOPERATE AND TO MAKE CERTAIN FACILITIES AVAILABLE IN THE EVENT OF A PUBLIC HEALTH EMERGENCY PURSUANT TO THE STATE PUBLIC HEALTH EMERGENCY RESPONSE PLAN.”

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

05-74 Council President Menna read “A RESOLUTION REJECTING BIDS FOR REPAIRS TO CHESTNUT STREET WELL ENCLOSURE AND TOWER HILL BOOSTER PUMPING FACILITY AND AUTHORIZING THE BOROUGH ENGINEER TO NEGOTIATE A PRICE FOR THOSE REPAIRS WITHOUT COMPETITIVE BIDS.”

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

ROLL CALL:

AYES: Beck, Lee, Menna, Curley

NAYS: Murphy

There being four ayes and one nay, the resolution was declared approved.

PROCLAMATIONS

Council President Menna read a proclamation proclaiming April 29, 2005 as the 133rd Anniversary of Arbor Day.

PAYMENT OF VOUCHERS

05-75 Council President Menna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$281,670.05.”

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

Trisha Rumola – 20 Broad Street – said she is happy to see the meter time extended to four hours.

Patti Siciliano – 40 Broad Street – thanked the Governing Body for amending the meter times.

Donna Rovere – 15 Throckmorton Avenue – said the time the meters start being enforced should be changed from 8 a.m. to 9 a.m. and the Parking Enforcement Officers are very vigilant about giving out tickets and it is hurting the businesses. She also said that the issue of the parking garage should be revisited.

Council President Menna said the Parking Committee will review her comments.

Councilman Murphy said the committee is already looking into some of Ms. Rovere’s comments and will continue to work on some of those issues.

Councilman Curley said he voted against the meters and the majority of the Members of the Governing Body were in favor of the meters because they said the meters would help with the turnover of the parking spaces.

Anthony Marino – 15 Broad Street – said the cost of the tickets have doubled in the last year and RiverCenter said they only agreed to the increase because it would help to address the issue of long-term parking however it did not. He said he is glad the parking time allowed at the meters has been increased to four hours. He said the Parking Manager has gotten too aggressive and the Parking Enforcement Officers are very rude. He also said the customers should not aggressively be ticketed and if the Borough needs money they should raise taxes.

Danny Sanchez – 8 Broad Street – said that the Parking Enforcement Officers are the biggest problem because they are too aggressive.

Joe Cerasa – 68 Broad Street – said that he submitted a copy of a petition with 329 signatures against the parking meters in June and said the fines are too high and that the cost of a parking permit has doubled. He said he knows the Borough needs revenue to keep the tax rate down but it should not come from the parking utility.

Claudia Ansorge – 20 Broad Street – said she has lived in this town for 30 years and this is the first time she is coming to a Council Meeting because she thinks the parking utility and the Parking Enforcement Officers are ruining the town and there has been a lot of money invested in the town.

Andrew Januza – Zebu – 20 Broad Street – said that sales are down in his café because of the aggressive behavior of the Parking Utility Officers and said they are single-handedly ruining the town.

Jack Pivnick – 30 Irving Place – said the Parking Enforcement Officers should receive training on how to deal with people and not ticket so aggressively.

Joanne Weiner – 12-14 White Street – said the Parking Enforcement Officers are rude and inconsiderate and are disrespectful to shoppers.

Arlene Placer – 8 Elm Place and 62 White Street – said we need a parking garage and that the Parking Enforcement Officers are rude.

Freddie Boynton – 12 Leonard Street – worked for the Borough for 29 years and said so many people are complaining about the Parking Enforcement Officers and nothing is being done.

Vance Valente – 30 White Street – said the Parking Enforcement Officers are driving people out of town.

Dorey Kirshner – Monmouth Street – said she is a clock watcher when she is parked at a parking meter and said the aggressive behavior of the Parking Enforcement Officers has to be stopped.

Councilman Menna said that any inappropriate action by Borough employees should be reported to the Administrator.

Mr. Sickels said the allegations Mr. Boyton is talking about were never reported to him and also said that he has spoken to people that are here tonight and told them that their comments about Borough employees must be submitted in writing to his office.

Councilwoman Beck said that the Parking Enforcement Officers need some training and that we should take immediate action.

Steve Fitzpatrick – 32 Chestnut Street – said that he had received a ticket for \$38 and his sister also received a ticket and was approaching her car while the Parking Enforcement Officer was writing the ticket and he would not let her put money in the meter. He also said that this town is being overdeveloped and it is ruining the quality of life for the residents.

Freddie Boynton – 12 Leonard Street – said he contacted the Borough Administrator over two weeks ago and he never called him back and that when he calls with a problem he should be called back.

Linda Cohen – 28 Riverside Avenue and 90 Broad Street – said the survival of the downtown is very important to the residents and we should not be chasing people out of Red Bank.

Susan Gafney – 45 Waverly Place – said the employees that work for this town are in a service business and they should be courteous to everyone they have to deal with. She also asked when Bank Street would be paved.

Mr. Kosenski said the street would be paved soon.

Bill McCarthy – 42 Monmouth Street – said they have a big problem with people parking in their parking lot.

Dennis O'Sullivan – 51 Wallace Street – said JCP&L had a tree removed from in front of his house and that the Shade Tree Commission has been very lax in overseeing this project. He said there are eight trees on Linden Place that have been targeted by JCP&L for removal.

Councilwoman Beck said that the company that is working for JCP&L had started removal without the input of the Shade Tree Commission and that they are trying to resolve this issue immediately.

Mr. O'Sullivan said the notice from the company that was working for JCP&L arrived six days after the tree was removed from in front of his house.

Councilwoman Beck said that was a mistake and we told them to stop immediately.

Gilly Peterson – 60 Wallace Street – said Red Bank is a beautiful town and said the trees are aesthetically beautiful and that preservation of the trees should be considered instead of just cutting them down.

Susie Russo – 65 Wallace Street – said the tree in front of her house is marked for destruction and that she has worked to make her neighborhood look historic and there are thirty trees on five streets that are marked for removal.

Councilwoman Beck said that she is working with the tree removal company and said she is not in favor of removing any trees.

Susan Gafney – 45 Waverly Place – said the handicapped door at 90 Monmouth Street does not work and it should be fixed.

Susie Russo – 65 Wallace Street – said the residents on Wallace Street sent out a letter about the removal of trees and she wanted to make sure the Members of the Governing Body received it.

Council President Menna said they did.

EXECUTIVE SESSION

05-76 The Borough Attorney read a resolution to adjourn to executive session to discuss litigation and property acquisition.

Mr. Murphy offered a motion, seconded by Ms. Lee to adjourn to executive session to discuss litigation and property acquisition. Minutes to be made public in 180 days.

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

AYES: Beck, Lee, Menna, Murphy, Curley

NAYS: None

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

Respectfully submitted,

Carol A. Vivona