

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
OCTOBER 24, 2005
7:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

ABSENT: Councilman Menna.

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, 2005.

WORKSHOP

Branch Avenue Time Limited Parking

Mr. Sickels said that we have received a request from the residents on Branch Avenue to extend the residential parking on Branch Avenue from South Street to Tower Hill Avenue.

The Members of the Governing Body agreed with this request and asked the Borough Attorney to prepare an ordinance implementing this change.

Bond Ordinances for 2005 Road Program

Mr. Sickels reported that the Bond Counsel prepared two bond ordinances for the 2005 Road Program and once that funding is in place the Public Works Committee agreed to authorize the Borough Engineer to do the design work for the 2006 Road Program and go out to bid early next year for the 2005 and 2006 Road Programs to take advantage of the economy scale by bidding both programs together to create a larger project.

The Members of the Governing Body discussed this proposal and agreed that since the 2005 Road Program would not start until the early spring the Borough Engineer should proceed with the design and specifications for the 2006 Road Program so that both could go out to bid at the same time.

Councilman Bifani said that we would be receiving grants for South Prospect Avenue and West Street.

**APPROVAL OF MINUTES – March 28, 2005
April 11, 2005**

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilwoman Beck said that the Shade Tree Commission is in the final process of the Tree Management Plan and they should be presenting their report at the next meeting and once this is completed they would be eligible for grants.

Councilwoman Lee said that the Halloween Parade was very successful and that the Parks and Recreation Department did a great job.

Councilman Curley thanked Mr. Sickels and Mr. Whalen for all the work they did for the bond ordinances for the road program.

COMMUNICATIONS AND PETITIONS

Mayor McKenna 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. James Parker Boulevard on Saturday, December 3, 2005 from 4:00 to 5:00 p.m., pending approval of the Special Events Committee.

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

ORDINANCES – First Reading

2005-48 Mayor McKenna read “BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF SANITARY SEWER LINES AND INSTALLATION OF FIRE HYDRANTS 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 \$200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

Public hearing and final adoption scheduled for November 14, 2005.

2005-49 Mayor McKenna read “BOND ORDINANCE PROVIDING FOR VARIOUS 2005 ROAD IMPROVEMENTS, BY AND IN THE BOROUGH OF RED BANK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE “BOROUGH”); APPROPRIATING \$1,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,187,500 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

Public hearing and final adoption scheduled for November 14, 2005.

ORDINANCES – Public Hearing & Final Adoption

2005-47 Mayor McKenna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING THE CHAPTER XXV, PLANNING AND DEVELOPMENT REGULATIONS SECTION 10.9, “REGULATIONS CONTROLLING THE NEIGHBORHOOD BUSINESS DISTRICT.”

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: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

RESOLUTIONS

05-180 Mayor McKenna read “A RESOLUTION AUTHORIZING CURFEW FOR OCTOBER 30 AND 31, 2005.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

05-181 Mayor McKenna read “A RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

05-182 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, MONMOUTH COUNTY, NEW JERSEY AUTHORIZING PURCHASES IN ACCORDANCE WITH RESOLUTION NO. 03-198.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

05-183 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AUTHORIZING RELEASE OF MAINTENANCE GUARANTEES REGARDING RW @ RED BANK RIDGE, CHAPIN AVENUE, BLOCK 84, LOTS 17.01 AND 17.02.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

05-184 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AWARDING CONTRACT #05-5 ONE (1) BOBCAT A300 LOADER OR EQUIVALENT WITH TRAILER.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

05-185 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ACCEPTANCE OF A MAINTENANCE GUARANTEE REGARDING METROVATION/TERRANOMICS DEVELOPMENT, 21-25 EAST FRONT STREET, BLOCK 10, LOTS 6 AND 7.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

05-186 Mayor McKenna read “A RESOLUTION URGING REAUTHORIZATION OF THE NEW JERSEY TRANSPORTATION TRUST FUND AS RECOMMENDED BY THE STATE’S BLUE RIBBON COMMISSION ON TRANSPORTATION.”

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

ROLL CALL:

AYES: Lee, Bifani, Murphy

NAYS: Beck, Curley

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

05-187 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$462,419.51.”

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

EXECUTIVE SESSION

05-188 The Borough Attorney read a resolution to adjourn to executive session to discuss litigation.

Mr. Murphy offered a motion, seconded by Mr. Bifani to adjourn to executive session to discuss litigation. Minutes to be made public in 180 days.

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

AYES: Beck, Lee, Bifani, Murphy, Curley

NAYS: None

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

Respectfully submitted,

Carol A. Vivona