

**MINUTES  
REGULAR MEETING  
MUNICIPAL COUNCIL – BOROUGH OF RED BANK  
JANUARY 11, 2005  
5:30 P.M.**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

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

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

ABSENT: Councilwoman Beck.

Councilwoman Beck arrived at 5:50 p.m.

**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.

**SUSPEND REGULAR ORDER OF BUSINESS**

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

ROLL CALL:

AYES: Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

**Presentation of RiverCenter Budget**

Trisha Rumola, representing RiverCenter, said that the budget is the same as last year but the line item for the community outreach program has been taken out and the money has been put in the maintenance budget.

Mayor McKenna commended RiverCenter for keeping the budget the same as it was last year and asked if there were any questions, hearing none, he said we would adopt the resolution introducing the budget and would be holding the public hearing on February 14, 2005 at 5:30 p.m.

05-19            Mayor McKenna read “A RESOLUTION APPROVING THE 2005 BUDGET OF THE SPECIAL IMPROVEMENT DISTRICT OF THE BOROUGH OF RED BANK.”

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

ROLL CALL:

AYES: Lee, Menna, Bifani, Murphy, Curley

NAYS: None

There being five 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. Menna.

ROLL CALL:

AYES: Lee, Menna, Bifani, Murphy, Curley

NAYS: None

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

## WORKSHOP

### **Tower Hill Avenue Parking**

Mr. Sickels said that last summer we had discussed two-hour time-limited parking on Tower Hill Avenue and the residents of the street were against it. He said that now they would like us to revisit this ordinance because of time-limited parking on other streets people are parking on their street all day long leaving limited parking for residents.

Mayor McKenna said that he would like the Parking Manager to take a survey of the residents on this street and see how many residents want this change and what part of the street they want it on.

The Members of the Governing Body said that they would also like to see a survey of the residents.

Mr. Sickels said that he would speak to Mr. Burnip and possibly have an amendment to the ordinance at the next meeting.

### **Change of Reorganization Meeting, Pay to Play Ordinance and Costs of Parking Tickets**

Councilman Curley said that he wanted a clarification on a resolution this Council passed at the Council Meeting that was held on December 23, 2004 setting the Reorganization Meeting for Tuesday, January 4, 2005 at 5 p.m. and said that he found out on Sunday that the meeting was being held on January 3, 2005 and wondered how it came about.

Mayor McKenna said he was sure the resolution was passed at the meeting held on December 23, 2004 setting the date for Monday, January 3, 2005.

The Borough Clerk said that she was sure the resolution was changed before the December 23, 2004 meeting but she would check the resolution to make sure that it was changed.

Councilman Curley said he had received his packet on Sunday, January 2<sup>nd</sup> and only had 24-hour notice that the meeting was changed and wondered how this happened.

Mayor McKenna said that he was almost positive that the date was changed because we had discussed scheduling the meeting on January 4<sup>th</sup> but changed it to January 3<sup>rd</sup>. He said that if there was a mistake he would apologize to Councilman Curley for any inconvenience that was created by the change.

Mr. Pringle said that he would also look into this matter.

Mr. Sickels said he believes the proper date was adopted and said Councilman Curley was looking at an old resolution.

Councilman Curley said that he had a resolution with the January 4<sup>th</sup> date and also said that Councilwoman Beck did not know the meeting was changed. He said he did not understand how things get voted on and then changed.

Mayor McKenna said that he spoke to Councilwoman Beck before the December 23, 2004 meeting to make sure she was available to attend the meeting on Monday, January 3, 2005. He said the meeting was changed because two other Members of the Governing Body were unable to attend the meeting on January 4, 2005.

The Members of the Governing Body discussed the change and Mayor McKenna said that we would look into this matter and find out what happened.

Councilman Curley asked about the status of the Pay-to-Play Ordinance and said Tinton Falls had recently adopted a Pay-to-Play Ordinance.

Mayor McKenna said that Tinton Falls did not adopt this ordinance and only discussed it in workshop for the first time in a long time and said that Councilwoman Beck is the Chairperson of our Committee that is dealing with our Pay-to-Play Ordinance and suggested that he speak to her about the status of our ordinance.

Councilman Bifani said that he is on the Committee that is working on the ordinance and that it is pretty much in place and said that Councilwoman Beck wanted to add a few things.

Councilman Curley asked if it was close to getting on the agenda.

Mayor McKenna said that it would probably be on the agenda this month or next month.

Councilmen Bifani and Murphy said that they are on the Committee with Councilwoman Beck and that they have met several times and made changes that were given to Mr. O'Connor in December. They said that the introduction of the ordinance would be delayed because they would have to meet with our new attorney.

Mr. Pringle said that he would meet with the Committee.

Councilman Curley also said that he had received several calls from people that had been issued parking tickets downtown and said that the fee of \$38 is very expensive.

Councilman Bifani asked Councilman Curley if he knew how much of the ticket went to the Borough. He told him that not even half of the money collected from the ticket goes to the Borough and that money has to manage the whole Parking Department.

Councilman Curley said perhaps the department is too large and too cumbersome.

Councilman Bifani said that as Chairman of the Finance Committee he should know where the money is going.

Councilman Curley said his point is that we are running a business out of this town and that it is not good for the community to have such expensive tickets.

Mayor McKenna said that the representatives of RiverCenter are going to send the Members of the Governing Body a letter asking them to review the amount we charge for parking tickets and find out what comparable towns that have successful downtowns charge for parking tickets because they have received a lot of complaints about the fees. He also said that we used to charge \$34 and the State imposed a fee of an additional \$4 so we raised our tickets to \$38. He said we receive less than half of the fee and when the fee was much lower people would park on the street all day and did not care if they received two or three summonses but now with the tickets being much higher they are moving their cars and this helps with the turnover of parking spaces. He also said he can understand why people resent the high price of the ticket and said that this is not the right forum to bring this subject up and said that if he had any inquiries he should ask the Police Committee or Mr. Burnip to do a report.

Councilman Curley said he is going to review this with the Finance Committee and said Councilwoman Lee had attended the Finance Committee meeting yesterday and that her attendance was very helpful but he still thinks the tickets are very expensive.

Mayor McKenna said that everyone thinks the tickets are expensive but we have to get people to move their cars and when the tickets were much lower people did not care if they received numerous tickets. He said that we are just trying to get a better turnover of the parking spaces on the street so we do not drive the businesses out of town because people leave their cars there all day and their customers cannot park on the street. He said that we have to look at it pragmatically and look at the history of how we got there and said this was discussed with RiverCenter.

Councilman Curley said that the Mayor should be happy because it is bringing in even more revenue and that his comments about the meters are prejudiced because he was the only Member of the Governing Body that voted against the parking meters.

Mayor McKenna said that Councilman Curley voted to purchase the meters and then did not vote to install them.

Councilman Curley said he does not think he voted to purchase the meters.

Mayor McKenna told him to review the minutes.

Councilwoman Beck arrived at 5:50 p.m.

Councilman Curley told Councilwoman Beck that she was accused of holding up the Pay-to-Play Ordinance.

Mayor McKenna said that is completely untrue and that is not what happened earlier in the meeting. He said that Councilwoman Beck was the Chairperson of the Council Committee that was working on the Pay-to-Play Ordinance and that Councilmen Bifani and Murphy were on the Committee with Councilwoman Beck and they were still working on the ordinance and no one accused her of anything.

Councilwoman Beck said that the three of them met in December with the Borough Attorney and they finalized the proposal and that Mr. O'Connor was suppose to get them a draft of the ordinance for this meeting but since he was not reappointed she assumes that this information would be transferred to our new attorney and that this would delay the process of the ordinance. She said that several parts of the ordinance were taken from the Belmar and Common Cause ordinances and that our new attorney would be familiar with this ordinance and that she would call Mr. O'Connor to ask him to transfer this information to Mr. Pringle.

Mr. Pringle said that he had met with Mr. O'Connor and went over pending matters but he did not mention the Pay-to-Play Ordinance. He said he would call him tomorrow and said if there are any notes about the provisions the Committee wanted in the ordinance he would like to see a copy of them because this is a very complex ordinance and said that he would start working on it as soon as possible.

Councilman Murphy said the last time the Committee met with Mr. O'Connor there were a number of changes made that were given to Mr. O'Connor and said Mr. Pringle should call him and get the draft. He also said that he would like to say that Councilwoman Beck was not accused of holding up anything and he does not know why Councilman Curley said that. He said the Committee was working with Mr. O'Connor and they met in December and that Mr. O'Connor was suppose to have the changes for this meeting.

Councilman Curley said that we just dally when getting things accomplished on this Council. He also said that Councilwoman Beck had commented on the resolution setting the date for the Reorganization Meeting.

Councilwoman Beck said that she was unhappy that we voted on one date and then it was changed at the last minute and she thought we should have been given more notice.

Councilman Curley said he is glad Mr. Pringle is here to follow through on the Pay-to-Play Ordinance.

## **MAYORAL APPOINTMENTS**

### **REPORTS OF MAYOR AND COUNCIL MEMBERS**

Councilwoman Beck said that they are finalizing the Code Enforcement Budget and said there would be an ordinance increasing some of the fees regarding code enforcement. She also reported that the Shade Tree Commission is continuing to meet regarding the Forest Management Plan and said there are a couple of things they need from the Borough Clerk to complete the report. She said they hope to have this plan completed by the spring and then it would be submitted to the Governing Body to review before it is submitted to the State in hopes of receiving a grant.

Councilwoman Lee said that she had her first meeting with Bob Evans and the Parks and Recreation Department and they are working on putting their system online and making registration available on line.

Councilman Murphy said that being appointed as Police Commissioner he met with the Police Chief and several of the men and is looking forward to working with them this year.

Councilman Curley said that the Finance Committee would be meeting with the Department Heads working on their 2005 budgets.

## **COMMUNICATIONS AND PETITIONS**

Mayor McKenna read requests from St. James Grammar School PTA and St. Anthony's Church for raffle licenses.

Mr. Menna offered a motion to approve the requests, seconded by Mr. Murphy.

### **ROLL CALL:**

AYES: Beck, 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 Cruisin' with the Oldies to hold Cruisin' with the Oldies Weekend on May 20-22, 2005 and to place banners on Broad Street and Shrewsbury Avenue from April 25 through May 23, 2005, pending approval of the Special Events Committee.

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

### **ROLL CALL:**

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

NAYS: None

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

Mayor McKenna read a request from the Kaboom, Fireworks on the Navesink Committee to hold annual fireworks on July 3, 2005 with a rain date of July 4, 2005, sole vendor status for Marine Park and Riverside Gardens Park and to hang banners on Broad Street and Shrewsbury Avenue from June 6 through July 5, 2005 and vertical banners throughout the town, pending approval of the Special Events Committee.

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

### **ROLL CALL:**

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

NAYS: None

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

Mayor McKenna read a request from the Monmouth County SPCA to hang a banner on Broad Street to promote the 2005 Pet Walk and Fair from September 5 through October 3, 2005.

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

ROLL CALL:

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

NAYS: None

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

**ORDINANCES – First Reading**

2005-1 Mayor McKenna read “AN ORDINANCE AMENDING CHAPTER VII “TRAFFIC”, SUBSECTION 7-7 “LOADING ZONES” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK.”

Councilman Menna said that he would make a motion to move the ordinance but said he made a request of the Traffic Safety Department a couple of years ago to review our loading zones throughout the town because there are a lot of loading zones that were implemented 30 and 40 years ago that are no longer used as loading zones and could be recycled as parking places. He said one of the classic examples is Wharf Avenue and Union Street. He said he asked for a comprehensive list of all of our loading zones and said he would like to see this list prior to adoption of the ordinance.

Mr. Sickels said there was a review of the loading zones when we did the Streetscape Program in the downtown area.

Mayor McKenna asked Councilman Murphy to have Chief Fitzgerald review the loading zones and make any recommendations he thinks are necessary.

Councilwoman Beck said there is an ordinance on the agenda tonight requesting a handicapped parking space on one of the Borough streets and she thinks we should also have an annual review of the handicapped parking spaces we create on Borough streets because residents move and we are not always notified.

Mayor McKenna said that we ask the homeowners to notify us when they move or when the spaces are no longer needed and some homeowners have called and told us they were no longer needed but asked Councilman Murphy to discuss this with Chief Fitzgerald.

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

ROLL CALL:

AYES: Beck, 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 February 14, 2005.

2005-2 Mayor McKenna read “AN ORDINANCE AMENDING CHAPTER VIII ‘PARKING LOTS AND HANDICAPPED PARKINGS SPACES”, SUBSECTION 8-2.8 “RESTRICTED PARKING” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK.”

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

ROLL CALL:

AYES: Beck, 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 February 14, 2005.

**ORDINANCES – Public Hearing & Final Adoption**

**RESOLUTIONS**

05-09        Mayor McKenna read “A RESOLUTION DESIGNATING THE BOROUGH TREASURER AS THE CERTIFYING AGENT IN CONNECTION WITH THE PUBLIC RETIREMENT SYSTEM.”

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

ROLL CALL:

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

NAYS:        None

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

05-10        Mayor McKenna read “A RESOLUTION AUTHORIZING THE BOROUGH TREASURER TO OPEN AN ACCOUNT IN COMMERCE BANK AND TO SIGN ALL PAYROLL CHECKS.”

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

ROLL CALL:

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

NAYS:        None

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

05-11        Mayor McKenna read “A RESOLUTION AUTHORIZING CREATION OF CHANGE FUNDS.”

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

ROLL CALL:

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

NAYS:        None

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

05-12        Mayor McKenna read “A RESOLUTION DESIGNATING DEPOSITORYES FOR THE BOROUGH OF RED BANK.”

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

ROLL CALL:

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

NAYS:        None

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

05-13        Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES OF ASSESSMENTS.”

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

ROLL CALL:

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

NAYS:        None

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

05-14 Mayor McKenna read “A RESOLUTION AUTHORIZING THE BOROUGH TREASURER TO OPEN AN ACCOUNT FOR MAKING PAYMENTS IN CONNECTION WITH THE REDEMPTION OF TAX TITLE LIENS.”

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

ROLL CALL:

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

NAYS: None

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

05-15 Mayor McKenna read “A RESOLUTION APPOINTING TERENCE WHALEN AS FUND COMMISSIONER AND VALERIE FERBER AS ALTERNATE FUND COMMISSIONER TO CENTRAL JERSEY HEALTH INSURANCE FUND.”

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

ROLL CALL:

AYES: Lee, Menna, Bifani, Murphy, Curley

NAYS: None

ABSTAIN: Beck

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

05-16 Mayor McKenna read “A RESOLUTION APPOINTING TERENCE WHALEN AS FUND COMMISSIONER AND GARY WATSON AS ALTERNATE FUND COMMISSIONER TO MONMOUTH COUNTY JOINT INSURANCE FUND.”

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

ROLL CALL:

AYES: Lee, Menna, Bifani, Murphy, Curley

NAYS: None

ABSTAIN: Beck

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

05-17 Mayor McKenna read “A RESOLUTION APPOINTING BOND COUNSEL FOR THE BOROUGH OF RED BANK.”

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

ROLL CALL:

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

NAYS: None

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

05-18 Mayor McKenna read “A RESOLUTION APPROVING CASH MANAGEMENT PLAN.”

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

ROLL CALL:

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

NAYS: None

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

05-20 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AUTHORIZING AGREEMENT WITH COMMERCE NATIONAL RISK CONTROL SERVICES FOR 2005 ALCOHOL AND DRUG TESTING SERVICES.”

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

ROLL CALL:

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

NAYS: None

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

05-21 Mayor McKenna read “A RESOLUTION AUTHORIZING ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE.”

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

ROLL CALL:

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

NAYS: None

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

05-22 Mayor McKenna read “A RESOLUTION APPOINTING MEMBERS OF THE NEIGHBORHOOD PRESERVATION PROGRAM (NPP).”

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

ROLL CALL:

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

NAYS: None

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

05-23 Mayor McKenna read “A RESOLUTION AUTHORIZING EMERGENCY APPROPRIATIONS IN THE 2005 TEMPORARY BUDGET.”

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

ROLL CALL:

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

NAYS: None

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

## **PROCLAMATIONS**

### **PAYMENT OF VOUCHERS**

05-24 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$2,973,671.80.”

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

ROLL CALL:

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

NAYS: None

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

## OLD BUSINESS

Councilwoman Beck said that we had a discussion last year when we were doing work on the library about seeking bids for professional services for special projects. She said that this is a good idea because we are going to be doing a lot of work in Marine Park in the coming year and also at the Firehouses. She said we are not required to do this by State Statute but thinks it would get us a better price through the competitive bidding process particularly because we have a lot of capital projects coming up.

Mayor McKenna asked what services she is talking about.

Councilwoman Beck said that we had awarded a contract for bond counsel tonight but she said last year when we were appointing the architect for the library improvements we questioned his bill and said it was a little high and then he gave us a more competitive price.

Councilman Menna said that if we are going to do capital projects he is not averse to putting out RFP's for architects, ancillary work, landscape architects, engineers and any special projects other than confidential relationships we have with respect to ongoing work. He said we should invite anyone to submit proposals for projects that are not an emergency.

Mayor McKenna said that he thought we had support to design an RFP to solicit bids for professional services required for special projects.

The Members of the Governing Body agreed that we should get this policy in place and Councilman Bifani said this is being done in the Public Works Department with the in-force account for plumbing services.

Councilwoman Beck said that the Marine Park project is probably going to cost approximately 2 million dollars and thinks we could save money if we put out RFPs for this project.

Councilman Curley said another area that should be explored is the Borough's insurance carrier.

Mayor McKenna said that in the future we will be soliciting RFPs anywhere we feel it is appropriate.

Councilwoman Beck also said she would like to discuss the status of our Drug Alliance. She said we did not get our grant submitted in time last year and the new deadline is July 1, 2005 and there are some discretionary dollars available if we get a grant submitted by March 1, 2005. She said that we should get the committee up and running again because we have been without one for some time now and that she would be happy to be involved in the process.

Mr. Sickels said that he has met with the County Offices of Alcohol and Substance Abuse Services and they have given us a format so that we could secure funding for this year and they have also given us the names of some consultants to help us prepare the application and he is getting a proposal to bring back to our Drug Alliance to review and said he is also working with Little Silver and Shrewsbury on becoming a regional alliance since we all send people to Red Bank Regional. He said we are trying to secure money for this year but might be in a better position to submit an application for next year.

Councilwoman Beck asked what Council Committee is working with Mr. Sickels or asked if he was doing this himself.

Mr. Sickels said that once he has information to share it would go before the Personnel Committee and also the Parks and Recreation Committee.

## NEW BUSINESS

### AUDIENCE

Trisha Rumola – 20 Broad Street – said she is here on behalf of RiverCenter requesting the continued use of the white lights in the trees until daylight savings time begins on April 3, 2005. She said she had received an estimate from JCP&L for \$500 to keep lights on from the end of November to April 3, 2005. She said RiverCenter would be willing to make a \$250 contribution to the Borough. She said the extra lighting brightens the street during this dreary time of the year and makes people feel safer walking around downtown.

Councilman Bifani said that he would like to have our Public Works Department verify the amount and suggested that the \$250 be given to the Westside Community Group and asked Mr. Pringle if this could be done.

Mr. Pringle said that RiverCenter could make an in-kind contribution.

Mayor McKenna said that he has received numerous comments from individuals that said they love the lights downtown.

The Members of the Governing Body discussed the lights and said they look lovely.

Steve Fitzpatrick – Chestnut Street – asked if a particular individual was appointed as bond counsel.

Mayor McKenna said Cheryl Oberdorf was appointed.

Mr. Fitzpatrick said that in a conversation earlier in the meeting the Mayor said that it was not the proper forum to discuss something and said that he strongly encourages all items be discussed in public and that it is good to have a spirited debate.

Mayor McKenna said that when he mentioned something about not being the appropriate forum to discuss something he was talking about if a Council Member has a question about something a Committee is currently working on the Council Member should contact the Chairperson of the that Committee and if the Chairperson thinks it is necessary to discuss any additional concerns with the other Committee Members this should be done before the Committee makes any recommendations to the Governing Body.

Mr. Fitzpatrick said that he had attended Council Meetings in other municipalities and said that Red Bank has an opportunity to put together the best pay-to-play ordinance in the State.

The Members of the Governing Body discussed the various aspects of the pay-to-play ordinances that have been adopted in other municipalities and Councilwoman Beck said that she would be setting up a meeting with the Committee that has been working on this ordinance with Mr. Pringle and should have a draft very soon.

Val DeFazio – 56 Tower Hill Avenue – asked when something was going to be done about all of the traffic on their street and said the residents are very frustrated.

Councilman Bifani said that the bids for the 2004 Road Program were rejected and this is were the funding was coming from for traffic calming. He also said that they are trying to come up with a plan for the traffic calming measures because there is not a consensus of what the residents want to do that live on this street. He said the Committee would be meeting to discuss various options and would be meeting with the residents again.

The Members of the Council discussed traffic calming measures that still have not been done on Irving Place and Spring Street and said they would be continuing work on these streets.

## **EXECUTIVE SESSION**

05-25            The Attorney read a resolution to adjourn to executive session to discuss contract negotiations.

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

### **ROLL CALL:**

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

NAYS:            None

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

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

### **ROLL CALL:**

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

NAYS:            None

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

## **ADJOURNMENT**

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

### **ROLL CALL:**

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

NAYS:            None

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

Respectfully submitted,

Carol A. Vivona