

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JUNE 22, 2004
5:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

ALSO PRESENT: Administrator Sickels, Borough Clerk Vivona, Chief Financial Officer Loversidge, Engineer Koseski and Attorney O'Connor.

ABSENT: Councilman Hintelmann.

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 4, 2004.

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-192 Mayor McKenna read “A RESOLUTION COMMENDING CAROLYN WU AS THE HIGHEST RANKING RED BANK SENIOR AT RED BANK REGIONAL HIGH SCHOOL.”

Mayor McKenna presented the resolution to Carolyn Wu and commended her on her achievements and wished her continued success in the future.

2004 CDBG Application Public Hearing

Councilman Bifani said we would be applying for a grant to demolish the old incinerator building located on Borough property at the end of Sunset Avenue. He said this would allow for more open space and development of the area, which fronts the river. He also said that he hopes this is the beginning of a larger project that would allow development of open space and acquisition of some additional properties in the area but we have not received appraisals on those properties at this time. He said there have been numerous meetings held with the Committee and that notices of the meetings were sent out to everyone in the area to come to the meeting and comment on the project. He said tonight would be the final public hearing before the application is sent to the County. He said that our Community Block Grant Representative, John Gurzo is here and also Jacqueline Flora from T & M Associates.

Jacqueline Flora, an Engineer from T & M Associates, the Borough’s engineering firm said that this is an application for a Community Development Block Grant for 2005 funding for demolition of an 80-year-old incinerator at the end of Sunset Avenue in the amount of \$156,000.

Councilman Bifani said that the last three applications that we submitted for this grant have been for streetscape improvements to Shrewsbury Avenue and that the projects were very successful and that we have a very good working relationship with Monmouth County.

Mayor McKenna opened the public hearing and asked if anyone had any questions regarding the application or the project.

Susan Gaffney – 45 Waverly Place – asked if this demolition would have any effect on the river.

Ms. Flora said that the building is located approximately 250 feet from the river and that we would have to apply for a CAFRA permit from the Department of Environmental Protection.

Ms. Gaffney asked about the new regulations concerning property located within 300 feet of the river.

Mr. Sickels said that he believes this applies to development within 300 feet of the river. He said the demolition of this building is the final phase of the closure of our landfill that was mandated by the Department of Environmental Protection. He said that everything they wanted us to do has been completed except the demolition of the building. He said this would be a beneficial project for the entire area because it is not a very pretty sight and would allow for more open space in the area.

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

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

WORKSHOP

Union Hose Company Generator Installation

Mr. Sickels said that the Fire Department is requesting a generator be added to the Union Hose Company after a review of all the Borough facilities after the 911 event.

The Governing Body agreed that the Fire Department should proceed with the project and meet the necessary purchasing requirements.

Marine Park Restroom Restorations

Mr. Sickels said that the Parks and Recreation Committee is still discussing this matter and would report back to the Governing Body when the plan is finalized.

Hotel/Motel Tax

Councilman Curley said that he would like to have this ordinance introduced at the next Council Meeting.

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilwoman Beck said that the Code Enforcement Committee met last week and discussed the success of the landlord/tenant registration ordinance, stating that over 500 units have been registered. She said this is a very valuable tool especially when it comes to safety issues and overcrowding.

The Members of the Governing Body discussed various properties in town that are in disrepair and the need for increased fines for these violations.

Councilwoman Beck said the Code Enforcement Committee would be looking at updating and increasing the fines for violations.

Councilman Menna said that the House Committee from Relief Engine Company and representatives of KidsBridge have been meeting regarding numerous issues regarding this shared building and said that the contractor doing the renovations for KidsBridge is holding up the Borough's plans for renovations at the Fire House.

Councilman Bifani said that Monmouth County would be paving numerous roads in town and that we would be discussing the final plans for our 2004 Road Program and that it should be on the next agenda. He also reported that we would be requesting proposals from artists to paint the mural on the side of the Elks building next to Riverside Gardens Park. He said the project, estimated to cost \$18,000, is being funded from money we received from the Eisner Foundation. He said this would be the third mural the Borough would be working on.

Councilman Murphy said the Windmill Restaurant has donated \$1000 to the summer camp program and would also be donating a barbecue luncheon on June 30, 2004 at 12 noon at Count Basie Field for all of the participants involved in the camp to celebrate the 25th Anniversary of one of their employees.

Councilman Curley thanked Mr. Sickels and Mr. Watson for dealing with a problem with bulk pick-up. He also said that we sold \$5.8 million dollars worth of bonds to UBS Finance with an interest rate of 3.87 percent and thanked Mr. Loversidge for working on this project.

Mayor McKenna said that he had a meeting with the Department of Community Affairs regarding our application for extraordinary aid and said that we should be receiving some of this money that would help to lower the tax rate.

COMMUNICATIONS AND PETITIONS

Request from Most Worshipful Prince Hall Grand Lodge for raffle license.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Request from Calvary Baptist Church to place a 30'x60' tent in their parking lot next to their Educational Wing from July 14 through July 16, 2004 in order to hold their Third Annual Tent Revival, pending approval of the Special Events Committee.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Request from Pilgrim Baptist Church to close Leonard Street from Shrewsbury Avenue to Leighton Avenue to hold their annual picnic on July 10, 2004 and to erect two tents on their property from July 6 to July 11, 2004, pending approval of the Special Events Committee.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Request from the Red Bank Elks Lodge No. 233 BPOE to place a 12'x18" banner on the front of their building from June 23, 2004 to June 1, 2005 in honor of their member Robert D. Mauro's installation as the 91st President of the New Jersey State Elks Association.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Request from the Red Bank Fire Department Executive Council to place a banner on Broad Street in the RiverCenter location from September 2 to September 13, 2004.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Request from Stephen Greenwood for membership to Navesink Hook & Ladder Company of the Red Bank Volunteer Fire Department.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

ORDINANCES – First Reading

ORDINANCES – Public Hearing and Final Adoption

2004-20 Mayor McKenna read “AN ORDINANCE FIXING COMPENSATION OF CERTAIN OFFICES, POSITIONS AND EMPLOYEES OF THE BOROUGH OF RED BANK FOR THE YEAR 2004.”

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

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

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

ROLL CALL:

AYES: Menna, Bifani, Murphy, Curley

NAYS: Beck

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

2004-21 Mayor McKenna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AND SUPPLEMENTING THE PLANNING AND DEVELOPMENT REGULATIONS, CHAPTER XXV, SECTION 25-10 “ZONING DISTRICT REGULATIONS OF THE REVISED GENERAL ORDINANCES.”

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

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

2004-22 Mayor McKenna read “AN ORDINANCE AMENDING CHAPTER III “POLICE REGULATIONS”, SECTION 3-12 “NURSING HOMES, TRANSPORTATION REQUIREMENTS” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RED BANK.”

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

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Mr. Menna offered a motion to adopt the ordinance on final reading, seconded by Mr. Curley.

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

2004-23 Mayor McKenna read “A BOND ORDINANCE PROVIDING FOR RENOVATIONS AND IMPROVEMENTS TO COUNT BASIE PARK LOCATED ON DR. JAMES PARKER BOULEVARD, IN AND BY THE BOROUGH OF RED BANK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE “BOROUGH”); APPROPRIATING \$575,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$308,750 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.”

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 Mr. Curley.

ROLL CALL:

AYES: Beck, Menna, Bifani, 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 Mr. Bifani.

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

2004-24 Mayor McKenna read “AN ORDINANCE OF THE BOROUGH OF RED BANK, MONMOUTH COUNTY, NEW JERSEY REQUIRING PRIVACY SCREENING FOR CONSTRUCTION SITES.”

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

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

ROLL CALL:

AYES: Beck, Menna, Bifani, 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 Mr. Menna.

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

RESOLUTIONS

04-180 Mayor McKenna read “A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES 2004/2005.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-181 Mayor McKenna read “A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSES 2004/2005.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-182 Mayor McKenna read “A RESOLUTION COMMEMORATING 125TH ANNIVERSARY OF RELIEF ENGINE CO. #1.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-183 Mayor McKenna read “A RESOLUTION OPPOSING A-2073/S-1558.”

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

ROLL CALL:

AYES: Menna, Bifani, Murphy, Curley

NAYS: None

ABSTAIN: Beck

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

04-184 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, MONMOUTH COUNTY, NEW JERSEY APPOINTING MITCHELL ELIAS AS TAX ASSESSOR.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-185 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AWARDING CONTRACT #04-7 SUMMER FOOD SERVICE PROGRAM.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-186 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND ACCEPTING MAINTENANCE GUARANTEE REGARDING BLOCK 97.01, LOT 45.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-187 Mayor McKenna read “A RESOLUTION REGARDING THE BOROUGH OF RED BANK REPORT OF AUDIT FOR THE YEAR ENDED DECEMBER 31, 2003.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-188 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AWARDING CHANGE ORDER NO. 3 REGARDING THE 2003 ROADWAY IMPROVEMENT PROGRAM.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-189 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, MONMOUTH COUNTY, NEW JERSEY AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEE AND INSPECTION OF ESCROW REGARDING BLOCK 59, LOTS 7, 8, 9, 10 AND 10.01.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-190 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, MONMOUTH COUNTY, NEW JERSEY EXPRESSING ITS INTENT TO ENTER INTO AN INTERLOCAL SERVICES AGREEMENT WITH THREE OTHER MUNICIPALITIES REGARDING THE PURCHASE, INSTALLATION AND OPERATION OF AN EMERGENCY BROADCAST RADIO STATION.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-191 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AWARDING CHANGE ORDER NO. 1 REGARDING THE TEMPORARY PUBLIC WORKS FACILITY.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-193 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AUTHORIZING ENGINEER TO GO FORWARD WITH PREPARATION OF THE DESIGN, SPECIFICATIONS AND PLANS FOR IMPROVEMENTS TO COUNT BASIE PARK.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-194 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY REJECTING BID FOR WATER AND SEWER CONNECTIONS AND MAINS FORCE ACCOUNT.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

04-195 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY AMENDING AGREEMENT WITH SPECIAL COUNSEL REGARDING VARIOUS LEGAL PROCEEDINGS RELATING TO FORMER POLICE OFFICER.”

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

ROLL CALL:

AYES: Beck, Menna, Murphy, Curley

NAYS: None

ABSTAIN: Bifani

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

04-196 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$4,196,209.14.”

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

Jim Harris – 97 Mechanic Street – said that he attended a meeting for the Drug Alliance in Little Silver and Jim Gill did not show up and does not answer his phone calls.

Councilman Murphy said that we are aware of the situation and that there would be a meeting with a representative from the County tomorrow.

Mr. Harris asked if the property owners have to clean-up the graffiti on their properties.

Mayor McKenna said that they do and also said that there have been two individuals arrested for placing graffiti on buildings.

Barbara Pivnick – 30 Irving Place – said that she would like to have her street paved and said people speed down her street.

Mr. Sickels said the Borough Engineer generates a list of roads and prioritizes the roads that are in the worst condition and said Irving Place is not on the list.

Mayor McKenna said that Irving Place is listed on the 2004 Road Program for traffic calming.

Councilman Bifani said that a plan for traffic calming has been implemented on Leighton Avenue and that it has been very successful in slowing down the traffic.

Brian Benjamin – 44 Irving Place – said that speed bumps diminish the value of the homes on the street.

Mayor McKenna said we would have a meeting with the residents of the street before we implement the plan for traffic calming.

Mr. Benjamin said that he is getting frustrated because he feels like the Police are not doing anything about the speeding on the street.

Mayor McKenna said that he would ask Chief Fitzgerald to set up a meeting with the residents that live on Irving Place.

Robert Clark – 51 Irving Place – said that he has live on Irving Place for 27 years and would like to submit a plan to the Governing Body and the Borough Engineer.

Mayor McKenna asked Mr. Clark to contact George Whelan at 732-671-6400.

Councilman Bifani said that we always meet with the residents before we implement a change to their street.

Jack Pivnick – 30 Irving Place – asked if the owners of rental units are required to submit a certification for their boiler for heat.

Mr. Sickels said that this is required by the State Fire Code.

Mr. Pivnick said that he would like the Council Meetings held later in the evening.

Mayor McKenna said that we have tried various times over the years and the meetings held at 5:30 p.m. have the largest number of attendees.

Councilwoman Beck said that we have talked about this numerous times and that she thinks that at least one meeting a month should be held at 7:30 p.m. for those people that commute and do not get home until later in the evening.

Councilman Curley said that Councilwoman Beck has been talking about this for the last 4 years and that this is an accessibility issue and the residents should have a choice to attend a later meeting.

Mr. Pivnick said the manhole on Irving Place is in terrible condition and was told the Borough Engineer would look at it but he has not heard anything. He also said there is an old speed bump on the street and thinks all of the development and paving is ruining the environment in the town.

Mayor McKenna said that he spoke to Mr. Pivnick about a number of these issues and has told him there are discussions about legislation regarding impact fees that would have to be paid by developers.

Councilwoman Beck said that she feels that our Planning and Zoning Boards have taken a pro-growth plan and that our infrastructure cannot take all of the development.

Councilman Curley said that we have to change our Master Plan.

Steve Fitzpatrick – 32 Chestnut Street - said that the State is adopting legislation regarding pay-to-play but the bill does not take effect until 2006. He said that he thinks this Governing Body should adopt their own ordinance to take effect as soon as possible.

Mr. O'Connor said that he is not familiar with this legislation and is waiting for a copy but this Governing Body is interested in moving forward with their own ordinance.

The Members of the Governing Body discussed the fact that the Personnel Committee has been meeting about adopting their own pay-to-play ordinance and said that they have been reviewing a draft and are currently discussing this matter with the Borough Attorney.

Susan Gaffney – 45 Waverly Place – said that she owns 23 Bank Street and when the road was repaved they stopped in front of her property and she was told the developer was going to pave it but she said the developer does not own property on that street. She also said that she has other complaints about the paving job, bulk pick-up and that the people that answer the phone at Public Works are not helpful.

Councilman Bifani said that he would take a look at the paving job and that there have been some recent changes in the way the Borough collects bulk pick-up items and told Ms. Gaffney that Mr. Watson is in attendance and suggested that she speak to him after the meeting.

EXECUTIVE SESSION

04-197 The Attorney read a resolution to adjourn to executive session to discuss personnel, pending litigation, property sale; may take formal action.

Mr. Menna offered a motion, seconded by Mr. Bifani to adjourn to executive session to discuss personnel, pending litigation, property settlement; may take formal action. Minutes to be made public in 180 days.

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy, Curley

NAYS: None

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

Mr. Curley left at 7:25 p.m.

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

ROLL CALL:

AYES: Beck, Menna, Bifani, Murphy

NAYS: None

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

ADJOURNMENT

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

ROLL CALL:

AYES: Beck, Bifani, Menna, Murphy

NAYS: None

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

Respectfully submitted,

Carol A. Vivona