

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JULY 31, 2003
5:00 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

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 News, 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 December 10, 2002.

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

Police Commissioner Hintelmann read a biography on Mark Fitzgerald and Ernest VanPelt.

03-164 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY, APPOINTING MARK FITZGERALD AS CHIEF OF POLICE.”

Mr. Hintelmann offered a motion to approve the resolution, seconded by Mrs. Thompson.

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

The Borough Clerk issued the oath of office to Chief Fitzgerald.

The governing body praised and commended Chief Fitzgerald and congratulated him and his family.

03-165 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY, APPOINTING ERNEST VAN PELT AS DEPUTY CHIEF OF POLICE.”

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

The Borough Clerk issued the oath of office to Deputy Chief VanPelt.

The governing body praised and commended Deputy Chief VanPelt and congratulated him and his family.

Chief Fitzgerald and Deputy Chief VanPelt thanked the governing body for their appointments. Chief Fitzgerald thanked the members of his department, all of the borough officials and his family for their support and also thanked everyone for attending the meeting.

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

WORKSHOP – held after Communications and Petitions

APPROVAL OF MINUTES – July 22, 2003

Mr. Hintelmann offered a motion to approve the minutes, seconded by Mr. Menna.

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS – held after Workshop

COMMUNICATIONS AND PETITIONS

Mayor McKenna read a request from the Central New Jersey Coalition for Peace & Justice to hold a sidewalk march between Monmouth Street and Drs. James Parker Boulevard and a park rally in the park on the corner of Shrewsbury Avenue and Drs. James Parker Boulevard on August 9, 2003 from 11:00 a.m. until 3:30 p.m., pending approval by the Special Events Committee.

The governing body voiced their concern about cooking in that area because it has a limited amount of space and they were concerned about overcrowding and the participants standing on the streets and creating a traffic problem.

Mr. O'Connor said it would be appropriate to approve the request without the cooking.

Mr. Hintelmann offered a motion to approve the request with exception of cooking in the park, seconded by Mr. Menna.

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

Mayor McKenna read a request from Riverview Medical Center to hang banners on Broad Street and Shrewsbury Avenue from August 17-September 7, 2003 to advertise their health fair entitled "Hooked on Health: A Family Affair" for school-age children and their parents to be held September 6, 2003 at the Red Bank Primary School.

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

Mayor McKenna read a request from the Two River Film Festival to hang a banner advertising the event on Shrewsbury Avenue from September 10, 2003 to October 13, 2003, to place signs directing festival goers to the theatre and satellite parking areas and to block five parking spaces in front of the theatre, pending approval of the Special Events Committee.

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

Mayor McKenna read a request from the Red Bank Charter School to use Eastside Park on August 28, 2003 from 3:00-8:00 p.m. for a welcome picnic, pending approval of the Special Events Committee.

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

Mayor McKenna read a request from St. James Grammar School PTA for raffle license.

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

WORKSHOP

Livable Community Grant Application

Mr. Kosenski said that the New Jersey Department of Environmental Protection is accepting applications for Livable Community Grants until August 29, 2003 for a maximum amount of \$100,000. He said this grant could be used for maintenance or enhancements to parks or towards the creation of a new park. He said we submitted an application last year and were unsuccessful. He said the parks and recreation committee has met and would like to submit an application for restroom facilities at Marine Park. He said that he would need authorization to submit an application. The governing body agreed to add a resolution to the agenda authorizing this.

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilwoman Beck said that applications for the rental registration ordinance were sent out on July 15, 2003 and they must be returned in 30 days. She said the staff of the Building Department are available to answer any questions and that there was a meeting held with the larger units to make sure they understand the ordinance.

Councilman Hintelmann reported that the Police Department would sponsor National Night Out Against Crime on August 5, 2003 and asked that all residents keep their lights on from 5 p.m. to 7 p.m. to support the event and that they will also be holding an event in the council chambers.

Councilman Bifani reported that we have received notice that we would be receiving a \$50,000 grant to be used for items that must be made ADA compliant. He also talked about the possibility of having a special meeting to award the contract for the 2003 road program but then decided that it would not really save that much time.

Councilwoman Thompson said that one of her favorite projects is underway and that she has not seen any members of the governing body at the Jazz in the Park events. She said it has been a successful season and that it has been great to work with Comcast and Brookdale.

Councilman Curley said we would be introducing an amendment to the Historic Preservation Commission removing Richard O'Connor as their attorney and that he is working with Bruce on the designated fund accounts.

ORDINANCES – First Reading

ORDINANCES – Public Hearing & Final Adoption

RESOLUTIONS

03-162 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, NEW JERSEY, APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LETTER OF REPRESENTATION AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH THE ISSUANCE AND DELIVERY FO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY’S CAPITAL EQUIPMENT POOLED LEASE REVENUE BONDS, SERIES 2003 AND AUTHORIZING AN AUTHORIZED MUNICIPAL REPRESENTATIVE TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF SUCH BONDS.”

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

03-163 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, NEW JERSEY CONFIRMING THE CONTINUED EMPLOYMENT OF JOSEPH MOORE.”

Ms. Beck offered a motion to approve the resolution, seconded by Mrs. Thompson.

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

03-166 Mayor McKenna read “A RESOLUTION AUTHORIZING APPLICATION TO NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION REGARDING LIVABLE COMMUNITIES GRANT.”

Ms. Beck offered a motion to approve the resolution, seconded by Mrs. Thompson.

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

PROCLAMATION

PAYMENT OF VOUCHERS

03-167 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$2,781,313.27.”

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

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

OLD BUSINESS

Health Report

Councilman Menna said that a few weeks ago Councilwoman Thompson commented on the public having knowledge about the restaurants that are continually receiving unsatisfactory health inspections. He said there should be some kind methodology to inform the public.

Mr. Sickels said that these reports must be published in the paper.

Mayor McKenna said that he believes if this happens three times the restaurant is shut down.

Councilwoman Beck said that she would check with the Health Department about the regulations and report back to the governing body at the next meeting.

NEW BUSINESS

AUDIENCE

Chris Cole – 1 Fisher Place – went to Jazz in the Park and said it is so wonderful and congratulated everyone involved with this program; he also said that he enjoys living in Red Bank.

EXECUTIVE SESSION

ADJOURNMENT

Mrs. Thompson offered a motion, seconded by Ms. Beck to adjourn the meeting.

ROLL CALL:

AYES: Beck, Hintelmann, Menna, Bifani, Thompson, Curley

NAYS: None

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

Respectfully submitted,

Carol A. Vivona