

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JUNE 11, 2002
5:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

SUNSHINE STATEMENT

SUSPEND REGULAR ORDER OF BUSINESS

Mrs. Thompson offered a motion to suspend regular order of business, seconded by Mr. Hintelmann.

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

Public Hearing Community Development Block Grant Application.

The Borough Engineer said we would be conducting the public hearing for the Community Development Block Grant Application for phase III of Shrewsbury Avenue Streetscape improvements. He said this project would continue from Drs. James Parker Blvd. to Newman Springs Road. He said the response to the first and second phases have been very good.

Mayor McKenna 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. Hintelmann.

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

Adoption of 2002 Municipal Budget

02-141 Mayor McKenna read “A RESOLUTION ADOPTING 2002 MUNICIPAL BUDGET”.

Councilman Polonsky said there would be a 2.4 cent tax rate increase this year.

Mayor McKenna said our tax rate increase was one of the lowest in the County. He congratulated everyone that was involved in the preparation of the budget.

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

ROLL CALL:

Ayes: Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: Beck

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

Councilman Polonsky said that we do road programs and buy equipment for our first aid and fire department and everyone on the governing body votes for these items but when the budget is up for adoption there is not a unanimous vote.

02-142 Mayor McKenna read “A RESOLUTION HONORING SHARON RIVERA”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

The Mayor and Council congratulated Sharon on her new endeavor and said she would be missed very much.

Monmouth Street Streetscape

Ned Gaunt, the architect for Monmouth Street Streetscape, said Monmouth Street is a very narrow street and they are going to create areas of focal points, add some bump-outs, crosswalks and additional lighting. He said the same color brick will be used that is on Broad Street but it will have concrete in the middle. He said the work would begin in July and be completed by October 1, 2002. He said they would be submitting the construction documents to the Borough and they want to know if they need Council approval.

Mr. O'Connor said that the presentation was a big help and this information needs to be reviewed by the Borough Engineer, Police Chief and also be submitted to the Planning Board to be reviewed as a capital improvement. He said the Borough would be concerned about safety items and intrusions into the street.

The governing body discussed the hazards of brick crosswalks and the bump-outs regarding the use of emergency vehicles on Monmouth Street.

Councilman Menna said Mr. Gaunt should contact the Fire Department.

Mayor McKenna thanked Mr. Gaunt for the presentation and said after all of this information is reviewed we would adopt a resolution at the next Council Meeting.

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

WORKSHOP

Temporary office trailer for Red Bank Veterinary Hospital

Mayor McKenna reported that several months ago Red Bank Veterinary Hospital put a trailer on their property and did not know they needed Council approval. He said they signed a contract to move to Tinton Falls but in the interim they need this trailer there to stay opened. He said Mr. Sickels is concerned about setting a precedent but this would only be temporary.

Councilwoman Beck said we could put an expiration date of one year.

Councilman Menna said there is already a parking deficiency in this area and taking away three spaces would be a problem.

Mayor McKenna said they are renting spaces across the street.

The governing body agreed to add a resolution for approval of the trailer for 9 months.

Water Sewer Improvements

Mr. Kosenksi said he is submitting a report in regards to recommended repairs to our five pump stations, including the need for emergency generators during power outages. He said this work should be done immediately and would cost approximately \$750,000. He asked if there were any questions.

Councilman Bifani said this is an emergency and there is no time to waste because the sanitary conditions of the Borough are at risk.

Councilwoman Beck said she has read the report and asked if we have a maintenance program for this equipment.

Mr. Kosenksi said we have an annual review of the pump stations.

Councilman Bifani said it should have been inspected more regularly but now it has to be done.

Mayor McKenna asked Mr. Loversidge if the financing was available.

Mr. Loversidge said the water/sewer utility is free of debt and this would not affect the budget.

Councilwoman Beck asked if it would impact the water and sewer user fees.

Mr. Loversidge said this alone would not affect the rates but if the Two River Water Reclamation Authority raises their rates it would affect our rates.

Councilman Bifani also said that replacing the water meters would increase the revenues.

Public Works Facility Improvements

Mr. Kosenksi said that we had adopted a bond ordinance for demolition of the public works facility and rental of temporary office facility and locker room.

Councilwoman Beck asked how long the temporary facility would have to be rented and asked if the cost would be paid for by the public works budget.

Mr. Kosenksi said it would have to be rented for 12 to 18 months and this cost would be part of the project cost.

Councilwoman Thompson asked is this is a total replacement of the building.

Mr. Kosenksi said it is.

Councilwoman Thompson said the building where it is now is rather limited and asked if there was another location available.

Mr. Kosenksi said they have just started to look at different designs and said it is a little premature.

Parking Manager

Mr. Sickels said we have hired a parking manager and that we had received 31 applications for the job. He said that he reviewed the applications with Drew Horgan and that they both agreed the best applicant is Neil Burnip. He said Mr. Burnip would start on July 1, 2002.

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilwoman Beck reported that the Red Bank Environmental Commission had the first cleanup of the Locust Avenue nature area and that it is looking better. She also reported that Preservation Red Bank raised \$3,000 at their yard sale.

Councilman Hintelmann reported that the Bicycle Patrol would start regular patrols on June 18, 2002. He said Sergeant Mangold, Patrolmen Smith, Campanella and Ramos would patrol from 6 p.m. to 2 a.m. He said the program has been very successful.

Mayor McKenna reported that he has been asked by Governor McGreevy to serve on the State Planning Commission.

COMMUNICATIONS AND PETITIONS

Mayor McKenna read a request from St. Anthony's Church to close Herbert Street, east of Bridge Avenue from 6 p.m. to 10 p.m. for special event on June 28.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

ORDINANCES – First Reading

2002-15 Mayor McKenna read “AN ORDINANCE FIXING COMPENSATION OF CERTAIN OFFICES, POSITIONS AND EMPLOYEES OF THE BOROUGH OF RED BANK FOR THE YEAR 2002”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

Public Hearing and final adoption scheduled for June 25, 2002.

ORDINANCES – Public Hearing & Final Adoption

**2002-13 Mayor McKenna read “AN ORDINANCE TO AUTHORIZE A PRIVATE
SALE OF PROPERTY OWNED BY THE BOROUGH OF RED BANK
PURSUANT TO N.J.S.A. 40A: 12-13.”**

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

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

**2002-14 Mayor McKenna read “AN ORDINANCE AMENDING CHAPTER 2 OF
THE BOROUGH OF RED BANK 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. Hintelmann offered a motion to close the public hearing, seconded by Mr. Polonsky.

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

There being six 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, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

RESOLUTIONS

02-129 Mayor McKenna read “A RESOLUTION APPOINTING ASSISTANT MUNICIPAL PROSECUTOR”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-130 Mayor McKenna read “A RESOLUTION AUTHORIZING THE PUBLIC DISPLAY OF FIREWORKS”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-131 Mayor McKenna read “A RESOLUTION AWARDING CONTRACT #02-9 LEASE AND CONCESSION RIGHTS TO THE CONCESSION STAND AT RIVERSIDE GARDENS PARK”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-132 Mayor McKenna read “A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES 2002/2003”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-133 Mayor McKenna read “A RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSES 2002/2003”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-134 Mayor McKenna read “A RESOLUTION AUTHORIZING RENEWAL OF CLUB LICENSES 2002/2003”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-135 Mayor McKenna read “A RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEE FOR PROPERTY DESIGNATED ON THE TAX RECORDS AS BLOCK 60, LOTS 13, 14 AND 17”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-136 Mayor McKenna read “A RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEE FOR PROPERTY DESIGNATED ON THE TAX RECORDS AS BLOCK 84, LOTS 17.01 AND 17.02 AND RELEASING PERFORMANCE GUARANTEE POSTED BY FERRARO BUILDERS, L.L.C.”

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-137 Mayor McKenna read “A RESOLUTION AUTHORIZING THE BOROUGH ENGINEER TO PREPARE APPLICATIONS FOR NJDOT GRANTS FOR FISCAL YEAR 2003”.

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

Councilwoman Beck asked Mayor McKenna if Gail O'Reilly would give us a report on the grants she is working on.

Mayor McKenna said he would ask her for a written report.

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-138 Mayor McKenna read “A RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR ONE FIRE APPARATUS TRIPLE COMBINATION PUMPER IN THE AMOUNT OF \$449,890”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-140 Mayor McKenna read “A RESOLUTION AUTHORIZING MODIFICATION TO AGREEMENT WITH COUNTY OF MONMOUTH TO OBTAIN DRUG AND ALCOHOL ABUSE PREVENTION SERVICES”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-143 Mayor McKenna read “A RESOLUTION COMMENDING ADJOA POKU AS THE HIGHEST RANKING RED BANK SENIOR AT RED BANK REGIONAL HIGH SCHOOL”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-144 Mayor McKenna read “A RESOLUTION PERMITTING THE PLACEMENT OF A TEMPORARY TRAILER ON PREMISES KNOWN AS BLOCK 97.02, LOT 9.01 LOCATED AT 210 NEWMAN SPRINGS ROAD”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

02-146 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$1,713,150.96”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

OLD BUSINESS

NEW BUSINESS

AUDIENCE

Drew Horgan – 146 Branch Avenue – said he was trying to organize the sale of decorative banners and bunting for the 4th of July but had to give up, he said he would like to encourage everyone to decorate their homes in red, white and blue.

Bill Scott – Monmouth Meats – asked what is going on with commercial garbage pickup because he has not been notified.

Mayor McKenna said that as of July 1, 2002 anyone with a food handler's license would have to provide their own trash pickup. He suggested Mr. Scott call RiverCenter because they are trying to get discounts.

David Prown – 44 Hillside Terrace – said he thought the jazz festival this year was smaller and more manageable. He also asked who gets first priority for the playing fields and asked how they are allocated.

Councilwoman Thompson asked if he had any ideas for additional fields.

Mr. Prown said he thought we could fit another field at Count Basie Park.

Councilwoman Thompson said she brought her concern about the shortage of fields to the Parks and Recreation Committee.

Mr. Sickels said our schedule is set back in January and we have a lease with Red Bank Catholic. He said he would be glad to meet with Mr. Prown and go over the lease.

After a general discussion the governing body asked Mr. Sickels to contact public works to see if it would be possible to add another field.

Jim Pappworth – 49 Riverside Avenue – said he has seen other municipalities dropping off people at our train station and then they fall asleep on cars and lawns on Bridge Avenue, Riverside Avenue and Shrewsbury Avenue.

Councilman Hintelmann said he would ask Chief Clayton to look into this matter.

EXECUTIVE SESSION

02-145 The Attorney read a resolution to adjourn to executive session to discuss litigation.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

02-139 Mayor McKenna read “A RESOLUTION AUTHORIZING APPOINTMENT OF EXPERT APPRAISAL WITNESS WITH REGARD TO TAX APPEAL CONCERNING PROPERTY COMMONLY KNOWN AS 40 RIVERSIDE AVENUE”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

ADJOURNMENT

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Bifani, Thompson, Polonsky

Nays: None

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

Respectfully submitted,

Carol A. Vivona

