

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
OCTOBER 8, 2002
5:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

ABSENT: Councilman Bifani

SUNSHINE STATEMENT

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

Councilman Hintelmann read a brief biography on probationary police officer Deron Ilaraza.

02-215 Mayor McKenna read “A RESOLUTION APPOINTING A PROBATIONARY POLICE OFFICER”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

The Borough Clerk issued the oath of office to probationary police officer Deron Ilaraza.

RESUME REGULAR ORDER OF BUSINESS

Mrs. Thompson offered a motion to resume the regular order of business, seconded by Ms. Beck

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

WORKSHOP

The Borough Administrator reported that Neil Burnip would start his position as Parking Manager on Monday, October 14, 2002.

MAYORAL APPOINTMENTS

Councilwoman Beck announced that there would be a Hispanic Community Outreach Program held at St. Anthony's Church on November 16, 2002. She said the program would be conducted in English and Spanish and it would go over a lot of basic issues in the Borough of Red Bank including code enforcement and quality of life issues. She said the Hispanic Affairs Council would also be there.

Councilwoman Beck also reported that the Environmental Commission is moving forward on the Locust Avenue Project and they need \$750.00 for fees to the New Jersey Department of Environmental Protection. She also said that the Environmental Commission has been meeting with Mike Olympie, our Shade Tree Enforcement Officer, in regards to adopting a Shade Tree Commission in Red Bank.

Councilman Menna reported that the Red Bank Volunteer Fire Department would be hosting a Fire Prevention Expo and Barbecue in the White Street Parking Lot on October 13, 2002 at 11a.m. He said the goal of the event is to provide knowledge about fire safety to the youngsters in our community. He said it is a great community relation's opportunity and that there is a free barbecue.

Councilman Menna also reported that the current ordinance regarding rental property will be discussed at the Rent Leveling Board at the end of the month and he will report back to the Council on their findings.

Mayor McKenna reported that last Friday evening a retirement dinner was held for three long- standing employees Sue Myers, Pat Satter and Fred Richart. He said most of the Council Members were present and it was a very pleasant evening. He said the employees would be missed very much.

Mayor McKenna also reported that there was a very positive article in New Jersey BIZ magazine on September 30, 2002. He said he would distribute a copy of this to the governing body. He also reported that the New York Times is doing an article on Special Improvement Districts and they are using Red Bank as a model.

REPORTS OF MAYOR AND COUNCIL MEMBERS

COMMUNICATIONS AND PETITIONS

Mayor McKenna read a request from RiverCenter for free holiday parking for the holiday season on November 29, November 30, December 7, December 14 and December 16 through December 27, 2002.

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

Councilman Polonsky said that we have done this over the years but since RiverCenter is suing us he does not think it is fair to ask us to give up revenues because the lawsuit is costing us a lot of money.

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson

Nays: Polonsky

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

Mayor McKenna read a request from the Red Bank Cub Scouts to sell popcorn on Broad Street and West Front Street for a few hours each weekend in October, pending approval of the store owners and Chief Clayton.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

Mayor McKenna read a request from Jersey Shore Jazz and Blues Foundation to hold the Red Bank Jazz and Blues Festival on May 30, 31 and June 1, 2003, in Marine Park, pending approval of the Special Events Committee.

Mayor McKenna said that the members of the Jersey Jazz and Blues Foundation are in attendance at the meetings. Mayor McKenna introduced Nick Coppolla.

Mr. Coppolla said that Dennis Eschelbach is also in attendance and he is the new chairperson of the committee.

Mayor McKenna said that in addition to paying the fees from last year's event the Jersey Jazz and Blues Foundation will also be doing repairs to the park, which includes aerating and seeding of the lawn area.

Mr. Coppolla said that he had met with George Lynch regarding this work and it would be started in the middle of October.

Mayor McKenna said the request was put in early so the committee can approach new sponsors for the event.

Councilwoman Beck said that last year the committee was kind enough to submit a proposal of the work they were going to do to the park. She said she would like to have them submit another proposal and also take a look at the fees we charge for use of Borough Facilities. She said she is recommending tabling this request until we receive this information.

Mayor McKenna said he just wanted to remind the governing body that this organization has been the first organization to hold a special event and commit to doing repairs to the park. He asked Councilwoman Beck if there were any specific repairs that she was looking for. He said the Jersey Jazz and Blues Foundation needs a commitment to move forward so they can secure better sponsors for next year.

Councilwoman Beck asked if the Chamber of Commerce is still interested in holding the event.

Mayor McKenna said that he had met with the Chamber in September and they voiced no indication that they would be interested in holding the event next year.

Councilwoman Beck and Councilman Menna said that they thought the Chamber was still interested in holding the event.

Councilwoman Beck asked Mr. Coppolla if it was a problem to wait until the next meeting.

Mr. Coppolla said that it is a problem because they need to secure the sponsors as soon as possible.

Mayor McKenna said that last September we had received requests from both organizations to hold the event. He said the Jersey Jazz and Blues Foundation needs a commitment tonight so they can secure better sponsors for next year.

Councilwoman Beck offered a motion to table the request until further information was received. Councilman Menna seconded the request.

Mayor McKenna said he would like to give the Jersey Jazz and Blues Foundation the ability to work with sponsors and suggested that we approve the request tonight with the stipulation that they must submit their audit and what they are planning to do to the park next year.

Mr. Coppolla said that he has the audit right now and will distribute it to the governing body.

Mayor McKenna told Mr. Coppolla to submit all the information to the Borough Clerk.

Mr. Coppolla said that he is meeting with George Lynch and George is putting together a list of items that he would like to have done next year.

Councilwoman Thompson offered a motion to withdraw the tabling of the request, seconded by Councilman Menna.

ROLL CALL:

Ayes: Beck, Menna, Hintelmann, Thompson, Polonsky

Nays: None

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

Councilwoman Thompson offered a motion to approve the request, seconded by Councilman Menna upon the receipt of the audit from last year and list of items that will be done to the park this year and the proposed list of items that will be done to the park next year.

ROLL CALL:

Ayes: Beck, Menna, Hintelmann, Thompson, Polonsky

Nays: None

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

Councilwoman Beck said that we should look at the fees charged for use of Borough Facilities.

Mayor McKenna read a request from the Red Bank Alliance to Prevent Alcoholism and Drug Abuse to hold a First Night Red Bank preview at the Red Bank Train Station on October 18, 2002, from 5:00 p.m. to 7:30 p.m.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

ORDINANCES –First Reading

ORDINANCES – Public Hearing & Final Adoption

RESOLUTIONS

02-211 Mayor McKenna read “A RESOLUTION CANCELLING RESOLUTION NO. 02-198”.

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

Councilman Polonsky said that we have received this grant but the money has not been spent yet.

Councilwoman Beck said the Wayfinding Project is a critical project and she does not understand why this project is not moving forward.

Mr. Kosenksi said that they anticipate advertising for bids in October and awarding the bid in November. He said that work should start on this project right after the holidays.

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

02-212 Mayor McKenna read “A SPECIAL EMERGENCY RESOLUTION PURSUANT TO N.J.S.A.40A:4-54 AUTORIZING SPECIAL EMERGENCY APPROPRIATIONS TO COVER THE COST OF EXTRAORDINARY EXPENSES AS A RESULT OF THE DAMAGE SUFFERED IN THE SEVERE STORM OF AUGUST 2, 2002”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

02-213 Mayor McKenna read “A RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

02-214 Mayor McKenna read “A RESOLUTION AUTHORIZING PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE #1340-44-032-005”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

02-216 Mayor McKenna read “A RESOLUTION AUTHORIZING APPROVAL OF SIDEWALK CAFE FOR OSTERIA DANTE RESTAURANT/PIZZERIA”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

02-217 Mayor McKenna read “A RESOLUTION REQUESTING EXTENSION OF THE DEPARTMENT OF TRANSPORTATION REGARDING LOCAL AID TO CENTERS OF PLACE AWARD”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

02-218 Mayor McKenna read “A RESOLUTION AUTHORIZING CURFEW FOR OCTOBER 30 AND 31, 2002”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

PROCLAMATION

PAYMENT OF VOUCHERS

02-220 Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$2,034,076.00”.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

OLD BUSINESS**NEW BUSINESS****AUDIENCE**

Chris Cole – 1 Fisher Place said he is here representing RiverCenter tonight and would like to thank the governing body for granting the request for free holiday parking. He said he is also very excited about the Wayfinding Project moving forward.

EXECUTIVE SESSION

02-219 The Attorney read a resolution to adjourn to executive session to discuss pending litigation.

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

ADJOURNMENT

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

ROLL CALL:

Ayes: Beck, Hintelmann, Menna, Thompson, Polonsky

Nays: None

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

Respectfully submitted,

Carol A. Vivona