

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JULY 10, 2001
5:00 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

ALSO PRESENT: Administrator Sickels, Deputy Clerk Pamela Hughes, Chief Financial Officer Loversidge, Engineer Kosenki and Attorney O'Connor.

ABSENT: None

SUNSHINE STATEMENT

SUSPEND REGULAR ORDER OF BUSINESS

A resolution honoring John Kuhar—Mayor McKenna read and presented a previously approved resolution to Red Bank Regional High School's highest ranking Red Bank student John Kuhar.

Year 2000 audit presentation—Auditor Dave Kaplan gave a report on the year 2000 audit saying it was an overall positive report. The Borough had a good year financially. It is the first audit the Borough has received with no recommendations. Councilman Ivan Polonsky thanked Auditor Kaplan for his report and commended Chief Financial Officer Bruce Loversidge.

RESUME REGULAR ORDER OF BUSINESS

WORKSHOP

Between the Rivers Solid Waste Collection Study—Administrator Sickels briefly described this State funded study that was done as part of the Shared Services Program and introduced Dave Mattek of the Local and State Government Institute who was the project consultant. Mr. Mattek went into detail and gave an overview of the 60 pages report on regionalization that was submitted to the Borough. Among the cost savings recommendations were: 1) change manpower and frequency of certain pickups: 2) reduce commercial pickups to twice a week and 3) raise salaries of sanitation workers. He recommended that these changes be implemented by the first of the year. A decision on regionalization is due in December of 2002. Mr. Mattek answered some questions from the Council and was thanked for his report.

2001 Road Program update—Borough will readvertise for bids. Bid packages are available for pickup and must be received by July 17. A follow up report will be given at the July 24 meeting.

MAYORAL APPOINTMENTS

REPORTS OF MAYOR AND COUNCIL MEMBERS

Council Hintelmann reported that the new police motorcycle had been received and is in use. Ptls. Milko and Kerr are now using the motorcycle as part of the regular duties. Councilwoman Beck asked where the idea came from to add the motorcycle. Hintelmann said it was at the recommendation of the Police Department. Several surrounding towns have had success with them. Councilman Bifani noted there is a cost savings over purchasing a fully equipped vehicle and increased maneuverability is also a benefit. Councilman Menna said the motorcycle is also unexpected as most individuals would be looking for cruisers. Councilwoman Thompson asked if the noise of the motorcycle might be a problem. Bifani said it was a quiet model provided as part of the Police Package.

Mayor McKenna congratulated the Police, Fire and Public Works departments and thanked Councilwoman Thompson and Borough Clerk Vivona for their hard work during the Fireworks. He also announced the passing of Chris Reed, a professional boxer who was formerly of Red Bank.

COMMUNICATIONS AND PETITIONS

Mayor McKenna read a request from River Center to hold sidewalk sale on July 27, 28, 29, 2001 and to close Broad Street between Monmouth Street and Front Street on July 29, 2001 from 10 AM to 6 PM, pending approval of Special Events Committee.

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

ROLL CALL:

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

Nays: None

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

Mayor McKenna read a request from St. Anthony of Padua to close Herbert Street from Bridge Avenue to eastern end for block party on July 15, 2001 from 6 AM to 8 PM.

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

ROLL CALL:

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

Nays: None

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

Mayor McKenna read a request from Katerina J. Romeo to become a member of the First Aid Squad.

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

ROLL CALL:

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

Nays: None

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

Mayor McKenna read a request for raffle license from Red Bank Catholic.

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

ROLL CALL:

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

Nays: None

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

ORDINANCES – First Reading

ORDINANCES – Public Hearing & Final Adoption

2001-18 Mayor McKenna read “A BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2000-19 ENTITLED “BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO SOUTH BRIDGE AVENUE, A LAWFUL PUBLIC PURPOSE, BY AND IN THE BOROUGH OF RED BANK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (“THE BOROUGH”); APPROPRIATING \$210,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$199,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COSTS THEREOF” FINALLY ADOPTED BY THE BOROUGH ON JUNE 13, 2000 TO AMEND THE DESCRIPTION THEREOF.”

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 Mr. Bifani.

ROLL CALL:

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

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. Polonsky.

ROLL CALL:

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

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

2001-19 Mayor McKenna read “A BOND ORDINANCE FIXING COMPENSATION OF CERTAIN OFFICES, POSITIONS AND EMPLOYEES OF THE BOROUGH OF RED BANK FOR THE YEAR 2001.”

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 Mrs. Thompson.

ROLL CALL:

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

Nays: None

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

Mr. Polonsky offered a motion to adopt the ordinance on final reading, seconded by Mrs. Thompson.

ROLL CALL:

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

Nays: None

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

RESOLUTIONS

01-160 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, NEW JERSEY, COUNTY OF MONMOUTH, REGARDING NEW JERSEY DEPARTMENT OF TRANSPORTATION 1999 LOCAL AID TO CENTERS OF PLACE PROGRAM.”

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

ROLL CALL:

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

Nays: None

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

01-161 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, REGARDING AGREEMENT #01-2153-00 PERTAINING TO “SMART GROWTH PLANNING” WITH THE STATE OF NEW JERSEY.”

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

ROLL CALL:

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

Nays: None

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

01-162 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AUTHORIZING RENEWAL OF MEMBERSHIP IN THE MONMOUTH MUNICIPAL JOINT INSURANCE FUND.”

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

ROLL CALL:

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

Nays: None

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

01-163 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AWARDING CONTRACT TO MOSS GILDAY GROUP AS LANDSCAPE ARCHITECTS FOR IDENTITY AND WAYFINDING PROJECT.”

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

ROLL CALL:

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

Nays: None

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

01-164 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, APPROVING AMENDMENT #00-3156-01 to NEIGHBORHOOD PRESERVATION PROGRAM AGREEMENT.”

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

ROLL CALL:

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

Nays: None

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

01-165 Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES 2001/2002.”

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

ROLL CALL:

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

Nays: None

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

01-166A Mayor McKenna read “A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, REGARDING DISCIPLINARY PROCEEDING AGAINST RED BANK LIQUORS.”

Attorney for Red Bank Liquors, Alexander B. Iler requested an amendment to the resolution. He requested that the word “consecutive” be deleted from the six days suspension phrase and asked that the choice of days be left up to the discretion of the Police Chief.

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

ROLL CALL:

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

Nays: None

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

PROCLAMATIONS

PAYMENT OF VOUCHERS

01-166B Mayor McKenna read “A RESOLUTION FOR PAYMENT OF BILLS AMOUNTING TO \$1,875,489.91.”

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

ROLL CALL:

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

Nays: None

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

OLD BUSINESS

Outdoor Cafés

Councilwoman Beck said she had been receiving calls regarding Buona Sera about tables in the outdoor dining area being moved and about cars stopping in front of the restaurant to unload passengers. She asked that Police Chief Clayton keep an eye on the situation.

Mayor McKenna said they are all aware of the problem and next year's application will be scrutinized.

Councilman Menna said he understands some of the comments received for various Departments had recommended against approval of some of the outdoor cafés. He said next year he would like to see all of the reports with the applications.

Chapin Avenue Project

Councilman Bifani said the Police Chief had sent a letter to the Avante Nursing Home to ask them to remind their employees of the stop sign. He said a police presence would be on hand during the shift change to encourage compliance.

NEW BUSINESS

AUDIENCE

Joe Cerasa—68 Broad Street

Sidewalk Signs—He suggested RiverCenter Mary Mann put the Visual Improvement (VIC) Committee in charge of approvals. He said storeowners could also be asked to prove a substantial need.

Streetscape—He said that back in Sept. of 1999 he had a water problem in his cellar after a seam was broken. He took the problem to Borough Engineers, T&M Associates, and RiverCenter and was assured that the performance/maintenance bond would not be released until the situation was corrected. There was also a problem with broken bricks. He said he has now been told that the bond was released. Mayor McKenna asked that Joe discuss the problem directly with Borough Engineer Kosenski.

Parking—He is aware of certain business owners that continuously park in the no parking zones for two to four hours and leave their flashers on. He was asked to contact the Police Department. Councilman Hintelmann said he would bring it to the Police Chief's attention tomorrow and recommend that parking regulations be strictly enforced.

Stickers—He said there are a number of stickers being placed on utility boxes and utility poles. Mayor McKenna asked anyone who sees this occurring to please report it. Councilman Bifani said the matter has already been referred to the Detective Bureau and they are working on it.

Freddie Boynton—Public Works Employee

He asked for a public apology for an Asbury Park Press article that referred to Red Bank sanitation employees as inexperienced. McKenna noted that the article referred to years of service of the average employee and commended the Red Bank workers. He said the Council also took exception to the Department being depicted as inexperienced. He said they were writing a response and asking that it be printed with a retraction. Mr. Boynton also requested that salaries in this department be increased. He said that most workers needed to get a second job. McKenna noted that it is one of the most difficult jobs and that the Council is looking into finding a resolution for this issue. It had been referred to the Borough Attorney to work on the legalities. A meeting on the issue was pending. Mr. Boyton again stressed the need to raise salaries and reminded everyone of the heavy workload.

John Green—Bank Street

Mr. Green reported in length on the ongoing problem in his neighborhood with overcrowding, indecent exposure, drinking in public and public urination. Mr. Green made references to a division of the East Side and West Side and among ethnic backgrounds. Mayor McKenna noted that his point was taken and that he resented East Side/West Side references. He said if someone witnessed individuals breaking the law, no matter what races are involved, he urged them to call the police and report it. He stresses that people must continue to report the problems to have them resolved.

Ethel Brandon—Bank Street

Ms. Brandon spoke of an incident where she witnessed a woman breastfeeding in public. She said she called for a police officer and complained that no officer responded. Mayor McKenna said he was not sure what the interpretation of the indecent exposure ordinance would be on breastfeeding as it is common practice today. She said she has filed reports on other incidents but had had no response. Councilman Hintelmann assured her the Police Chief would contact her. Councilwoman Beck suggested a bilingual officer be sent to the call along with a written notice. She said the problem could be cultural.

Mr. Harris commented that he was Jim Harris—Mechanic Street

Pleased with the results of his tax appeal as he was successful in his request for a reduction. He also presented Mayor McKenna with photos of the July 3rd Fireworks.

EXECUTIVE SESSION

01-166C The Attorney read “A RESOLUTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS CONTRACT NEGOTIATIONS AND PROPERTY ACQUISITION”.

Mr. Menna offered a motion, seconded by Ms. Beck to adjourn to executive session to discuss contract negotiations and property acquisition. Minutes to be made public in 180 days.

ROLL CALL:

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

Nays: None

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

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

ROLL CALL:

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

Nays: None

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

ADJOURNMENT

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

ROLL CALL:

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

Nays: None

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

Respectfully submitted,

Pamela Hughes
Deputy Clerk