

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. SUNSHINE STATEMENT
4. SUSPEND REGULAR ORDER OF BUSINESS
5. RESUME REGULAR ORDER OF BUSINESS
6. WORKSHOP

6.I. Workshop Discussion Items

- Municipal Impound Facility
- Puppy Mill Ordinance
- Special Improvement District property list

7. APPROVAL OF MINUTES

7.I. Draft Minutes 12/27/2017

Documents:

[DRAFT MINUTES 12-27-2017.PDF](#)

7.II. Draft Minutes 1/1/2018

1.

Documents:

[DRAFT MINUTES 01-01-2018 REORG.PDF](#)

8. MAYORAL APPOINTMENTS
9. REPORTS OF MAYOR AND COUNCIL MEMBERS
10. COMMUNICATIONS AND PETITIONS
11. PUBLIC COMMENT--Ordinances On First Reading And Resolutions Only
12. ORDINANCES - First Reading
 - 12.I. 2018-01 An Ordinance Establishing Salaries Or Wages Of Officials And Employees Of The Borough Of Red Bank In Monmouth County.

Documents:

[2018-01 INTRO.PDF](#)

- 12.II. 2018-02 An Ordinance Amending The Code Of The Borough Of Red Bank By Adopting New Article VIII, "Regulating The Sale Of Dogs And Cats And Providing For A Prohibition On The Sale Of Certain Dogs And Cats From Pet Shops" To Be Added To Chapter 231,

“Animals.”

Documents:

[2018-02 INTRO.PDF](#)

13. ORDINANCES - Public Hearing And Final Adoption

14. RESOLUTIONS

- 14.I. 18-16 A Resolution Appointing Eugenia Poulos As Fund Commissioner And Eva Biviano As Alternate Fund Commissioner To Central Jersey Health Insurance Fund.

Documents:

[18-16.PDF](#)

- 14.II. 18-17 A Resolution Appointing Clifford Keen As Fund Commissioner And Eugenia Poulos As Alternate Fund Commissioner To Monmouth County Joint Insurance Fund.

Documents:

[18-17.PDF](#)

- 14.III. 18-18 A Resolution Appointing Lawrence W. Luttrell As Alternate Public Defender For The Borough Of Red Bank.

Documents:

[18-18.PDF](#)

- 14.IV. 18-19 A Resolution Authorizing The Release Of Maintenance Guarantee Posted By 211 Broad Street, LLC For Block 105, Lot 12.04

Documents:

[18-19.PDF](#)

- 14.V. 18-20 A Resolution Extending Professional Services Contract With Government Strategy Group For Management Enhancement Review Services Pursuant To Non-Fair And Open Process Established By N.J.S.A. 19:44A:20.4

Documents:

[18-20.PDF](#)

- 14.VI. 18-21 A Resolution Repealing And Replacing Resolution No. 18-15, Approving A Contract For Administrative Services, And Appointing An Interim Business Administrator And Assistant Administrator.

Documents:

[18-21.PDF](#)

- 14.VII. 18-22 A Resolution Amending The 2018 Temporary Fund Appropriations.

Documents:

15. PROCLAMATIONS

15.I. Red Bank Elks Lodge No. 233 – 125 Years

16. PAYMENT OF VOUCHERS

16.I. Due To Year End Rollover, Payment Of Vouchers Will Be Delayed And Will Be Posted When Available.

17. OLD BUSINESS

18. NEW BUSINESS

19. AUDIENCE

20. EXECUTIVE SESSION

21. ADJOURN EXECUTIVE SESSION

22. ADJOURNMENT

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
DECEMBER 27, 2017
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Council President Horgan and Council Members Yngstrom, Zipprich, Taylor, Whelan and Schwabenbauer.

ALSO PRESENT: Administrator Sickels, Borough Clerk Borghi, Chief Financial Officer Poulos, Attorney Cannon and Engineer Neumann.

ABSENT: Mayor Menna.

SUNSHINE STATEMENT

Council President Horgan 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 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 1, 2017.

WORKSHOP

No workshop items.

APPROVAL OF MINUTES:

December 13, 2017 (Special Meeting)

Councilman Zipprich offered a motion to approve the minutes, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Taylor, Whelan

NAYS: None

ABSTAIN: Schwabenbauer

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

December 13, 2017 (Regular Meeting)

Councilman Zipprich offered a motion to approve the minutes, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Taylor, Whelan

NAYS: None

ABSTAIN: Schwabenbauer

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

MAYORAL APPOINTMENTS

No Mayoral Appointments.

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilman Yngstrom thanked everyone help out with the December Parks and Recreation events. He said the winter clothing drive was very successful and said anyone in need should stop by the Recreation Office. He reviewed upcoming events including a Father/Daughter Dance scheduled for February 9 and a ski trip to Camelback Mountain on February 10. He reviewed the resolution to award a contract for the planning, design, solicitation of public feedback and developing a concept plan for the redesign and improvements to Marine Park. He said the Recreation Committee had reviewed all of the applicants and felt that Kimley Horn was the best choice. He reviewed the background of the firm.

Councilman Zipprich said he had no report and wished everyone happy holidays and happy New Year.

Councilwoman Schwabenbauer also wished everyone happy holidays and noted this was her last meeting. She thanked the Borough employees saying they worked harder than anyone knew and were the glue of the organization. She said, in regard to the appointment of an Administrator, there had been a decision made by some members of Council to not make an appointment. She said she did not agree with that decision and felt there had been a particularly qualified candidate. She said was disappointed that the appointment had not moved forward.

Council Taylor had no report.

Councilman Whelan reported on the Santa Run fundraiser done by the Navesink Hook & Ladder Company over the holidays. He said they had delivered presents to over 100 families. He also thanked the Police and Fire departments noting that while everyone else was home enjoying their holiday, the members of both departments were on call to respond to any emergencies.

Council President Horgan said, as part of her report, she would like to note that they would be hiring an Administrator but not right now. She said the Council had appointed a Municipal Management Consultant in October and were waiting for their report to determine what skill set the new Administrator should have. She also reported that there was a resolution on the agenda to accept an anonymous donation for new computers for the Library.

COMMUNICATIONS AND PETITIONS

No Communication/Petitions.

PUBLIC COMMENT—Ordinances on Resolutions Only

No one appearing, Councilman Zipprich made a motion to close the Public Comment period, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

ORDINANCES – First Reading

No ordinances on First Reading.

ORDINANCES – Public Hearing and Final Adoption

2017-39 Council President Horgan read, “An Ordinance Amending and Supplementing the Ordinances of the Borough of Red Bank, Chapter 2015 Personnel Policies Section 105-3, "Authority.”

Council President Horgan opened the public hearing and asked if anyone would like to speak.

Cindy Burnham—71 Wallace Street—asked for details on the ordinance.

Administrator Sickels reviewed the changes to the Policies Manual which applied to non-Union employees and noted the changes were necessary to match the recent approved union contract.

No one else appearing, Councilman Zipprich offered a motion to close the public hearing, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

Councilman Taylor offered a motion to approve the ordinance on final reading, seconded by Councilwoman Schwabenbauer.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

2017-40 Council President Horgan read, “An Ordinance Amending and Supplementing the Ordinances of the Borough of Red Bank, Chapter 695 "Water and Sewer," Article III “Water Department” Section 695-6 “Water Rates.”

Council President Horgan opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to close the public hearing, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

Councilman Zipprich offered a motion to approve the ordinance on final reading, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

2017-41 Council President Horgan read, "An Ordinance Amending and Supplementing the Ordinances of the Borough of Red Bank, Chapter 90, "Officers and Employees," Article V "Fire Marshal."

Council President Horgan opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to close the public hearing, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

Councilman Whelan offered a motion to approve the ordinance on final reading, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

2017-42 Council President Horgan read, "An Ordinance Amending and Supplementing the Ordinances of the Borough of Red Bank, Chapter 361 "Fire Prevention and Protection."

Council President Horgan opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to close the public hearing, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

Councilman Taylor offered a motion to approve the ordinance on final reading, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

2017-43 Council President Horgan read, "An Ordinance Amending and Supplementing the Ordinances of the Borough of Red Bank, Chapter 505 "Property Maintenance, Article I "Adoption of Standards."

Council President Horgan opened the public hearing and asked if anyone would like to speak.

No one appearing, Councilman Zipprich offered a motion to close the public hearing, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

Councilman Taylor offered a motion to approve the ordinance on final reading, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

RESOLUTIONS (By Consent Agenda)

Council President Horgan read the following resolutions:

- 17-289 A Resolution Requesting Approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Donations for the Library in Accordance with N.J.S.A. 40A:5-29
- 17-290 A Resolution Authorizing the Execution of a Developer's Agreement with Yellowbrook Property Company, LLC.

- 17-291 A Resolution Authorizing the Execution of a Developer's Agreement with RBank Capital, LLC.
- 17-292 A Resolution Authorizing Contract for Animal Control Services with the Borough of Shrewsbury.
- 17-293 A Resolution Awarding Contract to Kimley-Horn and Associates, Inc. for Consulting Professional Services for the Planning, Design, Solicitation of Public Feedback, and Developing a Concept Plan for the Redesign and Improvements to Marine Park.
- 17-294 A Resolution Authorizing T & M Associates to Prepare Department of Environmental Protection Wetlands Mitigation Application regarding Red Bank Primary School Access Road Project.
- 17-295 A Resolution Authorizing Change Order No. 1 Related to the Contract with A.C. Schultes for the Construction of Well No. 8 and SCADA Improvements Project.
- 17-296 A Resolution Authorizing the Borough of Red Bank's Purchasing Agent to Enter into a Contract with Alert Ambulance for Emergency Medical Services
- 17-297 A Resolution Authorizing the Release of a Performance Guarantee Posted by Sound Storage, LLC for Block 75, Lot 114.01 and Requiring the Posting of a Maintenance Guarantee.
- 17-298 A Resolution to Cancel 2017 Appropriations
- 17-299 A Resolution Authorizing Transfer of 2017 Current Fund

Councilman Zipprich offered a motion to approve the resolutions en masse, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

PROCLAMATIONS

None.

PAYMENT OF VOUCHERS

17-300 Council President Horgan read, "A Resolution for Payment of Bills Amounting to \$1,172,515.38."

Councilwoman Schwabenbauer offered a motion to approve the resolution, seconded by Councilman Taylor.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

OLD BUSINESS

Councilman Taylor said he wanted to address the issue of hiring an Administrator. He express concern with the process and asked who would be in charge as of January 1. He again criticized the process and how it was handled.

A discussion followed regarding scheduling issues with Committee and Council members.

Councilman Zipprich criticized how the committee has handled scheduling and said he had been left out of the process.

Councilwoman Schwabenbauer disagreed.

There was continued discussion regarding the application and interview process.

Council President Horgan said an interim Administrator would be named on January 1. She agreed that Councilwoman Schwabenbauer had worked hard on the review of applicants.

Councilman Taylor said his side of the Council had been removed from the process.

Council President Horgan said they wanted to find the right person and she didn't think that person was in the applications received.

Councilman Taylor said there had been no collaboration regarding appointments for the reorganization.

Council President Horgan reviewed previous years and said the Democrats currently had a majority. She said, when the Republicans had the majority, they chose the appointees.

Councilman Taylor said he was bothered by the lack of cooperation.

Councilman Whelan asked if an email would go out prior to the meeting.

NEW BUSINESS

Councilman Taylor said the Council was at an impasse and called for the Borough to look into switching to a non-partisan form of government.

Councilwoman Horgan compared other situation that she felt the republicans had been uncooperative.

Councilman Whelan said every vote for the redevelopment plan/parking garage had required a tie breaker by the Democratic Mayor. He compared Red Bank to other towns where Democrats tend to favor development and Republicans fight against it. He said, in Red Bank it was the reverse and said he felt there was political divide on every issue.

AUDIENCE

Ben Forrest—16 Locust Avenue—said there should not be a time where no one was in charged and urged the Council to make a decision.

Attorney Cannon said he understood the intention was to appoint an interim Administrator on January 1.

Mr. Forrest said he also wants to address concerns about the project at 55 West Front Street and said he felt there had been ethical lapses.

Cindy Burnham—71 Wallace Street—asked Councilman Whelan if he had said the Democrats were usually for development and Republicans were usually opposed.

Councilman Whelan confirmed that that was his statement.

Ms. Burnham said she believe the Democrats had “played” Councilman Whelan to get him to promote the garage.

Councilman Whelan disagreed.

Freddie Boyton—PO Box 2074—urged the Council to make up their mind on the Administrator appointment and not to show favoritism.

No one else appearing, Councilman Zipprich offered a motion to close the public hearing, seconded by Councilwoman Schwabenbauer.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

EXECUTIVE SESSION

No Executive Session,

ADJOURNMENT

Councilman Yngstrom offered a motion to adjourn the meeting, seconded by Councilman Zipprich.

ROLL CALL:

AYES: Yngstrom, Zipprich, Horgan, Schwabenbauer, Taylor, Whelan

NAYS: None

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

Respectfully submitted,
Pamela Borghi

**MINUTES
REORGANIZATION MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
JANUARY 1, 2018 -- 3:00 PM**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Mayor Menna and Council Members Zipprich, Horgan, Whelan, Taylor, Yngstrom and Councilman-elect Ballard.

ALSO PRESENT: Borough Clerk Borghi, Chief Financial Officer Poulos and Attorney Cannon.

SUNSHINE STATEMENT

Mayor Menna 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 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 14, 2017.

Mayor Menna welcomed everyone to the meeting and acknowledged elected officials and former elected officials who were in attendance.

INVOCATION—Rabbi Marc Kline

SWEARING IN OF ELECTED OFFICIALS

Assemblywoman Joann Downey issued the Oath of Office to Councilman Zipprich.

Assemblywoman Joann Downey issued the Oath of Office to Councilman Ballard.

Mayor Menna asked Councilman Zipprich if he would like to make a comment.

Councilman Zipprich congratulated Councilman Ballard and said he was humbled and honored to be serving with him and praised his commitment to the community. He said he was looking forward to working on keeping Red Bank a viable community while focusing on green initiatives and historic preservation. He noted that 2018 would see the completion of the T. Thomas Fortune project. He reviewed his goals for his third term on Council and said there were many new challenges. He commended out-going Administrator Stanley Sickels for his dedication to the community. He said he would work to enable and empower Borough employees to better serve the community and enhance municipal services. He spoke of his fellow Council members and pointed out they each had individual skill sets and would work together. He said he looked forward to working with Mr. DeRoberts. He thanked Municipal Clerk Pamela Borghi, Doreen Hoffmann, DPW Director Cliff Keen and his staff, Police Chief Darren McConnell, Fire Chief Stuart Jensen and Fire Department members and all Borough employees. He thanked his family for their love, and advice. He offered special thanks to his sister for her support in 2017. He noted his mother's influence and said she had always encouraged her children to be leaders. He said he was grateful to his Democracy for America colleagues, his campaign volunteers and his friends for their support.

Mayor Menna asked Councilman Ballard if he would like to make a comment.

Councilman Ballard thanked his wife and family for their support. He noted he had had family and friends travelling from other states to be a part of his special day and for keeping him grounded. He welcomed the dignitaries in attendance. He thanked his running mate, Councilman Zipprich and said he was honored and privileged to be sitting with the Council. He said he looked forward to moving forward. He thanked those who had supported his campaign and thanked the residents for their overwhelming confidence in choosing him to help lead the town.

SWEARING IN OF FIRE OFFICIALS:

Mayor Menna spoke of his long standing relationship with each of the incoming Chiefs and commended them on their dedication. He praised the commitment of all of the men and women of the Department and thanked their families for their support.

Mayor Menna swore in the Fire Officials for 2018.

Chief: J. Stuart Jensen
First Deputy Chief: Wayne Hartman
Second Deputy Chief: F. Scott Calabrese

RESOLUTIONS AND APPOINTMENTS FOR 2017

18-01 Mayor Menna read "A RESOLUTION ELECTING COUNCIL PRESIDENT FOR 2018."

Councilwoman Horgan offered a motion to approve the resolution, seconded by Councilman Yngstrom.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-02 Mayor Menna read "A RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES."

Councilman Zipprich made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-03 Mayor Menna read "A RESOLUTION CONFIRMING APPOINTMENTS FOR 2018."

Councilman Zipprich made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-04 Mayor Menna read "A RESOLUTION CONFIRMING TIME AND PLACE OF BOROUGH COUNCIL MEETINGS FOR 2018."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-05 Mayor Menna read "A RESOLUTION DESIGNATING NEWSPAPERS TO RECEIVE NOTICE OF MEETINGS."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-06 Mayor Menna read "A RESOLUTION AUTHORIZING 2018 TEMPORARY BUDGET."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-07 Mayor Menna read "A RESOLUTION APPROVING CASH MANAGEMENT PLAN."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-08 Mayor Menna read "A RESOLUTION DESIGNATING THE HUMAN RELATIONS MANAGER AS THE CERTIFYING AGENT AND THE BOROUGH TREASURER AS THE SUPERVISOR OF THE CERTIFYING AGENT IN CONNECTION WITH THE PUBLIC RETIREMENT SYSTEM."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-09 Mayor Menna read "A RESOLUTION AUTHORIZING CREATION OF CHANGE FUNDS."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-10 Mayor Menna read "A RESOLUTION AUTHORIZING THE BOROUGH TREASURER TO OPEN AN ACCOUNT IN VALLEY NATIONAL BANK AND TO SIGN ALL PAYROLL CHECKS."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-11 Mayor Menna read "A RESOLUTION DESIGNATING DEPOSITORIES FOR THE BOROUGH OF RED BANK."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-12 Mayor Menna read "A RESOLUTION FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES, UTILITY AND OTHER MUNICIPAL ASSESSMENTS."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-13 Mayor Menna read "A RESOLUTION AUTHORIZING THE BOROUGH TREASURER TO OPEN AN ACCOUNT FOR MAKING PAYMENTS IN CONNECTION WITH THE REDEMPTION OF TAX TITLE LIENS."

Councilman Ballard made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-14 Mayor Menna read "A RESOLUTION APPROVING PROTOCOL FOR BOROUGH COUNCIL MEETINGS."

Councilwoman Horgan made a motion to approve the resolution, seconded by Councilman Zipprich

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

18-15 Mayor Menna read "A RESOLUTION APPOINTING AN INTERIM ADMINISTRATOR."

Councilman Zipprich made a motion to approve the resolution, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

REMARKS OF MAYOR MENNA

Mayor Menna said the Fire Department, Police Department and all of the Borough employees were the unsung heroes of the municipality. He said, despite enormous challenges and being understaffed, their Herculean efforts made the Council look good. He thanked all of the Borough's professionals for their service. He commended Stanley Sickels who he said had devoted his life to the Borough and thanked him for his 21 years of dedication as Administrator. He also noted that local reporter John Burton was unable to attend this meeting because he was currently having health issues and asked everyone to consider him in their prayers.

He said, going into 2018, there was a lot of work to do and said the Council would do it collectively. He said the Council would move forward on the White Street Parking project as a unified body. He said he felt it should be done at no cost to the taxpayers while increasing inventory and being of appropriate scale. He said they would work to fill the Administrator position with the assistance of Mr. DeRoberts and Mr. Hartnett. He said he had confidence in the team. He said they would continue to work with the Board of Education for the children of Red Bank and on the emergency access road to the Primary School. He said they would work with the incoming Senator on funding issues face by the district. He said there was extraordinary talent on the Riverside Avenue and Shrewsbury Avenue committees. He said he looked forward to the full report from Mr. DeRoberts and Mr. Hartnett. He said it had been an eye opening, critical review but said it was good. He said he expected recommendations as early as this month.

He outlined his objectives for 2018 including moving forward with a puppy/kitten mill ban, a revised parking ordinance and limited transit village designation which he noted would open up funding opportunities. He said had received criticism over the water meter project but had found that they should have done it 25 years ago. He said he believed the project would pay for itself in the near future. He stressed the need to move forward with the upgraded Public Works facilities noting that the current trailers were supposed to be a temporary fix but had been in place for over 20 years. He said they would continue to pursue shared service agreements whenever possible. He thanked Councilman Yngstrom for his efforts regarding Marine Park and for moving forward on Sunset Park which would be a state of the art water front park to be paid for by the State. He also thanked Engineer Ballard for her efforts on the project. He also discussed ongoing work at the Locust Avenue Park. He also thanked Councilman Zipprich for bringing him together with the Historic Preservation Commission to discuss designation issues.

He thanked everyone and thanked the Council for their support and dedication. He stressed the need to move forward as a unified team.

Councilman Zipprich said he wanted to acknowledge Engineer Ballard and several other dignitaries in attendance.

Councilman Ballard said he also wanted to thank his brother and his mother for their influence. He noted their personal achievements said it was because of them that he was sitting with the Council today.

BENEDICTION—Rabbi Marc Kline

ADJOURNMENT

Councilman Zipprich offered a motion to adjourn the meeting, seconded by Councilwoman Horgan.

ROLL CALL:

AYES: Taylor, Whelan, Yngstrom, Ballard, Zipprich and Horgan.

NAYS: None

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

Respectfully submitted,

Pamela Borghi

ORDINANCE NO. 2018-01

AN ORDINANCE ESTABLISHING SALARIES OR WAGES OF OFFICIALS AND EMPLOYEES OF THE BOROUGH OF RED BANK, IN MONMOUTH COUNTY

offered the following ordinance and moved its introduction:

BE IT ORDAINED by the Mayor and Council of the Borough of Red Bank, in the County of Monmouth and State of New Jersey, as follows:

SECTION 1. The salaries and wages for the following positions within the Borough of Red Bank shall be as follows (Stricken Text denote deletions, Underlined Text denote additions):

A. Governing Body Positions:

Governing Body Positions	Min	Max
Mayor	\$ 7,301	\$ 7,301
Council Members	\$ 3,650	\$ 3,650

B. Office:

Full-Time Positions	Min	Max
Borough Administrator	\$ 105,000	\$ 140,000
Public Utilities Director	\$ 80,000	\$ 110,000
Borough Clerk/Public Information Officer	\$ 65,000	\$ 85,000
Administrative Secretary/Deputy Clerk	\$ 35,000	\$ 55,000
Director of Finance, Chief Financial Officer, Comptroller	\$ 85,000	\$ 110,000
Tax/Utility Collector	\$ 75,000	\$ 95,000
Administrative Secretary/Assistant to Administrator	\$ 35,000	\$ 55,000
Information Technology Director	\$ 85,000	\$ 105,000
Library Director	\$ 60,000	\$ 75,000
Human Resources Manager	\$ 55,000	\$ 70,000
Construction Official	\$ 15,000	\$ 50,000
Building Sub-code Official	\$ 60,000	\$ 85,000
Fire Sub-Code Official	\$ 75,000	\$ 100,000
Fire Marshal	\$ 75,000	\$ 100,000
Director of Code Enforcement	\$ 10,000	\$ 20,000
Court Clerk Administrator	\$ 65,000	\$ 75,000
Deputy Court Administrator	\$ 45,000	\$ 55,000
Police Chief	\$ 135,000	\$ 155,000
Director Parks & Recreation	\$ 70,000	\$ 90,000
Administrative Officer, Director Department of Planning & Zoning, Certified Land Use Administrator	\$ 60,000	\$ 90,000
Municipal Planner	\$ 20,000	\$ 25,000
Senior Citizens Director, Director of Public Assistance and Relocation Officer	\$ 45,000	\$ 70,000

C. Part-Time Salaried Positions:

Part-Time Salaried Positions	Min	Max
Tax Assessor	\$ 46,775	\$ 59,000
Property Inspector/Assessor's Office	\$ 5,613	\$ 7,100
Plumbing Sub-Code Official	\$ 10,000	\$ 47,000
Electrical Sub-Code Official	\$ 10,000	\$ 47,000
Borough Magistrate	\$ 15,000	\$ 47,500

D. Part-Time Non-Salaried Positions:

Part-Time Non- Salaried Positions	Min	Max
Part Time Plumbing Inspector	\$ 40.00	\$ 50.00
Part Time Electrical Inspector	\$ 40.00	\$ 50.00
Information Technology Consultant (per hour)	\$ 60.00	\$ 90.00
Licensed Water Operator (per hour)	\$ 35.00	\$ 55.00
Permanent Part-Time (per hour)	\$ 8.38	\$ 55.00
Temporary/Seasonal Hourly Employees (per hour)	\$ 8.38	\$ 37.50
Crossing Guards (per day)	\$ 29.24	\$ 29.24

E. Stipends: The following stipends shall be paid to employees who have assumed additional positions within the Borough in addition to their primary employment position.

Stipend Positions	Min	Max
Qualified Purchasing Agent	\$ 10,000	\$ 15,000
Deputy Registrar	\$ 3,150	\$ 3,900
Assistant Purchasing Agent	\$ 4,500	\$ 5,700
Assistant Construction Official	\$ 4,500	\$ 7,500
OEM Coordinator	\$ 4,500	\$ 5,700
RCA Coordinator	\$ 4,500	\$ 5,700
Planning Board Secretary	\$ 2,430	\$ 2,430
Construction Board of Appeals Secretary (per meeting)	\$ 150	\$ 150
Rent Leveling Board Secretary (per meeting)	\$ 250	\$ 250
Board of Health Secretary (per meeting)	\$ 150	\$ 150
Human Relations Advisory Committee Secretary (per meeting)	\$ 150	\$ 150

F. Red Bank PBA Local 39 Positions:

PBA Positions	Min	Max
Captain	\$ 118,973	\$ 126,255
Lieutenant	\$ 112,248	\$ 119,118
Sergeant	\$ 103,109	\$ 109,420
Detective	\$ 99,505	\$ 105,595
Patrolman	\$ 51,445	\$ 101,636
Academy	\$ 39,021	\$ 41,409

G. Red Bank CWA Local 1075 Supervisors:

Red Bank CWA Local 1075 Supervisors: Librarian, Foremen, and Supervisors	Min	Max
Librarian, Foremen and Supervisors	\$ 23.21	\$ 44.02

H. Red Bank CWA Local 1075 Laborer:

Red Bank CWA Local 1075 Laborer	Min	Max
Laborer	\$ 14.16	\$ 27.21

I. Red Bank CWA Local 1075 Driver/Operators:

Red Bank CWA Local 1075 Driver/Operators	Min	Max
Driver and Operators	\$ 14.50	\$ 25.86

J. Red Bank CWA Local 1075 Mechanic/Heavy Equipment Operator/Skilled Worker:

Red Bank CWA Local 1075 Mechanic/Heavy Equipment Operator/Skilled Worker	Min	Max
Mechanic, Heavy Equipment Operator and Skilled Worker	\$ 15.54	\$ 26.38

K. Red Bank CWA Local 1075 Dispatchers:

Red Bank CWA Local 1075 Dispatchers	Min	Max
Dispatchers	\$ 14.16	\$ 23.69

L. Red Bank CWA Local 1075 Clerk/Secretary

Red Bank CWA Local 1075 Clerk/Secretary	Min	Max
Clerk and Secretaries	\$ 14.85	\$ 26.77

M. Red Bank CWA Local 1075 Enforcement Officers:

Red Bank CWA Local 1075 Enforcement Officers	Min	Max
Enforcement Officers	\$ 14.16	\$ 27.65

N. Red Bank CWA Local 1075 Admin. Assistant/Bookkeeper:

Red Bank CWA Local 1075 Admin. Assistant/Bookkeeper	Min	Max
Administrative Assistant and Bookkeeper	\$ 17.10	\$ 28.75

SECTION 2

The Wages, salaries or compensation shall be in effect as of and after January 1, 2018. This will remain in effect until reviewed by further resolution of the Borough Council.

SECTION 3

Employee compensation established by an agreement between any collective bargaining unit and the Borough is incorporated herein as if set forth in full, and compensation shall be made in accordance with the provisions of the agreements as approved and executed by the governing body. The collective bargaining agreements between the Borough and PBA Local 39 and between the Borough and CWA Local 1038 are on file in the office of the Borough Clerk.

SECTION 4

The Governing Body, after recommendation of the Administrator, shall designate those officials and employees who may be entitled mileage compensation for the use of their personal automobiles on Borough business. Such reimbursement shall be equal to the prevailing mileage reimbursement rate established by the Internal Revenue Service.

SECTION 5

The Borough retains the right to pay compensation at amounts of less than those listed herein for officials and employees duly hired to replace vacant offices and positions during the term of this ordinance.

SECTION 6

All ordinances or provisions thereof inconsistent with this ordinance are hereby repealed and the compensation herein established supersedes all previous compensation established by ordinance.

SECTION 7

If any part of this ordinance shall be invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.

SECTION 8

This ordinance shall take effect upon its passage and publication according to law.

Seconded by

and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilman Horgan	()	()	()	()

Dated: January 10, 2018

ORDINANCE NO. 2018-02

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING THE CODE OF THE BOROUGH OF RED BANK BY ADOPTING NEW ARTICLE VIII, "REGULATING THE SALE OF DOGS AND CATS AND PROVIDING FOR A PROHIBITION ON THE SALE OF CERTAIN DOGS AND CATS FROM PET SHOPS" TO BE ADDED TO CHAPTER 231, "ANIMALS"

offered the following ordinance and moved its introduction:

WHEREAS, a significant number of puppies and kittens sold at pet shops come from commercial breeding facilities where the health and welfare of the animals are not adequately provided for ("puppy mills" and "kitten mills", respectively); and

WHEREAS, the documented abuses endemic to puppy and kitten mills include over-breeding; inbreeding; minimal to non-existent veterinary care; lack of adequate space; and lack of adequate exercise; and

WHEREAS, the inhumane conditions in puppy and kitten mill facilities lead to health and behavioral issues in the animals bred in those facilities, which many consumers are unaware of when purchasing animals from pet shops and which can result in exorbitant financial and emotional costs on consumers; and

WHEREAS, current Federal and State regulations do not adequately address the sale of puppy and kitten mill dogs and cats in pet shops; and

WHEREAS, restricting the retail sale of puppies and kittens to only those that are sources from shelters or rescue organizations is likely to decrease the demand for puppies and kittens bred in puppy and kitten mills, and is likely to increase demand for animals from animal shelters and rescue organizations; and

WHEREAS, according to the New Jersey Department of Health 2014 Animal Intake and Disposition Survey, due in large part to pet overpopulation, more than 20,000 dogs and cats are euthanized in New Jersey animal shelters annually and restricting the retail sale of puppies and kittens to only those that are sourced from animal shelters and rescue organizations will likely reduce pet overpopulation and the burden on such agencies and financial costs on local taxpayers; and

WHEREAS, across the country, thousands of independent pet shops as well as large chains operate profitably with a business model focused on the sale of pet services and supplies and not on the sale of dogs and cats and many of these shops collaborate with local animal shelters and rescue organizations to offer space and support for showcasing adoptable homeless pets on their premises; and

WHEREAS, this Ordinance will not affect a consumer's ability to obtain a dog or cat of his or her choice directly from a breed-specific rescue organization or shelter, or from a hobby breeder where the consumer can see directly the conditions in which the dogs or cats are bred, or can confer directly with the hobby breeder concerning those conditions; and

WHEREAS, the Governing Body finds that it is in the best interests of the Borough to adopt reasonable regulations to protect the citizens of the Municipality who may purchase cats or dogs from a pet shop; help prevent an inhumane environment in the Borough.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Red Bank, in the County of Monmouth, State of New Jersey, as follows:

SECTION ONE: Chapter 231 "Animals" of the Code of the Borough of Red Bank, be and the same is hereby amended and supplemented to add thereto the following Article:

Article VII: Regulating the Sale of Dogs and Cats.

(i) Definitions.

The following words and terms shall have the meanings herein indicated for the purposes of the Article:

ANIMAL CARE FACILITY means an animal control center or animal shelter, maintained by or under contract with any state, county or municipality, whose mission and practice is, in whole, or significant part, the rescue and placement of animals in permanent homes or rescue organizations.

ANIMAL RESCUE ORGANIZATION means any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part the rescue and placement of animals in permanent homes.

OFFER FOR SALE means to sell, offer for sale or adoptions, advertise for the sale of, barter, auction, give away or otherwise dispose of a dog or cat.

PET SHOP means a retail establishment where dogs and cats are sold, exchanged, bartered or offered for sale as pet animals to the general public at retail. Such definition shall not include an animal care facility or animal rescue organization, as defined herein.

(ii) Restrictions on the Sale of Dogs and Cats.

- A. A pet shop may offer for sale only those dogs and cats that the pet shop has obtained from or displays in cooperation with:
 - 1) An animal care facility; or
 - 2) An animal rescue organization.
- B. A pet shop shall not offer for sale a dog or cat that is younger than eight weeks old.

SECTION TWO. All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION THREE. If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR. This Ordinance shall take effect immediately upon its Passage and publication according to law.

Seconded by _____ and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilman Horgan	()	()	()	()

Dated: January 10, 2018

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 18-16

**A RESOLUTION APPOINTING EUGENIA POULOS AS FUND COMMISSIONER AND
EVA BIVIANO AS ALTERNATE FUND COMMISSIONER TO
CENTRAL JERSEY HEALTH INSURANCE FUND**

offered the following resolution and moved its adoption:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that Eugenia Poulos is appointed as Fund Commissioner and Eva Biviano is hereby appointed as Alternate Fund Commissioner to Central Jersey Health Insurance Fund.

Seconded by

and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilman Horgan	()	()	()	()

Dated: January 10, 2018

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 18-17

**A RESOLUTION APPOINTING CLIFFORD KEEN AS FUND COMMISSIONER AND
EUGENIA POULOS AS ALTERNATE FUND COMMISSIONER TO
MONMOUTH COUNTY JOINT INSURANCE FUND**

offered the following resolution and moved its adoption:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that Clifford Keen is appointed as Fund Commissioner and Eugenia Poulos is hereby appointed as Alternate Fund Commissioner to Monmouth County Joint Insurance Fund.

Seconded by

and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilman Horgan	()	()	()	()

Dated: January 10, 2018

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 18-18**

**A RESOLUTION APPOINTING LAWRENCE W. LUTTRELL
AS ALTERNATE PUBLIC DEFENDER FOR THE BOROUGH OF RED BANK**

offered the following resolution and moved its adoption:

WHEREAS, there exists a need for legal services as Alternate Public Defender for the Borough of Red Bank; and

WHEREAS, it is the desire of the Mayor, with the advice and consent of the Borough Council, to appoint Lawrence W. Luttrell, as Alternate Public Defender for the Borough of Red Bank; and

WHEREAS, the Borough Administrator has determined and certified in writing that the anticipated value of the contract will exceed \$17,500; and

WHEREAS, although the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the award of contracts for "Professional Services" without competitive bids, the Borough issued a request for proposals for professional service contracts in compliance with Ch. 19, P.L. 2004; and

WHEREAS, all proposals were to be submitted to the Office of the Borough Clerk by December 13, 2017; and

WHEREAS, Lawrence Luttrell submitted such a proposal for Municipal Public Defender and there is a need for an Alternate Public Defender and the Borough has determined that Lawrence Luttrell has the ability and expertise to perform the legal services required by the Borough for the position of Alternate Public Defender; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, as follows:

1. That Lawrence Luttrell is hereby appointed as Alternate Public Defender for the Borough of Red Bank for a term commencing immediately and ending December 31, 2018.
2. The Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, an agreement with Lawrence Luttrell in accordance with the provisions of this resolution.
3. This contract is awarded pursuant to a fair and open public solicitation process in compliance with Ch. 19, P.L. 2004 and a notice of this action shall be printed once in the official newspaper of the Borough of Red Bank.
4. That a copy of the written determination of value by the Borough Administrator shall be placed on file with this resolution.
5. That a certified copy of this resolution shall be provided by the Borough Clerk to the Chief Financial Officer, and to Lawrence Luttrell.

Seconded by

and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilman Horgan	()	()	()	()

Dated: January 10, 2018

RESOLUTION NO. 18-19

A RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEE POSTED BY 211 BROAD STREET, LLC FOR BLOCK 105, LOT 12.04

offered the following resolution and moved its approval:

WHEREAS, under Resolution No. 15-272, the Borough of Red Bank, County of Monmouth, State of New Jersey (the "Borough") released the performance guarantees posted by 211 Broad Street, LLC in connection with approvals granted by the Red Bank Zoning Board of Adjustment for Block 105, Lot 12.04 (the "Property"), and required the posting of a maintenance guarantee by 211 Broad Street, LLC in the amount of \$37,029.00 as a cash deposit; and

WHEREAS, the Borough has received a request from 211 Broad Street, LLC for the release of the maintenance guarantee; and

WHEREAS, the Planning/Zoning Department has recommended the release of the maintenance guarantee posted by 211 Broad Street, LLC for Block 105, Lot 12.04, provided that 211 Broad Street, LLC make payment in the amount of \$788.56 to cure the remaining deficiency in its inspection escrow account;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey as follows:

1. That the Governing Body does hereby authorize the release of the maintenance guarantee posted by 211 Broad Street, LLC in the form of a cash deposit, now totaling \$37,174.21 with accrued interest, provided that 211 Broad Street, LLC make payment in the amount of \$788.56 to cure the remaining deficiency in its inspection escrow account.
2. That a certified copy of this resolution be forwarded to the Chief Financial Officer, the Planning/Zoning Department, and 211 Broad Street, LLC.

Seconded by

and approved on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Yngstrom	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()

Dated: January 10, 2018

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 18-20

A RESOLUTION EXTENDING PROFESSIONAL SERVICES CONTRACT WITH GOVERNMENT STRATEGY GROUP FOR MANAGEMENT ENHANCEMENT REVIEW SERVICES PURSUANT TO NON-FAIR AND OPEN PROCESS ESTABLISHED BY N.J.S.A. 19:44A:20.4

offered the following resolution and moved its adoption:

WHEREAS, there existed and continues to exist a need for a comprehensive review of management services within the Municipal Government of the Borough of Red Bank; and

WHEREAS, the Borough's Governing Body, under Resolution No. 17-234, previously contracted with Government Strategy Group to comprehensively review the Borough's management from October 16, 2017 through January 16, 2018; and

WHEREAS, the Borough's Governing Body is pleased with the progress of the services being rendered to the Borough by Government Strategy Group and wishes to extend the parties' contract through April 15, 2018; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of these services are anticipated to be higher than \$17,500; and

WHEREAS, the extension of Government Strategy Group's contract for Management Enhancement Review Services constitutes a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A:20.4; and

WHEREAS, the performance of these services require knowledge of an advanced type in a field of learning pursuant to N.J.S.A. 40A:11-2, and the Borough has determined that Government Strategy Group has the ability and expertise to perform the services required by the Borough and is duly qualified to serve as Management Consultant; and

WHEREAS, Government Strategy Group has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political candidate committee in the Borough of Red Bank in the previous one year, and that the contract will prohibit Government Strategy Group from making any reportable contributions to a political or candidate committee in the Borough of Red Bank through the term of the contract; and

WHEREAS, it is the desire of the governing body to appoint Government Strategy Group as Management Enhance Review Services Consultant through April 15, 2018; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is attached hereto; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the award of contracts for "Professional Services" and requires that the resolution and contract be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey as follows:

1. That Government Strategy Group is hereby appointed as Management Enhancement Review Services Consultant through April 15, 2018.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the attached agreement with Government Strategy Group in accordance with the provisions of this resolution.
3. That this contract is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law because it is for services to be performed by a person or persons authorized by law to practice a recognized profession.

4. That the Business Disclosure Entity Certification on file with the Borough for Government Strategy Group shall be placed with this resolution.
5. That a notice of this action shall be printed once in the official newspaper of the Borough of Red Bank.
6. That a copy of the written determination of value by the Purchasing Agent shall be placed on file with this resolution.
7. That this resolution shall take effect immediately.
8. That a certified copy of this resolution shall be provided by the Borough Clerk to the Purchasing Agent, the Chief Financial Officer and Government Strategy Group.
9. The Chief Financial Officer has certified to the availability of funds for this contract in the following line item appropriations or ordinances: _____ up to a maximum amount of \$_____.

Seconded by

and approved on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Yngstrom	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()

Dated: January 10, 2018

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 18-21

**A RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 18-15,
APPROVING A CONTRACT FOR ADMINISTRATIVE SERVICES, AND APPOINTING
AN INTERIM BUSINESS ADMINISTRATOR AND ASSISTANT ADMINISTRATOR**

offered the following resolution and moved its adoption:

WHEREAS, on January 1, 2018, resolution 18-15 was adopted regarding the appointment of an Interim Business Administrator and Interim Assistant Business Administrator; and

WHEREAS, it has become necessary to repeal said resolution and replace the actions taken by it regarding said appointments and administrative services for the Borough;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey as follows:

1. The aforesaid Resolution 18-15 is repealed and is null and void and of no force or effect.
2. The attached proposal from Government Strategy Group dated December 28, 2017, to provide professional management services for administrative and financial operations is hereby approved and authorized, subject to the certification of availability of funds by the Chief Financial Officer.
3. Kenneth DeRoberts of Government Strategy Group is hereby appointed as Interim Business Administrator, effective as of January 1, 2018.
4. Said Kenneth DeRoberts is hereby authorized to appoint Clifford Keen as Acting Assistant Business Administrator pursuant to Borough code, also effective as of January 1, 2018.

Seconded by

and approved on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Yngstrom	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilwoman Horgan	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()

Dated: January 10, 2018

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 18-22

A RESOLUTION AMENDING THE 2018 TEMPORARY APPROPRIATIONS

offered the following resolution and moved its adoption:

WHEREAS, the governing body previously adopted a resolution authorizing temporary appropriations for 2018 in accordance with N.J.S.A. 40:-19; and

WHEREAS, the governing body now wishes to rescind certain temporary appropriations for the 2018 and to make new appropriations to provide for the period between the adoption of the budget.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank in the County of Monmouth, New Jersey, that the following amendments to the 2018 temporary appropriations be adopted.

<u>Current Fund</u>	<u>Adopted</u>
Administration – S&W	(\$ 30,000)
Administration – O/E	\$ 30,000
Total	\$ -0-

Seconded by

and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	()	()	()	()
Councilman Whelan	()	()	()	()
Councilman Yngstrom	()	()	()	()
Councilman Ballard	()	()	()	()
Councilman Zipprich	()	()	()	()
Councilman Horgan	()	()	()	()

Dated: January 10, 2018