

**MINUTES  
REGULAR MEETING  
MUNICIPAL COUNCIL – BOROUGH OF RED BANK  
APRIL 27, 2016  
6:30 P.M.**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

PRESENT: Mayor Menna and Council Members Burnham, Zipprich, Horgan, Schwabenbauer, Taylor and Whelan.

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

**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 January 2, 2016.

**SUSPEND REGULAR ORDER OF BUSINESS**

Councilman Zipprich offered a motion to suspend the regular order of business, seconded by Councilman Whelan.

**ROLL CALL:**

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

NAYS: None

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

Mayor Menna noted that the item listed for discussion under Workshop was in regard to the budget so he would be moving up that part of the agenda to coincide with the budget discussion. She reviewed the work that had been done by the committee so far and said they would continue to work until they had a budget they were comfortable with which was scheduled for adoption on May 25, 2016. She said the reason they were introducing a budget that they were planning to change. She said

**2016 Proposed Budget Presentation & Discussion of Report from Finance Committee**

Councilwoman Schwabenbauer reviewed the proposed draft 2016 budget to be introduced. She stressed that it was a draft and noted that in 2015 the budget had been introduced with the four percent increase and had ultimately been adopted with a zero increase. She said the 2016 budget was being introduced with an increase of more than five percent and said, when it was finally adopted, it would not reflect a zero increase but said it would be less than it was today. She explained that the Borough was required to introduce a budget within a certain time frame which was why they were presenting a budget that was not yet finalized. She said the Finance Committee would hold a public meeting before the Public Hearing. She itemized some of the reasons why the budget would reflect an increase including the expense of retiree health benefits and said the Borough was now setting aside funds for these expenses to help cover the cost in the future. She also said the Borough did not have a lot of reserves and said they were looking to improve that. She said she wanted to note that vacant properties cost the tax payers money and said there were positive sides with development. She reviewed different ways they were looking to cut expenses and again noted there was an email address where people could send comments which was [budget@redbanknj.org](mailto:budget@redbanknj.org). She said the Public Hearing and adoption was scheduled for May 25, 2016 at 6:30 pm.

Mayor Menna thanked Councilwoman Schwabenbauer and said he appreciated the efforts of the committee and agreed that the introduced budget was just a draft. He said standard practice was to have the auditor review the budget before the public hearing. He also noted that the Council had capped employee benefits many years ago and had done it before the State law was in place. He said Councilwoman Schwabenbauer was talking about employees who were hired before that change was made. He said they were employees that had been loyal for many years and said the Borough was contractually obligated and that it was fair that the Borough should honor the agreement that was made when they were hired. He agreed that the health benefits should be reviewed. He commended Borough staff and said he felt the Council could come up with a feasible plan. He also said he believed it was the right thing to do, as allowed by the State, to plan for employee retirements with a five year option. He said the carrying cost was minimal. He said he respected Councilwoman Schwabenbauer's opinion that it should be in the budget but said he preferred to do it over a five year span.

**WORKSHOP--Discussion of Budget and Report from Finance Committee**

Councilwoman Schwabenbauer noted that she had been speaking regarding expenses but said the other side of the budget was revenues. She said the Committee had been looking at sources of income to help keep the residents' taxes as low as possible. She said the Finance Committee had reviewed several different scenarios regarding parking meter fees and had asked for comment from the Parking Committee and RiverCenter. She said the proposal would be to raise the fees to \$1.00 per hour in the municipal parking lots and \$1.50 for street

meters. She said there would be no change to the hours and said there would be \$2 minimum in the lots. She there would also be an increase to the permit fees.

Mayor Menna thanked Councilwoman Schwabenbauer and her committee for their work. Mayor Menna noted that it had been reported that there had been abuse of the time limits in the White Street parking lot and said he felt the proposal would push long term usage to underutilized lots. He said he felt a long term solution would be a multi-level parking facility. He also noted that competing municipalities had parking rates that were much higher.

Councilman Zipprich questioned the rates that were shown in the draft ordinance noting that the Committee had agreed to \$1.00 in lots.

Councilwoman Schwabenbauer said she suspected it was a typo and confirmed the rates she had given earlier.

Councilwoman Burnham questioned if the Borough was allowed to charge for parking in Marine Park since it was a Green Acres site.

Mayor Menna said they could charge but a percentage of the revenue would go toward park replenishment.

Councilwoman Burnham also suggested the Borough should look into renegotiating the Payment in Lieu of Taxes (PILOT) agreements.

Mayor Menna said he would defer to the Borough Attorney but said the PILOTs did reflect cost of living increases that were in existence. He added that the general rule was that, unless they came before the municipality for an expansion, they did not have the legal authority to force a new agreement on them. He reviewed a bill that had been vetoed by the Governor that would have eliminated PILOTs for medical facilities.

Councilwoman Burnham said the YMCA had enlarged and asked if their PILOT had been negotiated.

Mayor Menna said they had not enlarged but had rehabilitated their property. However, he continued, the PILOT in place was very beneficial to Red Bank school children as it offered them free basic membership.

Councilwoman Burnham asked about Locust Landing and a waiver that had been granted in 201t.

Mayor Menna said he would defer to the Borough Attorney but said he was not aware of any negotiations on that property.

Attorney Cipriani said she was not familiar with that case.

Mayor Menna summarized that PILOTs could be negotiated and cited the Count Basie Theatre as an example.

Councilwoman Burnham said she did not understand how there would be an increase with all of the new development that had been underway.

Councilwoman Schwabenbauer said they had depleted the Borough's reserves to accomplish that.

Mayor Menna also noted that the cost of retiree benefits. He also pointed out that the Lofts and Station Place projects had only been completed at the end of last year so hadn't been fully taxed for 2016.

Councilwoman Burnham said she thought it was great that they were increasing the parking rates because Red Bank had the cheapest rates around but said she didn't think they should use parking revenue to balance the budget.

Mayor Menna said he understood her point but said he felt it would be foolhardy if the Council did not use the Borough's resources for the benefit of their residents. He noted that Red Bank did not have a beach so could not sell badges.

Councilwoman Burnham noted that the Borough did have a river suggested they could use it better.

Mayor Menna said that was why he had suggested a riverboat at Marine Park.

Councilwoman Schwabenbauer also noted that the Committee had done a lot of cutting to get the budget to where it was and said they were still cutting more. She reviewed areas where cuts had been made.

Councilwoman Burnham asked they had considered selling Fair Haven properties on the Borough's water system.

Councilwoman Schwabenbauer noted those properties generated revenue.

Mayor Menna opened the Public Comment and asked if anyone would like to speak.

Jay Herman—no address given—said he was a resident and an investor in commercial real estate. He said he was concerned about the parking rates. He said he felt it would be a disaster for the business community and residents. He said it was an insult to the Borough's customers. He noted the amount spent by RiverCenter on promotion and marketing. He cited the changes that had been made to parking over the years, such as street meters, pay stations and \$38 tickets, and criticized the increase. He said every dollar in fees would lose two dollars in rateables. He questioned the Mayor's comparison of Red Bank to towns such as Asbury Park and Long Branch. He said he felt Red Bank should be compared to the Grove or Monmouth Mall. He commended the Council but said he feared they did not know what they were doing. He said it was not a welcome mat but was a slap.

Councilwoman Burnham noted there were fifteen minutes meters. She also said she felt Broad Street had formerly been retail but now had several large restaurants with more employees taking customer parking. She called for them to be directed to the east side lots.

Mr. Herman agreed that the lots should be less than the streets and again called it counterproductive.

Councilman Whelan noted the Asbury Park and Long Branch had longer hours and higher rates. He said customers in those towns did not seem to be deterred. He also noted that the pay stations were an example of changing technology. He said many people don't carry change and would rather use a pay station. He also noted employees can renew over their phone.

Mr. Herman acknowledged that the technology would appeal to those under thirty but said the downtown wanted everyone and again compared Red Bank to shopping malls.

Suzanne Viscomi—19 Morford Place—noted that last year the Borough had added meters to the western side of Monmouth Street and asked if the Borough had looked at the impact. She questioned the increased rates.

Councilman Zipprich noted that he had joined Councilwoman Burnham in voting no on the expanded meters because they had listened to the business community.

Councilwoman Burnham reviewed the voting history and said the Borough just needed to enforce the existing ordinance.

William Meyer—12 Monmouth Street—said street meters were added in approximately 2006 and noted that he had circulated a petition against it. He said the revenues for businesses on Broad Street had never been as good as they had been as they had been prior to the meters.

Mayor Menna said the economic downturn of 2007 may have had something to do with a drop in revenue. He said retail was down 40 percent nationwide which could be attributed to mail order and internet orders.

Mr. Meyer said he felt it was due to the meters.

Councilwoman Burnham said four new stores had opened.

Mayor Menna credited RiverCenter.

Howard Bernstein—Spice & Tea Exchange, Monmouth Street—said he may not have chosen Red Bank as a place to open his store if he had been aware of the parking issues. He said rather than looking at fees he suggested they look at parking management. He also suggested charging different rates in different lots.

Councilman Whelan said that would be difficult in regard to permits.

James Scavone—Director of RiverCenter—said he understood the budgeting issues and appreciated the town's cooperation. He also said he understood Red Bank was not a beach town but cautioned the Council about using the parking revenue to offset the resident taxes rather than building a garage.

Mayor Menna said the fee increase would not pay for a garage.

Mr. Scavone agreed that the fees would not fund the garage entirely but said the funds should go toward the solution.

Victor Kuo—Temple Restaurant—noted other businesses with short term customers that would be affected by the fee increase and the minimum. He also questioned who the fee would help other than to balance the budget.

Councilwoman Schwabenbauer said they did not take the increase lightly.

Councilwoman Schwabenbauer offered a motion to close the public comment, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

2016-5 Mayor Menna read, "Borough of Red Bank Calendar Year 2016 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14)."

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

ROLL CALL:

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

NAYS: None

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

Final reading and public hearing to be held May 11, 2016.

16-117 Mayor Menna read, "A Resolution Authorizing Introduction of 2016 Municipal Budget."

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

ROLL CALL:

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

NAYS: None

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

Public hearing scheduled for May 25, 2016.

### **RESUME REGULAR ORDER OF BUSINESS**

Councilwoman Schwabenbauer offered a motion to resume the regular order of business, seconded by Councilman Zipprich.

ROLL CALL:

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

NAYS: None

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

### **APPROVAL OF MINUTES – April 13, 2016**

Councilman Zipprich offered a motion to table the approval of the minutes, seconded by Councilwoman Schwabenbauer.

ROLL CALL:

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

NAYS: None

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

### **MAYORAL APPOINTMENTS**

### **REPORTS OF MAYOR AND COUNCIL MEMBERS**

Councilwoman Schwabenbauer had no report.

Councilman Taylor said Parks and Recreation Summer Camp registration was underway and said they would offer extended hours and were looking for indoor locations. He reported upcoming Parks and Recreation programs included a Cinco de Mayo program, a mother/son heroes brunch, Mayor's Wellness Campaign fitness programs and a spring photo contest that would conclude on Memorial Day. He also reported that there would be a Memorial Day program on May 30<sup>th</sup> at 11 am. He also noted the office now offered extended hours on Wednesday.

Councilman Whelan reported that RiverCenter had hosted the International Food and Beer Festival the previous weekend and had had an estimated 18,000 attendees. He said proceeds had gone to the Red Bank Borough Education Foundation. He also noted the Police Department web page had been updated and crime and accident statistics were down. He said there was a resolution on the agenda to hire three special officers for the summer.

Councilwoman Horgan reported that the Library Board had met the previous Thursday. She said 4,833 people had visited the Library during the month of March. She said National Library Week had been a big success and said they had had a successful bookmark party sponsored by the Friends of the Library and thanked the Red Bank Women's Club for underwriting the cost of the bookmarks. She said cameras had been purchased and installed with the funds provided by the Mayor's Ball last year. She also noted that there had been an article on redbankgreen.com to address why the Red Bank Library was not part of the County system. She noted that there had been comments made on the website regarding why the article had run at this time. She said the library had recently done a survey and many of the submissions had included that question. She said the Board had decided to address the question publicly in response to the survey. She said there had been no conspiracy and questioned comments that had been made on redbankgreen.com.

Councilman Zipprich reported that Bridge Avenue was currently being paved. He thanked RiverCenter for the International Beer Wine and Food festival and thanked the volunteers from the Red Bank Borough Education Foundation manned the raffle table. He said tickets were available on the RBBEF website. He said the Department was looking forward to the lime feed building going live next week so they could go back over to 100 percent Red Bank water. He said the Director had met with the Engineer to review and update the Borough's storm water management plan. He said Department had refurbished and repainted the third floor and were moving forward with the rest of the building. He said DPW staff had finished repairing curbing at Branch and Tower Hill avenues and the job being done in-house had saved substantial dollars. He also reported that street sweeping and brush pick up were underway and said he and Director Keen had met with Fair Haven to discuss shared services. He said the Historic Preservation Commission had met to do plan review and the Shade Tree Committee had celebrated Arbor Day and Earth Day. He thanked Michael Paul Raspanti for his efforts to plan a red bud tree at the Red Bank Middle School with the fifth graders. He said the Shade Tree Committee had also coordinated that planting of five trees around town.

Councilwoman Burnham reported that the Senior Center parking lot had been resurfaced and a new generator would be installed the following week. She said renovations were also underway on the interior. She said the Navesink River Municipalities Commission would be having their first meeting in nine years on May 4 at 7pm to discuss issues with the river. She also said she wanted to address comments that Councilwoman Horgan had made about comments made in the redbankgreen.com article. She said she was the one who had questioned why the Library issue had been brought up and said she had not been aware of the questionnaire. She said, for many years, she had been listening to the Administration state that they were not going to sell the property but

claimed they had tried to remove Maple Cove and the lot adjacent to the Library from the Green Acres open space list where it could be sold.

Mayor Menna asked her to focus on her report.

Councilwoman Burnham said she wanted to note that she was the one who had said it and said she wanted to clarify why she had said it. She said she thought it was odd and didn't know why it was being brought up.

Councilwoman Horgan suggested she could have called the Director.

Mayor Menna said he wanted to correct Councilwoman Burnham's statement that the Navesink River Municipalities Commission had not met in nine years. He said Councilwoman Horgan had held meeting when she was the liaison.

Councilwoman Burnham said she had understood the Commission had not met in three years.

Councilwoman Horgan said that was because the Commission had decided they would only meet when there was an issue. She said it had been hard to get members to attend and there was also a question about who the representatives were from each municipality.

Councilman Taylor said the citizen Parks and Recreation Committee will begin recording and publishing their minutes. He also thanked Lucas Construction for properly notify residents of the Bridge Avenue paving.

## **COMMUNICATIONS AND PETITIONS**

### **PUBLIC COMMENT - Ordinances on First Reading and Resolutions Only**

No one appeared.

### **ORDINANCES – First Reading**

#### **ORDINANCES – Public Hearing and Final Adoption**

2016-4 Mayor Menna read, "An Ordinance Amending Chapter VIII, "Parking Lots and Handicapped Parking Spaces," Subsection 8-2.8, "Restricted Parking" of the Revised General Ordinances of the Borough of Red Bank. (Linden Place)."

Mayor Menna 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 Councilwoman Schwabenbauer.

#### **ROLL CALL:**

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

NAYS: None

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

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

#### **ROLL CALL:**

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

NAYS: None

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

## **RESOLUTIONS**

16-118 Mayor Menna read, "A Resolution Authorizing Tax Credits/Refunds totaling \$5,393.50 Due to Judgments of the Tax Court of New Jersey."

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

#### **ROLL CALL:**

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

NAYS: None

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

16-119 Mayor Menna read, "A Resolution Authorizing Tax Credits/Refunds totaling \$1,782.94 Due to Overpayment by Property Owner."

Councilman Zipprich offered a motion to approve the resolution, seconded by Councilman Whelan.

#### **ROLL CALL:**

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

NAYS: None

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

16-120 Mayor Menna read, "A Resolution Authorizing Creation of Change Funds (Parks & Recreation – Concessions)."

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

ROLL CALL:

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

NAYS: None

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

16-121 Mayor Menna read, "A Resolution Appointing Special Law Enforcement Officers Class I."

Councilman Whelan offered a motion to approve the resolution, seconded by Councilman Zipprich.

Councilwoman Burnham asked how many officers were being hired.

Councilman Whelan said there were three which was the same as last year.

ROLL CALL:

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

NAYS: None

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

16-122 Mayor Menna read, "A Resolution Authorizing the Borough of Red Bank to Enter into a Cooperative Pricing Agreement."

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

Councilman Zipprich asked what was being purchased.

Mayor Menna said several items could be purchased with the benefit of state contract pricing without the need to get bids.

Administrator Sickels said the request for the resolution had been made by the Director of Public Works.

ROLL CALL:

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

NAYS: None

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

16-123 Mayor Menna read, "A Resolution Amending the 2016 Temporary Appropriations."

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

ROLL CALL:

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

NAYS: None

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

16-124 Mayor Menna read, "A Resolution Supporting the *Click it or Ticket* Mobilization of May 23-June 5, 2016."

Councilman Whelan offered a motion to approve the resolution, seconded by Councilman Zipprich.

ROLL CALL:

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

NAYS: None

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

16-125 Mayor Menna read, "A Resolution Authorizing Person-to-Person Transfer of Plenary Retail Distribution License No. 1340-44-009-004 (Gayatri, Inc. to SSPF2, LLC)."

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

ROLL CALL:

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

NAYS: None

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

16-126 Mayor Menna read, "A Resolution Awarding a Two-Year Contract, with an Optional Three-Year Extension, to G&D Organic Ice Cream, LLC, a/k/a Gracie and The Dudes at Riverside Gardens Park for Concession Rights to Riverside Gardens Park."

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

ROLL CALL:

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

NAYS: None

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

Councilman Zipprich asked how many bids the Borough had received.

Administrator Sickels reviewed the bid submissions and said two were determined to be complete.

Mayor Menna said it was a win-win for the town and the residents.

Councilman Zipprich asked if they would be renovating the building.

Administrator Sickels said they would and reviewed the details of the lease agreement.

Mayor Menna thanked Director Hoffmann for his support of the project.

16-127 Mayor Menna read, "A Resolution Authorizing to Approve the Hiring of Parks and Recreation Summer Camp Staff."

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

ROLL CALL:

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

NAYS: None

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

Councilman Zipprich asked how many camp staff would be hired.

Administrator Sickels said these two employees were the Director and Administrative Assistant who were being hired first to start the planning. He said the recommendation for Counselors would be done later.

#### **ORDINANCES – First Reading**

2016-6 Mayor Menna read, "Ordinance Amending and Supplementing the Revised General Ordinances of the Borough of Red Bank Chapter VIII, "Parking Lots and Handicapped Parking Spaces", Section 8-2, "Metered Parking and Permit Parking", Subsection 8-2.4, "Operation of Parking Meters", Schedule I, "Parking Meter Zones" and Subsection 8-2.6, "Permit Parking."

Councilwoman Schwabenbauer offered a motion to adopt the ordinance on first reading, seconded by Councilman Whelan.

ROLL CALL:

AYES: Horgan, Schwabenbauer, Taylor, Whelan

NAYS: Burnham, Zipprich

There being four and two nays, the motion was declared approved.

Mayor Menna said the public hearing would be held May 11, 2016.

#### **PROCLAMATIONS**

Mayor Menna read a proclamation proclaiming April 29, 2016 as Arbor Day in the Borough of Red Bank.

Mayor Menna read a proclamation proclaiming April 2016 as Jazz Appreciation Month in the Borough of Red Bank.

#### **PAYMENT OF VOUCHERS**

16-128 Mayor Menna read, "A Resolution for Payment of Bills Amounting to \$3,539,150.84."

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

ROLL CALL:

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

NAYS: None

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

Mayor Menna said he would like to add a resolution regarding a proposed rate increase by New Jersey Natural Gas. He called the 24 percent increase corporate malice and greed. He commended the Ocean County Board of Chosen Freeholders for taking action to oppose the increase and said he felt Red Bank should urge the Monmouth County Board of Freeholders and the state legislators to do the same.

16-129 Mayor Menna read, "A Resolution Condemning New Jersey Natural Gas' Request for a Twenty-Four Percent Increase in Rates and Urging the New Jersey Board of Public Utilities to Not Approve Such Increase.

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

## **NEW BUSINESS**

## **OLD BUSINESS**

### **ROLL CALL:**

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

NAYS: None

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

### **AUDIENCE**

Jean Klemm—Treasurer at Warwick Gardens—reported a problem regarding the sewer line on Pinckney Road. She said the pipes repeatedly jammed and her association has regularly contracted a plumber or sewer service which was expensive. She said she felt Foodtown was contributing to the problem with their disposal practices and Warsick Gardens was bearing the expense to repairs. She called for the Borough to fix the pipes or pay for the repairs.

Administrator Sickels said the question could be resolved with a dye test and said he would address the issue with the Public Director the following day. He said they would investigate and discuss the matter with the engineer.

Mayor Menna also recommended that Foodtown's kitchen and grease traps be inspected by the Code Enforcement Department.

Amanda Lynn—38 Molly Pitcher Village—noted that she was with RiverCenter but was appearing as a resident. She said she had an issue with taxi cabs that blast horns to notify customers that they arrived. She said they aren't allowed to call or get out of the cab and knock.

Mayor Menna suggested the issue should be address by Borough Ordinance and asked that she report the next time it happened.

Robert Ender—gave an office address of 332 Broad Street—asked for an update on the Marine Park tennis court issue.

Mayor Menna said they were waiting for a report from the committee.

Councilman Taylor said the matter had been addressed the issue at a recent Parks and Recreation Committee meeting. He said there were issues with the rehabilitation of Marine Park and said the matter was on their agenda.

Mr. Ender asked if an engineering firm had visited the property.

Administrator Sickels said the infrastructure work was underway and that the committee was consulting with people who were involved with park design to help make the park a destination and also for the procedure regarding public comment

Councilman Taylor said the Requests for Proposals from the previous year had only addressed a parcel of the park. He said the Administrator had been referring to a plan to address the whole park.

Councilwoman Burnham asked if they had determined whether or not the pipes for the sewer were under the tennis courts.

Mr. Sickels said he could not answer for sure but thought there might be.

Councilwoman Burnham asked which engineering firm had been on the site.

Mr. Sickels said he did not know.

Councilwoman Burnham said she had heard there was a white van at the park.

Mr. Sickels said T&M Associates was continuing to work on the ongoing project and reviewed details.

A discussion continued on the project and the fact that T&M was finishing the project.

Freddie Boynton—365 Shrewsbury Avenue—handed an employment application to Administrator Sickels. He thanked the Police Department for taking care of an abandoned vehicle. He said the Police were doing a fabulous job but called for younger officers to walk a beat and get to know people.

Councilman Taylor said he had seen an officer walking and said he did not know if that was on his own initiative or a department directive.

Mr. Boynton thanked they Borough for getting Bridge Avenue paved and criticized Councilman Zipprich for not commenting on it earlier.

Councilman Zipprich said he had reported on the status of the road program and said it had been discussed at length last year. He reviewed details of the project that had been due to be completed in spring of 2016.

Councilman Whelan said he would like to note that the Finance Committee had an impossible job in dealing with the budget. He said the Finance Committee had asked the Parking Committee to make a recommendation on the hours and rates for meters. He said the Parking Committee had met Monday night and all been in agreement on the recommendation. He questioned why two of those committee members had voted "no" on what they had agreed to Monday night. He said he felt disappointed.

Councilwoman Burnham said she had voted “no” because she had understood that the east side lots would remain at 50 cents to address employee parking.

Councilman Whelan said the proposal had been distributed writing.

Councilwoman Burnham said she did not remember that and again reviewed the issues with employee parking.

Councilman Taylor said the Finance Committee had sent several proposals for discussion but said they had never proposed different rates in different lots because it would be too confusing.

Councilman Zipprich said several things had been left on the table at the meeting and said he also considered the comments from the business community.

#### **EXECUTIVE SESSION**

16-130 Mayor Menna read a resolution to adjourn to executive session to discuss litigation and contract negotiations.

Councilwoman Schwabenbauer offered a motion to adjourn to executive session to discuss litigation and contract negotiation, seconded by Councilman Taylor.

ROLL CALL:

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

NAYS: None

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

Councilman Whelan offered a motion to resume the regular order of business, seconded by Councilman Taylor.

ROLL CALL:

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

NAYS: None

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

#### **ROLL CALL**

PRESENT: Mayor Menna and Council Members Burnham, Zipprich, Horgan, Schwabenbauer, Taylor and Whelan.

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

#### **ADJOURNMENT**

Councilwoman Schwabenbauer offered a motion to close executive session meeting, seconded by Councilman Whelan.

ROLL CALL:

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

NAYS: None

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

Respectfully submitted,  
Pamela Borghi