

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL – BOROUGH OF RED BANK
September 26, 2018
6:30 P.M.**

PLEDGE OF ALLEGIANCE

Mayor Menna called for a moment of silence in memoriam of Police Chief Stephen McCarthy who passed away on September 23, 2013.

ROLL CALL

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

ALSO PRESENT: Administrator Shehady, Borough Clerk Borghi 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 January 1, 2018.

SUSPEND REGULAR ORDER OF BUSINESS

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

ROLL CALL:

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

NAYS: None

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

Red Bank Borough Schools Board of Education Community Relations Presentation

Board Member Tom Labetti announced the School District was working on a new strategic plan. He invited the Council to a Community Reflection Session to be held Monday, October 8 from 5:30 to 7:30 pm.

Mayor Menna thanked Mr. Labetti, Superintendent Ramage and several Board members for attending the Council meeting.

Capital Review – English Plaza Project (RiverCenter)

RiverCenter Director James Scavone said the SID had received a zero interest loan to be used to help fund improvement to English Plaza and the area of White Street from English Plaza to Broad Street. He said the funding was being used for planning and development of the project. He said they were working Jackie Flor of the firm Engenuity. Ms. Flor reviewed the process to determine the proposed design. She said they had met with stakeholders and reviewed six designs. She presented details of the final design concept and reviewed the benefits which would include outdoor seating and an alternative event venue among others.

Councilman Zipprich complimented Ms. Flor on the presentation. He said the RiverCenter Board was proud of the project and said the firm had done a wonderful job of community outreach.

Mayor Menna noted the extraordinary efforts that RiverCenter had undertaken since it had been founded. He stressed that this project would not have been done without the creativity and funding of RiverCenter. He noted RiverCenter's projects over the years had benefited the whole town and not just the downtown.

Councilman Yngstrom asked about impervious pavement.

Ms. Flor said it wouldn't work in the parking areas but they have tried to incorporate it into the pedestrian areas. She said she reviewed the matter with the Borough Engineer and said she had agreed.

Councilwoman Horgan said the design was very impressive. She said she liked the public art and green spaces that had been included.

Councilman Ballard asked how the project would affect the parking inventory.

Ms. Flor said there were 151 existing public/private spaces in English Plaza and 18 spaces in the project area of the White Street lot. She said English Plaza would have four additional spaces and in the White Street lot there would be a gain of four additional spaces. She said there was also the possibility of adding four or five more through restriping.

Mayor Menna asked if anyone from the Public would like to comment.

Cindy Burham—71 Wallace Street—asked if they considered a shelter for the pay stations.

Ms. Flor said they did look at that but did not include it in the project due to budget restrictions.

Mayor Menna said, in regard to the cross walk at Front Street which he called a critical component, the Borough

had already reached out to the County to improve striping and lighting. He also called for solar lit flashing to enhance vision at night.

Count Basie Theatre Sign Request

Mayor Menna asked that his matter be moved from Communications/Petitions to Suspended Order.

Benjamin Lucarelli appeared on behalf of the Count Basie Theatre and presented samples of the signage the organization would like to place on construction fencing for the duration of the current construction project.

Councilman Taylor made a motion to approve the request, seconded by Councilman Yngstrom.

AYES: Taylor, Whelan, Yngstrom, Ballard, Horgan

NAYS: None

ABSTAIN: Zipprich

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

RESUME REGULAR ORDER OF BUSINESS

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

ROLL CALL:

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

NAYS: None

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

WORKSHOP

No Workshop items.

APPROVAL OF MINUTES – September 12, 2018

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

ROLL CALL:

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

NAYS: None

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

MAYORAL APPOINTMENTS

Mayor Menna said the Human Relations Advisory Committee Appointments would be held until after adoption of Ordinance 2018-23.

PUBLIC COMMENT – Ordinances on First Reading and Resolutions Only

No one appearing, Councilman Zipprich offered a motion to close the public comment portion of the meeting, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

COMMUNICATIONS AND PETITIONS

No additional Communication/Petitions.

ORDINANCES – First Reading

2018-27 Mayor Menna read, "A Bond Ordinance Amending and Supplementing Bond Ordinance Number 2017-21 Finally Adopted on July 26, 2017 and Further Amended by Bond Ordinance Number 2018-09 Finally Adopted on March 28, 2018 to Increase the Total Appropriation therein from \$825,000 to \$1,400,000, to Increase the Total Debt Authorization therein from \$825,000 to \$1,400,000, and to Amend and Supplement Other Provisions therein."

Councilman Zippich offered a motion to approve the introduction of the ordinance, seconded by Councilman Yngstrom.

ROLL CALL:

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

NAYS: None

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

Public Hearing to be held October 10, 2018 at 6:30 pm

2018-28 Mayor Menna read, "An Ordinance Amending and Supplementing Chapter 490, Planning and Development Regulations, Relating to a Green Development Checklist."

Councilman Taylor offered a motion to approve the introduction of the ordinance, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

Ordinance to be referred to the Planning Board. Public Hearing to be held October 24, 2018 at 6:30 pm.

2018-29 Mayor Menna read, "An Ordinance Amending Chapter 680: "Vehicles and Traffic" to Include New Four-Way Stop Intersections at Oakland Street & Pearl Street and East Bergen Place & South Street."

Councilman Ballard offered a motion to approve the introduction of the ordinance, seconded by Councilwoman Horgan.

ROLL CALL:

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

NAYS: None

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

Public Hearing to be held October 10, 2018 at 6:30 pm

REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilman Ballard said he had not report from the Finance Committee but wanted to report on the Best Practices/Innovations Summit held on September 15. He said it had been well attended by Borough Officials and thanked all who attended. He said he would have a full report at the next Council meeting.

Councilman Zipprich reported that Director of Public Works Keen had brokered a shared service agreement with the County to pull up asphalt and Broad and West Front streets to fix a sink hole. He reviewed the details of the project and said it was a terrific collaborative effort. He said Mr. Keen had also secured the resurfacing of the pavement in front of Riverside Gardens Park. He said the combined effort save the Borough approximately \$40,000. He reported that RiverCenter would be holding their Annual Oysterfest event the following Sunday. He thanked RiverCenter staff and volunteers for their efforts. He said the RiverCenter Board had met that morning reviewed topics of discussion including the Strategic Planning process. He said the next Strategic Planning meeting would be held on October 15 at 7pm at the Two River Theater.

Councilwoman Horgan reported that the Library had been the recipient of new computers and technology to provide wireless printing from personal devices through an anonymous donor. She also reported that the new seasonal Story Walk book was in place at Riverside Gardens Park and the latest installment of the "Let's Talk About Race" programs was happening concurrently with the Council meeting. She urged everyone to follow the Library on various social media platforms.

Councilman Yngstrom announced upcoming Parks & Recreation programs including Halloween Movie Night on 10/12, an Egg Hunt on 10/18 and Halloween Parade on 10/21 with line up at 1pm and parade kick off at 2pm. He reported on the Parking Meeting held in conjunction with RiverCenter the previous Monday night and said there had been great input from the residents and the business community. He reported on activities being undertaken by Parking Consultant Walker and Associates. He said he was looking forward to seeing the results of their study. He also commended the Shade Tree Committee who had applied for and received an Urban Community Forestry grant from the NJDEP for \$30,000. He reviewed how the grant money would be used.

Councilman Whelan said he had no report but wanted to compliment Ms. Flor on her presentation.

Councilman Taylor said he had two announcements from the Environmental Commission. He said they had hosted the Monmouth County Hub meeting for Green Teams and Environmental Commissions from around the County. He said it had been facilitated by Sustainable Jersey. He reviewed the benefits of the meeting and said they looked forward to hosting a second one in October. He noted that he had previous reported on a Technical Assistance Grant the Committee had received and said they had had a conference call on Monday related to that effort. He said they were planning site visit to the Borough with some of the key players to identify target locations.

ORDINANCES – Public Hearing and Final Adoption

2018-23 Mayor Menna read, "An Ordinance Amending and Supplementing Chapter 9, Article VII: Human Relations Advisory Committee Amending Section 9-24 and -25 to Provide for the Appointment of Two Alternate Committee Members."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

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

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

NAYS: None

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

Councilman Zipprich offered a motion to approve the adoption of the ordinance, seconded by Councilwoman Horgan.

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

NAYS: None

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

2018-26 Mayor Menna read, "An Ordinance Authorizing the Acquisition of Two (2) Easements Affecting Block 71, Lot 5 from the Board of Education of the Borough of Red Bank for the Purpose of Constructing an Emergency Access Driveway and Water Main."

Mayor Menna opened the public hearing and asked if anyone would like to speak.

Jared Ramage – Superintendent Red Bank Borough School District—thank the Mayor and Council for the consideration of the ordinance. He said they were excited about the opportunity and the partnership. He said the project would improve the safety of the students and their families.

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

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

NAYS: None

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

Councilman Zipprich offered a motion to approve the adoption of the ordinance, seconded by Councilwoman Horgan.

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

NAYS: None

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

MAYORAL APPOINTMENTS

Mayor Menna said he would like to move the appointments to the Human Relations Advisory Committee now that Ordinance 2018-23 had been adopted.

Appointment by Mayor Menna with Council Consent:

Ashley Taylor as Regular Member for an unexpired three year term to 12/31/2020.

Diem Jones as Alternate No. 1 for an unexpired two year term to 12/31/2018.

Councilman Whelan offered a motion to approve the appointments, seconded by Councilwoman Horgan.

AYES: Whelan, Yngstrom, Ballard, Zipprich, Horgan

NAYS: None

ADSTAIN: Taylor

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

RESOLUTIONS

Consent Agenda:

Mayor Menna read the following resolutions and called for a motion to adopt by consent agenda:

18-230 A Resolution Authorizing Premiums More Than Five Years Old and Premiums on Foreclosed Liens be Transferred to Borough of Red Bank – MRNA

18-231 A Resolution Establishing and Adopting an Amended Complete Streets Policy for the Borough of Red Bank.

18-232 A Resolution Authorizing the Submission of a 2019 New Jersey Department of Transportation Bikeways Grant Application for the Red Bank Bike Loop Project (Phase 1)

18-233 A Resolution Authorizing the Submission of a 2019 New Jersey Department of Transportation Municipal Aid Grant Application for the Broad Street Resurfacing Project.

18-234 A Resolution Authorizing the Submission of a 2019 New Jersey Department of Transportation Safe Streets to Transit Grant Application for the Red Bank Station Pedestrian Improvement Project.

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

ROLL CALL:

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

NAYS: None

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

18-235 Mayor Menna read, "A Resolution Authorizing the Application to the Monmouth County Open Space Trust Fund in the Amount of \$250,000 to Fund Improvements at East Side Park, Count Basie Park, Mohawk Pond Park and Riverside Gardens Park."

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

ROLL CALL:

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

NAYS: None

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

18-236 Mayor Menna read, "A Resolution Authorizing Tax Credits/Refunds Totaling \$1,965.05 due to Judgements of the Tax Court of New Jersey."

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

ROLL CALL:

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

NAYS: None

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

18-237 Mayor Menna read, "A Resolution Authorizing Contracts with Certain Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12a (Fire Department Personal Protective Equipment)"

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

ROLL CALL:

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

NAYS: None

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

PROCLAMATIONS

Mayor Menna read a proclamation proclaiming October 7 through 13, 2018 as Fire Prevention Week.

Mayor Menna read a proclamation proclaiming October 2018 as Breast Cancer Awareness Month.

OLD BUSINESS

None.

NEW BUSINESS

Councilman Taylor brought to the Council's attention a Special Ruling by the Division of Alcoholic Beverage Control with regard to craft breweries. He said he felt the Council should consider a resolution in support of relaxing those rules as the restrictions would severely hamper the ability of the craft breweries to operate.

Mayor Menna said it was an important issue and said he had asked the Administrator to put it on the upcoming workshop agenda.

PAYMENT OF VOUCHERS

18-238 Mayor Menna read, "A Resolution for Payment of Bills Amounting to \$3,212,949.42."

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

ROLL CALL:

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

NAYS: None

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

AUDIENCE

Carl Colmorgen—67 Oakland Street—described an incident he had with a Borough employee when he had complained about parking on his street. He said he had concerns about Charter School staff and Affordable Housing residents taking up parking on the street. He said he had asked a member of the Parking Utility staff to look into enforcement and said he had received snide commend in return. He said he was looking for consideration for the residents of the street.

Mayor Menna asked the Administrator to follow up.

Cindy Burnham—71 Wallace Street—asked why the Baseball field at East Side Park had been allowed to grow.

Councilman Yngstrom said he would look into it.

Allison Gregory—109 Bank Street—asked if a property was the subject of public litigation, could it still be ticketed.

Attorney Cannon said that it could.

Ms. Gregory criticized the process and lack of enforcement of a particular property. She said there were ongoing issues of fire prevention and overcrowding that were not being addressed.

Mayor Menna thanked her for her comments and asked her to forward the addresses she was concerned about. He said he would have it looked into.

Rose Costa—140 River Road—expressed concern about ongoing problems with Riverview Hospital staff and parking. She said it was affecting quality of life.

Cindy Burnham—71 Wallace Street—said she agreed with Ms. Costa’s comments.

Sue Viscomi—25 Cedar Street—expressed concern about the intersection of Bridge Avenue and West Bergen Place. She said it was dark and dangerous. She cited the fact that there was a facility there that housed a program for children at that location.

Mayor Menna said he was aware that the Police Chief had referred the matter to Traffic Safety for review. He noted that the Council had taken action in regard to traffic safety at this meeting by adopting additional four way stops and said they planned to move forward aggressively with more.

Councilman Taylor also noted that there were bike lanes in the intersection that were often not observed.

EXECUTIVE SESSION

None.

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

ROLL CALL:

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

NAYS: None

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

Respectfully submitted,

Pamela Borghi