



MINUTES OF THE MAYOR AND COUNCIL REGULAR MEETING OF FEBRUARY 13, 2013

The Regular Meeting of the Mayor and Council, of the Borough of Atlantic Highlands, was held on February 13, 2013 in the public meeting room of Borough Hall, 100 First Avenue Atlantic Highlands NJ.

Mayor Rast called the meeting to order at 7:00 PM.

Municipal Clerk Harris stated that notice of this meeting has been transmitted to the Asbury Park Press and the Two River Times, continuously posted in the Borough Hall on a bulletin board reserved for such announcements, and filed in the office of the Municipal Clerk of Atlantic Highlands, on 1/02/2013. He read the "Open Public Meetings Act" compliance statement and stated that formal action would be taken.

After a silent prayer and the Pledge of Allegiance, the following roll call was taken:

Roll Call:

Present: Councilman John Archibald Jr., Councilman Roy Delloso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton, Mayor Frederick J. Rast III.

APPROVAL OF PREVIOUS MEETING MINUTES:

Regular Meeting, January 23, 2013

Motion: Approve Minutes, **Moved by** Councilman Jacob Hoffmann, **Seconded by** Councilman Roy Delloso.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6)

Yes: Councilman John Archibald Jr., Councilman Roy Delloso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton

Executive Session, January 23, 2013

Motion: Approve Minutes, **Moved by** Councilman Lou Fligor, **Seconded by** Councilman Jacob Hoffmann.

Vote: Motion passed (summary: Yes = 5, No = 1, Abstain = 0)

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton

No: Councilman Peter T. Doyle

Special Meeting, February 01, 2013

Motion: Approve Minutes, **Moved by** Councilman Robert Sutton, **Seconded by** Councilman John Archibald Jr.

Vote: Motion passed (**summary:** Yes = 6, No = 0, Abstain = 1).

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton, Mayor Frederick J. Rast III.

Abstain: Councilman Peter T. Doyle.

REPORTS – COUNCIL, ADMINISTRATION, PROFESSIONAL, OTHER:

Councilman Doyle reported on a meeting with the accountant, Administrator and CFO tomorrow to figure out Debt Service and limits they have within the budget. The Budgets have been submitted to the Borough Administrator who will be scrubbing the numbers before the Finance Committee gets together. The Harbor bids will be in on Friday

Councilman Hoffmann reported the new Well#7 hit a snag after the contract was issued. The DEP is requiring us to abandon Well #1 which was not what was in the contract awarded to Schultes. The estimated cost has gone from \$25,000.00 to approximately \$45,000.00 so a change order will be required.

Councilman Archibald reported the Harbor did an email blast last Thursday updating the patrons of the Harbor, giving them a general overview of the progress in the Harbor. He led a short discussion relative to his desire to see the Borough pursuing a transition from a printed newsletter to an electronic version of the newsletter. He commented on a few of the resolutions slated to be discussed this evening. He reported the Harbor has their budget together and they will have a joint meeting with the Finance Committee to finalize the budget for this year. He reported on a previous meeting with FEMA and noted that the Borough is way ahead of the curve in comparison to other towns, and that our FEMA paper work is in good shape. Once our paperwork is in the hopper, FEMA has encouraged the Borough to speak with Congressman Pallone and ask him to push for the town to get an advance, which could equal 5 of the 7 million the Borough is proposing to bond. This would reduce the actual amount the town will have to bond for. He reported the Harbor has adopted some new rules and regulations that will help transition to the new plans with the Harbor layout along with the associated policies.

Councilman Dellosso reported the AH/HRSA dissolution group met. He reviewed some items that the authority is working on that will lead to that end. After reviewing the proposed time line, he anticipates going to the DCA for approval for dissolution on December 11, 2013. There has

been no final decision on how the debt would be split, which could be 50/50 or based on the flows percentages.

Councilman Sutton gave a short report on public works and how well the Borough employees did plowing the streets during and after the recent snow storm.

Councilman Fligor had no report.

Mayor Rast reported that a representative from the Governor's office has offered to intercede for anyone having problems getting FEMA money. He has her phone number if anyone needs it. He announced that a member of the Baltimore Oriels, Trent Howard, came to town today and he will be returning to Baltimore to encourage the players to support the Sandy Hook Little League and help replace some lost equipment and repair their damaged facilities.

Administrator Hubeny reported Jay Scolera from United Computer is here. NJNG is allowing the Borough to use the parking lot next to their building on E. Lincoln Ave, while the new well is being built. He reported on the fees received from the cable companies for their annual franchise fees. He reported that the NJ SIM Natural Gas member prices came back at 5.2013 reflecting well over a penny savings. The new bus stop on Route 36 is up in the West bound lane, it was installed last week. The Harbor bids will be opened on Friday and he believes members of the press will be present. He mentioned Richard White who has been doing a good job and he noted that T&M has about 30 men working on the Harbor reconstruction project.

Clerk Harris mentioned the Highlands Business District will be sponsoring their annual St. Patrick's Day parade on March 23rd and confirmed the Council's desire to be registered for that.

Attorney Reilly had no report.

Borough Engineer David Marks reported that the DeFino has reached out to see what work can be completed on the West Avenue Resurfacing project, during this nice weather. It anticipated to be paved in the spring.

Chief Vasto commented that he has submitted his monthly report if there were any questions. He reported that the department was still down four officers and they are working on handling things.

Jane Frotton – Harbor Commission commented that T&M has been very supportive and commented that their spreadsheets at FEMA have been excellent.

James Krauss – Environmental Commission commented the National Park Service is trying one last time, to restore Fort Hancock through a public/private partnership. They had put together a committee with 20 people, but Atlantic Highlands was not included in that. He attended a meeting and it appears they are trying to do something rational and with a low impact.

Don Gates – Clean Communities, had no report.

PUBLIC COMMENTS:

Jane Frotton – commented that Tracy Abbey has been chosen to serve on Brookdale Community College’s Board of Trustees, by the Monmouth County Bard of Freeholders.

WORKSHOP DISCUSSION:

United Computer – gave a report on the status of the Borough’s IT situation in regards to hardware and software. He gave brief history of who United Computer is. He commented that Police Department is in a critical situation and the public safety is being compromised with the equipment, because of the age of the equipment and asked the council to get out of that position. The Borough [server] is relatively newer than the Police [server] but the Council needs to think about business continuity, if there were a disaster, whether natural or an emergency. He talked about Cloud Computing and encouraged them to slow down in consideration, explaining that although you don’t pay for hardware but there are monthly fees. Once you are in, it is very difficult to get out and could be relatively expensive. He finally spoke on Shared Services and the cost associated with those. They find some customers have been given a nice sales pitch but the host tends to take care of their own first and has not been universally beneficial for both parties in the service agreement.

Administrator Hubeny outlined some of the financial expense associated with United Computer and their “United Care” that the Borough pays on a monthly basis. He noted the Police cannot go on United Care because their equipment is too old. We are spending about \$19,000 a year in fees to them. He outlined the costs anticipated to duplicate the technology that is currently in place. It is estimated to be about \$50,000, but it was questioned about streamlining and removing redundant equipment which could reduce costs some.

Paint the Town Pink – Stacey Donovan and Caitlin Coyne thanked the Council for allowing them to come and present the Paint the Town Pink program, sponsored by Meridian Healthcare. She outlined some changes since last year and noted that because of the efforts of Atlantic Highlands last year, the Pink Town bar has been raised. The program has also been expanded to last the entire month of May. The Pink Fund raised over \$200,000 over the last year and is being supported by many different media and professional sources.

UNFINISHED BUSINESS:

ORDINANCE 02-2013 – AMENDING BOROUGH CODE – CHAPTER 168 – FEES

Public Hearing/Possible Adoption

Motion: Open Public Hearing, **Moved by** Councilman Roy Dellosso, **Seconded by** Councilman Robert Sutton.

NO COMMENTS FROM THE PUBLIC

Motion: Close Public Hearing, **Moved by** Councilman Roy Dellosso, **Seconded by** Councilman Lou Fligor.

Motion: Adopt Ordinance 02-2013, **Moved by** Councilman Peter T. Doyle, **Seconded by** Councilman John Archibald Jr.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton.

ORDINANCE 03-2013 – \$7 MILLION BOND ORDINANCE FOR HARBOR IMPROVEMENTS

Public Hearing/Possible Adoption

Motion: Open Public Hearing, **Moved by** Councilman Jacob Hoffmann, **Seconded by** Councilman John Archibald Jr.

Councilman Archibald gave a brief explanation of how these bonds would benefit the Harbor reconstruction.

NO COMMENTS FROM THE PUBLIC

Motion: Close Public Hearing, **Moved by** Councilman Robert Sutton, **Seconded by** Councilman Roy Dellosso

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton.

NEW BUSINESS:

CONSENT AGENDA: These items were enacted by one motion. If detailed deliberation was desired on any item, Council could have removed that item from the consent agenda and considered it separately:

- a. Resolution 043-2013, Opposing Senate Bill 2511 – Amending the OPMA
- b. Resolution 044-2013, Designation of Tree Inspectors
- c. Resolution 046-2013, AH COAH Obligation
- d. Resolution 045-2013, Certifying 2012 LOSAP Contributions

- e. Resolution 047-2013, Sale of Unneeded Personal Property
- f. Resolution 048-2013, Transferring Ownership of Property To Monmouth County
- g. Resolution 049-2013, Extending Contract Date for West Ave. Resurfacing Project
- h. Resolution 050-2013, Refunding Excess Rental Payments to Seastreak
- i. Resolution 051-2013, Authorizing Contract with Whitemarsh Corp.
- j. Resolution 052-2013, Authorizing Contract – T&M –Water Plant Upgrades
- k. Resolution 053-2013, Granting Revocable Permission to Steven Lewinson
- l. Resolution 054-2013, Authorizing Professional Services Contract
- m. Resolution 055-2013, Payment of Bills- \$462,867.22
- n. Resolution 056-2013, Awarding Contract – Walk In Coolers – Harbor

Councilman Hoffmann requested Resolution 045-2013 be removed from the consent agenda and considered separately.

Motion: Approve Consent Agenda Items, **Moved by** Councilman Robert Sutton, **Seconded by** Councilman John Archibald Jr.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton.

RESOLUTION 045-2013, CERTIFYING 2012 LOSAP CONTRIBUTIONS [Removed from Consent Agenda at request of Councilman Hoffmann]

Motion: Approve Resolution 05-2013, **Moved by** Councilman John Archibald Jr., **Seconded by** Councilman Lou Fligor.

Vote: Motion passed (**summary:** Yes = 5, No = 0, Abstain = 1).

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Robert Sutton.

Abstain: Councilman Jacob Hoffmann.

PUBLIC COMMENT SESSION –

No comments from the public.

ADJOURN [8:32pm] - There being no further business before the Mayor and Council:

Motion: Adjourn, **Moved by** Councilman Lou Fligor, **Seconded by** Councilman Robert Sutton. Motion passed unanimously.

February 13, 2013

Motion: Approve Minutes of February 13, 2013, **Moved by** Councilman Robert Sutton, **Seconded by** Councilman Lou Fligor.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilman John Archibald Jr., Councilman Roy Dellosso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton.

I, Dwayne M. Harris, Municipal Clerk of the Borough of Atlantic Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be the action of the Governing Body at its meeting held March 13, 2013.

/s/ Dwayne M. Harris, RMC.
Digital Signature

Dwayne M. Harris, RMC
Municipal Clerk