



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

The Regular Meeting of the Mayor and Council, of the Borough of Atlantic Highlands, was held on March 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.

Deputy Clerk Merkel 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. She 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 Dellosso, Councilman Peter T. Doyle, Councilman Lou Fligor, Councilman Jacob Hoffmann, Councilman Robert Sutton, Mayor Frederick J. Rast III .

APPROVAL OF PREVIOUS MEETING MINUTES:

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.

Approval of Minutes of February 27, 2013

Motion: Approve Minutes of February 27, 2013, **Moved by** Councilman Robert Sutton, **Seconded by** Councilman Lou Fligor.

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

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

Abstain: Councilman John Archibald Jr.

REPORTS – COUNCIL, ADMINISTRATION, PROFESSIONAL, OTHER:

Mr. Archibald: The Borough sold the first leg of up to 17 million worth of BANs that we are going to issue for the Harbor. 7 million of the Harbor and 1 million of the Water & Sewer and the interest rate was a .75. Our interest rate was excellent especially with all that has gone on in the area of the Jersey Shore. He spoke briefly on the submissions that were received from all the bids. He asked that we go to the insurance company with the interest that we will pay due to sandy as an extra expense. He spoke of the proposal for the Business Interruption from Mr. Michael Grady in regards to the Harbor. Mr. Grady will come to the next meeting and discuss this proposal. Mr. Archibald spoke briefly on the fees and how it would be paid out. Mr. Grady gave some references for the Councils review and Mr. Archibald spoke to some of them already. They all had good things to say in regards to his work. There was a good group for the Harbor meeting last night and there were no complaints. Seastreak made a presentation to the Harbor. What they would like to do is take the Hesse pier and run a dock from the West out to where they currently are. It will be a covered dock and they will be able to fit two boats. There will be no need for dredging in that area, it is deep enough. They discussed how the pier would be set up.

Mr. Hoffmann: He reports that we are moving right along in the Harbor. There was a construction meeting on Tuesday but with the weather the way it is they did not meet the expectations for last week. The weather will be improving and the work will continue. The gas pumps should be back up and working by the weekend. He spoke of the continued progress going on in the Harbor and it is all coming along. Sullivan's has some of there floats in and things are moving along and everyone is cooperating with each other. T & M is going to put in a web-cam with two cameras for the Harbor. It will be hooked into the website so people can see the progress. He reported that they finally got the ok to abandon Well #1. They were there today to pull it up and will start next week to fill it in.

Mr. Doyle thanked Jack for his work on the BANs. One million is for the Water Department and last year was 1.2 million. He requested from the members of the finance committee and the council any ideas for reducing costs. Even though we may get some money from FEMA we still need to look at the fundamental operations still need to be looked at. He reported that he had his first meeting at the county transportation council. He spoke briefly of his first meeting there and will be the Boroughs liaison. He indicated that Mr. Krauss is on the Environmental Commission for the County Board and Mr. Doyle indicated that we have at least 5 people on the County level and thought it might be a good idea that once a month a representative can come in and give us an update.

Mr. Dellosso reported that recreation is meeting tomorrow night (Thursday). The Sewerage Authority did approve the new line. It came in at one million eight three thousand dollars. Don't forget the Highlands parade is the 23 of March.

Mr. Sutton no report

Mr. Fligor brought to everyone's attention at last month's meeting that the Middletown planning board meeting was postponed until May 1st at 6:30pm. The gas company is doing a more in depth remedial investigation report of the Foodtown & JCP&L station. They are still working on

the remedial investigation report from West Highland Ave to Center. That's the last part of the clean-up.

Mayor Rast indicated that he will be interviewed by Monmouth Journal talking about Atlantic Highlands and the fact that we are open for business. He will also have a meeting with Comcast April 1st. He attended Hoops for Help to raise awareness for help for Highlands. He will be attending the NJ Conference of Mayors will be Friday night at Aberdeen if anyone is interested. Mr. Hubeny reported that April 9 the NJ SEM meeting will go out with the electric bid. 180 municipalities participate in this program. Over the past few years there has been over 6.1 million in savings for utility supply of electric. Atlantic Highlands alone saved over 60,000. We have received FEMA monies and things are moving forward. He updated everyone on the progress of the FEMA claims. You may remember there were some issues with 44 First Ave. We received a \$5,000 check from the new owner that will be put in escrow for fees. West Avenue was started today and should be paved soon and all should be done in a month and a half or so. You may see new signs going up for the Historical Society and Posten's Funeral Home. They came in and asked if they could put them but the borough does not have jurisdiction on First Ave or the State highway so they have to get permission. Mayor Rast reported that everyone needs to talk up the town and all the good things that are going on in town so we can bring the people back to town. We are all doing a great job getting things back together.

Borough Attorney Mr. Reilly had no report.

Borough Engineer Mr. Marks indicated that Mr. Hubeny have touched on the active projects going on in town.

Mr. Archibald asked that a report be given on the break wall. Mr. Hubeny spoke briefly on this matter. Mr. Hubeny also spoke of several grants that he is working on at this time as well. Mr. Sutton asked about the Bayshore Trail. Mr. Hubeny indicated that he spoke to Spence Wickum and they are not making a commitment at this time. They are looking at all the different angles of it.

Mr. Dellosso asked about the Laundromat and Mr. Hubeny indicated that owner is getting engineers reports because there is some structural damage. He doesn't believe that it will be opening any time soon. The borough closed it down due to a complaint. The fire Marshall had the authority to close it down. The next step is to come up with a plan to help the owner rebuild. Mr. Dellosso also reported that it is nice that work is going on in the Senior Building and it is moving along.

Chief Vasto reported that he is down a few guys and they are handling things as best they can. Mr. Gates was at the meeting representing the Environmental Commission. He gave a report to the Council regarding his meeting in Trenton with Mr. Hubeny. Mr. Hubeny thanked Mr. Gates for his work as did other members of the Council. Mr. Hubeny added that there is a lot to do and with the current budgets these grants will certainly help. Ultimately this will help the creek problems. Mr. Hubeny also gave a report of this work being done as well. Mr. Hubeny indicated that he has heard that the borough is not doing anything with the backing up of the

Many Mind Creek. The Mayor & Council approved a Resolution to have the mosquito commission to come in and clean up the creek and do a dredging to make it deeper. T & M did some review work on the Sodon mediation that was done by the gas company to make sure it was put back the right way and Mr. Neff did that from T & M.

Jane Frotton Harbor Commission President reported that the Harbor is thinking about a Laundromat in the Harbor for the boat owners. She also reported that the senior building is being worked on at this time. Mold remediation is being done right now. Hopefully it will be open by May 2013.

James Krauss Environmental Commission attended the County Environmental meeting in Freehold. Carolyn Campo met with the Borough Administrator and an engineer in Middletown and they walked the area by Cottage gate. They are going to apply for a grant for this project. He attended a meeting at Fort Hancock advisory committee yesterday. He went over a long list of possibilities for the Fort Hancock area.

PUBLIC COMMENT:

Mr. Greco asked if the contractors doing the paving on West Ave could fill in a depression that is on Leonard Ave. It seems like with the warmer weather the depression has gotten worse. He also commented on the Harbors suggestion of the Laundromat in the Harbor as a good idea. He asked about the sidewalks by the self storage area. Mr. Marks commented on the repair to the sidewalks that the AH Self Storage is going to fix to make it ADA compliant. He also agreed with the Mayor about promoting the town.

Mayor Rast closed the public comment session being there were no others hands up in the audience.

UNFINISHED BUSINESS:

Ordinance 05-2013 Bond Ordinance

Motion: Open Public Hearing **Moved by** Councilman Roy Dellosso, **Seconded by** Councilman Jack Archibald.

No public comment.

Motion: Close public comment **Moved by** Councilman Roy Dellosso, **Seconded by** Councilman Jacob Hoffmann

Motion: adopt Ordinance 05-2013 **Moved by** Councilman Roy Dellosso, **Seconded by** Councilman Jack Archibald.

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 067-2013, Change Order #1 – Sullivan Floats
- b. Resolution 068-2013, Authorizing Bid – Harbor Fencing
- c. Resolution 069-2013, Adjusting Harbor Rates – Sailboat Stands
- d. Resolution 070-2013, Award Non-Fair Contract DRG Intl.
- e. Resolution 071-2013, Payment of Bills \$1,566,238.12
- f. Resolution 072-2013, Approving Change Order – Todd Devin Food

Motion: Approve Consent Agenda, **Moved by** Councilman Roy Dellosso, **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.

PUBLIC COMMENT:

No comments

ADJOURN [8:20pm] - There being no further business before the Mayor and Council, Councilman Fligor made a motion to adjourn. It was seconded by Councilman Sutton, and passed by unanimous consent.

Motion: Approve Minutes of 03/13/2013, **Moved by** Councilman John Archibald Jr., **Seconded by** Councilman Robert Sutton.

Motion passed by unanimous consent.

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 27, 2013.

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

Dwayne M. Harris, RMC
Municipal Clerk