



# MAYOR AND COUNCIL MEETING NOVEMBER 08, 2006

A Regular Meeting of the Mayor and Council of the Borough of Atlantic Highlands will be held NOVEMBER 08, 2006 at 7:30 PM in the Borough Hall, 100 First Avenue Atlantic Highlands NJ. This meeting is in compliance with the Open Public Meetings Act. Adequate notice has been provided by transmitting the Resolution of Annual Meetings to the Asbury Park Press and the Courier, by posting it in the Borough Hall on a bulletin board reserved for such announcements and by filing it with the Municipal Clerk of Atlantic Highlands, on 1/04/2006. This agenda is complete to the extent known and formal action will be taken.

1. Silent prayer
2. Pledge of allegiance
3. Roll call
4. Approval of previous meeting minutes – October 25, 2006
5. Resolution 198-2006- Appointment of New Police Officer
6. Reports – Council, Administrator, Professional, Other
7. Comments from the Public
8. Unfinished Business:  
Public Hearing- Monmouth County Open Space Application- Harbor Skate Park
9. New Business:
  - a. Resolution 197-2006, Payment of Bills
  - b. Resolution 199-2006, Accepting Hardware Bid
  - c. Resolution 200-2006, Award of Contract- 2006 Roadway Improvement Program
  - d. Resolution 201-2006, Transfer of Funds
  - e. Resolution 202-2006, Award of Contract- Cover-All Buildings of New Jersey
  - f. Resolution 203-2006, Award of Contract- Random Drug Testing
10. Comments from the Public
11. Executive Session
12. Adjourn



## MINUTES OF THE MAYOR & COUNCIL REGULAR MEETING OF NOVEMBER 08, 2006

The Regular Meeting of the Mayor and Council, of the Borough of Atlantic Highlands, was held on November 08, 2006 in the public meeting room of Borough Hall, 100 First Avenue Atlantic Highlands NJ.

Mayor Donoghue called the meeting to order at 7:30 PM. After a silent prayer and the Pledge of Allegiance, the following roll call was taken: Council members Archibald, Doyle, Fligor and Nolan. Council member Spatola was absent. Administrator Hubeny, Borough Attorney Reilly, Borough Engineer Robert Bucco, and Municipal Clerk Harris were also present.

Mr. Harris stated that notice of this meeting has been transmitted to the Asbury Park Press and the Courier, continuously posted in the Borough Hall on a bulletin board reserved for such announcements, and filed with the Municipal Clerk of Atlantic Highlands, on 1/04/2006. He read the "Open Public Meetings Act" compliance statement and stated that formal action would be taken.

Mayor Donoghue congratulated the winners of yesterday's election Mr. Dellosa and Mr. Sutton. He also offered praise to those who put themselves on the line and their being willing to serve this community.

### APPROVAL OF MINUTES

Regular Meeting – October 25, 2006

This motion was offered and moved for passage by Council member Archibald and seconded by Council member Ladiana.

This motion passed by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

### RESOLUTION 198-2006, APPOINTMENT OF NEW POLICE OFFICER

This resolution was offered and moved for adoption by Council member Archibald and seconded by Council member Fligor.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

Mayor Donoghue administered the Oath of Office to Patrolman Gurian who was accompanied by his father and Police Chief Vasto.

Mayor Donoghue announced the 125<sup>th</sup> Anniversary of the Fire Dept and the American Legion is organizing a Banner Program. For \$100.00, you can purchase a banner honoring the Fire Dept, to be hung on the new Victorian lamps.

### REPORTS - COUNCIL MEMBER, COMMITTEE, PROFESSIONAL

Council member Ladiana had no report.

Council member Fligor reported that NJNG has signed off on the No further Action letter. The signed copy can be forwarded to Jeff Surenian and Steve Lydon. This letter states the property is clean and has no contamination, which allows the Borough to proceed with negotiations for at least one piece of property to fulfill our COAH obligations. He reported that 19 trees have been planted along Leonard Ave. The gas company is completing their final addendum, requested by the DEP, on their work plan for Ave B, Highland Ave and South Ave. The manhole on the Leonard Ave Paper Street will be raised again to further decrease the amount of inflow into the sanitary sewer system.

Council member Nolan reported that he had attended the Chili Fest sponsored by the Front Port Club. The proceeds were donated to the library. Last Saturday he, Mr. Fligor and Mrs. Spatola attended the First Aid Open House where they judged pictures, submitted by the elementary school, of first aid.

Council member Doyle reported the Resolution being acted on that would transfer funds; this should cover our expenses for the year, barring anything extraordinary. He also commented on the Resolution dealing with the 2006 Road Project.

Council member Archibald reported on the Halloween parade being a success. He reported the Environmental Committee had discussed the Clean Marina Ordinance, and they were a little miffed at the Council's suggestions. They apparently were anticipating another Ordinance being put forth. He also participated in an Eagle Scout project, building trails in Lenape Woods.

Council member Fligor commented on the success of the Atlantic Highlands Lantern Tour. He also commented on the upcoming meeting of the Atlantic Highlands / Highlands Regional Sewer Authority who are looking for an increase in its fees. He encouraged everyone to come to the meeting and voice his or her concerns. They will probably be meeting in the library.

Administrator Hubeny gave an update on the progress on Bayside drive. The pipes have been slip lined and grouted. They are making great progress and hoped to be finished by the end of November. He reported on the issues with the streetlights for the Streetscape II project. Insurance Services Office will be in November 13 to do fire hydrant water flow testing. They rate the town's water flow capacity for homeowners fire insurance. The Borough is currently high because ISO has not been in to rate our town's service. He also reported on the need for the Mayor to call a Special meeting to deal with the refinancing of our MCIA Bonds. We need to have a meeting approving the new rates within three days after MCIA accepts them. This will result in about a \$12,000 savings. He commented that the Library Board and the Fire Dept would like to make a presentation to the Governing Body at a Workshop meeting at 6:30pm on the 29<sup>th</sup>. He commented that things are still going well with the water meter installations. He commented on the letter sent to Kara Homes regarding the outstanding issues up there and they have sent a response, which is on file. The First Aid squad received notification that they are recipients of a Homeland Security Grant for about \$26,000 for protective equipment. He reported that the prices for the 2006 Road Improvement are fantastic and recommends doing the base and alternate bid, which would be below the budgeted amount, including the engineering fees.

#### **PUBLIC COMMENT SESSION**

Mary Wall- 79 Ocean Blvd asked if there were any reports from the various committees in the Borough. She believes that the issues, or whatever happens in their private meetings should be discussed in the public forum.

Bernard Frotton-12 Memorial Pkwy mentioned that Saturday would be Veteran's Day and the American Legion will have a wreath laying ceremony in Veteran's Park and invited the Mayor and Council to attend. He noted that Veteran's Day occurs on the 11<sup>th</sup> day of November every year.

Bill Kuzman- 33Ave D addressed an issue regarding a letter accusing them [the Republic candidates for Council] of violating NJ Statute title 19, by not filing their State ELEC forms on time. He has the paperwork showing they were filed and asked that Council member Ladiana admit she was wrong, and retract this allegation publicly, in the same form that she made it.

Rich Margolis- 260 Ocean Blvd asked where the Borough is in regards to COAH, specifically if the plan has been submitted, approved or still in some kind of bureaucratic mess? He further questioned if anyone had any time frame in which COAH would respond after our submission?

Mike Ciano- 65 Leonard Ave asked if there was going to be another leaf pick up scheduled.

Vic Simon- Catamaran Club asked about a soccer field being put in the parking area in the lot down there [Center Ave Park]. He also asked if it was an all year thing or only on the fall. He was concerned that it would infringe on the parking.

Mike Harmon- 33 Bonnie Bra Path wanted to comment on some personal issues and town issues. He commented that in March 2005, the Borough's Stormwater system overflowed and caused about \$50,000 worth of damage to his property of which he was insured for \$20,000 leaving \$30,000 out of pocket. He brought this to the Borough's attention last year and you were supposed to fix it. He would like a copy of the report establishing the cause. His insurance company cancelled him, he thought it was going to be fixed but it has not and now he is going to be filing something against the Borough and he hopes it's not too late. He does not want the Borough dumping water on his property any longer. We don't have a Stormwater easement. The Borough has a drain up there, there used to be a pipe up there maybe a hundred years ago. Both of his properties, six acres, the Borough is dumping thousands of gallons down. He had a loss in March and October on the one next to his house. He has it all documented and will present it but the Borough has failed them. He stated Mr. Dougherty said that he was going to take advantage of it and fix it up as well as a parking guardrail that was lying on the ground. He is now getting memos that he should put it back. The Borough should start doing its own job. He shouldn't have to put up guardrails and do his own drainage and he is putting the Borough on notice that he does not want any more water dumped on his property. The same thing on his six-acre piece. The Borough would be hearing from his lawyer soon, but he would at least like the courtesy of getting that report. Bob Dougherty was there when it happened. He said the town accepts full responsibility for it and he has never heard a word from him since. He would also like this Council to rescind the ridiculous contract with Middletown. He questioned the definition of a Youth Soccer field. He has been doing a lot of the legwork for you folks [the Council] for a long time, and then what happens is that in the dead of the night, you come out and make an agreement without one public hearing on the subject. He stated this solution is going to fail, the settlement was inadequate, there was no compensation for the loss of open space and it will cause more problems than it will solve. In November 2004, members of this committee had a meeting with Conifer and they were misled. They [Conifer] sent a letter that basically said that it [the upper and lower retention basins] was a shared cost agreed to by both municipalities. That was not true. Mr. Bucco testified in 2002 that the only thing shared was maintenance. Mr. McCarthy talked about it as well. He believes the Borough was set up and defrauded. He is urging the Council to rescind this immediately. Sit back, you are in the catbird seat, and wait for them to come to you.

*Mayor Donoghue offered a response to Mr. Harmon's comments.*

Mayor Harmon asked the Democrats and Republicans to join together and rescind this agreement. He commented that the Borough is only up \$125,000 and is leaving a lot of money on the table. "If you [the council] don't rescind it he will draw the line with all of you".

Paul Barbado- 22 Lawrie Road this is his 47<sup>th</sup> meeting here. His crawl space is flooded because of a new construction put on the one side of his home. He wants to know if the Council member received a copy of a letter previously sent to the Mayor. He now has the Board of Health sending a letter stating the problems with the installation of the septic tank at his neighbors home. He is getting a statement from his neighbors that the water run off is causing terrible erosion. All he is asking that a proper retaining wall be put up to divert the water and asked if someone on the Council would sit with him and Mr. Hubeny and go over these matters in an effort to resolve this. The two gutters put in, should be put into a drywell to keep the water off of his property.

## **UNFINISHED BUSINESS**

Mayor Donoghue commented on the \$50,000 Municipal Grant Open Space application submitted for a skateboard park in the Harbor and the need to have a public hearing on this issue.

Mayor Donoghue opened the floor to anyone that would like to be heard regarding the proposed Skateboard Park in the Harbor.

Jane Frotton- Chairperson of the Harbor Commission mentioned that a number of young people came to a Harbor meeting because the Police had banned them from certain areas in town, and asked if there was some way they could get a skateboard park in the Harbor. She being a skateboarder and recognizing that this is not just a fad feels it is appropriate to support the application. The Harbor has identified possible locations, one being by the wall in the harbor. They are not sure exactly where yet. She supports the application and expressed that parents have volunteered to supervise if appropriate.

William Eaton- Harbor Commission member agrees with the Chairwoman, and confirmed that it had received unanimous approval from the Harbor Commission.

Being no further comments, Mayor Donoghue closed the public hearing.

**RESOLUTION 197-2006, PAYMENT OF BILLS**

This resolution was offered and moved for adoption by Council member Nolan and seconded by Council member Archibald.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

**RESOLUTION 199-2006, ACCEPTING THE HARDWARE BID**

This resolution was offered and moved for adoption by Council member Fligor and seconded by Council member Nolan.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

**RESOLUTION 200-2006, AWARDED CONTRACT FOR THE 2006 ROADWAY IMPROVEMENT PROGRAM**

This resolution was offered and moved for adoption by Council member Ladiana and seconded by Council member Doyle.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

**RESOLUTION 201-2006, TRANSFER OF FUNDS**

This resolution was offered and moved for adoption by Council member Nolan and seconded by Council member Doyle.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

**RESOLUTION 202-2006, AWARD OF CONTRACTS- COVER-ALL BUILDINGS**

This resolution was offered and moved for adoption by Council member Fligor and seconded by Council member Ladiana.

This resolution was adopted by the following vote.

AYES: Council member Archibald, Doyle, Fligor, Ladiana, and Nolan.

NAYS:

**RESOLUTION 203-2006, AWARD OF CONTRACT FOR RANDOM DRUG TESTING**

This resolution was offered and moved for adoption by Council member Nolan and seconded by Council member Archibald.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

**PUBLIC COMMENT SESSION**

Mike Harmon-33 Bonnie Brae Path submitted a plan that he would like the Governing Body to consider. The Council had adopted in 2006 the Fair Housing Plan, which labeled his property a

future park. He thinks it is a very valuable piece of property. Rather than putting the soccer field down at the Hobic Cat fleet, fix the ball field. Put the soccer field here [referring to a mapping of his property]. This works and is similar to what they had done. It leaves any area for sledding and a pond for skating. It could be done for a lot less money. This is a much better plan. He does not want to go out sounding negative, and there is some thoughtful ways to designing a park. If in the event the Borough were interested in his property, he would make it a good deal. If not free him.

Mary Wall 79-Ocean Blvd asked if business would be conducted after executive session. She is also very disappointed in how the Borough handled this. She feels it was rushed to meet the deadline for Middletown's meeting.

Richard Margolis- Ocean Blvd commented that if there were any grounds to set that agreement aside, the Council should do it, especially if there may have been fraud.

William Phillips-Memorial Pkwy asked Mr. Harmon a few questions.

### RESOLUTION TO ENTER EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist; and,

WHEREAS, the Governing Body wishes to discuss:

1. Item-Property Acquisition-Giuliani / McConnell / Navesink Cove
2. Item-Pending Litigation- COAH

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes will be made public.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council to go into Executive Session to discuss the above items and the public are excluded from this meeting.

Mayor Donoghue read this resolution in full. It was offered and moved for adoption by Council member Nolan at 9:09 PM, seconded by Council member Ladiana and adopted by the following vote.

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

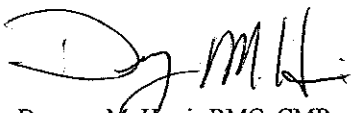
NAYS:

RECONVENE - At 10:18 PM the meeting was resumed.

ADJOURN - There being no further business before the Mayor & Council, Council member Nolan moved to adjourn the meeting at 11:30 PM, the motion was seconded by Council member Archibald and unanimously approved.

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The Governing Body approved these minutes at their meeting on November 29, 2006

  
Dwayne M. Harris RMC, CMR.  
Municipal Clerk



## RESOLUTION 197-2006 PAYMENT OF BILLS

WHEREAS, certain numbered vouchers have been submitted to the Borough of Atlantic Highlands for payment from a list prepared and dated November 01, 2006 which totals as follows:

Current Fund	\$604,697.12
Capital Fund	\$32,164.10
Trust-Other	\$5,175.50
Water/Sewer Operating Fund	\$70,105.90
Water /Sewer Utility Capital	\$0
Harbor Operating Fund	\$109,685.34
Harbor Utility Capital Fund	\$12,638.00
Federal/State Grants	\$6,831.00
LOSAP	\$0
Animal	\$275.00
Unemployment Trust Fund	\$3,395.28
TOTAL	\$844,967.24

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Atlantic Highlands, in the County of Monmouth, State of New Jersey, that these vouchers, totaling \$844,967.24 be paid to the persons named, for the amounts set opposite their respective names, and endorsed and approved on said vouchers. An individual listing of all bills submitted has been posted on the bulletin board and is also on file in the Municipal Clerk's office for reference.

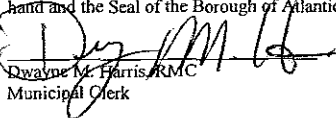
This Resolution was offered and moved by Council member Nolan, seconded by Council member Archibald and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9th day of November 2006.

  
Dwayne M. Harris, RMC  
Municipal Clerk



## RESOLUTION 198-2006

### APPOINTING ADAM GURIAN POLICE OFFICER

WHEREAS, the retirement of Sergeant James Slocum has created a vacancy in the Atlantic Highlands Police Department; and,

WHEREAS, it is the opinion of the Mayor and Council that the staffing level of the Department should remain at fifteen uniformed officers; and,

WHEREAS, the Chief of Police and the Borough Police Committee have considered numerous potential candidates, who possess a Class A Certification,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Atlantic Highlands, County of Monmouth in the State of New Jersey, that Adam Gurian is hereby appointed, to the position of Patrolman for the Atlantic Highlands Police Department as of November 09, 2006, at the annual salary established in accordance with the collective bargaining agreement between the Borough of Atlantic Highlands and PBA Local 242.

BE IT FURTHER RESOLVED that Adam Gurian will serve a probationary period ending November 09, 2007.

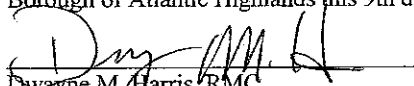
This Resolution was offered and moved by Council member Archibald, seconded by Council member Fligor and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9th day of November 2006.

  
Dwayne M. Harris, RMC  
Municipal Clerk





## RESOLUTION 199-2006

### ACCEPTING HARDWARE BID

WHEREAS, during the course of the year the Borough of Atlantic Highlands, the Atlantic Highlands Water Department and the Atlantic Highlands Municipal Harbor require an assortment of hardware items; and,

WHEREAS, it is anticipated, that the annual aggregate total of these purchases will be \$30,000.00 or more; and,

WHEREAS, NJS A 40A: 11-4 requires that every contract awarded by the contracting agent, for the provision or performance of any goods or services, the cost of which the aggregate exceeds the bid threshold, shall be awarded by resolution of the governing body of the contracting unit, to the lowest responsible bidder, after public advertising for bids and bidding therefore; and,

WHEREAS, bid specifications have been completed and the bids were advertised, and later opened on October 30, 2006 for the miscellaneous hardware items; and,

WHEREAS, the following bid(s) were received and opened on October 30, 2006

Jaspan Brothers South Inc. ....\$371.85; and,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Atlantic Highlands, County of Monmouth, and State of New Jersey that the contract for miscellaneous hardware items is awarded to Jaspan Brothers South as per their bid of October 30, 2006,

BE IT FURTHER RESOLVED that this contract shall be awarded for a period of two years from the date of award and purchases of any item over \$200.00 must be approved by a supervisor of the department making the purchase, and all payments shall be made on a monthly basis upon submission of the proper vouchers and documentation.

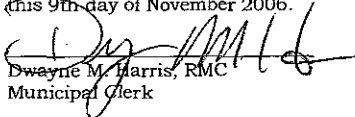
This Resolution was offered and moved by Council member Fligor, seconded by Council member Nolan and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9th day of November 2006.

  
Dwayne M. Harris, RMC  
Municipal Clerk

File: 0695 D3 1



# RESOLUTION 200-2006

## AWARDING OF CONTRACT FOR THE 2006 ROADWAY IMPROVEMENT PROGRAM

WHEREAS, the Borough of Atlantic Highlands desires to further advance the 2006 Roadway Improvement Program which has been provided for in Ordinance 12-2006, a bond Ordinance providing for several Capital Improvements for and by the Borough of Atlantic Highlands; and,

WHEREAS, bids were advertised and later opened on October 30, 2006 for the 2006 Roadway Improvement Program, which included the base bid and an Add-Alternate Bid item for 5<sup>th</sup> Avenue; and,

WHEREAS, the summary of the base bid totals from the three low bidders is as follows:

A. Montone Construction Inc., Holmdel, NJ,	\$149,549.94,
JADS Construction Co of NJ, South River, NJ	\$159,850.00
DeFino Contracting Co., Cliffwood Beach, NJ	\$197,269.64
; and	

WHEREAS, Robert Bucco, the project engineer, has reviewed the bids and finds that:

1. The lowest base bid meets the specifications
2. Awarding the Add-Alternate bid item in the amount of \$79,477.15 for 5<sup>th</sup> Avenue would not alter the apparent bid order.
3. The bidder is qualified and has provided the required security bonds for the job

; and,

WHEREAS, Lorraine Carafa, Temporary Chief Financial Officer for the Borough of Atlantic Highlands, does hereby certify that funds are available for this contract in:

04-215-55-907-001

Lorraine Carafa, Temporary CFO

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Atlantic Highlands, County of Monmouth, State of New Jersey, that the Mayor and Borough Administrator are authorized and directed to enter into an agreement with A. Montone Construction Inc., Holmdel, NJ, in the amount of \$229,027.09 for the 2006 Road Improvement Program and the Add-Alternate Bid item for 5<sup>th</sup> Avenue.

This Resolution was offered and moved by Council member Ladiana, seconded by Council member Doyle and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9<sup>th</sup> day of November, 2006.

Dwayne M. Harris, RMC  
Municipal Clerk



# RESOLUTION 201-2006

## TRANSFER OF FUNDS

WHEREAS, N.J.S. 40A: 4-58 allows for the transfer of excess appropriation balances to those appropriation balances expected to be insufficient during the last two months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Atlantic Highlands, County of Monmouth, State of New Jersey that transfers be made from the following 2006 appropriations in the following amounts:

FROM:	ACCOUNT NAME	ACCOUNT#	AMOUNT
	General Admin - GIS Maps	01-201-20-100-275	\$2,500.00
	Municipal Clerk:		
	Maintenance Agreements	01-201-20-120-206	\$1,000.00
	Miscellaneous	01-201-20-120-299	\$900.00
	Revenue Collection:		
	SW	01-201-20-145-111	\$8,000.00
	Miscellaneous	01-201-20-145-299	\$3,000.00
	Tax Assessment - Maintenance Agreement	01-201-20-150-206	\$1,250.00
	Street & Roads Maintenance, SW		
	Snow, OT	01-201-26-290-121	\$7,500.00
	Snow Sand & Salt	01-201-26-290-296	\$10,000.00
	Miscellaneous	01-201-26-290-299	\$2,000.00
	Vehicle Maintenance, OE		
	Miscellaneous	01-201-26-315-299	\$1,500.00
	Recreation, OE		
	Scenic 5 Mile Run	01-201-28-370-205	\$5,000.00
	Tickets for Recreation	01-201-28-370-225	\$2,500.00
	Summer Band Concerts	01-201-28-370-247	\$2,000.00
	Equipment Lease	01-201-28-370-280	\$5,000.00
	Hepatitis B Shots	01-201-30-412-000	\$3,000.00
	Stormwater Permit Fee	01-201-35-466-000	\$6,000.00
	<b>Total</b>		<b>\$61,150.00</b>
<b>TO:</b>			
	Engineering, OE	01-201-20-165-299	\$5,000.00
	General Counsel, OE	01-201-20-155-200	\$6,150.00
	COAH Planner	01-201-21-281-209	\$5,000.00
	Street Lighting, OE	01-201-31-435-299	\$20,000.00
	Landfill Fees	01-201-32-465-000	\$25,000.00
	<b>Total</b>		<b>\$61,150.00</b>

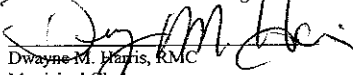
This Resolution was offered and moved by Council member Nolan, seconded by Council member Doyle and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladjana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9th day of November 2006.

  
Dwayne M. Harris, RMC  
Municipal Clerk



## RESOLUTION 202-2006

### AWARD OF CONTRACT FOR THE INSTALLATION OF A 32' X 48' COVER-ALL BUILDING AT THE ATLANTIC HIGHLANDS BOROUGH YARD

WHEREAS, the Borough of Atlantic Highlands has purchased a 32' x 48' Cover-All building, to contain salt and sand utilized by the Borough's Street Dept, to further its compliance with the NJ State Stormwater Management regulations; and,

WHEREAS due to specific installation requirements, it is recommended that only Cover-All install a Cover-All building; and,

WHEREAS Coverall-All Buildings of New Jersey has provided a quote dated October 30, 2006, in the amount of \$13,000.00, which includes the installation of vents, doors, anchor bolts and wood framing for the 16 x 13 fabric door; and,

WHEREAS, Lorraine Carafa, Temporary Chief Financial Officer for the Borough of Atlantic Highlands, does hereby certify that funds are available for this contract in:

04-215-55-906-002

Lorraine Carafa, Temporary CFO

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Atlantic Highlands, in the County of Monmouth, State of New Jersey that the Borough Administrator is authorized to execute an agreement with Cover-All Buildings of New Jersey, for the installation of a 32' x 48' Cover-All Building.

This Resolution was offered and moved by Council member Fligor, seconded by Council member Ladiana and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9th day of November 2006.

Dwayne M. Harris, RMC  
Municipal Clerk

Resolution 202-2006  
Awarding Contract-Cover-All.



## RESOLUTION 203-2006

### AWARD CONTRACT FOR RANDOM DRUG TESTING OF EMPLOYEES WITH COMMERCIAL DRIVERS LICENSES AND OTHER PARTICIPANTS

WHEREAS, there exists a need for the service of a safety engineering firm to conduct random drug and alcohol testing for Borough Employees holding valid Commercial Drivers Licenses, and other participants; and,

WHEREAS, Commerce National Risk Control Services of Cherry Hill, NJ, are the designated safety engineers for the Monmouth Municipal Joint Insurance Fund and are qualified to perform such testing services; and,

WHEREAS, Lorraine Carafa, Temporary Chief Financial Officer for the Borough of Atlantic Highlands, does hereby certify that funds will be available for this contract in: the 2007 budget appropriations:

07-201-26-290-299      01-201-26-310-299      01-201-26-305-299

Lorraine Carafa, Temporary CFO

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A: 11-5 et seq., allows a contract for "Professional Services" to be awarded without competitive bidding; and,

WHEREAS, this contract is for a service performed by a firm authorized by law to practice a recognized profession that is regulated by law.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Atlantic Highlands, in the County of Monmouth, State of New Jersey that:

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute an agreement with Commerce National Risk Control Services for a fee of \$63.40 per employee holding a valid commercial drivers license during the contract period of January 1, 2007 to December 31, 2007.
2. A notice of this action shall be printed once in an official newspaper of the Borough and that this Resolution and the contract shall be available for public inspection in the office of the Municipal Clerk.

This Resolution was offered and moved by Council member Nolan, seconded by Council member Archibald and adopted on November 08, 2006 as follows:

AYES: Council members Archibald, Doyle, Fligor, Ladiana, and Nolan

NAYS:

ABSTAIN:

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 a true copy of the action of the Governing Body at its meeting held November 08, 2006. WITNESS my hand and the Seal of the Borough of Atlantic Highlands this 9th day of November 2006.

Dwayne M. Harris, RMC  
Municipal Clerk

