



MINUTES OF THE MAYOR & COUNCIL REGULAR MEETING OF FEBRUARY 27, 2008

The Regular Meeting of the Mayor and Council, of the Borough of Atlantic Highlands, was held on February 27, 2008 in the public meeting room of Borough Hall, 100 First Avenue Atlantic Highlands NJ.

Mayor Rast 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, Dellosso, Doyle, Fligor, Hoffmann, Sutton, and Mayor Rast. 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 1/02/2008. He read the "Open Public Meetings Act" compliance statement and stated that formal action would be taken.

APPROVAL OF MINUTES

Regular Meeting-January 23, 2008

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

This motion passed by the following vote.

AYES: Council members Dellosso, Doyle, Fligor, Spatola and Sutton

NAYS:

ABSTAIN:

RESOLUTION 039-2008, APPOINTMENT OF 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, Dellosso, Doyle, Fligor Hoffmann, Sutton

NAYS:

ABSTAIN:

Everyone welcomed the new officer. Chief Vasto gave a brief report and welcomed Mr. Vogt. Mayor Rast administered the Oath of Office to Patrolman Vogt.

REPORTS-COUNCIL MEMBER, COMMITTEE, PROFESSIONAL

Council member Dellosso reported that he spent some time with Mr. Dougherty at the water plant.

Council member Sutton reported on the Library Board. The Library has started a knitting program. They will have an event to honor volunteers in April. They are also hosting a Play Day in conjunction with the Friends of the Library on March 29 at the Firemen's Field. The Library Board asked again if the Mayor & Council would be doing anything in the future about a new library. They again brought up the car wash lot.

Mr. Sutton reported that the flows for January are down. Well #6 should be up and running on February 29. T & M concluded the survey of the under drain and made some recommendations. A recommendation for a lift pump would cost approximately \$260k or a gravity feed would cost approximately \$200k. Mr. Bucco reported that they did three comparisons and he spoke briefly about them.

Council member Fligor reported that NJNG wants to put the houses up for sale that are on Leonard Avenue. We are still in the process of purchasing for COAH obligations. Avenue B house they are waiting for an NFA letter. Highland Avenue Bridge will be tested in a few months to see how bad the contamination is there. More testing will be done in the Foodtown parking lot. The Sewerage Authority made Mike Ryback the Chair for this year.

Council member Doyle reported that the Council has the budget and ask them to keep an eye on costs.

Council member Hoffmann reported on the Fire Department is going over the use fees for the building. A committee has been made for the field house. The Harbor is quiet right now. They are doing maintenance. The Firework committee is up and running again. The Buy a Rocket program is on.

Council member Archibald reported that Recreation had their meeting, the basketball program ends on March 15. The date of the Easter Egg Hunt is March 15 at Firemen's Field at 2pm. Marilyn Hughes has resigned and they are looking for volunteers to help the recreation department especially in the area of scheduling trips. Environmental Commission met and discussed the camping in Lenape Woods. A small group has been made to study the issue of camping in Lenape Woods. Laura DuBois volunteered to run Earth Day that will be in April. Many Mind Creek report is available.

Mayor Rast commented on an article in the newspaper that aid to the towns is being cut in New Jersey. Another article reported some cuts in the agricultural department, commerce department, personnel department and state parks being closed.

Borough Administrator Hubeny reported that the 2007 road project should start Mid-March with the Sidewalk program. Six sidewalks are covered under grant money. The skateboard park has a new design being worked on; a public hearing is scheduled for March 12 at 7pm, estimated at

\$149,000. Mr. Hubeny spoke with Spence Wickum who will draft an agreement in writing on the maintenance of the trail. The St. Patrick's Day parade for Highlands is March 29 at 2pm and Council members were invited.

Mayor Rast reported that Peter Zengle is going for his Eagle Scout pin at the United Methodist Church April 5 at 1pm. Mr. Hubeny commented what Mr. Zengle did was to remove all the tires that were in the water at the Hobie Cat. It took approximately two days.

Mr. Harris reported that the Rabies clinic would be held March 5 from 6-7pm at the Firehouse. The 2007 Dog/Cat census is completed and there are 237 homes that have at least one unlicensed dog. The newsletter is almost complete.

Borough Attorney Reilly reported on the settlement on the Palmar contract. It is moving forward. NJNG property is held up due to title issues but is moving forward.

Borough Engineer Robert Bucco reported that the 2007 Water Main Replacement advertisement would be in the newspaper. Bids will be received on March 20, 2008.

Chief Vasto reported that the Police Dispatcher has been chosen. Christopher Whalen from Middletown has accepted the position. Mr. Wankel will help out as a part time person in case of an emergency. Chief Vasto briefly went over Mr. Whalen's credentials. He will start training on March 3, 2008.

PUBLIC COMMENT SESSION

Mayor Rast reported that Donald Spencer is in the audience who will be part of the Environmental Commission representing the small group to discuss the potential of camping in Lenape Woods. He received an e-mail from Jacqui Hillman who is involved in the Scouts and stated that it is important to her that the Scouts have a place to go, even if it was just a training site for the Scouts. Mr. Spencer has a copy of the draft ordinance.

Mike Harmon-Commented on the camping issues in Lenape Woods. He thinks it would be good for smaller groups of kids. He spoke about the Trail. He thinks the Bayshore Outfall Authority should be consulted on the trail maintenance.

Laura DuBois-254Ocean Blvd.- Thanked the Council for the support of the Ellie Huson supports. She is all for getting the kids in the woods, she commented on the campfires being used in Lenape Woods. Also commented on an email she received from Bill Kastening regarding overnight camping. She read the email aloud to the public and Mayor & Council.

Joseph Hawley-Ocean Blvd-Commented on camping in Lenape Woods. He also commented on Ruth [did not get last name] passed away. Joe also stated that he had gotten a call from a resident regarding political signs still being up more than 7 days after an election. Mayor Rast indicated that the matter would be looked into.

Stephanie Ladiana-65 East Lincoln Ave-She asked what part of Lenape Woods was in question for camping? She commented on the ROSI, which included Lenape Woods, and acres that are in Atl. Hlds.

Kath Ligon-213 E. Highland Ave-She has only been in town for a little less than 3 years. She has concerns for the children in regards to Lyme disease.

Julie Gartenberg-62 Prospect Road-Also had comments on camping in Lenape Woods. She commented on the area of Lyme disease as well.

Jane Frotton-12 Memorial Parkway-Questioned the area on the web site where it lists the council meetings. Please clarify the times of meetings.

Stephanie Ladiana-65 East Lincoln Ave-Question if a workshop was going to be done for the Ordinance for camping in Lenape Woods. She also commented on the Skateboard Park in Santa Barbara.

UNFINISHED BUSINESS

ORDINANCE 02-08, \$900.00 BOND ORDINANCE-WATER/SEWER IMPROVEMENTS

This Ordinance was read by title. A motion to open the Public Hearing was made by Council member Fligor, seconded by Council member Archibald.

Borough Administrator Hubeny briefly described this Ordinance.

A motion to open the Public Hearing was made by Council member Fligor, seconded by Council member Archibald, and was unanimously approved.

Robert Dougherty-16 Simpson Ave-Commented on the Water Company and the issues in regards to the Water wells in town. Spoke highly of the Councils decision to get things done when needed.

A Motion to close the Public Hearing was made by Council member Sutton, seconded by Council member Dellosso and was unanimously approved.

A motion to adopt Ordinance 02-2008 was made by Council member Sutton, seconded by Council member Fligor was approved by the following roll call vote:

AYES: Council members Archibald, Dellosso, Doyle, Fligor, Hoffmann, Sutton

NAYS: None

ABSTAIN: None

NEW BUSINESS:

RESOLUTION 040-2008, APPROVING STIPULATION OF SETTLEMENT BETWEEN AH AND DEP

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

Borough Administrator Hubeny briefly explained this resolution. Brief discussion followed with all Council members.

This resolution was adopted by the following vote:

AYES: Council members Archibald, Dellosso, Doyle, Fligor, Hoffmann, Sutton,

NAYS:

ABSTAIN:

RESOLUTION 041-2008, AUTHORIZING ESCROW AGREEMENT FORM DEVELOPMENT FEES

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

Borough Administrator briefly explained this resolution. Brief discuss followed by all.

This resolution was adopted by the following vote:

AYES: Council members Archibald, Dellosso, Doyle, Fligor, Hoffmann, Sutton

NAYS:

ABSTAIN:

RESOLUTION 042-2008, ADOPTION OF CORRECTIVE ACTION PLAN-2006 AUDIT

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

Borough Administrator briefly explained this resolution.

This resolution was adopted by the following vote.

AYES: Council members Archibald, Dellosso, Doyle, Fligor, Hoffman, Sutton

NAYS:

ABSTAIN:

RESOLUTION 043-2008, APPROVAL OF CHANGE ORDER #2-SANITARY SEWER REHABILITATION

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

Borough Administrator briefly explained this resolution.

This resolution was adopted by the following vote:

AYES: Council member Archibald, Dellosso, Doyle, Fligor, Hoffmann, Sutton

NAYS:

ABSTAIN:

CONSENT AGENDA: Other Council Business

These items will be enacted by one motion. If detailed deliberation is desired on any item, Council may remove that item from the consent agenda and consider it separately.

These items were offered and moved for adoption by Council member Archibald, seconded by Council member Dellosso:

- Resolution 044-2008, Appointing Thomas Howlett-Sanitation
- Resolution 045-2008, Certifying and Approving 2007 LOSAP
- Resolution 046-2008, Transferring Custody of Borough Records
- Resolution 047-2008, Authorizing Bid Advertisement-Center Ave. Park
- Resolution 048-2008, Authorizing Bid Advertisement-Water main Replacement
- Resolution 049-2008, Refund of Tax Sale premium
- Resolution 050-2008, Payment of Bills
- Resolution 051-2008, Appointment of Police Dispatcher

These items were adopted by the following vote:

AYES: Council member Archibald, Dellosso, Doyle, Fligor, Sutton

NAYS:

ABSTAIN: Council member Hoffmann

PUBLIC COMMENT SESSION

Joseph Hawley-Ocean Blvd-Commented on the Chamber of Commerce meeting. He also commented that a lot of residents are happy with the way the borough is being run.

Justin D'Aguanno -Commented on Kiosk in the Harbor. Mr. Hoffmann briefly discussed this issue.

Mr. Archibald also spoke of this issue.

Council Member Sutton asked for further explanation of the property that Stephanie Ladiana had spoke of earlier. Mr. Hubeny briefly explained the situation, as did Mr. Reilly.

ADJOURN - There being no further business before the Mayor & Council, Council member Sutton moved to adjourn the meeting at 8:48 PM. The motion was seconded by Council member Fligor and was unanimously approved.

February 27, 2008
