



MINUTES OF THE MAYOR AND COUNCIL REGULAR MEETING OF DECEMBER 23, 2009

The Regular Meeting of the Mayor and Council, of the Borough of Atlantic Highlands, was held on December 23, 2009 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. After a silent prayer and the Pledge of Allegiance, the following roll call was taken:

Roll Call Of Atlantic Highlands Governing Body:

Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton.

ABSENT: None.

OTHERS PRESENT: Borough Administrator A Hubeny, Borough Engineer D Marks, Mayor F Rast, Borough Attorney B Reilly and Municipal Clerk D Harris.

Mr. 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 with the Municipal Clerk of Atlantic Highlands, on 1/05/2009. He read the "Open Public Meetings Act" compliance statement and stated that formal action would be taken.

APPROVAL OF MINUTES

Regular Meeting – December 02, 2009

A motion offered by Councilman J Archibald, to approve these minutes was duly seconded by Councilman J Hoffmann

This motion was passed by the following vote:

Ayes:	Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor and Councilman J Hoffmann (5)
Nays:	None (0)
Abstain:	Councilman R Sutton (1)
Absent:	None (0)

OLD BUSINESS:

None

NEW BUSINESS:

CONSENT AGENDA:

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

1. Resolution 185-2009, Authorizing Site for American Legion Veteran's

Monument

2. Resolution 186-2009, Authorizing 27th Pay Period for Fiscal Year 2009
3. Resolution 187-2009, Transfer of Funds
4. Resolution 188-2009, Appointing Employee to Harbor Maintenance
5. Resolution 189-2009, Approving Raffle License
6. Resolution 196-2009, Tax Reimbursement Certification
7. Resolution 199-2009, Cancellation of Appropriation Balances

A motion offered by Councilman L Fligor to approve the items in the Consent Agenda, was duly seconded by Councilman R Dellosso

Discussions:

Mayor Rast shared a diagram of the proposed monument at Veteran's Park to the Council and suggested the old one be moved down to the Harbor. Councilman Archibald questioned when it would be installed. Mayor Rast responded Memorial Day.

Administrator Hubeny offered an explanation for all of the items on the Consent Agenda.

Councilman Fligor withdrew his motion to approve the Consent Agenda so Resolution 198-2009 could be considered separately. Council member Dellosso agreed and withdrew his second.

Resolution 198-2009 was removed from the Consent Agenda to be considered separately.

A motion offered by Councilman R Dellosso, to approve the items in the Consent Agenda, was duly seconded by Councilman J Archibald

This motion was passed by the following vote:

Ayes:	Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays:	None (0)
Abstain:	None (0)
Absent:	None (0)

Resolution 198-2009, Payment of Bills

A motion offered by Councilman Archibald to approve this resolution, was duly seconded by Councilman R Dellosso.

This motion was passed by the following vote:

Ayes:	Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman J Hoffmann and Councilman R Sutton (5)
Nays:	None (0)
Abstain:	Councilman L Fligor (1)
Absent:	None (0)

RESOLUTION 190-2009, AWARD CONTRACT - HARBOR LUMBER

A motion offered by Councilman J Hoffmann to approve this resolution was duly seconded by Councilman J Archibald.

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

RESOLUTION 191-2009, AWARD CONTRACT - IMPROVEMENTS TO HARBOR FISHING PIERS

A motion offered by Councilman J Hoffmann to approve this resolution was duly seconded by Councilman J Archibald

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

RESOLUTION 192-2009, AUTHORIZING GROUND LEASE - WIRELESS COMMUNICATION MONOPOLE

A motion offered by Councilman L Fligor to approve this resolution was duly seconded by Councilman R Dellosso

Administrators Hubeny gave a brief history on this and commented that the two exceptions with T-Mobile have been resolved. Mayor Rast commented that this cell tower is definitely needed for the areas down along Bayside Drive.

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

**RESOLUTION 193-2009, AWARD CONTRACT- DATA, COMMUNICATION,
SECURITY SYSTEM**

Attorney Reilly gave an explanation to the bid results and the actions the Borough took to clarify the bidders' intention.

A motion offered by Councilman J Archibald to approve this resolution was duly seconded by Councilman R Sutton

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

**RESOLUTION 194-2009, AWARD CONTRACT - MUNICIPAL BUILDING
ADDITIONS/RENOVATIONS**

A motion offered by Councilman L Fligor to approve this resolution was duly seconded by Councilman R Dellosso

Attorney Reilly again gave an explanation of some of the difficulties with the bids and the actions taken to clarify the understanding and the experience of the bidders. There was subsequent discussion on some of the Alternatives that were bid on and the need for them.

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

**RESOLUTION 195-2009, APPROVING 90 DAY LEASE EXTENSION -
SEA STREAK**

A motion offered by Councilman J Hoffmann, duly seconded by Councilman P Doyle

Councilman Doyle explained the expiration of the lease with Sea Streak and the Harbor needs 90 days to still hammer out the details with them.

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

RESOLUTION 197-2009, ACKNOWLEDGING COMPLETION OF BAYSHORE TRAIL PHASE II

A motion offered by Councilman L Fligor, duly seconded by Councilman R Dellosso

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)
Nays: None (0)
Abstain: None (0)
Absent: None (0)

The Mayor commented on the recent snow storm and commended the Street Dept on the wonderful job they did cleaning the roads. Administrator Hubeny read a letter from the Mayor to the department, on the great work they have done and continue to do.

PUBLIC COMMENT SESSION -

Ed Cetron Auditorium Drive also commented on the great jobs the public works did over the weekend, and the First Aid owes them a tremendous debt of gratitude. The community events community had great success selling trees on First Ave and thanked everyone who volunteered and bought trees.

William Phillips – Memorial Pkwy invited everyone to come to breakfast on January 1st at 9:00am at the Fire House. He thanked everyone for the seamless representation the Council had over the course of the year. He feels the Borough should invest the money in the new building and do it right, the first time.

EXECUTIVE SESSION

A motion offered by Councilman R Sutton, duly seconded by Fligor

This motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)

Nays: None (0)

Abstain: None (0)

Absent: None (0)

RECONVENE - AT 9:18 PM THE MEETING WAS RESUMED

ADJOURN - There being no further business before the Mayor and Council, a motion to adjourn was offered by Councilman J Archibald, duly seconded by Councilman P Doyle

At 9:18pm, this motion was passed by the following vote:

Ayes: Councilman J Archibald, Councilman R Dellosso, Councilman P Doyle, Councilman L Fligor, Councilman J Hoffmann and Councilman R Sutton (6)

Nays: None (0)

Abstain: None (0)

Absent: None (0)