



# MINUTES OF THE MAYOR AND COUNCIL REGULAR MEETING OF JUNE 12, 2013

The Regular Meeting of the Mayor and Council, of the Borough of Atlantic Highlands, was held on June 12, 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 Archibald Jr., John, Councilman Dellosso, Roy, Councilman Doyle, Peter, Councilman Fligor, Lou, Councilman Hoffmann, Jacob, Councilman Sutton, Robert, Mayor Rast, Frederick J. III.

## **APPROVAL OF PREVIOUS MEETING MINUTES:**

**Motion:** Approve Minutes - Regular Meeting – May 08, 2013

**Moved by** Councilman Archibald Jr., John, **Seconded by** Councilman Hoffmann, Jacob

Motion passed by unanimous consent.

**Motion:** Approve Minutes - Regular Meeting – May 22, 2013,

**Moved by** Councilman Sutton, Robert, **Seconded by** Councilman Hoffmann, Jacob

Motion passed by unanimous consent.

## **WORKSHOP DISCUSSION:**

### **Multi –Jurisdictional Hazardous Mitigation Plan**

Administrator Hubeny explained that this is the first plan that has been done since 20087. It gets updated every four years and ultimately the county puts this plan together. On May 22nd the Bayshore Emergency Management Officers had a meeting, which was open to the public. The meeting did not focus too much on the plan and none of the residents from Atlantic Highlands showed to comment on the plan. This plan has been put on the Borough website. He also commented that

he and the Mayor attended a function meeting the new President of Jersey Central power and Light. He has been in the business for 30 years and came from their parent company. JCP&L is hiring additional people for an Emergency Operation Center and will be putting together an Emergency Management Team.

**REPORTS – COUNCIL, ADMINISTRATION, PROFESSIONAL, OTHER:**

Councilman Dellosso – no report

Councilman Sutton – no report

Councilman Fligor reported NJNG will raise the street on Ave C and pitch the water back to the drain to help alleviate the flooding problems there. He reported the sewerage authority has been running 24/7 since the rain started and the inflow and infiltration is running like crazy. Tomorrow, we are also looking at an additional 5 inches. The benefit is that we will not be billed from TOMSA for the additional infiltration. We usually are at 42% but we are already at 48% of the flows and those numbers are increasing with each rain event.

Councilman Doyle reported that the members have the audit report and will be required to sign off that they have read it. He mentioned that it was a clean audit. He thanked the Police for the Memorial Day Celebration and thanked everyone who supported the Lion's Club breakfast.

Councilman Hoffmann reported on the Well replacement project. He believes that because of the flooding, the well will have to be raised before the mechanical elements can be placed on top. He reported on the Fireman's Fair which is coming up. July 5<sup>th</sup> is the Fireworks and that will be a challenge this year with construction going on.

Councilman Archibald thanked Kate Wigginton public for her service. He reported he attended a community service for the Rev. Henry Davis, on behalf of the Mayor, at St. Paul's Church. He commented that the revenues in the Harbor are down 40 % from the previous year. That continues to be a challenge. He reported that the balances of the BANS for the Harbor were sold at an interest rate of 0.74% bought by Wells Fargo. He mentioned the west side of Frank's pier is open and it looks great. He mentioned that it also looks like they are putting a lot of effort in finishing up the work for the Sea Streak.

Mayor Rast mentioned that he took a walk down Frank's Pier and was concerned that there was not a wooden or more permanent barrier along the end. The only thing there was a piece of yellow caution tape. He mentioned, that based on his representation of the Police department, he commented on two letters from residents, one from Gwen Reynolds who was suffering an allergic reaction. Not only was Sgt. Doherty administering First Aid but was instrumental in calming her children as well. He also commented on another letter from the Trivet's, at the Sunoco station who offered praise to the Police who saved the life of their employee.

Administrator Hubeny reported the mosquito commission is done with their debris removal and there was no flooding during this last rain event. Mr. Archibald covered the main financial

issues of the Harbor but we are hoping to have piers 7 & 8 open next week. T&M is waiting for calculations for the gangway weights at the Sea Streak loading area. He reported on a FEMA meeting this afternoon and everything is going well. So far, we have collected about 8 million of the 22 million committed. So far the Borough's insurance has paid out \$527,000 in the Harbor and about \$45,000 for the Borough. FEMA money is about \$475,000 for the Borough. Overall for the Harbor and the Borough, we are in pretty good shape. He reported J. H. Reid is behind schedule and the Harbor and the Borough is not happy. They are behind 48 days so far and they have requested another 8 day delay.

Clerk Harris - no report

Attorney Reilly - no report

Engineer Tom Neff briefly reported on the Harbor and Well #1 replacement. Because of the new FEMA Flood maps, the new well being constructed is in a flood zone now and the well house needs to be raised.

Police Chief Vasto - no report

Harbor Commission Chair, Jane Frotton, - no report

Jim Krauss of the Environmental Commission - no report

**PUBLIC COMMENTS:**

No comments from the public

**UNFINISHED BUSINESS:**

**ORDINANCE 10-2013 - REPEALING §150-80 OF THE BOROUGH'S ORDINANCES ENTITLED "AFFORDABLE HOUSING OBLIGATION"**

**MOTION:** Open Public Hearing, **Moved by** Councilman Fligor, Lou, **Seconded by** Councilman Delloso, Roy

Motion passed by unanimous consent.

No comments from the public

**Motion:** Close Public Hearing, **Moved by** Councilman Archibald Jr., John, **Seconded by** Councilman Fligor, Lou.

Motion passed by unanimous consent.

**Motion:** Adopt Ordinance 10-2013, **Moved by** Councilman Archibald Jr., John, **Seconded by** Councilman Dellosso, Roy.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 6).  
**Yes:** Councilman Archibald Jr., John, Councilman Dellosso, Roy, Councilman Doyle, Peter, Councilman Fligor, Lou, Councilman Hoffmann, Jacob, Councilman Sutton, Robert.

**NEW BUSINESS:**

1. **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 116-2013**, Accepting Memberships into the AH Fire Dept.
  - b. **Resolution 117-2013**, Accepting Special Item of Revenue – Chapter 159 - \$128,300.00
  - c. **Resolution 118-2013**, Authorizing Execution of MOD IV Tax Agreement
  - d. **Resolution 119-2013**, Appointment of Court Administrator
  - e. **Resolution 120-2013**, Renewal of Liquor Licenses - 2013/2014 Term

**Motion:** Approve Consent Agenda, **Moved by** Councilman Archibald Jr., John, **Seconded by** Councilman Dellosso, Roy.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).  
**Yes:** Councilman Archibald Jr., John, Councilman Dellosso, Roy, Councilman Doyle, Peter, Councilman Fligor, Lou, Councilman Hoffmann, Jacob, Councilman Sutton, Robert.

2. **RESOLUTION 122-2013, PAYMENT OF BILLS \$1,942,799.35**

**Motion:** Approve Resolution, **Moved by** Councilman Dellosso, Roy, **Seconded by** Councilman Archibald Jr., John.

**Vote:** Motion passed (summary: Yes = 5, No = 0, Abstain = 1).  
**Yes:** Councilman Archibald Jr., John, Councilman Dellosso, Roy, Councilman Doyle, Peter, Councilman Fligor, Lou, Councilman Hoffmann, Jacob.  
**Abstain:** Councilman Sutton, Robert.

**PUBLIC COMMENT SESSION –**  
No Comments

**ADJOURN [7:41pm]** - There being no further business before the Mayor and Council,

**Motion:** Adjourn, **Moved by** Councilman Archibald Jr., John, **Seconded by** Councilman Doyle, Peter.

Motion passed by unanimous consent.

**Motion:** Approve Minutes, **Moved by** Councilman Hoffmann, Jacob, **Seconded by** Councilman Sutton, Robert.

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 June 26, 2013.

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

Dwayne M. Harris, RMC  
Municipal Clerk