

**BOROUGH OF HIGHLANDS
MAYOR AND COUNCIL
WORKSHOP MEETING
(with special action)
OCTOBER 4, 2006**

Mayor O'Neil called the meeting to order at 7:16 P.M.

Mrs. Flannery read the following statement: As per requirement of P.L. 1975, Chapter 231, notice is hereby given that this is a Special Action Meeting of the Mayor and Council of the Borough of Highlands and all requirements have been met. Notice has been transmitted to the Asbury Park Press, the Courier and the Two River Times. Notice has been posted on the public bulletin board.

ROLL CALL:

Present: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil

Absent: None

Late Arrival: None

Also Present: Nina Light Flannery, Borough Clerk
Dominick Manco, Esq., Borough Attorney
David Gilson, Borough Administrator
Stephen Pfeffer, Chief Financial Officer

EXECUTIVE SESSION RESOLUTION:

Mrs. Flannery read the following Resolution for approval:

Mayor O'Neil offered the following Resolution and moved its adoption:

**RESOLUTION
EXECUTIVE SESSION**

BE IT RESOLVED that the following portion of this meeting dealing with the following generally described matters shall not be open to the public:

1. Personell Matters: Administrative and Police Dept.
2. Active Litigation: McCauley

BE IT FURTHER RESOLVED that it is anticipated that the matters to be considered in private may be disclosed to the public at a later date when the need for privacy no longer exists; and

BE IT FURTHER RESOLVED that no portion of this meeting shall be electronically recorded unless otherwise stated; and

BE IT FURTHER RESOLVED that the private consideration is deemed required and is permitted because of the following noted exceptions set forth in the Act:

8. Related to investigation of violations or possible violations of law.
9. Related to pending or anticipated litigation or contract negotiations in which the public body is or may be a party.
10. Falls within the attorney-client privilege and confidentiality is required.
11. Deals with personnel matters of public employees and employee has not requested that the matter be made public.

Offered by Mayor O'Neil.

Seconded by Mr. Nolan and approved on the following roll call vote:

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ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
NAYES: None
ABSENT: None
ABSTAIN: None

The Governing Body then entered into Executive Session.

Mayor O'Neil called the Regular Meeting back to order at 8:25 P.M.

Mayor O'Neil asked all to stand for the Pledge of Allegiance.

ROLL CALL:

Present: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
Absent: None
Also Present: Nina Light Flannery, Borough Clerk
Dominick Manco, Esq., Borough Attorney
Stephen Pfeffer, Chief Financial Officer
David Gilson, Borough Administrator

Discussion RE: School Safety

Beth Dellapetro of Waterwitch Avenue - wanted to know if Mayor O'Neil took his children out of school today. She stated that she heard from a Sea Bright police officer that in a fact a gun was found in the school. She also inquired as to whether or not metal detectors would be installed in the school. She believes that there is a valid reason to panic. She is concerned for the children's safety.

Mayor O'Neil stated that his daughter did leave school today. He said that he spoke to the Chief this morning and asked him who was at the school. Chief Blewett told Mayor O'Neil that two officers were at the school, Seagal and Dodds, and Mayor O'Neil felt secure with those two officers present.

Chief Blewett stated that in fact no gun was found in the school. He believes that installing metal detectors and security guards is just giving in to rumors. There is a safety program for the school that the police department is fully involved with and is working.

Beth stated that she believes there are metal detectors in many other schools.

Mayor O'Neil stated that that is the jurisdiction of the Board of Education.

Beth Dellapetro stated that because of some of the elements of juveniles in the town, she would like to see more of a police presence, such as officers on bike, etc.

Chief Blewett stated that in order to have an officer on a bike, there also needs to be two officers on the road, for backup. Mostly over the summer there are specials on bikes and walking officers. He stated that unless we increase the police department to an unrealistic number, there really is no way to have an officer on a bike year round.

Tara Ryan, 17 Ocean Street stated that she has been monitoring the situation at the school, and has every faith in the police department to handle the situation. Ms. Ryan asked that when the initial contact was made regarding the situation at the high school, was it an anonymous call, an adult, how were the police informed.

Chief Blewett stated that one of the officers, while out to get something to eat, was told by a waitress, and that is how it started.

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Cathy Custer, Shore Drive stated that she is concerned that this "rumor" does not get brushed under the table, although it could be a rumor, it could also be a warning, and we should get to the bottom of it.

Chief Blewett stated that at this point it's a closed matter. There are no witnesses or anyone who saw or heard anything. Everything has been investigated.

Rosemary Ryan, Highland Avenue stated that she is concerned that if the rumor had been true, and there had been a gun in the school, what are two armed officers going to do if there is someone already shooting in the school? She is concerned that there was no locker search done.

Chief Blewett explained that the two people who was suspected of being involved in something at the school, never made it into the school, they were stopped and questioned, so there was no need for a locker search. He felt that doing a locker search or bringing in a dog would just help perpetuate a rumor and make things worse.

Patty Guibler of Bay Street - she was concerned about the fact that parents were allowed to get their children even though there was a lock-down.

Chief Blewett stated that there was not a lock-down, and if there had been, no one would have even been able to get to the parking lot.

Linda Vecchione, Huddy Avenue - she was worried that because she saw the Mayor's children leaving, council's children leaving, teachers, etc., that maybe it was not a rumor and that she better take her child out of school also.

Mayor O'Neil stated that there was a decision made at 9:30 in the morning that because so many children had already been taken out, that school would be ended for the day. There was also a concern that so many children were now out on the streets and not at home.

Chief Blewett stated that there is a drill planned for the 16th.

Jenna. Peterson - Portland Road - she is concerned that the message going out is that if it's a rumor, everyone over-reacted and that no one will do anything should there be another rumor, and what if it was true.

Paul Merker of 42 Miller Street stated that he believes that the residents should take a stand and form a crime-watch or get more involved in helping and not rely on the Borough to solve all the problems.

Unidentified person - she feels that maybe the C.O. should investigate who is living in homes, two or three families sometimes, and start there.

Mr. Murphy stated that they go by what is stated on the Certificate of Occupancy.

Unidentified Woman suggested that the land lords be held responsible.

Michele Bunch of 6 Fourth Street was speaking on behalf of the mother who is present at the meeting, of the two students questioned with regard to today's incident. She confirmed that the rumors are in fact rumors. The mother stated that she is a single mom and that her two daughters stayed home from school today. She said that someone's mother started this rumor and that she is not present at the meeting.

Carla Cefalo - expressed concern regarding Myspace and suggested that every parent monitor what is going on there.

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Michele Kelty, Shore Drive - what time is the curfew for the Borough and what happens when children are out past that time.

Chief Blewett stated that the curfew is 10:00 and that sometimes the kids are given a break, and a lot of them have been taken to the station, but it is up to the parents to make sure that their children are home by 10:00.

Kathy Kirk - Valley Street - asked Chief Blewett why his officers went to the home of the children questioned with regard to the incident and said that it was her that claimed that these girls had all this stuff on Myspace when she didn't even call the school about it until 8:00 this morning and clearly by then, it was already in full swing.

Lieutenant Armenti explained that during an investigation, the person they are talking to is not informed as to who may have said what.

Paul Merker - concerned that his son was on some kind of list regarding this incident.

Chief Blewett stated that there wasn't a list, and this is a rumor and it shows how things avalanche.

Rachel Stockton, Grand Tour - has heard rumors that are starting again, that this was not the day something was supposed to happen, that it is supposed to happen next week.

Chief Blewett explained that the rumors stemmed from Myspace and with permission he viewed the accounts of the people in question. He stated that all the information is "fourth-hand" and that no one has actually seen a "hit list" or any other evidence regarding this incident. He reiterated that there was no locker search and that there was no gun found at the school. Probable cause is needed for the police to do a locker search and that at this time there was no probable cause. He stated that a locker search is the decision of the Board of Education.

Patty Guibler asked Chief Blewett if there was any information from the Atlantic Highlands Police regarding this incident or if anyone had read anything on Myspace.

Chief Blewett - they were in contact with Atlantic Highlands and there is nothing except what is in the rumor mill.

Patty - suggested that Myspace do a backup every night to avoid missing something that may have been deleted.

Rosemary Ryan stated to show that rumors can get out of hand, she first heard that it was a white girl with five girls on a hit list. She suggested that in the event of another incident, that there be a mandatory 2:00 curfew for the kids to stay off the streets.

Lieutenant Armenti stated that there is a zero tolerance in effect, if someone is jaywalking and asked to move and does not comply, they will get a summons. If someone is past curfew, they will be taken to the station and the parents called.

Mayor O'Neil stated that he believes everyone did a good job with regard to today's incident. Sure, there are kinks to be worked out, but this is something that came unexpected and thank goodness nothing did happen.

Roberta McEntee, Fifth Street stated that she feels that it is important to follow-up on the suggestion of a locker search. She feels that all the parents should call the school and demand that the school give the police permission to do a locker search.

Laura _____ - would like to know if someone can go to the high school and elementary school and perhaps give a speech on what was talked about and let them know about curfew and consequences.

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WORKSHOP MEETING:

Mrs. Flannery read the titles of the following Resolutions for approval:

Mr. Caizza offered the following Resolution and moved its adoption:

R-06-164

**RESOLUTION APPROVING TERMS OF COMPENSATION TO BE PAID TO
CAPTAIN KEVIN ROAKE UPON RETIREMENT FROM THE HIGHLANDS
POLICE DEPARTMENT**

WHEREAS, Captain Kevin Roake of the Borough of Highlands Police Department has provided a written proposal dated August 17, 2006 to the Mayor and Governing Body containing the terms and amount of compensation which he would agree to accept upon retirement; and

NOW, THEREFORE, BE IT RESOLVED the Governing Body of the Borough of Highlands has reviewed the August 17, 2006 request from Captain Kevin Roake and agree to the following terms:

Captain Kevin Roake will be paid for thirty (30) vacation days pursuant to the collective bargaining agreement between the Borough of Highlands and N.J. State Policemen's Benevolent Association, Sandy Hook, Local No. 48. The amount as calculated by the Chief Financial Officer is \$10,622 (rounded).

Payment of all other accrued time on the books of the Borough of Highlands is waived.

Retroactive pay due and owing Captain Roake has been paid in accordance with the collective bargaining agreement (July 1, 2004 – June 30, 2008) between the Borough of Highlands and N.J. State Policemen's Benevolent Association, Sandy Hook, Local No. 48.

BE IT FURTHER RESOLVED that the appropriate Borough Officials are authorized to take all steps necessary including signing this resolution and obtaining the signature of Captain Kevin Roake in which he agrees to be bound by the terms of this resolution.

Seconded by Mr. Nolan and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
NAYES: None
ABSENT: None
ABSTAIN: None

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Mr. Urbanski offered the following Resolution and moved for its adoption:

R-06-161

**RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO
AMEND THE EQUIPMENT LIST FOR THE PURCHASE AGREEMENT WITH
THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY**

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough of Highlands to acquire the following equipment including accessories (if applicable) for use by various Borough Departments; and

Police Computer Network including Installation
Backhoe

WHEREAS, the Mayor and Council have also determined that it is in the best interest of the Borough of Highlands to delete the following equipment including accessories (if applicable); and

Mobile Lighting System
Shed

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands that the Chief Financial Officer Stephen Pfeffer is hereby authorized and directed to amend the Equipment List for the 2005 Lease Purchase Agreement with the Monmouth County Improvement Authority to include the above equipment including accessories (if applicable) and to execute all documents necessary to make such amendments.

Seconded by Mr. Nolan and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
NAYES: None
ABSENT: None
ABSTAIN: None

Mayor O'Neil offered the following Payment of Bills and moved on its approval for payment:

**RECAP OF PAYMENT OF BILLS
10/04/06**

| | | | |
|-----------------------|-----------|-----------|------------------|
| CURRENT: | | \$ | 29,947.53 |
| Payroll | (9/30/06) | \$ | 119,547.35 |
| Manual Checks | | \$ | 28,638.15 |
| Voided Checks | | \$ | |
| | | | |
| SEWER ACCOUNT: | | \$ | 3,945.86 |
| Payroll | (9/30/06) | \$ | 6,085.67 |
| Manual Checks | | \$ | 68.70 |
| Voided Checks | | \$ | |

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| | | |
|----------------------------------|-----------|-----------------|
| CAPITAL/GENERAL | \$ | 21,385.75 |
| CAPITAL-MANUAL CHECKS | \$ | |
| Voided Checks | \$ | |
| TRUST FUND | \$ | 5,428.49 |
| Payroll (9/30/06) | \$ | 1,320.00 |
| Manual Checks | \$ | |
| Voided Checks | \$ | |
| UNEMPLOYMENT ACCT-MANUALS | \$ | |
| DOG FUND | \$ | 853.80 |
| Voided Checks | \$ | |
| GRANT FUND | \$ | 5,101.25 |
| Payroll (9/30/06) | \$ | 283.20 |
| Manual Checks | \$ | |
| DEVELOPER'S TRUST | \$ | 992.00 |
| Manual Checks | \$ | 2,697.30 |
| Voided Checks | \$ | |

**THE COMPLETE PAYMENT OF BILLS IS AVAILABLE IN
THE CLERK'S OFFICE FOR ANYONE THAT WISHES TO REVIEW THE
LIST.**

Seconded by Mr. Nolan and approved for payment on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
NAYES: None
ABSENT: None
ABSTAIN: None

Mayor O'Neil offered the following Resolution and moved on its adoption:

R-06-163

**RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR SEALED BIDS
TO LEASE LAND OWNED BY THE BOROUGH OF HIGHLANDS**

BE IT RESOLVED that the premises known as Block 96 Lot 2 be advertised in accordance with NJSA 40A:12-14 et seq. for receipt of sealed bids for lease for use as a parking lot, upon terms and conditions contained in said advertisement, including but not limited to the following terms and conditions:

1. Five year lease term with an option to renew for an additional five year term.
2. Compliance with any municipal zoning requirements.
3. Minimum annual rental of \$14,400 per year, payable monthly.
4. Minimum annual rental increase of 2% per annum.
5. Effective lease date of no more than 60 days following award of bid to successful bidder.
6. Deposit in the sum of 10% of initial annual rental fee, payable by certified or bank check accompanying the bid.

BE IT FURTHER RESOLVED that the Borough reserves the right to reject any and all bids received.

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Seconded by Mr. Nolan and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
NAYES: None
ABSENT: None
ABSTAIN: None

Mr. Manco read the following Resolution into the record:

Mayor O'Neil offered the following Resolution and moved on its adoption:

**R-06-162
RESOLUTION
TERMINATING EMPLOYMENT
OF DAVID GILSON, BOROUGH ADMINISTRATOR**

WHEREAS, NJSA 40A:9-137 provides that a Municipal Administrator shall serve at the pleasure of the Governing Body and may be removed by a 2/3 vote pursuant to NJSA 40A:9-138;

NOW, THEREFORE BE IT RESOLVED, that pursuant to NJSA 40A:9-138, that the term of Municipal Administrator, David Gilson, be and hereby is terminated, effective immediately.

BE IT FURTHER RESOLVED that the Chief Financial Officer by and hereby is authorized to pay David Gilson such unpaid salary and salary benefits as required by NJSA 40A:9-138.

BE IT FURTHER RESOLVED that a duly certified copy of this Resolution be provided to David Gilson and Stephen Pfeffer, Chief Financial Administrator.

Seconded by Mr. Urbanski and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil
NAYES: None
ABSENT: None
ABSTAIN: None

ORDINANCES: Introduce and Set Public Hearing Date for October 18, 2006:

Ordinance O-06-16

Mrs. Flannery read the title of the following ordinance for introduction and setting of a public hearing date for October 18, 2006:

Mayor O'Neil offered the following ordinance on October 4, 2006 which passed upon introduction, that a public hearing date be set for Wednesday, October 18, 2006 and publication according to law:

**O-06-16
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER III OF THE
REVISED GENERAL CODE OF THE BOROUGH OF HIGHLANDS ENTITLED**

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**“GENERAL POLICE REGULATIONS-PUBLIC PARKS”, AMENDING AND
SUPPLEMENTING SECTION 3-14 THEREOF ENTITLED, “CURFEW”
REGARDING HALLOWEEN REGULATIONS**

[additions shown in underline, deletions shown by ~~strikeout~~]

WHEREAS, it has been determined by the Governing Body of the Borough of Highlands that in order to better serve and to advance the interests of the health, safety and welfare of the general public, that specific hours of curfew regarding Halloween be established;

THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Highlands that Chapter III of the Revised General Code of the Borough of Highlands, entitled “General Police Regulations-Curfew”, amending and supplementing Section 3-14 thereof entitled, “Exceptions” to include a new Section 3-14.1, “Halloween” to read as follows:

Section 3-14.1

No child under the age of 18 years shall be upon any of the public streets, highways, alleyways, parks or other public places of the Borough of Highlands, either on foot, or in or upon any type of conveyance, unless such child is accompanied by his or her parent guardian or other person having the legal care of custody of such child, or whose legal recognized employment makes it necessary for such child to be in or upon said public streets, highways, alleyways, parks or other public places between the hours of 10:00 PM and 6:00AM, in which case such child shall carry written authorization of the employer, counter-signed by the chief of police or his designee, or a written authorization of the child’s parent, guardian, or other person, responsible for the child.

Notwithstanding the above, on Halloween Night, and Halloween Eve [commonly referred to as “Mischief Night”], no child under the age of 18 years shall between the hours of 8:00 PM and 6:00AM be upon any of the public streets, highways, alleyways, parks or other public places of the Borough of Highlands, without carrying the aforesaid written authorization, counter-signed as required above.

All other provisions of Chapter 3-14 shall remain in full force an effect, except to the extent modified hereby.

This ordinance shall take effect immediately upon adoption and publication as it pertains to the health, safety and welfare of the general public.

Seconded by Mr. Nolan and approved on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O’Neil
NAYES: None
ABSENT: None
ABSTAIN: None

Ordinance O-06-17

Mrs. Flannery read the title of the following ordinance for introduction and setting of a public hearing date for October 18, 2006:

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Mayor O'Neil offered the following Ordinance pass introduction and that a public hearing date be set for October 18, 2006 at 8:00 p.m., after publication according to law:

Mr. Urbanski offered the following ordinance pass introduction, that a public hearing date be set for Wednesday, October 18, 2006 and publication according to law:

O-06-17

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3-7A OF
THE REVISED GENERAL CODE OF THE BOROUGH OF HIGHLANDS
ENTITLED "NON RESIDENTIAL GARBAGE"**

[additions shown in underline, deletions shown by ~~strikeout~~]

WHEREAS, it has been determined by the Governing Body of the Borough of Highlands that in order to better serve and to advance the interests of the health, safety and welfare of the general public, that procedures for the collection of bulk waste be amended so as to promote efficiency, safety, and the public health and welfare;

THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Highlands that Chapter 3-7A of the Revised General Ordinances of the Borough of Highlands be amended and supplemented to read as follows:

Section 3-7A.1 "Definition". [No change to existing text]

Section 3-7A.2 "Collection of Bulk Garbage".

(a). Schedule. Bulk garbage shall be collected by the Highlands Borough Sanitation Department.

(b) Additional regulations;

1. There shall be four pick-ups annually.
2. The pickup for all residents Downtown, shall be the last Thursday in March, June, September and December.
3. The pickup for all residents on the Hill, shall be the last Friday in March, June, September and December.
4. Materials collected cannot exceed five cubic yards (determined by the sanitation driver) for each pick up.
5. Appliances shall not be placed at the curb before 6:00 P.M. on the day before the scheduled pick up. Doors must be removed from refrigerators prior to placement at the curb.
6. Bulk debris shall not be placed at the curb for collection until the day preceding the scheduled collection date.
7. Notwithstanding the above, appliances containing refrigerants will not be scheduled for pick up unless permit stickers are first obtained from Borough Hall. A fee of twenty (20) dollars will be assessed for each such sticker.
8. Notwithstanding the above, all construction debris (including carpets and tiles) regardless of whether generated by a homeowner or contractor, will not be collected by the Borough, and must be removed by a duly licensed private hauler.

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BE IT FURTHER ORDAINED THAT all other provisions of the aforesaid ordinances which are not expressly amended herein shall remain in full force and effect, except to the extent modified hereby.

Seconded by Mr. Caizza and approved on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. Caizza, Mr. Urbanski, Mayor O'Neil

NAYES: None

ABSENT: None

ABSTAIN: None

COMMITTEE REPORTS:

Finance:

Mr. Urbanski stated that he has filed for reimbursement to CDBG for the Community Center and we have received additional money from the grant for the program of \$67,106.00. What does the Council wish to do with these funds? Increase the project amount or decrease the debt service? We have also received additional money for the firehouse from CDBG and has applied those funds to reduce the debt service on the project.

The Council agreed to reduce the amount of the debt service.

The budget is scheduled to be introduced on October 18, 2006, however, two financial issues have come up; 1) the emergency at Valley Street and 2) relates to a relocation in a code enforcement issue. So we are temporarily on hold until the first meeting in November.

Mayor O'Neil stated that there is a problem at the sewer on Valley Street that still has to be resolved and a problem with storm water. He stated that we will look for money from the State because the storm drain is theirs'.

Department of Public Works:

Mr. Urbanski stated that the drainage ditch behind the VFW has been completed. He stated that there needs to be a solution for the side by the Community Center.

Mayor O'Neil suggested that with winter coming that there be work done on the potholes and depressions in the streets.

Mr. Urbanski requested that if anyone sees potholes or depressions that he be given the location to be sure that it is taken care of.

Paul Murphy, Code Enforcement Officer stated the following:

1. Last month there were 25 C/O Inspection done, 18 Summones issued, 1 Warning Notice Issued.
2. The first week in September he sent notices out for Landlord Registration.
3. Last year there were 444 C/O Inspections done.

Public Safety:

Mr. Nolan stated the following:

1. He will call the School tomorrow to see if they can authorize a locker search.

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2. We are going to initiate some kind of plan to combat the circumstances and consider lowering the curfew time in the winter.

Highlands Bridge Project:

Maureen Kraemer spoke with regard to a meeting she attended held by the National Park Service regarding the re-routing of traffic during the bridge project. She asked if anyone had the opportunity to review the report. The report suggested that the Borough hold a meeting with the State Department of Transportation and the bridge engineers because there seems to be some conflicting information. She asked if Mayor O'Neil would read her report.

Ms. Kraemer also suggested that someone from the Borough Council be on the Bridge Committee.

The Council and public discussed the impact of the traffic.

Mayor O'Neil stated that Chief Blewett is the point of contact with regard to the traffic issue.

Ms. Kraemer asked about some items missing from the final design such as the seal.

Ms. Kraemer reiterated her desire to have a meeting for the public to discuss and hear all the particulars regarding the bridge construction and the traffic impact on the Borough.

HBP: Carla Braswell spoke with regard to the Bike Ride and commended Chris Francy for his work that day with regard to the parking issues and the Highlands Police Department for their services that day. She stated that there were over 1500 riders that day.

Ms. Braswell stated that the Oktoberfest is scheduled for this coming Saturday, October 7th from 2:00 to 10:00 p.m.

She stated that due to past and recent vandalism, they will not be putting up the cornstalks.

OTHER BUSINESS:

Request to waive Fire Prevention Fees for Oktoberfest.

Mr. Nolan offered a motion to waive the fire Prevention Fees for the Oktoberfest, seconded by Mr. Urbanski and all were in favor.

Authorization to Purchase Computers for the Police Department.

Mayor O'Neil offered a motion to Purchase Computers for the Police Department, seconded by Mr. Caizza and all were in favor.

Authorize Blue Mass - Proclamation.

Mayor O'Neil offered a motion to Authorize Blue Mass - Proclamation and all were in favor.

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Mr. Urbanski spoke with regard to vacating a portion of Cornwall Street. He stated that the two businesses have stated that they will maintain that property and he feels it should be vacated.

Mayor O'Neil stated that he also spoke to both businesses and agreed with Mr. Urbanski.

Gary Branin, 39 Cornwall Street - if that is vacated by the Borough, does it now become a private beach?

Mr. Manco stated no.

Mayor O'Neil public access and repair of the bulkhead is to be discussed.

PUBLIC PORTION

Gary Branin, 39 Cornwall Street - with regard to the juveniles on Miller Street, the police really need to do something about them.

Mayor O'Neil stated that Lt. Armenti stated that this will be addressed.

Gary Branin stated that he is also concerned about the sand by the VFW being pushed into the woods and will it be removed from there.

Mayor O'Neil stated that it will be tested and removed.

Gary Branin said that he has a site that it can be removed to as long as it is tested, free of charge to the Borough.

Mayor O'Neil said that he will keep that in mind.

Gary Branin also expressed concern regarding the piles of garbage from the bike ride.

Carla Cefalo-Braswell stated that usually the Bike Ride is held on a Sunday and that the garbage is gone the next day - but this year it was held on a Saturday and the garbage was not picked up until Monday.

Rosemary Ryan - will the Council inform the residents regarding the Bridge traffic and will there be a meeting with regard to that?

Mayor O'Neil stated that he will find out if it is open to the public.

Ms. Ryan also expressed concern regarding the pothole in front of her house and the fact that it is becoming more of a sinkhole.

Mayor O'Neil stated that these things will be taken care of as quickly as possible, especially with winter coming.

Chris Francy, 36 5th Street - suggested that Ms. Kramer publish her report so everyone can see it, in places such as the Atlantic Herald.

Ms. Kraemer feels that the DOT is "hiding" information regarding the bridge construction project.

Louise Davis - 1 Scenic Drive - what is the fiscal year for the municipal budget?

Mayor O'Neil stated that it was July 1st.

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WORKSHOP MEETING
(with special action)
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Ms. Davis - it just seems a little odd that we're not adopting a budget now going into November and wondered how the Borough can operate and pass the bill list without an operating approved budget.

Mayor O'Neil stated that the Borough appropriates funds to do that.

Ms. Davis - can you not do that during the year even with an approved budget and amend it with appropriations?

Mayor O'Neil said yes. However, anytime there is a fiscal question, they should be addressed to Mr. Pfeffer.

Carol Bucco, 330 Shore Drive - was wondering about the pothole that she was talking about opposite of the one Ms. Ryan spoke about.

Mayor O'Neil stated that it was on the list.

Lori Dibble, Paradise Park - was wondering what the schedule was for bringing back the zoning ordinance. And when it is brought back, is there an announcement in the paper or a public hearing, same ordinance number, how does that work?

Mr. Manco stated that the ordinance has been to the Planning Board for some re-working so 1) it would be a different ordinance; 2) anticipate it to be different in many respects and 3) we have to follow the law for the adoption process. It has to be introduced, advertised, and referred back to the planning board, it has to go to all the adjoining municipalities and then another public hearing would take place.

Ms. Dibble asked about the petition that some residents signed and would there have to be another petition.

Mr. Manco said yes there would be. He anticipates that the ordinance is going to be different. And even if it is not, if you object to the ordinance do not take the chance that the current petition is valid, so he would go ahead and do it anyway.

Robert Little - Navesink Avenue - would like to read a letter into the record.

Dear Johnny Urbanski;

We would like to cordially invite you to a public debate to benefit the entire community. We have tentatively reserved the dates of October 17th or October 24th, 2006 at Henry Hudson Regional high School at 7:30 p.m. We would respectfully request that you confirm the date by October 10th in order to inform the public.

Bernadine Hartford - Highland Avenue - she would like to know the status of the negotiations with regard to OLPH school.

Mayor O'Neil and Mr. Manco both stated that have not received a response to their calls. Mr. Manco stated that he had requested a perspectus and the realtor involved did in fact send that to him. It was a rental perspectus not a sale perspectus.

Ms. Hartford - What was the term of the lease that was suggested?

Mr. Manco - He believes it may have been 10 years. It was a detailed proposal and was not feasible.

Ms. Hartford is concerned with what she believes is being offered which is a 99 year lease. She stated that she would like to be kept informed regarding this matter. Also, have they made any offers regarding the convent and the soccer field and so forth?

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Mayor O'Neil stated that there is no offer.

Gary Branin - the Borough should aggressively address this issue with the diocese.

Mayor O'Neil offered a motion to adjourn the meeting, seconded by Mr. Nolan and all were in favor.

The Meeting adjourned at 11:01 P.M.

NINA LIGHT FLANNERY, BOROUGH CLERK

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