

**MAYOR AND COUNCIL  
REGULAR MEETING  
APRIL 18, 2007**

Mr. Nolan called the meeting to order at 7:21 P.M.

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

**ROLL CALL:**

**Present: Mr. Nolan, Miss. Thomas, Mr. Caizza, Mr. Urbanski**

**Absent: Mayor O'Neil**

**Also Present: Nina Light Flannery, Borough Clerk  
Dominick Manco, Esq., Borough Attorney  
Stephen Pfeffer, CFO  
Bruce Hilling, Borough Administrator**

Mrs. Flannery stated that in the absence of Mayor O'Neil Council President Mr. Nolan will Chair the Meeting.

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**Executive Session Resolution**

Mrs. Flannery read the following Resolution for approval:

Mr. Caizza 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. Litigation: Bridge Invitation Update, Correspondence From Labor Council re: PBA, Captains Cove Marina**
- 2. Personnel: Ed O'Neil final step of Grievance Administrators Contract Review with Mr. Hilling Letter from Apruzzese RE: PD Appropriate Auth.**
- 3. Contracts: Chief Re: Community Center Proposals**

**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:

4. Deals with collective bargaining, including negotiation positions.
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.

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

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**ROLL CALL:**

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

The Governing Body then entered into Executive Session.

Mr. Nolan called the Regular Meeting back to order at 8:13 P.M.

Mr. Nolan asked all to stand for the Pledge of Allegiance.

Mr. Nolan requested that all stand for a moment of silence for the Victims in Virginia.

**ROLL CALL:**

**Present:** Mr. Nolan, Miss Thomas, Mr. Caizza, Mr. Urbanski

**Absent:** Mayor O'Neil

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

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**Other Resolutions:**

Mrs. Flannery read the title of the following Resolution for approval:

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

**R-07-70  
RESOLUTION APPOINTING BOROUGH ADMINISTRATOR**

**BE IT RESOLVED** by the Governing Body of the Borough of Highlands that Bruce Hilling be and hereby is appointed Borough Administrator pursuant to N.J.S.A. 40A:9-136 et seq at the annual salary of \$80,000.00 effective April 19, 2007; ;and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk be and hereby are authorized to execute an employment contract containing substantially the same terms and conditions as attached hereto, in a form to be approved by the Borough Attorney.

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

**ROLL CALL:**

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

Mr. Nolan then introduced Mr. Hilling to the Public.

Mr. Manco then swears in Mr. Hilling.

Mr. Nolan then read a memo from Mayor O'Neil which stated that he supports the hiring of Bruce Hilling and apologized for his absence.

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**Consent Agenda: Resolutions**

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

Mr. Nolan offered the following Resolution and moved on its adoption:

**R-07-66  
RESOLUTION AMENDING RESOLUTIONS R-05-54, R-06-112 AND R-06-148  
PROFESSIONAL ENGINEERING SERVICES  
T & M ASSOCIATES  
CONSTRUCTION MANAGEMENT OF THE FIREHOUSE  
INCREASING CONTRACT \$2,517.00**

**WHEREAS**, there exists the need for Professional Engineering Services to be provided for the Construction Management of the Fire House; and

**WHEREAS**, such Professional Engineering Services can only be provided by licensed professionals and T & M Associates, 11 Tindall Road, Middletown, NJ 07748 is so recognized; and

**WHEREAS**, a contract was awarded on March 16, 2005 for an amount not to exceed \$88,915.00 for the Professional Construction Management Services for the construction of new Fire House; and

**WHEREAS**, per T & M Associates letter dated March 27, 2007, T & M Associates has requested an increase of their contract in the amount of \$2,517.00 due to various delays associated with the construction of the Firehouse for a total contract of \$91,432; and

**WHEREAS**, the term of the contract has expired and the Governing Body desires to extend term of the contract for an additional year until March 16, 2008; and

**WHEREAS**, T&M Associates has completed and submitted a Business Entity Disclosure Certification which certifies that T&M Associates has not made any reportable contributions to a political or candidate committee in the Borough of Highlands in the previous one year, and that the contract will prohibit T&M Associates from making any reportable contributions through the term of the contract, and

**WHEREAS**, the determination of value has been placed on file with this resolution with the Borough Clerk; and

**WHEREAS**, T & M Associates has submitted the C.271 Political Contribution Disclosure Form in accordance with N.J.S.A. 19:44A-20.26 (P.L. 2005,c271, s2).

**WHEREAS**, certification of availability of funds is hereby provided by the Chief Financial Officer of the Borough of Highlands; and

Ordinance O-98-11 = \$2,517

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Stephen Pfeffer, Chief Financial Officer

**WHEREAS**, the Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq., requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Highlands of the following:

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1. T & M Associates is hereby retained to provide professional engineering services described above for an amount not to exceed \$91,432.00. The term of this contract is extended until March 16, 2008.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because it is for services performed by person authorized by law to practice a recognized profession.
3. A copy of this Resolution as well as the contract shall be placed on file with the Borough Clerk of the Borough of Highlands.
4. The Borough Clerk is hereby directed to publish notice of this award as required by law.

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

**ROLL CALL:**

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

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

**R-07-67  
AUTHORIZING REFUND OF TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector of the Borough of Highlands has reviewed the rolls and determined that certain monies are due and payable by the Borough of Highlands to certain residents and property owners within the Borough of Highlands, as a result of an overpayment of taxes; and

**WHEREAS**, the Tax Collector recommends the immediate reimbursement of the excess funds currently collected by the Borough of Highlands to certain enumerated individuals,

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Highlands, in the County of Monmouth, State of New Jersey, that the Tax Collector is authorized to immediately refund and pay the overpayment of taxes to the individuals and property owners of the specific properties listed below, and attached hereto:

<u>BLOCK</u>	<u>LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>NAME</u>
38	3	2007	\$1994.48	E. Sousa & N. Evangelista
97	5	2006	250.00	A. & B. Brown
100.9	86	2005	250.00	J. Romanelli
100.11	137	2005	250.00	D. Herrick

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

**ROLL CALL:**

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

Mr. Nolan offered the following Resolution and moved on its adoption:

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**R-07-68  
RESOLUTION AUTHORIZING  
REFUNDS OF REMAINING  
UNUSED PLANNING BOARD ESCROW FUNDS**

**WHEREAS**, the Board Secretary has reviewed the following escrow accounts and has received authorization from both the Board Attorneys and Board Engineers that there are no outstanding invoices due to them; and

<u>Account #</u>	<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
9000-9-06-2	Branin, Gary	48	3	\$173.26
9000-9-05-7	Mintzer, David	91	13.01	\$501.19
9000-9-05-6	Verizon Wireless	108	2.01	\$129.50
9000-9-05-5	LoBello, Ellen	57	21	\$ 16.46
9000-9-05-4	Roslansky, Patrick	11	16.02	\$108.99
9000-9-04-5	JVJ Builders	14	2.012	\$256.25
9000-9-04-2	121 Navesink Assoc.	21	5	\$396.79
9000-9-02-6	Manrodt, A.,C.&S.	109	4.01	\$ 10.50
9000-9-01-1	Twinlights Marina	50	1,2,2.01	\$ 24.86
9000-9-00-08	Dan-Rob Property Assoc	50	4	\$138.70
9000-9-00-05	On The Hook Ptnrs	20	1	\$246.51
9000-9-00-03	ClamHut/NYFast Ferry	69/72	13/8	\$761.25
9000-9-95-03	Aragon, Robert	101	27	\$ 29.25

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Highlands that the Chief Financial Officer is hereby authorized and directed to refund the above referenced applicants their remaining escrow funds.

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

**ROLL CALL:**

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

Mr. Nolan offered the following and moved on its adoption:

**R-07-69  
RESOLUTION REGARDING APPOINTMENT OF  
RECREATION DEPARTMENT EMPLOYEES**

**WHEREAS**, construction and remodeling of the Robert D. Wilson Community Center is almost at an end; and

**WHEREAS**, shortly community programs will commence at the community center; and

**WHEREAS**, Timothy Hill, Recreation Director has recommended to the Governing Body the staff and he feels is required to operate the children's programs at the center; and

**WHEREAS**, the Governing Body is in agreement with Mr. Hill's recommendation;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Highlands that the following person be appointed to the position and salaries set forth below:

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Recreation Leader	Kim Karaman	\$14.00/hr.
Recreation Leader	Michael Gannon	\$14.00/hr.
Recreation Aid	Ray Vargas	\$ 7.15/hr

**BE IT FURTHER RESOLVED** that all positions are part-time at 10 or less hours per week and that all appointments are effective retroactive to March 22, 2007.

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

**ROLL CALL:**

**AYES:** Mr. Nolan, Miss Thomas, Mr. Caizza, Mr. Urbanski

**NAYES:** None

**ABSENT:** Mayor O'Neil

**ABSTAIN:** None

Mr. Nolan offered the following Payment of Bills and moved on its approval for payment:

**RECAP OF PAYMENT OF BILLS  
04/18/07**

<b>CURRENT:</b>		\$	54,564.12
Payroll	(04/15/07)	\$	112,717.05
Manual Checks		\$	27,771.96
Voided Checks		\$	
<b>SEWER ACCOUNT:</b>		\$	2,754.90
Payroll	(04/15/07)	\$	6,085.67
Manual Checks		\$	167.07
Voided Checks		\$	
<b>CAPITAL/GENERAL</b>		\$	6,869.50
<b>CAPITAL-MANUAL CHECKS</b>		\$	182,830.01
Voided Checks		\$ -	61,950.40
<b>WATER CAPITAL</b>		\$	1,700.58
<b>TRUST FUND</b>		\$	22,811.14
Payroll	(04/15/07)	\$	17,270.00
Manual Checks		\$	
Voided Checks		\$	
<b>UNEMPLOYMENT ACCT-MANUALS</b>		\$	
<b>DOG FUND</b>		\$	175.00
<b>GRANT FUND</b>		\$	8,010.50
Payroll	(04/15/07)	\$	0.00
Manual Checks		\$	
Voided Checks		\$	
<b>DEVELOPER'S TRUST</b>		\$	109.84
Manual Checks		\$	
Voided Checks		\$	

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

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**Supplemental Bill List**

Highlands Business Partnership	\$23,000.00
Jack Serpico, Esq.	\$ 2,798.25
Colby Plumbing & Mechanical, Inc.	\$ 6,425.22
Robert Burton	\$ 66.50
Air Mark	\$ 676.03

Seconded by Mr. Caizza and approved for payment on the following Roll Call Vote:

**ROLL CALL:**

**AYES:** Mr. Nolan, Miss Thomas, Mr. Caizza, Mr. Urbanski

**NAYES:** None

**ABSTAIN:** Miss Thomas abstained on payment to Robert Burton  
Mr. Urbanski abstained on payment to Johnny U's Towing

**ABSENT:** None

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**Other Business:**

**Borough Engineer's Status Report**

Robert Bucco, P.E. of T & M Associates stated the following:

1. Community Center is substantially complete, there are punch list items that need to be done.
2. Community Center Playground/ Improvements – Mayor and Council have approved the plans and bids will be received on April 26, 2007.
3. Fire House is substantially complete.
4. Stormwater Management Regulations – we just sent in for the remainder of the reimbursement.
5. South Bay Ave Pumpstation – we investigated the control panel and found that the panel is operational. It appears that the processing controller may have malfunctioned and by replacing it, the station may operate as designed.
6. Valley Ave Emergency Sewer Repair – we are going to be meeting with the Geotechnical Engineer next week to get that finalized.
7. Sanitary Sewer Repair at Bay & Jackson – it was completed and we are just waiting for final paving as required by the County.
8. Sanitary Sewer Investigation at Waterwitch Ave and Route 36 – we are preparing a traffic control plan which is required by the NJDOT for their approval to televiser the sewer to accurately assess where the repair is needed.
9. Valley Street Pump Station Rehab – the pump should be going in next week.
10. 2006 Road Programs – the contractor is on Miller Street right now. We have some right-of-way issues on Washington Avenue that's why the work has stopped there and hopefully by next week those issues will be resolved.
11. Basin Eight Sanitary Sewer Rehabilitation Project – bids are going to be received on May 2<sup>nd</sup> for this.
12. Basin Two Sanitary Sewer Rehabilitation Project – we began the investigation and work is set to begin in late April.
13. NJDOT Application – the Borough has been awarded a \$148,000 from NJDOT for the reconstruction of Washington Ave Phase II. We are currently preparing a design for that phase.
14. Grants & Loans – the Rural Development Program – we are trying to obtain funds for the sanitary sewer work for basin eight.
15. AHHRSA – we have submitted the five year plan to them as requested for funding purposes.

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**T & M Letter RE: Waterwitch Ave Pump Station Dated 3/28/07**

Mr. Bucco – the Governing Body had requested that I put together a proposal to do the plans and specs and construction administration for that the generator which he further explained.

Miss Thomas – when can we expect the pumps in town to be all functional.

Mr. Bucco – the North Street Pump Station we found that there was some debris in the pump which is being taken out. The Valley Street Pump Station, the pump is going in next week.

**Request for Release of Performance Bonds for Lighthouse Fast Ferry**

Mr. Pfeffer stated that this was a paper bond and that he believed that there were some outstanding engineering bills for this for Schoor DePalma. He requested that any approval to release be contingent upon all outstanding engineering bills be paid.

The Governing Body requested that this be held off until next month so that the outstanding invoices can be verified and brought up to date.

**Two Requests for Zone Changes**

**(1) Takian, Randy**

**(2) Gelber, Marc of Highlander Associates, LLC**

Mr. Nolan stated that the Governing Body received two letters requesting two zone changes. One was before the Zoning Board and it was recommended by the Chairman that they come to Council to apply for a zone change. He continued to discuss the two zone changes requests favorably.

Mr. Manco stated that they are requesting a concept change to the zone, changes in the height and density requirements and additionally there are standards that have to be addressed such as parking requirements. So he advised the Governing Body that he would look into this further and contact a Planner for consistency with the neighborhood and then bring it back to the table.

**Request for Vacation of Property – Sims/Mackiewicz**

Mrs. Flannery stated that this process was started a couple of years ago when Mr. Pelekanos was doing some work on Mountain Street. So their request is back to the table this evening and they have been given the Vacation Procedure Ordinance and they are here to speak to the Council about this request.

Rhoda Simms and Steve Mackiewicz are both present.

Ms. Simms of 3 Osborn Street and she stated that she and Mr. Mackiewicz of 5 Osborn Street wrote a letter back in 2004 requesting that a tiny portion of the front of our properties be vacated to us.

Mr. Caizza – we need to have the Engineer look at this to see if there are any utilities in this portion of land and we can follow up at the next meeting.

Mr. Bucco stated that once the review is done then he will send a letter of recommendation.

**Highlands Fire Dept. Request to Increase the Membership By Five Members**

Mr. Caizza spoke about the roles of the Fire Department which have filled up and they are looking to extend the rolls.



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Mrs. Flannery – I can put this on the next agenda for authorization.

Mr. Manco stated that he will have an ordinance ready for the next meeting.

**Authorization the Preparation of the Preparation of a Resolution to Approve the Lease Purchase of the Police Departments Communication Center**

Mr. Nolan – the communication center in the Police Department is very outdated and there are a lot of blank spots in the town which he further described. We approved the money about a year ago and we have the money.

r. Pfeffer read the following Resolution for approval:

Miss Nolan offered the following Resolution and moved for its adoption:

**R-07-71  
RESOLUTION  
AUTHORIZING PURCHASE UNDER STATE CONTRACT**

**WHEREAS**, the Highlands Police Department is in need of upgrading its radio communications system; and

**WHEREAS**, Quality Communications has valid state contracts for these purchases as listed below; and

**WHEREAS**, these purchases are permitted under 40A:11-12, the New Jersey State Cooperative Purchasing Program; and

**WHEREAS**, Chief Joseph Blewett recommends these purchases; and

**NOW, THEREFORE BE IT HEREBY RESOLVED** that the Governing Body authorizes purchasing under the following state contracts be awarded to Quality Communications:

<b>CONTRACT</b>	<b>AMOUNT</b>	<b>NUMBER</b>
Console Equipment	\$ 92,155	A53824
Console Furniture	\$ 21,920	A53824
Radio Equipment	\$ 13,307	A53804
Radio Installation	\$ 1,700	A53766
Total	<u>\$ 129,082</u>	

I hereby certify funds are available from the MCIA 2005 Lease Purchase.

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Stephen Pfeffer, Chief Financial Officer

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

**ROLL CALL:**

**AYES:** Mr. Nolan, Miss Thomas, Mr. Caizza, Mr. Urbanski

**NAYES:** None

**ABSENT:** Mayor O'Neil

**ABSTAIN:** None

**Borough Administrator Introduction to Public**

Mr. Hilling described his background to the public.

**Earth Day Announcement**

Miss Thomas advised the public that we will be having our Earth Day Celebration this Saturday at 10:00 AM at Veterans Park.

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**Public Portion:**

Chris Francy of 36 Fifth Street stated that the North Street Pump station did not pump this past Sunday and it needs to operate. As he understands it the borough is afraid to leave it in the automatic position because the pump floats have a potential for being erratic. Mr. Urbanski is the one who is turning the pump on and off.

Mr. Urbanski – I only turn in on when the DPW is not available. He then explained the problems with the float systems.

Mr. Francy – suggested to Mr. Bucco that the system should be made to be bullet proof.

Mr. Bucco – well if Council authorizes us to make it bullet proof, then he will make it bullet proof. Right now we have done the work that we thought was necessary and if there are other things that need to be done then we will look at it and make a recommendation to the Council.

Mr. Francy – about this radio system, you the Council say that we had the money.

Mr. Pfeffer explained that we entered into a lease purchase agreement with the County and in that lease agreement we listed this piece of equipment. So that money sits in the improvement authority in our name collecting interest for us until we purchase the equipment then we draw down the funds from that. He then explained the delays in purchasing the communication equipment.

Miss Thomas stated that this equipment does include two antennas, one for the Highlands Elementary School and one to be placed up at the Henry Hudson School.

Mr. Caizza explained that our existing equipment is outdated.

Council continued to discuss the communication equipment with Mr. Francy.

Roberta McEntee of Fifth Street – with regard to the sewerage, we should have spare parts for all of our pumping stations because these parts are not being made and sometimes it takes three or four months to get a part.

Mr. Pfeffer left the meeting at 8:52 P.M.

Bill Iller of 114 S. Linden Avenue – stated that that we are doing a lighting survey this week and its become apparent that on his property he basically 24 hour daylight. There are 21 lights in Huddy Park and of that 9 of them lights are on in the park for 24-hours a day and of the remaining 12 lights two of them are full size street lamps inside the park. He wants to identify the excess lighting we can not only save on light pollution but turn them off and save some money. He further explained his frustration with the amount of lights in the park area. He then spoke about a similar situation in Atlantic Highlands and they had the lights removed, it was an easy process.

Mr. Hilling requested that Mr. Iller contact him to discuss the excess lighting situation.

Maureen Kraemer of 200 Portland Road wanted to know if there was any new information about the Bridge Project.

Miss Thomas stated that nothing new has come about from the NJDOT with regard to the bridge project.

Maureen Kraemer stated that back in September Mayor O'Neil stated that he was going to make some phone calls and she does not understand how the DOT can keep putting off meeting with the borough residents. She feels that there is something going on with the bridge and feels that its the best kept secret.

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Ms. Kraemer wanted to know why the borough residents are being ignored with regard to the Bridge Project. She then commented on recent remarks of the Council that were in the Two Rivers Newspaper. She wants to know when the DOT is going to provide us with information.

Miss Thomas explained that they don't have all of their permits to go through with the project.

Ms. Kraemer stated that someone needs to find answers to questions about the bridge.

Mr. Nolan explained that he has sent letters and Miss Thomas has been inquiring.

Ms. Kraemer continued to speak about the lack of information that is available about the bridge project.

Jim Parla of 16 Portland Road spoke about the bridge project and stated that one of the problems is misinformation which he further described.

Miss Thomas stated that she has been trying to get in touch with Sea Bright's Attorney. She stated that the Council is just as frustrated as the public with regard to lack of information.

Steve Cassidy of 7 Kay Street questioned the fact that the N.J.D.O.T. is waiting to hear from the DEP.

Mr. Urbanski explained that they don't want to give us a presentation on something because he does not have the go ahead to do it. He wanted to know what action the Council is taking to oppose this bridge project.

Miss Thomas stated that the action that the Council is taking is the different letters, phone calls.

Mr. Nolan stated that the Borough sent a letter withdrawing our support for the bridge project.

The Governing Body continued to have a discussion with Mr. Cassidy about the borough opposing the bridge project.

Fran Benson of 30 South Bay commented on last weeks article in the Asbury Park Press about the repairing of the Highlands Bridge.

Carla Cefalo-Braswell of the HBP spoke about the lights in Huddy Park and stated that the DPW were supposed to have timers put on the lights. She believes that once a timer is put on the lights there should be no problem with the lights. She requested that the DPW install the timers. She then welcomed Bruce Hilling to the Borough as the new Borough Administrator. She then spoke about the Code Enforcement Officer Paul Murphy. She stated that she has spoken to Mr. Murphy about 143 Bay Avenue for over a year now and this property owner continues to get away with having piles of junk on it and the fence is broken. She requested that Mr. Caizza speak to Mr. Murphy about this situation.

Mr. Hilling advised Mrs. Braswell to call him tomorrow to further discuss this matter.

Gabrielle Tarpey of 365 Shore Drive stated that at the last meeting she requested that the DPW come and clean up the debris on Shore Drive and they came out immediately to clean it up and she thanked the Council. She also requested that a "No Dumping" sign be installed in this area.

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Don Manrodt of 268 Bayside Drive stated that he feels that the Council should review our Tree Ordinance with regard to tree trimming. He described how the hill washes out because of tree removal.

Chris Francy of 36 Fifth Street – you mentioned the project on the corner of Waterwitch and Bay Ave as one request for a zone change, what was the other one?

Mr. Nolan – the other request for a zone change came from the Shadow Lawn Mobile Park. The owner is requesting to remove height and density limits and for development.

Don Manrodt of 268 Bayside Drive stated that the ditch in front of his house that was put in a year ago that had french drains does not work at all.

Mr. Nolan advised Mr. Manrodt that the Borough Engineer will look into that.

There were no further questions or comments from the public.

Mr. Nolan offered a motion to adjourn the meeting, seconded by Mr. Caizza and all were in favor.

The Meeting adjourned at 9:35 P.M.

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**CAROLYN CUMMINS, DEPUTY CLERK**