

**Mayor & Council  
Special Meeting  
December 30, 2009**

Mayor Little called the meeting to order at 7:37 a.m.

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

Mayor Little asked all to stand for the Pledge of Allegiance.

**ROLL CALL:**

**Present**        **Mr. Francy, Ms. Kane, Mayor Little**

**Late Arrival: Mr. Urbanski and Mr. Caizza both arrived at 7:40 a.m.**

**Absent:**        **None**

**Also Present: Carolyn Cummins, Borough Clerk  
Scott Arnette, Esq., Borough Attorney  
Joe Blewett, Chief of Police**

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**Resolution R-09-228**

The Governing Body reviewed the request for permission to have extended hours of operation for the sale of alcoholic beverages for the Windansea Restaurant and the Driftwood Liquors for New Years Eve.

Mr. Francy expressed his objection to the Driftwood Liquors.

Mr. Arnette explained that there are two license holders that have requested extended hours from 2am to 5am. He stated that the Borough ordinance does not permit for extended hours so he contacted the New Jersey A.B.C. He explained that the Borough can permit this with adopting Resolution R-09-228 and then we can amend the ordinance early next year.

Mr. Caizza and Mr. Urbanski both arrived.

Mr. Arnette continued to explain there is not enough time to enact an ordinance so this can be done via a Resolution.

Dan Shields of the Windansea stated that he will serve food until midnight, then it will turn into a breakfast buffet. He will have extra staff working that evening and there will be a metal detector used that night. He explained that extended hours allows his business to compete with other neighboring towns.

Mayor Little questioned if the Driftwood was serving food and questions the security.

Chief Blewett stated that the Driftwood must still close for a two hour minimum.

Discussion continued about requiring the establishment to pay in advance for police presents.

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

**R-09-228  
RESOLUTION AUTHORIZING EXTENSION OF HOURS OF OPERATION FOR  
SALE OF ALCOHOLIC BEVERAGES**

**WHEREAS**, the Windansea Restaurant and the Driftwood Liquors have both submitted written requests to the Borough of Highlands for approval to extend the hours of operation for the sale of alcoholic beverages from 2AM to 5AM for the New Year's Eve Holiday.

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**WHEREAS**, the Borough of Highlands retains the right pursuant to its Police Powers to regulate the times permitted for the sale and service of alcoholic beverages within the Borough; and

**WHEREAS**, the Mayor and Council of the Borough of Highlands has determined that this extension of hours for the sales and service of alcoholic beverages is consistent within its authority as the Local Liquor Board for regulation of hours.

**WHEREAS**, it is the desire of the Governing Body of the Borough of Highlands to grant such a time extension to both the Driftwood Liquors and the Windansea Restaurant.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor & Council of the Borough of Highlands that request for extension of hours of operation for the sale of alcoholic beverages from 2AM to 5AM on the morning of January 1, 2010 is hereby granted to the follows:

**Dan-Rob Restaurant Associations Liquor License 1317-33-012-005  
t/a Windansea Restaurant, 56 Shrewsbury Avenue**

**Wunderbar Liquor License 1317-32-018-004  
t/a Driftwood Liquors, 300 Bay Avenue**

**BE IT FURTHER RESOLVED**, that the establishments listed above who have sought extended hours shall be required to reimburse the Borough in advance for one Police Officer that shall be present at the establishment property from 1AM to 5AM, a four hour minimum.

**BE IT FURTHER RESOLVED** that the Borough Attorney is hereby directed to prepare an ordinance amendment to Section 6-4.1 to allow for applications to be made and granted for extension of hours of operation for the sale of alcoholic beverages.

Seconded by Ms. Kane and adopted on the following roll call vote:

**ROLL CALL:**

**AYES:** Mr. Francy, Ms. Kane, Mr. Caizza, Mr. Urbanski, Mayor Little  
**NAYES:** None  
**ABSENT:** None  
**ABSTAIN:** None

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**Approval of Payment of Bills**

Mr. Caizza offered the following Payment of Bills and moved on its adoption:

**RECAP OF PAYMENT OF BILLS  
12/30/09**

<b>CURRENT:</b>	\$ 26,248.99
Payroll	\$ 131,267.04
Manual Checks	\$ 14,551.74
Voided Checks	\$
<b>SEWER ACCOUNT:</b>	\$ 5,634.02
Payroll	\$ 7,263.24
Manual Checks	\$ 731.11
Voided Checks	\$
<b>CAPITAL/GENERAL</b>	\$ 2,993.04
<b>CAPITAL-MANUAL CHECKS</b>	\$
<b>WATER CAPITAL ACCOUNT</b>	\$
<b>TRUST FUND</b>	\$ 650.00

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Payroll	\$	
Manual Checks	\$	
Voided Checks	\$	
<b>UNEMPLOYMENT ACCT-MANUALS</b>	\$	
<b>DOG FUND</b>	\$	
<b>GRANT FUND</b>	\$	1,630.00
Payroll	\$	515.36
Manual Checks	\$	
Voided Checks	\$	
<b>DEVELOPER'S TRUST</b>	\$	
Manual Checks	\$	
Voided Checks	\$	

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

Seconded by Ms. Kane and adopted on the following Roll Call Vote:

**ROLL CALL:**

**AYES:** Mr. Francy, Ms. Kane, Mr. Caizza, Mr. Urbanski, Mayor Little

**NAYES:** None

**ABSTAIN:** None

**ABSENT:** None

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**Public Portion:**

Dan Shields of the Windansea Restaurant thanked the Governing Body for permitting the extended hours of operation.

There were no further questions from the public.

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

The Meeting adjourned at 8:00 A.M.

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**CAROLYN CUMMINS, BOROUGH CLERK**

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