

**Borough of Highlands
Mayor and Council
Special Meeting
November 12, 2010**

Mayor Little called the Special Meeting to order at 9:14 A.M.

Mrs. Cummins read 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 Asbury Park Press and the Two River Times. Notice has been posted on the public bulletin board.

ROLL CALL:

Present: Mr. Nolan, Mr. Francy, Mayor Little

Absent: Ms. Kane

Late Arrival: Mr. O'Neil arrived to the meeting at 10:30 A.M.

Note: Ms. Kane participated in a portion of the meeting on a speaker phone

Also Present: Carolyn Cummins, Borough Clerk
Bruce Hilling, Borough Administrator
Stephen Pfeffer, CFO
Robert Merryman, Esq., Labor Attorney

Executive Session Resolution

Mrs. Cummins read the following Resolution for approval:

Mr. Nolan 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:**
- 2.Contract: PBA Union Contract**
- 3.Real Estate:**
- 4. Personnel Matters:**
- 5. Attorney-Client Privilege:**

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:

1. Rendered confidential by Federal law or that if disclosed would impair receipt of Federal funds.
2. Rendered confidential by State Statute or Court Rule.
3. Would constitute an unwarranted invasion of individual privacy.
- 4. Deals with collective bargaining, including negotiation positions.**
5. Deals with purchase, lease or acquisition of real property with public funds.
6. Related to setting of bank rates or the investment of public funds and disclosure could adversely affect the public interest.

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7. Related to tactics and techniques utilized in protecting the safety and property of the public disclosure may adversely affect the public interest.
8. Related to investigation of violations or possible violations of the 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.
12. Quasi-judicial deliberation after public hearing that may result in imposition of a civil penalty or suspension or loss of a license or permit.

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

ROLL CALL:

AYES: Mr. Nolan, Mr. Francy, Mayor Little
NAYES: None
ABSENT: Mr. O'Neil, Ms. Kane
ABSTAIN: None

The Governing Body then entered into Executive Session.

Mayor Little called the Special Meeting back to order at 11:04 A.M.

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

ROLL CALLL:

AYES: Mr. Nolan, Mr. O'Neil, Mr. Francy, Mayor Little
NAYES: None
ABSENT: Ms. Kane

Also Present: Carolyn Cummins, Borough Clerk
Bruce Hilling, Borough Administrator
Stephen Pfeffer, CFO
Robert Merryman, Esq., Labor Attorney

Public Portion:

There were no members of the public present.

Mr. Francy offered a motion to adjourn the meeting, seconded by Mayor Little and all were in favor.

The Meeting adjourned at 11:05 A.M.

CAROLYN CUMMINS, BOROUGH CLERK