

**Borough of Highlands
Mayor & Council
Workshop/Regular Meeting
April 2, 2014**

Ms. Kane called the meeting to order at 7:10 p.m.

Mrs. Cummins read through the following statement: As per requirement of P.L. 1975, Chapter 231. Notice is hereby given that this is a Work Shop/Regular Meeting of the Mayor & 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: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane

Absent: Mayor Nolan

Also Present: Carolyn Cummins, Borough Clerk
Tim Hill, Borough Administrator
Steve Pfeffer, Chief Financial Officer
Bruce Padula, Labor Attorney
Dale Leubner, Borough Engineer

Executive Session Resolution

Mr. Redmond offered the following Resolution for approval:

**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: Shared Services for C-2 License
SPCA Agreement

3. Real Estate:

4. Personnel Matters: Paul Vitale, Construction Official – RICED
Topic – Job Performance for P. Vitale

5. Attorney-Client Privilege: Sewer Refund Request

Ordinance Amendments

- 1. Noise Ordinance**
- 2. Sewer Connection Ordinance**
- 3. Bulk Pick Up Ordinance**

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:

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1. Any matter which, by express provision of Federal Law, State statute or rule of court shall be rendered confidential or excluded from public discussion. Rendered confidential by Federal law or that if disclosed would impair receipt of Federal funds.
2. Any matter in which the release of information would impair a right to receive funds from the federal government.
3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
4. Any collective bargaining agreement, or the terms and the conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.
5. Any matter involving the purchase lease or acquisition of real property with public funds, the setting of bank rates or investments of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.
6. Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of law
7. **Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.**
8. **Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting. Subject to the balancing of the public's interest and the employee's privacy rights under South Jersey Publishing Co. v. New Jersey Expressway Authority, 124, NJ 478 (1991).**
9. Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.

BE IT FURTHER RESOLVED that action may be taken after the executive session.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

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The Governing Body then entered into Executive Session.

Ms. Kane called the Regular Meeting back to order at 8:19 p.m.

Ms. Kane asked all to stand for the Pledge of Allegiance.

ROLL CALL:

AYES: Mr. Redmond, Mr. O'Neil. Mr. Francy, Ms. Kane

NAYS: None

ABSENT: Mayor Nolan

ABSTAIN: None

Consent Agenda:

Mr. Francy requested that we pull resolution R-14-107. He is not sure what this is about.

Ms. Kane explained that it is for the Cinco de Mayo extended to their parking lot.

Ms. Kane offered the following Resolution and moved on its' adoption:

**R-14-98
RESOLUTION AUTHORIZING THE APPLICATION
FOR THE
2014 SUMMER FOOD PROGRAM**

WHEREAS, the Mayor and Council of the Borough of Highlands have reviewed the material received from the State of New Jersey regarding **the 2014** Summer Food Service Program; and

WHEREAS, the Mayor and Council of the Borough of Highlands agree that the Borough's participation in the Summer Food Program will be of benefit to the Borough and its residents;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands that the Mayor, Borough Administrator, & Recreation Assistant are hereby authorized to make application to the State of New Jersey for the **2014** Summer Food Program in the anticipated amount of **\$11,797.86**

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane

NAYS: None

ABSENT: Mayor Nolan

ABSTAIN: None

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-99
RESOLUTION AUTHORIZING DISPOSAL OF
BOROUGH EQUIPMENT**

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WHEREAS, the Borough Administrator has determined that the following public works equipment which damaged beyond repair and is of no value should be disposed of or salvaged;

1. Container Serial No#8710AM, D.E.P. Container Number 3764

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Highlands that the above listed equipment may be disposed of or salvaged as listed above.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following resolution and moved for its adoption:

**BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH**

R-14-100

**RESOLUTION - CANCELING GRANT FUND RECEIVABLE
AND RESERVE
2013 DRIVE SOBER OR GET PULLED OVER YEAR END
HOLIDAY CRACKDOWN**

WHEREAS, the above receivable and reserve balances remain on the balance sheet of the grant fund; and

WHEREAS, the Chief Financial Officer has investigated the receivable and reserve balances and has determined that these balances should be canceled;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highlands that the following grant receivable and reserve balances in the amount of \$3,075.00 be and the same are hereby canceled:

2013 Drive Sober or Get Pulled Over Year End	
Holiday Crackdown	\$3,075.00

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-101
RESOLUTION APPROVING SOCIAL AFFAIRS PERMIT
FOR THE AMERICAN LEGION**

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WHEREAS, the American Legion has filed an application for a Social Affairs Permit for an event to be held on May 2, 2014 with no rain date; and

WHEREAS, the submitted application forms are complete in all respects, fees have been paid, and the license has been properly reviewed and approved by the Chief of Police.

NOW, THEREFORE, BE IT RESOLVED that the Mayor & Council of the Borough of Highlands do hereby approve the Social Affairs Permit for the American Legion for an event to be held on May 2, 2014.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-102
RESOLUTION APPROVING APPLICATIONS FOR RED LIGHT SIREN PERMIT
& BLUE LIGHT PERMITS**

WHEREAS, the following applicants are Volunteers for the Highlands First Aide Squad and have submitted applications for authorization for Red Light Siren and Blue Light Permits:

Warren Terwilliger, Jr.	Red Light Siren Permit
Bronwyn Link	Blue Light Permit
Ryan Flores	Blue Light Permit
Salvatore Albanese	Blue Light Permit
Samantha Staskowski	Blue Light Permit
Jacob Link	Blue Light Permit
Bill Mount	Blue Light Permit
Dylan Gowan	Blue Light Permit
Anthony Johnson	Blue Light Permit
Michael Snyder	Blue Light Permit

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Highlands that the above permits are hereby approved and the Mayor and or Council President is authorized to sign each permit.

Seconded by Mr. Redmond and adopted on the following roll call vote;

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-103
AUTHORIZING REFUND OF TAX OVERPAYMENT**

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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 AND IT IS HEREBY 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>
100	26.20	2014	\$1,463.85	Gentry, Carl & Laura

Seconded Mr. Redmond and all were in favor on the following roll call vote:

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-106
RESOLUTION
APPROVING RAFFLE LICENSE
APPLICATIONS**

WHEREAS, the following Raffle License Applications have submitted to the Borough for approval:

- | | |
|-------------------------------------|--------------------|
| 1. Henry Hudson Regional School PTO | for June 13, 2014 |
| 2. Highlands Business Partnership | for April 11, 2014 |
| 3. Highlands Business Partnership | for April 11, 2014 |
| 4. Highlands Business Partnership | for April 11, 2014 |

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands hereby approves the above referenced Raffle License Applications and the e Borough Clerk is authorized to sign off on licenses.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following Resolution and moved on its adoption:

R-14-107

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**RESOLUTION APPROVING PETITION TO EXTEND LICENSED PREMISES
FOR CHILANGOS**

WHEREAS, the Chilangos, LLC located at 272 Bay Ave has filed an application for a petition to extend licensed premises for an event to be held on May 4, 2014 with a rain date of May 11, 2014; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor & Council of the Borough of Highlands does hereby approve the application for a petition to extend licensed premises Permit for the Chilangos located at 272 Bay Ave for an event to be held on May 4, 2014 with a rain date of May 11, 2014.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane offered the following Payment of Bills and moved on its authorization for payment:

**RECAP OF PAYMENT OF BILLS
04/02/2014**

CURRENT:		\$ 581,552.04
Payroll	(03/30/2014)	\$ 114,657.16
Manual Checks		\$ 17,783.97
Voided Checks		\$
SEWER ACCOUNT:		\$ 1,524.17
Payroll	(03/30/2014)	\$ 3,368.20
Manual Checks		\$ 135.09
Voided Checks		\$
CAPITAL/GENERAL		\$
CAPITAL-MANUAL CHECKS		\$
Voided Checks		\$
WATER CAPITAL ACCOUNT		\$
TRUST FUND		\$ 2,966.09
Payroll	(03/30/2014)	\$ 4,850.00

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Manual Checks		\$	
Voided Checks		\$	
UNEMPLOYMENT ACCT-MANUALS		\$	
DOG FUND		\$	
GRANT FUND		\$	
Payroll	(03/30/2014)	\$	3,480.39
Manual Checks		\$	1,081.14
Voided Checks		\$	
DEVELOPER'S TRUST		\$	
Manual Checks		\$	
Voided Checks		\$	

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

**SUPPLEMENTAL BILL LIST
April 2, 2014**

CURRENT FUND

Borough of Atlantic Highlands	Mechanic Services Jan/Feb 2014	5,650.00
McManimon, Scotland & Baumann	Legal Fees - Bond Counsel	4,142.67
Ceridian Benefit Services	Cobra Fees	91.74
Tara Ryan	Reimbursement	2490.96

Total Current Fund	12375.37
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CAPITAL FUND

Total Capital Fund	0.00
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GRANT FUND

Total Grant Fund	0.00
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ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

Ms. Kane stated that there is another seat available if anyone is interested. They will be meeting on April 9th at 19 Bay Avenue.

R-14-108 – Resolution Authorizing Tonnage Grant Application & Appointing Recycling Coordinantor

Mrs. Cummins read the title of R-14-108 Resolution Authorizing Tonnage Grant Application & Appointing Recycling Coordinator.

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-108
RESOLUTION
APPOINTING RECYCLING COORDINATOR
& AUTHORIZING TONNAGE GRANT APPLICATION**

WHEREAS, the Mandatory Source Separation and Recycling Act. P.L. 1987, c 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop, new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands the Borough hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection Office of Recycling and designates Reg Robertson, Recycling Coordinator to ensure that the said application is properly filed.

BE IT FURTHER RESOLVED that Reg Robertson be appointed Recycling Coordinator and that he be compensated an annual fee of \$500.00

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

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R-14-109 – Resolution Accepting Letter of Resignation

Mrs. Cummins read the title of R-14-109 Resolution Accepting Letter of Resignation.

Ms. Kane offered the following Resolution and moved on its adoption:

**R-14-109
RESOLUTION ACCEPTING RESIGNATION
OF PLANNING BOARD MEMBER**

WHEREAS, Rod Schoellner Planning Board Member has submitted his letter of resignation from the Planning Board effective immediately; and

NOW, THEREFORE BE IT RESOLVE by the Mayor and Council of the Borough of Highlands that Borough hereby accepts the resignation from Rod Schoellner and thank Mr. Schoellner for all of his years of service to the Borough.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSTAIN: Mayor Nolan
ABSENT: None

R-14-110 – Resolution Designating Municipal Representatives

Mrs. Cummins read the title of R-14-10 Resolution Designating Municipal Representatives.

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

**R-14-110
RESOLUTION APPOINTING REPRESENTATIVES FROM THE BOROUGH OF
HIGHLANDS
TO PARTICIPATE IN THE DEVELOPMENT OF THE COUNTY’S NEW MASTER
PLAN**

WHEREAS, the Monmouth County Planning Board has requested that the Borough appoint two representatives for the Borough of Highlands to work with MCPB Working Group with regard to the development of a new Master Plan for the County.

NOW, THEREFOR BE IT RESOLVED by the Governing Body of the Borough of Highlands that Chris Francy and Barbara Ianucci be designated as the representatives for the Borough of Highlands for involvement with working with the County Planning Board on a new Master Plan.

BE IT FURTHER RESOLVED, that Carla Cefalo- Braswell is designated at Alternate Representative.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSENT: Mayor Nolan
ABSTAIN: None

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R-14-111 – Resolution for C-2 License

Mrs. Cummins read the title of R-14-111 Resolution Appointing Barry Leeser as C2 Licensed Operator.

Mr. Francy offered the following resolution and moved on its adoption:

**R-14-111
RESOLUTION APPOINTING BARRY LEESER AS C2
LICENSED OPERATOR FOR ALL PUMP, LIFT
STATIONS, AND OTHER FACILITIES REQUIRING SUCH
A LICENSE WITHIN THE BOROUGH OF HIGHLANDS**

WHEREAS, the Borough of Highlands (“Borough”) and the Borough of Atlantic Highlands (“Atlantic”) commenced the process to dissolve the Atlantic Highlands/Highlands Regional Sewerage Authority; and

WHEREAS, the Borough and Atlantic commenced negotiations to provide a C2 licensed operator at the Highlands Pump Station; and

WHEREAS, the Borough previously retained Barry Leeser as its C2 operator; and

WHEREAS, the Borough wishes to appoint Mr. Leeser, effective April 1, 2014, *nunc pro tunc*, as and assign him the duties of C2 licensed operator for all facilities within the Borough which require such a license, until such time as the Borough consummates any shared service agreement with Atlantic, at which time, the duties contained in any said Agreement shall be removed from Mr. Leeser, along with any accompanying compensation provided by this Resolution.

NOW, THEREFORE, BE IS RESOLVED by the governing body of the Borough of Highlands that the Borough hereby appoints Barry Leeser, effective April 1, 2014, *nunc pro tunc*, as and assigns him the duties of C2 licensed operator for all facilities within the Borough which require such a license, until such time as the Borough consummates any shared service agreement with Atlantic, at which time, the duties contained in any such Shared Services Agreement shall be removed from Mr. Leeser, along with any accompanying compensation provided by this Resolution.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane

NAYS: None

ABSENT: Mayor Nolan

ABSTAIN: None

Proclamation – Public Health Week

Ms. Ryan offered the following proclamation and moved on its adoption:

**National Public Health Week Proclamation
Monmouth County Regional Health Commission #1 Member
Towns**

Whereas, the week of April 7–13, 2014, is National Public Health Week, and the theme is “Public Health: Start Here”;

Whereas, since 1995, the American Public Health Association, through its sponsorship of National

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Public Health Week, has educated the public, policymakers and public health professionals about issues important to improving the public's health;

Whereas, seven in 10 deaths in the U.S. are related to preventable diseases such as obesity, diabetes, high blood pressure, heart disease, and cancer. Another striking fact is that 75 percent of our health care dollars are spent treating such diseases. However, only 3 percent of our health care dollars go toward prevention;¹

Whereas, nearly one-third of all students in the United States do not graduate from high school on time. Students who don't graduate face lifelong health risks and high medical costs, and are more likely to engage in risky health behaviors. They are less likely to be employed and insured, and earn less—all of which continues the cycle of poverty and disparities.

Whereas, more than half of all cancer deaths could be prevented by making healthy choices like not smoking, staying at a healthy weight, eating right, keeping active, and getting recommended screening tests.²

Whereas, foodborne contaminants cause an average of 5,000 deaths, 325,000 hospitalizations, 76 million illnesses and costs billions of dollars annually. The five most common foodborne pathogens cost the U.S. economy more than \$44 billion each year in medical costs and lost productivity.³

Whereas, strong public health systems are critical for sustaining and improving community health:

NOW, THEREFORE, I, Mayor Frank Nolan, by virtue of the authority vested in me by the laws of the Borough of Highlands, do hereby proclaim the week of April 7-13, 2014, as **National Public Health Week 2014 in Borough of Highlands** and call upon the people of Highlands to observe this week by helping our families, friends, neighbors, co-workers and leaders better understand the value of public health and adopt preventive lifestyle habits in light of this year's theme, "**Public Health: Start Here.**"

IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of **April, two thousand fourteen**, and of the Independence of the United States of America the two hundred and thirty-eighth.

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

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane

NAYS: None

ABSENT: Mayor Nolan

ABSTAIN: None

Proclamation – Francesco's

Ms. Kane offered the following Proclamation and moved on its adoption:

PROCLAMATION

RECOGNIZING THE THIRTIETH ANNIVERSARY

OF FRANCESCO'S ITALIAN RESTAURANT

WHEREAS, when Italian born Francesco's owners Giorgio and Anna Migliaccio married in 1978, they created a loving Italian bond and brought it to the United States; and

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WHEREAS, when the Migliaccios decided to share that bond of Italian family and food they opened Francesco's at 279 Bay Avenue, in Highlands, New Jersey; and

WHEREAS, throughout their 30 years in the restaurant, the Migliaccios have worked hard to maintain Francesco's viability, while helping preserve Highlands small town atmosphere; and

WHEREAS, the Mayor & Council recognizes that Highlands businesses play a pivotal role in strengthening our community while contributing to the economic well-being, livability and safety of all our citizens; and

NOW, THEREFORE, on behalf of the Highlands Governing Body; I, Mayor Frank L. Nolan, do hereby recognize the thirtieth year anniversary of Francesco's Italian Restaurant, and bestow our sincerest thanks to the contributions that Giorgio and Anna have made as a business to the Borough of Highlands and its' residents.

**Frank L. Nolan, Mayor
Highlands, NJ**

March 30, 2014

Seconded by Ms. Ryan and all were in favor on the following roll call vote:

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane

NAYS: None

ABSENT: Mayor Nolan

ABSTAIN: None

Ordinances: Introduction & Setting of Public Hearing Date for April 16, 2014:

Ordinance O-14-11 Ordinance Special Emergency Appropriation for Master Plan:

Mrs. Cummins read the title of O-14-11 on for introduction and setting of a public hearing date of April 16th, 2014.

Mr. Francy requested a discussion before voting.

Mr. Francy stated that he is not sure why we are doing this since the Planning Board wants to wait until September. We should include the revision of the Municipal Ordinances as part of this. He also mentioned that we do not have cost estimates for ordinance amendments.

Mr. Pfeffer said there was an extensive discussion at the last meeting about the Master Plan update. He was authorized by the council to draft this Special Emergency Ordinance. This has to be put in place so we can start as soon as we are ready.

Mr. Pfeffer then discussed the codification. This would be a separate special emergency ordinance. This can be authorized at any time during the process. He then explained that this bond gets paid off in 5 years and he further explained the process.

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Ms. Kane offered the following ordinance and moved on its introduction and setting of a public hearing date of April 16, 2014 at 8:00 p.m. and authorized its publication according to law:

**BOROUGH OF HIGHLANDS
ORDINANCE NUMBER
O-14-11**

**ORDINANCE OF THE BOROUGH OF HIGHLANDS, IN THE
COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE
“BOROUGH”) PROVIDING FOR A SPECIAL EMERGENCY
APPROPRIATION IN AN AMOUNT NOT TO EXCEED
\$100,000 TO FUND THE PREPARATION OF A MASTER
PLAN**

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLANDS, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than the majority of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. N.J.S.A. 40A:4-53 provides that a local unit such as the Borough of Highlands, in the County of Monmouth, State of New Jersey (the “Borough”), may adopt an ordinance authorizing a special emergency appropriation to fund the engagement of special consultants for the preparation, and the preparation of a master plan or plans, when required to conform to the planning laws of the State of New Jersey (the “State”).

SECTION 2. The Borough has determined and does hereby authorize a special emergency appropriation in an amount not to exceed \$100,000 to fund the engagement of special consultants for the preparation, and the preparation of a master plan or plans, as required to conform to the planning laws of the State.

SECTION 3. To finance the appropriation authorized hereunder, and described in Section 2 hereof, special emergency notes of the Borough (the “Notes”) shall be authorized by a resolution of the Borough Council to be adopted in accordance with the provisions of N.J.S.A. 40A:4-55.

SECTION 4. A certified copy of this ordinance as finally adopted will be filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs.

SECTION 5. This ordinance shall take effect as provided by law.

Seconded by Ms. Ryan and introduced on the following roll call vote:

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Franczy, Ms. Kane
NAYS: None
ABSESNT: Mayor Nolan
ABSTAIN: None

Ordinance O-14-12 Ordinance Amending Chapter 9 Water & Sewer to incorporate additional rules and regulations of the now dissolved AHHRSA:

Mr. Padula read the title of O-14-12 on for introduction and setting of a public hearing date of April 16th, 2014.

Mr. Padula stated that this changes the Authorities rules to our rules.

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Ms. Kane offered the following ordinance and moved on its introduction and setting of a public hearing date of April 16, 2014 at 8:00 pm and authorized its publication according to law:

O-14-12

**BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH**

**AN ORDINANCE AMENDING CHAPTER IX, WATER AND
SEWER, TO INCORPORATE ADDITIONAL RULES AND
REGULATIONS OF THE NOW-DISSOLVED AHHRSA AS
A RESULT OF THE BOROUGH'S ASSUMPTION OF THE
SEWERAGE AUTHORITY**

WHEREAS, the Borough of Highlands governs water and sewers by and through Chapter IX, Water and Sewer, of the Revised General Ordinances; and

WHEREAS, the Borough of Highlands and the Borough of Atlantic Highlands were previously members of the Atlantic Highlands – Highlands Regional Sewerage Authority (“AHHRSA”); and

WHEREAS, the AHHRSA has since been dissolved by concurrent action by the Borough of Highlands and the Borough of Atlantic Highlands; and

WHEREAS, the Borough of Highlands will now administer, govern, and regulate water and sewerage operations in the Borough of Highlands; and

WHEREAS, the Borough of Highlands wishes to adopt certain rules and regulations of the now-dissolved AHHRSA as they apply to the Borough’s sewerage operations; and

WHEREAS, the Governing Body has determined that it is in the best interests of the residents of the Borough of Highlands to adopt the forthcoming rules and regulations of the now-dissolved AHHRSA.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Highlands as follows:

NOTE: All additions are shown in ***bold italics with underlines***. The deletions are shown as ***strikeovers in bold italics***. Sections that will remain unchanged are shown in normal type.

SECTION ONE. Section 9-8.9, “Connection Fee to Sewer System” of the Revised General Ordinances of the Borough of Highlands shall be repealed in its entirety.

SECTION TWO. Section 9-8.13, “Sewer Connection Fees” shall be amended as follows:

9-8.13 Sewer Connection ***Requirements and*** Fees; ***Definitions***.

a. Residential Unit. For each new residential unit that uses the sewer system of the Borough of Highlands there is established the following connection fees for the right to use the existing sewer facilities:

———— Sewer connection fee: \$1,500.00

———— For purposes of this section, a "new residential unit" means any new residential area, including but not limited to an apartment, cooperative apartment, condominium, mobile home, rented room with separate bath facilities, and single family house, which unit is created either by new construction, or by conversion from an existing use. Included within the definition of

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~~"new residential unit" is a condominium or cooperative apartment created by conversion from an existing rental building, and an apartment created within an existing single-family house.~~

~~— b. Nonresidential Unit. For each new nonresidential unit that uses the sewer system of the Borough of Highlands, there is established the following connection fees for the right to use the existing sewer facilities:~~

~~— Sewer Connection Fee: An amount not less than one thousand five hundred (\$1,500.00) dollars equal to the projected daily sewerage flow divided by the average daily sewerage flow per residential unit, rounded up to the nearest whole number, times one thousand five hundred (\$1,500.00) dollars.~~

~~— Projected sewer flows will be calculated by the applicant, and will be subject to review and approval by the Borough engineer.~~

~~— For purposes of this subsection, a new nonresidential unit will be any new nonresidential area, including any new office or business with separate toilet facilities, created by new construction or by conversion from an existing use.~~

~~— In the event that any subsection of the within section is declared to be illegal, unconstitutional or otherwise invalid, then the balance of the section shall not be deemed void, but shall remain in full force and effect.~~

a. Definitions

"Connection Fee" is an amount charged for new or additional units connecting to any collection system served by the Borough's system. State statute provides for this fee to compensate existing users for the parts of the system they have already paid for and that a new user will benefit from. Statute defines this fee as "fair payment toward the cost of the system" and requires that it be a proportionate share of the Borough's capital costs already paid by existing users. It does not include any materials or work related to the physical connection to any system. State statute requires that it be updated each year.

"Unit" or "sewage unit" means a residential property as defined in N.J.S.A. 40:14A-8.1(a). For residential uses, the term unit includes a single-family dwelling or apartment. For all non-residential users, "Unit", "sewage unit" or "EDU" shall be defined as 65,000 gallons per year of water consumption. Flow calculations for non-residential uses shall be rounded up to the nearest whole number of units, with a minimum of one unit. Additions to an existing home for the expanded residential use of a single family shall not create an additional "unit" unless there is Borough approval that increases the number of residential units permitted on the property.

b. Connection Fee(s) and Credits

1. Fees: Prior to the start of construction, a connection fee of \$5,142.00 per sewage unit shall be paid to the Borough for every new connection or expansion of an existing connection or use, less a credit for the number of previously legally connected sewage units that are removed, except as otherwise provided for by N.J.S.A. 40:14A-8.3.

2. Credits for Prior Connections

a. In calculations of credit for previous units on the property, full credit shall be given for units disconnected and removed from Borough sewer bills within two years of the application to the Borough; if over two years, a decreasing credit of 10% per year from the Borough billing removal date shall be received; if over ten years, no credit shall be received.

b. For projects where credit is claimed for three or more previous units, the maximum credit shall be the lesser of: the number of previous dwelling units, or for both residential and non-residential, the whole number of sewage units, without rounding, based upon the average annual water

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consumption of the previous units for the last five years divided by 65,000 gallons.

- c. There shall be no accrual or transfer of connection rights or connection fee credits for units removed in excess of new units.

c. Connection Requirements

1. The size of the connection shall be limited to the minimum size needed to carry the estimated maximum daily flow for the number of units approved, a larger connection may be installed subject to Borough approval.

2. In the event that additional equipment, infrastructure or expansion of any part of the system is required to service a new project, additional fees shall be charged. These fees shall equal all costs related to the additional equipment, infrastructure or expansion of the system, including design, legal fees and other costs incurred. During the five years following completion, new connections using these items shall pay an additional fee proportionate to their use of these items. Previous payers of these items shall be reimbursed this fee on a proportional basis, less all related Borough expenses.

~~e-d.~~ *Sewer Connection Inspection Fee.* Following the completion of the connection from any property to the Borough sewer system, a fee of fifty (\$50.00) dollars shall be due and payable to the Borough for the inspection of same by the Borough's Licensed Plumbing Inspector. The Inspector shall be given reasonable notice of the completion of the connection in order that he may schedule a connection inspection.
(Ord. No. O-88-16; Ord. No. O-94-30 §§ 1-5; Ord. No. O-13-1)

SECTION THREE. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION FOUR. REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION FIVE. EFFECTIVE DATE. This Ordinance shall take effect after final passage as provided by law.

Seconded by Mr. Redmond and introduced on the following roll call vote:

ROLL CALL:

AYES: Ms. Ryan, Mr. Redmond, Mr. Francy, Ms. Kane
NAYS: None
ABSTAIN: None
ABSENT: Mayor Nolan

Committee Reports:

Finance:

Mr. Pfeffer went over the budget process. He explained that there will be a public hearing at the next meeting. We are waiting for approval from the State. We are waiting for the States comments and that determines whether or not there might be an amendment. He further explained changes in the two pension plans. If we amend the budget, we may need to have a

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special meeting after his retirement. We may be forced to amend the budget due to the Sewer Dissolution. If that is worked out prior to the 16th, we may be able to do a floor amendment and not have to advertise. It depends on the dollar amount to determine if it can be done at the table or advertise. We can adopt the budget on April 16th or we can amend. The State is not mandating that an amendment be done for the pensions. We are in a wait and see period.

Ms. Kane stated that Mayor Nolan will be holding a Finance Committee Meeting on April 14th at 8:00 p.m.

Mrs. Cummins stated that she did send out notices to the members.

Public Safety:

Chief Blewett read thru his report.

POLICE DEPARTMENT
BOROUGH OF HIGHLANDS



JOSEPH R. BLEWETT
CHIEF



171 BAY AVENUE HIGHLANDS, N.J. 07732



TEL: 732-872-1158
FAX: 732-872-9240

Report to Council
April 2014

- * On February 17, 2014, Sgt. Robert Burton arrested Theresa Fennell, 51 years of age, and William Little, 56 years of age, both of Highlands after witnessing a drug transaction between the two in the QuickChek convenience store on Hwy 36. Prior to the arrests Sgt. Burton had developed information through department sources, as well as, personal observations that the two were meeting to distribute heroin. Ms. Fennell collected money from several other individuals then gave the money to Mr. Little who in turn purchased heroin and transferred it to Ms. Fennell upon his return to Highlands. Sgt. Burton charged Ms. Fennell with possession of a controlled dangerous substance (heroin) and her bail was set at \$50,000.00. Mr. Little was charged with possession of a controlled dangerous substance (heroin), distribution of a controlled dangerous substance (heroin) and distribution of a controlled dangerous substance within 1000 feet of a school. Mr. Little's bail was set at \$75,000.00 and both were subsequently transported to the Monmouth County Correctional Institution in lieu of bail.
During the arrests a total of 114 decks of heroin were seized.

- * Christopher J. Hinck, 29 years old, Atlantic Highlands was arrested on February 23, 2014. Mr. Hinck was charged with driving while intoxicated and assault by auto after he operated his vehicle while intoxicated and crashed into another vehicle causing injury. Mr. Hinck was processed and released pending a court appearance.

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* At approximately 2:39 p.m. on February 26, 2014, a resident noticed that a neighbor's vehicle had been taken by several unknown subjects while the owners were away on vacation. While the Highlands Police Department confirmed that no individuals were authorized use of the vehicle officers began a surveillance of the area for the vehicle. At approximately 4:34 p.m. the vehicle returned and the occupants were subsequently arrested. Maria Magill, 24 years old, Highlands was charged with unlawful taking of a means of conveyance and possession of a controlled dangerous substance (heroin).

Timothy Brown, 22 years old, Highlands was charged with unlawful taking of a means of conveyance and defiant trespass and Terrence Fennell, Jr., 21 years old, Highlands was charged with unlawful taking of a means of conveyance. Bail was set at \$5,000.00 each for Ms. Magill and Mr. Brown and bail for Mr. Fennell was set at \$2,500.00. The three suspects were subsequently transported to the Monmouth County Correctional Institution, Freehold, in lieu of bail.

* **Administration:**

- Patrol Equipment
 - Thank you to Mr. Bob Farrell
 - Owner, Fire Hooks Unlimited
 - Borough of Highlands resident
 - Department was seeking storage solution for tactical equipment in patrol cars. Mr. Farrell designed a hanger type device to fit over the front passenger seat allowing officers easy access in an emergency and then donated the units to the department.
 - This is not the first time that Mr. Farrell has donated emergency equipment to the department; his generosity is greatly appreciated by the members.
- Law Enforcement Trust Account
 - Account maintained from forfeited funds to be used solely for law enforcement purposes and expenditure of the funds can only be made after receiving written certification from the county prosecutor.
 - The funds held in this account the department has received over the years from disposition of seized property as a result of narcotic investigations and arrests.
 - The Highlands Police Department has received authorization from the Prosecutor's Office to utilize forfeited funds to replace the officers' duty

weapons which have been ordered, saving the borough the cost of replacing the new weapons.

* **Training:**

- Dispatchers
 - Telecommunications Operators Roles During Active Shooter Events
 - Course explored various active shooter events and identified what telecommunications operators can do to assist field personnel.
 - As part of the department's 2014 Goals and Objectives to increase training for dispatchers and officers, as well as, revising the Active Shooter Policy.

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* **Community Policing:**

- Explorers
 - Training
 - Emergency Response Training Course
 - 5 out 6 explorers successfully completed the course.
 - Street Crimes and Gang Awareness Training
 - Presented by Monmouth County Prosecutor's Office
Street Crimes Detective
- Henry Hudson Regional School Presentation
 - February 24, 2014 HPD in cooperation with Municipal Drug Alliance Coordinator Heather DiBlasi and the Atlantic Highlands Police Department made a presentation to parents about heroin.
 - The focus was to educate parents on the dangers and trends of heroin among our youth.

* **Investigations:**

The Highlands Police Department has been receiving an increased number of identity theft investigations over the last few years particularly during tax season. Some offenders have electronically filed tax returns in the victim's name. Due to the rising number of these crimes the department strongly urges residents to safe guard their identity as a way to avoid this type of fraud.

Ways to safe guard your identity:

- Shred all financial documents
- Protect your social security number
 - Do not carry your social security number in your wallet
- Do not give our personal information over the phone, internet or mail unless you know who you are dealing with. The IRS will not ask for your personal information over the phone, if someone claims to be the IRS contact our police department immediately and do not give this information out
- Always keep your personal information in a secure place

* Total Calls for Service: 336

* Arrests: Adults: 11 (2 for possession of CDS)

JV: 0

* Summons: Total: 54

Moving Violations: 25

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Non-Moving:	16
DWI:	5
Boro Ordinance:	8

Administration:

Mr. Hill read thru his report.

1. Various Recovery Related items:

- a. Irene House Lifting – Mr. Wordsman reports that some homeowners are moving forward. They are submitting reimbursement requests that will be reviewed and forwarded to FEMA.
- b. PP DEMO – Appeals have been forwarded to FEMA from State on our behalf.
- c. I have been in contact with the State regarding CDBG-DR funds that may be of assistance. Public Comment Period ended March 5 and state will be submitting to HUD for Approval.
- d. Review of FEMA Summary Sheet -
RFR's For CAT A have been broken into 2 separate RFR's and resubmitted for review. (Totaling approx. \$1 million)
- e. We met with State to discuss insurance issues and FEMA is reviewing all information. We could receive an additional \$660 K or it could be converted over to a Permanent Work PW where it would then increase the amount of eligible mitigation money (for facilities) by the same amount.
- f. **Work Force Development** – granted exception for 1 employee (John Urbine, BI). WFD is seeking eligible candidates to forward to me for interviews (Clerical SS, BD and Volunteer Coordinator). Apply at Monmouth County Division of Work Force Development - 145 Wyckoff Road Suite 201 Eatontown, NJ 27724 Tele: (732) 683-8850 x 3711
- g. **Community Center** -The drawings for the repairs are underway, final completion is pending direction from FEMA regarding our proposal for elevating the crawl space floor level to the outside grade.
- h. **Municipal Building** – We have prepared an outline as-built of the floor layout for estimating purposes of returning building to Pre-Sandy conditions. Cost Estimator is preparing a cost analysis report that will also assist in establishing FEMA reimbursements that we may be eligible for. Report should be completed by late April.

2. Department of Public Works

- a. Snow removal efforts continued in early March –
- b. Cleaning of various streets with help of Monmouth County (Street Sweeping) and seasonal employees.
- c. Responded to various sewer issues and water main break.
- d. Started pot hole repair today.
- e. Recycling Yard – now has container for electronics.
- f. Did repairs at catch basin using seasonal workers.

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- f. Bulk pick-up resumed in March next scheduled for June as per our schedule, residents are reminded that only 5 cubic yards of material (approx. 5.5' w x 6'L x 4'high) may be picked up.
- g. Assisted with preparation of local events as scheduled and requested.

3. Building and Housing: March 1-31, 2014

- a. Construction Office: No. Applications Received: 6
No. Permits Issued: 37
Total Construction Fees Received: \$14,633.00
Inspection Details:
Building / Electric 64
Plumbing: 21
Fire: 4
Total Value of Construction Performed: \$366,047

**Construction -
YEAR TO DATE**

**No. Permits Issued: 115
Construction Fees Received: Approx. 50,000
Total Value of Construction Performed: \$1,662,094.00**

- b. **Zoning Office** 13 Approvals
2 Denials
1 Official Zoning Determination

Flood: 10 Approvals
1 Preliminary Letter of Compliance
4 Final Letters of Compliance
3 Elevation Requirements
1 Demo Verification for Insurance

c. Code Enforcement 31 inspections total

25 CCOs 6 failed violations 3 summonses issued, 2 need waiting Zoning / Construction Plan review, and 1 property cleaned up. 10 additional summonses were issued for various property maintenance issues. Approximately 25 additional letters requesting compliance were sent out to various properties.

4. Recreation Department

"Kids on the Move" Program - 47 registered, Adult Indoor Soccer - 24 total registered - program ended on March 26th; Adult Volleyball - 31 registered so far; High School Teen Night, March 14th - 53 participants.

Upcoming Recreation Events / Programs

- a. Kids on the Move Program ongoing at the Highlands Elementary School Gym, Mondays through Wednesdays, 3:00 pm - 5:00 pm, for ages 8-14. Registration forms are available at the Borough Hall Trailer at 42 Shore Drive or in the HES gym on Mondays - Wednesdays from 3:00 pm - 5:00 pm.
- b. Adult Open Gym Volleyball - February 25, 2014 - April 15, 2014, Tuesday evenings, 7:30 pm - 9:30 pm at HHRS Gymnasium.
- c. Easter Egg Hunt - Saturday, April 12th at 10 am at the Highlands Elementary School Athletic Field. Egg Hunt groups are as follows: Toddlers ages 2 & under; ages 3 & 4; ages 5 & 6; ages 7 & 8; ages 9 & 10; and ages 11 & up. Prizes will be awarded and refreshments served. Please bring your own basket or bag to collect the eggs. Rain Date will be Sunday, April 13th at 1:00 pm at the HES Field.
- d. High School Teen Night - **RESCHEDULED TO APRIL 17th** (from April 11th) at the Highlands Elementary School Gym from 7:00 pm - 9:30 pm. The event is for ages 14-18
- e. The Recreation Dept. is now accepting applications for the following Part Time Seasonal Positions: Summer Recreation Supervisors, Programmers, & Aides; Summer Food

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Program Food Preps; Certified Lifeguards; and a Head Lifeguard. If interested in applying for a position, please pick up an application at the Borough Hall Trailer or contact Jennifer Strehl at 732 – 872-1224 ext 232 now if you need any other info.

5. Administration

- a. Continue to Working on 21 internal projects as identified by M/C action / progress on 14 items, with 3 completed.
- b. Millennium Strategies: Reviewed 10 potential Opportunities, Have 5 Grant Applications in Progress, 1 awarded (Tree Recovery), 2 Submitted (Fire Prevention & NJ American Water Co.) awaiting disposition.
- c. SHRAP Program Update – AHA processed 119 applications for Highlands’s clients. Since December: \$66,500.00 worth of funds have been dispersed on behalf of addresses in the Highlands. 58 payments were issued.
- d. USACE – is seeking to set up additional meetings for late April dates to be set once location is confirmed.
- e. Additional meetings: Animal Control Shared Services, NJIT potential project for Highlands, Gateway National Park FACA Meeting, Borough of AH – Shared Services.
- f. Request for Letter of Support – Shore Resource Center. (See info.)
- g. Finance Dept Ad placed 5 responses as of today
- h. New Garbage Contract with M&S underway ---- working with us to streamline collections and are very responsive.

Ms. Ryan questioned Mr. Hill about the status of the Community Center.

Mr. Hill stated that the drawings for repairs are underway. We are waiting for the FEMA sign off on the final drawings. We will then go out to bid.

Mr. Francy asked a question on the Millennium Report. He does not see anything about our current flood mitigation grant.

Mr. Hill explained that there are some grants being looked at for consideration.

Mr. Francy wants that in the Grant Monthly Report and the I&I Program.

Ms. Kane announced that there will be a Blood Drive at the Fire House on Tuesday, April 22nd from 5-8pm. You can email her for appointments.

Mr. Hill spoke of an email he received today from Creative Highlands Initiative. They will be sending out invites thru email regarding a meeting May 2nd. It will be a full day session on thoughts and ideas for the future of Highlands.

Barbara Ianucci of Shrewsbury Avenue stated that the invites were sent out last night and may be forwarded on to others. The meeting location will be at O.L.P.H.

Discussion continued with Barbara Ianucci.

Mr. Leubner gave an update on two projects. The replacement of the drain at Captains Cove should be done by the end of next week. He spoke about Bayside Drive Contractor. He has not gotten back to him. He is hoping that the wall will be done by the second week in April.

Ms. Kane asked Mr. Leubner about the status on the DBIZ Loan.

Mr. Pfeffer stated that he is touch with the bond council and he requested that the Bond Council to follow up with DBIZ to draw down the money.

Library:

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Ms. Ryan did not have anything to report.

Highlands Business Partnership:

Mrs. Carla Cefalo-Braswell spoke about their recent annual meeting. They have some new board members. She also thanked everyone for their help with the St. Patty's Day Parade.

Shared Services:

Mr. Hill stated that we are moving forward with the Sewerage Authority License. They have a meeting tonight and he will have more information tomorrow.

Other Business:

Transportation Alternative Program Grant (TAP)

Mr. Hill gave an update. Millennium is looking at our potential projects. They were not sure if doing a park fit their criteria. He will follow up on it.

Safe Routes to School Program Grant (SRTS)

Mr. Hill said that we did look at potential sidewalks along the highway along the trailer park. They have to discuss with the State also. It is one of the suggested projects that are doable.

Ms. Kane asked if anyone had questions for Mr. Pfeffer.

There were none.

Mr. Pfeffer left the meeting at 9:03 p.m.

Public Portion:

Carol Bucco of 330 Shore Drive – passed.

Kim Skorka of 315 Shore Drive asked about the status of the sidewalk by her property.

Mr. Hill stated that we are looking into financing the project for sidewalk repairs.

Kim Skorka asked about the status of the Transit Village Application.

Mr. Hill said that we are pursuing it. It is at a standstill right now. It will be revisited. He will also run it by Millennium Strategies.

Kim Skorka asked if we knew how much money is in the Law Enforcement Trust Account.

Chief Blewett explained that it is not a set amount.

Tom Walczewski of 25 Miller Street questioned the sewer connection fee ordinance and why residents are being charged a full sewer bill when they do not have water.

Mr. Hill explained the process. If you are fully disconnected and capped off legally from the system, you will not be charged a fee. But if you reconnect, there is a charge for that of \$1500.00 for the Borough of Highlands and another \$4500.00 to the Sewerage Authority.

Discussion continued with Tom Walczewski with Mr. Hill and Council.

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Mr. Redmond spoke of the sewer lines that need to be repaired. We need to keep money in the budget for repairs.

Rick O'Neil of Navesink Avenue commented on the need to charge fees.

Mr. Francy explained that you are paying for the capacity at TOMSA and Belford.

Nancy Stilatto – left

Carla Cefalo-Braswell, of the Highlands Business Partnership wanted to address letters they submitted to the council from 2007-2009 about the noise ordinance and its affect businesses.

Ms. Kane stated that it's on for discussion at the next executive session.

Carla Cefalo-Braswell will resend her letters to Ms. Kane, Mr. Hill and Chief Blewett regarding the noise ordinance.

Doug Card – passed.

Barbara Ianucci – passed.

Rita Jacobi of Havanna Café is asking the council to review the noise ordinance. They have suffered thru the two hurricanes. They came back. She feels that they are being harassed by one neighbor. Other neighbors have not complained. She does not want to get pushed around.

Lori Dibble of 2 Matthew Street passed. She had a question on the Transit Village and it was answered previously.

Claudette Dareggio of 12 Seadrift Avenue read a letter thanking the Building, Code and Zoning Departments. They were above and beyond helpful to her.

Tom Walczewski of 25 Miller Street spoke about parking issues with Windansea. They park the cars illegally.

Chief Blewett stated that they have been issuing tickets.

Kim Skorka of 315 Shore Drive spoke about the noise ordinance. She said the State Noise Ordinance overrides the Borough Ordinance. You can also contact the County with complaints about the noise.

Chief Blewett stated that he has a presentation for council. He has been in contact with Monmouth County. We have several options.

Ms. Kane explained that they will be having discussions with Chief Blewett and try to reach a happy medium.

There were no further questions.

Ms. Kane offered a motion to adjourn, seconded by Mr. Francy and all were in favor.

The Meeting adjourned at 9:29 p.m.

Debby Dailey, Deputy Clerk

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