

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

**R-12-137**  
**RESOLUTION APPROVING TWO AGREEMENTS**

**WHEREAS**, the Borough and Captains Cove Marina have been negotiating over several issues related to the repair of the marina and Washington Avenue for damage caused by Hurricane Irene; and

**WHEREAS**, the parties agree to certain terms which permit the Borough and the Marina to each repair their own property.

**NOW, THEREFORE, BE IT RESOVLED** by the Mayor and Council of the Borough of Highlands that the agreements concerning (1) the issuance of a mercantile license for Captains Cove and (2) concerning conditions related to the repairs made by the marina and the exchange of easements are approved in substantially the same form as attached hereto and as presented by Counsel subject to final execution of the agreements by all parties.

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

**ROLL CALL:**

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

**NAYES:** None

**ABSENT:** None

**ABSTAIN:** None

**DATE:** June 6, 2012

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Carolyn Cummins, Borough Clerk

I hereby certify this to be a true copy of Resolution R-12-137 adopted by the Governing Body of the Borough of Highlands on June 6, 2012.

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Borough Clerk/Deputy Clerk