

MINUTES OF THE SPECIAL MEETING OF THE ATLANTIC
HIGHLANDS/HIGHLANDS REGIONAL SEWERAGE AUTHORITY HELD
OCTOBER 11, 2011 AT THE ATLANTIC HIGHLANDS BOROUGH HALL

This meeting was called to order at 6:06 PM at the Atlantic Highlands Borough Hall meeting room with the following roll call:

PRESENT: Mr. Fligor, Mr. Bishof, Mr. Braswell, Mr. Francy

ABSENT: Mr. O'Neil, Mr. Rybeck

Staff members present were Mr. Palamara-Administrator, Mr. McNamara-Attorney, Mr. Holman-Auditor and Mrs. Clark-Secretary.

Also present was Atlantic Highlands Councilman Hoffmann.

Mr. Braswell announced that this meeting is in compliance with the Open Public Meetings Act by virtue of notice having been sent to the Two River Times and the Asbury Park Press. The notice was also forwarded to the Borough Clerks of both Atlantic Highlands and Highlands.

Mr. Palamara advised that he had received the resignation of Mr. Urbanski from Highlands Borough as well as their appointing resolution for Mr. Francy to fill the unexpired term, and that Mr. Francy's executed his Oath of Office was also received. Mr. Braswell and other commissioners welcomed Mr. Francy to the Authority.

ATTORNEY'S REPORT:

Mr. McNamara said that he will reserve his report on TOMSA Litigation for Executive Session.

PUBLIC COMMENTS:

There were no public comments.

EXECUTIVE SESSION:

Mr. McNamara stated that the Authority was going into Closed Session for the specific purpose of discussing the ongoing arbitration between the Authority and TOMSA.

**RESOLUTION 63-2011, EXECUTIVE SESSION TO DISCUSS TOMSA ARBITRATION,
AND RESERVING THE RIGHT TO TAKE ACTION WHEN BACK IN OPEN SESSION**

was offered at 6:11 PM by Mr. Fligor, seconded by Mr. Bishof, and adopted upon the following roll call vote.

AYES: Mr. Fligor, Mr. Bishof, Mr. Braswell, Mr. Francy

NAYS: None

ABSENT: Mr. O'Neil, Mr. Rybeck

The Regular meeting re-convened at 6:48 PM with all the above members present.

October 11, 2011

RESOLUTION 64-2011, AUTHORIZING MR. MCNAMARA TO MAKE SETTLEMENT OFFER TO TOMSA WITH TERMS AND CONDITIONS AS SPECIFIED IN

EXECUTIVE SESSION was offered by Mr. Rybeck, seconded by Mr. Fligor, and adopted upon the following roll call vote.

AYES: Mr. Fligor, Mr. Bishof, Mr. Braswell, Mr. Francy, Mr. Rybeck

NAYS: None

ABSENT: Mr. O'Neil

There being no further business for the meeting, Mr. Fligor offered a motion to adjourn, seconded by Mr. Rybeck and by voice vote was unanimously carried.

Meeting adjourned at 6:50 PM

Michelle Clark, Recording Secretary