

Mr. Francy introduced and offered for adoption the following resolution:

**RESOLUTION R-09-187
BOROUGH OF HIGHLANDS**

**RESOLUTION FOR THE ATLANTIC HIGHLANDS-HIGHLANDS
REGIONAL SEWERAGE AUTHORITY'S CLAIM FOR
REIMBURSEMENT FOR ELECTRICAL SERVICE RELOCATION
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

WHEREAS, the Atlantic Highlands-Highlands Regional Sewerage Authority (hereinafter AHHRSA) and the Borough of Highlands (hereinafter Highlands) have been engaged in discussions over a disputed reimbursement of electrical relocation costs; and

WHEREAS, the electrical service was relocated for, and on behalf of, the AHHRSA at its expense; and

WHEREAS, the AHHRSA has asserted that the relocation expenses total \$32,364.40; and

WHEREAS, the AHHRSA have asserted that Highlands is responsible to reimburse it for the full cost of the relocation of the electrical service; and

WHEREAS, a breakdown of this bill identifies \$6,559.02 for materials and \$17,963.31 for installation, totaling \$24,522.33; and

WHEREAS, there is also an engineering component to the bill in the amount of \$6,726.07 from T&M Associates and an "Administrative Charge" from AHHRSA in the amount of \$1,116.00 for a total engineering/administrative fee of \$7,847.07; and

WHEREAS, the Borough of Highlands contends that it is responsible for only one half of the breakdown of the materials and installation charge that totals \$24,522.33, and is not responsible for any of the engineering and administrative fees that AHHRSA had included in the bill.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Highlands hereby tender a check in the amount of \$12,261.17 to AHHRSA representing Highlands full and final payment for any and all charges associated with the relocation of electric service; and,

BE IT FURTHER RESOLVED, that the check to be delivered to AHHRSA in the amount of \$12,261.17 shall state directly on the check that the payment represents full and final payment for the disputed amount.

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

ROLL CALL:

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

NAYES: NONE
ABSENT: NONE
ABSTAIN: NONE

DATE: October 22, 2009

CAROLYN CUMMINS, BOROUGH CLERK

I hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on October 22, 2009.

BOROUGH CLERK/DEPUTY CLERK