



BOROUGH OF HIGHLANDS  
COUNTY OF MONMOUTH

## **RESOLUTION 23-091**

**AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH MONMOUTH HILLS, INC. REGARDING A COOPERATIVE EFFORT FOR IMPROVING STORM WATER SYSTEMS AND GREEN INFRASTRUCTURE TO SATISFY NJDEP RULES**

**WHEREAS**, by Resolution 22-207 the Borough of Highlands retained the services of Colliers Engineering & Design, Inc. in connection with its Monmouth Hills/Snug Harbor Combined Storm Water Mitigation-Permit Plans; and

**WHEREAS**, by Resolution 22-220 the Borough of Highlands previously authorized the application for a Federal Emergency Management Agency (FEMA) Building Resilient Infrastructure and Communities (BRIC) grant in connection with the Borough of Highlands and Monmouth Hills flood mitigation and green infrastructure project; and

**WHEREAS**, the Borough of Highlands and Monmouth Hills, Inc. desire to enter into a memorandum of understanding providing for the cooperation of the two entities in support of the flood mitigation and green infrastructure project and grant process, and further providing for the responsibility of both entities for the cost and maintenance of the project; and

**WHEREAS**, each party agrees to share in the costs and responsibilities of making formal applications to the NJDEP and FEMA for obtaining permits to construct and maintain new infrastructure for purposes of improving storm water facilities and flood mitigation features, and

**WHEREAS**, the memorandum of understanding shall include that the Borough of Highlands will take full maintenance responsibility for all new structures within Highlands property, and that Monmouth Hills will take full responsibility for all structures and non-structural features inside the Monmouth Hills Land. The Borough will engage its Department of Public Works and/or third party vendors to be responsible for inspection and maintenance of a new underground storage facility and new pump stations; and

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Highlands, that the Mayor and Borough Administrator be and are hereby authorized to execute Memorandum of Understanding with Monmouth Hills, Inc. outlining the parties' cooperation in support of the flood mitigation and green infrastructure project and grant process, and further providing for the responsibility of both entities for the cost and maintenance of the project, in a form to be reviewed and approved by the Borough Attorney.

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Administrator are hereby authorized to execute such documents and to undertake such acts as are reasonable and necessary to accomplish the purposes of this Resolution.

Motion to Approve R 23-091:

|           | INTRODUCED | SECOND | AYE | NAY | ABSTAIN | ABSENT |
|-----------|------------|--------|-----|-----|---------|--------|
| CERVANTES |            |        |     |     |         |        |
| CHELAK    |            |        |     |     |         |        |
| MELNYK    |            |        |     |     |         |        |
| OLSZEWSKI |            |        |     |     |         |        |
| BROULLON  |            |        |     |     |         |        |

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: March 15, 2023

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Nancy Tran, Municipal Clerk  
Borough of Highlands