

REGULAR MEETING – FEBRUARY 7, 2017

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, February 7, 2017 and was called to order by Mayor Brill Mittler at 7:02 PM. Mayor Brill Mittler read the Open Public Meetings Statement.

Present: Mayor Brill Mittler; Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits; Borough Attorney Schmierer; Borough Administrator Kovach; Borough Clerk Hullings.

Absent: None.

Mayor Brill Mittler noted that it is a pleasure to honor one of Highland Park's treasured jewels. She read proclamation honoring Diane Feldman for her service to the Borough as the Chairperson of the Commission for Universal Access. She noted that when she joined the Council in 2009, one of her first areas of responsibility was the Commission for Universal Access. She presented Ms. Feldman with a signed copy of the proclamation. Ms. Feldman thanked the Mayor and Council for this honor. She also thanked all the Commission for Universal Access members for their support. She thanked the Council Liaisons she has worked with over the years and the Police Department for their assistance. She noted that it was a pleasure being the Chairperson and she looks forward to working with the Commission as a Regular Member.

On motion made by Councilwoman Welkovits and seconded by Councilman George, the minutes of the Regular and Conference Meetings held December 6, 2016 and December 20, 2016 were approved by affirmative voice vote of all Councilpersons present.

Mayor Brill Mittler asked the Council members to present their reports.

Councilwoman Foster-Dublin – No report.

Councilman Fine reported that the CDBG Committee held their public hearing and has recommended the following amounts be approved: Main Street Highland Park – Façade Improvement Program - \$5,000.00; Dept. of Recreation & Arts: Senior Transportation - \$6,636.00; Dept. of Recreation & Arts: Senior Outreach Program - \$9,765.00; Dept. of Recreation & Arts: Senior Medical Transportation - \$6,636.00; Dept. of Recreation & Arts: Summer Camp Program - \$9,765.00; Dept. of Recreation & Arts: Teen Youth Programming/Outreach - \$7,765.00; HP Gives a Hoot – Summer Camp Scholarships - \$4,000.00; Teen Center - \$7,000.00; and Food Pantry - \$2,000.00, for a total of \$58,567.00. Council will be voting on the adoption of a resolution approving these amounts.

Councilman Walsh reported that Sustainable Highland Park has entered the solar challenge to get residents and businesses to go solar. They are competing with other municipalities in the state to get more installations than they have. Solar prices are at record lows and the technology is increasing significantly. That means that if you were unable to afford solar or were told your home was not appropriate for solar, even two years ago, you might find that solar power is within your reach. They have set up hpsolar.org to allow residents and businesses to apply for free quotes for solar installation from pre-qualified companies and shows you how much you can save on your energy bills. They held a well-attended information session at the Library on January 10th where residents were able to learn more about the program and get questions answered. Sustainable Highland Park, at the request of Councilman Hersh, is providing assistance to the Housing Authority, which is interested in exploring solar on its properties. Highland Park is also exploring solar on borough buildings, including the senior center, which is in need of a new roof. They are planning on a further education campaign about the program with things like lawn signs, posters to put up in key locations, and handouts for events like the street fair, earth day and arts in the park. Folks can learn more and apply for an application at hpsolar.org. They are going to work to make the Sustainable Highland Park recertification an annual process, rather than every few years. They will hold a kick off meeting on February 16th at 7PM. At that meeting they plan to celebrate/report on 2016 silver certification, allow partner groups to talk about the actions they worked on and what they think they can do moving forward. They will also have time for break-out discussions and cross-collaboration. One of the barriers to people purchasing electric vehicles is fear about running out of a charge. By adding to the network of stations, Highland Park will be helping address this issue. There are grants from NJDEP and Sustainable Jersey to support the installation of electric charging stations in communities throughout the State. Sustainable Highland Park is looking into our ability to get funding for a charging station and researching appropriate locations in the Borough for such a station. The Recycle Coach app, which Councilwoman Welkovits worked hard to bring to fruition, is almost ready and should be available to residents by the end of February. They just need to finish compiling data for the app, and merge it with the app database. This important tool will send residents reminders on things like trash pickup, recycling and bulk collection days. Highland Park will be celebrating Earth Day on Sunday, April 23rd from 11AM until 3PM at the Environmental Education Center. Save the date and stay tuned for more information about groups and organizations who will be participating to make this celebration a tremendous success. For 180 years, before Highland Park High School was even built, two magnificent oak trees have shaded the front lawn. They have watched over every school day and graduation. Every memory of the high school was formed in the shade of these two trees. Sadly, they were diseased and began to pose a threat to public safety. As many people are aware, they were cut down on December 27th. The school as commissioned several works of art to be made from this sustainably repurposed wood. Even in death, these trees will continue to be part of the school. Nature's Fell is offering beautiful products hand crafted from the wood of these magnificent trees. By making a donation, you can receive a piece of art created from this part of Highland Park's long legacy of sustainability. Due to the need to dry and cure the wood properly, your orders will take about one year to be ready for pickup at Highland Park High School. Contact Scott Alexander at Nature's Fell (732-624-9011) or go to <https://naturesfell.com> to arrange for a custom order. Nature's Fell of Middlesex, New Jersey is a small tree salvage and woodcraft company borne of Hurricane Sandy. Rutgers is spearheading a bike share program called Knight Share. This program will have bikes stationed throughout New Brunswick,

Highland Park, Piscataway, Edison and other communities. Anyone will be able to check out a bike from a knight share station, ride it to another station, and pay a fee for the rental. They are planning to have informational sessions in March in Highland Park and will soon be circulating a survey to help Rutgers submit grants to help finance the project. The survey and the session will help us determine the best places for these stations in Highland Park.

Councilman George reported that the Highland Park Arts Commission is busy and held their first meeting on January 12th. They drafted a grant application to the County of Middlesex for the Donaldson Park Sculpture Project. They are hoping to put a sculpture on Raritan Avenue near Rite Aid on South 4th Avenue. He also noted that the basketball program is in mid-season and the participation is the largest yet. Packets for registration for spring sports will be out next week along with information for the summer camps.

Councilman Hersh reported that there is a food pantry distribution Thursday, February 9th from 9 a.m. to 10:45 a.m. The Food Pantry is open to anyone who lives or works in Highland Park and who needs food assistance. For additional information, please contact Nicole Huff at 732-819-0052. Mike from Public Works brought a book of paint colors on Wednesday for the Food Pantry to select from. Painting will be done according to Public Works' schedule. The Food Pantry received a \$2,000 CDBG grant and that there is a credit of \$500 from last year's grant. The Commission for Universal Access met on February 2nd and they have \$12,000 in revenue collected from handicapped parking violations. Commissioner Diane Feldman is seeking additional grant opportunities by attending a workshop hosted by the Cultural Access Network Project, which is an initiative of the New Jersey Theater Alliance, which works to make live theatre accessible to everyone and serving as a cultural access resource for the state's theatres and cultural community. Kim McGraw at the senior center is working with Mobility Works and we will be going out to bid for a new senior van in the next few weeks. The Highland Park Housing Authority will hold its next meeting on February 8th at 6:30 p.m. at the Samuel Kronman Building. The Board is currently in the midst of transitioning to a Rental Assistance Demonstration, where the Housing Authority would enter into a multi-year agreement with an investor in order to access capital for necessary capital funding. HUD no longer provides capital funding for public housing facilities. The stewardship of the property would remain public and the housing is still public. This affects the asset only. The Housing Authority is in talks with Sustainable Highland Park to see if solar panels can be installed on the roof of the Kronman apartments through the Borough's solar program. Last week, he met with Dianne Roman from the Office of Housing and Social Services in Perth Amboy. Her department issues their city's municipal ID program. She showed him the equipment they use and their marketing materials and it was very useful to hear about their program's implementation and how they interact with their business, immigrant, youth and senior communities. He's been working with Shayne SantaLucia, the Information Technology Coordinator, on familiarizing ourselves with the equipment. They are hoping for a "soft launch" by the end of the month, where municipal officials and employees will receive the card. The program will be open to the entire community this spring. The Board of Health met with Freeholder Narra with Dan Bianchini to discuss possibilities about mosquito and awareness initiatives. On January 31st, he and Mayor Brill Mittler attended a forum hosted by Congressman Frank Pallone that provided a discussion about the many concerns communities are feeling about Trump's recent executive actions. Also in attendance were representatives of the Reformed Church of Highland Park, Latino Action Network, NJ Working Families Alliance, PRAB, Manavi, SEIU, Citizen Action, NJ Catholic Conference, CAIF, Lutheran Episcopal Advocacy Ministry of NJ, Catholic Charities Diocese of Metuchen, Unitarian Universalist Legislative Ministry of NJ, New Labor, Immigration Voice, and the Piscataway Board of Education. On Saturday, February 4th, he and Councilwoman Foster-Dublin attended the first ever Pan African Flag Raising at the County Administration building in New Brunswick in recognition of Black History Month. The event was hosted by the Middlesex County Young Democrats Black Caucus and the Board of Chosen Freeholders. He congratulated the honorees: Freeholder Kenneth Armwood, Sheriff Mildred Scott, Matthew Vaughn, Reginald Johnson and the Rev. Dr. Ronald Owens. It's not every day you get to hear such inspiring speakers. The Middlesex County Chapter of the Brady Campaign held a gun safety and awareness event last night at the Senior Center. He thanked Chief Rizco and Detective McGraw for answering questions and providing advice. They discussed legislation, the overall political climate, and how we can take action as a community, particularly related to information for parents of young children on how to ask other parents about the presence of guns when making play dates. He thanked Karen Kanter for facilitating the meeting.

Councilwoman Welkovits reported that when she first joined council she chaired the Health and Human Services committee and worked very closely with Diane Feldman for 3 years and it was a great pleasure. She thanked Diane for her intelligence and commitment to Highland Park and for educating the community about accessibility for all. She commented that she is proud to see so many people in the audience tonight for the important issues that will be heard tonight. The Zoning Board has approved plans for a new learning center for Chinese students to open at 168 Woodbridge Avenue. The learning center will tutor Chinese speaking students in the area. The business owner currently runs a successful learning center in Metuchen and seeks to expand. The Borough is eager to see new thriving businesses open on Woodbridge Avenue. The Redevelopment Agency has been working diligently and tonight there will be a first reading on an ordinance to move ahead with the expansion of the building of the International Market on Raritan Avenue near 2nd Avenue. The proposal will expand with new office space below and additional apartments for rent upstairs. Tonight the Council will approve a main street façade and awning improvement contract. Main Street continues to offer grants of up to \$3,000 to new businesses for façade improvements, improving the look and feel of the downtown for the residents, shoppers and business owners. Main Street was recently awarded an additional \$5,000 from Community Development Block Grant funds to continue this program in future years. Spring is around the corner and residents should save the date, Sunday, May 7, for the 9th annual 5K race and also the Street Fair. There is no Planning Board meeting in February, but they will resume work in March. Lastly, the Council will be passing a resolution in support of the public schools to stop the expansion of charter schools.

Borough Administrator Kovach – No report.

Borough Attorney Schmierer - No report.

Mayor Brill Mittler commented that she is happy to see many residents in attendance tonight. She hopes to see them more than just one night as it is important to hear from residents. The Park Partners Program voting session will be held on February 12th at 4PM at the senior center. This is a give back program where residents submit grant proposals to help make Highland Park a better place to live. Residents get to vote for the top 5 projects in 5 categories. They had more grant submissions this year than ever before. She was honored to sit in on roundtable discussion in Perth Amboy with Congressman Pallone and Mayor Diaz where they discussed the many concerns communities are feeling regarding the President's executive orders. Last week, the Police Chief and two of his officers had an opportunity to meet with Pastor Kaper-Dale and some residents to talk about the refugee situation as it currently exists. Highland Park has passed an ordinance to get an ID program in place. Councilman Hersh will be chairing an immigration and refugee task force. The Borough will be discussing the adoption of a resolution about this matter in the near future.

Mayor Brill Mittler opened the meeting for public discussion and called upon all those wishing to speak to identify themselves.

Diane Feldman, 409 No. 4th Avenue, commented that she is excited about the Park Partners Program and reminded the Governing Body to make sure there are enough voting forms.

Herb Gross, Adelaide Gardens, asked who was in charge of the buttons on Raritan Avenue that allow pedestrians to cross. He was specifically asking about the one by St. Paul's church. The button has not been working for about a month. The button on 1st Avenue is not functioning correctly either. Mayor Brill Mittler thanked him for reporting that information. The buttons belong to traffic lights which are maintained by the NJDOT. The Policed Department will get in touch with NJDOT in Trenton to report the problem. Chief Rizco asked that in the future that he should report the problem directly to the Police Department. Mr. Gross commented that New Brunswick has voice activated traffic features at George Street and Albany Street and Highland Park should look into getting some. Mayor Brill Mittler will add that to the list of items that they will discuss with NJDOT. She will ask Councilwoman Foster-Dublin to speak to that. Councilwoman Foster-Dublin noted that they have been meeting and are looking into traffic safety/street calming devices and they will keep him apprised of their progress.

Mr. Jimenez, Hillsborough, commented that his parents brought him here when he was 9 years old to live a better life. They never finished elementary school and grew up with dirt floors. They brought him over here and that he got the amazing education that this country has feels like he won the lotter and means a lot. He is 28 years old and has been volunteering with community organizations and he was featured on a Cheerios box for helping raise over \$1,000,000 to fight hunger. He loves helping the community, because the community helped him back. When he went to school everybody embraced him and helped him out. He quoted words on lady liberty; "give me your tired, your poor, your huddled masses yearning to breathe free". Making Highland Park a sanctuary town will double down on that message. They might not have lady liberty a block away, but these words need to be echoed in our country, in every town and every city. If they push with hate, we will push with love back. He offered his assistance to make this work.

Rev. Seth Kaper-Dale, Reformed Church of Highland Park, commented that he wanted to speak some words about sanctuary and encourage the Council to take it seriously. In May of 2006, he received an early morning phone call from a man named Harry who at the time was living in Avenel, NJ. He was hiding under the bed with his pregnant wife and ICE was surrounding their apartment complex. By the time he arrived at that apartment complex, 35 dads had been taken out of their apartments and taken to the Middlesex County jail where they spent a month and all 35 were deported. 60 children lost their parents in that one raid that was connected to Operation Return to Sender. That was President Bush's attempt to show a strong hand while he was trying to push through a loose, light immigration policy. What we have experienced since January 25th with Executive Order "Securing the Interior" is like Operation Return to Sender on steroids. It is not about showing a little muscle; it is about eradicating this country. 3 million people is the President's goal of the 11 million who are the lowest hanging fruit. This is not about going for criminals; it is about going for the good people in our communities who are in this country without proper papers due to the insistence by our Washington politicians to not actually come up with meaningful immigration reform. This town is and has always been a welcoming and beautiful town. It is encouraging to listen to the reports given by Council of all the things that are being done in town. We need a town that defends its people against our own government because our own government is not behaving for the will of the people anymore. We have someone in power who is saying loud and clear that he wants to hurt our community. He was impressed with Mayor Steven Fulop's take on Sanctuary in his executive order this past week. A creative town like Highland Park can become a leader in what that looks like. Appreciates the time Councilman Hersh has taken to meet with him about when a faith community provides sanctuary, similar to when Harry spent 11 months inside the Reformed Church building, and the town allowed them to do that. To get to the place where we as a town say that congregations of all faiths want to offer physical sanctuary, not only is it acceptable, but it is something that they stand for with them. That is the kind of thing that will let this President know that towns are on the side of those that are stuck in this mess. He thanked the Mayor and Council for taking this seriously. He is proud of Highland Park and the direction they are going in.

No one else appearing to be heard, the Mayor closed the public discussion.

The Clerk reported advertising an ordinance entitled, AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF EACH OFFICER AND EMPLOYEE OF THE BOROUGH OF HIGHLAND PARK AND THE METHOD OF PAYMENT OF SUCH COMPENSATION", for consideration of passage on final reading by title and that affidavits of publication thereto are on file. She also reported that the ordinance had been posted and made available for public inspection as required by law.

On motion made by Councilwoman Welkovits, seconded by Councilman George and carried by unanimous affirmative voice vote, the above entitled ordinance was taken up on final reading by title.

Mayor Brill Mittler declared the public hearing on the ordinance open to all officials and persons present and called upon all those wishing to speak for or against the ordinance to do so.

No one appearing to be heard and no objections having been received in writing, the Mayor closed the public hearing.

On motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, the ordinance entitled as above, being Ordinance No. 17-1924, was duly adopted on final reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: None.

The following resolution, introduced by Finance Committee, was duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-61

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF EACH OFFICER AND EMPLOYEE OF THE BOROUGH OF HIGHLAND PARK AND THE METHOD OF PAYMENT OF SUCH COMPENSATION", passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

The Clerk reported advertising an ordinance entitled, AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 3, "ADMINISTRATION OF GOVERNMENT", for consideration of passage on final reading by title and that affidavits of publication thereto are on file. She also reported that the ordinance had been posted and made available for public inspection as required by law.

On motion made by Councilwoman Welkovits, seconded by Councilman George, and carried by unanimous affirmative voice vote, the above entitled ordinance was taken up on final reading by title.

Mayor Brill Mittler declared the public hearing on the ordinance open to all officials and persons present and called upon all those wishing to speak for or against the ordinance to do so.

No one appearing to be heard and no objections having been received in writing, the Mayor closed the public hearing.

On motion made by Councilwoman Welkovits, seconded by Councilman George, the ordinance entitled as above, being Ordinance No. 17-1925, was duly adopted on final reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: None.

The following resolution, introduced by Council as a Whole, was duly adopted on motion made by Councilwoman Welkovits, seconded by Councilman George, and carried by unanimous affirmative voice vote:

No. 2-17-62

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 3, "ADMINISTRATION OF GOVERNMENT", passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

The Clerk reported advertising an ordinance entitled, BOND ORDINANCE PROVIDING FOR THE REPAIR OF WATER AND SEWER MAINS, WITHIN THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$200,000 THEREFOR FROM THE WATER/SEWER UTILITY OF THE BOROUGH AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF for consideration of passage on final reading by title and that affidavits of publication thereto are on file. She also reported that the ordinance had been posted and made available for public inspection as required by law.

On motion made by Councilman Walsh, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote, the above entitled ordinance was taken up on final reading by title.

Mayor Brill Mittler declared the public hearing on the ordinance open to all officials and persons present and called upon all those wishing to speak for or against the ordinance to do so.

No one appearing to be heard and no objections having been received in writing, the Mayor closed the public hearing.

On motion made by Councilwoman Welkovits, seconded by Councilman Walsh, the ordinance entitled as above, being Ordinance No. 17-1926, was duly adopted on final reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: None.

The following resolution, introduced by Finance Committee, was duly adopted on motion made by Councilwoman Welkovits, seconded by Councilman Walsh, and carried by unanimous affirmative voice vote:

No. 2-17-63

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, BOND ORDINANCE PROVIDING FOR THE REPAIR OF WATER AND SEWER MAINS, WITHIN THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$200,000 THEREFOR FROM THE WATER/SEWER UTILITY OF THE BOROUGH AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

The Clerk reported advertising an ordinance entitled, AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 39, "FIRE DEPARTMENT" for consideration of passage on final reading by title and that affidavits of publication thereto are on file. She also reported that the ordinance had been posted and made available for public inspection as required by law.

On motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote, the above entitled ordinance was taken up on final reading by title.

Mayor Brill Mittler declared the public hearing on the ordinance open to all officials and persons present and called upon all those wishing to speak for or against the ordinance to do so.

No one appearing to be heard and no objections having been received in writing, the Mayor closed the public hearing.

On motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, the ordinance entitled as above, being Ordinance No. 17-1927, was duly adopted on final reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: None.

The following resolution, introduced by Public Safety Committee, was duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-64

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 39, "FIRE DEPARTMENT" passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

The Clerk reported that an ordinance entitled, BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 15-1881 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY ON FEBRUARY 17, 2015, ORIGINALLY ENTITLED "BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AN APPROXIMATE 4.176 ACRE TRACT OF LAND DESIGNATED AS BLOCK 47, LOTS 27 - 75 ON THE OFFICIAL HIGHLAND PARK TAX MAP, BY AND IN THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$1,860,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,767,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF", AS PREVIOUSLY AMENDED BY BOND ORDINANCE NUMBER 15-1894 FINALLY ADOPTED ON OCTOBER 1, 2015 AND BY BOND ORDINANCE NUMBER 15-1897 FINALLY ADOPTED ON DECEMBER 1, 2015, TO INCREASE THE APPROPRIATION THEREIN BY \$5,000,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$4,750,000 TO FINANCE PART OF THE ADDITIONAL COSTS THEREOF, AND TO AMEND THE DESCRIPTION SET FORTH THEREIN TO INCLUDE THE ACQUISITION OF ADDITIONAL PARCELS OF REAL PROPERTY IN THE BOROUGH had been introduced in writing by the Finance Committee for consideration of passage on first reading by title.

On motion made by Councilman Fine, seconded by Councilwoman Welkovits, the ordinance entitled as above was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Absent: None.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilman Fine, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-65

WHEREAS, an Ordinance entitled, BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 15-1881 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY ON FEBRUARY 17, 2015, ORIGINALLY ENTITLED "BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AN APPROXIMATE 4.176 ACRE TRACT OF LAND DESIGNATED AS BLOCK 47, LOTS 27 - 75 ON THE OFFICIAL HIGHLAND PARK TAX MAP, BY AND IN THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$1,860,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,767,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF", AS PREVIOUSLY AMENDED BY BOND ORDINANCE NUMBER 15-1894 FINALLY ADOPTED ON OCTOBER 1, 2015 AND BY BOND ORDINANCE NUMBER 15-1897 FINALLY ADOPTED ON DECEMBER 1, 2015, TO INCREASE THE APPROPRIATION THEREIN BY \$5,000,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$4,750,000 TO FINANCE PART OF THE ADDITIONAL COSTS THEREOF, AND TO AMEND THE DESCRIPTION SET FORTH THEREIN TO INCLUDE THE ACQUISITION OF ADDITIONAL PARCELS OF REAL PROPERTY IN THE BOROUGH, has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221, South Fifth Avenue, Highland Park, New Jersey, on Tuesday, February 21, 2017, at 7:00 PM, for the purpose of considering said Ordinance on final passage.

BE IT FURTHER RESOLVED that said Ordinance be published once at least one (1) week prior to the time fixed for further consideration of said Ordinance for final passage in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, together with a notice of the introduction thereof and of the time and place when and where said Ordinance will be further considered for final passage as aforesaid.

BE IT FURTHER RESOLVED that a copy of said Ordinance shall be posted on the bulletin board at Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, forthwith and that the Borough Clerk have available in her office for the members of the general public of Highland Park copies of said Ordinance for those members of the general public who may request the same.

The Clerk reported that an ordinance entitled, AN ORDINANCE BY THE BOROUGH OF HIGHLAND PARK CONCERNING THE DOWNTOWN REDEVELOPMENT PLAN, had been introduced in writing by the Economic Development and Planning Committee for consideration of passage on first reading by title.

On motion made by Councilman Hersh, seconded by Councilwoman Welkovits, the ordinance entitled as above was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Absent: None.

The following resolution, introduced by the Economic Development and Planning Committee, was duly adopted on motion made by Councilman Hersh, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-66

WHEREAS, an Ordinance entitled, AN ORDINANCE BY THE BOROUGH OF HIGHLAND PARK CONCERNING THE DOWNTOWN REDEVELOPMENT PLAN has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, February 21, 2017, at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

BE IT FURTHER RESOLVED that said a Notice of Pending Ordinance and Summary of said Ordinance be published once at least one (1) week prior to the time fixed for further consideration of said Ordinance for final passage in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published daily in this municipality, together with a notice of the introduction thereof and of the time and place when and where said Ordinance will be further considered for final passage as aforesaid.

BE IT FURTHER RESOLVED that a copy of said Ordinance shall be posted on the bulletin board at Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, forthwith and that the Borough Clerk have available in her office for the members of the general public of Highland Park copies of said Ordinance for those members of the general public who may request the same.

The Clerk reported that an ordinance entitled, AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER VII, "TRAFFIC", had been introduced in writing by the Public Safety Committee for consideration of passage on first reading by title.

On motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, the ordinance entitled as above was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Absent: None.

The following resolution, introduced by the Public Safety Committee, was duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-67

WHEREAS, an Ordinance entitled, AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER VII, "TRAFFIC" has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, February 21, 2017, at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

BE IT FURTHER RESOLVED that said a Notice of Pending Ordinance and Summary of said Ordinance be published once at least one (1) week prior to the time fixed for further consideration of said Ordinance for final passage in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published daily in this municipality, together with a notice of the introduction thereof and of the time and place when and where said Ordinance will be further considered for final passage as aforesaid.

BE IT FURTHER RESOLVED that a copy of said Ordinance shall be posted on the bulletin board at Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, forthwith and that the Borough Clerk have available in her office for the members of the general public of Highland Park copies of said Ordinance for those members of the general public who may request the same.

The Clerk reported that an ordinance entitled, AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 16, "CLAIMS APPROVAL", had been introduced in writing by the Finance Committee for consideration of passage on first reading by title.

On motion made by Councilman Fine, seconded by Councilwoman Welkovits, the ordinance entitled as above was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Absent: None.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilman Fine, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-68

WHEREAS, an Ordinance entitled, AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 16, "CLAIMS APPROVAL" has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, February 21, 2017, at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

BE IT FURTHER RESOLVED that said a Notice of Pending Ordinance and Summary of said Ordinance be published once at least one (1) week prior to the time fixed for further consideration of said Ordinance for final passage in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published daily in this municipality, together with a notice of the introduction thereof and of the time and place when and where said Ordinance will be further considered for final passage as aforesaid.

BE IT FURTHER RESOLVED that a copy of said Ordinance shall be posted on the bulletin board at Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, forthwith and that the Borough Clerk have available in her office for the members of the general public of Highland Park copies of said Ordinance for those members of the general public who may request the same.

The Clerk reported that an ordinance entitled, AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 64, "POLICE DEPARTMENT", had been introduced in writing by the Public Safety Committee for consideration of passage on first reading by title.

On motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, the ordinance entitled as above was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.

Opposed: None.

Absent: None.

The following resolution, introduced by the Public Safety Committee, was duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Welkovits, and carried by unanimous affirmative voice vote:

No. 2-17-69

WHEREAS, an Ordinance entitled, AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 64, "POLICE DEPARTMENT" has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, February 21, 2017, at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

BE IT FURTHER RESOLVED that said a Notice of Pending Ordinance and Summary of said Ordinance be published once at least one (1) week prior to the time fixed for further consideration of said Ordinance for final passage in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published daily in this municipality, together with a notice of the introduction thereof and of the time and place when and where said Ordinance will be further considered for final passage as aforesaid.

REGULAR MEETING – FEBRUARY 7, 2017

BE IT FURTHER RESOLVED that a copy of said Ordinance shall be posted on the bulletin board at Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, forthwith and that the Borough Clerk have available in her office for the members of the general public of Highland Park copies of said Ordinance for those members of the general public who may request the same.

The following resolution, introduced by the Finance Committee was duly adopted on motion made by Councilman Fine, seconded by Councilwoman Welkovits, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.
 Opposed: None.
 Absent: None.
 Abstained: None.

No. 2-17-70

WHEREAS, a need has arisen to provide adequate funds for certain budget items pending adoption of the Local Municipal Budget for 2017 and NJSA 40A:4-20 provides for the making of emergency appropriations in such cases; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2017 pursuant to the provisions of NJSA 40A:4-20 (Chapter 96, PL 1951), as amended, including this resolution, total \$5,244,497.63; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Highland Park (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with NJSA 40A:4-20;

1. An emergency temporary appropriation be and the same is hereby made for the budgetary appropriations herein:

		2017
	Account Number	TEMPORARY
		BUDGET
		#2
MAYOR & COUNCIL		
Salaries & Wages	20-110-1	8,259.00
Other Expenses	20-110-2	2,100.00
BOROUGH ADMINISTRATION		
Salaries & Wages	20-100-1	22,832.25
Other Expenses	20100-2	4,575.00
MUNICIPAL CLERK		
Salaries & Wages	20-120-1	36,518.50
Other Expenses	20-120-2	15,000.00
INFORMATION TECHNOLOGY		
Salaries & Wages	20-140-1	16,065.25
Other Expenses	20-140-2	20,000.00
CENTRAL SERVICES		
Other Expenses	20-316-2	18,375.00
MOTOR POOL		
Salaries & Wages	26-315-1	18,070.75
Other Expenses	26-315-2	35,625.00
FINANCIAL ADMINISTRATION		
Salaries & Wages	20-130-1	32,689.50
Other Expenses	20-130-2	30,000.00
AUDIT SERVICES		
Other Expenses	20-135-2	0.00
TAX ASSESSMENT		
Salaries & Wages	20-150-1	11,576.75
Other Expenses	20-150-2	4,090.00
TAX COLLECTION		
Salaries & Wages	20-145-1	27,253.75
Other Expenses	20-145-2	3,875.00
LEGAL SERVICES		
Other Expenses	20-155-2	60,000.00
ENGINEERING & PLANNING		
Other Expenses	20-165-2	6,625.00
BUILDING & GROUNDS		
Salaries & Wages	26-310-1	10,597.50
Other Expenses	26-310-2	9,875.00
ENVIRONMENTAL COMMISSION		
Other Expenses	27-335-2	1,000.00

REGULAR MEETING – FEBRUARY 7, 2017

PLANNING BOARD		
Other Expenses	21-180-2	1,718.75
ZONING BOARD OF ADJUSTMENT		
Other Expenses	21-185-2	4,275.00
HUMAN RIGHTS COMMISSION		
Other Expenses	21-191-2	763.75
CABLE TELEVISION		
Other Expenses	30-411-2	2,125.00
MUNICIPAL COURT		
Salaries & Wages	43-490-1	50,893.50
Other Expenses	43-490-2	2,256.25
PUBLIC DEFENDER		
Salaries & Wages	43-495-1	1,500.00
FIRE DEPARTMENT		
Salaries & Wages	25-265-1	45,000.00
Other Expenses	25-265-2	15,200.00
POLICE DEPARTMENT		
Salaries & Wages	25-240-1	850,008.50
Other Expenses	25-240-2	42,199.50
POLICE DISPATCH/911		
Salaries & Wages	25-250-1	55,515.25
Other Expenses	25-250-2	625.00
PROSECUTOR'S OFFICE		
Salaries & Wages	25-275-1	8,500.00
Other Expenses	25-275-2	
FIRST AID		
Contribution	25-260-2	6,500.00
OFFICE OF EMERGENCY MANAGEMENT		
Other Expenses	25-252-2	1,625.00
BOARD OF HEALTH		
Other Expenses	27-330-2	325.00
COMMUNITY SERVICES - AGING		
Salaries & Wages	28-371-1	58,779.50
Other Expenses	28-371-2	4,900.00
COMMUNITY SERVICES - RECREATION		
Salaries & Wages	28-370-1	4,405.00
Other Expenses	28-370-2	2,250.00
PUBLIC WORKS		
Salaries & Wages	26-290-1	258,872.50
Other Expenses	26-290-2	30,475.00
COMMUNITY & ECONOMIC DEVELOPMENT		
Other Expenses	20-170-2	13,825.00
ARTS COMMISSION		
Other Expenses	28-374-2	187.50
SHADE TREE COMMITTEE		
Other Expenses	28-375-2	625.00
UNIFORM CONSTRUCTION CODE		
Salaries & Wages	22-195-1	86,374.00
Other Expenses	22-195-2	2,037.50
COMMUNICATIONS		
Salaries & Wages	20-105-1	23,395.00
Other Expenses	20-105-2	6,957.50
UNCLASSIFIED		
Gasoline	31-460-2	0.00
Electricity & Gas	31-430-2	100,000.00
Telephone & Telegraph	31-440-2	50,000.00
Street Lighting	31-435-2	75,000.00
Sanitary Landfill	32-465-2	200,000.00

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Accumulated Sick & Vacation	30-415-1	0.00
STATUTORY EXPENDITURES		
Social Security System	36-472-2	78,441.00
Unemployment Compensation Insurance	23-225-2	0.00
INSURANCE		
General Liability/Workers Compensation	23-211-2	353,364.00
Employee Group Health	23-220-2	500,000.00
LIBRARY		
Library S & W	29-390-1	161,443.00
Library OE	29-390-2	212,000.00
GARBAGE COLLECTION		
Apartment Collection	26-305-2	0.00
LOSAP		
Other Expenses	25-265-3	0.00
INTERLOCAL MUNICIPAL SERVICE AGREEMENTS		
County Health Services OE	42-401-2	10,750.00
M.C.I.A. RECYCLING		
Other Expenses	42-402-2	2,250.00
ANIMAL CONTROL SERVICES		
Other Expenses	27-340-2	4,750.00
SUBTOTAL		0.00
GRANTS		
NJ Sustainable Grant		0.00
EPA Cherry Hill		
Municipal Alliance		0.00
County Message Board		0.00
Body Camera		0.00
NJ DDEF		0.00
Recycling MCIA Grant		0.00
Smart Growth		0.00
Clean Communities		0.00
Subtotal		3,725,115.25
CAPITAL IMPROVEMENT FUND		250,000.00
STATUTORY EXPENDITURES (OUTSIDE OF CAP)		
Public Employees' Retirement System	36-471-2	494,553.00
PFRS Other Expenses	36-475-2	730,680.00
DEBT SERVICE		
Bond Principal	45-920-2	1,250,000.00
BAN Principal	45-925-2	0.00
Interest on Bonds	45-930-2	323,294.00
Interest on Notes	45-935-2	44,289.00
Lease Agreement	45-950-2	256,063.00
EDA Loan	45-955-2	0.00
EMERGENCY APPROPRIATION		
SPECIAL EMERGENCY		
RESERVE FOR TAX APPEAL	46-876-2	0.00
RESERVE FOR UNCOLLECTED TAXES	50-899-2	0.00
Grand Total		5,554,472.25

WATER & SEWER

	2017
	TEMPORARY
	BUDGET
	#2
OPERATING	
Salaries & Wages	\$ 80,167.50
Other Expenses	\$ 431,707.50
Middlesex County MUA	\$ 288,750.00
CAPITAL IMPROVEMENTS	
Capital Outlay	

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DEBT SERVICE	
Payment of Bond Principal	\$ 430,000.00
Interest on Bonds	\$ 96,000.00
Interest on Notes	
DEP Waste Water Loan Repayment	
STATUTORY EXPENDITURES	
Public Employees' Retirement System	\$ 15,000.00
Social Security System	\$ 25,000.00
Deferred Charges	
TOTAL	\$ 1,366,625.00

2. Said emergency temporary appropriations will be provided for in the 2017 budget under the various captions listed herein.

3. A certified copy of this Resolution will be filed with the Director of the Division of Local Government Services.

Resolution Nos. 2-17-71 through 2-17-85 were duly adopted on motion made by Councilwoman Welkovits, seconded by Councilman George, and carried by the following roll call vote, to wit:
 Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.
 Opposed: None.
 Absent: None.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:
No. 2-17-71

WHEREAS, after proper notice and advertisement pursuant to the provisions of the New Jersey Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.*, three (3) bids were received for the 2017-2018 Annual Tree Maintenance Contract ("Contract") on January 12, 2017; and

WHEREAS, following the receipt of the above-referenced bids, the Borough Attorney's Office, in consultation with the Department of Public Works, has advised that there were certain material omissions contained in the bidding documents provided to bidders, and more specifically, the omission of certain necessary forms required for submission of bids, which is inconsistent with the purposes of the Local Public Contract Law by placing potential bidders on unequal footing; and

WHEREAS, the Department of Public Works has also recommended that certain substantial revisions and clarifications be made to the technical specifications and other requirements of the Contract for purposes of ensuring that the Borough's needs and expectations are more effectively, efficiently and adequately met during execution of same and to provide more specific technical requirements to the specifications for the work; and

WHEREAS, the Borough is authorized, under *N.J.S.A. 40A:11-13.2* to reject all bids for certain enumerated reasons, including but not limited to under d., when the Borough wants to substantially revise the specifications for the goods and services and e., when the purposes or provisions of the Local Public Contracts Law are being violated; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highland Park, County of Middlesex, State of New Jersey as follows:

1. The three (3) bids received on January 12, 2017 for the 2017-2018 Annual Tree Maintenance Contract ("Contract") are hereby rejected pursuant to *N.J.S.A. 40A:11-13.2d.* and e., for the reasons more fully set forth above in the "Whereas" clauses.

2. Borough staff, including the Administrator, Clerk and members of the Department Public Works, and the Borough Attorney are hereby authorized and directed to take all necessary action to make the necessary revisions to the bidding documents and specifications for the Contract and to readvertise same.

The following resolution, introduced by the Public Works and Public Utilities Committee, was duly adopted as above:

No. 2-17-72

WHEREAS, advertisement was made for receipt of bids on January 12 2017, for an annual contract for repairs and maintenance of the water distribution and sanitary sewer systems in the Borough of Highland Park for the years 2017 and 2018; and

WHEREAS, four bids were received as follows:

J Fletcher Creamer and Son Inc, Hackensack, NJ

2017: \$232,992.75
 2018: \$232,992.75
 Total \$465,985.50

B&W Construction Co, South River, NJ

2017: \$243,535.00
 2018: \$243,535.00
 Total \$487,070.00

Montana Construction Corp., Inc., Lodi, NJ

2017: \$383,007.85
 2018: \$383,007.85
 Total \$766,015.70

Lucas Construction Group, Reb Bank, NJ

2017: \$240,534.35
 2018: \$240,534.35
 Total \$481,068.70

and

WHEREAS, funds for this purpose will be made available in Account No. 7-05-55-500-423 upon adoption of the 2017 Municipal and Water & Sewer Budgets in the amount of \$232,992.75 as reflected by the certification of funds by Chief Financial Officer, Kathleen Kovach, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that:

1. The Mayor and Borough Clerk are authorized and directed to execute and attest a contract on behalf of the Borough with J. Fletcher Creamer and Son, Inc., for maintenance of the water distribution and sanitary sewer systems beginning January 1, 2017, and ending December 31, 2018.
2. Said contract is to be in accordance with the specifications and bid documents and in a form approved by the Borough Attorney.

The following resolution, introduced by the Public Safety Committee, was duly adopted as above:
No. 2-17-73

WHEREAS, Louis DiMaso, Edward Beyder and David Angel have filed with the Clerk of this Borough an application for a License to operate taxicabs under the provisions of the Ordinance providing for such Licenses for the year 2017; and

WHEREAS, the Chief of Police and/or his designee has investigated said applicants and has reported favorably upon said applications;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that said applicants are qualified and that public necessity and convenience would be served by the issuance of said Licenses.

BE IT FURTHER RESOLVED that the Borough Clerk be and is hereby authorized and directed to issue an Operator License to the aforesaid applicants.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 2-17-74

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Clerk be and is hereby authorized and directed to notify the Borough Finance Director that since the adoption of a resolution on January 3, 2017 showing the names of the officers and employees of the Borough of Highland Park whose salaries are on an hourly basis, there have been the following changes, to wit:

DVIR RAVEE, Recreation Assistant, at an hourly rate of \$15.89, effective February 1, 2017.

DANIEL BIANCHINI, Administrative Assistant, at an hourly rate of \$31.04, effective February 15, 2017.

BE IT FURTHER RESOLVED that the Finance Director be and is hereby directed to make the necessary changes in the payroll records of the Finance Department in accordance with the changes established by this resolution.

The following resolution, introduced by the Economic Development and Planning Committee, was duly adopted as above:

No. 2-17-75

WHEREAS, the following business/property owners have submitted a completed application to the Borough of Highland Park for matching grant under the Highland Park Façade Improvement Program and/or the Highland Park Awning Promotion Program, both funded through the Community Block Development Grant and further described on the Purchase Requisition attached to the original of this resolution for the location designated, to wit:

<u>APPLICANT</u>	<u>BUSINESS LOCATIONS</u>
Somewhere in Time	233 Raritan Avenue

and

WHEREAS, the Main Street Design Committee has reviewed the applications and has recommended that the above applications be approved by the Mayor and Council; and

WHEREAS, funds for this purpose will be available in Account No. G-02-15-CD4-210 for a total amount not to exceed \$788.50, as reflected by the Certification of Funds Available by Chief Financial Officer Kathleen Kovach, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the application from the above named business/property owner be approved for funding under the Highland Park Façade Improvement and Awning Promotion Program in the amount set opposite, to wit:

<u>APPLICANT</u>	<u>AMOUNT</u>
Somewhere in Time	\$788.50

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the applicant, Finance Department and the Main Street Executive Director forthwith.

The following resolution, introduced by the Public Works and Public Utilities Committee, was duly adopted as above:

No. 2-17-76

WHEREAS, the Borough of Highland Park desires to submit an application for Municipal Aid funding to the New Jersey Department of Transportation for improvements to various roads in the Borough; and

WHEREAS, the Borough Council has chosen the following streets to be included in a request for funding Roadway improvements under such a grant, namely Meriland Avenue – Raritan Avenue to Woodbridge Avenue (triangle area); South 7th Avenue – Magnolia Street to Woodbridge Avenue (south side); Hilton Street – Woodbridge Avenue to Aurora Street (south side) and North 3rd Avenue – Montgomery Street to Raritan Avenue (north side);

NOW, THEREFORE, BE IT RESOLVED that Borough Council of Borough of Highland Park formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-2017 Roadway Improvements-00593 to the New

Jersey Department of Transportation on behalf of the Borough of Highland Park.

BE IT FURTHER RESOLVED that Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Highland Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

The following resolution, introduced by the Finance Committee, was duly adopted as above:

No. 2-17-77

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Finance Director be and is hereby authorized and directed to remit to the following the amount set opposite, the same being the amount of overpayment of 2016 4TH quarter taxes for the property indicated:

<u>BLOCK</u>	<u>LOT</u>	<u>REMITTEE</u>	<u>AMOUNT TO BE REMITTED</u>
15	5	Sijian Wang & Jie Feng 122 Benner Street Highland Park, NJ 08904	\$14,307.69

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Finance Department and Tax Collector forthwith.

The following resolution, introduced by the Public Works and Public Utilities Committee, was duly adopted as above:

No. 2-17-78

WHEREAS, TTLBL, LLC made a double payment for water and sewer charges; and

WHEREAS, the Tax Collector recommends that this account be refunded \$171.37 for water and sewer charges, plus \$90.00 for tax sale fees, for a total payment of \$261.37;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Tax Collector is hereby authorized to issue a refund in the amount of \$261.37 to TTLBL, LLC, 4747 Executive Drive, Suite 510, San Diego, CA 92121.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Tax Collector and Finance Director forthwith.

The following resolution, introduced by the Finance Committee, was duly adopted as above:

No. 2-17-79

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Tax Collector shall be and is hereby authorized to cancel the Homestead Benefit overpayment for the following due to tax exempt status:

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
46	1	\$115.88

(103 So. 6th Avenue)

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Finance Director and Tax Collector forthwith.

The following resolution, introduced by the Public Safety Committee, was duly adopted as above:

No. 2-17-80

WHEREAS, the Borough of Highland Park has need of the services of an engineer to provide engineering services in connection with the public bidding of their youth center, in accordance with letter proposal from Bruce M. Koch, CME Associates, dated February 1, 2017, attached to the original of this resolution; and

WHEREAS, such services are professional services as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, CME Associates, Parlin, N.J., is a firm of licensed engineers of the State of New Jersey with extensive experience in providing these services; and

WHEREAS, the Mayor and Council desire to provide for the method of compensation of said consulting engineer; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-826-215 in an amount not to exceed \$7,720.00, as reflected by the Certification of Funds Available by Chief Financial Officer Kathleen Kovach, shown below; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor and Borough Clerk are authorized and directed to execute and attest on behalf of the Borough an Agreement for professional services with Bruce M. Koch, CME Associates, 3141 Bordentown Avenue, Parlin, NJ 08859, a copy of which is attached to the original of this original, and that notice of this contract be published as required by law and that a copy of executed Agreement be placed on file in the office of the Borough Clerk.

The following resolution, introduced by the Economic Development and Planning Committee, was duly adopted as above:

No. 2-17-81

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the following schedule of proposed use of CDBG funds allocated to the Borough of Highland Park for the funding period 2017-2018 be and the same is hereby approved and a certified copy hereof be submitted to the Middlesex County Housing and Community Development Committee for their approval. If there is a reduction in the CDBG allocation, the reduction should be divided evenly to each project.

Main Street Highland Park – Façade Improvement Program	\$ 5,000.00
Dept. of Recreation & Arts: Senior Transportation	\$ 6,636.00
Dept. of Recreation & Arts: Senior Outreach Program	\$ 9,765.00
Dept. of Recreation & Arts: Senior Medical Transportation	\$ 6,636.00
Dept. of Recreation & Arts: Summer Camp Program	\$ 9,765.00
Dept. of Recreation & Arts: Teen Youth Programming/Outreach	\$ 7,765.00
HP Gives a Hoot – Summer Camp Scholarships	\$ 4,000.00

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Teen Center	\$ 7,000.00
Food Pantry	\$ 2,000.00
TOTAL	\$58,567.00

The following resolution, introduced by the Public Safety Committee, was duly adopted as above:
No. 2-17-82

WHEREAS, JSJ4, LLC has filed with the Clerk of this Borough an application for an Owners License to operate taxicabs in this Borough under the provisions of the Ordinance providing for such licenses for the year 2017; and

WHEREAS, the Chief of Police and/or his designee has investigated said applicant and has reported favorably upon said application;

NOW, THEREFORE, BE IT RESOLVED that this Council hereby determined that said applicant is qualified and that public necessity and convenience would be served by the issuance of such License.

BE IT FURTHER RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue an Owner License to the aforesaid applicant.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:
No. 2-17-83

WHEREAS, the existing charter schools located in Middlesex and Somerset counties are already lacking in demand in their own designated communities and the expansion of these schools will only exacerbate this issue; and

WHEREAS, in direct contradiction to the letter and spirit of the Charter School Program Act of 1995, many charter schools are seeking to expand in order to enroll additional students from districts outside of the charter schools' approved districts or regions of residence due to a lack of interest from students who live in the very communities for which the charters were created to serve; and

WHEREAS, the Highland Park Board of Education passed a resolution (see attached) calling for a moratorium on new charter school seats in Middlesex and Somerset Counties;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Governing Body supports said moratorium;

BE IT FURTHER RESOLVED that a copy of said resolution be sent to the Acting Commissioner of Education, the Acting Director of the Office of Charter Schools, State Senator Patrick Diegnan, Assemblywoman Nancy Pinkin and Assemblyman Robert Karabinchak, state Senator Teresa Ruiz and the Senate Education Committee, Assemblywoman Marlene Caride and the Assembly Education Committee, State Senate President Stephen Sweeney and Assembly Speaker Vince Prieto.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:
No. 2-17-84

WHEREAS, the Mayor and Council wish to obtain real property appraisals of Block 22, Lots 2, 3, 4, 6, 7, 8, 9, 34, and 36, Borough of Highland Park Tax Map; and

WHEREAS, the Borough of Highland Park has received a proposal from an appraiser to undertake and complete said appraisal; and

WHEREAS, the provisions of the New Jersey Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* requires that a resolution authorizing the award of a contract for "professional services" without competitive bidding and the contract itself must be available for public inspection.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highland Park, County of Middlesex, State of New Jersey as follows:

1. The Mayor and Clerk of the Borough of Highland Park are authorized and directed to enter into an agreement with Value Research Group, LLC, 301 South Livingston Avenue, Suite 104, Livingston, New Jersey, 07039 in order to prepare a fee-simple market value appraisal of real property designated as Block 22, Lots 2, 3, 4, 6, 7, 8, 9, 34, and 36, Borough of Highland Park Tax Map for a sum not to exceed \$20,500.00. The contract hereby awarded is on file in the office of the Borough Clerk and may be inspected during regular office hours.
2. This contract is being awarded without competitive bidding as a "professional service" contract in accordance with the provisions of *N.J.S.A. 40A:11-5(1)(a)* of the New Jersey Local Public Contracts Law, for services to be performed by a person authorized by law to practice a recognized profession that is by law regulated.
3. Notice of this action shall be published in a newspaper of general circulation within the Borough of Highland Park within ten days of its passage.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 2-17-85

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that all claims presented prior to this meeting as shown on a detailed list prepared by the Borough Treasurer, and which have been submitted and approved in accordance with Highland Park Ordinance No. 1004, shall be and the same are hereby approved; and

BE IT FURTHER RESOLVED that the Borough Clerk shall include in the minutes of this meeting a statement as to all such claims approved as shown in a Bills List Journal in accordance with said Ordinance.

The bills approved for payment at this meeting, Bills List 2/7/17 can be found in the Bills List Journal Book No. 36.

Mayor Brill Mittler appointed Perri Neri to serve as a Regular Member of the Arts Commission for a term to expire August 1, 2019.

The above appointment was confirmed on motion made by Councilman George, seconded by Councilwoman Welkovits, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hersh, Walsh, Welkovits.
Opposed: None.
Absent: None.

REGULAR MEETING – FEBRUARY 7, 2017

Mayor Brill Mittler opened the meeting for public discussion and called upon all those wishing to speak to identify themselves.

Ruth Bickhardt, 307 Magnolia Street, commented about residents using salt to melt ice/snow. Residents should use sand. She can't take her 4 legged friends out for walks during snow events. She also commented about the condition of the crosswalk at South 3rd Avenue and Magnolia Street. Mayor Brill Mittler asked Councilwoman Welkovits to have the Code Enforcement Department check it out. Ms. Bickhardt further commented that she is concerned about safety and security with Rite Aid being open 24 hours and cars coming out the entrance instead of the exit. Mayor Brill Mittler will have the Chief check on enforcement. Chief Rizco will have to check whether the Police Department has Title 39 jurisdiction over that lot. Ms. Bickhardt also commented about the traffic buttons on Raritan Avenue. During the Sabbath and Jewish holidays, they change automatically and the walk sign comes up. If you don't push the button, the walk sign doesn't come on. She was pushed out of the way recently or she wouldn't be here right now. Lastly, she asked about the Park Partners Program. Mayor Brill Mittler explained the program and that it was started 3 years ago.

No one else appearing to be heard, the Mayor closed public discussion.

There being no further business, on motion made by Councilwoman Welkovits, seconded by Councilman George, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned at 8:13 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk