

BOROUGH OF HIGHLAND PARK
REGULAR MAYOR & COUNCIL MEETING
NOVEMBER 1, 2016, 2016 - 7:00 PM

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday November 1, 2016 and was called to order by Mayor Brill Mittler at 7:13 PM. Mayor Brill Mittler read the Open Public Meetings Statement.

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

Absent: Councilwoman Foster-Dublin.

The following resolution, introduced by the Council as a Whole, was duly adopted on motion made by Councilman George, seconded by Councilman Fine, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: Councilwoman Foster-Dublin.

11-16-290

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that due to the passing of Councilman Jon Erickson, Matthew Hersh is hereby appointed to temporarily fill the vacancy on the Borough Council, effective immediately; said term expiring January 1, 2017.

Mayor Brill Mittler administered the Oath of Office to new Councilperson Matthew Hersh.

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

Ayes: Councilpersons Fine, George, Walsh, Welkovits.

Opposed: None.

Abstain: Councilman Hersh.

Absent: Councilwoman Foster-Dublin.

11-16-291

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Standing Committees of said Council for the year 2016 shall be and are hereby established as follows:

RECREATION AND ARTS Councilpersons WALSH, George, Foster-Dublin.

ECONOMIC DEVELOPMENT & PLANNING Councilpersons GEORGE, Hersh, Welkovits.

FINANCE Councilpersons HERSH, Fine, George.

HEALTH & HUMAN SERVICES Councilpersons FINE, Walsh, Hersh.

PUBLIC SAFETY Councilpersons FOSTER-DUBLIN, Welkovits, Fine.

PUBLIC WORKS & PUBLIC UTILITIES Councilpersons WELKOVITS, Foster-Dublin, Walsh.

BE IT FURTHER RESOLVED that the first Councilpersons listed above for each Committee shall serve as Chair of that Committee.

On motion made by Councilwoman Welkovits, seconded by Councilman George, the minutes of the Regular and Conference Meetings held on April 19, 2016 and May 3, 2016 were approved as distributed by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Walsh, Welkovits.

Opposed: None.

Absent: Councilwoman Foster-Dublin.

Abstain: Councilman Walsh.

Mayor Brill Mittler read a proclamation proclaiming November Pancreatic Cancer Awareness Month and presented it to Franco Juricic. Councilman Fine joined the Mayor in presenting Mr. Juricic with the proclamation. Mr. Juricic gladly accepted the proclamation and noted that he is an 8-year survivor. The 5-year survival rate for pancreatic cancer is 8%. November is Pancreatic Awareness Month. Pancreatic Cancer has moved from the 4th place to 3rd place on the list of deadliest cancers and by 2020 it is expected to move to 2nd place. 53,000 people will be diagnosed with pancreatic cancer and 42,000 will die. The symptoms for pancreatic cancer are vague and it can be misdiagnosed. 15% of cases require surgery, and chemo and radiation is used to shrink the tumors. A lot of research and money is being put towards finding a cure. He will be participating in a walk/run on November 13th.

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

Councilman Walsh reported that the Veteran's Day Parade will be held on November 11th beginning at 11:00 AM at the Doughboy Statue. There will be a short ceremony and then the parade will proceed down Raritan Avenue towards New Brunswick. The Improv workshop is set to happen at the Senior Center on Tuesday evenings from 4:00 PM – 5:00 PM starting November 22nd. He thanked everyone who came out to tell their stories at "How I Got to Highland Park" and he thanked the Library for hosting the event with the Arts Commission. Not only did they hear great stories and learn a bit about their neighbors, they had some longtime residents come and share so much about the history of Highland Park. He thanked the Police Chief for taking the time to talk with him about the Police Department. It gave him an opportunity to learn about the great work he is doing to create a police force that is serving the residents of our community. He was particularly impressed with his commitment to culture sensitivity in the police department, shown through numerous trainings the police department holds on the topic. He recognized the fact that he is here tonight, despite the fact there is no requirement for him to be here. He said he comes to the meetings to be accessible to members of the public who might have questions that arise during the course of our meetings about public safety and policing. He thanked Chief Rizco and all the public servants who do so much for our community. Tonight, we voted to fill the vacancy of Jon

Erickson. They have big shoes to fill, as Jon was someone who was always thoughtful and put the concerns of the public first on his agenda. Before joining the Council, he had the pleasure of working with Jon on efforts to make Highland Park the second community in the country to stop using triclosan soaps, which eventually lead to Middlesex County taking a similar action, and recently the FDA outlawed the use of triclosan in hand soaps. He and Jon also worked closely on the effort to enact paid family medical leave, which was signed by Governor Corzine, and recently on efforts to enact a policy of earned sick leave for all workers. He wished Matthew Hersh luck in this important role he will fill for Highland Park and know you fill the term of a great person.

Councilman George congratulated Matthew Hersh on his appointment and noted that he has a tough chair to fill. Jon Erickson had a lot of wisdom. The redevelopment program took a stop forward with the Planning Board taking action by approving the area in need of rehabilitation. This is one of the most significant steps in the last ten years.

Councilman Hersh commented that he appreciates the opportunity to serve. It is unfathomable that anyone can replace Jon Erickson. He has worked with Jon on a number of matters over the years. He recalled his interaction with Jon recently with the creation of the Park Partners program. He viewed municipal government as a lab and he was an educator. Jon was the finest public servant he has ever met and he must carry his legacy forward.

Councilman Fine reported that Councilman Hersh has worked with him on the Municipal ID program that will be introduced as an ordinance tonight. The Mayor and Council recognized that many residents do not have forms of ID for opening bank accounts, etc. The availability of Borough ID cards will be positive and productive for the residents.

Councilwoman Welkovits reported that the Shade Tree Advisory Committee would be doing a fall planting of trees throughout the municipality. They will also be moving ahead with a spring planting program. If residents are interested in having a borough tree planted on the verge in front of their property they should fill out a shade tree request form, available online or at borough hall in the Clerk's Office. Requestors can specify what type of species they would like planted and that list is on the borough website. The list was compiled by the Shade Tree Advisory Committee and includes some native trees and those that are suitable to plant that would survive. Raritan Avenue had several trees planted years ago and some of them have failed and they are planning in the spring to do a replanting in 20 different locations. She thanked John Webster of Main Street Highland Park for helping to identify the species. The automated garbage collection program is working extremely well and they have been rolling it out very slowly and methodically and are now going to start to expand the program to the South Side. Homeowners will be notified directly. If your home is on the new route, you will receive a letter and a new trash bin. They need to monitor and be careful of the weight of trash collected by each truck and they may need to modify some routes. PSE&G is continuing their work throughout town with road closures happening. She thanked the Police Department for beginning to now post on social media and on the website the daily updates of road closures. They will be voting on an ordinance tonight to limit the locations where clothing collection bins can be placed. The problem is that they can be a safety hazard because textiles are collected and a number of the locations are near gas stations. Lastly, she noted that when she was first considering coming on the Borough Council more than five years ago, the first person she talked to about it was Councilman Jon Erickson. He and his wife Anne welcomed her into their home and they mentored her and were kind and generous with their time. She welcomed Matt Hersh who already does so much for Highland Park. He will be a great addition to the Borough Council.

Borough Administrator Kovach – no report.

Borough Attorney Schmierer – no report.

Mayor Brill Mittler reported that on Halloween between 3:00 PM and 7:00 PM there was a parade along Raritan Avenue. She thanked Main Street Highland Park and the Board of Education for organizing. She heard that people got more trick or treaters coming out this year than last year. With the weather changing, the Wednesday walks with the Mayor will be moving indoors. Residents are invited to join her for yoga at Kinetics on Wednesday mornings. Watch for Facebook update for when it will commence. The Human Relations Commission is sponsoring a fundraiser to send relief to Haiti. Residents are encouraged to support this fundraiser as the devastation there is unbelievable. It will be held on November 13th in the Bartle School Auditorium at 1:00 PM. It will be a chance to celebrate cultures and raise money. The Park Partners Program is open for submissions and residents are encouraged to submit ideas that would benefit all of Highland Park. Submissions are due by December 15th and applications are available on the Borough website and at the Clerk's Office in Borough Hall. Participants will have an opportunity to present their ideas in February and the top 5 selected will get \$2,000 to make their idea happen.

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

Herb Gross, Adelaide Gardens, commented that on November 7th the Veterans of Foreign Wars will be hosting a bingo night, open to all, at the Roosevelt Center in Edison. The Veterans Day Parade will be on November 11th and begin at the Doughboy Statue. He supports and thanked all veterans.

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

The Clerk reported advertising an ordinance entitled, AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER VII, "TRAFFIC", 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. 16-1918, was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Walsh, Welkovits.

Opposed: None.

Abstain: Councilperson Hersh.

Absent: Councilperson Foster-Dublin.

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

No. 11-16-292

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 VII, "TRAFFIC", 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 THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 407, "WRECKERS", 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.

Ruth Bickhardt, 307 Magnolia Street, asked for clarification on this ordinance. Mayor Brill Mittler explained that the ordinance refers to the amount towing companies may charge to tow vehicles.

No one further 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 Fine, the ordinance entitled as above, being Ordinance No. 16-1917, was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Walsh, Welkovits.

Opposed: None.

Abstain: Councilperson Hersh.

Absent: Councilperson Foster-Dublin.

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

No. 11-16-293

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHLAND PARK, CHAPTER 407, "WRECKERS", 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 VII, "TRAFFIC", 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. 16-1916, was duly adopted on first reading by title by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Walsh, Welkovits.

Opposed: None.

Abstain: Councilperson Hersh.

Absent: Councilperson Foster-Dublin.

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

No. 11-16-294

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 VII, "TRAFFIC", 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, AN ORDINANCE BY THE BOROUGH OF HIGHLAND PARK REGULATING CLOTHING BINS AND AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010", had been introduced in writing by the Public Works and Public Utilities Committee for consideration of passage on first reading by title.

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

Ayes: Councilpersons Fine, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: Councilperson Foster-Dublin.

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

No. 11-26-295

WHEREAS, an Ordinance entitled, AN ORDINANCE BY THE BOROUGH OF HIGHLAND PARK REGULATING CLOTHING BINS AND AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010", 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 Council Chambers, Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on December 6, 2016 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 AMENDING PART II OF THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010", BY CREATING A BOROUGH OF HIGHLAND PARK "IDENTIFICATION CARD PROGRAM", had been introduced in writing by the Council as a Whole for consideration of passage on first reading by title.

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

Ayes: Councilpersons Fine, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: Councilperson Foster-Dublin.

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

No. 11-16-296

WHEREAS, an Ordinance entitled, AN ORDINANCE AMENDING PART II OF THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010", BY CREATING A BOROUGH OF HIGHLAND PARK "IDENTIFICATION CARD PROGRAM", 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 Council Chambers, Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on December 6, 2016 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.

Mayor Brill Mittler congratulated Councilman Fine and Councilman Hersh for their efforts in making this municipal ID program happen seven years later.

Resolution Nos. 11-16-297 through 11-16-309 were duly adopted on motion made by Councilwoman Welkovits, seconded by Councilwoman Welkovits, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: Councilperson Foster-Dublin.

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

No. 11-16-297

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 11/1/16 can be found in the Bills List Journal Book No. 35.

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

No. 11-16-298

WHEREAS, the following have posted Road Opening Performance Bonds in the amounts indicated for various projects as indicated below:

<u>ACCOUNT NO.</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>PROJECT DESCRIPTION</u>
T-12-56-832-078	Habitat for Humanity 244 South 10 th Avenue Highland Park, NJ 08904	\$500.00	244 South 10 th Avenue
T-12-56-832-080	Kalton 41 North 8 th Avenue Highland Park, NJ 08904	\$500.00	41 North 8 th Avenue

WHEREAS, the Construction Official of the Department of Code Enforcement has determined that Road Opening Performance Bonds can be released;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Finance Director shall be and is hereby authorized and directed to remit to the above the amounts indicated, the same being the amount of refund due for return of performance bond for the Road Opening Permits referenced.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Construction Official and the Finance Director forthwith.

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

No. 11-16-299

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 2nd quarter taxes for the property indicated:

<u>BLOCK</u>	<u>LOT</u>	<u>REMITTEE</u>	<u>AMOUNT TO BE REMITTED</u>
Block 1, (aka 30 So. Adelaide Ave #6D)	Qual C-6D	Rachel Barlev-Lerner, Esq 85 Raritan Ave-Ste 125 Highland Park, NJ 08904	\$2050.55
Block 23 (a.k.a. 116 So. 3rd Ave)	Lot 25	Ravenswood Title 319 W Ontario St-Ste 200 Chicago, IL 60654	\$2753.83
Block 28 (a.k.a. 232 Graham St.)	Lot 9	Rachel Barlev-Lerner, Esq 85 Raritan Ave-Ste 125 Highland Park, NJ 08904	\$3595.12
Block 86 (a.k.a. 257 So. Adelaide Ave.)	Lot 6	1st Title of Central Jersey 303 West Main St PO Box 6342 Freehold, NJ 07728	\$2710.12
Block 121 (a.k.a. 214 Franklin St.)	Lot 14	Title Source 662 Woodward Ave. Detroit, MI 48226	\$1905.11
Block 137 (a.k.a. 34 No. 8th Ave.)	Lot 12	Title Services of New Jersey Inc. G-10 Brier Hill Ct. East Brunswick, NJ 08816	\$3892.15
Block 143 (a.k.a. 14 No. 5th Ave.)	Lot 43	Title Source, Inc @ 662 Woodward Ave. Detroit, MI 48226	\$2246.39
Block 178 (a.k.a. 62 Grant Ave.)	Lot 11	Simplicity Title Agency, LLC 70 Grove St Somerville, NJ 08876	\$2841.27

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 Public Works and Public Utilities Committee, was duly adopted as above:

No. 11-16-300

WHEREAS, pursuant to Resolution No. 3-16-108, adopted by the Borough Council on May 15, 2016, a contract was awarded to JADS Construction Company, Inc. of South River, NJ, for the Improvements to Valentine Street – Phase 2 Project; and

WHEREAS, it appears from Pay Estimate No. 3 and Close-out Change Order, filed by the CME Associates, that certain work under said contract has been completed and approved, resulting in an overall decrease in the original contract in the amount of \$17,179.56, and there is due to JADS Construction Company, Inc. the sum of \$47,966.55 in accordance with said Pay Estimate for work performed from July 31, 2016 to October 4, 2016; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-822-210 in the amount of \$47,966.55, 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 Chief Financial Officer be and is hereby authorized and directed to pay JADS Construction Company, Inc. the sum of \$47,966.55, as certified by the Engineer in Pay Estimate No. 3, subject to the Clerk's receipt of the Certified Payroll and Project Manning Reports and posting of a one-year maintenance bond in the amount of \$51,093.76; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Chief Financial Officer Kathleen Kovach and the CME Associates forthwith.

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

No. 11-16-301

WHEREAS, Middlesex County, through the Division of Solid Waste Management, will provide partial funding for a three-year period to participating municipalities for each appliance from which chlorofluorocarbons (CFC's) are properly removed under the CFC Recovery Reimbursement Program; and

WHEREAS, the Borough of Highland Park wishes to participate in said Program, which would address environmental issues such as the depletion of the ozone layer;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor and Borough Clerk are hereby authorized and directed to execute and attest the three-year interlocal service agreement covering the CFC Recovery Reimbursement Program, a copy of which is attached to the original of this resolution, with Middlesex County, said Agreement commencing January 1, 2016.

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

No. 11-16-302

WHEREAS, the Borough of Highland Park had undertaken the 2013 Voluntary Curb/Sidewalk Improvement Program (the "Program") consisting of reconstruction of certain curbs and sidewalks and related work; and

WHEREAS, Nigel Barker & Arnaldo Pulido, 307 South 4th Avenue, were initially participants in the above mentioned program; and

WHEREAS, during installation of sidewalks at their property, damage was done to the curbing immediately adjacent to their property; and

WHEREAS, this work was to be included in punch list items to be handled by the contractor; and

WHEREAS, the Highland Park Tax Office issued a bill in 2015 for the first installment payment and another bill in 2016 for the second installment payment, which was not paid because repair work was not completed;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland that Nigel Barker and Arnaldo Pulido be officially reinstated to the 2013 Voluntary Curb/Sidewalk Improvement Program, which allows repayment of assessment over a 5-year period;

BE IT FURTHER RESOLVED that Nigel Barker and Arnaldo Pulido agree to make their 1st and 2nd installment payments on or before December 31, 2016.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forward to the Chief Financial Officer and Tax Collector forthwith.

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

No. 11-16-303

WHEREAS, on September 6, 2016 charges of misconduct were brought against volunteer firefighter Marc Robinson seeking his suspension from the Fire Department; and

WHEREAS, the Fire Department provided Marc Robinson with notice of the charges and an opportunity to be heard; and

WHEREAS, Marc Robinson did appear before the Advisory Board of the Fire Department and was heard on his charges; and

WHEREAS, the Advisory Board recommended Marc Robinson's suspension for a period of six months, to which Robinson did acknowledge and accept as punishment for his misconduct; and

WHEREAS, the Fire Chief has notified the Borough of the misconduct of Marc Robinson and the suspension of Marc Robinson, to which he has agreed; and

WHEREAS, the Borough Council has undertaken its own review of Marc Robinson's misconduct and the agreed upon suspension;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Highland Park that, effective October 1, 2016 Marc Robinson is hereby suspended from the Highland Park Fire Department for a period of six (6) months to April 1, 2017, during which time he shall not access Fire Department property, operate Fire Department equipment, appear at Fire Department emergency calls, or hold himself out as a Highland Park firefighter. Upon his return he is subject to 12 months' probation, with loss of rank, and has no ability to run for further office upon further review of conduct; and

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Highland Park, that should Marc Robinson be involved in another incident of the nature that has resulted in this suspension, or engage in similar misconduct, he shall be immediately expelled from the Highland Park Fire Department;

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Highland Park, that we do hereby direct the Borough Administrator to advise the Fire Chief and Marc Robinson of this Resolution and provide them with a certified copy of this Resolution. This Resolution shall be effective immediately.

The following resolution, introduced by Finance Committee, was duly adopted as above:
No. 11-16-304

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that transfers of 2016 budget appropriation balances shall be made as follows:

Highland Park			
Budget Transfers			
#1			
Account No.	Description	To	From
6-01-20-120-101	Borough Clerk SW	\$ 9,999.44	
6-01-20-130-101	Financial Admin SW	\$ 8,838.97	
6-01-20-150-101	Assessor SW	\$ 12,186.05	
6-01-25-250-101	Police Dispatch SW	\$ 30,252.04	
6-01-25-265-101	Fire SW	\$ 4,030.18	
6-01-26-290-101	Public Works SW	\$ 19,323.01	
6-01-26-310-101	Building & Grounds SW	\$ 11,155.26	
6-01-26-290-2	Public Works OE (tree)	\$ 7,500.00	
6-01-20-145-101	Collection of Taxes		\$ 10,000.00
6-01-22-195-101	Uniform Construction		\$ 35,000.00
6-01-25-240-101	Police SW		\$ 50,000.00
6-01-43-490-101	Court SW		\$ 784.95
6-01-20-100-233	Administration OE		\$ 3,750.00
6-01-20-130-217	Finance Admin OE		\$ 3,750.00
	Total	\$103,284.95	\$103,284.95

The following resolution, introduced by Finance Committee, was duly adopted as above:
No. 11-16-305

WHEREAS, the Borough Council has determined that it is in the best interest of the Borough and its residents to publicly bid for the services of its Professionals, including but not limited to, the Borough Attorney, Bond Attorney, Labor Attorney, Auditor, Engineer, Planner, Planning Board Attorney, Board of Adjustment Attorney, Redevelopment Agency Attorney, Planning Board Engineer, Board of Adjustment Engineer, Tax Appeal Attorney, Prosecutor, and Public Defender to perform services for the Borough; NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough is hereby authorized to publicly bid for the services of its Professionals to perform professional services for the Borough by a Request for Qualifications.

The following resolution, introduced by Finance Committee, was duly adopted as above:
No. 11-16-306

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 5, 2016 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:

ANGEL HOLQUIN, Part-time Seasonal Recreation, at an hourly rate of \$8.38, effective October 19, 2016.

AMEILA WILKERSON, Part-time Seasonal Recreation, at an hourly rate of \$8.38, effective October 19, 2016.

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 Public Works and Public Utilities Committee, was duly adopted as above:

No. 11-16-307

WHEREAS, Highland Park supports policies that encourage sustainable municipal operations, promote healthy communities, waste reduction, biodiversity and water quality protection and conservation; and

WHEREAS, Sustainable Jersey Green Grounds and Maintenance Policy is such a policy.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park, New Jersey that we do hereby adopt the following principals from the Sustainable Jersey Green Ground and Maintenance Policy which includes efficient landscape design, minimized water consumption, recycled materials and composting, and integrated pest management that encourages sustainability.

- Compost landscape wastes (e.g. leaves, pruning, etc) or use the waste as mulch
- Use native species instead of exotic plants whenever possible. Native species require less maintenance and provide valuable habitat for local wildlife.

- Minimize lawn areas to reduce required maintenance, and replace lawn areas with higher value landscaping.
- Design landscaping with stormwater management in mind. Consider property contours and create plantings that will slow water flows and filter runoff to improve groundwater recharge and prevent erosion.
- Significantly reduce or eliminate the use of conventional pesticides through an Integrated Pest Management program.
- Avoid excessive fertilizer use.
- Improve operations with efficient watering schedules, improved irrigation equipment, and rainwater capture. Water the landscape only when needed instead of setting schedules that are not sensitive to weather and species-specific needs. Minimize evaporation, and utilize efficient irrigation techniques, such as drip irrigation systems. Be sure to search for and fix leaks promptly.

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

No. 11-16-308

WHEREAS, the Borough of Highland Park desires to apply for and obtain the 2016 Every Body Walk! Micro Grant from America Walks;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor is hereby authorized and directed to execute the application for the 2016 Every Body Walk! Micro Grant.

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

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

No. 11-16-309

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environment, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Highland Park strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, Highland Park is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Highland has determined that Highland Park should apply for the aforementioned Grant.

BE IT FURTHER RESOLVED that the Governing Body of the Borough of Highland Park, State of New Jersey, authorizes the submission of the aforementioned Sustainable Jersey Grant.

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

Ayes: Councilpersons Fine, George, Hersh, Walsh, Welkovits.

Opposed: None.

Abstain: None.

Absent: Councilperson Foster-Dublin.

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

No. 11-16-310

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any such item of revenue in the budget of the county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Highland Park, that it hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2016 in the sum of \$58,567.00, which item is now available as revenue from State and Federal programs pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$58,567.00 be and the same is hereby appropriated under the caption of:

Community Development Block Grant \$58,567.00

BE IT FURTHER RESOLVED that the above is the result of a grant for Fiscal Year 2016; and

BE IT FURTHER RESOLVED that two (2) certified copies of the certification of adoption of this resolution shall be forwarded to the Director of the Division of Local Government Services for approval.

Mayor Brill Mittler appointed Eli Goldstein and Matt Schragar as Student Member of Sustainable Highland Park for terms to expire December 31, 2016.

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

Ayes: Councilpersons, Fine, George, Hersh, Walsh, Welkovits

Opposed: None

Abstain: None

Absent: Councilman Fine

Councilwoman Welkovits welcomed these two enthusiastic students to the group.

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 the municipal ID program and that she had spoken to the Mayor recently when she lost her ID. She thinks it is a wonderful program. Mayor Brill Mittler commented that she hopes all residents come to get these ID cards. They will be issued by appointment only.

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 8:00 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk