

REGULAR MEETING - SEPTEMBER 1, 2015

A regular meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, September 1, 2015 and was called to order by Mayor Gayle Brill Mittler at 7:04 p.m. Mayor Brill Mittler read the Open Public Meetings Statement.

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

Absent: Councilpersons Erickson and Foster-Dublin.

Main Street Minute – Rebecca Hersh presented the Main Street Minute by noting that the Arts in the Park event would take place on September 20th from 11:30 AM until 4:30 PM. They have more vendors signed up for the event this year than ever before. They have forwarded a copy of their audit report from last year to the Borough. The Farmer's Market will run through December. The town wide garage sale will take place on October 10th and 11th and they will host another Halloween on the Avenue event. A new business featuring "hamburgers" will have a soft opening at the old Shawarma site on September 20th. Kinetics hosted their grand opening party at their new site last week, which expanded and doubled their size. Main Street is planning things to engage community participation and they will partner with Pino's to do more block parties. The Street Fair next year will be held on the first Sunday in May (5/1/16).

Mayor Brill Mittler read a proclamation in recognition of Fibrodysplasia Ossificans Progressive.

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

Councilman George reported that the Redevelopment Agency will be meeting on Thursday at 7:30 PM to discuss a new proposal. The public is invited and encouraged to attend.

Councilman Fine reported that the Human Relations Commission is working on two items. At the last meeting in August, they voted to establish a task force for a National 9/11 remembrance to be chaired by Greg Trevor. On October 14th they will host a forum at the Senior/Youth Recreation Center where residents can ask questions of the Highland Park Police Department. They hope that this will enhance communications between the residents and the Police Department.

Councilman Potts reported that the summer camp program had an 18% increase in the number of participants. Fall sports registration is ongoing. They are in need of youth soccer coaches and training is provided. Anyone interested in coaching should contact the Recreation Program Coordinator. The Arts in the Park event will take place on September 20th from 11:30 AM until 4:30 PM.

Council President Welkovits reported that Phase I of the Valentine Street improvements is complete. The Borough had a great working experience with JADS Construction. Phase II is forthcoming and will complete Valentine Street up to South 5th Avenue. She thanked the Department of Public Works for repainting the crosswalks by the schools. She noted that the Borough Offices would be closed on Monday, September 7th for Labor Day and that there is a different scheduled for garbage collection. The town wide garage sale will be held on October 10th and 11th. She congratulated the Middle School and High School that were each awarded \$2,000 for water filling stations. She thanked Sara Lebau and Hailey Conrad for their efforts.

Borough Administrator reported that summer hours for borough hall and the senior center end after this week and we return to regular schedule on September 8th with hours being Monday through Friday, 8:00 AM to 4:00 PM.

Borough Attorney - No report.

Mayor Gayle Brill Mittler reported that the Borough received official approval from the New Jersey Department of Transportation to paint the mural on the wall near the Albany Street Bridge. This is a joint effort with the Main Street Highland Park Design Team and the Architect from the developer of the former Y site. The painter has been contacted and they will begin once everything has been finalized. Lastly, she wished the Borough Clerk a Happy Birthday.

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

Greg Trevor, 66 Grant Avenue, thanked the Mayor and Council for considering the idea he and his wife came up with. He is a survivor of 9/11. He is troubled about the declining public events commemorating that day. He wrote a column about this last year. He has a proposal to make 9/11 an annual day of discussion. The Human Relations Commission has endorsed an initiative and formed a task force to begin with the 15th anniversary. Create effort through Human Relations Commission to encourage community to come up with ideas.

Herb Gross, Adelaide Gardens, asked about the situation on South 1st Avenue. He has seen no progress. Mayor Brill Mittler noted that the Code Enforcement Director tried to contact him. A citation was issued to a property owner who has been to Code Enforcement Office to obtain permits to fix sidewalks. Mr. Gross asked when they would be fixed. Mayor Brill Mittler asked that he contact the Code Enforcement Department for more details.

The Clerk reported advertising and notification of Main Street Highland Park 2015 Budget for consideration of passage on final reading by title.

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

Mayor Brill Mittler declared the public hearing on the Budget 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, the Mayor closed the public hearing.

The following resolution, introduced by the Economic Development and Planning Committee, was duly adopted on motion made by Councilman George, seconded by Councilman Potts, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Potts, Welkovits.

Opposed: None.

Abstained: None.

Absent: Councilman Erickson and Councilwoman Foster-Dublin.

No. 9-15-246

WHEREAS, pursuant to Resolution No. 7-15-201 adopted by the Borough Council of the Borough of Highland Park on July 7, 2015, that approved the Main Street Highland Park Budget for the year 2015; and

WHEREAS, said Budget was advertised in the Home News Tribune issue of July 11, 2015 together with a notice of the public hearing on the Budget scheduled for September 1, 2015 at 7:00 PM in Borough Hall, 221 South 5th Avenue, Highland Park, NJ; and

WHEREAS, said Budget and Notice of Hearing had been posted in the Borough Hall where public notices are customarily posted and was made available to each person requesting the same prior to and during the public hearing; and

WHEREAS, notice had been served on all property owners within the Special Improvement District as certified by the Tax Assessor and as shown by the affidavit of the Borough Clerk attached hereto and a public hearing on the Budget was held on September 1, 2015;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the 2015 Main Street Highland Park Budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of

Income	
Government Grants	\$ 25,000.00
Special Assessment (BID)	\$157,000.00
Sponsorships	\$ 57,360.00
Total Income	\$239,360.00
Expense	
Administration and General	\$152,563.65
Program Expense	\$ 86,796.35
Total Expense	\$239,360.00
Budget Surplus/Carryover	\$0.00

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to Main Street Highland Park, the Tax Assessor, the Tax Collector and the Finance Director forthwith.

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 to the public, as required by law.

On motion made by Councilwoman Welkovits, seconded by Councilman Potts, 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 Potts, the ordinance entitled as above, being Ordinance No. 15-1893, was duly adopted by the following roll call vote, to wit:

Ayes: Councilpersons Fine, George, Potts, Welkovits.

Opposed: None.

Abstained: None.

Absent: Councilman Erickson and Councilwoman Foster-Dublin.

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

No. 9-15-247

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 her approval, and if approved by her, 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 AND 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” TO REVISE THE DESCRIPTION OF THE TRACT OF LAND AUTHORIZED TO BE PURCHASED THEREIN AND TO AMEND AND SUPPLEMENT OTHER PROVISIONS THEREIN, had been introduced in writing by the Finance Committee for consideration of passage on first reading by title.

On motion made by Councilwoman Welkovits, seconded by Councilman Potts, 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, Potts, Welkovits.

Opposed: None.

Absent: Councilman Erickson and Councilwoman Foster-Dublin.

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

No. 9-15-248

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 AND 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” TO REVIEW THE DESCRIPTION OF THE TRACT OF LAND AUTHORIZED TO BE PURCHASED THEREIN AND TO AMEND AND SUPPLEMENT OTHER PROVISIONS THEREIN, 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 Thursday, October 1, 2015 at 8:00AM, 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.

Resolution Nos. 9-15-249 through 9-15-260 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, George, Potts, Welkovits.

Opposed: None.

Absent: Councilman Erickson and Councilwoman Foster-Dublin.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:

9-15-249

WHEREAS, the Mayor and Council of the Borough of Highland Park wishes to adopt a Social Media Policy for Committees, Commissions and Boards;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the above mentioned policy, attached hereto and made a part hereof, shall be and is hereby adopted.

BE IT FURTHER RESOLVED that the Borough Clerk’s Office be provided with a copy of the within policy for distribution to all existing members of Committees, Commissions and Boards, and to all new members upon appointment.

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

9-15-250

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 6, 2015 showing the names of the officers and employees of the Borough of Highland Park whose salaries are on an annual basis, there have been the following changes, to wit:

PATRICK KEOGH, Public Safety Dispatcher, at an annual salary of \$42,997.00, effective August 16, 2015.

MICHAEL MULLIN, Zoning Official, at an annual salary of \$12,539.00, effective September 1, 2015.

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

9-15-251

WHEREAS, the Borough of Highland Park is desirous of entering into a contract setting forth the terms and conditions under which the Borough may purchase the property known as 203 South 6th Avenue, Block 46, Lot 1 on the Highland Park Tax Map, said property to be developed as a pocket park for use by the general public.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Highland Park will take all necessary actions to effect the purchase of the property known as Block 46, Lot 1 on the Highland Park Tax Map; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to enter into a contract, in a form approved by the Borough Attorney, for the purchase of said property for the sum of \$200,000.

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

9-15-252

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, Deborah Carr, 312 Lawrence Avenue, was initially a participant in the above mentioned program; and

WHEREAS, prior to work commencing on said program, Deborah Carr dropped out of the program and had sidewalk repair work done privately; and

WHEREAS, the Highland Park Tax Office has a bill due for the sidewalk assessment for 312 Lawrence Avenue in the amount of \$135.15 (including interest);

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland that the sidewalk assessment for Deborah Carr, 312 Lawrence Avenue, in the amount of \$135.15 (including interest) is hereby canceled.

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

9-15-253

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor and Borough Clerk shall be and are hereby authorized to execute and attest Agreement for the Provision of Yard Waste Recycling and Marketing Services with the Middlesex County Improvement Authority, a copy of which is attached to the original of this ordinance.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Middlesex County Improvement Authority and the Recycling Coordinator forthwith.

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

9-15-254

WHEREAS, application for renewal licenses issued in the Borough of Highland Park under the provisions of the Alcoholic Beverage Law (NJSA 33:1-1 et seq.) have been made by the hereinafter applicant, and

WHEREAS, said applications have been examined and the Mayor and Council of the Borough of Highland Park have made the following findings of fact with respect to each of the applicants:

1. Said application is complete in all respects, including submission of the club member list.
2. The officers and directors of the club are qualified according to all statutory, regulatory and local governmental ABC laws and regulations.
3. The club maintains all records required by N.J.A.C. 13:2-8.8. (special events open to non-club members) and N.J.A.C. 13:2-8.12 (true books of account for receipts and disbursements).
4. The Mayor and Council are of the opinion that said application should be approved.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the following renewal licenses issued under the Alcoholic Beverage Control Law (NJSA 33:1-1 et seq.) to sell alcoholic beverages upon the premises set forth opposite their names under the terms and conditions prescribed in the Act aforesaid, the amendments and supplements thereof, and the ordinances, rules and regulations promulgated by the Director of the Division of Alcoholic Beverage Control, State of New Jersey, shall be and are hereby approved, to wit:

CLUB LICENSES

The White Mountains Cretans Fraternity, 1152-1154 Raritan Avenue - 1207-31-012-002

BE IT FURTHER RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue to the aforesaid licensees the license aforesaid, which licenses shall be effective September 19, 2015, and shall expire June 30, 2016.

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

9-15-255

WHEREAS, applications for renewal licenses issued in the Borough of Highland Park under the provisions of the Alcoholic Beverage Law (NJSA 33:1-1 et seq.) have been made by the hereinafter applicants, and

WHEREAS, said applications have been examined and the Mayor and Council of the Borough of Highland Park have made the following findings of fact with respect to each of the applicants:

1. Said applications are complete in all respects.

2. The applicants and the premises are qualified to be licensed in accordance with Title 33, all regulations promulgated by the New Jersey Division of Alcoholic Beverage Control and local ordinances as amended and supplemented pertinent to and consistent with Title 33.

3. The applicants have disclosed, and the issuing authority has ascertained and reviewed, the source of any additional financing obtained in the previous license term for use in the licensed business.

4. The Mayor and Council are of the opinion that said applications should be approved.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the following renewal licenses issued under the Alcoholic Beverage Control Law (NJSA 33:1-1 et seq.) to sell alcoholic beverages upon the premises set forth opposite their names under the terms and conditions prescribed in the Act aforesaid, the amendments and supplements thereof, and the ordinances, rules and regulations promulgated by the Director of the Division of Alcoholic Beverage Control, State of New Jersey, shall be and are hereby approved, to wit:

PLENARY RETAIL CONSUMPTION LICENSES

Pad Thai, 217 Raritan Ave. – 1207-33-005-004

PLENARY RETAIL DISTRIBUTION LICENSES

New Athens Corner, 28 Woodbridge Avenue – 1207-44-007-005

BE IT FURTHER RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue to the aforesaid licensees the license aforesaid, which licenses shall be effective September 19, 2015 and shall expire June 30, 2016.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
9-15-256

WHEREAS, applications for renewal licenses issued in the Borough of Highland Park under the provisions of the Alcoholic Beverage Law (NJSA 33:1-1 et seq.) have been made by the hereinafter applicants, and

WHEREAS, said applications have been examined and the Mayor and Council of the Borough of Highland Park have made the following findings of fact with respect to each of the applicants:

1. Said applications are complete in all respects.

2. The applicants and the premises are qualified to be licensed in accordance with Title 33, all regulations promulgated by the New Jersey Division of Alcoholic Beverage Control and local ordinances as amended and supplemented pertinent to and consistent with Title 33.

3. The applicants have disclosed, and the issuing authority has ascertained and reviewed, the source of any additional financing obtained in the previous license term for use in the licensed business.

4. The Mayor and Council are of the opinion that said applications should be approved.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the following renewal licenses issued under the Alcoholic Beverage Control Law (NJSA 33:1-1 et seq.) to sell alcoholic beverages upon the premises set forth opposite their names under the terms and conditions prescribed in the Act aforesaid, the amendments and supplements thereof, and the ordinances, rules and regulations promulgated by the Director of the Division of Alcoholic Beverage Control, State of New Jersey, shall be and are hereby approved, to wit:

PLENARY RETAIL DISTRIBUTION LICENSES

Kiadan Inc. t/a Pino's Fruit Basket Shoppe, 12 North 4th Avenue – 1207-44-006-009 (Inactive)

BE IT FURTHER RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue to the aforesaid licensees the license aforesaid, which licenses shall be effective September 19, 2015 and shall expire June 30, 2016.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
9-15-257

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 9/1/15 can be found in the Bills List Journal Book No. 35.

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

9-15-258

WHEREAS, pursuant to Resolution No. 5-15-161, adopted by the Borough Council on May 5, 2015, a contract was awarded to JADS Construction Company, Inc. of South River, NJ, for the Improvements to Valentine Street – Phase 1 Project; and

WHEREAS, it appears from Pay Estimate No. 2, filed by the CME Associates, that certain work under said contract has been completed and approved, and there is due to JADS Construction Company, Inc. the sum of \$144,007.66 in accordance with said Pay Estimate for work performed from August 4, 2015 to August 12, 2015; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-822-210 in the amount of \$144,007.66, 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 \$144,007.66, as certified by the Engineer in Pay Estimate No. 2, subject to the

Clerk's receipt of the Certified Payroll and Project Manning Reports and additional documents as necessary; 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 the Finance Committee, was duly adopted as above:
9-15-259

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 2015 taxes for the property indicated:

BLOCK LOT	REMITTEE	AMOUNT TO BE REMITTED
103 1	Andrew & Rachel Schwartz 1412 Central Avenue Highland Park, NJ 08904	\$4,707.06

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:

9-15-260

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor shall be and is hereby authorized to execute and attest the NJDEP Treatment Works Application attached to this resolution.

Mayor Brill Mittler appointed Candace Feinberg as a Regular Member on the Board of Health for a term expiring January 1, 2018.

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

Ayes: Councilpersons Fine, George, Potts, Welkovits.

Opposed: None.

Absent: Councilman Erickson and Councilwoman Foster-Dublin.

Abstained: None.

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, asked about cancellation of sidewalk assessment on consent agenda. Borough Administrator Kovach explained that the resident fixed their sidewalk privately and should not have been billed. Ms. Bickhardt asked that the Borough pass a resolution to get people to fix their sidewalks. She also commented about bulk pickup and the fact that people put items out whenever they want. There has been a toilet lying on the sidewalk in her neighborhood for a month. People just don't seem to care. Mayor Brill Mittler commented that the Borough cares and they will notify the Department of Public Works. She was encouraged to notify the Department of Public Works when she sees things. Lastly, Ms. Bickhardt noted that the sidewalks at 2nd and Raritan Avenue are in horrible condition. Mayor Brill Mittler asked the Borough Administrator to have Code Enforcement handle the matter.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:
9-15-261

WHEREAS, Section 8 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Borough Council is of the opinion that such circumstances exist.

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

1. The public shall be excluded from the closed session at close of tonight's open session.
2. The general nature of the subject matter to be discussed is as follows:
(Litigation: (a) Buck Woods; (b) Sidewalks)
3. It is anticipated at this time that the above stated subject matter will be made public when these matters are resolved or as soon thereafter as it is deemed to be in the public interest to do so.
4. This Resolution shall take effect immediately.

There being no further business, on motion made by Councilwoman Welkovits, seconded by Councilman Potts, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned to the Conference Meeting at 7:38 PM.

Respectfully Submitted by:

Joan Hullings
Borough Clerk