

REGULAR MEETING – MAY 6, 2014

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, May 6, 2014 and was called to order by Mayor Minkoff at 7:02 PM. Mayor Minkoff read the Open Public Meetings Statement.

Present: Mayor Minkoff, Councilpersons Brill Mittler, Foster-Dublin, Millet, Potts, Welkovits; Borough Attorney Britton; Borough Administrator Kovach, Borough Clerk Hullings.

Absent: Councilperson Erickson

On motion made by Councilman Millet, seconded by Councilman Potts, the minutes of the Adjourned and Organization Meeting held on January 7, 2014; Special Emergency Meeting held on January 21, 2014; and Regular and Conference Meeting held on February 4, 2014 were approved as distributed by the following roll call vote, to wit:

Ayes: Councilpersons Foster-Dublin, Millet, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Erickson.

Abstain: Councilperson Brill Mittler.

Mayor Minkoff asked the Council members to present their reports.

Councilwoman Foster-Dublin reported Operation Take Back took place three weeks ago. The program allows residents to drop off old, expired medications and was run by Sergeant Olarra. The Borough collected 42 pounds of medication and is held every year. They will be running the program again in the fall. The new Public Safety Building is coming along.

Councilman Potts reported that on May 26th the Memorial Day Parade will start in New Brunswick at 11:00 AM and will end at the Doughboy Monument. On June 15th a Living History timeline event will be held from 10:00 AM – 4:00 PM at the Senior Center. The Senior Prom will be held on Thursday, June 19th at the Senior Center. The Summer Camp program starts July 7th and registration is open.

Councilwoman Welkovits thanked Kathleen Kovach, Donald Rish and the Department of Public Works for the work that was done at the Felton Street Tot Lot. She thanked Scott Luthman and the Department of Public Works for their work at Karsey Street Park and for making it more accessible for the installation of a handicapped swing. The Council will pass a resolution tonight for a Safe Routes to School Grant for a lighted crosswalk for Bartle School. The Habitat for Humanity project is moving forward. The Borough found an odd shaped property and donated it. The construction will start in September with funding from a grant. Still need an additional \$50,000 for the project and there will be fundraising events held. Some of the events are a breakfast at Applebee's, and selling 2 x 4's at the street fair. On June 8th, from 3-5pm the Human Relations Commission will be holding a special Forum on Social Justice in memory of former Highland Park resident and activist David Younge who passed away last year. She thanked his wife Barbara Turpin and Liz Estes for bringing the idea to the Human Relations Commission. The event will be held at the senior center and she invited members from all the boards and commissions to attend.

Councilwoman Brill Mittler reported that it is a very busy time for the Economic Development and Planning Committee. Last week, the town-wide park it event, "Week for the World" was a great success. The week included crafts for kids and an Earth Day poetry reading at the Library. On Thursday night residents were able to attend a Service Dog Presentation sponsored by the Board of Health. Pino's held a Sustainable Wine Tasting event and on Saturday, the OQ served coffee samples and displayed art from coffee farms throughout the world. She congratulated Stacy Kaplan for pulling the event together. May 10th is the beginning of the Saturday Summer Cinema Series. Movies are shown after sundown at the Borough lot between South 2nd and South 3rd Avenues. Movies are held every other week. Main Street Highland Park will be holding planting days on May 15th and 17th and they are looking for volunteers to replant the 150 planters. May 18th is the annual 5K race beginning at 9AM followed by the 25th annual Street Fair beginning at 11:30AM and continuing until 4:00PM. She urged residents to sign up for the Highland Park Shoppers Car and visit the participating merchants. She has saved \$63 so far off of her property taxes. The Borough Finance Committee met for weeks and weeks with the Borough Administrator to limit the amount of the increase on taxes for borough expenses. They worked to get them down to the level to meet the 2% cap. In the coming year the average increase due to Borough expenses is \$182. The Board of Education passed a budget that will increase taxes an additional \$402, equaling a \$584 increase. The Borough Council is not happy and they do not like what is being done to the residents.

Councilwoman Welkovits reported that she forgot to announce the Library Book Sale will be held the weekend of the Street Fair.

Councilman Millet reported that the Borough Sidewalk Improvement Program is moving ahead. So far there have been no major complications or complaints.

Mayor Minkoff stated that most of the Triangle is done and the contractor is making progress on the South side.

Borough Administrator Kovach – No report

Borough Attorney Britton – No report.

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Mayor Minkoff reported he received word from the Governor's office that NJDOT is awarding Highland Park \$330,000.00 for repairs on Valentine Street. PSE&G has been continuing repairs to the Edison substation and he is hopeful that they will be done soon. Repairs were to have been done by the end of April. Significant rainfall has created safety issues in making the necessary repairs. PSE&G has been sending weekly reports to the Borough and the Board of Public Utilities. PSE&G has scheduled May 10th as the date to re-energize Edison substation. Soon after that, the pad transformers will be removed. He will provide an update on how quickly they will be removed as soon as information becomes available.

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

Allan Williams, 319 Harrison Avenue, asked about the April 30th COAH registration that is on the website and whether the Borough will do an analysis. Mayor Minkoff stated that the Borough has a Special Planner and Attorney to review this matter along with the Borough Attorney and it is a 10 year cycle 2014-2024. Mr. Williams noted that Sustainable Highland Park had a successful Earth Day celebration with 350 people in attendance. He thanked the Department of Public Works, the Police Department, Finance Department and Recreation Department for their assistance. Mayor Minkoff thanked Sustainable Highland Park and Councilman Millet. Much of what is accomplished is driven by volunteers. Mr. Williams stated that it is a team effort with professionals and volunteers. He asked the Chief for the number of tickets written for anti-texting, anti-cell phone campaign. Chief Rizco to provide him with that number next month.

Dexter Marks, 446 So. 2nd Avenue, suggested that the Borough Council consider a change to the parking rules. He lives on a corner and does not have a garage or a driveway and there is not a lot of parking and people park close to the corner so it is difficult to see. It bothers him when someone parks near his home for a long period of time. Last year, someone parked by his home from May till September and that should not be legal. He suggested they change rule so that if someone complains there is a system where the car is stickered and told to move or be summonsed. Mayor Minkoff thanked him for his thoughtful suggestion and noted that the matter will be sent to the Public Safety Committee for review. Chief Rizco stated that the ordinance that is in place predates him. State Law is cars must be parked 25 feet from the corner. If vehicle is abandoned, in disrepair, or unregistered it can be removed. They will look at the legality of changing ordinance.

Ruth Bickhardt, 307 Magnolia Street, commented that her multi-family home faces apartment buildings and those residents park on Magnolia Street instead of the apartment complex parking lot. She suggested that they institute alternate side of the street parking on Magnolia Street so that the street sweeper can have better access to clean the street. Councilman Millet stated that her idea is an interesting way to address both parking issues and street cleaning issues. The Public Works & Public Utilities Committee of Council will work with the Public Safety Committee of Council to address these concerns. Ms. Bickhardt commented that the Borough should have two town-wide yard sales and hold one especially in the spring for when students move out. There has been tuff sitting out on the curb since people moved. She also commented that she called the senior center three weeks ago to arrange for transportation to the dentist in New Brunswick. Today was to be day for ride to dentist and she was notified yesterday that it won't work. The drivers decide when, where and whom to take and this includes bus. She spoke to Senior Building and they said they do not have subs. Mayor Minkoff commented that he was sympathetic to the plight described. In fairness to those involved, it behooves the Governing Body to delve into the matter. Kathy Kovach was not aware of the situation and will do fact finding and follow up.

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

Consent Agenda Resolution Nos. 5-14-143 through 5-14-167 were duly adopted on motion made by Councilman Millet, seconded by Councilwoman Welkovits, and carried by the following roll call vote, to wit:
Ayes: Councilpersons Brill Mittler, Foster-Dublin, Millet, Potts, Welkovits.
Opposed: None.
Absent: Councilperson Erickson.
Abstained: None.

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

No. 5-14-143

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 5/6/14, can be found in the Bills List Journal Book No. 33.

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

No. 5-14-144

WHEREAS, Christopher Gash, 252 Lincoln Avenue, received an extremely high water and sewer bill; and

WHEREAS, it has been determined by the Highland Park Water & Sewer Department that there was a leak that did not go into the sewer system; and

WHEREAS, the Tax Collector recommends that this account be credited for the erroneous charges;
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 credit to Account # 10090770 of \$531.54 for sewer for a total amount of \$531.54 to the water and sewer account of Christopher Gash, 252 Lincoln Avenue, Highland Park, NJ 08904.

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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 Public Safety Committee, was duly adopted as above:

No. 5-14-145

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough is hereby authorized to purchase one (1) 2015 Police Interceptor Utility Vehicle from Winner Ford (\$27,819.00) and the associated equipment to outfit the police vehicles to be leased through the prior approved MCIA Leasing Program.

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

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

No. 5-14-146

WHEREAS, pursuant to Resolution No. 7-12-218 adopted by the Borough Council on July 17, 2012, a contract was awarded to H & S Construction & Mechanical, Inc., Elizabeth, NJ, for Highland Park New Police Building Capital Project; and

WHEREAS, pursuant to said resolution a contract was duly executed; and

WHEREAS, the Architect, The Goldstein Partnership, has prepared the attached Change Order Nos. 85, 86, 88 & 90 to the said contract for the additional work outlined below; and

<u>CHANGE ORDER</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
#85	\$ 8,139.00	Provide Additional Cable TV Wiring & Jacks
#86	\$ 6,270.00	Sheath Designated 2 nd Floor Walls w/Plywood
#88	\$ 1,658.00	Remove Exposed Supply Duct from Conference Room Ceiling
#90	\$ 778.00	Fur out the Lockers to Clear the Steel Columns

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-225 in the amount of \$16,845.00, as reflected by the Certification of Funds Available by Chief Financial Officer Kathleen Kovach, shown below;

WHEREAS, the Borough Council has reviewed the proposed Change Orders for this contract and has approved the same;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Mayor Gary Minkoff be and is hereby authorized and directed to execute Change Order Nos. 85, 86, 88 & 90, for \$16,845.00 to the contract of H & S Construction & Mechanical, Inc.; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to The Goldstein Partnership, H & S Construction & Mechanical, Inc., and the Finance Director forthwith.

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

No. 5-14-147

WHEREAS, Ponery Samed, 99 Montgomery Street, received an extremely high water and sewer bill; and

WHEREAS, it has been determined by the Highland Park Water & Sewer Department that there was a leak that did not go into the sewer system; and

WHEREAS, the Tax Collector recommends that this account be credited for the erroneous charges;

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 credit to Account # 10070393 of \$634.74 for sewer for a total amount of \$634.74 to the water and sewer account of Ponery Samed, 99 Montgomery Street, Highland Park, NJ 08904.

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 Public Safety Committee, was duly adopted as above:

No. 5-14-148

WHEREAS, John Hishmeh has filed with the Clerk of this Borough an application for a License to operate taxicabs under the provisions of the Ordinance providing for such License for the year 2014; 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 by the Borough Council of the Borough of Highland Park that said applicant is qualified and that public necessity and convenience would be served by the issuance of said License.

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

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

No. 5-14-149

WHEREAS, the Mayor and Committee of the Borough of Highland Park are aware of the availability of funding from the NJDOT Safe Routes to School Program; and

WHEREAS, the Borough of Highland Park is fully committed to maintaining the proposed project, which will include improvements to the crosswalk infrastructure accessing one of the elementary school and is located within a major walking route to the school, upon its completion; and

WHEREAS, the Mayor and governing body, through the Police Department, commit to continuing existing bicycle and school walker safety programming to encourage such activities;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Borough of Highland Park, that they fully support the Safe Routes to Schools project and that the Mayor is hereby authorized to sign an application for funding for the NJDOT Safe Routes to School Program.

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

No. 5-14-150

WHEREAS, Julia Popova, trading as Euro Food Market, Inc.; paid a duplicate \$50.00 business license fee in error; and

WHEREAS, the administrative fee for refunds charged by the Borough Clerk pursuant to Section 4 of Highland Park resolution No. 1-14-19 adopted by the Borough Council on January 7, 2014 shall be waived due to the duplication;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Finance Director is hereby authorized and directed to refund \$50.00 to Julia Popova, t/a Euro Food Market, Inc., 139 Raritan Avenue, said amount being the duplicate business license fee paid in error.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Finance Director, and Euro Food Market, Inc. forthwith.

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

No. 5-14-151

WHEREAS, the School Budget for the School District of the Borough of Highland Park, in the County of Middlesex, New Jersey, was approved for the School Year 2014-2015:

Current Expenses	\$ 23,208,941.00
Debt Schedule	<u>2,008,923.00</u>
	\$ 25,217,864.00

and

WHEREAS, N.J.S.A. 18A:22-34 provides that the governing body of a municipality that is co-extensive with the said school district determines the amount necessary for school purposes, and levy such aggregate amount for such school purposes;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highland Park, in the County of Middlesex, State of New Jersey, that there be raised, approved and collected for the school district of said Borough the following items:

January 1, 2014 to June 30, 2014	\$ 12,064,708.00
July 1, 2014 to December 31, 2014	<u>12,608,932.00</u>
Total school levy for the Year 2012	\$ 24,673,640.00

BE IT FURTHER RESOLVED that the aggregate sum of Twenty Four Million, Six Hundred Seventy-Three Thousand, Six Hundred Forty Dollars (\$24,673,640.00) be certified by the Borough Clerk to the Middlesex County Board of Taxation, the Board of Education of the School District of said Borough, the County Superintendent of Schools, and the Assessor of the Borough of Highland Park.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

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

No. 5-14-152

WHEREAS, there exists a need for professional planning services in order to prepare a redevelopment plan for lands located within the Borough of Highland Park and commonly referred to as Buck Woods and the Upper and Lower Meadows; and

WHEREAS, 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 hereby authorized and directed to enter into a professional services agreement with Phillips Preiss Grygiel, LLC, 33-41 Newark Street, Third Floor, Suite D, Hoboken, New Jersey 07030 for the purpose of having said firm serve as planning consultant for the development of the above-referenced redevelopment plan. The professional services agreement authorized by this resolution is on file in the office of the municipal clerk.
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 and a copy of same furnished to Phillips Preiss Grygiel, LLC following its adoption.

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

No. 5-14-153

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough is hereby authorized to purchase one (1) Interceptor Sedan from Winner Ford (\$25,518.00) and the associated equipment to outfit the police vehicles to be leased through the prior approved MCIA Leasing Program.

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

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

No. 5-14-154

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough is hereby authorized to purchase one (1) 2015 Police Interceptor Utility Vehicle from Winner Ford (\$27,819.00) and the associated equipment to outfit the police vehicles to be leased through the prior approved MCIA Leasing Program.

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

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

No. 5-14-155

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor shall be and is hereby authorized and directed to execute an Agreement with CGP&H for assistance in the preparation of a grant application to be submitted to the New Jersey Department of Transportation (NJDOT), Safe Routes to Schools (SRTS) program, said Agreement to be in a form approved by the Borough Attorney.

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

No. 5-14-156

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

WHEREAS, said application has been examined and the Mayor and Council of the Borough of Highland Park have made the following findings of fact with respect to the applicant:

1. Said application is complete in all respects.
2. The applicant has obtained a Special Ruling to permit the filing of renewal application of an Inactive License for the 2013-2014 license term.
3. The applicant is 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.
4. The applicant has 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.
5. 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 application of an inactive license issued under the Alcoholic Beverage Control Law (NJSA 33:1-1 et seq.) 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 is hereby approved with the specific condition that no further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2014 to wit:

PLENARY RETAIL CONSUMPTION LICENSE W/ BROAD PACKAGE PRIVILEGE

Eric Weinberg, 149 Livingston Avenue, New Brunswick, NJ 08901 – 1207-32-008-011

BE IT FURTHER RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to maintain the aforesaid license certificate in the municipal file, which license shall be effective July 1, 2013, and shall expire June 30, 2014.

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

No. 5-14-157

WHEREAS, the Highland Park Police Department has a need to purchase computer equipment for new Public Safety Building; and

WHEREAS, quotes for said purchase were requested and only one quote was received from the following, to wit:

<u>NAME</u>	<u>PRICE</u>
Dell	\$ 11,830.09

WHEREAS, the Chief of Police has recommended the purchase of said computer equipment in consultation with Rutgers IT Department, from Dell, at the above quoted price; and

WHEREAS, funds will be available for this purpose in Account No. C-04-55-811-225 as reflected by the certification of funds available by the 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 of Police is hereby authorized and directed to purchase said computer equipment for a total not to exceed \$11,830.09; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Chief of Police and the Finance Department forthwith.

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

No. 5-14-158

WHEREAS, the Borough of Highland Park Municipal Court levies fines and penalties for various violations adjudicated by said court; and

WHEREAS, oftentimes these fines and penalties are delinquent and require follow-up in order to ensure proper payment; and

WHEREAS, N.J.S.A. 40:48-5a permits New Jersey municipalities to enter into contracts with private agencies or firms for the purpose of collecting delinquent fees, fines, costs, surcharges and other penalties or assessments imposed by a municipal court after a final determination of guilt has been entered; and

WHEREAS, the Borough of Highland Park Administrator has solicited proposals and quotations for the purpose of providing said services for the Borough of Highland Park Municipal Court; and

WHEREAS, the fees to be paid to the private agency or firm are paid by the delinquent party and no fees are paid for this service by the Borough of Highland Park; and

WHEREAS, the award of this contract pursuant to the provisions of the New Jersey Local Public Contracts Law may be made since the bid threshold for the Borough as a contracting unit as established pursuant to N.J.S.A. 40A:11-3(c) will not be exceeded.

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:

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1. The Mayor and Clerk of the Borough of Highland Park are hereby authorized and directed to execute a contract with Gila LLC d/b/a Municipal Services Bureau, 8325 Tuscany Way, Building 4, Austin, Texas, 78754 for the purpose of collecting delinquent fees, fines, costs, surcharges and other penalties or assessments imposed by the Borough of Highland Park Municipal Court. The collection services agreement authorized by this resolution is on file in the office of the Municipal Clerk and may be inspected during regular office hours.

2. It shall be the responsibility of Gila LLC d/b/a Municipal Services Bureau before undertaking the above authorized collection services to obtain approval of the collection services agreement hereby authorized by this resolution from the New Jersey Administrative Office of the Courts and provide written notification to the Borough Clerk of the approval of same.

3. I certify a true copy of this resolution shall become Attachment A to the collection services agreement hereby authorized.

4. A brief notice of the award of this contract shall be published by the Borough Clerk in a newspaper of general circulation within the Borough of Highland Park within ten days of the adoption of this resolution.

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

No. 5-14-159

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-12-56-832-064	Brandenburg Industrial Service Co. 2217 Spillman Avenue Bethlehem, PA 18015	\$978.34	So. Second Avenue

WHEREAS, the Director 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 Director of Code Enforcement and the Finance Director forthwith.

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

No. 5-14-160

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>
Pino's Gift Basket Shoppe and Wine Cellar and	13 North 4 th Avenue

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-02-12-CD2-210 in the amount of \$2,294.60, 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>
Pino's Gift Basket Shoppe and Wine Cellar	\$2,294..60

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. 5-14-161

WHEREAS, pursuant to Resolution No. 8-13-242, adopted by the Borough Council on August 13, 2013, a contract was awarded to Mario's Concrete & Paving Company, Inc. Parlin, NJ, for the 2013 Residential Curb and Sidewalk Reconstruction Program; and

WHEREAS, it appears from Pay Estimate No. 1 filed by Borough Engineer David J. Samuel, that certain work under said contract has been completed and approved, and there is due to Mario's Concrete & Paving Company, Inc. the sum of \$54,295.66 in accordance with said Pay Estimate No. 1 for work performed from April 1, 2014 to April 23, 2014; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-817-220 in the amount of \$54,295.66, 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 Finance Director be and is hereby authorized and directed to pay to Mario's Concrete & Paving Company, Inc., the sum of \$54,295.66, as certified by the Borough Engineer in Pay Estimate No. 1, subject to the Clerk's receipt of the Certified Payroll and Project Manning Reports from the Contractor; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Chief Financial Officer Kathleen Kovach and Borough Engineer David J. Samuel.

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

No. 5-14-162

WHEREAS, pursuant to Resolution No. 3-14-116 adopted by the Borough Council on March 18, 2014, J. Fletcher Creamer & Son, Inc. was awarded an emergency contract to replace 16 inch water main located in Montgomery Street and Lincoln Avenue; and

WHEREAS, a Purchase Order was generated, Purchase Order No. 14-00142, in the amount of \$122,561.71; and

WHEREAS, it is necessary to increase the Blanket Purchase Order by \$13,291.55;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Purchase Order No. 14-00142 be increased from \$122,561.71 to \$135,853.26.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to Chief Financial Officer Kathleen Kovach and the Superintendent of Public Works and Public Utilities.

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

No. 5-14-163

WHEREAS, the Cable TV Advisory Committee of the Borough of Highland Park would like to make request to Verizon to provide a "PEG" (Public, Educational, Government) channel for the Highland Park Public Access Station to be carried on FIOS; and

WHEREAS, the Chairperson of the Cable TV Advisory Committee, Gary Leslie, would be the contact person for coordinating this project;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Gary Leslie, Chairperson of the Cable TV Advisory Committee is hereby authorized to make the request to Verizon for a "PEG" Channel on behalf of the Borough of Highland Park.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to Gary Leslie and Verizon forthwith.

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

No. 5-14-164

WHEREAS, The Goldstein Partnership, the Project Architect for the renovation of the Public Safety Building, had heretofore submitted an invoice totaling the amount of \$7,890.35 for services in connection with the said project; and

WHEREAS, the Mayor and Council have reviewed the said invoice and have approved the same for payment; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Finance Director shall be and hereby authorized and directed to issue payment in the amount of \$7,890.35 to The Goldstein Partnership, for architectural services in connection with the renovation of the Public Safety Building; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the Finance Director forthwith.

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

No. 5-14-165

WHEREAS, pursuant to Resolution No. 7-12-218, adopted by the Borough Council on July 17, 2012, a contract was awarded to H & S Construction & Mechanical, Inc. Elizabeth, NJ, for Highland Park New Police Building Capital Project; and

WHEREAS, it appears from Pay Estimate No. 20, filed by the Goldstein Partnership, architects that certain work under said contract has been completed and approved, and there is due to H & S Construction & Mechanical, Inc. the sum of \$393,655.73 in accordance with said Pay Estimate for work performed from April 1, 2014 to April 30, 2014; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-225 in the amount of \$393,655.73, 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 H & S Construction & Mechanical, Inc. the sum of \$393,655.73, as certified by the Architect in Pay Estimate No. 20, 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 Goldstein Partnership forthwith.

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

No. 5-14-166

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the following shall be and is hereby appointed to serve as a Commissioner of the Highland Park Redevelopment Agency for a term to expire as indicated:

<u>Name</u>	<u>Term to Expire</u>
Jeff Perlman	July 11, 2016

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

No. 5-14-167

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 erroneous tax payment of 2014 1st quarter taxes for taxes credited to the property indicated:

REGULAR MEETING – MAY 6, 2014

<u>BLOCK</u>	<u>LOT</u>	<u>REMITTEE</u>	<u>BE REMITTED</u>
6	10	LoanCare (Blackman/Carnegie)	\$1,099.76

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

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

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

The following resolution, introduced by the Council as a Whole, was duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Brill Mittler, and carried by affirmative voice vote of all Councilpersons present:

No. 5-14-168

WHEREAS, the Mayor and Council are mindful of the right of the public to attend and witness meetings of governmental bodies at which public business is discussed, and to be involved in all phases of governmental action; and

WHEREAS, the Open Public Meetings Act nonetheless recognizes the authority of a public body to exclude the public from meetings in certain enumerated instances in which disclosure of matters discussed could endanger public safety, property or other public interest, or invade individual privacy; and

WHEREAS, as authorized by the Open Public Meetings Act, N.J.S.A. 10:4-12(B), the Mayor and Council have a need to meet in private session to discuss one matter concerning the employment, appointment, evaluation, promotion or termination of a public officer or employee.

BE IT RESOLVED that the Mayor and Council will meet in private session at 6:44 P.M. on May 6, 2014, to discuss the above mentioned items.

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public when no longer deemed confidential.

There being no further business, on motion made by Councilman Millet, seconded by Councilman Potts, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned to the Conference Meeting at 7:42 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk