

REGULAR MEETING – JUNE 10, 2014

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, June 10, 2014 and was called to order by Council President Padraic Millet at 7:01 PM. Council President Millet read the Open Public Meetings Statement.

Council President Millet noted that he will alter the order of the agenda. Gary Minkoff has resigned as Mayor as of 6:00 PM tonight and he will read the letter submitted to the Borough Clerk. Next, he will have the Clerk do roll call, and then have Rebecca Hersh present the Main Street Minute. After he reads letter, he will have explanation by Borough Attorney on procedures to fill the vacancy.

Present: Acting Mayor Millet, Councilpersons Brill Mittler, Erickson, Foster-Dublin, Potts; Borough Attorney Schmierer; Borough Administrator Kovach, Borough Clerk Hullings.

Absent: Councilperson Welkovits.

Main Street Minute – Rebecca Hersh reported that Main Street just finished running a successful 5K event and the annual Street Fair. They had close to a record number of 5K participants. She did not know how much money was raised, but it goes back to the Police, Fire, Recreation Department and Library. The Farmer's Market began last Friday and will continue through December and opens at 11:00 AM. The Downtown Movie nights will be held every other Saturday in the municipal lot between South 3rd and South 2nd Avenues. They have a national consultant coming to give advice about window designs and holiday sales. The consultant will do one on one consults with the merchants. The Arts in the Park event will be held on September 21st and this will be the 10th anniversary. Councilwoman Brill Mittler asked that she mention the Shoppers Reward Program. Ms. Hersh reported that interested residents can get their reward card at Main Street office or at Over the Moon Toys. Residents would use the card at participating businesses and get a rebate on their property taxes or receive a check. Councilwoman Brill Mittler noted that she got her statement recently and has saved \$89 so far on her property taxes. Ms. Hersh indicated that they are trying to get more businesses and residents to utilize the program.

Acting Mayor Millet read letter from Gary Minkoff. *Dear Friends and Neighbors, I would like to begin by congratulating and thanking our Public Safety professionals and volunteers – OEM Coordinator Jim Polos, Police Officers – Sergeant Joseph Olarra, Patrolmen John Sachau, Sean McGraw, Norman Brown, Gaetano Palumbo and Kevin Shiffner, as well as, First Aid Squad members Rebecca Lauer, Patrick Boulander, and Mirand Outman Kramer, who were recognized tonight for their bravery, courage and commitment to our safety. I will always be inspired by what you do and the unassuming, selfless devotion you display in your service to us.*

For the past 2 ½ years, it's been my honor and privilege to serve as your Mayor, as part of the Borough's leadership team, both to address pressing current issues and to collaborate on a shared vision for our communal future. That time was preceded by nearly 10 very active, and I believe productive, years as a Councilman. During this time, I've learned that one of the biggest challenges faced by the members of the Governing Body is the necessity to balance multiple roles – government, professional and personal. Communal service requires enormous personal sacrifices, which we accept as a public servant's commitment to the greater good. However, for many, there is the added role in a profession – with the all of the attendant requirements and opportunities.

For 12 years, I worked diligently to ensure the proper attention to my communal responsibilities. Recently however, the confluence of various professional opportunities, and their importance to me, compelled a re-evaluation of my capacity to balance the time and focus needed for me to be effective in each of my roles. I take pride in my work and work ethic and ability to be an effective leader. Given this context, I reflected thoroughly and carefully on my situation and what is expected of me, and concluded that the dilution of my efforts would be a disservice to the community, as well as, to those who rely on me personally and professionally.

Accordingly, effective at 6:00 PM on Tuesday, June 10th, I resigned as Mayor of the Borough of Highland Park. Until the Council meets in a Caucus session, Padraic Millet, the Borough Council President, will serve as Acting Mayor. I am confident we will be well-served by his leadership, and the Governing Body will communicate further with you should there be any other changes involving our leadership.

I am confident that our Governing Body will help us navigate successfully through the challenges and opportunities that face us and hope you will continue to do as you always have-advocate passionately, articulately and respectfully in your communications with our leaders – as we work together to enhance our magnificent community while seeking to prosper economically, demonstrate our responsible stewardship of our environment and ensure our vigilant pursuit of social justice for all of our citizens.

Thank you again for the honor and privilege of serving you; I am sure I will see many of you around the Borough – neighbors, friends, relatives and acquaintances. Although I am moving on-I am not moving out-and look forward to our shared communal success.

*With very best wishes and gratitude
Gary Minkoff.*

Acting Mayor Millet stated that Gary Minkoff has always been there for the Borough and can be depended on. He asked that Borough Attorney Schmierer explain the technical procedures the Borough needs to follow.

Borough Attorney Schmierer reported that upon Gary Minkoff's resignation Councilman Millet becomes Acting Mayor. The Municipal Clerk will notify the Highland Park Democratic Organization of the vacancy, along with the County Clerk. The Democratic Committee will submit three names to the Borough Clerk within 15 days back to the Council to be considered for appointment as Mayor. The Borough Council has 15 days after receipt of those names to decide amongst those candidates who will serve as Mayor. That individual will then serve until November and run on the ballot. If successful they will be sworn in immediately after election and serve for the remainder of Mayor Minkoff's term.

REGULAR MEETING – JUNE 10, 2014

Police Chief Rizco reported that is one of the meetings each year where they honor the first responders. Before they honor the first responders he called up the Highland Park Police Department's newest Police Officer, Sean Bibby to be sworn in. He was born in Plainfield, New Jersey and raised in Dunellen, New Jersey. He graduated from Immaculata High School in 1999 and attended Keystone College in Pennsylvania, where he obtained an Associate's Degree in Landscape Architecture in 2003. Shortly thereafter, he enlisted in the United States Navy and served aboard the USS Abraham Lincoln as an Aircraft Director and was employed to the Arabian Gulf in 2008 and in 2010 was part of Operation Enduring Freedom. He was honorably discharged from the United States Navy after serving for six years. He attended the Somerset County Police Academy Alternate Program and graduated in December, 2013. He resides in Piscataway with his wife, Michelle, and his four month old daughter, Gianna.

Acting Mayor Millet administered the Oath of Office and Allegiance to Police Officer Sean Bibby. Police Officer Bibby thanked the Police Chief and the Governing Body for this opportunity and he looks forward to serving the residents of Highland Park.

Police Chief Rizco noted that they plan to honor Police Officers who participated in the 2014 Policy Unity Tour. This is the first time that the Highland Park Police Department has been involved in this event. The primary purpose of the tour is to raise awareness of law enforcement officers who have died in the line of duty. The second purpose is to raise funds for the National Law Enforcement Officer Memorial and Museum. The tour departed from Florham Park, NJ on May 9th and the participating officers rode bicycles to the National Law Enforcement Officer Memorial in Washington, DC, arriving there on May 12th. The Officers who participated in that tour were Sgt. Joseph Olarra, Detective John Sachau, Ptl. Sean McGraw, Ptl. Norman Brown, Ptl. Gaetano Palumbo and Ptl. Kevin Shiffner. Acting Mayor Millet read the proclamation and along with Councilwoman Foster-Dublin presented duly embossed copies to the above mentioned Officers.

Ptl. Sean McGraw thanked Chief Rizco, Captain Golden and Lieutenant Hammill for their support. The 320 mile bike ride requires a lot of strength in mind and body. He began participating in the Police Unity Tour when he was a Police Officer in Monmouth County and this is his fifth year participating. They rode through rain, wind heat, and tornado warnings. You are riding for Police Officers who died in the line of duty. 286 names were read this year and there are approximately 20,000 names of officers who died in the line of duty. This is the 18th year of the tour and there were over 2,000 Police Officers who participated. So far the Police Unity Tour has raised over \$20 million dollars. In 2014, they raised \$1.9 million dollars and that money goes to the memorial and also the families of those officers killed in the line of duty.

Police Chief Rizco reported on a life-saving incident by one of his Police Officers that occurred while the Officer was off-duty in the Township of Piscataway. The Piscataway Police Officers were recognized for their efforts by the Township of Piscataway. Officer Brown was notified by his mother-in-law that her husband was unresponsive. Officer Brown rushed to the home where a Piscataway Police Officer was already on the scene. He began administering chest compressions while the Piscataway prepared the AED device. Both officers continued their life-saving efforts until paramedics arrived. Chief Rizco noted that Officer Brown never brought this matter to his attention. He was made aware of this event by Officer Brown's father-in-law. Acting Mayor Millet read the proclamation and along with Councilwoman Foster-Dublin presented a duly embossed copy to Officer Brown. He was also presented with departmental ribbon by Chief Rizco, Capt. Golden and Lt. Hammill.

Mr. Sutton, the gentleman whose life Officer Brown helped save, expressed the appreciation of himself and his family for the recognition of Norman's work. He was the 1st responder of the group that understood the most of what to do. Because of his knowledge and quick response he looks forward to many more years of life. He congratulated the Borough of Highland Park for recognizing Norman and for having a strong police force protecting your lives.

Police Chief Rizco reported on an incident that occurred involving a ten year old who went missing. Immediately after being notified the OEM Coordinator, H. James Polos responded and began to search the Borough for the missing child. He located that child on the Albany Street Bridge. His observation contributed to successfully locating the child in less than one hour. Acting Mayor Millet read the proclamation and along with Councilwoman Foster-Dublin presented a duly embossed copy to OEM Coordinator H. James Polos.

Police Chief Rizco reported that as part of the lost child call, the First Aid Squad was called in. Capt. Loewenstein stated as EMT's they are trained over 120 hours and there is a lot they have to deal with. Three members of the Highland Park First Aid Squad went above and beyond the call of duty. Acting Mayor Millet read the proclamation and along with Councilwoman Foster-Dublin presented duly embossed copies to First Aid Squad Members Patrick Boulanger and Miranda Outman-Kramer. Capt. Loewenstein noted that Squad Member Rebecca Lauer was unable to attend due to a death in the family. He will present her with her proclamation.

Police Chief Rizco thanked all the first responders for their hard work as they do amazing things every day. The Police Department, Fire Department, First Aid Squad and Office of Emergency Management work well together. He thanked everyone for attending this event. He thanked the Mayor and Council and Gary Minkoff for their support. He noted that he received a call from Councilwoman Welkovtis who extended her thanks.

Councilwoman Foster-Dublin thanked them for the time and effort they put in on day to day basis. She thanked the volunteers for what they give to the Borough that others take for granted.

There was a brief recess taken at 7:57 PM.

The meeting reconvened at 7:57 PM with all those previously in attendance still present.

Councilwoman Foster Dublin reported that the National Night Out event will be held on Wednesday, August 6th.

REGULAR MEETING – JUNE 10, 2014

Councilman Potts reported that on June 15th from 10:00 AM – 4:00 PM a history timeline event will be held at the Senior Center. The Senior Prom will be held on June 19th from 5 pm to 8 pm. On July 3rd, there will be a Fireworks celebration at Donaldson Park. Summer Camp registration is open and camp begins July 7th, special rates are available. Registrations are due by June 20th.

Councilman Erickson reported that the Social Justice Forum held recently honored Dave Younge. The Human Relations Commission should be congratulated; it was a fitting event.

Councilwoman Brill Mittler reported that the key speaker was Charlie Kravotil, Communications expert from New Brunswick. He talked about Highland Park having an open and honest communications system in place. She congratulated Matt Hersh and the communications staff on their efforts.

Borough Administrator Kovach – No report.

Borough Attorney Schmierer – No report.

Mayors Report – No report.

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

Israel Krauss, Central Avenue, has two issues relating to the sidewalk program. The particular area he is concerned about is Columbia and Rolfe where the sidewalks are crumbling. The intersection of Columbia and Route 27 has had an increase in traffic patterns. There are 10-12 businesses in the area, and there is a lot of traffic, there is a need for an additional traffic light and he wants to have a study done. Acting Mayor Millet stated that that is a State Highway and it would have to go through NJDOT.

Josh Perzanski, 141 North 10th Avenue, thanked Councilwoman Foster-Dublin for moving event and for fireworks event. Traffic that travels on Route 27 from Duclos Lane to South 11th pick up a lot of speed. There have been a number of accidents in the past. There is a new Butcher Shop in the area and there is a need for a light. He is an Advocate in Trenton and he met recently with Senator Barnes who said that this is a Borough issue. This is a health and safety issue for that ½ mile stretch. Also, at the South Park Avenue and North 5th Avenue intersection there is an issue with height of the hedges making it difficult to see when turning. Acting Mayor Millet stated he will have the Code Enforcement Department look at the hedges. He will also have the Police Department investigate the traffic issue, which make take some time, as Route 27 is a State Highway. There are things that the Police Department can do in the interim. Councilwoman Foster-Dublin stated that the Public Safety Committee will take a look at this and check into the possibility of doing a traffic study. In the interim, they can use traffic calming devices, such as placement of the trailer that indicates the speed of vehicles. Will have to look into where on Route 27 they can place it.

Mike Eichorn, 138 Amherst Street, reiterated the concerns previously expressed. There is increased traffic throughout the Triangle neighborhood. There are problems crossing Route 27 when road is snow covered. He noted that he spoke with Captain Golden 1 ½ years ago. He also spoke with Freeholder Polos who said he would be in full support of a traffic light. The request has to come from the Borough Council to the New Jersey Department of Transportation.

Brian Roscher, 1509 Central Avenue, commented that it is difficult and dangerous to make turn onto Route 27 from Columbia Avenue due to a sign that is in the way. Acting Mayor Millet stated he will have Code Enforcement Department look into it to see if it violates any codes. Mr. Roscher said a lot of families have moved into the triangle and they do a lot of walking. His wife goes to the supermarket across Route 27 and she either has to drive there or try to cross the busy road.

David Reiler, 1603 Central Avenue, said the community has grown quite a bit in the Triangle and across Route 27.

Councilwoman Foster-Dublin stated she has also heard comments. She will look closer at the situation. All of us drive on Route 27. They will look at the situation and see what they can do. She appreciates the sentiment that it takes a long time to get light.

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

The Clerk reported advertising an ordinance entitled, AN ORDINANCE AUTHORIZING A RIGHT OF WAY USE AGREEMENT WITH LIGHT TOWER FIBER LONG ISLAND, LLC; had been introduced in writing by Council as a Whole for consideration of passage on first reading by title.

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

Ayes: Councilpersons Brill Mittler, Erickson, Foster-Dublin, Millet, Potts.

Opposed: None.

Absent: Councilperson Welkovits.

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

No. 6-14-179

WHEREAS, an Ordinance entitled, AN ORDINANCE AUTHORIZING A RIGHT OF WAY USE AGREEMENT WITH LIGHT TOWER FIBER LONG ISLAND, LLC has been introduced and duly passed on first reading;

REGULAR MEETING – JUNE 10, 2014

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, July 1, 2014, at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

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

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

On motion made by Councilwoman Foster Dublin, seconded by Councilman Potts, and carried by affirmative voice vote of all Councilpersons present, Resolution No. 6-14-185 was separated and tabled from consideration.

Consent Agenda Resolution Nos. 6-14-180 through 6-14-184 and 6-14-186 through 6-14-198 were duly adopted on motion made by Councilman Millet, seconded by Councilman Potts, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Brill Mittler, Erickson, Foster-Dublin, Millet, Potts.

Opposed: None.

Absent: Councilperson Welkovits.

Abstained: None.

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

No. 6-14-180

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 6/10/14, can be found in the Bills List Journal Book No. 33.

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

No. 6-14-181

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 7, 2014 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:

SEAN BIBBY, Police Officer, at an annual salary of \$43,505.00, effective June 10, 2014.

RICH MCGLYNN, Sports Camp Director, at an annual salary of \$6,000.00, effective July 1, 2014.

DAVID LUXENBERG, Director – Day Camp, at an annual salary of \$8,500.00, Director – Teen Camp, at an annual salary of \$2,000.00 and Pre-Camp Set up, at an annual salary of \$1,000.00, effective July 1, 2014

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 7, 2014 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:

CARLA HARTWICK, Clean Communities - Maintenance, at an hourly rate of \$10.00, effective May 15, 2014.

ERIN WASHINGTON, Instructor, at an hourly rate of \$20.00, effective July 1, 2014.

ANTONIO OLARRA, Instructor, at an hourly rate of \$15.00, effective July 1, 2014.

DEREK NOBLES, Instructor, at an hourly rate of \$16.00, effective July 1, 2014.

BRIAN MERLO, Instructor, at an hourly rate of \$12.00, effective July 1, 2014.

HARRY LANDIS, Instructor, at an hourly rate of \$12.00, effective July 1, 2014.

ELISABETH LANDIS, Counselor, at an hourly rate of \$10.00, effective July 1, 2014.

ANDY POWELL, Counselor, at an hourly rate of \$10.00, effective July 1, 2014.

LEO GOLDMAN, Counselor, at an hourly rate of \$8.50, effective July 1, 2014.

KIARA WEINSTEIN, Counselor, at an hourly rate of \$8.50, effective July 1, 2014.

TIM STARK, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

JAMIE BOOP, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

LINDSAY BLEVINS, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

KEITH ROIG, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

LOUIS HOROWITZ, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

ASHTON BURRELL, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

ASHLEY SOSA, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

TARIQ NABE, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

HANNAH STERN, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

HANNAH WEAVER, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

SYLVIA MARKS, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

VIKKI VALENTA, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

MADDIE HEHIR, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

WILL CALLAHAN, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

GRIFFIN WOOD, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.

REGULAR MEETING – JUNE 10, 2014

MONTY DRAPER, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.
 YANG XU, Counselor, at an hourly rate of \$12.00, effective July 1, 2014.
 JOE AMBROSIO, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 SHANA OSHINSKIE, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 YURI PROTTS, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 SIMONE KUSNECOV, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 AMIR WRIGHT, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 ANDREA BOFFICE, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 KAMRYN KOZACHEK, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 OLIVA BRIDGES, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 ZOE KARAGAN, Jr. Counselor, at an hourly rate of \$8.50, effective July 1, 2014.
 ELFRIDA GOODING, Part-time Substitute Crossing Guard at an hourly rate of \$17.35, effective June 10, 2014.

BE IT FURTHER RESOLVED that the Finance Director be and he 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 Safety Committee, was duly adopted as above:
No. 6-14-182

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 No. 91 to the said contract for the additional work outlined below; and

<u>CHANGE ORDER</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
#89	\$3,538.00	Provide Additional Power & Data at Detective Waiting Room
#92	\$(-542.00)	Additional Electric Provisions at Detective Waiting Room
#93	\$1,056.00	Provide Round Diffuser in Command Center

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-225 in the amount of \$4,052.00, 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. 89, 92 & 93, for \$4,052.00 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 Economic Development and Planning Committee, was duly adopted as above:
No. 6-14-183

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. 21, 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 \$127,889.81 in accordance with said Pay Estimate for work performed from May 1, 2014 to May 31, 2014; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-220 in the amount of \$118,866.81 and Account No. C-04-55-813-220 in the amount of \$9,023.00, for a total amount of \$127,889.81, 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 \$127,889.81, as certified by the Architect in Pay Estimate No. 21, 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 Finance Committee, was duly adopted as above:
No. 6-14-184

WHEREAS, the Police Department of the Borough of Highland Park is in need of computer equipment to upgrade the Police Department's functionality, as more fully described on the attached Purchase Requisition; and

WHEREAS, a quote for same was received from the following:

CDW-G	\$15,992.30
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and

WHEREAS, CDW-G is part of the MRESC State approved cooperative Co-op; and

WHEREAS, funds are available for this purpose in Account No. C-04-55-811-225, in the amount of \$15,992.30, as reflected by the certification of funds by Finance Director Kathleen Kovach, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough of Highland Park is hereby authorized and directed to purchase said computer equipment from CDW-G at a net price of \$15,992.30.

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

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

No. 6-14-186

WHEREAS, the Mayor and Council wish to obtain a real property appraisal of Block 47, Lots 27-75, Borough of Highland Park Tax Map; and

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

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

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

1. The Mayor and Clerk of the Borough of Highland Park are authorized and directed to enter into an agreement with BRB Valuation and Consulting Services, 22 Windham Drive, Eastampton, New Jersey, 08060 in order to prepare a fee-simple market value appraisal of real property designated as Block 47, Lots 27-75, Borough of Highland Park Tax Map for a sum not to exceed \$6,000.00. The contract hereby awarded is on file in the office of the Borough Clerk and may be inspected during regular office hours.

2. This contract is being awarded without competitive bidding as a "professional service" contract in accordance with the provisions of *N.J.S.A. 40A:11-5(1)(a)* of the New Jersey Local Public Contracts Law, for services to be performed by a person authorized by law to practice a recognized profession that is by law regulated.

3. Notice of this action shall be published in a newspaper of general circulation within the Borough of Highland Park within ten days of its passage.

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

No. 6-14-187

WHEREAS, The Goldstein Partnership, the Project Architect for the renovation of the Public Safety Building, had heretofore submitted an invoice totaling the amount of \$3,862.78 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 \$3,862.78 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 Finance Committee, was duly adopted as above:

No. 6-14-188

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, Inc., d/b/a Pad Thai, 217 Raritan Ave. - 1207-33-005-004

Wilhelm & Young, Inc. d/b/a Park Pub, 180-182 Woodbridge Ave. - 1207-33-011-002

Arta, LLC., 441 Raritan Ave. – 1207-33-004-009

Eisigian LLC, 247 Raritan Ave. – 1207-33-004-008

Eric Weinberg, Pocket License WITH BROAD PACKAGE PRIVILEGE - 1207-32-008-011

Highland Park Wine and Liquor LLC, 97 Woodbridge Ave. WITH BROAD PACKAGE PRIVILEGE-1207-32-003-006

PLENARY RETAIL DISTRIBUTION LICENSES

Kiadan d/b/a Pino's Fruit Basket Shoppe and Wine Cellars, 13 North 4th Ave. – 1207-44-006-009

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

Rite Aid, 332 Raritan Avenue – 1207-44-001-005

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 July 1, 2014 and shall expire June 30, 2015.

REGULAR MEETING – JUNE 10, 2014

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

No. 6-14-189

WHEREAS, Linda Andersen has filed with the Clerk of this Borough an application for a License to operate a taxicab under the provisions of the Ordinance providing for such Licenses for the year 2014; and

WHEREAS, the Chief of Police and/or his designee has investigated said applicants 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 the Finance Committee, was duly adopted as above:

No. 6-14-190

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, on behalf of the Borough, the 2015 Cooperation Agreement, a copy of which is attached to the original of this resolution.

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

No. 6-14-191

WHEREAS, under the terms and conditions of the Public Contracts Law of the State of New Jersey, a municipality may purchase items without competitive bidding from a firm or corporation currently under contract with the State of New Jersey; and

WHEREAS the Highland Park Police Department is in need of a SmartDMS 9-1-1 System Verison 7 Upgrade, as more fully described on the attached Purchase Requisition; and

WHEREAS, under State Contract No. A69923 the Borough may purchase said Smart DMS 9-1-1 System from KML Technology, Inc., 1460 Grandview Avenue, Unit 4, Mid Atlantic Corp. Center, West Deptford, New Jersey 08066, at the State contract price; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-220 in the amount of \$50,000.00, as reflected by the certification of funds by Chief Financial Officer Kathleen Kovach, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Police Chief is hereby authorized and directed to purchase said SmartDMS 9-1-1 System from KML Technology, Inc., 1460 Grandview Avenue, Unit 4, Mid Atlantic Corp. Center, West Deptford, NJ 08066 at a total price of \$50,000.00; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Police Chief Stephen Rizco and Chief Financial Officer Kathleen Kovach forthwith.

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

No. 6-14-192

WHEREAS, the following have posted Engineering Inspection Fees 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-12-56-824-0072	Parikh Real Estate Holdings 18 North 3 rd Ave. Highland Park NJ 08904	\$244.37	18 North 3 rd Avenue
T-12-56-824-0071	MEG Enterprises Inc. 1918 Rt. 27 Edison NJ 08817	\$209.14	1610 Parker Road
T-12-56-824-075	Congregation Ahavas Achim 216 So. 1 st Ave. Highland Park, NJ 08904	\$2,821.08	216 So. 1 st Avenue
T-12-56-824-069	Rite Aid PO Box 3165 Harrisburg, PA 17105-0042	\$7,278.90	332 Raritan Avenue
T-12-56-824-058	Yeshiva Shaarei Tzion 1131 Raritan Ave. Highland Park, NJ 08904	\$4,386.85	1131 Raritan Avenue

WHEREAS, the Director of the Department of Code Enforcement has determined that Engineering Inspection Fees 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 Engineering Inspection Fees 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 Finance Committee, was duly adopted as above:

No. 6-14-193

WHEREAS, an application has been filed for a Person-to-Person and Place-to-Place Transfer of Plenary Retail Consumption License No. 1207-32-008-010, currently inactive, issued to Eric Weinberg; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

REGULAR MEETING – JUNE 10, 2014

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Highland Park does hereby approve, effective June 10, 2014, the Person-to-Person and Place-to-Place transfer of the aforesaid Plenary Consumption License from Eric Weinberg to Kiadan, Inc. for premises located at 13 North 4th Avenue, Highland Park, NJ; and

BE IT FURTHER RESOLVED that the said Borough Council does hereby direct the Borough Clerk to endorse the License Certificate as follows: “This license, subject to all of its terms and condition, is hereby transferred to Kiadan, Inc. for premises located at 13 North 4th Avenue, Highland Park, NJ effective June 11, 2014.”

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

No. 6-14-194

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 July 1, 2014, and shall expire June 30, 2015.

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

No. 6-14-195

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Administrator and Borough Clerk are hereby authorized and directed to execute, on behalf of the Borough, the Agreement with Colonial Life & Accident Insurance Company for disability program for employees, a copy of which is attached to the original of this resolution.

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

No. 6-14-196

WHEREAS, BRAD SEIGAL, POLICE OFFICER, has resigned from the Highland Park Police Department effective May 19, 2014; and

WHEREAS, per the requirements of the Agreement between Borough of Highland Park and P.B.A. Local No 64, Brad Seigal is entitled to unused accrued time payments in the amount as calculated below.

	Calculation	Amount Due
Vacation	48 hours x \$22.73	\$1,091.04
Comp	25.5 hours x \$22.73	\$579.61
Total Payment		\$1,670.65

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Highland Park that the unused accrued time payment in an amount not to exceed \$1,670.65 be approved and distributed in the next available pay cycle.

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

No. 6-14-197

WHEREAS, Tracy Coman, Principal Clerk Typist, has resigned from the Highland Park Police Department effective May 20, 2014; and

WHEREAS, per the requirements of the Borough’s Personnel Manual, Tracy Coman is entitled to unused accrued time payments in the amount as calculated below.

	Calculation	Amount Due
Vacation	3.10 days x 173.39	\$537.51
Sick	5.57 days x \$24.62	\$137.13
Total Payment		\$674.64

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Highland Park that the unused accrued time payment in an amount not to exceed \$773.72 be approved and distributed in the next available pay cycle.

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

No. 6-14-198

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

REGULAR MEETING – JUNE 10, 2014

WHEREAS, it appears from Pay Estimate No. 2 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 \$117,586.64 in accordance with said Pay Estimate No. 1 for work performed from April 24, 2014 to May 28, 2014; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-817-220 in the amount of \$117,586.64, 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 \$117,586.64, as certified by the Borough Engineer in Pay Estimate No. 2, 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.

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

No. 6-14-199

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE MUNICIPAL BUDGET PURSUANT TO N.J.S. 40A:4-87 (CHAPTER 159, P.L. 1948)

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 2014 in the sum of \$22,077.70, 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 \$22,077.70 be and the same is hereby appropriated under the caption of:

Clean Communities \$22,077.70

BE IT FURTHER RESOLVED that the above is the result of a grant for Fiscal Year 2014; 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.

Acting Mayor Millet 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.

There being no further business, on motion made by Councilwoman Brill Mittler, seconded by Councilman Potts, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned at 8:19 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk