

REGULAR MEETING – AUGUST 5, 2014

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, August 5, 2014 and was called to order by Mayor Brill Mittler at 7:04 PM. Mayor Brill Mittler read the Open Public Meetings Statement.

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

Absent: Councilperson Millet.

On motion made by Councilwoman Welkovits, seconded by Councilman Potts, the minutes of the Regular and Conference Meeting held July 1, 2014; and Special Meeting held July 15, 2014 were approved as distributed by the following roll call vote, to wit:

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

Opposed: None.

Absent: Councilperson Millet.

Abstain: Councilperson George.

Main Street Minute – Rebecca Hersh reported that the Arts in the Park Event will be celebrating its 10th Anniversary. The Saturday night movies will continue through September every other weekend. Main Street Highland Park is working with Century 21 to promote the Townwide Garage Sale and also working with the merchants to set up that day for a sidewalk sale. There will be a meet and greet at Pino's on August 7th. They are wrapping up the townwide survey with over 500 responses received to date. Tomorrow is the last day and they will then compile the findings.

Councilwoman Foster-Dublin reported that the Highland Park Police Department has hired another Police Officer. Alaina Giles, a former Police Officer with Middlesex County College will begin her employment with the Borough on August 18th. The Police Department received a \$5,000.00 grant for the Drive Sober or Get Pulled Over Campaign which will take place Labor Day weekend. The National Night Out event will take place on August 6th from 5:00 PM to 9:00 PM.

Councilman Potts reported that the summer camp has over 300 participants this year and a lot of the participants registered for multiple weeks this year. The camp will be ending the next couple of weeks. Registration for fall sports has begun. The senior center is a place to go if residents need to cool off during extreme heat days. Currently the senior center is observing summer hours and is open Monday through Wednesday, 8:00 AM to 5:30 PM, Thursday 8:00 AM to 4:30 PM and is closed Friday, Saturday and Sunday. On August 13th from 8:00 AM to 4:30 PM Life Health Screenings will be conducted at the Senior Center. On August 21st there will be a Hawaiian luau. Nicole Huff has been hired as a part-time Social Worker and is available at the senior center between 8:30 AM and 2:00 PM. Residents needing assistance should contact her to schedule an appointment. She is also available to make home visits. Lastly, he reported that Shirley Shapiro donated a sculpture to the Borough that was created by her husband Jack Shapiro. The sculpture is on display in Borough Hall. There are also other sculptures at the senior center and the library.

Councilwoman Welkovits reported that the Highland Park Housing Authority held their 2nd Annual barbeque for their tenants. There was great food and great music and fun was had by all in attendance, including Mayor Brill Mittler. She acknowledged a generous donation received from Devon Clement to the Food Pantry. She also acknowledged that at the end of July Rutgers Against Hunger gave a generous donation of \$2,000 to the Food Pantry. Last month the Governing Body passed a resolution about antibiotics and she reported that she received a letter from Congresswoman Slaughter of Rochester, NY acknowledging receipt of the resolution. In her letter, Congresswoman Slaughter noted that she appreciated the support from Highland Park for this bill for the national ban on antibiotic use on livestock. Councilwoman Welkovits thanked all the great volunteers in Highland Park.

Councilman George thanked his Governing Body colleagues and the Democratic Committee for their confidence in him to be on Council. He hopes to use his skills and experience as liaison for economic development.

Councilman Erickson - No report.

Borough Administrator Kovach – No report.

Borough Attorney Schmierer – No report.

Mayor Brill Mittler reported that she received a letter from the State of New Jersey awarding the Borough a grant of \$330,000.00 for Valentine Street. The Engineer's office needs to prepare bid specifications to repave the road. She congratulated Borough Clerk Joan Hullings on being the Member Spotlight for the month of July by the Municipal Clerk's Association of New Jersey. She met over the last couple of weeks with different Mayors to discuss shared services. She will continue those discussions in the future. She met with President Barchi and community outreach people at Rutgers University. She will be making some appointments for a new task force on capital improvements that will be chaired by Dr. Clint Andrews. The committee will be comprised of members of the Board of Education, Main Street Highland Park, employees and people who have a stake in community growth.

Mayor Brill Mittler 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 session.

REGULAR MEETING – AUGUST 5, 2014

The Clerk reported advertising an ordinance entitled, AN ORDINANCE AUTHORIZING A RIGHT OF WAY USE AGREEMENT WITH LIGHT TOWER FIBER LONG ISLAND, LLC; 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 and that the public hearing was held at the July 1, 2014 meeting.

On motion made by Councilman Erickson, seconded by Councilman Potts, the ordinance entitled as above, being Ordinance No. 14-1863, was duly adopted by the following roll call, to wit:

Ayes: Councilpersons Erickson, Foster-Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilman Erickson, seconded by Councilman Potts, and carried by unanimous affirmative voice vote: No.8-14-223

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled AN ORDINANCE AUTHORIZING A RIGHT OF WAY USE AGREEMENT WITH LIGHT TOWER FIBER LONG ISLAND, LLC, passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

The Clerk reported advertising an ordinance entitled, AN ORDINANCE MANDATING DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES; 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 Councilman Erickson, seconded by Councilman George, and carried by unanimous affirmative voice vote, the above entitled ordinance was taken up on final reading by title.

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

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

On motion made by Councilman Erickson, seconded by Councilman George, the ordinance entitled as above, being Ordinance No. 14-1864, was duly adopted by the following roll call, to wit:

Ayes: Councilpersons Erickson, Foster-Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilman Erickson, seconded by Councilman George, and carried by unanimous affirmative voice vote: No.8-14-224

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled AN ORDINANCE TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE BOROUGH OF HIGHLAND PARK PURSUANT TO C. 52:14-15f et. seq., passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

The Clerk reported advertising an ordinance entitled, AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LEASE AND AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT REVENUE BONDS, SERIES 2014 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, had been introduced in writing by the Finance Committee for consideration of passage on first reading by title.

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

Ayes: Councilpersons Erickson, Foster-Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilman Erickson, seconded by Councilman George, and carried by unanimous affirmative voice vote: No. 8-14-225

WHEREAS, an Ordinance entitled, AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LEASE AND AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT REVENUE BONDS, SERIES 2014 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, September 2nd, at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

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

REGULAR MEETING – AUGUST 5, 2014

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

The Clerk reported advertising an ordinance entitled, AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LOAN AND SECURITY AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR THE UNDERTAKING OF VARIOUS 2014 CAPITAL IMPROVEMENTS AND THE ACQUISITION AND INSTALLATION, AS APPLICABLE, OF VARIOUS EQUIPMENT WITH AN ESTIMATED COST OF \$152,500.00, THE COST OF SUCH IMPROVEMENTS AND EQUIPMENT TO BE FINANCED THROUGH THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT BONDS, SERIES 2014 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, had been introduced in writing by the Finance Committee for consideration of passage on first reading by title.

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

Ayes: Councilpersons Erickson, Foster-Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilman Erickson, seconded by Councilman George, and carried by unanimous affirmative voice vote:
No. 8-14-226

WHEREAS, an Ordinance entitled, AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LOAN AND SECURITY AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR THE UNDERTAKING OF VARIOUS 2014 CAPITAL IMPROVEMENTS AND THE ACQUISITION AND INSTALLATION, AS APPLICABLE, OF VARIOUS EQUIPMENT WITH AN ESTIMATED COST OF \$152,500.00, THE COST OF SUCH IMPROVEMENTS AND EQUIPMENT TO BE FINANCED THROUGH THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT BONDS, SERIES 2014 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, September 2, 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.

The Clerk reported advertising an ordinance entitled, AN ORDINANCE AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010," CHAPTER 290 CONCERNING PEDDLING, SOLICITING AND CANVASSING had been introduced in writing by the Council as a Whole for consideration of passage on first reading by title.

Councilman George raised question about the ordinance and will confer with Borough Attorney to address the issue.

On motion made by Councilman George, 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 Erickson, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

Abstained: Councilperson Foster-Dublin.

The following resolution, introduced by the Council as a Whole, was duly adopted on motion made by Councilman George, seconded by Councilman Potts, and carried by affirmative voice vote of all Councilpersons present, with Councilperson Foster-Dublin abstaining:
No. 8-14-227

WHEREAS, an Ordinance entitled, AN ORDINANCE AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010," CHAPTER 290 CONCERNING PEDDLING, SOLICITING AND CANVASSING, has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, September 2, 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.

REGULAR MEETING – AUGUST 5, 2014

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

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

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

Ayes: Councilpersons Erickson, Foster-Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

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

No. 8-14-228

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Council Chambers, Borough Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on September 2, 2014 for the purpose of considering said Ordinance on final passage.

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

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

On motion made by Councilman Erickson, seconded by Councilwoman Foster Dublin, and carried by affirmative voice vote of all Councilpersons present, Resolution No. 8-14-240 was separated from the Consent Agenda. Councilman Erickson questioned the shared services agreement for custodial services. Borough Administrator Kovach explained that the Public Works employee would be cleaning other buildings and assigned other responsibilities. Temco, the low bidder for custodial services, will be cleaning the schools along with Borough Hall, the Senior Center and the new Public Safety Building.

Consent Agenda Resolution Nos. 8-14-229 through 8-14-239 and 8-14-241 through 8-14-250 were duly adopted on motion made by Councilman Erickson, seconded by Councilman George, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Erickson, Foster-Dublin, George, Millet, Potts.

Opposed: None.

Absent: Councilperson Millet.

Abstained: None.

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

No. 8-14-229

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 8/5/14, can be found in the Bills List Journal Book No. 33.

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

No. 8-14-230

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. 94, 104, 105, 106, 107, 108, 109, 110 & 111 to the said contract for the additional work outlined below; and

<u>CHANGE ORDER</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
# 94	- \$ 1,323.00	Cancel out Change Order #87 (Copy Room Duct Rerouting)
#104	\$ 1,725.00	Add Lettering in the Lobby
#105	\$ 1,323.00	Reroute Ductwork around Electric Panels in Wall of Copy Room
#106	- \$ 500.00	Credit the Owner for the Evidence Room Counter
#107	\$ 104.00	Provide a Custom Laminate Color at the Dispatch Furniture

REGULAR MEETING – AUGUST 5, 2014

#108	\$ 7,364.00	Provide Additional Receptacles at Server Rooms
#109	\$ 7,530.23	Provide 2 Additional Card Readers
#110	\$17,940.00	Construct a Police Monument
#111	\$ 5,520.00	Provide Acoustic Panels at Spandrel Glass

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-225 in the amount of \$39,683.23, 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 Gayle Brill Mittler be and is hereby authorized and directed to execute Change Order Nos. 94, 104, 105, 106, 107, 108, 109, 110 & 111, for \$39,683.23 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 Safety Committee, was duly adopted as above:
No. 8-14-231

WHEREAS, Tanveer A. Qureshi 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 the Public Works and Public Utilities Committee, was duly adopted as above:

No. 8-14-232

WHEREAS, Fantastic Realty Co. of 308 Raritan Avenue. received an erroneous water and sewerbill; and

WHEREAS, it has been determined by the Highland Park Water & Sewer Department that the water meter malfunctioned thereby causing the issuance of an erroneous water and sewer bill; and

WHEREAS, the Tax Collector recommends that this account be credited \$233.97 for water and \$140.09 for the sewer 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 in the amount of \$374.06 to the water and sewer account of Fantastic Realty Co., 308 Raritan Avenue.

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 Council as a Whole, was duly adopted as above:
No. 8-14-233

WHEREAS, the Borough of Highland Park Chief Finance Officer has determined that it would be appropriate to cancel two municipal tax liens.

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 Borough of Highland Park Chief Finance Officer is hereby authorized and directed to cancel the following tax lien certificates:

- a. Certificate No. 11-00077: 1170 Route 27, LLC for property located at 1170 Raritan Avenue for a total for tax, interest and cost: \$981.03.
- Certificate No. 11-00075: 1170 Route 27 Realty, LLC for property located at 1170 Raritan Avenue for tax, interest and cost totaling: \$285.91.

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

No. 8-14-234

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that approval is hereby given to Main Street Highland Park to hold their Arts Festival activities on September 21, 2014 from 9:00 AM to 6:00 PM; and

BE IT FURTHER RESOLVED that permission is hereby granted to the Highland Park Police Department to make application to the New Jersey Department of Transportation for a permit to close a portion of Raritan Avenue (Route #27) between 2nd and 5th Avenues on September 21, 2014 between 9:00 AM and 6:00 PM; and

BE IT FURTHER RESOLVED that Main Street Highland Park will work in close cooperation with the Highland Park Police Department to insure minimum inconvenience to Borough residents; and

BE IT FURTHER RESOLVED certified copies of this resolution be forwarded to Main Street Highland Park; Stephen Rizco, Chief of Police; Police Dept. Traffic Safety Bureau; Highland Park First Aid Squad Capt.; James Polos, Emergency Management Coordinator; Donald Rish, Dept. of Public Works Supt.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 8-14-235

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:

REGULAR MEETING – AUGUST 5, 2014

JULIANNE MORITZ, Detective Bureau Secretary, at an annual salary of \$40,654.00, effective September 2, 2014, pending final clearance.

ALAINA GILES, Police Officer, at an annual salary of \$56,428.00, effective August 18, 2014, pending final clearance.

PHILIP GEORGE, Councilman, at an annual salary of \$4,239.00, effective July 15, 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:

NICHOLAS KASAPEDIS, Instructor, at an hourly rate of \$15.00, effective July 1, 2014.

PAULA PISERCHIO, Part-Time Crossing Guard, at an hourly rate of \$17.31, effective September 4, 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 Finance Committee, was duly adopted as above:

No. 8-14-236

WHEREAS, the Mayor and Council of the Borough of Highland Park desire to establish a Capital Improvements Planning Task Force;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park, that the Capital Improvements Planning Task Force is hereby established; and

BE IT FURTHER RESOLVED that the Capital Improvements Planning Task Force will consist of the following:

1. Twelve (12) Regular Members who shall be residents of or employed within the Borough of Highland Park, to be appointed annually by the Mayor with the advice and consent of the Borough Council; and

BE IT FURTHER RESOLVED, that the purpose of the Capital Improvements Planning Task Force shall be to make recommendations on Capital Improvement projects for the Borough of Highland Park to pursue.

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

No. 8-14-237

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 member of the Highland Park Housing Authority for a term to expire as indicated:

Steve Chudnick

September 1, 2016

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

No. 8-14-238

WHEREAS, S. Seltzer Construction, the Contractor for the renovation of the Highland Park Rescue Squad, had heretofore submitted an invoice totaling the amount of \$100,000.00 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

WHEREAS, funds for this purpose are available in Account No. C-04-55-890-310 in the amount of \$100,000.00, 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 shall be and hereby authorized and directed to issue payment in the amount of \$100,000.00 to S. Seltzer Construction, for services in connection with the renovation of the Highland Park Rescue Squad; 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. 8-14-239

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:

APPLICANT

Academy of Art of Highland Park
and

BUSINESS LOCATIONS

727 Raritan 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 \$1,500.00, 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:

APPLICANT

Academy of Art of Highland Park

AMOUNT

\$1,500.00

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

REGULAR MEETING – AUGUST 5, 2014

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

No. 8-14-241

WHEREAS, the Borough Council has determined that it is in the best interest of the Borough and its residents to publicly bid for Electric Energy and Natural Gas Consulting Services to develop a program to aggregate the electrical load of electricity users within Highland Park both residential and commercial in connection with a Government Energy Aggregation (GEA) program;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough is hereby authorized to seek proposals for Electric Energy and Natural Gas Consulting Services.

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

No. 8-14-242

WHEREAS, the Borough of Highland Park needed to hire a company for South 5th Avenue Crosswalk Improvements; and

WHEREAS, proposals were solicited and were received; and

WHEREAS, said proposals were reviewed by Code Enforcement Director, Scott Luthman, and he has recommended that the proposal submitted by Tom Buske & Son Construction, LLC be accepted;

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-225 in an amount not to exceed \$8,500.00 without further resolution of Council, 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 Finance Director be and is hereby authorized and directed to pay to Tom Buske & Son Construction, LLC the sum of \$8,500.0 for construction services in connection with the South 5th Avenue Crosswalk Improvement Project; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the proposal of Tom Buske & Son Construction, LLC is hereby accepted; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Code Enforcement Director and the Finance Department forthwith.

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

No. 8-14-243

WHEREAS, Martin & Ann Cordon, 55 Grant Avenue, received an erroneous non sufficient funds charge; 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 # 10091080 a total amount of \$20.00 to the water and sewer account of Martin & Ann Cordon, 55 Grant Avenue, 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 Works and Public Utilities Committee, was duly adopted as above:

No. 8-14-244

WHEREAS, Judith Bodner, 335 North 4th 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 # 10020430-0 of \$1082.46 for water and \$651.98 for sewer for a total amount of \$1,734.44, plus any interest charges, to the water and sewer account of Judith Bodner, 335 North 4th Avenue, 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 Economic Development & Planning Committee, was duly adopted as above:

No. 8-14-245

WHEREAS, Main Street Highland Park has requested permission to engage in merchandising fresh fruits, vegetables, and related products, more commonly known as a Farmers Market, on the public parking lot at 220 Raritan Avenue, Highland Park; and

WHEREAS, Main Street Highland Park has also requested permission to engage in an Artisan's Market on the public parking lot at 220 Raritan Avenue, Highland Park; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that approval is hereby given to Main Street Highland Park to conduct a Farmers Market and Artisan's Market, every Friday beginning at 11:00 a.m., commencing June 6th and continuing through mid December, 2014, on the public parking lot at 220 Raritan Avenue, Highland Park;

BE IT FURTHER RESOLVED that the Borough Council hereby waives the Transient Merchant permit fees for vendors who participate in this Farmers Market/Artisan's Market; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Main Street Highland Park, the Department of Public Works and the Highland Park Police Department.

REGULAR MEETING – AUGUST 5, 2014

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

No. 8-14-246

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Clerk is hereby directed and authorized to advertise for receipt of Requests for Proposals for a Qualified Contractor to provide high-quality Energy Assessments, for the residents of the Borough of Highland Park, said proposals to be received on a date to be determined by Sustainable Highland Park and the Borough Clerk.

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

No. 8-14-247

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Finance Director be and is hereby authorized to remit to the following the amount set opposite, the same being the amount of overpayment of water and sewer charges for the account indicated:

<u>REMITTEE NAME/ADDRESS</u>	<u>ACCOUNT NO.</u>	<u>AMOUNT</u>
Joel & Lynn Zevin 16 Cedar Avenue Highland Park, NJ 08904	20111040-0	5,759.60

BE IT FURTHER RESOLVED that a certified copy of this resolution be transmitted to the Finance Department and the Water and Sewer Department forthwith.

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

No. 8-14-248

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. 23, 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 \$231,514.45 in accordance with said Pay Estimate for work performed from July 1, 2014 to July 31, 2014; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-220 in the amount of \$209,928.45 and Account No. C-04-55-813-220 in the amount of \$21,586.00 for a total amount of \$231,514.45, 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 \$231,514.45, as certified by the Architect in Pay Estimate No. 23, 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 Recreation and Arts Committee, was duly adopted as above:

No. 8-14-249

WHEREAS, the Borough of Highland Park, with the adoption of Ordinance No. 1630 has created a Department of Code Enforcement; and

WHEREAS, due to the complexity of their duties, limited staff, and the multiple demands on staff members' time, the Department of Code Enforcement cannot always provide borough residents and organizations who seek to work with the department with a personalized orientation to the language, paperwork, work-flow, expectations, and requirements of code enforcement concerns; and

WHEREAS, the limitation described above applies to other borough departments that work with the public on matters related to borough ordinances, state and county laws, and other concerns; and

WHEREAS, borough residents and organizations may experience frustration in trying to work with borough departments whose language, paperwork, work-flow, expectations, and requirements, are unclear to them, potentially discouraging those borough residents and organizations from addressing important concerns in a timely fashion; and

WHEREAS, the borough has an impressive cadre of well-educated, skilled, and personable retirees, some of whom may have prior professional experience that is directly related to the work of the Department of Code Enforcement and other borough departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highland Park that a Volunteer Retirees Service Corps is hereby established for the year 2014 to consist of 12 members who are residents of the Borough as follows;

- Retiree Chairperson
- A co-chairperson to assist with organization and promotion
- Eight (8) retirees with skills or experience related to borough departmental work
- Two (2) non-residents who work for either the Department of Code Enforcement, the Fire Department, the Board of Health, Department of Economic and Redevelopment, Administration, and other departments who can serve in an advisory capacity

All of said members shall be appointed by the Mayor with the advice and consent of the Borough Council, based on recommendations from borough staff from the Office of Aging and the Senior/Youth Center and said members will serve until the borough reorganization meeting in January 2015; and

BE IT FURTHER RESOLVED that the members of the Volunteer Retirees Service Corps shall meet at least quarterly and shall have the following responsibilities;

REGULAR MEETING – AUGUST 5, 2014

- Serve as the initial contacts for borough residents and organizational representatives seeking to address code, ordinance, and other concerns with the borough; corps members will advise borough residents and organizational representatives as to which department is suited to address their concerns and will provide a orientation as to the expectations, requirements, paperwork, timetables, and work-flow of the appropriate department;
- Liaison with the appropriate departmental officers to track the progress of different cases and help to resolve any bottlenecks or delays that may result, by serving as a go-between with the borough residents and organizational representatives;
- Assist in publicizing the work of the Volunteer Retirees Service Corps;

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

No. 8-14-250

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2014 Statewide Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 15 through September 1, 2014; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Highland Park declares it's support for the *Drive Sober or Get Pulled Over 2014 Statewide Crackdown* from August 15 through September 1, 2014 and pledges to increase awareness of the dangers of drinking and driving.

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

Ayes: Councilpersons Erickson, Foster-Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilperson Millet.

Abstained: None

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

No. 8-14-251

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 \$5,000.00, which item is now available as revenue from State and Federal programs pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$5,000.00 be and the same is hereby appropriated under the caption of:

Drive Sober or Get Pulled Over \$5,000.00

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.

Discussion ensued about shared services agreement for custodial services. Councilman Erickson expressed concern about privatizing borough services. Borough Administrator Kovach explained that this is a shared service between the Board of Education and the Borough. There will be no displacement of any personnel. This matter has been in discussions for over a year. They are not displacing the maintenance person as there are too many buildings to clean/maintain. The Borough is piggybacking with the schools to make it more fiscally prudent. The only other alternative would be to hire additional personnel. The senior center should be cleaned twice a day and the courtroom should be cleaned after court sessions. One maintenance person cannot handle all those duties.

Resolution No. 8-14-240 was duly adopted on motion made by Councilman Erickson, seconded by Councilman Potts, and carried by the following roll call vote, to wit:

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

Opposed: Councilperson Erickson.

Absent: Councilperson Millet.

Abstained: None.

Mayor Brill Mittler appointed the following to serve as members of the Zoning Board of Adjustment for terms to expire as indicated:

Judy Richman July 1, 2018

Robert Rothberg July 1, 2018

Robert Holzapfel Alt. #2 July 1, 2018

Mayor Brill Mittler appointed Daniel Axelrod to serve as a member of the Board of Health for a term to expire January 1, 2015.

REGULAR MEETING – AUGUST 5, 2014

Mayor Brill Mittler appointed Maria Austin to serve as a member of the Municipal Alliance for a term to expire August 5, 2015.

Mayor Brill Mittler appointed the following to serve as members of the Public Information Commission for terms to expire as indicated:

Laurel Kornfeld May 1, 2016

Saskia Marina May 1, 2016

Mayor Brill Mittler appointed the following to serve as members of the Capital Improvements Planning Task Force for terms to expire December 31, 2014:

Dr. Clinton Andrews Daniel Ross Kathleen Kovach

Timothy Capone Marc Mappen

Jane Stanley Jon Erickson

Chief Stephen Rizco Jenni Chapman

Donald Rish H. James Polos

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

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

Opposed: None.

Absent: Councilperson Millet.

Abstained: Councilperson Erickson.

Mayor Brill Mittler appointed the following to serve as members of the Environmental Commission for terms to expire as indicated:

Michael Rosenberg April 1, 2017

Laurel Kornfeld April 1, 2017

Steve Barnes April 1, 2017

Mayor Brill Mittler appointed Maria Austin to serve as a member of the Human Relations Commission for a term to expire April 17, 2017.

The Clerk reported receipt of notification of the election of Volunteer Firefighter Hilson S. Rivera the roll of the Highland Park Volunteer Fire Department.

On motion made by Councilwoman Foster-Dublin, seconded by Councilman Potts, the above confirmation was confirmed by the following roll call vote, to wit:

Ayes: Councilpersons Erickson, Foster Dublin, George, Potts, Welkovits.

Opposed: None.

Absent: Councilpersons Millet.

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

Ruth Bickhardt, 307 Magnolia Street, commented that she moved here over 10 years ago and the codes are not enforced. She noted that her home is flanked by 2 two-family homes that are rentals. She is living next to a garbage dump. Items have been placed at the curb for pickup since last week. Borough Administrator Kovach advised that she spoke to Scott Luthman and sent an email to him, the Department of Public Works and the Health Department. They will be at 309 Magnolia Street tomorrow morning. She thanked her for reporting the matter. Ms. Bickhardt commented that she broke her toe on broken sidewalks near Magnolia Street near the farmers market. Mayor Brill Mittler commented that thanks to her the sidewalk program was initiated. Residents were told that they had to repair their sidewalks. Some residents did not participate in the program and warnings/summons have been issued. Borough Administrator Kovach noted that people not in the program have received warnings/violations and are now appearing in municipal court. The Judge is giving them six weeks to comply. She will have Scott Luthman check the area she mentioned to see if they are on the list. Ms. Bickhardt commented that she used to live in New Brunswick for over 40 years and the town fixed the sidewalks and billed the residents. In New Brunswick, she had to pay to have bulk trash picked up.

No one else 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 Councilman Erickson, seconded by Councilman Potts, and carried by affirmative voice vote of all Councilpersons present:

No. 8/14/253

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 three matters affecting pending or anticipated litigation to which the public may be party; matters within the attorney-client privilege;

BE IT RESOLVED that the Mayor and Council will meet in private session at 6:52 P.M. on August 5, 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 Potts, seconded by Councilman Welkovits, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned at 7:47 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk