

REGULAR MEETING – AUGUST 14, 2012

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, August 14, 2012 and was called to order by Mayor Minkoff at 7:06 PM. Mayor Minkoff read the Open Public Meetings Statement.

Present: Mayor Minkoff; Councilpersons Brill Mittler, Erickson, Foster-Dublin, Millet, Potts, Welkovits; Borough Attorney Schmierer; Borough Administrator Kovach; Deputy Borough Clerk Martin.
Absent: Borough Clerk Hullings.

Police Chief Rizco thanked everyone for coming to this big night for the Highland Park Police Department. We are doing five promotions and one new hire, which is a big accomplishment for a police department of this size. He began by welcoming Kevin Schiffner to the Highland Park Police Department as of August 6, 2012. Kevin was born in New Brunswick and grew up in Metuchen and North Brunswick. He is a 2004 graduate of North Brunswick High School. Kevin attended Middlesex County College and Rutgers University before transferring to Kean University and graduating Suma Cum Laude in 2010 with a degree in Criminal Justice.

Mayor Minkoff administered the Oath of Office and Allegiance to new Police Officer, Kevin Schiffner.

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

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

Opposed: None.

Abstain: None.

Absent: None.

WHEREAS, the position of Police Officer became available due to retirement/promotions; and

WHEREAS, Kevin Shiffner has applied for and is qualified to fill the position; and

WHEREAS, the Public Safety Board recommends that Kevin Shiffner be hired as a Police Officer in the Highland Park Police Department;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Highland Park, that Kevin Shiffner be hired for the position of Police Officer in the Highland Park Police Department, effective August 6, 2012 at a base salary of \$42,648.00.

Police Chief Rizco called up Sgt. Thomas Hammill to be promoted to rank of Lieutenant. Sergeant Hammill was appointed to Highland Park Police Department on January 19, 1998. He graduated from the New Jersey State Police Academy on May 22, 1998 and was assigned to Patrol. Sergeant Hammill worked in the Detective Bureau for seven months and was the Police Department Liaison to the Office of Emergency Management. On June 6, 2007 he was promoted to the rank of Sergeant and was assigned to be Supervisor of the Patrol Squad. He also assisted with computers, radios and equipment set up for new police vehicles. Sergeant Hammill has over 30 letters of commendation and received four department citations. He is a certified Motorcycle Officer, an Internal Affairs Investigator, a National Night Out Organizer and a member of the Bicycle Safety Committee.

Police Chief Rizco called up Police Officer Theodore Haas to be promoted to rank of Sergeant. Police Officer Haas was appointed as a Highland Park Police Officer on December 18, 1990. He graduated from the Middlesex County Police Academy on May 17, 1991. He has earned a Bachelor of Science Degree in accounting from the University of Scranton and was assigned to Patrol. Police Officer Haas has thirty-two letters of commendation in his file and was a three time recipient of the St. Paul Knights of Columbus annual award for Police Officer of the Year. On June 8, 2011 he was honored for leading the department in Drunk Driving arrests by Mothers Against Drunk Driving (MADD) and he has received two departmental citations; one for safe delivery of a baby and one for saving an individual from a fire. Police Officer Haas is also a Certified Field Training Officer.

Police Chief Rizco called up Police Officer Derek Wenskoski to be promoted to rank of Sergeant. Police Officer Wenskoski was appointed as a Highland Park Police Officer on August 9, 1999. He graduated from the New Jersey State Police Academy in Sea Girt on December 3, 1999. Officer Wenskoski was assigned to Patrol through 2004 when he was then assigned to the Detective Bureau. He returned to Patrol in 2009. Officer Wenskoski has twenty letters of commendation and three departmental citations. He was honored by the New Jersey Police Honors Legion last month for his apprehension of an armed robbery suspect. He is the lead firearms instructor, supervisor of the Departments Emergency Response Team, a certified Arson Investigator, and a field training officer.

Police Chief Rizco called up Detective Ilan Lancry to be promoted to rank of Sergeant. Police Officer Lancry was appointed as a Highland Park Police Officer on February 15, 2000. He previously served as an Investigator for the Middlesex County Sheriff's Department since 2005. He was assigned to Patrol until 2008 when he was assigned to the Middlesex County Prosecutor's Office on a 10 month temporary basis. Upon his return in late 2008, Officer Lancry was assigned to the Detective Bureau where he has been the officer in charge since 2010. He has twenty-four commendations in his file and two departmental citations. He serves as the departments UCR Officer, Right to Know Officer, Tact Officer, the Administrator for Live Scan Fingerprinting System, E-ticket, Info Cop and NJ Learn Computer Aid Dispatch system. Officer Lancry has also been assigned to serve as a member of the Public Safety Building Design Committee.

Police Chief Rizco called up Police Officer Richard Abrams to be promoted to rank of Sergeant. Police Officer Abrams was appointed as a Highland Park Police Officer on June 6, 2003. He graduated from the Monmouth County Police Academy on June 4, 2003. He also earned an Associate in Arts Degree from Brookdale Community College. He has been assigned to patrol since his appointment. Officer Abrams has 9 letters of commendation in his file. He is currently on of the departments Firearms Instructor in Armor and is also the co-supervisor of the Departments Emergency Response Team. He is a member of the Middlesex County Special Operations Response Team and is the Taser Instructor for all of Middlesex Counties Police Officers.

Mayor Minkoff administered the Oath of Office and Allegiance to newly promoted Police Officers.

REGULAR MEETING – AUGUST 14, 2012

The following resolution, introduced by the Public Safety Committee, were duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilman Millet, and carried by the following roll call vote, to wit:

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

Opposed: None.

Abstain: None.

Absent: None.

WHEREAS, the position of Lieutenant became available due to department restructuring/promotions; and

WHEREAS, Sgt. Thomas Hammill has applied for and is qualified to fill the position; and

WHEREAS, the Public Safety Board recommends that Sgt. Thomas Hammill be promoted to Lieutenant, Highland Park Police Department;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Highland Park, that Thomas Hammill be appointed to the position of Lieutenant in the Highland Park Police Department, effective August 15, 2012 at a base salary of \$124,392.00.

The following resolution, introduced by the Public Safety Committee, were duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilman Millet, and carried by the following roll call vote, to wit:

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

Opposed: None.

Abstain: None.

Absent: None.

WHEREAS, the position of Sergeant became available due to retirement/promotions; and

WHEREAS, Theodore Haas has applied for and is qualified to fill the position; and

WHEREAS, the Public Safety Board recommends that Theodore Haas be promoted to Sergeant, Highland Park Police Department;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Highland Park, that Theodore Haas be appointed to the position of Sergeant in the Highland Park Police Department, effective August 15, 2012 at a base salary of \$114,248.00.

The following resolution, introduced by the Public Safety Committee, were duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilman Millet, and carried by the following roll call vote, to wit:

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

Opposed: None.

Abstain: None.

Absent: None.

WHEREAS, the position of Sergeant became available due to retirement/promotions; and

WHEREAS, Derek Wenskoski has applied for and is qualified to fill the position; and

WHEREAS, the Public Safety Board recommends that Derek Wenskoski be promoted to Sergeant, Highland Park Police Department;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Highland Park, that Derek Wenskoski be appointed to the position of Sergeant in the Highland Park Police Department, effective August 15, 2012 at a base salary of \$114,248.00.

The following resolution, introduced by the Public Safety Committee, were duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilman Millet, and carried by the following roll call vote, to wit:

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

Opposed: None.

Abstain: None.

Absent: None.

WHEREAS, the position of Sergeant became available due to retirement/promotions; and

WHEREAS, Ilan Lancry has applied for and is qualified to fill the position; and

WHEREAS, the Public Safety Board recommends that Ilan Lancry be promoted to Sergeant, Highland Park Police Department;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Highland Park, that Ilan Lancry be appointed to the position of Sergeant in the Highland Park Police Department, effective August 15, 2012 at a base salary of \$114,248.00.

The following resolution, introduced by the Public Safety Committee, were duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilman Millet, and carried by the following roll call vote, to wit:

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

Opposed: None.

Abstain: None.

Absent: None.

WHEREAS, the position of Sergeant became available due to retirement/promotions; and

WHEREAS, Richard Abrams has applied for and is qualified to fill the position; and

WHEREAS, the Public Safety Board recommends that Richard Abrams be promoted to Sergeant, Highland Park Police Department;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Highland Park, that Richard Abrams be appointed to the position of Sergeant in the Highland Park Police Department, effective August 15, 2012 at a base salary of \$114,248.00.

Councilwoman Foster-Dublin thanked all of the Highland Park Police Officers for helping to keep Highland Park a safe and enjoyable community to live in.

REGULAR MEETING – AUGUST 14, 2012

Mayor Minkoff is extremely grateful for the Highland Park Police Department and all of Highland Park's First Responders for being second to none and always representing Highland Park with such pride and camaraderie and for keeping Highland Park safe and doing an extraordinary job.

On motion made by Councilwoman Brill Mittler seconded by Councilman Millet, the minutes of the Regular and Conference Meetings held on January 17, February 7, February 21, March 6, March 20, April 3, April 17, May 1, and the Special Meeting held on April 24, 2012 were approved as distributed by the following roll call vote, to wit:

Ayes: Councilpersons Brill Mittler, Erickson, Millet, Potts, Welkovits.

Opposed: None.

Absent: None.

Abstain: Councilwoman Foster-Dublin.

Main Street Minute – Jamie McCrone is back after his year of leave. Meeting with Main Street Executive committee, Business Owners, and Merchants and learning about what needs to be done. Main Street Streetscape Project looks great and is something to be proud of and will help draw business and people into the town. The final Summer night's event was rained out but Rutgers Barber Shop held a cut a thon that was a big success. National Night out was a huge success. He thanked the Highland Park Police Department for their efforts. The next event is the town wide garage sale on September 8th & 9th. Main Street is working on welcome packets, and the Arts in the Park event to be held on September 30th. The Department of Public Works helped relocate bees from a North 8th Ave. tree.

Mayor Minkoff asked the Council members to present their reports.

Councilwoman Foster-Dublin reported that Public Safety Committee is working on the Pinwheels for Peace project in lieu of 9/11 Memorial to promote world peace and end world violence.

Councilman Potts reported that the Recreation Department's Soccer K-6th registration deadline is Sept 7th. Games are played on Sunday's and there is practice once a week. Adult fall programming begins the 3rd week in September and includes volleyball, soccer on the turf, basketball, Israeli Dance and Step class. Teen programs also begin the 3rd week in September and include Art Class, Theater, table tennis, Monday Night Football and Track Club. Over 70 residents participated in the Lifeline Stroke Prevention Screening on Wed Aug 8th. Upcoming Events: on Monday August 20th Senior Ice Cream Social, Senior lunch on Monday September 10th, trips to Historic Smithville, Long Branch Beach and Atlantic City. Monthly calendars and program fliers can be picked up at senior youth center or accessed on our website.

Councilwoman Welkovits reported that on Friday, August 3rd at 2:19 AM an alarm for the Senior Housing Building went off due to a sprinkler fail. The building flooded and 100 residents were evacuated to the senior center. There was an air of calm as everyone came together and handled the crisis in an amazing way. She thanked Emergency Management, Police, Fire and the Housing Authority themselves (under new management from Woodbridge) and the employees from the senior center, Kim, Andrea, and Janet. She also thanked the Business Administrator, Councilwoman Brill Mittler, Councilman Potts and Mayor Minkoff who also showed up. Everyone was safely back by that evening except for one resident whose home was damaged but they are housing her in a spare apartment temporarily. The Library roof is in need of repair and grant money for the HVAC system will be used to repair it. The Council is introducing an Inter-local agreement with Housing Authority to share certain services to help save some money. Mosquito Spray Information is posted on the Board of Health website.

Councilman Millet - No report.

Councilman Erickson reported that periodically municipal audits are audited themselves and our audit was audited this year and was found to be in excellent condition. This years audit begins the end of this week beginning of next week.

Councilwoman Brill Mittler reported that she would like to let everyone know that the Borough is taking communications seriously and for those of you who have signed up for our e-newsletter, you have begun to see this delivered to your email about every two weeks. It's full of information for upcoming events and changes in schedules either here at the Borough or for changes in Garbage pickup and Bulk Trash. It also contains little bits of information on events happening throughout the Borough. They will also have available a hardcopy newspaper coming available late fall/early winter. Gary Leslie and his Cable TV group are looking into ways to expand their programming. Lastly, she has been meeting with chairs of the individual economic development sub-committees hoping to open up more communication between the sub committees going forward.

Mayor Minkoff began his report by reading a letter from IM Gallery Dance Studio. He wanted to make sure to underscore the comment that Councilwoman Welkovits made regarding the Library roof repairs. He thanked Freeholder Polos and all the county freeholders for being helpful in expediting our ability to vote on using this money to perform the repairs on such short notice and Freeholder Polos was instrumental in us getting the original \$100,000.00 for the Library Project. He continues to be an advocate and wonderful friend to the Borough and we appreciate all he does for us. National Night Out was an extraordinary event this year with record attendance. This was the 5th year and each year it builds. It's a true community partnership that fosters good police – community relations. We have very generous merchants and business owners who come out and support the event and we are incredibly grateful to them. We also raised an additional \$500 for the food pantry. It was an overall big success and a great evening here in Highland Park.

Borough Administrator – No report.

REGULAR MEETING – AUGUST 14, 2012

Borough Attorney Schmierer reported on the status of Mount Laurel Litigation. On May 10th entered into Interim Settlement Agreement with River Road Properties, in which the Borough indicated its willingness to rezone the property to support 94 units of housing. During the summer months they have been working on a Final Settlement Agreement. They have received a concept plan from the developer which shows the layout of the proposed 94 units. Finally, they have been working on the technical ordinance to create a new zone that will wrap around the proposed development. Efforts continue and he will brief council tonight on the status of those 3 documents as we prepare to finalize the agreement. There will then be a fairness hearing before the court scheduled at some date in the future. Once agreement is completed we can then finalize the ordinance here as part of the public agenda during a Borough Council Meeting. American Properties Litigation – continuing to meet and negotiate – Council met with Master Elizabeth Mackenzie to try to get her to understand the uniqueness of the property and the uniqueness of the borough and discuss concerns and the direction of the settlement. They came away from that meeting encouraged. They are attempting to settle that litigation as well. Nothing is currently scheduled for the courts but will share as things come up.

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

Dominic Cerminaro, 244 Harrison Avenue, commented that seniors are having difficulty cutting up boxes for recycling. He asked the Council to please consider having an open truck follow the recycling truck for seniors who have registered as disabled or unable to cut up boxes to collect their uncut boxes. Also, 2 years ago Mayor and Council decided to knock down old senior center to make lot more attractive and more easily disposable. Lot valued at over \$200,000 can produce \$15-20,000 per year in taxes, has been vacant for over 2 years. He knows that there have been interested buyers. He asked why after 2 years there is no initiative to dispose of it for revenue. Councilman Millet commented that he believes there are no more restrictions on box size, but will confirm with the Supt. of Public Works. The referenced lot is within the redevelopment zone. Councilwoman Brill Mittler will have a conversation with the redevelopment agency and get back to him if he has an interested party.

Herbert Freese, 201 South 2nd Avenue, asked about item #17 on the consent agenda 17, Bills list, specifically about reimbursements for the garbage rebates. The figures compiled have many errors and omissions and figures do not include cost of vehicles. He asked that they revise the reimbursement figures before approving any reimbursements. Borough Administrator Kathy Kovach stated that she has spoken to Mr. Freese about that. All capital expenditures are not included in the formula. She has spoken to Mr. Freese about the formula that is used and would be happy to explain it to him again.

Dolly Rogers, 504 Magnolia Street, stated that she is a tenant who is very disturbed about the sidewalk debacle. She does not understand why the town has gotten involved with threatening the residents to fix their sidewalks because that is part of your right to have homeowners insurance. She doesn't understand why town has gotten involved with the sidewalks at all. Borough Attorney Schmierer stated that the town is concerned about the safety of the sidewalks for people to walk on them and preventing unnecessary falls.

Eddie Christiansen, commented that he owns two rental properties in Highland Park and has wishes of peace. He stated that members of the township spoke in a very forceful way regarding the sidewalks and feels that we need to work together to keep the township safe. He suggests tubing under sidewalks to help melt the snow. He feels there is no need for the hostility towards each other.

Julianne Steinberg, 29 Harrison Avenue, commented that she had contacted the Code Enforcement Director who hung up on her. She spoke to the Borough Administrator about that incident. She had three contractors come out to look at her sidewalks and they could not find anything wrong with them. Her insurance company did not find anything wrong with the sidewalks either. If the Borough tree caused the problem then the Borough should pay for the repair.

Lawrence Rosenfeld, 147 Exeter Street, noted that he sent a letter to the Mayor and Council about this issue. He noted that the Code Enforcement Director told him that the slabs could be lifted and the roots cut if a tree is causing a problem.

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

The Deputy Clerk reported that 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 2012 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, had been introduced in writing by the Economic Development and Planning Committee for consideration of passage on first reading by title.

On motion made by Councilman Erickson, seconded by Councilman Millet, 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, Welkovits.

Opposed: None.

Absent: None.

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

REGULAR MEETING – AUGUST 14, 2012

No. 8-12-230

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 2012 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 4, 2012, 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 Deputy Clerk reported that 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 2012 CAPITAL IMPROVEMENTS AND THE ACQUISITION AND INSTALLATION, AS APPLICABLE, OF VARIOUS EQUIPMENT WITH AN ESTIMATED COST OF \$275,000.00, THE COST OF SUCH IMPROVEMENTS AND EQUIPMENT TO BE FINANCED THROUGH THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT BONDS, SERIES 2012 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 Millet, 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, Welkovits.

Opposed: None.

Absent: None.

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

No. 8-12-231

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 2012 CAPITAL IMPROVEMENTS AND THE ACQUISITION AND INSTALLATION, AS APPLICABLE, OF VARIOUS EQUIPMENT WITH AN ESTIMATED COST OF \$275,000.00, THE COST OF SUCH IMPROVEMENTS AND EQUIPMENT TO BE FINANCED THROUGH THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT BONDS, SERIES 2012 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 4, 2012, 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 Deputy Clerk reported that an ordinance entitled, AN ORDINANCE APPROVING THE INTERSECTION IMPROVEMENTS FOR WOODBRIDGE AVENUE AND DUCLOS LANE IN THE BOROUGH OF HIGHLAND PARK, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, had been introduced in writing by the Public Works and Public Utilities Committee for consideration of passage on first reading by title.

On motion made by Councilman Millet, seconded by Councilman Erickson, 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, Welkovits.

Opposed: None.

Absent: None.

REGULAR MEETING – AUGUST 14, 2012

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

No. 8-12-232

WHEREAS, an Ordinance entitled, AN ORDINANCE APPROVING THE INTERSECTION IMPROVEMENTS FOR WOODBRIDGE AVENUE AND DUCLOS LANE IN THE BOROUGH OF HIGHLAND PARK, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, 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 4, 2012, 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 Deputy Clerk reported that 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 Public Safety Committee for consideration of passage on first reading by title.

On motion made by Councilwoman Welkovits, seconded by Councilwoman Brill Mittler, 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, Welkovits.

Opposed: None.

Absent: None.

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

No. 8-12-233

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 Hall, 221 South Fifth Avenue, Highland Park, New Jersey, on Tuesday, September 4, 2012, 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 Councilman Erickson, seconded by Councilwoman Brill Mittler, and carried by affirmative voice vote of all Councilpersons present, Resolution Nos. 8-12-236 and 8-12-242 were separated from the Consent Agenda.

Consent Agenda Resolution Nos. 8-12-234 through 8-12-248, except Resolution Nos. 8-12-236 and 8-12-242, were duly adopted on motion made by Councilman Millet, seconded by Councilwoman Brill Mittler, and carried by the following roll call vote, to wit:

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

Opposed: None.

Absent: None.

Abstain: None.

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

No. 8-12-234

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 814//12, can be found in the Bills List Journal Book No. 31.

REGULAR MEETING – AUGUST 14, 2012

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

No. 8-12-235

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Finance Director be and is hereby authorized and directed to remit to the following the amount set opposite, the same being the amount of overpayment of 2012 3rd quarter taxes for the property indicated:

<u>BLOCK</u>	<u>LOT</u>	<u>REMITTEE</u>	<u>AMOUNT TO BE REMITTED</u>
71	53	V. Dinicola Highland Park, NJ 08904	\$4708.70
71	55	V. Dinicola Highland Park, NJ 08904	\$4674.42

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

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

No. 8-12-237

WHEREAS, pursuant to Resolution No. 7-11-204, adopted by the Borough Council on July 19, 2011, a contract was awarded to ConQuest Industries, LLC, Westwood, NJ, for Highland Park Streetscape: Raritan Avenue Phase I Project; and

WHEREAS, it appears from Pay Estimate No. 10, filed by the Borough Engineer that certain work under said contract has been completed and approved, and there is due to ConQuest Industries, LLC the sum of \$129,854.90 in accordance with said Pay Estimate No. 10 for work performed from June 29, 2012 to July 26, 2012; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-801-200, in the amount of \$129,854.90, 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 to ConQuest Industries, LLC the sum of \$129,854.90, as certified by the Borough Engineer in Pay Estimate No. 10, 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 Borough Engineer forthwith.

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

No. 8-12-238

WHEREAS, Jason Brian Fox and Joseph J. Baron, have filed with the Clerk of this Borough an application for a License to operate taxicabs under the provisions of the Ordinance providing for such Licenses for the year 2012; and

WHEREAS, the Chief of Police has investigated said applicants and has reported favorably upon said applications;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that said applicants are 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 applicants.

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

No. 8-12-239

WHEREAS, July 20, 2010, S & D Nave Company, LLC, Contractor, deposited a cash maintenance guarantee in the amount of \$5,418.27 with the Borough of Highland Park in connection with a Site Plan and Variance Application for premises known as Block 128, Lots 5, 6, 7, & 8; and

WHEREAS, the Mayor and Borough Council wish to release said maintenance guarantee as of the date of this resolution;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Chief Financial Officer Kathleen Kovach shall be and is hereby authorized and directed to release to Dan Nave, S & D Nave Company LLC, 2 Monticello Court, Manalapan, NJ 07726, the sum of \$5,418.27, the same being the amount of cash maintenance guarantee deposited for said approval of Block 128, Lots 5, 6, 7, & 8.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Chief Financial Officer, the Borough Engineer, the Code Enforcement Director, and Dan Nave of S & D Nave Company, LLC.

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

No. 8-12-240

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor shall be and is hereby authorized to execute Service Agreement with the Colgate Paper Stock Co., Inc., for collection of single stream recyclables, for a term of three years, said agreement to be in a form approved by the Borough Attorney, and attached to this resolution.

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

No. 8-12-241

WHEREAS, pursuant to Resolution No. 3-12-106, adopted by the Borough Council on March 6, 2012, a contract was awarded to Helios Construction, Inc., Ocean, NJ, for Toilet Addition at Maintenance Building; and

REGULAR MEETING – AUGUST 14, 2012

WHEREAS, it appears from Pay Estimate No. 3, filed by the Capital Project Coordinator that certain work under said contract has been completed and approved, and there is due to Helios Construction, Inc. the sum of \$13,140.00 in accordance with said Pay Estimate No. 3 for work performed from June 26, 2012 to July 13, 2012; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-701-215 in the amount of \$13,140.00, 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 Chief Financial Officer be and is hereby authorized and directed to pay to Helios Construction, Inc. the sum of \$13,140.00, as certified by the Capital Project Coordinator in Pay Estimate No. 3, 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 Capital Project Coordinator forthwith.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 8-12-243

WHEREAS, Glenn Seaboldt, Jr., Police Dispatcher, has retired from the Highland Park Police Department effective July 2, 2012; and

WHEREAS, per the requirements of the Borough's Personnel Manual, Glenn Seaboldt Jr. is entitled to unused accrued time payments in the amount as calculated below.

	Calculation	Amount Due
Comp Time	49.50 hours x \$22.95/hr	\$1,136.03
Vacation	4 days x \$177.86	\$711.44
Sick	46.88 days x \$2.86	\$134.08
Personal Day		
Total Payment		\$1,981.55

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 \$1,981.55 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. 8-12-244

WHEREAS, the Housing Authority of the Borough of Highland Park is desirous of procuring services from the Borough of Highland Park for a two (2) year period; and

WHEREAS, the Borough of Highland Park wishes to enter into a Shared Services Agreement with the Housing Authority, attached hereto, for the provision of services as permitted by the "Uniform Shared Services and Consolidation Act" N.J.S.A. 40A:65-1, et seq.

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

1. The attached Shared Services Agreement between the Borough of Highland Park and the Highland Park Housing Authority for the provision of services is hereby approved by the Borough Council.
2. Upon receipt of the Highland Park Housing Authority Resolution approving the Shared Services Agreement and an executed copy of the Agreement, the Borough shall provide copies of all Resolutions and the Shared Services Agreement to the Division of Local Government Services in the Department of Community Affairs as required by N.J.S.A. 40A:65-4(b).
3. The Mayor, Borough Clerk, Borough Attorney and other necessary Borough Officials and Employees are hereby authorized to execute and deliver the Shared Services Agreement between the Borough of Highland Park and the Highland Park Housing Authority for the provision of services attached hereto and all other documents and undertake all actions reasonably necessary to effectuate and implement this Resolution and the terms of the Shared Services Agreement.
4. The Borough Clerk is also directed to forward a certified copy of this Resolution once adopted to the Borough Attorney and the Highland Park Housing Authority Director.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 8-12-245

WHEREAS, the Borough of Highland Park is in need of replacing the postage machine in the Municipal Building, as more fully described on the attached proposal; and

WHEREAS, Pitney Bowes, Shelton, CT, quoted a per monthly charge of \$259.00 per month for the next 60 months for the lease of said equipment, including maintenance; and

WHEREAS, funds for this purpose are available in Account No. 2-01-20-316-202 in the amount of \$1,036.00, for the remainder of 2012 as reflected by the certification of funds by Finance Director Kathleen Kovach, shown below; and

WHEREAS, funds for this purpose shall be appropriated in each applicable budget year;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Administrator is hereby authorized and directed to execute the agreement for the lease of the aforesaid postage machine from Pitney Bowes, 27 Waterview Dr., Shelton, CT 06484-4361 at the aforementioned monthly charge; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Chief Financial Officer forthwith.

REGULAR MEETING – AUGUST 14, 2012

The following resolution, introduced by the Public Safety Committee, was duly adopted as above:
No. 8-12-246

WHEREAS, the Borough of Highland Park desires to apply for and obtain a 2012 Community Concerns Grant from the County of Middlesex.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor is hereby authorized and directed to execute the application for the 2012 Community Concerns Grant on behalf of the Borough to Middlesex County;

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

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

No. 8-12-247

WHEREAS, the Highland Park Library has a need to make repairs to the roof, as more fully described on the attached quotation; and

WHEREAS, quotes were solicited and only one quote was received as follows:

Tecta America	\$5,140.00
---------------	------------

And

WHEREAS, funds for this purpose are available in the amount of \$5,140.00 in the following account, as reflected by the certification of funds by Finance Director Kathleen Kovach shown below:

<u>ACCOUNT NO.</u>	<u>AMOUNT</u>
C-04-55-816-210	\$5,140.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Highland Park that the Library Director is hereby authorized and directed to arrange for said repairs from Tecta America, 38 Roosevelt Avenue, Belleville, NJ 076109 at a total price of \$5,140.00; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Library Director Jane Stanley and Finance Director Kathleen Kovach, forthwith.

The Deputy Clerk reported receipt of notification of the election of Volunteer Firefighter Andrew Campbell to the rolls of the Highland Park Volunteer Fire Department.

On motion made by Councilwoman Welkovits, seconded by Councilman Millet, the above confirmation was confirmed by the following roll call vote, to wit:

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

Opposed: None.

Absent: None.

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

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

Opposed: None.

Abstain: None.

Absent: None.

No. 8-12-248

WHEREAS, the Borough wishes to sponsor the L.I.V.E. Event, a Charity Kickball Game to be held August 17, 2012 at Donaldson Park; and

WHEREAS, the Borough wishes to charge a \$5.00 cash donation or the equivalent in new school supplies for admission; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that they agree to sponsor the L.I.V.E. Event; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be furnished to Community Services.

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

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

Opposed: None.

Abstain: Councilman Potts.

Absent: None

No. 8-12-236

BE IT RESOLVED by the Mayor and Council of the Borough of Highland Park that the Borough Clerk shall be and is hereby authorized and directed to notify the Borough Finance Director that since the adoption of a resolution on January 3, 2012 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:

PETER D. ARCHIBALD, Dispatcher, at an annual salary of \$38,106.73, effective August 1, 2012.

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 3, 2012 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:

TIM STARK, Head Counselor, at an hourly rate of \$21.75, effective July 1, 2012.

JEWEL SOROKA, Head Counselor, at an hourly rate of \$17.00, effective July 1, 2012.

ANTONIO OLARRA, Counselor, at an hourly rate of \$12.00, effective July 1, 2012.

JEREMY FISHER, Counselor, at an hourly rate of \$12.00, effective July 1, 2012.

ANNA BOFFICE, Counselor, at an hourly rate of \$12.00, effective July 1, 2012.

ASHTON BURRELL, Counselor, at an hourly rate of \$12.00, effective July 1, 2012.

ASHLEY SOSA, Counselor, at an hourly rate of \$12.00, effective July 1, 2012.

REGULAR MEETING – AUGUST 14, 2012

SCOTT FISHER, Junior Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
MADDIE HEHIR, Junior Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
HANNAH WEAVER, Junior Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
JAMES WEBB, Junior Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
TARIQ NABE, Junior Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
VIKKI VALENTA, Junior Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
LINDSEY MAGEE, Sub, at an hourly rate of \$12.00, effective July 1, 2012.
EDDIEN MEDINA, Sub, at an hourly rate of \$12.00, effective July 1, 2012.
JESSICA POTTS, Sub, at an hourly rate of \$12.00, effective July 1, 2012.
SACHA LUGO, Sub, at an hourly rate of \$12.00, effective July 1, 2012.
ELLIOT RECIOS, Sub, at an hourly rate of \$8.50, effective July 1, 2012.
YULIYA PROTS, Sub, at an hourly rate of \$12.00, effective July 1, 2012.
JASMIN ROBERTSON, Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
EMMANUEL MCLAIN, Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
JASON POTTS, Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
PHILLIP GIANOLIO-FALK, Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
ANDY POWELL, Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
PATRICK THIERINGER, Counselor, at an hourly rate of \$8.50, effective July 1, 2012.
KEITH ROIG, Instructor, at an hourly rate of \$20.00, effective July 1, 2012.
CRAIG GIRVAN, Instructor, at an hourly rate of \$20.00, effective July 1, 2012.
DEREK NOBLES, Instructor, at an hourly rate of \$20.00, effective July 1, 2012.
JAMES-EDWARD BOYD, Instructor, at an hourly rate of \$20.00, effective July 1, 2012.

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 on motion made by Councilman Millet, seconded by Councilman Erickson, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Erickson, Foster-Dublin, Millet, Potts, Welkovits.
Opposed: None.
Abstain: Councilperson Brill Mittler.
Absent: None.

No. 8-12-242

WHEREAS, the Highland Park Conservative Temple – Congregation Anshe Emeth has made application to the Borough Council of the Borough of Highland Park for a license to hold, operate and conduct a Off-Premises Raffle in accordance with the Raffles Licensing Law (NSJA 5:8-50 to 76), on November 6, 2012; and

WHEREAS, the Borough Council has made or caused to be made an investigation of the qualifications of said applicant and the merits of said application and have determined that said applicant is qualified to hold, operate and conduct Raffles in accordance with the Raffles Licensing Law and the findings set forth in the attached Form 5A of the Legalized Games of Chance Control Commission;

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue a license to the Highland Park Conservative Temple – Congregation Anshe Emeth for the holding, operation and conduct of a raffle on the above date upon payment of a legal fee therefor, subject to the provisions of the Raffles Licensing Law and the rules, regulations and amendments thereto promulgated by said Control Commission.

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

Lou Pichinson, 200 Jackson Avenue, asked council to elaborate on the process with regards to American Properties and regarding Judge Paley's retirement. Borough Attorney Schmierer stated that his retirement is not affecting negotiations. Mr. Pichinson asked if they have scheduled a meeting. Borough Attorney Schmierer stated no. Mr. Pichinson asked about the steps for an Interim Settlement agreement, Borough Attorney Schmierer advised that they are still under interim settlement agreement and working on moving towards final settlement agreement. The concept plan is done and they are working on the final ordinance.

Lois Lebbing, North 2nd Avenue, commented that the Main Street Highland Park Building is still not handicapped accessible. Councilwoman Brill Mittler commented that she is committed to working with Main Street Highland Park to resolve the issue and make it handicapped accessible. Ms. Lebbing asked about the kind of programs that are available for adults with disabilities. Highland Park offers programs for youth and seniors, not much for middle aged adults. She asked about sidewalks and wanted to know what case went to NJ Supreme Court. Borough Attorney Schmierer noted that it was a misstatement. The case went to the NJ Superior Court, Law Division, not Supreme Court.

Joyce Leslie, 501 South 1st. Avenue, commented about the proposed 7-Eleven project at So. 2nd Avenue and Raritan Avenue. She is worried about community based thriving businesses in such close proximity. She feels that putting the 7-Eleven in will be creating a bad feeling. Mayor Minkoff encouraged her to attend the Planning Board meeting on Thursday night.

Mike Britton, 111 South 6th Avenue, asked about the sidewalks and whether it is possible to level abutting slabs. Councilman Millet answered yes but you can't use patch work to make it level. Mayor Minkoff stated that the objective to the sidewalk program is safety driven.

Karen Swaine, 55 Cleveland Avenue, commented about root grinding and added that residents should not let ordinary sidewalk contractors grind tree roots. The town has tree experts to come and look at best way to handle the tree.

REGULAR MEETING – AUGUST 14, 2012

Dolly Rogers, 504 Magnolia Street, commented that tree grinding kills tree within 5 years. She also asked what gave the town the authority to enforce these letters. She feels what prompted the town to do this is a lawsuit. She thinks that we are just wasting tax payers' dollars.

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 Millet, seconded by Councilman Erickson, and carried by the following roll call vote, to wit:

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

Opposed: None.

Abstain: None.

Absent: None.

No. 8-12-249

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

BE IT RESOLVED that the Mayor and Council will meet in private session at 11:03 PM to discuss the above mentioned items.

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

There being no further business, on motion made by Councilman Millet, seconded by Councilwoman Brill Mittler, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned to Conference at 10:00 PM.

Respectfully submitted,

Erin Martin
Deputy Borough Clerk