

REGULAR MEETING – NOVEMBER 13, 2012

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, November 13, 2012 and was called to order by Mayor Minkoff at 7:07 PM. Mayor Minkoff read the Open Public Meetings Statement.

Present: Mayor Minkoff, Councilpersons Brill Mittler, Erickson, Potts, Welkovits; Borough Attorney Schmierer; Borough Administrator Kovach; Borough Clerk Hullings.

Absent: Councilpersons Foster-Dublin and Millet.

Mayor Minkoff asked the Council members to present their reports.

Councilman Potts reported that the seniors recently held their annual Thanksgiving luncheon. The Teen Advisory Committee will meet on December 6th at 7:00 PM. If any teens are interested in being part of the Executive Committee they should contact Recreation Coordinator Andrea Baay.

Councilwoman Welkovits reported that the Library was closed for two weeks because they did not have power. They reopened today on their normal schedule. She thanked the Physical Education teachers in town for the food drive they helped organize. On Thursday turkey distribution will be done by the Food Pantry. On Tuesday there will be a special distribution of non-perishable food items.

Councilman Erickson thanked the Department of Public Works, the Police Department all the Borough employees for their efforts during the storm.

Council President Brill Mittler reported that the Borough owes a great deal of debt and thanks to the Police Department, Fire Department, OEM Coordinator Jeff Morris, his OEM team, and everyone who pulled together to make the residents feel safer. An incredible partnership was formed through this storm with volunteer residents. They and Main Street Highland Park pulled together to put on Halloween event on Raritan Avenue. Rebecca Hersh organized through the Borough's Facebook page, the trick or treat event on Raritan Avenue. She thanked Matt Hersh for all his efforts during the storm. The Borough called a spur of the moment meeting where 46 people showed up willing to help distribute the Mayor's message. It was a great group effort.

Borough Administrator – No report.

Borough Attorney reported that Judge Paley approved the settlement agreement for River Road litigation matter.

Mayor Minkoff thanked Matt Hersh and his family for their efforts during the storm. The Borough is extremely grateful. Some people discount electronic communications, but it was critical during the storm. He commented that he is incredibly lucky to be Mayor of the Borough of Highland Park. The Borough has some incredible people that live here. He is fortunate and blessed that we have the leadership and response from OEM with Jeff and Mike, the leadership in the Police Department with Chief Steve and Capt. Scott, along with the work done by Mike McMahon of the Fire Department and Ari Lewitter of the First Aid Squad. The level of teamwork and partnership was critical and extraordinary. When people see on TV the catastrophic circumstances from which the Borough was spared as compared to places down the shore and the Rockaways, they will hopefully feel lucky. The Borough had two acts of vandalism and no bodily injuries during the storm and its aftermath. Assemblyman Barnes, Senator Buono and Assemblyman Diegnan have been there for the Borough every step of the way. Adversity is when people need to step up and show what they are made of. The Borough has three extraordinary legislators and they made themselves available on a professional basis. Assemblyman Barnes called him daily to get updates and the Mayor will be eternally grateful. Assemblyman Barnes and Senator Buono came to the Borough and helped facilitate efforts with PSE&G.

Assemblyman Peter Barnes commented that as a former Edison Councilman he knows that a lot of the work that gets done in government is done at the Council level. As someone who grew up in Edison he always heard good things about Highland Park. He saw firsthand the first responders and members of the Council in action responding. The one thing the residents want and what he learned is most important, they want members who care about them. They want sincerity and he saw that here in Highland Park. It is an honor to serve and be elected to serve your hometown and each of the Governing Body has shown that. He knows that Barbara, Patrick and he are here to help and lend a hand and he thought it was important to come to the meeting.

Mayor Minkoff read the following statement: "The Borough began formally planning for this storm about five days before it came. Our Public Safety Committee Chairperson, Councilwoman Elsie Foster-Dublin, convened a meeting of our OEM team led by Jeff Morris and Mike Kersey, which includes our first responders and the OEM coordinators, to review the potential issues the storm could create, review our own resources and capabilities, discuss what resources our neighboring towns and the County would be able to provide if necessary, the other relevant issues. He was in touch with PSE&G prior to this to discuss how we could best communicate during and after the storm. When the storm first began, the Public Work's building had power but then lost it; as did the Fire and Police Departments, which were soon operating via generators. The roof at 2 Woodbridge Avenue was badly damaged with parts of it blowing off and the Fire Department was called to evacuate the residents. The command center was set up in the fire department and the main concern was for residents who live in low lying areas near the County parks. He took a tour of the town via a patrol car. During the tour, most of the town lost power and it was like a fireworks display. That was the time he had one of his many conversations with PSE&G. It was treacherous out there with downed trees, downed power lines and darkness and there was concern for personal safety as well as the safety of all of the first responders. Roads normally clear were rendered impassable which created challenges for first responders. Communications were severely compromised. As soon as Tuesday after the storm ended and DPW began clearing whatever streets

REGULAR MEETING – NOVEMBER 13, 2012

could be addressed safely, the Borough was already in contact with PSE&G. They had already conducted an initial damage assessment to share with them so we could get power restored throughout the Borough as soon as possible. Because most of the Borough did not have power and they wanted to begin communicating, they reached out the both NJ101.5 and WCTC to update them on what was happening in Highland Park. He could not reach them via telephone so he typed his first Mayor's message and drove it to WCTC. They could not get anyone to answer the door to the studio at WCTC. The first Mayor's message was done without borough letterhead as borough hall was without power and the Police Department delivered them to the houses of worship, Stop & Shop and posted them in restaurant windows in the downtown as well as posting them on the doors and windows of all borough buildings. Since Highland Park is 60% rental, they convened a meeting with the building superintendents and asked them to partner with the Borough to get the word out to their residents. With each passing day, pockets of Highland Park had power restored. Needless to say, frustration, anxiety and tension grew. PSE&G had a process to follow so that they could restore power to the millions of New Jersey customers they serve. He thanked Senator Buono, who convened a group of Mayor's from her legislative district, so they could meet with the President of PSE&G. He received dozens of incoming cries for help via email and phone not only from frustrated residents, but from people who had serious medical or other needs and need real help in addressing their circumstances. They were in touch with the Freeholder's Office as well as the Governor's Office to ensure they could get the power back on. Middlesex Water notified the Borough that the backup generators were not working and the Borough would lose water pressure. Thankfully, Highland Park was able to use a little known water connection valve that they have with American Water that allowed Highland Park to reroute their water supply. This allowed the Borough retain water pressure until Middlesex Water was able to restore service about six hours later. This Governing Body and the first responders were out there trying to provide comfort and shelter to the Borough's most at risk residents while keeping everybody safe and doing their best to keep everybody informed. They made every effort to share what they knew, when they knew it by whatever means they could muster. This was without missing a beat and doing everything possible to persuade PSE&G not to forget about Highland Park. He was grateful that so many responded to Highland Park's Facebook page and word of mouth efforts to communicate a more realistic sense of the degree to which the power outages were affecting Highland Park and is thankful that so many local establishments were willing to post and provide support for the Mayor's messages to help us better communicate with the residents. This Mayor not only put his Borough first, he put his dignity last when it came to pleading our case with PSE&G to take care of the rest of the Borough as soon as possible. As we move forward there is much discussion about what we should do and can do for the future. The first goal was to get the power back on and get borough institutions like the government, schools and the library functioning again on a regular schedule. Now that these things are happening, they will conduct an in-depth debrief of our first responders, administration, Governing Body as well as professional advisors and appropriate boards/commissions to learn more about how we can begin almost immediately preparing for what I hope will never happen again but must assume could. He thanked everyone for their patience and resilience during what was an unprecedented storm with unequal consequences for us in New Jersey and Highland Park in particular. He thanked the Police Department, Fire Department and First Aid Squad as well as all of the volunteers for their efforts. They worked in unimaginable circumstances, often on double shifts, to keep the Borough safe. Conditions were less than optimal at best and he is thankful there were only two minor acts of vandalism during this entire episode. They maintained extra patrols in unlit neighborhoods, monitored the risk of loss of alarms for fire alarms and smoke and carbon monoxide detectors. He gave thanks to the two gas stations in town that completely cooperated with the Borough's efforts. He was heartened by the spirit of many of the residents despite inconvenience, frustration and dislocation. Many volunteered to help the Borough find their way through an incredibly challenging two weeks. He thanked each and every one of these people. The electric grid will be fragile over the coming weeks while PSE&G continues to stabilize it. Highland Park will begin debriefing and planning for future emergencies. In an era of scarce and shrinking resources this is going to require innovation and balancing difficult investment choices to secure the quality of life and to secure our safety at all times.

Police Chief Rizco commented that whatever could have gone wrong during the storm did go wrong. There was a large tree outside the Police Department that was compromised and forced the relocation of the dispatching staff to the rear of the Fire Department building. Radio communications went out and they were forced to use backup radios. He lived in Highland Park most of his life and has never seen an event like this before. The members of the Borough Council, the Mayor and the Borough Administrator worked together. The Mayor put in a lot of hours, spending 10-12 hours a day. Locally during the entire event there were no injuries. He thanked OEM Coordinator Jeff Morris who was put in countless hours. Everyone involved went above and beyond during this emergency.

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

Allan Williams, 319 Harrison Avenue, thanked the Mayor and the Public Safety Committee for all their efforts.

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

Consent Agenda Resolution Nos. 11-12-306 through 11-12-320 were duly adopted on motion made by Councilman Erickson, seconded by Councilwoman Brill Mittler, and carried by the following roll call vote, to wit:

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

Opposed: None.

Absent: Councilpersons Foster-Dublin, Millet.

REGULAR MEETING – NOVEMBER 13, 2012

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

No. 11-12-306

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of Highland Park formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Council and the Clerk are hereby authorized to submit an electronic grant application identified as MA-2013-Highland Park Borough-00659 to the New Jersey Department of Transportation on behalf of the Borough of Highland Park.

BE IT FURTHER RESOLVED, that the Mayor and Council and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Highland Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

No. 11-12-307

WHEREAS, the Borough of Highland Park is desirous of procuring roadway milling and resurfacing services from Middlesex County; and

WHEREAS, the Borough of Highland Park wishes to enter into a Shared Services Agreement with Middlesex County Office of Public Works, attached hereto, for the provision of roadway milling and resurfacing 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 Middlesex County Office of Public Works for the provision of roadway milling and resurfacing services is hereby approved by the Borough Council.
2. Upon receipt of the Middlesex County 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 Middlesex County Office of Public Works for the provision of roadway milling and resurfacing 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 Middlesex County Clerk.

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

No. 11-12-308

WHEREAS, the Borough of Highland Park has participated as a member of the Garden State Municipal Joint Insurance Fund (hereinafter the "Fund") existing pursuant to Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq) and, is desirous of continuing said membership for a term expiring December 31, 2015; and

WHEREAS, the governing body of the Borough of Highland Park has determined that continued membership in the Fund is in the best interest of the Member;

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

SECTION 1. The Borough of Highland Park hereby agrees to become a member of the Garden State Municipal Joint Insurance Fund for a period of three (3) years commencing January 1, 2013 and terminating on December 31, 2015 for the purpose of securing the following types of insurance coverage:

- a) Workers Compensation and Employer's Liability.
- b) General Liability Coverage.
- c) Motor Vehicle and Equipment Liability Coverage
- d) Property Damage Coverage (Building, Contents, Auto Physical Damage and Boiler and Machinery).
- e) Such other coverages and services as are offered to members of the GSMJIF

After the expiration of the said three (3) year period of membership, participation may be canceled or extended in accordance with the ByLaws of the Fund.

SECTION 2. The ByLaws of the Garden State Municipal Joint Insurance Fund, attached hereto, are hereby adopted and accepted.

SECTION 3. The Mayor and Council are hereby authorized and directed to execute an Indemnity and Trust Agreement signifying membership.

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

No. 11-12-309

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor shall be and is hereby authorized to execute the Home Improvement Homeowner Agreements.

BE IT FURTHER RESOLVED that said agreement, in a form approved by the Borough Attorney, shall be attached to the original of this resolution.

REGULAR MEETING – NOVEMBER 13, 2012

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

No. 11-12-310

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

Ruthie's

BUSINESS LOCATIONS

68 Raritan Avenue

and

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-02-08-CD8-210 in the amount of \$3,000.00, 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 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

Ruthie's

AMOUNT

\$3,000.00

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

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

No. 11-12-311

The Governing Body of the Borough of Highland Park desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$2,000.00 to fund the following project:

2013 Green Communities Grant

Community Forestry Management Plan

Therefore, the Governing Body resolves that Gary Minkoff or the successor to the office of Mayor is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$2,000.00 and not more than \$2,000.00, and (c) to execute [] any amendments thereto [] any amendments thereto which do not increase the Grantee's obligations.

The Grantee agrees to comply with all applicable Federal, State, and Municipal laws, rules, and regulations in its performance pursuant to the agreement.

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

No. 11-12-312

WHEREAS, pursuant to Resolution No. 4-12-141 adopted by the Borough Council on April 17, 2012, a contract was awarded to Envirocon, LLC, Hackettstown, NJ, for Highland Park Library HVAC System Project, in an amount not to exceed \$67,421.00; and

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

WHEREAS, the Capital Project Coordinator has prepared the attached Change Order No. 1 to the said contract to allow the adjustment of the contract quantities to reflect the actual field conditions and the additional work outlined that was not anticipated at the time that plans and specifications were prepared for no additional cost; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-701-215 in the amount of \$2,211.25, as reflected by the Certification of Funds Available by Chief Financial Officer Kathleen Kovach, shown below; and

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Mayor Gary Minkoff be and is hereby authorized and directed to execute Change Order No. 1, dated October 19, 2012 for \$3,162.64 to the contract of Envirocon, LLC; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Capital Projects Coordinator, Envirocon, LLC., and the Finance Director forthwith.

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

No. 11-12-313

WHEREAS, pursuant to Resolution No. 4-12-141 adopted by the Borough Council on April 17, 2012, a contract was awarded to Envirocon, LLC, Hackettstown, NJ, for Highland Park Library HVAC System Project, in an amount not to exceed \$67,421.00; and

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

WHEREAS, the Capital Project Coordinator has prepared the attached Change Order No. 1 to the said contract to allow the adjustment of the contract quantities to reflect the actual field conditions and the additional work outlined that was not anticipated at the time that plans and specifications were prepared for no additional cost; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-701-215 in the amount of \$2,211.25, as reflected by the Certification of Funds Available by Chief Financial Officer Kathleen Kovach, shown below; and

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Mayor Gary Minkoff be and is hereby authorized and directed to execute Change Order No. 1, dated October 19, 2012 for \$3,162.64 to the contract of Envirocon, LLC; and

REGULAR MEETING – NOVEMBER 13, 2012

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Capital Projects Coordinator, Envirocon, LLC., and the Finance Director forthwith.

The following resolution, introduced by the Public Safety Committee, was duly adopted as above:
No. 11-12-314

WHEREAS, pursuant to Resolution No. 4-12-141 adopted by the Borough Council on April 17, 2012, a contract was awarded to Envirocon, LLC, Hackettstown, NJ, for Highland Park Library HVAC System Project, in an amount not to exceed \$67,421.00; and

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

WHEREAS, the Capital Project Coordinator has prepared the attached Change Order No. 1 to the said contract to allow the adjustment of the contract quantities to reflect the actual field conditions and the additional work outlined that was not anticipated at the time that plans and specifications were prepared for no additional cost; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-701-215 in the amount of \$2,211.25, as reflected by the Certification of Funds Available by Chief Financial Officer Kathleen Kovach, shown below; and

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Mayor Gary Minkoff be and is hereby authorized and directed to execute Change Order No. 1, dated October 19, 2012 for \$3,162.64 to the contract of Envirocon, LLC; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Capital Projects Coordinator, Envirocon, LLC., and the Finance Director forthwith.

The following resolution, introduced by the Public Safety Committee, was duly adopted as above:
No. 11-12-315

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 11/7/12, can be found in the Bills List Journal Book No. 30.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:
No. 11-12-316

WHEREAS in 2012, an estimated 43,920 people will be diagnosed with pancreatic cancer in the United States and 37,390 will die from the disease;

WHEREAS pancreatic cancer is one of the deadliest cancers and is the fourth leading cause of cancer death in the United States;

WHEREAS when symptoms of pancreatic cancer present themselves, it is usually too late for an optimistic prognosis, and 74 percent of pancreatic cancer patients die within the first year of their diagnosis while 94 percent of pancreatic cancer patients die within the first five years;

WHEREAS of all the racial/ethnic groups in the United States, African Americans have the highest incidence rate of pancreatic cancer, between 34 percent and 70 percent higher than other groups;

WHEREAS approximately 1130 deaths will occur in New Jersey in 2012;

WHEREAS there is no cure for pancreatic cancer and there have been no significant improvements in survival rates in the last 40 years;

WHEREAS the Federal Government invests significantly less money in pancreatic cancer research than it does in any of the other leading cancer killers; and pancreatic cancer research constitutes only 2 percent of the National Cancer Institute's federal research funding, a figure far too low given the severity of the disease, its mortality rate, and how little is known about how to arrest it; and

WHEREAS the Pancreatic Cancer Action Network is the first and only national patient advocacy organization that serves the pancreatic cancer community in Highland Park, New Jersey and nationwide by focusing its efforts on public policy, research funding, patient services, and public awareness and education related to developing effective treatments and a cure for pancreatic cancer;

WHEREAS the Pancreatic Cancer Action Network and its affiliates in Highland Park, New Jersey support those patients currently battling pancreatic cancer, as well as to those who have lost their lives to the disease, and are committed to nothing less than a cure;

WHEREAS the good health and well-being of the residents of Highland Park, New Jersey are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments; therefore be it

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the month of November 2012 be declared as "Pancreatic Cancer Awareness Month" in the Borough of Highland Park, Middlesex County, New Jersey.

The following resolution, introduced by the Council as a Whole, was duly adopted as above:
No. 11-12-317

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:

Burton Weltman

September 1, 2015

REGULAR MEETING – NOVEMBER 13, 2012

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

No. 11-12-318

WHEREAS, pursuant to Resolution No. 03-12-106 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

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

WHEREAS, the Capital Project Coordinator has prepared the attached Change Order No. 1 to the said contract for the additional work outlined that was not anticipated at the time that plans and specifications were prepared for \$2,211.25; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-701-215 in the amount of \$2,211.25, 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 Order for this contract and has approved the same;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Mayor Gary Minkoff be and is hereby authorized and directed to execute Change Order No. 1, dated November 9, 2012 for \$2,211.25 to the contract of Helios Construction, Inc.; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Capital Projects Coordinator, Helios Construction, Inc., and the Finance Director forthwith.

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

No. 11-12-319

WHEREAS, pursuant to Resolution No. 03-12-106, 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

WHEREAS, it appears from Pay Estimate No. 5 and Close-out Change Order, filed by Capital Projects Coordinator, that certain work under said contract has been completed and approved, and there is due to Helios Construction, Inc. the sum of \$10,410.00, in accordance with said Pay Estimate No. 5 for work performed from August 24, 2012 to November 9, 2012; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-701-215 in the amount of \$10,410.00, 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 be and is hereby authorized and directed to pay to Helios Construction, Inc. the sum of \$10,104.00 as certified by the Capital Projects Coordinator in Pay Estimate No. 5, subject to the Clerk's receipt of the Certified Payroll and Project Manning Reports from the Contractor and posting of a one year maintenance bond in the amount of \$22,303.00; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Chief Financial Officer Kathleen Kovach and the Capital Projects Coordinator.

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

No. 11-12-320

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:

JANE STANLEY, Director of Library Services, at an annual salary of \$104,075.00, with longevity of \$2,500.00, for a total annual salary of \$106,575.00, effective January 1, 2012.

VALERIE WEIDMANN, Master Circulations Coordinator, at an annual salary of \$52,011.00, effective January 1, 2012.

FRAN LEE, Master Librarian, at an annual salary of \$79,058.00, with longevity of \$2,500.00, for a total annual salary of \$81,558.00, effective January 1, 2012.

INDRU UDESHI, Senior Library Assistant, at an annual salary of \$42,514.00, effective January 1, 2012.

LIESOLETTE KULCZYCKI, Master Library Assistant, at an annual salary of \$49,404.00, effective January 1, 2012.

SHERRY JOHNSON, Coordinator of Adult Services, at an annual salary of \$60,175.00, effective January 1, 2012.

RENEE GEORGE, Administrative Assistant, at an annual salary of \$55,580.00, effective January 1, 2012.

KATHLEEN KOVACH, Borough Administrator, at an annual salary of \$26,572.31, effective January 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 Erickson, seconded by Councilwoman Brill Mittler and carried by the following roll call vote, to wit:

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

Opposed: None.

Absent: Councilpersons Foster-Dublin, Millet.

No. 11-12-321

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

REGULAR MEETING – NOVEMBER 13, 2012

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 2012 in the sum of \$58,567.00, 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 \$58,567.00 be and the same is hereby appropriated under the caption of:

Community Development Block Grant \$58,567.00

BE IT FURTHER RESOLVED that the above is the result of a grant for Fiscal Year 2012; 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.

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

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

Opposed: None.

Absent: Councilpersons Foster-Dublin, Millet.

No. 11-12-322

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 2012 in the sum of \$2,689.14, 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 \$2,689.14 be and the same is hereby appropriated under the caption of:

State Body Armor Replacement Fund Program \$2,689.14

BE IT FURTHER RESOLVED that the above is the result of a grant for Fiscal Year 2012; 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.

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

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

Opposed: None.

Absent: Councilpersons Foster-Dublin, Millet.

No. 11-12-323

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. 2, 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 \$83,519.52 in accordance with said Pay Estimate No. 2 for work performed from October 1, 2012 to October 31, 2012; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-811-225 in the amount of \$83,519.52, 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 H & S Construction & Mechanical, Inc. the sum of \$83,519.52, as certified by the Borough Engineer in Pay Estimate No.2, subject to the Clerk's receipt of the Certified Payroll and Project Manning Reports 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.

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

Ruth Bickhardt, 307 Magnolia Street, thanked the Mayor and Council and the Police Department. She has lived through a number of storms. She used an old transistor radio to get information, but she heard nothing from WCTC about Highland Park. She tried to call them. She asked about item #12 on the agenda. Councilwoman Welkovits explained that the Borough began a home improvement program with bonding money to meet COAH obligations. Residents can get up to \$18,000 worth of home improvements. Mayor Minkoff added that residents would have to improve one major system in their home.

Matt Hersh, 331 Felton Avenue, commented that the Council was supportive during this whole effort. Impromptu meetings were held and availability was great. Will meet as a committee and follow up and move forward.

REGULAR MEETING – NOVEMBER 13, 2012

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

Mayor Minkoff made a final comment that Highland Park weathered the storm with flying colors.

There being no further business, on motion made by Councilwoman Brill Mittler, seconded by Councilwoman Welkovits, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned to the Conference Meeting at 7:52 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk

The following resolutions were adopted at the Conference Meeting:

No. 11-12-325

WHEREAS, the registration deadline for the recreational basketball program was November 9, 2012; and

WHEREAS, due to Hurricane Sandy, mail delivery was delayed and Borough Offices were closed for three days due to the storm; and

NOW, THEREFORE, BE IT RESOLVED that due to Hurricane Sandy the late fees for basketball registrations shall be and hereby is waived until November 21, 2012.

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

No. 11-12-326

WHEREAS, the Borough of Highland Park has need of the services of an engineer to provide environmental services related to remedial activities and to provide a concept plan in connection with the Buck Woods Property, Block 47, Lots 27-75, in accordance with letter of proposal from David Samuel, CME Associates, dated November 9, 2012, attached to the original of this resolution; and

WHEREAS, such services are professional services as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, CME Associates, Parlin, N.J., is a firm of licensed engineers of the State of New Jersey with extensive experience in providing these services; and

WHEREAS, the Mayor and Council desire to provide for the method of compensation of said consulting engineer; and

WHEREAS, funds are available for this purpose in Account Number No. 2-01-20-165-235 in an amount not to exceed \$7,975.00 without further resolution of Council, as reflected by the Certification of Funds by Chief Financial Officer Kathleen Kovach, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor and Borough Clerk are authorized and directed to execute and attest on behalf of the Borough an Agreement for professional services with David Samuel, CME Associates, 3141 Bordentown Avenue, Parlin, NJ 08859, a copy of which is attached to the original of this original, and that notice of this contract be published as required by law and that a copy of executed Agreement be placed on file in the office of the Borough Clerk.