

REGULAR MEETING – AUGUST 6, 2019

A Regular Meeting of the Highland Park Mayor and Council was held in Borough Hall, 221 South 5th Avenue, on Tuesday, August 6, 2019 and was called to order by Mayor Brill Mittler at 7:08 PM. Mayor Brill Mittler read the Open Public Meetings Statement.

Present: Mayor Brill Mittler; Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan Welkovits; Borough Attorney Schmierer; Borough Clerk Hullings.

Absent: Borough Administrator Jover.

On motion made by Councilman George, seconded by Councilman Fine, the minutes of the Regular and Conference Meetings held on March 5, 2019 and March 19, 2019, were approved as distributed by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstain: None.

Mayor Brill Mittler noted that there will be a slight change to the format for the early part of the meeting. Council will be voting on resolution endorsing the creation of a medical marijuana facility in Highland Park. Going to separate that item from the consent agenda and have a public discussion for 15 minutes. She asked that only those who wish to speak about medical marijuana use that time. There is another public discussion session later in the meeting.

Mayor Brill Mittler asked the Council members to present their reports.

Councilwoman Kim-Chohan reported that the MVC Mobile Unit was well received last month. It helped many of our residents', especially our seniors. She thanked the Community Center staff and the Police Department for pulling this service together. There will be a special presentation, open to all, on Monday, August 19th at 10:00 a.m. on Medicare Fraud. On Tuesday, August 20th at 10:00 a.m., AARP will present a Fraud Watch Identity Theft Program and how to avoid identity theft. These will be educational and informative programs. The programs will be held at the Community Center. She encouraged residents to join them for a fun afternoon and Let's Play Jeopardy, brought to us by the Brain Health Network on Tuesday, August 27th at 3:00 p.m. The end of summer Ice Cream Social will be held on Thursday, August 29th at 12:30 p.m. Online registration for recreation programs is now available. Visit HighlandParkRec.com. You can still pay in person or pay online. They are on their final 2 weeks of summer camp. Youth Fall Soccer and Flag Football registration is ongoing. Youth Theater in the fall will be doing Frozen Jr. for 4th-10th grades and Cinderella for 1st-5th grades. The Arts Commission - Access Granted, the project focusing on people living with disabilities, is moving forward. They have about 13 participants and two photographers. Allison Baldwin is taking the lead on the project and is doing a good job, with supervision from Pandora Scooter. We've decided to do an Improv Workshop, a Tattoo Artistry Workshop, and a Dance Workshop in the Fall. We are picking dates and moving forward with them. They are planning to participate in the Arts in the Park, situating their table near the corner of 4th and Raritan to direct people to the Band-Aid bench. Their next meeting is August 8th at 6:00 p.m. in Borough Hall. The Historical Commission is working on the 150th Anniversary celebration, including holding the walking tours again. They are working with the Arts Commission to present the Band-Aid Bench at Arts in the Park. They are going to submit comments for the Highland Park Master Plan update. Last night, she joined Councilwoman Foster-Dublin, the entire public service team, and the Middlesex County Fire Chief at Forest Glen/Treetops Apartments for a community meeting with the residents and the apartment management to discuss recurring fires. Lastly, she joins those mourning the lost in yet more senseless acts of gun violence in El Paso and Dayton. Sadly, thoughts and prayers won't bring back those innocent people who were murdered by individuals with access to high powered assault weapons. If you want to help find ways to help advocate for change, we're fortunate to have an activist in town. Karen Kanter, the Middlesex County Chair of the Brady Campaign to Prevent Gun Violence. More information can be found at brady.org.

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Councilman Hale thanked the HP Gives a Hoot Committee for the scholarships they provided for the summer camp program. They are working in a number of places to provide summer meals, the teen center and Global Grace Café. This is a good example of a Committee taking steps to help kids. The Commission for Universal Access has had funds from handicapped parking fines and have done projects around town. They supported and helped make sure that the Main Street building is accessible and have helped the Food Pantry with shopping carts. They have partnered with other organizations throughout the Borough and he thanked them for their hard work. He thanked the Chief, Captain and Chief Spruill for their 2nd meeting. He thanked them for their willingness to come and talk to the residents. The Borough needs to do a better job on publicizing the event and appreciates their willingness and thanked those who came out. That is the type of dialogue they are striving for.

Councilwoman Welkovits reported that the Planning Board will meet on August 10th at 7:30 p.m. They are working on a bicycle/pedestrian safety plan and the consultants will be doing a presentation for the Board. This is being done through a grant from the NJDOT. Another item on the agenda is an update on the Master Plan Review. The Farmer's Market is open on Fridays from 11:30 a.m. until 5:30 p.m. August Fest will take place on August 23rd. Music on the Corner will take place from 7:00 p.m. until 8:30 p.m. at the corner of 4th and Raritan. The annual garage sale will take place on September 14th and 15th. You can register at hpgarage@gmail.com. They provide a map of all enrollees. Arts in the Park will take place on September 22nd and they are still looking for vendors. If interested, contact Main Street.

Councilwoman Foster Dublin reported that the National Night Out event will be held on August 13th at the Irving School at 6:00 p.m. This is a chance for residents to meet the Police Officers. Anyone in need of a bicycle helmet can go to the Police Department. The Teen Center has a number of ongoing programs. Every Monday, they get a delivery of fresh baked items. On August 14th they will hold a teen movie night and will be showing Ninja Turtle. On August 15th, there is an opportunity to play music beats. On August 17th, there will be Girl Talk – talking to former Highland Park female graduates. On August 28th, they have a trip planned to Philadelphia and some students will attend Lincoln University for a campus tour. She thanked the Borough for welcoming the YALI (Young African Leaders Initiative) for the 5th straight year. They had a chance to come to the Borough once a week for a number of hours to learn about the Borough. She thanked Harry for taking charge of this. It is important for them to learn how government works to take back to their various countries. They learn from us and we learn from them. There was a community forum on July 30th. The next forum will be held in October and they hope for a larger turnout. They will share the Highland Park Police Department 2020 vision. The Jr. Cadet program was held and there were 50 graduates. Hopefully next year they can have more young people participate. The Borough has been experiencing a series of fires. Yesterday, they visited Forest Glen and talked to the residents. She spoke with the Fire Marshall and the Fire Department will be doing a series of educational talks with the community. They are working on going out to educate the residents. Will work on making sure that all residents are safe. She echoed that gun violence in the country is out of control. A number of years ago, they held forums on gun safety information and offered gun locks. The Highland Park Police Department still has some. If you want to turn in guns, you have to place them in the trunk of your car and call the Highland Park Police Department. She hopes something is done on a national level on gun violence.

Councilman Fine reported that on July 18th, he, the Mayor, and the Borough Administrator met with Governor Murphy's shared services czars, Nicholas Platt and Jordan Glatt, and a number of Middlesex County Mayors and representatives from the surrounding municipalities in Middlesex County. The purpose of the meeting was to explore shared service ideas. As a follow up to the July 18th meeting, there is a working group of representatives from Metuchen, Piscataway and Highland Park that will be meeting on August 27th to discuss a possible shared service between our municipalities.

Councilman George reported that the Department of Public Works started the deployment of the newest trash bins last week. The routes will be starting shortly. He talked with the Department of Public Works last week about having demonstrations for the use of the trash bins. Residents on the new route asked a lot of questions. They hope to have something shortly to let people know visually how it will work. They are concerned about some of the side streets. They had questions from Districts 1 and 2 on 1st and 2nd Avenues. Bulk trash has been moved from late August to right after the town wide garage sale. Sustainable Highland Park has been active. They referred two resolutions with regard to climate change and a ban on plastic straws. The Shade Tree Advisory Committee has been working hard and 160 trees have been purchased and will be planted in the Meadows and the Native Plant Reserve. The Environmental Commission will meet on August 7th at 7:30 p.m. at the Environmental Education Center. The Commission is looking for new members. On the agenda tonight is a lease ordinance with the MCIA for purchasing

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some electric vehicles. He met with the Borough Administrator to discuss the implementation of electric vehicles into the Borough's existing fleet. Middlesex County held a Senior Arts Competition and Highland Park had six 1st place winners. He teamed with the local collaborative and they took 1st place.

Borough Administrator Jover – No report.

Borough Attorney Schmierer- No report.

Mayor Brill Mittler thanked Abby Stern Cardinale and Angela Hynd for organizing a clothing swap on August 23rd and 24th from 9:00 a.m. to 2:00 p.m. at the Teen Center. They are seeking volunteers to help with the setup and the cleanup. Also need volunteers for advance clothing drop offs at the Teen Center between August 21st – August 23rd from 3:00 p.m. to 6:00 p.m. If you are interested in volunteering, email abbysterncardinale@gmail.com with date and time that you are available. Several of her fellow Council Members mentioned the horrible shootings again in the United States. We must demand that something be done with gun control. We cannot live in a society that people have to fear going to events. This has to stop and the stronghold that the NRA has on the Legislators has to stop. She thanked Karen Kanter for all the work she has been doing in Middlesex County. With regard to the medical marijuana resolution, they will only hear comments and input about medical marijuana. They are only looking at medical marijuana and a dispensary.

Mayor Brill Mittler opened the public discussion session on medical marijuana.

Tara Canavera, 361 Crowells Road, commented that the opiate epidemic is out of control and a lot of time that starts with pain medication and a lot of people that she knows who have been approved for medical marijuana have been able to reduce their use by up to 95%, therefore not needing those opiates. She is all for a dispensary here in Highland Park. She thinks it would be great for the residents and taxpayers.

Mary Botteon, 709 Madison Avenue, commented that a medical marijuana applicant came in last Tuesday and they said they would also recreational THC products if the State changes the law and Council approved applicant by Friday. The applicant presented for approximately 20 minutes; they had a map of available storefronts from Century 21. They offered Highland Park some money. They would need 8 parking places and up to 2,500 square feet and they would operate 7 days a week. When asked if their storefront would include transition to recreational THC products, they said yes. They said they would sell recreational pot products if the law changes; claiming otherwise they will not be able to compete. They indicated this is the business model they have followed in the other states in which they operate and have recreationalized. They claimed that if they do not sell THC, they will go bankrupt or have to move to another town. Clearly, the applicant is not just a medical marijuana applicant and the Council is aware of this. With only three days and without any public knowledge or discussion, a draft resolution was created attempting to add Highland Park into the marijuana industry. For residents such as herself, who are against Highland Park selling recreational pot, this is not acceptable. Only a few weeks ago, they went through an election in which a huge complaint was that decisions were being made behind closed doors and without any public knowledge or discussion. It seems that we are revisiting those issues. We are not ready to establish a relationship with the marijuana industry in any way, shape or form. There is no protection against recreational pot sales, no buffer zones from schools or daycares, no buffer zones from residential uses, no requirement for extra liability insurance. There are no guidelines whatsoever in place. The marijuana industry is enormously complex and far reaching and in the spirit of full disclosure it would also kindly be appropriate for Council members to indicate if they have any ties to the marijuana industry; financial investments or otherwise; as well as to this particular applicant; its parent company or its affiliates; unless there is a legal reason preventing them from such disclosure. With respect to this particular applicant, they should not consider signing on with a company that says "you do not need to vet us". A few weeks ago, for example, the parent company of this applicant, Holistic Industries, was called on the carpet for their employment practices related to their part-time, \$13/hour positions. "The company's employment office appears to be telling its employees that if they are busted by the Federal government, the company has no liability or monetary responsibility to them". The public law expert who publicly made these statements continued, "given the profits being made in this industry, it is disturbing that marijuana growers would throw their low wage workers under the bus if they were accused of violations of federal law". He also stated that Holistic did not respond whether managers or executives are required to sign a similar clause. It is premature to present this resolution tonight and she hopes that they will put it aside. There are commissions

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for many issues in Highland Park. Perhaps they should consider a well-balanced, well intentioned marijuana commission.

Mayor Brill Mittler noted that the resolution throughout mentions medical marijuana. The municipality does have options to look into zoning and other preventions of recreational marijuana should they all decide if that is what they want.

Kenneth Kressel, 120 South 2nd Avenue, commented that he is a psychologist with a practice here. He can only speak to the general value of medical marijuana. The FDA has approved the use of medical marijuana for a number of important medical conditions, particularly nausea and vomiting connected with cancer chemotherapy, epileptic seizures. Medical marijuana is also shown to be very effective in managing severe pain and reducing the use of opioids. National polls show that more than 80% of Americans favor the use of medical marijuana. Overall, there are issues to be discussed by the Council and others, but as a medically associated adjunct, it is clearly very useful.

Resident, 701 Gabriel Lane, commented that he is here tonight to represent his family and friends in the Chinese community. They are deeply concerned about the resolution to open a medical marijuana facility in Highland Park. Highland Park is a family like small town where everyone knows everyone. The town has been facing some physical challenges through the years. Opening a marijuana shop is not a sustainable way to solve the problem. It will likely attract people who would disturb the community safety of their neighborhood and possibly pose danger to the community, especially the children and seniors walking the streets. It is hard for him to imagine that people who have problems with drug abuse or those who have serious medical conditions will regularly come for marijuana. With that kind of environment, families will be driven away and likely you will further deteriorate the physical difficulties in our town. We strongly feel that a marijuana shop in Highland Park is not going to benefit the community as a whole and he urged them to stop the progress or postpone the resolution.

Dr. Karen Ebel-Avery, 402 Graham Street, commented that she is a physician practicing in Central New Jersey for the last 15 years. She is a mother and a resident here in Highland Park. She is not against medical marijuana. She is concerned about Sunrise Organic Wellnesses goals in Highland Park. In the 1940's and 1950's big tobacco told them that tobacco products were safe, using doctors' images to do so. We now know, they were wrong. In the 1990's when she was training as a doctor, big pharma told them that opioids and narcotics were not addictive when one had true pain. We now know they were wrong. Currently, big cannabis is telling us that recreational adult use is safe. Let's not allow Highland Park to be a proving ground to show they are wrong too. Studies are emerging regarding the harmful personal, health and public health effects of widespread recreational adult marijuana use after experiencing other states and countries. This is matter of health and safety for their community. She asked why they are rushing to approve Sunrise to become part of their community. It seems like they deliberated publicly more over plastic bags.

Ilona Hriczo, 11 Exeter Street, commented that she is here to support Mary Botteon, who was kind enough to inform her and some of their other friends here who were not aware of what was going on with this marijuana dispensary. The impact of this decision on the community and the children is seriously at stake and should be taken into consideration with much more care. She has no issues with medical marijuana, because obviously if it is medically necessary, that is fine with her. You should certainly include restrictions if Highland Park wants to make a decision on this specific dispensary. They should certainly include restrictions on the THC sales no matter how bankrupt the dispensary may go. The wellbeing of the residents and their children should come first and the decision should certainly not be based on income to the town. Parents teach their children day in and day out to go down the right path and not go down the drug path. Our society is already broken and this will be fueling the fire by accepting such application without seriously restrictions. She 100% disagrees as a parent and she does not want her children to be driven into the believe that this has been made so easy and it is okay to do. The town also should be more transparent. She thinks this kind of decision should be based on more public knowledge, more residential involvement before the resolution is adopted.

Dan Stern Cardinale, 221 Harper Street, commented that he is very much in favor of this resolution and they should pass it and get a medical cannabis dispensary in Highland Park. He shared a quote from John Erlichman - the Nixon campaign in 1968 and the Nixon White House after that had two enemies, the anti-war left and black people. We knew we couldn't make it illegal to be either against the war or black, but by getting the public to associate the hippies with marijuana, and blacks with heroin, and then

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criminalizing both heavily, they could disrupt those communities. They could arrest their leaders, raid their homes, break up their meetings and vilify them night after night on the evening news. Did we know we were lying about the drugs, of course we did? The entire reason we are having this discussion in the context we are as cannabis is some other thing that we have to have special permission from the state to bring to Highland Park, is Richard Nixon needed a reason to go after his political enemies and scheduled cannabis as a schedule 1 drug, instead of a schedule 2 or 3 drug where it belonged. That is the whole context of this discussion. Everything else is a rationalization for that political decision made in the early 1970's. We need to make sure we are all on the same page with that context while we are having this discussion. Since lots of states have begun legalizing both recreational and medical cannabis, there have been a whole lot of studies on the effects of these places on things like crime rates, public health in the area. Almost all of those studies show no association between medical dispensaries and crime rates. There are a handful that show either a weak negative or a week positive correlation. There was one big study out of LA that showed a very strong negative correlation between dispensaries and crime. The best study was a 20-year longitudinal study looking at 58 counties in California for 1996 to 2016. The whole study is 40 pages long. He quoted from the abstract, "the results suggest no relationship between county laws that legally permit dispensaries and reported violent crime. We find a negative and significant relationship between dispensary allowances and property crime rates."

On motion made by Councilman George, seconded by Councilwoman Foster-Dublin and carried by affirmative voice vote of all Councilmembers present, the public hearing on medical marijuana was extended.

Ruth Beyer, 228 South 3rd Avenue, commented that the most important thing to think about right now is that there needs to be more discussion. She echoed what Mary Botteon said and she thinks she would like to see the resolution tabled because this is a hot topic and there are a lot of things that need to be discussed. She read a letter from Dr. Miller, a well-known doctor in town. "Regrettably, I am unable to attend the town meeting but would like to share my thoughts about the proposed marijuana dispensary in Highland Park. Although medicinal marijuana can be very useful and beneficial for patients who truly need it, I do not feel that it is essential to have a dispensary in Highland Park for the sole purpose of gaining tax revenue. If the New Jersey law passes to legalize recreational marijuana and this dispensary then starts to sell marijuana products in town, Highland Park would become known as a place to go for all your marijuana needs. I don't think that is wise for our town to have that type of reputation. As a physician who has lived in town since 1986 and has practiced in Edison from 1986 and then in Highland Park from 2000 until the present, I have treated and cared for thousands of Highland Park residents. The number of patients that would have benefited from medicinal marijuana over the past 34 years are probably a fraction of 1%. For those patients, they could still access a clinic outside of Highland Park. More importantly, I am concerned about the eventual conversion of a medicinal marijuana dispensary into a retail recreational marijuana store. I have seen the effects of the chronic use of marijuana on the lives of many patients over the years, especially when the use starts in the teenage years." She commented that she is concerned about the effects on adolescents. The children are what we really need to think about and if recreational marijuana comes into town, we are going to see it in the schools.

Resident, L'Ambiance Court, commented on what Dan talked about and what other people talked about. We are missing a point that we are not talking about the pros and cons of medical marijuana; we are talking about why we need a medical marijuana dispensary in Highland Park. This is what we need to talk about and what is the benefit of it and the cost related to it. We are talking about why do we need it here. If you have a compelling reason that we do need it here, then we want to hear about it. He thinks that most parents here are concerned about the children and Highland Park has a very small school district. If you open a medical marijuana dispensary, it will be very close to any of the schools.

Nayla Caruso, 91 Lawrence Avenue, commented that she is the mother of 4 children, 1 of whom is about to be a teenager, and she walks everywhere in town as she does not have a license. She is very similar to the large disabled community in town; many of whom have special medical needs and can't just hop in a car or they have to get a cab or a bus. The choice of cannabis versus opiates is not an academic one. Before medical marijuana was legal in this state, she had a dearly departed father-in-law who suffered with crippling arthritis and a few heart conditions, so they gave him the maximum dose of opiates that they dared to give him. One day, she was at his table having dinner with his family, and he reached across the table and asked her if she knows where to get some pot. He died in 2008 drugged out of his mind on opiates and gave him so much that he was hallucinating at the end. They didn't get to say goodbye to him as a person. She feels that they need to think about the people who can't represent themselves and as a

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mother of 4 children, she does care whether or not her kids start taking drugs. She cares a lot more about whether or not they decide to start drinking. She has lost family members to drunk driving. She has never lost a family member to pot. One is completely legal and the rest are not.

Matt Hersh, 333 Felton Avenue, thanked the Council for considering this resolution. He echoed Dan Stern Cardinale's support for this resolution which should be clear that this resolution is a green light for the retailer to apply for their license. It is not an approval of a dispensary in town. State law requires that a perspective dispensary must receive at least cursory support from the municipality in which it is trying to open. He reminded everyone of the public health benefits. This law is not new; medical marijuana has been legal in New Jersey for 10 years; yet we only have 6 dispensaries. Governor Murphy recently signed into law the Hoenig Act, which opens the patient population by more than 50,000 more than what it was. Recognized uses for marijuana include seizures, glaucoma, muscle spasticity, neurological conditions, crohn's disease, HIV aids and cancer, chronic pain, nausea and any terminal illness with less than 12 months to live. There are 2 major hospitals nearby and any number of medical practices in the area. He thinks Highland Park is right for this type of retail presence. As a parent of 3 children, 10 and under, he is fully in support of legalized recreational marijuana also.

Denise May Fryer, 314 Wayne Street, commented that she is here to speak in favor of having a medical marijuana dispensary. She thinks that having a dispensary will benefit the town. As Matt Hersh noted, we are close to medical facilities and people could benefit from it. She is a parent of 2 children and is a retired law enforcement officer. If you ask her about recreational marijuana, she may waiver a little bit. Having seen the injustices that were wrought in the criminal justice system as a result of the legality of marijuana, she would probably come down on the side of favoring legalization fully and taxing the hell out of it and making sure that it is heavily regulated and not selling it to anyone under 25. She is in favor of the dispensary and she hopes that if this dispensary is approved that there could be a discussion about what would happen were a full legalization of recreational marijuana were implemented. She certainly would not want to see children near it and she thinks that any kind of sales to children she is not in favor of that and she would like to make sure that if it is approved that it is fully vetted with the community and everything is transparent. If there is any hint of non-transparency, that is a whole other issue that is not okay.

Michelle May, South Adelaide Avenue, commented that she has been a resident of Highland Park for 27 years and she has 2 adult children that she has raised here and she is raising her 10-year-old grandson. Some days she wishes that her daughter had access to medical marijuana instead of the mess that she got into with illegal drugs. She would not have had the legal problems that she as had and she wouldn't have had loss of time with her child and she wouldn't have lost time with her family. She is 100% in favor of a medical marijuana dispensary in Highland Park. She thinks it would benefit so many people. She broke her leg almost 2 years ago and she is in constant pain every single day. She weaned herself off 3 opioids that the doctor sent her home with. She could have kept taking them, but she didn't want it in her house and around her kids or her grandson. She wanted to be fully functional. Since her daughter has been back home, she has lost 8 of her friends and rehab roommates to opioids and heroin and it is heartbreaking that these young people are getting into that. She is not really in favor of recreational marijuana, but her mom just started using CBD oil, which will help her, as she lives with 2 different kinds of arthritis and she is also in pain all the time. She thinks it is a good idea since they are so close to medical facilities that we have this available to people who would not necessarily be able to get to it when they need it.

Diane Reh, 68 Donaldson Street, asked whether there is a map or zone that says where this would be allowed. Mayor Brill Mittler noted that medical marijuana is allowed throughout the CBD district. Borough Attorney Schmierer noted that it would be a retail business permitted in the Central Business District or the Commercial District. Ms. Reh asked about the 1,000-foot restriction. Borough Attorney Schmierer noted that it would have to adhere to the 1,000-foot restriction. Mayor Brill Mittler noted that they have a map and it was shared with the people interested in opening a facility to make sure that they would not fall into any of the zones.

Dan Stern Cardinale, Harper Street, commented that there is a need for parking due to the size of the building. The number of spaces mentioned at meeting last week was the maximum number of spaces, but they said that street parking would probably be fine and they could down to 1,600 square feet. It might be located near a school or a daycare. Alcohol is more dangerous than cannabis and Highland Park Liquor and Wine is one block down Woodbridge Avenue from Irving School. There is actually a shortage of medical cannabis in New Jersey right now and there are patients that cannot get the medication that they

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are legally allowed to access as there are only 6 dispensaries in the State. There are not enough places and a large enough supply of medication. There need to be more dispensaries in New Jersey and Highland Park is a centrally located place next to a city where there is a lot of health care activity. Highland Park is a natural place to have a dispensary. He is the parent of a young child and by the time she gets to high school there will still be cannabis in the high schools, because there is a lot of it right now and it will be harder to get under a legalized framework. That is why there is cannabis on the black market but not alcohol. He urged them to vote yes on this resolution.

Peter Spool, 146 Graham Street, asked questions about item #'s 10, 19, 20 and 24 on the consent agenda. Item #10 refers to a lease ordinance from the MCI for capital equipment. He wants to know what type of equipment, for what purpose and the dollar amount. Councilman George explained that it is an agreement to participate in a bond issuance with the Middlesex County Improvement Authority to buy vehicles through State Contract. The vehicles are 2 Ford Hybrids for the Police Department, a Chevy Bolt (electric vehicle), a Ford F250 for Public Works and a Chevy Tahoe for the Fire Department. The total of the bond is \$266,000. Mr. Spool suggested that in the future they should share that type of detail with the public with the attachments. He asked about two resolutions for redevelopment, #'s 19 and 20. The resolutions only mention block and lot numbers. Councilwoman Welkovits explained that the resolution authorizing a redevelopment plan is a project they have been working on with the Borough Planner to do a redevelopment study of the Cleveland Avenue corridor. There is a developer that owns property there and they held two public meetings where plans were shown for that area for a school. This will authorize the Planner to go to the next step for that plan. The Borough will choose the party to do a traffic study and the developer will pay for it. Mr. Spool asked about the purpose of the study. Councilwoman Welkovits noted that he wants to have a few hundred kids at the school and we need to know how that will affect the traffic in the neighborhood. They claim that there is going to be busing, as it is a private school. Most of the students will be from out of town, but many are from within town. Need to know how in town kids will get to school, i.e., bus, walk, bicycle, drop off, etc., and what routes they are likely to take. Need to review those routes, suggest possible changes and make sure the roads don't need repair. Need to know about how many buses will be going to the school, what times, etc. Item #20 refers to the area on Raritan Avenue where the old gun shop is. That property has some small lots behind there and they have been doing site remediation on those properties and they want to pursue it some more. Mr. Spool asked what that spot will be used for. Councilwoman Welkovits noted that they do not yet have a developer for those properties. They are in Phase 3 of the cleanup that is paid for through a hazardous site remediation grant from the State. Mr. Spool asked again about the Cleveland Avenue Corridor and that the study is about the effects of this possible girl's school. Councilwoman Welkovits noted that they started because of the proposal for the girl's school, but they realized that there are a lot of miscellaneous types of business along that corridor and then it switches into residential. They will do a study to include that area. Mr. Spool asked about item #24, which is a dedication by rider for affordable housing. Borough Attorney Schmierer noted that last month, the Borough had its affordable housing plan approved through the year 2025. Part of that is allowing the Borough to collect affordable housing development fees from commercial development that occurs in the Borough. They have already collected money from some other developers who have done some of the development. This establishes a separate trust fund where the money collected will have to be used for affordable housing purposes, such as rehabilitating homes, having an administrative agent keep an eye on all the affordable units in town and come up with programs for down payment assistance and condominium assistance and different programs that are part of our program between now and 2025. Mr. Spool asked if it includes the possibility of additional affordable housing using those funds. Borough Attorney Schmierer indicated that it did. The Borough will have another obligation from 2025 to 2035. This allows the Borough to begin to put money aside for the affordable housing obligation in the future and spend it now for something that might be needed. Mr. Spool asked for the amount of funds that they have now. Borough Attorney Schmierer noted that they are just starting the affordable housing fee for commercial development so that will begin having money generated. Right now, they have a few contributions that have been made and guessed that the Borough has \$50,000 to start the trust fund with. Mr. Spool asked how it will be decided how the money gets used and what body will decide that. Borough Attorney Schmierer noted that there is a plan that was approved and it has different elements to it. For example, they have to work with developers to market affordable housing units to the region that the community is in. If they have to spend money for that purpose, the Council would have to authorize the expenditure for that purpose. If we are rehabilitating properties through the County program, and we need to put some money into that, they would have to come back to the Governing Body for approval to spend that money. The expenditure of funds would have to be recommended by the Administrative Agent or by the Planner or by someone who is working with the program.

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The Clerk reported advertising an ordinance entitled, AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LEASE AND AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT REVENUE BONDS, SERIES 2019 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, for consideration of passage on final reading by title and that affidavits of publication thereto are on file. She also reported that the ordinance had been posted and made available to the public, as required by law.

On motion made by Councilwoman Foster-Dublin, seconded by Councilwoman Kim-Chohan, and carried by unanimous affirmative voice vote, the above entitled ordinance was taken up on final reading by title.

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

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

On motion made by Councilwoman Foster-Dublin, seconded by Councilman George, the ordinance entitled as above, being Ordinance No. 19-1987, was duly adopted by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

The following resolution, introduced by the Finance Committee, was duly adopted on motion made by Councilwoman Foster-Dublin, seconded by Councilman George, and carried by unanimous affirmative voice vote:

No. 8-19-228

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the 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 2019 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, passed on final reading at this meeting be delivered to the Mayor for his approval, and if approved by him, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

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

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

Opposed: Councilperson Fine.

Absent: None.

Abstained: Councilperson Kim-Chohan.

No. 8-19-239

WHEREAS, the New Jersey Compassionate Use Medical Marijuana Act, *N.J.S.A. 24:6I-1 et seq.* ("ACT") authorizes Alternate Treatment Centers ("ATC") throughout the State of New Jersey for dispensaries to provide for the distribution of medical marijuana to registered qualifying patients in accordance with said Act; and

WHEREAS, legislation has recently been adopted permitting the establishment of additional ATCs in the Central Region of New Jersey wherein the Borough of Highland Park is located; and

WHEREAS, Sunrise Organic Wellness NJ, LLC ("Sunrise") intends to submit a permit application pursuant to *N.J.A.C. 8:64-7.1 et seq.* to the New Jersey Department of Health in order to obtain a permit to operate an ATC within the Central Region and specifically within the Borough of Highland Park; and

WHEREAS, representatives of Sunrise have met with the Mayor and Council of the Borough of Highland Park to request pursuant to *N.J.A.C. 8:64-7.1.2.x* a written verification of the approval by said Borough that said Borough is supportive of hosting the Sunrise ATC; and

WHEREAS, said evidence of support is set forth in a proposed Host Community Agreement ("HCA") which said Borough is willing to execute in order to evidence its approval of the Sunrise ATC permit application.

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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 Borough of Highland Park adopts this Resolution as its written verification that said Borough supports the application by Sunrise to the New Jersey Department of Health for a permit to operate an ATC within said Borough for a dispensary for the distribution of medical marijuana.
2. The Borough Council hereby authorizes and directs the Mayor and Clerk to execute the HCA with Sunrise to evidence the Borough's support of the Sunrise permit application for an ATC in the Central Region of New Jersey and setting forth the terms and conditions of said support and contributions to be made to the Borough and the Borough of Highland Park community for hosting said ATC.
3. Sunrise may submit a certified copy of this Resolution with its permit application to the New Jersey Department of Health for their proposed ATC.

Resolution Nos. 8-19-229 through 8-19-240, except Resolution No. 8-19-239, were duly adopted on motion made by Councilman George, seconded by Councilwoman Welkovits, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

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

No. 8-19-229

NOW, THEREFORE, BE IT RESOLVED that the Borough 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 the Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-2020 Roadway Improvements-00473 to the New Jersey Department of Transportation on behalf of the Borough of Highland Park.

BE IT FURTHER RESOLVED that Mayor and the 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 Safety Committee, was duly adopted as above:
No. 8-19-230

WHEREAS, Car Guys Auto Repair, Guaranteed Motor Towing Service, Inc., Oasis Towing and Coppa's Service Center & Towing Inc., have filed with the Clerk of this Borough for a Wrecker/Towing License to operate heavy duty wreckers in this Borough under the provisions of the Ordinance providing for such license; and

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

NOW, THEREFORE, BE IT RESOLVED that this Council hereby determines that said applicants are qualified and that public necessity and convenience would be served by the issuance of such Licenses.

BE IT FURTHER RESOLVED that the Borough Clerk be and is hereby authorized and directed to issue Heavy Duty Wrecker/Towing Licenses to the aforesaid applicants.

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

No. 8-19-231

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that approval is hereby given to Main Street Highland Park to hold their Arts Festival activities on September 22, 2019 from 9:00 AM to 6:00 PM; and

BE IT FURTHER RESOLVED that permission is hereby granted to the Highland Park Police Department to make application to the New Jersey Department of Transportation for a permit to close a portion of Raritan Avenue (Route #27) between 2nd and 5th Avenues on September 22, 2019 between 9:00 AM and 6:00 PM; and

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

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

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

No. 8-19-232

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 2, 2019 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:

NORMAN SHAMY, Full-Time Fire Fighter, at annual salary of \$53,000 effective August 1, 2019.

ANDREW BERARDO, Fire Department Supervisor, at annual salary of \$18,000.00, effective January 1, 2019.

ALAINA GILES, Police Officer, at an annual salary of \$90,510.00, effective August 18, 2019.

KEVIN SHIFFNER, Police Officer, at an annual salary of \$90,510.00, effective August 15, 2019.

JOHN SACHAU, Police Lieutenant, at an annual salary of \$140,085.00, effective July 8, 2019.

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 2, 2019 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:

BHAVINI SINGH, Counselor, at an hourly rate of \$12.00, effective July 29, 2019.

UCHECKI ODIKANWA, Counselor, at an hourly rate of \$12.00, effective July 8, 2019.

ASHLEY MELENDEZ, Jr., Counselor, at an hourly rate of \$10.00, effective July 18, 2019.

KYLAH ROHAN, Jr. Counselor, at an hourly rate of \$10.00, effective July 29, 2019.

BE IT FURTHER RESOLVED that the Finance Director be and is hereby directed to make the necessary changes in the payroll records of the Finance Department in accordance with the changes established by this resolution.

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

No. 8-19-233

WHEREAS, GARY PANICHELLA, LIEUTENANT, has retired from the Borough of Highland Park effective June 30, 2019; and

WHEREAS, per the requirements of the Agreement between Borough of Highland Park and the Superior Officers Association of Policeman's Benevolent Association (PBA) Local #64, Gary Panichella is entitled to unused accrued time payments in the amount as calculated below.

	Calculation	Amount Due
Vacation	44 x \$69.39	\$3,053.13
Sick	45.44 x \$69.39	\$3,153.06
Total Payment		\$6,206.19

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 \$6,206.19 be approved and distributed in the next available pay cycle.

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

No. 8-19-234

WHEREAS, LISA KULCZYCKI, Master Library Assistant, has been laid off from the Borough of Highland Park effective July 19, 2019; and

WHEREAS, per the requirements of the Agreement between Borough of Highland Park and the Council 7 Library Contract, Lisa Kulczycki is entitled to unused accrued time payments in the amount as calculated below.

	Calculation	Amount Due
Vacation	193.7 X \$31.18	\$6,038.78
Sick	72 X \$31.18	\$748.35
Total Payment		\$6,787.13

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 \$6,787.13 be approved and distributed in the next available pay cycle.

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The following resolution, introduced by the Council as a Whole, was duly adopted as above:
No. 8-19-235

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor and Borough Clerk are hereby authorized and directed to execute the Memorandum of Understanding between the Borough of Highland Park Office of Emergency Management and Middlesex County Office of Emergency Management and Preparedness for utilization of the OEM 21 Mobile Command Post Trailer for a period of two (2) years expiring December 31, 2021 attached to the original of this resolution.

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

No. 8-19-236

WHEREAS, the Borough desires to authorize the preparation of a Redevelopment Plan for the properties located at and designated as Block 154, Lots 6.01, 10 & 11 and Block 153, Lots 16, 18 & 19 on the official Tax Map of the Borough of Highland Park (the "Project Area"); and

WHEREAS, by Resolution No. 12-18-362 adopted on December 18, 2018, the Borough of Highland Park (the "Borough") entered into a Professional Services Agreement with Looney Ricks Kiss ("LRK") whose address is 217 Nassau Street, Princeton, New Jersey, to prepare a sub-area master plan for the Cleveland Avenue Corridor ("Agreement"); and

WHEREAS, the Borough desires to amend both the scope and amount of the Agreement to authorize LRK to prepare a finalized Redevelopment Plan for the properties in the Project Area, with input from an independent traffic engineer, as well as a Summary Memorandum for the Cleveland Area Corridor ("First Amendment"); and

WHEREAS, the First Amendment to the Agreement will increase the total contract amount by an amount not to exceed \$22,400,

NOW THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, NEW JERSEY AS FOLLOWS:

Section 1. The recitals hereto are hereby incorporated herein as if set forth at length.

Section 2. Borough Council hereby authorizes the preparation of a Redevelopment Plan for the Project Area.

Section 3. Borough Council hereby authorizes the amendment of the Agreement with LRK in scope and in amount. Notice of the award of this amendment to the Agreement shall be published in an official newspaper of general circulation in accordance with *N.J.S.A. 40A:11-5(1)(a)(i)*.

Section 4. This resolution shall take effect immediately.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 8-19-237

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the "Redevelopment Law"), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-6(a)*, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the Borough council (the "Council") of the Borough of Highland Park (the "Borough") must authorize the Highland Park Planning Board (the "Planning Board") to conduct a preliminary investigation of the area and make recommendations to the Council; and

WHEREAS, the Council previously designated certain areas (including the Study Area, hereinafter defined), in the Borough as "areas in need of redevelopment" in accordance with the Redevelopment Law; and

WHEREAS, in order to facilitate the development of certain areas in the Borough, including the Study Area (hereinafter defined), and effectuate the redevelopment of same, the Borough previously adopted a redevelopment plan entitled "Highland Park Downtown Redevelopment Plan" dated September 13, 2005, as amended and supplemented to the date hereof (the "Redevelopment Plan") pursuant to the authority granted under the Redevelopment Law; and

WHEREAS, on November 8, 2017, the Council adopted Ordinance No. 17-1954 which deleted the provision in the Redevelopment Plan that states: "No Borough funds shall be used for acquisition of real property required for redevelopment projects": and

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WHEREAS, the Council believes it is in the best interest of the Borough that an investigation occur with respect to certain parcels within the Borough and therefore authorizes and directs the Planning Board to conduct an investigation of the properties located on Block 173, Lots 41, 42, 44 and 45 (the "Study Area") to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-3* or 5, and whether the Study Area should be designated as an area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder, in connection with the Study Area, authorizes the Borough and Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain pursuant to *N.J.S.A. 40A:12A-8(c)* (as designated, a "Condemnation Redevelopment Area"); and

WHEREAS, the Council has determined that it is in the best interests of the Borough to direct the Planning Board to undertake a preliminary investigation of the Study Area pursuant to the procedures of the Redevelopment Law, and to provide its recommendations to the Council.

NOW THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, NEW JERSEY AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A. 40A:12A-6* to determine whether the Study Area satisfies the criteria set forth in *N.J.S.A. 40A:12A-3* or 5 to be designated as an area in need of redevelopment under the Redevelopment Law.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcels contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A. 40A:12A-6*, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall authorize the Borough or Council to exercise the power of eminent domain to acquire any property in the delineated area for the Study Area is being investigated as a possible Condemnation Redevelopment Area pursuant to *N.J.S.A. 40A:12A-6*.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Council as to whether the Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. In the event of any conflict between this Resolution and any previously adopted resolution concerning authorization of the Planning Board to conduct an investigation of the Study Area, such resolutions are superseded and this Resolution shall control.

Section 8. This Resolution shall take effect immediately.

The following resolution, introduced by the Finance Committee, was duly adopted as above:
No. 8-19-238

WHEREAS, there is a need to adjust the utility accounts for a property in the Borough of Highland Park due to a malfunction in a customer-owned meter; and

WHEREAS, the customer has replaced the broken meter as well as the meters in the adjacent three buildings; and

WHEREAS, that property is identified as Block 60 Lot 6 715-903 Donaldson Street (Account #30220700-1) service location 837-839 Donaldson Street Building 2; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Tax Collector is hereby authorized to adjust the utility account for the above mentioned property as follows:

- Account #30220700-1 – Block 60 Lot 6 715-903 Donaldson Street, service location 837-839 Donaldson Street Building 2, owned by HP Manor LLC – adjust water bill \$13,327.22 and adjust sewer bill \$10,187.97 (totaling \$23,515.19). No refund to be issued, adjustment to account only.

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- Special Charges Account for #30220700-1 Block 60 Lot 6 715-903 Donaldson Street, service location 837-839 Donaldson Street Building 2; owned by HP Manor LLC-adjust \$208,789.68. No refund to be issued, adjustment to account only.

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 Finance Committee, was duly adopted as above:

No. 8-19-240

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that all claims presented prior to this meeting as shown on a detailed list prepared by the Borough Treasurer, and which have been submitted and approved in accordance with Highland Park Ordinance No. 1004, shall be and the same are hereby approved; and

BE IT FURTHER RESOLVED that the Borough Clerk shall include in the minutes of this meeting a statement as to all such claims approved as shown in a Bills List Journal in accordance with said Ordinance.

The bills approved for payment at this meeting, Bills List 8/6/2019 can be found in the Bills List Journal Book No. 39.

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

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstained: None.

No. 8-19-241

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS N.J.S. 40:12-15.2 et seq. provides for receipt of Historic Preservation Trust Fund by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the dedicated revenues anticipated from the Historic Preservation Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

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

1. The Borough Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Historic Preservation Trust Fund.
2. The Clerk of the Borough of Highland Park, County of Middlesex, New Jersey is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

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

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstained: None.

No. 8-19-242

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS N.J.S.A 40A:12A-3 et seq. provides for receipt of Affordable Housing Trust Fund by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the dedicated revenues anticipated from the Affordable Housing Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

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

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1. The Borough Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Affordable Housing Trust Fund.
2. The Clerk of the Borough of Highland Park, County of Middlesex, New Jersey is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

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

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstained: None.

No. 8-19-243

WHEREAS, N.J.S. 40A:4-39 provides for the anticipation and expenditure of certain items of dedicated revenue which are not subject to reasonably accurate estimates in advance, and

WHEREAS, N.J.S. 40A:4-39 also provides that such anticipation and expenditure of dedicated revenue is subject to approval of the Director of the Division of Local Government Services, and

WHEREAS, the Borough of Highland Park has a number of such deposits being held in escrow for which there is no longer a desire to maintain and receive a dedication by rider for the collection and expenditure of such funds,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the following balances held in escrow in Other Trust in the amount of \$29,490.15 be canceled and the funds be remitted to the Current Fund:

Reserve for PATF II	\$2692.21
Reserve for Public Safety Test	75.00
Reserve for Universal Access Violations	7306.69
Reserve for Miscellaneous Reserves	4446.10
Reserve for Conference Reimbursements	229.74
Reserve for Employee Benefits	4354.01
Reserve for Donations for Haiti	1000.00
Reserve for Security Deposits	750.00
Reserve for Council Contributions	636.40
Reserve for Water Meter Deposits	800.00
Reserve for E-Cig Board of Health	7200.00

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

Ayes: Councilpersons Fine, Foster-Dublin, George, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstained: Councilperson Hale.

No. 8-19-244

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 On-Premise Raffle in accordance with the Raffles Licensing Law (NSJA 5:8-50 to 76), on September 8, 2019; 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.

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

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstained: None.

No. 8-19-245

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 2019 in the sum of \$4,000.00, which item is now available as revenue from State and Federal programs pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$4,000.00 be and the same is hereby appropriated under the caption of:

Municipal Alliance	\$4,000.00
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BE IT FURTHER RESOLVED that the above is the result of a grant for Fiscal Year 2019; 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.

Mayor Brill Mittler appointed Grazina Strolia to serve as a member of the Historical Commission for a term to expire April 20, 2021.

The above appointment was confirmed on motion made by Councilwoman Kim-Chohan, seconded by Councilman Fine and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Abstained: None.

Absent: None.

The Clerk reported receipt of notification of the election of Volunteer Firefighter Montgomery Draper to the rolls of the Highland Park Volunteer Fire Department.

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

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

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

Tara Canavera, 361 Crowells Road, asked when the Council plans to appoint a new ADA Coordinator. Councilman Hale indicated that they do not yet have anyone in mind, but will work with the Police Department.

Herb Gross, Adelaide Gardens, commented that he is sorry that a lot of people have left. He noted that there is free medical care for every veteran. This is a national issue being taken up by Senators and Congressmen. He would like to see free college tuition for all children.

On motion made by Councilman George, seconded by Councilwoman Kim-Chohan and carried by affirmative voice vote of all Councilmembers present, the public discussion session was extended.

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Juan Ratliffe, 219 South 6th Avenue, complained about cars that don't stop at stop signs. He especially noted that the AA Checker Cabs speed down South 6th Avenue. There are a lot of seniors trying to cross the street without getting hit. He would also like to see Police Officers walk the beat and get to know residents. Chief Abrams noted that the bicycle unit is in effect and they generally ride in the parks and ride the trails. Patrol Officers do park and do the walk and talk detail and walk the Avenue and go into the stores.

Matt Hersh, 333 Felton Avenue, commented about the affordable housing fund and that it is statutory to collect funds from developers. The funds will be held as the Borough's affordable housing plan was approved in July. He noted that the taxis do run stop signs and violate the idling ordinance.

Tara Canavera, 361 Crowells Road, commented that her son has mentioned that Police Officers have stopped to talk to him and his friends. He feels more confident and safer in town. He is 11 years old and he knows that they are there.

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 Hale, seconded by Councilman George, and carried by the following roll call vote, to wit:

Ayes: Councilpersons Fine, Foster-Dublin, George, Hale, Kim-Chohan, Welkovits.

Opposed: None.

Absent: None.

Abstained: None.

No. 8-19-246

WHEREAS, Section 8 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Borough Council is of the opinion that such circumstances exist.

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

1. The public shall be excluded from the closed session at close of tonight's open session.
2. The general nature of the subject matter to be discussed is as follows:
(Litigation: Cappell v. Highland Park and JSM v. Highland Park)
3. It is anticipated at this time that the above stated subject matter will be made public when these matters are resolved or as soon thereafter as it is deemed to be in the public interest to do so.
4. This Resolution shall take effect immediately.

There being no further business, on motion made by Councilman Hale, seconded by Councilman George, and carried by affirmative voice vote of all Councilpersons present, the meeting adjourned at 9:13 PM.

Respectfully submitted,

Joan Hullings
Borough Clerk