

BOROUGH OF HIGHLAND PARK
REGULAR MAYOR & COUNCIL MEETING
VIA TELEPHONE
JUNE 23, 2020 - 7:00 PM

The Borough is using the telephone meeting format in an effort to mitigate the chance of exposure to COVID-19, as a part of the Borough's ongoing effort to slow the rate of transmission and avoid overwhelming our treatment centers.

The public is invited to attend and participate by way of a call-in number and password:

Call-in number: 1-929-205-6099
Meeting ID: 991 9162 5514
By Computer, Smart Phone or Tablet:
Web Link: <https://zoom.us/j/99191625514>

MISSION STATEMENT OF THE BOROUGH OF HIGHLAND PARK:

The Mission of the Highland Park Borough Council is to establish a government based upon the principles of good government: ethics, efficiency and the effective provision of services.

The Borough Council is committed to creating a thriving community, which is sustainable economically, environmentally and socially.

The Borough Council is further committed to creating a community which values its unique and diverse populations and encourages direct public participation in the governing process.

AGENDA

The Mayor is presiding over this Council meeting. She may interrupt, warn or terminate a participant's statement or participation in the virtual meeting if the participant's statement does not adhere to the 3 minutes provided to each participant for public comment or if the statement is abusive, obscene or irrelevant.

* Denotes Consent Agenda Posted Items. Ordinarily, consent agenda items, pursuant to Ordinance No. 920, are not read nor debated unless there is a request by a member of Council or the public. Furthermore, unless requested by a member of Council for a separate vote, all consent agenda items, as per Council's Rules of Order, Article IV, shall be considered in the form of one **MOTION**.

1. Call to Order and Open Public Meetings Statement.
2. Pledge of Allegiance.
3. Roll Call.
4. MOTION to approve minutes of the Regular/Work Session Meeting of February 4, 2020, as distributed.
5. Council Reports.
6. Borough Administrator's Report.
7. Borough Attorney's Report.
8. Mayor's Report.

Public Discussion.
(21 minutes total; 3 minutes each speaker limited to items on this Agenda, including Work Session).

9. Clerk reports advertising Bond Ordinance for Water & Sewer Improvements, for consideration of passage on final reading by title.
a. **MOTION** to take up ordinance on final reading by title.
b. Public Hearing.
c. 6-20-184 Resolution to adopt/reject and advertise ordinance on final reading by title.
MOTION adopt/reject **ROLL CALL VOTE**
10. Clerk reports advertising Renewable Government Energy Aggregation Ordinance, for consideration of passage on final reading by title.
a. **MOTION** to take up ordinance on final reading by title.
b. Public Hearing.
c. 6-20-185 Resolution to adopt/reject and advertise ordinance on final reading by title.
MOTION adopt/reject **ROLL CALL VOTE**
11. Clerk reports advertising Capital Ordinance, for consideration of passage on final reading by title.
a. **MOTION** to take up ordinance on final reading by title.
b. Public Hearing.
c. 6-20-186 Resolution to adopt/reject and advertise ordinance on final reading by title.
MOTION adopt/reject **ROLL CALL VOTE**

CONSENT AGENDA - MOTION to adopt the following starred (*) items:

ROLL CALL VOTE

12. *6-20-187 Resolution Authorizing Amendment to Annual Salary Resolution.
13. *6-20-188 Authorize Amendment to Resolution No. 6-20-179 Approving Purchase of New Electric Vehicle for the Department of Code Enforcement.
14. *6-20-189 Resolution to Appoint Part-Time Director of Finance, Chief Financial Officer and Qualified Purchasing Agent.
15. *6-20-190 Resolution to Purchase 2 Pickup Trucks for the Highland Park Fire Department.
16. *6-20-191 Resolution Condemning Discrimination Against Asian-Americans and Asian Immigrants Caused by the COVID-19 Outbreak.
17. *6-20-192 Resolution to Approve Bills List.
MOTION adopt/reject **ROLL CALL VOTE**
18. 6-20-193 Chapter 159 – Complete Count Census Grant.
MOTION adopt/reject. **ROLL CALL VOTE**

19. Mayor appoints the following:

Ethan Schoolman Environmental Commission
NO CONFIRMATION NECESSARY

20. Public Comments.
(3 minutes per speaker on any items; subject to 9PM conclusion prior to Work Session)
21. Recess (5 minutes).
22. Work Session Items: No formal action to be taken.
a. Tree Protection Ordinance (PG).
b. 2021 Roadway Improvements (TJ).

23. Goals.

24. **MOTION** to adjourn.

Next Scheduled Meeting: July 21, 2020

BOROUGH OF HIGHLAND PARK
No. 6-20-184

RESOLUTION: Finance Committee

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, BOND ORDINANCE PROVIDING FOR VARIOUS WATER AND SEWER IMPROVEMENTS IN THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$3,320,000 THEREFOR FROM THE WATER/SEWER UTILITY OF THE BOROUGH, AUTHORIZING THE ISSUANCE OF \$3,320,000 BONDS OR NOTES TO FINANCE THE COST THEREOF AND REPLACING/REPEALING BOND ORDINANCE NUMBERS 19-1988 AND 19-1989, 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.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
ORDINANCE NO. 20-2003

BOND ORDINANCE PROVIDING FOR VARIOUS WATER AND SEWER IMPROVEMENTS IN THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$3,320,000 THEREFOR FROM THE WATER/SEWER UTILITY OF THE BOROUGH, AUTHORIZING THE ISSUANCE OF \$3,320,000 BONDS OR NOTES TO FINANCE THE COST THEREOF AND REPLACING/REPEALING BOND ORDINANCE NUMBERS 19-1988 AND 19-1989

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Water/Sewer Utility of the Borough of Highland Park, in the County of Middlesex, State of New Jersey (the "Borough") as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the amount of \$3,320,000 from the Water/Sewer Utility of the Borough. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), no down payment is required as the Water/Sewer Utility is self-liquidating.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof, negotiable bonds of the Water/Sewer Utility of the Borough are hereby authorized to be issued in the principal amount of \$3,320,000 pursuant to and within the limitations prescribed by the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Water/Sewer Utility of the Borough in a principal amount not exceeding \$3,320,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements and purposes hereby authorized and purposes for the financing of which said debt obligations are to be issued are for, as applicable: (1) the conduct of an inflow and infiltration survey of the sanitary sewer collection system, and the undertaking of any immediate rehabilitation of system which could include, but not be limited to, pipe replacement and sealing of leaks; (2) the preparation and the development of an Asset Management Plan as required by the Water Quality Accountability Act; (3) the examination, evaluation, assessment, jetting and otherwise cleaning of all sewer system mains as needed such that same are maintained free of blockages; (4) the development of and/or update to a Geographic Information System Mapping Service for the Water/Sewer Utility; and (5) the replacement, rehabilitation, installation, acquisition, and repair of (i) emergency interconnections with alternative suppliers of potable water, (ii) various water mains, including pipes, valves, and hydrants throughout the Borough including, but not limited to, along Woodbridge Avenue, South 7th Street, River Road, Parker Street, Cedar Lane, and Route 27 and (iii) various water meters throughout Borough's water system. All of such improvements and purposes set forth above shall include all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, engineering, site remediation and all work, materials, labor, appurtenances and equipment necessary therefor or incidental thereto.

b. The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$3,320,000.

c. The estimated cost of said improvements and purposes is \$3,320,000.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a loan, contribution or grant-in-aid to the

Borough for the improvements authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so loaned, contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply however, with respect to any contribution or grant in aid received by the Borough as a result of using such funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Borough shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of Section 8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant

to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

a. The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

b. The average period of usefulness of said improvements within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 20 years.

c. The supplemental debt statement required by the Local Bond Law with respect to the Replaced Bond Ordinances (as defined below) has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of bonds or notes provided for in this bond ordinance by

\$3,320,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law. As such no supplemental debt statement need be prepared or filed with respect to this bond ordinance as such debt authorized has been reflected in the supplemental debt statement for the Replaced Bond Ordinances.

d. An amount not exceeding \$1,120,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements hereinbefore described.

e. This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2. No reimbursement allocation will employ an

"abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the Borough for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the Borough, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$3,320,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

SECTION 10. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 11. Bond Ordinance Number 19-1988 and Bond Ordinance Number 19-1989 duly adopted by the Borough Council of the Borough on September 17,

2019 (the "Replaced Bond Ordinances") are hereby replaced and repealed by this bond ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

ADOPTED ON FIRST READING
DATED: May 19, 2020

Joan Hullings, Borough Clerk

ADOPTED ON SECOND READING
DATED: June 23, 2020

Joan Hullings, Borough Clerk

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2020

Gayle Brill Mittler, Mayor

DRAFT

BOROUGH OF HIGHLAND PARK
No. 6-20-185

RESOLUTION: Public Works and Public Utilities Committee

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, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY ESTABLISHING A GOVERNMENT ENERGY AGGREGATION PROGRAM AND AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK" BY ADDING THERETO, A NEW CHAPTER 84, 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 Neptune, 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.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
ORDINANCE NO. 20-2004

AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK, COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY ESTABLISHING A GOVERNMENT ENERGY AGGREGATION
PROGRAM AND AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK"
BY ADDING THERETO, A NEW CHAPTER 84

WHEREAS, there is an increased need to mitigate the impacts of climate change and many of the costs associated with the impacts of climate change mitigation are borne by state and local budgets, putting further strain on overstressed budgets; and

WHEREAS, the Borough Council is interested in obtaining power supply cost savings for residents while facilitating a transition to an increased use of renewable energy sources; and

WHEREAS, PJM Interconnection ("PJM") is a regional transmission organization that coordinates the movement of wholesale electricity in all or parts of Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, North Carolina, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia and the District of Columbia, and renewable electricity created outside of the PJM grid cannot be directly utilized by the residents of Highland Park; and

WHEREAS, prioritizing generation of renewable electricity in the region served by the PJM grid will help improve air quality and public health impacts and reduce costs for residents; and

WHEREAS, the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq. governs the establishment of a government energy aggregation program, which is a government-operated purchasing cooperative through which multiple energy consumers purchase energy together under the auspices of a government aggregator; and

WHEREAS, the New Jersey Board of Public Utilities ("BPU") has promulgated rules (N.J.A.C. 14:4-6) for the implementation of government energy aggregation programs; and

WHEREAS, pursuant to the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq. the Borough seeks to establish a Government Energy Aggregation Program ("Program") for the provision of electricity within the Borough; and

WHEREAS, N.J.S.A. 48:3-93.1 et seq., requires the Program to be established by ordinance; and

WHEREAS, Borough Council intends to serve as the Lead Agency conducting this Program and will from time to time solicit proposals from electric power suppliers for electric generation services through the Program; and

WHEREAS, the Borough will only award contracts to said electric power suppliers whose proposals include resident cost savings and renewable energy sources.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK that Chapter 84 be added to the Code and read as follows:

CHAPTER 84

GOVERNMENT ENERGY AGGREGATION PROGRAM

SECTION 84-1. GOVERNMENT ENERGY AGGREGATION PROGRAM CREATED.

The "Government Energy Aggregation Program" is hereby created and established pursuant to the New Jersey Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq. and the rules promulgated thereunder, N.J.A.C. 14:4-6.1 et seq.

SECTION 84-2. PURPOSE.

There is an increased need to mitigate the impacts of climate change and many of the costs associated with the impacts of climate change mitigation are borne by municipal government. Additionally, the Borough Council wishes to obtain a power supply cost savings for residents while facilitating a transition to an increased use of renewable energy sources. This program is being established to facilitate the operation of a purchasing cooperative through which multiple energy consumers purchase energy together under the auspices of the Borough acting as a government regulator. The Borough, therefore, wishes to be a facilitator which will permit the Borough to be the lead agency in establishing an energy aggregation program for the purchase of electric generation service as authorized by the New Jersey Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 et seq. and the rules promulgated thereunder pursuant to N.J.A.C. 14:4-6.1 et seq.

SECTION 84-3. PROGRAM OPERATION.

The Government Energy Aggregation Program ("HPGEA") shall operate as follows:

A. All agreements entered into on behalf of the HPGEA shall be authorized by written resolution of the Borough Council.

B. Pursuant to the terms and conditions of the Government Energy Aggregation Act and the rules promulgated thereunder, and specifically N.J.A.C. 14:4-6.2, the Borough Council shall oversee the HPGEA as lead agency and, in that capacity, and consistent with applicable rules, shall solicit one or more requests for proposals for electric generation services and energy aggregation services on behalf of the Borough's residents. The Mayor may execute and enter into a contract for such services, subject to Paragraphs C and D and provided that the lowest qualified bid price for electricity generation service is consistent with N.J.A.C. 14:4-6.9 and notice is provided to residential customers should the price exceed the benchmark price, as required by N.J.A.C. 14:4-6.9(g). Pursuant to the regulations of the Government Energy Aggregation Act, a public notice of the HPGEA program will be issued whereby non-residential energy customers may opt into the HPGEA program and residential customers may opt out.

C. Any requests for proposals for electricity generating services must state that no contract will be awarded unless there is costs savings for customers as well as renewable energy sources. Renewables should be sourced from within the region currently serviced by PJM Interconnection (PJM) a Regional Transmission Organization to the maximum extent possible. The Borough Council may not execute and enter into a contract for electricity generating services unless the above two stipulations are satisfied.

D. The Borough Council may authorize a master performance agreement that obligates the participants in the HPGEA to purchase electricity at terms and conditions stated therein with a third-party supplier who has been awarded the contract of the Borough on behalf of participating members of the HPGEA, and provided that such contract shall be at prices reasonably forecast and estimated by the Borough to provide for basic generation service by the utility serving the Borough.

E. The HPGEA program shall be administered in accordance with the requirements of N.J.S.A. 48:3-93.1 et seq. and N.J.A.C. 14:4-6.2 et seq.

SECTION 84-4. REPEAL.

All ordinances and resolutions, or part thereof, inconsistent with this Chapter are hereby repealed.

SECTION 84-5. SEVERABILITY.

If any section, paragraph, subdivision, clause or provision of this Chapter shall be judged by the Courts to be invalid, such adjudication shall apply only to this section, paragraph, subsection, clause or provision so adjudged and the remainder of this Chapter shall be valid and enforceable.

SECTION 84-6. EFFECTIVE DATE.

This Chapter shall take effect upon final adoption and publication as required by law.

Introduced and Passed on first reading: June 9, 2020

Adopted: June 23, 2020

Approved: June 23, 2020

Attest:

Joan Hullings, Municipal Clerk

Gayle Brill-Mittler, Mayor

DRAFT

BOROUGH OF HIGHLAND PARK
No. 6-20-186

RESOLUTION: Finance Committee

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, CAPITAL ORDINANCE PROVIDING FOR PURCHASE AND INSTALLATION OF PUBLIC ELECTRIC VEHICLE CHARGING STATIONS, IN AND BY THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$25,000.00 THEREFORE TO PAY THE COST THEREOF, passed on final reading at this meeting, be delivered to the Mayor for her approval, and if approved by her, 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 and that said Clerk shall annex to and publish with said Ordinance a Notice in substantially the following form –

The ordinance published herewith has been finally passed and the ten (10) day period of limitation within which suit, action or proceeding questioning the validity of such ordinance may be commenced has begun to run from the date of the first publication of this statement.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, BOROUGH CLERK

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

**BOROUGH OF HIGHLAND PARK
CAPITAL ORDINANCE NO. 20-2005**

CAPITAL ORDINANCE PROVIDING FOR PURCHASE AND INSTALLATION OF PUBLIC ELECTRIC VEHICLE CHARGING STATIONS, IN AND BY THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$25,000.00 THEREFORE TO PAY THE COST THEREOF:

NOW, THEREFORE BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AS FOLLOWS:

SECTION 1: The improvement described in Section 2 of the capital ordinance is hereby authorized as a general capital purpose to be undertaken by the Borough of Highland Park, in the County of Middlesex, State of New Jersey for the said improvement (s) or purpose stated in Section 2 hereof, there is hereby appropriated the sum of \$25,000.00, funded in part by the Capital Improvement Fund in the amount of \$15,000.00 and by a grant from the New Jersey Department of Environmental Protection in the amount of \$10,000.00.

SECTION 2: The capital purpose hereby authorizes the purchase and installation of two public electric vehicle charging stations;

SECTION 3: The expenditure of the \$15,000.00 appropriation from the Capital Improvement Fund and \$10,000 from the grant from the New Jersey Department of Environmental Protection, for the purpose set forth in Section 2 hereof in hereby authorized and approved.

SECTION 4: The capital budget of the Borough is hereby amended to conform with the provisions of this capital ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs is on file in the office of the Clerk and is available for public inspection.

SECTION 5: This ordinance shall take effect immediately after final adoption as described in N.J.S.A. 40:49-2.

Introduced on first reading
by title: June 9, 2020

ADOPTED: June 23, 2020

ATTEST:

APPROVED: June 23, 2020

Joan Hullings, Borough Clerk

Gayle Brill Mittler, Mayor

BOROUGH OF HIGHLAND PARK
No. 6-20-187

RESOLUTION AUTHORIZING AMENDMENT TO ANNUAL SALARY RESOLUTION

RESOLUTION: Finance Committee

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Clerk be and is hereby authorized and directed to notify the Borough Finance Director that since the adoption of a resolution on January 7, 2020 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:

ASHTON BURRELL, Teen Center Coordinator, at annual salary of \$50,000.00 effective January 1, 2020.

JOAN HULLINGS, Registrar of Vital Statistics, at an annual salary of \$2,725.00, effective January 1, 2020.

JOSEPHINE T. JOVER, Borough Administrator, at an annual salary of \$108,000.00, effective January 1, 2020.

JOSEPHINE T. JOVER, Redevelopment Director, at an annual salary of \$15,000.00, effective March 1, 2020.

EMMA MISSEY, Assistant to the Borough Administrator, at an annual salary of \$55,000.00, effective January 1, 2020.

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.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
NO. 6-20-188

RESOLUTION AMENDING RESOLUTION TO APPROVE THE PURCHASE OF A NEW
ELECTRIC VEHICLE FOR THE DEPARTMENT OF CODE ENFORCEMENT

RESOLUTION: Finance Committee

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Resolution No. 6-20-179 adopted by the Borough Council on June 9, 2020, shall be and is hereby amended to read as follows:

WHEREAS, the Borough is committed to electrifying its fleet to reduce carbon emissions; and

WHEREAS, the Borough has funds available to spend on a new 2020 Kia Niro (Electric) through the Middlesex County Improvement Authority's 2019 Pooled Capital Equipment and Improvement Financing Program; and

WHEREAS, National Auto Fleet Group is on Sourcewell contract #120716 for the 2020 Kia Niro (Electric);

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Administrator is hereby authorized to purchase a new Kia Niro (Electric) for \$40,210.00.

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the Chief Financial Officer and the Department of Code Enforcement forthwith.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
NO. 6-20-189

RESOLUTION TO APPOINT PART-TIME DIRECTOR OF FINANCE,
CHIEF FINANCIAL OFFICER AND QUALIFIED PURCHASING AGENT

RESOLUTION: Finance Committee

WHEREAS, the Borough of Highland Park will experience a vacancy in the position of Chief Financial Officer and Qualified Purchasing Agent on or about June 21, 2020; and

WHEREAS, the Borough is interested in hiring a Director of Finance; and

WHEREAS, the Borough has conducted a thorough search for qualified personnel to fill the positions; and

WHEREAS, the Borough has identified Lori Majeski, C.M.F.O. #N-0149 and QPA Certificate #Q-1063, as an excellent candidate for appointment to the open positions; and

WHEREAS, Lori Majeski meets all statutory requirements for appointment to these positions.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park in the County of Middlesex that:

1. Lori Majeski is hereby appointed to the position of Part-Time Chief Financial Officer, effective June 29, 2020 and ending December 31, 2022 per NJSA 40A:9-140.10, for an annual salary of \$50,000.
2. Lori Majeski is hereby appointed as the Part-Time Director of Finance, effective June 29, 2020, for an annual salary of \$65,000.
3. Lori Majeski is hereby appointed as the Part-Time Qualified Purchasing Agent, effective June 22, 2020, to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-2(30).
4. Lori Majeski shall serve all three positions on a part-time basis, working no more than 21 hours per week.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
NO. 6-20-190

RESOLUTION TO APPROVE THE PURCHASE OF TWO
NEW FIRE DEPARTMENT PICKUP TRUCKS

RESOLUTION: Public Safety Committee

WHEREAS, the Fire Department requires additional vehicles to fulfill their duties; and

WHEREAS, the Borough has \$50,000.00 in funds through the Middlesex County Improvement Authority's 2019 Pooled Capital Equipment and Improvement Financing Program and \$10,598.00 in account #0-01-25-265-252; and

WHEREAS, Beyer Ford is on state contract #A88727 for the 2020 Ford F-250;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Administrator is hereby authorized to purchase two new Ford F-250 trucks at \$30,299.00 each for a total of \$60,598.00.

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the Chief Financial Officer and the Department of Public Works forthwith.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, BOROUGH CLERK

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
NO. 6-20-191

RESOLUTION CONDEMNING DISCRIMINATION AGAINST ASIAN-AMERICANS
AND ASIAN IMMIGRANTS CAUSED BY THE COVID-19 OUTBREAK

RESOLUTION: Council as a Whole

WHEREAS, Asian Americans are living in fear and terror due to the dramatic increase of threats and attacks against those of Asian descent since the COVID-19 crisis began; and

WHEREAS, the FBI has warned that hate crimes against Asian American & Pacific Islander (AAPI) communities are likely to surge as COVID-19 spreads; and

WHEREAS, referring to COVID-19 as the 'Wuhan virus', 'Kung flu', or 'Chinese virus' is wrong and deeply harmful; and

WHEREAS, Asian-Americans are fighting on the frontlines against the COVID-19 pandemic; and

WHEREAS, the Highland Park Chinese Association (HPCA), a nonsectarian, nonprofit organization founded in response to the pandemic's health, social and economic ramifications, has played a valuable role in supporting our response to the COVID-19 crisis by donating 1,500 single-use surgical masks, 1,300 nitrile gloves, and 200 medical gowns with hoods to the Borough of Highland Park, 200 KN95 face masks and 390 surgical masks to the Highland Park Police Department, and \$2,000 to the Highland Park Community Food Pantry;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Highland Park condemn all instances of racism, discrimination, xenophobic behavior, abuse, and slander against the Asian-American community.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, BOROUGH CLERK

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
NO. 6-20-192

RESOLUTION AUTHORIZING APPROVAL OF BILLS LIST

RESOLUTION: Finance Committee

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 06/23/2020 can be found in the Bills List Journal Book No. 40.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK
NO. 6-20-193

REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
2020 MIDDLESEX COUNTY COMPLETE COUNT CENSUS GRANT

RESOLUTION: Finance Committee

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Highland Park, County of Middlesex, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2020 budget in the sum of \$2,000.00, which is now available from the County of Middlesex for the Complete Count Census Grant, and

BE IT FURTHER RESOLVED, that the like sum of \$2,000.00 is hereby appropriated under the caption of Middlesex County Complete Count Census Grant.

ADOPTED: June 23, 2020

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of said Borough on the 23rd day of June, 2020.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Fine				
Foster-Dublin				
George				
Hale				
Kim-Chohan				
Welkovits				

BOROUGH OF HIGHLAND PARK

ORDINANCE NO. 20-

An Ordinance of The Borough of Highland Park, County of Middlesex, Amending Chapter 388 of the “Code of the Borough of Highland Park” concerning Tree Removal and Protection.

BE IT ORDAINED by the Highland Park Borough Council, Middlesex County, that Sections 388-11 A and D of the “Code of the Borough of Highland Park” is amended to read as follows:

[bracketed material deleted], underlined material new:

§ 388-11. Tree replacement.

Any tree removed pursuant to this Chapter and having a DPM of 8 inches or greater shall be replaced, unless otherwise exempt, by planting a replacement tree(s) or making a payment in mitigation.

A. Planting of replacement trees

a. All replacement trees of whatever species shall have DPM of not less than two-inch caliper.

b. For any property for which tree replacement is required, trees shall be replaced according to the following schedule:

[i. For each tree removed that is 8 inches DPM or greater but less than 20 inches, replacement shall be by one (1) replacement tree; and

ii. For each tree removed that is 20 inches DPM or greater but less than 36 inches, replacement shall be by two (2) replacement trees; and

iii. For each tree removed that is 36 inches DPM or greater, replacement shall be by three (3) replacement trees. **]**

i. For any residential property that is owner-occupied, trees shall be replaced according to the following schedule:

For each tree removed that is 8 inches DPM or greater but less than 20 inches, replacement shall be by one (1) replacement tree;

For each tree removed that is 20 inches DPM or greater but less than 36 inches, replacement shall be by two (2) replacement trees; and

For each tree removed that is 36 inches DPM or greater, replacement shall be by three (3) replacement trees.

- ii. For residential property that is not owner-occupied and for any other property held for investment and for all commercial property, trees shall be replaced according to the following schedule:

For each tree removed that is 8 inches DPM or greater but less than 20 inches, replacement shall be by two (2) replacement trees;

For each tree removed that is 20 inches DPM or greater but less than 36 inches, replacement shall be by four (4) replacement trees; and

For each tree removed that is 36 inches DPM or greater, replacement shall be by six (6) replacement trees.

[D. **Tree Replacement Fund.** The Department of Code Enforcement and DPW, in consultation with the STAC, may permit an applicant to make a payment to the Borough's Tree Replacement Fund, established hereunder in § 388-12, in lieu of replacement of part or all of the trees removed pursuant to § 388-8. Such payment shall be calculated at a rate of \$500 for each deciduous tree and \$450 for each evergreen tree.

All replacement trees shall be planted on site in accordance with the foregoing. However, if one or more of the following conditions exist, some or all of the replacement trees may be planted off-site:

- a. The site in question cannot physically accommodate the total replacement amount of trees, and the applicant contributes an amount equal to the calculated monetary value of unreplaced trees to the Tree Replacement Fund; or
- b. The Department of Code Enforcement and applicant agree in writing that the applicant shall make payment to the Tree Replacement Fund based upon the above; or
- c. The Department of Code Enforcement in consultation with DPW and the STAC and applicant agree in writing that the applicant shall plant replacement trees off-site on municipally owned property pursuant to the municipal Community Forestry Management Plan.]

D. Monetary Mitigation. All replacement trees shall be planted on site in accordance with the foregoing. Monetary mitigation shall be made as a payment to the Tree Replacement Fund in an amount equal to \$400 for each unplanted replacement tree. Monetary mitigation shall be required if:

- a. the applicant for any reason plants fewer than the number of required replacement trees within the required six months of removal; or
- b. the applicant determines that the site will not accommodate the total number of required replacement trees and makes a monetary mitigation payment for each replacement tree that will not be planted; or

c. a replacement tree dies within a year of planting and the applicant determines not to plant a new replacement tree.

2. This Ordinance shall take effect upon its passage and publication and provided for by law.

Introduced and Passed on First Reading:

Adopted: _____

Approved: _____, 2020

Attest:

Joan Hullings, Municipal Clerk

Gayle Brill-Mittler, Mayor

RECORD OF COUNCIL VOTES

Council Member		Ayes	Nays	Abstain	Absent
Fine					
Foster-Dublin					
George					
Hale					
Kim-Chohan					
Welkovits					

2020 COUNCIL GOALS

COUNCIL MEMBER	TAX STABILIZATION	DOWNTOWN DEVELOPMENT	INFRASTRUCTURE	QUALITY OF LIFE	TRANSPARENCY (ongoing Admin. Process)
Welkovits	Hire a New CFO Financial Management Plan			RU-HP Bike Share	
George			1st Phase of Water/Sewer Reorganization Implement Sidewalk Repair Program		
Fine				Splash Park Siting 115th Anniversary Pop-up Museum	
Foster-Dublin			Improve Parking – increase setbacks at corners and create resident parking permits		Insure that the Police Department is properly staffed
Hale		Improve ordinances and processes to attract businesses Work to fill business vacancies on Woodbridge Avenue and 4th & Raritan			
Kim-Chohan				Pass an Anti-Semitism resolution Institute Ethnic Celebrations each month	
Brill Mittler	Census Full Count		DOT Upper Raritan Ave. Traffic Calming		