

BOROUGH OF HIGHLAND PARK
REGULAR MEETING
APRIL 6, 2021 – 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:

Dial-in: 1-929-205-6099

Webinar ID: 930 5184 6847

By Computer, Smart Phone or Tablet:

Web Link: <https://zoom.us/j/93051846847>

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

* 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. Agenda Questions by Council Members.
5. Honors and Awards.
 - 5.a Proclamation - Sexual Assault Awareness.

6. Approval of Minutes.

- 6.a **MOTION** to approve minutes of the Regular/Work Session Meetings held March 2, 2021 and March 16, 2021, as distributed.

ROLL CALL VOTE

7. Council Reports.

8. Borough Administrator's Report.

9. Borough Attorney's Report.

10. Mayor's Report.

11. Public Participation.

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

12. Resolutions requiring a Separate Reading.

- 12.a
1. Clerk reports introduction of 2021 Municipal Budget and Tax Resolution for consideration of passage on first reading by title.
 2. Budget Presentation – Borough Administrator.
 3. **MOTION** adopt/reject 2021 Municipal Budget on first reading by title.

(Resolution No. 4-21-100)

ROLL CALL VOTE

13. Ordinances Requiring a Second Reading.

- 13.a Clerk reports advertising Accessible Parking Ordinance Amendment for consideration of passage on final reading by title.

a. **MOTION** to take up ordinance on final reading by title.

b. Public Hearing.

c. 4-21-101 Resolution to adopt/reject and advertise ordinance on final reading by title.

MOTION adopt/reject

ROLL CALL VOTE

14. Ordinances Requiring a First Reading.

- 14.a Clerk reports introduction of CAP Rate Exception Ordinance for consideration of passage on first reading by title.

a. **MOTION** to adopt/reject and advertise ordinance on first reading by title.

ROLL CALL VOTE

15. Consent Agenda Items - Resolutions.

ROLL CALL VOTE

- 15.a *4-21-103 Resolution to Execute Memorandum of Understanding with Middlesex County Prosecutor's Office.
- 15.b *4-21-104 Resolution to Authorize Execution of Agreement for Fireworks Display.
- 15.c *4-21-105 Resolution to Apply for PSEG Grant from Sustainable Jersey.
- 15.d *4-21-106 Resolution Selecting Contractor to Repair and Reinstall Historic Doughboy Statue.
- 15.e *4-21-107 Resolution Authorizing Responsible Charge and Administrative Procedures for Phase II Safe Routes to Schools Intersection Improvement Project.
- 15.f *4-21-108 Resolution to Apply to ANJEC for Open Space Stewardship Grant.
- 15.g *4-21-109 Resolution to Apply for Grant from New Jersey Historical Trust for Highland Park Historic Sites Inventory
- 15.h *4-21-110 Resolution Authorizing Submission of a Strategic Plan for the Highland Park Municipal Alliance Grant for Fiscal Year 2022.
- 15.i *4-21-111 Authorize/Schedule 2021 Online Auction of Surplus Property.
- 15.j *4-21-112 Resolution to Amend Annual Salary Resolution.
- 15.k *4-21-113 Resolution to Approve Bills List.

16. Appointments.

- | | |
|---------------------------------|---|
| Human Relations Commission | Tracy Cangiano
John Adler
Doreen Moore
Eric Canavera
Micheale May
Wenjing Wang |
| Mayor's Equity Advisory Council | Hayden Hsiung |
| Sustainable Highland Park | Tina Weishaus |

MOTION TO CONFIRM

ROLL CALL VOTE

17. Second Public Participation.
(3 minutes per speaker on any items; subject to 9PM conclusion prior to Work Session)
18. Recess (5 minutes).
19. Work Session Items: No formal action to be taken.
 - a. Affordable housing update (TJ).
 - b. Boards/Commissions Protocol (ES).
20. Goals.
21. Executive Session (if necessary).
 - 21.a 4-21-114 Executive Session: Redevelopment Negotiations.
MOTION adopt/reject **ROLL CALL VOTE**
22. MOTION to adjourn.
23. **Next Scheduled Meeting: May 4, 2021**

WHEREAS, Sexual Assault Awareness Month and the observance of “Denim Day” are intended to draw attention to the fact that sexual violence is widespread and has public health implications for every community member of Middlesex County, including lifelong mental health impact; and

WHEREAS, sexual assault, sexual abuse, and sexual harassment greatly impact our community, as statistics indicate that every 73 seconds, someone in the U.S.A. is sexually assaulted, and every 9 minutes, the victim is a child; and

WHEREAS, prevention is possible so we must work together to educate our community about what can be done to stop sexual violence – such as by asking, accepting, and respecting boundaries - while supporting survivors; and

WHEREAS, staff and volunteers of anti-violence and prevention programs in Middlesex County including the Middlesex County Center for Empowerment and Sexual Violence Prevention Coalition encourage every person to speak out when witnessing acts of violence, however small, and to challenge the social norms that continue to perpetuate a culture of violence; and

WHEREAS, the New Jersey Sex Crimes Officers Association and the Middlesex County Sex Crimes Liaison Officers in connection with the Middlesex County Prosecutor’s Office are dedicated to ensuring the effective investigation and prosecution of sex crimes in our community through interagency collaboration and training; and

WHEREAS, with leadership, dedication, and encouragement, there is compelling evidence that we can be successful in reducing sexual violence in Middlesex County through increased awareness, prevention and education focused on increasing gender equity, healthy relationships, and bystander intervention, and holding perpetrators who commit acts of violence responsible for their actions; and

WHEREAS, throughout the month of April, Middlesex County strongly supports the efforts of national, state, and local partners, and of every citizen to actively engage in public and private efforts, including conversations about what sexual violence is; how to prevent it; how to help survivors connect with services; and how every segment of our society can work together to better address sexual violence.

NOW, THEREFORE, I, Gayle Brill Mittler, Mayor of the Borough of Highland Park, do hereby proclaim April 2021 as

SEXUAL ASSAULT AWARENESS MONTH

and that we join anti-sexual violence advocates and support service programs in the belief that all community members must be part of the solution and to end sexual violence and encourage the observation of Denim Day on Wednesday, April 28, 2021.

Given Under My Hand and Seal of the Borough of Highland Park
this Sixth Day of April in the Year Two Thousand and Twenty-One.

Gayle Brill Mittler, Mayor
The Borough of Highland Park

BOROUGH OF HIGHLAND PARK
MIDDLESEX COUNTY, NEW JERSEY

BUDGET INTRODUCTION RESOLUTION
NO. 4-21-100

Municipal Budget of the Borough of Highland Park, County of Middlesex for the Year 2021

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2021;

BE IT FURTHER RESOLVED that said Budget be published in the Home News Tribune, Neptune, N.J. in the issue of April 16, 2021.

The governing Body of the Borough of Highland Park does hereby approve the following as the Budget for the year 2021:

General Appropriations	
Appropriations Within "CAPS"	
Municipal Purposes	\$14,186,378.00
Appropriations Excluded from "CAPS"	
Municipal Purposes	3,186,722.72
Reserve for Uncollected Taxes – Based on Estimated 99.60 Percent of Tax Collections	<u>200,000.00</u>
Total General Appropriations	17,573,100.72
Less: Anticipated Revenues Other Than Current Property Tax	<u>3,762,971.55</u>
Difference: Amount to be Raised by Taxes For Support of Municipal Budget:	
Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	13,340,854.01
Minimum Library Tax	<u>469,275.16</u>
<u>Water & Sewer Utility Operating Fund:</u>	
Total Water & Sewer Utility Revenues	<u>\$5,335,728.00</u>
Total Water & Sewer Utility Appropriations	<u>\$5,335,728.00</u>

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Borough Council of the Borough of Highland Park, County of Middlesex, on May 4, 2021.

A hearing on the Budget and Tax Resolution will be on Tuesday, June 9, 2020 at 7:00 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested persons.

Due to the COVID-19 pandemic and pursuant to the provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-8(b), this meeting will be held by means of the use of electronic communications equipment. The public may participate by phone by dialing 1 (929) 205-6099 and entering in Webinar ID 917 5801 8409 or by computer/smart device via the following link: <https://us02web.zoom.us/j/91758018409>.

ROLL CALL: Ayes:
 Opposed:
 Absent:
 Abstained:

ADOPTED: April 6, 2021
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 6th day of April, 2021.

Joan Hullings, Borough Clerk

BOROUGH OF HIGHLAND PARK
No. 4-21-101

RESOLUTION: Council as a Whole

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, "AN ORDINANCE AMENDING ON-STREET PARKING REGULATIONS FOR RESIDENCES OCCUPIED BY PERSONS WITH DISABILITIES AND AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK", passed on final reading at this meeting be delivered to the Mayor for his/her 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: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
ORDINANCE NO. 21-2021

AN ORDINANCE AMENDING ON-STREET PARKING REGULATIONS FOR RESIDENCES OCCUPIED BY PERSONS WITH DISABILITIES AND AMENDING THE "CODE OF THE BOROUGH OF HIGHLAND PARK

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHLAND PARK, MIDDLESEX COUNTY, NEW JERSEY, THAT:

Section 278-17. Designation of On-Street Accessible Parking Spaces is hereby amended as follows:

D. The following on-street locations are designated as Accessible Parking Spaces. Such spaces are for the use by persons who have been issued windshield placards or wheelchair symbol license plates, pursuant to N.J.S.A. 39:4-204 et seq.:

(strikethrough=deleted; underlined material - new)

Voting District	Name of Street	Location
1	Redcliffe Avenue	4 Redcliffe Avenue
2	South 2nd Avenue	Between Harper Street and Hill Street
3	Felton Street	Between Benner Street and Donaldson Street
3	South 2 nd Avenue	29 South 2 nd Avenue
4	Benner Street	Between South 3rd Avenue and South 4th Avenue
4	Harper Place	Between South 3rd Avenue and South 4th Avenue
4	Magnolia Street	Between South 3 rd Avenue and South 4 th Avenue
5	Mansfield Street	Between South 4th Avenue and Grove Avenue
5	South 4 th Avenue	Between Raritan Avenue and Magnolia Street
6	South 6th Avenue	Between Mansfield Street and Benner Street
<u>5</u> 6	South 8 th Avenue	Between Benner Street and Eden Avenue
6	South 7 th Avenue	Between Benner Street and Eden Avenue
12	South 11 th Avenue	Between Aurora Street and Eden Avenue

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

Introduced on first reading
By title: March 16, 2021

ADOPTED: April 6, 2021

ATTEST:

APPROVED: April 6, 2021

Joan Hullings, Borough Clerk

Gayle Brill Mittler, Mayor

BOROUGH OF HIGHLAND PARK
NO. 4-21-102

RESOLUTION: Finance Committee

WHEREAS, an Ordinance entitled, **CALENDAR YEAR ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)**, has been introduced and duly passed on first reading;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that this Council meet at the Borough Hall, 221, South Fifth Avenue, Highland Park, New Jersey, on Tuesday, May 4, 2021 at 7:00 PM, for the purpose of considering said Ordinance on final passage.

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

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

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY
ORDINANCE NO. 21-
CALENDAR YEAR ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Mayor and Borough Council of the Borough of Highland Park in the County of Middlesex finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Borough Council hereby determines that a 3.5% increase in the budget for said year amounting to **\$339,170.98** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Mayor and Borough Council of the Borough of Highland Park hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Highland Park, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of Highland Park shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% amounting to **\$474,839.37** and that the CY 2021 municipal budget for the Borough of Highland Park be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance, upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduced and passed on first
reading by title: April 6, 2021

ATTEST:

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

ADOPTED:

APPROVED:

ATTEST:

Joan Hullings
Borough Clerk

Gayle Brill Mittler
Mayor

BOROUGH OF HIGHLAND PARK
NO. 4-21-103

RESOLUTION TO EXECUTE MEMORANDUM OF
UNDERSTANDING WITH MIDDLESEX COUNTY PROSECUTOR'S OFFICE

RESOLUTION: Public Safety Committee

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Chief of Police and the Mayor are hereby authorized and directed to execute the Memorandum of Understanding between the Borough of Highland Park and Middlesex County Prosecutor's Office for use of the Specialized Investigate Law Enforcement Equipment for a period of January 1, 2021 to December 31, 2021 attached to the original of this resolution.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

MEMORANDUM OF UNDERSTANDING

by and between the

MIDDLESEX COUNTY PROSECUTOR'S OFFICE

and the

Highland Park PD
<Law Enforcement Agency Name>

for use of

SPECIALIZED INVESTIGATIVE LAW ENFORCEMENT EQUIPMENT

owned and maintained by the County of Middlesex and the Middlesex County Prosecutors Office

for the period of January 1, 2021 to December 31, 2021

PREAMBLE

WHEREAS, the Middlesex County Prosecutor, by statute serves as the Chief Law Enforcement Officer for the County of Middlesex, and as such is charged with, inter alia, the responsibility of providing for the safety and welfare of the citizens of Middlesex County and does so by ensuring that the law enforcement professionals that serve said citizens are provided with state of the art equipment in support of homeland security; and

WHEREAS, the United States Department of Homeland Security has heretofore established the Urban Area Security Initiative, hereinafter referred to as "UASI", which is a homeland security designation and is based upon the nature of the infrastructure located within the designated Counties and Municipalities in the State of New Jersey as well as the potential risks that exists within those designated Counties and Municipalities in the State of New Jersey; and

WHEREAS, Middlesex County is one of seven (7) counties in the State of New Jersey, which includes two (2) core cities, that qualifies as a UASI jurisdiction, and

WHEREAS, the Law Enforcement Subcommittee of the UASI has funded the purchase of specialized investigative equipment for each county and core city in the UASI region to be utilized and deployed on an "as-needed, priority" basis to support homeland security initiatives; and

WHEREAS, the Middlesex County Prosecutor's Office, herein after referred to as "MCPO", may have other specialized investigative law enforcement equipment purchased via other funding sources in its inventory; and

WHEREAS, the specialized investigative equipment issued to, owned and/or maintained by the MCPO may, at the discretion of the Prosecutor, be made available for use by other law enforcement agencies in the County of Middlesex or the UASI region to deter and detect crime;

WHEREAS the Prosecutor reserves the right to re-direct the assignment of specialized investigative equipment previously committed for use by one law enforcement agency for a particular event to a different law enforcement agency based upon priority, such as the nature of the one event over another, events that pose a greater risk to public safety, etc.;

WHEREAS law enforcement agencies that wish to be considered to have this specialized investigative equipment made available for use within their respective entity are hereby required to enter into this Memorandum of Understanding (MOU);

WHEREAS said law enforcement agencies that voluntarily enter into this MOU with Middlesex County are herein after referred to as "*participating law enforcement agencies*";

WHEREAS, the County of Middlesex and the MCPO have established a partnership for collaborative efforts with *participating law enforcement agencies*, the State of New Jersey Office of Homeland Security and Preparedness, and the United States Department of Homeland Security to provide for the safety and welfare of the citizens of Middlesex County by participating in the use and/or deployment of such specialized investigative law enforcement equipment;

NOW, THEREFORE, BE IT RESOLVED that the parties of this MOU agree that the PREAMBLE above is included herein and shall have full force and binding effect and that the specialized investigative law enforcement equipment will be made available for use on as as-needed, priority basis, subject to the following provisions:

A. EQUIPMENT AND TRAINING

1. Specialized investigative law enforcement equipment shall, at the discretion of the MCPO, be made available to and utilized solely and exclusively by *participating law enforcement agencies*. Criteria for receiving the designation as *participating law enforcement agencies*

includes, but is not limited to, execution of this *MOU* and the providing of all requisite documentation prior to the equipment being loaned to said agencies.

2. Specialized investigative law enforcement equipment shall be operated and utilized solely by authorized personnel employed by *participating law enforcement agencies*. Said personnel must successfully complete the established training requirements for the use/operation of said equipment. The training shall be administered by a staff member of the *MCPO*.
3. The *participating law enforcement agencies* shall assume full responsibility for the care, maintenance and/or damages to the specialized investigative law enforcement equipment during its use and/or while said equipment is in their custody.

To the extent that the intended use of the specialized investigative law enforcement equipment is anticipated to cause more than normal wear and tear such that there will be a material decrease in the anticipated useful life of the specialized investigative law enforcement equipment, the *MCPO* reserves the right to impose a reasonable fee upon the participating law enforcement agencies for the use of said equipment. The *MCPO* also reserves the right to impose a late fee in case specialized investigative law enforcement equipment that is in high demand by other law enforcement agencies is not returned prior to the agreed upon date of return (as set forth in B.(2) below), and the *MCPO* has not agreed to any extensions of time. The amount of the late fee shall be agreed to prior to the lease of said equipment.

B. **DEPLOYMENT**

1. Specialized investigative law enforcement equipment will be stored at a *MCPO* facility and will be made available to *participating law enforcement agencies* for use on an "as-needed, priority basis", subject to availability and requisite approval.
2. The *participating law enforcement agencies* hereby agree to provide individual formal written requests to the *MCPO* for each event in which the use of specialized investigative law enforcement equipment is sought. The request shall contain a detailed explanation describing the equipment being requested, the event in which it is to be employed, the reason it is needed and the intended duration (dates/times) that it will be needed.
3. The participating law enforcement agency agrees to provide proof of an insurance rider with either each request submitted, or for a calendar year if the rider is applicable to the type of equipment the agency is seeking to utilize. The Certificate of Insurance shall always carry and

maintain during period of use the following insurance coverage with an insurance company or companies acceptable to the County, with limits not less than those shown below. A Certificate of Insurance shall be filed with the County prior to commencement of use.

- a. Commercial General Liability (CGL): Coverage for all operations including, but not limited to, contractual, products and completed operations, and personal injury with limits no less than \$1,000,000 per occurrence/\$2,000,000 aggregate. The County of Middlesex, its officers, officials, employees, and volunteers shall be included as an additional insured.
- b. Automobile Liability: Coverage for all owned, non-owned and hired vehicles with limits not less than \$1,000,000 per occurrence, combined single limits (CSL) or its equivalent.
- c. Workers Compensation: As required by the State of New Jersey and Employers Liability with limits not less than \$1,000,000 per accident for bodily injury or disease.
- d. Property Insurance (equipment): Against all risk of loss to real and personal property of County while in User's care, custody, and control.

Additional Insurance Provisions

- Any combination of primary and umbrella/ excess may be used to satisfy the Limits.
 - Waiver of Subrogation: The insurances shall contain Waiver of Subrogation provisions, as allowed by law, in favor of the County.
 - Primary Coverage: The Certificate of Insurance should indicate that all insurance coverage's will be provided on a primary, non-contributory basis as respects to the County of Middlesex, its officers, officials, employees and volunteers.
 - Notice of Cancellation: Each Insurance Policy required above shall provide that coverage shall not be cancelled, except with notice to the Entity, which in this case is the *MCPO*.
 - Special Risks: The County reserves the right to modify these requirements, including limits, based on the nature of the risk, prior experience, insurer, coverage, or other special circumstances.
4. The *participating law enforcement agency* is responsible for conducting a visual and operational inspection of the specialized investigative law enforcement equipment at the time of the pickup. The *participating law enforcement agency* agrees to document/report

any damage or non-operational equipment directly to the *MCPO* representative prior to taking custody of said equipment.

5. The *participating law enforcement agency* agrees to report directly to the *MCPO* representative any damage incurred to the specialized investigative law enforcement equipment, as well as non-functional equipment, while said equipment was in their custody and control.
6. The *participating law enforcement agency* agrees to assume responsibility for reimbursing the County for the full costs for the repairs for any damages that occur to the specialized investigative law enforcement equipment while said equipment is in their custody, or that was not reported at the time of pickup. This clause will be waived if it is determined by the *MCPO* that the damage/equipment failure was not the fault of the *participating law enforcement agency* or its personnel.
7. The *participating law enforcement agency* agrees to return specialized investigative law enforcement equipment that is equipped with a fuel tank with a full tank of fuel. In the event the *participating law enforcement agency* fails to do so, the participating law enforcement agency shall be required to reimburse the County for cost of the fuel to fill the tank (at the rate per gallon in which the County pays for fuel) as well as an additional service fee of \$25.00.
8. The *participating law enforcement agency* agrees to immediately report any non-functioning or malfunctioning components of the specialized investigative law enforcement equipment directly to the designee of the *MCPO*.
9. The *participating law enforcement agency* agrees to provide the proper means to transport the specialized investigative law enforcement equipment to and from the *MCPO* storage facility.

C. INDEMNIFICATION

The participating municipality or entity of the participating agency shall save, protect, indemnify and save harmless the County of Middlesex, County Prosecutor, their elected officials, officers and employees from any and all damages or claims for damages to persons or property which may result or arise from the use, deployment and/or maintenance of such specialized investigative law enforcement equipment.

D. SUPERSEDE

This MOU supersedes any prior executed MOU's in respect to specialized investigative law enforcement equipment.

IN WITNESS WHEREOF, the parties have caused this MOU to be executed by its proper officers and have their proper corporate seal affixed, the day and year first written above.

MIDDLESEX COUNTY PROSECUTOR

COUNTY OF MIDDLESEX

YOLANDA CICCONE
Middlesex County Prosecutor (signature)

RONALD G. RIOS - DIRECTOR
Board of County Commissioners (signature)

ATTEST:

Clerk of the Board of County Commissioners

Date

REQUESTING ENTITY: Highland Park PD

[Signature]
Chief/Director of Police (signature)

[Signature]
Mayor/Governing Body Official (signature)

Richard E. Abrams
Chief/Director of Police (printed name)

3/10/21
Date

APPROVED AS TO FORM AND LEGALITY

County Counsel or designee (signature)

(Revised 1-28-21)

BOROUGH OF HIGHLAND PARK
NO. 4-21-104

RESOLUTION TO AUTHORIZE EXECUTION OF
AGREEMENT FOR FIREWORKS DISPLAY

RESOLUTION: Public Safety Committee

BE IT RESOLVED by the Borough Council of Highland Park of the Borough of Highland Park that the Mayor is hereby authorized and directed to sign the contract agreement with Garden State Fireworks for the Fireworks Display to be held on Thursday, July 1, 2021 with a rain date of Monday, July 5, 2021.

ADOPTED: April 6, 2021

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 Council of said Borough on the 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

**BOROUGH OF HIGHLAND PARK
NO. 4-21-105**

RESOLUTION TO SUBMIT PSEG GRANT APPLICATION TO SUSTAINABLE JERSEY

RESOLUTION: Public Works and Public Utilities Committee

WHEREAS, Sustainable Highland Park would like to apply for a \$20,000.00 grant from Sustainable Jersey & PSEG to fund an initiative to wrap traffic control boxes on Raritan Avenue to improve Highland Park's downtown; and

NOW, THEREFORE, 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 and submit, on behalf of Sustainable Highland Park, the grant application to Sustainable Jersey, a copy of which is attached to the original of this resolution.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
NO. 4-21-106

**RESOLUTION TO SELECT CONTRACTOR TO REPAIR AND
REINSTALL DOUGHBOY STATUE AT VETERAN'S PARK**

RESOLUTION: Recreation and Arts Committee

WHEREAS, the Borough of Highland Park seeks to repair the Doughboy statue that was damaged in a traffic accident in November 2020; and

WHEREAS, three (3) quotes were solicited and were received as follows:

American Monument Co.	\$9,950.00
Materials Conservation	\$21,500.00
Robert Neal Carpenter	\$10,000.00

and

WHEREAS, the Borough Administrator's Office has recommended that said services be obtained from American Monument Co., Englewood, NJ based on their quote for same and their professionalism and quality of work; and

WHEREAS, funds are available for this purpose in Account No. 1-01-26-310-232 upon adoption of the 2021 municipal budget, as reflected by the certification of funds available by the Chief Financial Officer, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Administrator is hereby authorized and directed to accept the quote for repair and reinstallation of the Doughboy statue from American Monument Co., 479 No. Dean Street, Englewood, NJ 07631, at a cost not to exceed of \$9,950.00; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Administrator and the Chief Financial Officer forthwith.

ADOPTED: April 6, 2021

ATTEST:

Joan Hullings, BOROUGH CLERK

VERIFIED AND ENCUMBERED AS TO: AVAILABILITY OF FUNDS \$9,950.00 ACCOUNT NO. 1-01-26-310-232 P.O. NO. _____ BY: _____ FINANCE DIRECTOR
--

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

**BOROUGH OF HIGHLAND PARK
NO. 4-21-107**

**RESOLUTION AUTHORIZING RESPONSIBLE CHARGE AND ADMINISTRATIVE
PROCEDURES FOR PHASE II SAFE ROUTES TO SCHOOLS INTERSECTION
IMPROVEMENT PROJECT**

RESOLUTION: Administration Committee

WHEREAS, the Borough of Highland Park was selected to receive funding for intersection safety improvements through the Safe Routes to Schools (SRTS) Phase II grant program; and

WHEREAS, the Borough wishes to utilize the same Responsible Charge and Administrative Procedures, adopted on April 21, 2020, for the administration of this grant as its using for its Phase I grant; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Administrator is authorized to move forward with administering the abovementioned grant utilizing the same Responsible Charge as Phase I and procedures outlined in the April 2020 Administrative Procedures Manual.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

**BOROUGH OF HIGHLAND PARK
NO. 4-21-108**

**RESOLUTION TO SUBMIT APPLICATION TO ANJEC
FOR OPEN SPACE STEWARDSHIP GRANT**

RESOLUTION: Public Works and Public Utilities Committee

WHEREAS, the Environmental Commission would like to apply for a \$1,500.00 Open Space Stewardship grant from ANJEC (Association of New Jersey Environmental Commissions) to fund ongoing maintenance and improvement of the Meadows Trail and the Meadows natural area;

NOW, THEREFORE, 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 and submit, on behalf of the Environmental Commission, the grant application to ANJEC, a copy of which is attached to the original of this resolution.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

**BOROUGH OF HIGHLAND PARK
NO. 4-21-109**

**RESOLUTION TO APPLY FOR GRANT FROM NEW JERSEY HISTORICAL
TRUST FOR HIGHLAND PARK HISTORIC SITES INVENTORY**

RESOLUTION: Recreation and Arts Committee

WHEREAS, the Historical Commission desires to update the National Register for Livingston Historic District and to survey buildings along the Raritan Avenue & Woodbridge Avenue commercial corridor; and

WHEREAS, the New Jersey Historical Trust (NJHT) has funds available for these initiatives in their Preserve New Jersey Historic Preservation Fund; and

WHEREAS, the Historical Commission wishes to apply for a grant from the NJHT in the amount of \$39,375.00; and

WHEREAS, NJHT requires a 25% cash match from applicants, which amounts to \$13,125.00, which will be made available in the Historical Commission's 2022 budget should they be selected for this grant; and

NOW, THEREFORE, 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 and submit, on behalf of the Historical Commission, the grant application to NJHT, a copy of which is attached to the original of this resolution.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
NO. 4-21-110

GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE
FISCAL GRANT CYCLE OCTOBER 2020 – JUNE 2025

RESOLUTION: Council as a Whole

WHEREAS, THE Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough Council of the Borough of Highland Park, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages' and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Borough Council of the Borough of Highland Park further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough Council of the Borough of Highland Park has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Highland Park, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council of the Borough of Highland Park does hereby authorize submission of a strategic plan for the Highland Park Municipal Alliance grant for fiscal year 2022 in the amount of:

DEDR	\$ 7,664.00
Cash Match	\$ 1,916.00
In-Kind	<u>\$ 5,748.00</u>

2. The Borough Council of the Borough of Highland Park acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Gayle Brill Mittler, Mayor

I, Jennifer Santiago, Deputy Clerk of the Borough of Highland Park, County of Middlesex, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of resolution duly authorized by the Borough Council of the Borough of Highland Park on this 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
No. 4-21-111

RESOLUTION TO AUTHORIZE/SCHEDULE 2021 ONLINE
AUCTION OF SURPLUS PROPERTY

RESOLUTION: Public Works & Public Utilities Committee

WHEREAS, the Borough of Highland Park is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough Council is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

- (1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at www.govdeals.com and also available from the Borough Clerk’s Office in the Borough of Highland Park.
- (2) The sale will be conducted online and the address of the auction site is www.govdeals.com.
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- (4) A list of the surplus property to be sold is attached to the original of this resolution.
- (5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (6) The Borough of Highland Park reserves the right to accept or reject any bid submitted.

ADOPTED: April 6, 2021

ATTEST:

Joan Hullings, BOROUGH CLERK

I, Joan Hullings, Borough Clerk of the Borough of Highland Park, do hereby certify the above to be a true copy of a resolution adopted by the Borough Council of the 6th day of April 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
No. 4-21-112

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 5, 2021 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:

SEAN BIBBY, Police Officer, at an annual salary of \$103,193.00, effective June 11, 2021.

ANDREW BERARDO, Firefighter Supervisor, at an annual salary of \$19,360.00, effective January 1, 2020.

ANDREW BERARDO, Firefighter Supervisor, at an annual salary of \$19,747.00, effective January 1, 2021.

ANDREW SCHWARTZ, Fire Department LOSAP Administrator, at an annual salary of \$400.00, effective January 1, 2020.

RICHARD ABRAMS, Police Chief, retroactive payment of \$851.67 for January 1, 2019 through April 16, 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.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
NO. 4-21-113

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 4/6/2021 can be found in the Bills List Journal Book No. 41.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				

BOROUGH OF HIGHLAND PARK
NO. 4-21-114

RESOLUTION AUTHORIZING EXECUTIVE SESSION

RESOLUTION: Council as a Whole

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:
(Redevelopment Negotiations)
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.

ADOPTED: April 6, 2021

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 6th day of April, 2021.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

Council Member	Ayes	Nays	Abstain	Absent
Canavera				
Foster				
George				
Hale				
Hersh				
Kim-Chohan				