

BOROUGH OF HIGHLAND PARK
REGULAR MEETING
DECEMBER 19, 2023 – 7:00 PM

To attend the meeting electronically, please follow the instructions below:

By phone:
1-929-205-6099
Webinar: 920 9574 9666

By computer, smartphone or tablet:
<https://zoom.us/j/92095749666>

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, Awards and Presentations.
6. Approval of Minutes.
 - 6.a **MOTION** to approve minutes as distributed:
 - November 21, 2023 Regular Session
 - November 28, 2023 Redevelopment Entity Regular and Executive Session

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 per speaker limited to items on this Agenda. Comments from members of the public attending the meeting in-person will be heard first, followed by members of the public attending the meeting via Zoom.)
12. Ordinances Requiring a Second Reading.
 - 12.a **Ordinance No. 23-2081** Capital Ordinance Providing for Improvements to N. Fourth Avenue, Denison Street and Harper Street Project, in the County of Middlesex, State of New Jersey, Appropriating \$609,980.00 from the Department of Transportation Municipal Aid Program Therefor to Pay the Cost Thereof
 - a. Public Hearing
 - b. **MOTION** to adopt/reject Ordinance 23-2081

ROLL CALL VOTE

13. Consent Agenda Items - Resolutions.
MOTION to adopt/reject

ROLL CALL VOTE

 - 13.a *12-23-272 Resolution Appointing Mildred Ramos as Tax Collector for Four-Year Term
 - 13.b *12-23-273 Resolution Authorizing Action on Request for Performance Bond Release - Overlook @ Highland Park (Pulte Homes)
 - 13.c *12-23-274 Resolution Authorizing Action on Request for Performance Bond Release - 31 River Road Urban Renewal LLC
 - 13.d *12-23-275 Resolution Authorizing Pay Estimate No. 5 to Molba Carpentry, Inc. t/a Molba Construction for the Highland Park Public Library Interior Renovations Project
 - 13.e *12-23-276 Resolution to Re-Appoint Housing Authority Member - William Rainwater
 - 13.f *12-23-277 Resolution to Re-Appoint Housing Authority Member - Ruby Hope
 - 13.g *12-23-278 Resolution Authorizing Cooperation Agreement between the Borough of Highland Park and the Highland Park Community Food Pantry
 - 13.h *12-23-279 Resolution Authorizing Cooperation Agreement between the Borough of

Highland Park and HP Gives a Hoot

- 13.i *12-23-280 Resolution Authorizing Termination of All Participation Under the State Health Benefits Plan (SHBP)
- 13.j *12-23-281 Resolution Authorizing a Professional Services Agreement with Arcari+Iovino Architects for Public Bid Preparation and Construction Administration Services Related to the Replacement of the Flat Roof at the Highland Park Public Library
- 13.k *12-23-282 Resolution Authorizing and Agreement between the Borough of Highland Park and the Highland Park Board of Education to Share Revenue Collected from 31 River Road Urban Renewal, LLC Pursuant to a Financial Agreement
- 13.l *12-23-283 Resolution to Approve Pay Estimate No. 1 with Top Line Construction Corp. for Improvements to Riverview Avenue, Washington Avenue, Executer Street and Various Roads
- 13.m *12-23-284 Resolution to Approve Bills List

14. Resolutions requiring a Separate Reading.

- 14.a 12-23-285 Resolution to Approve Budget Transfers
MOTION adopt/reject

ROLL CALL VOTE

15. Appointments.

Highland Park Volunteer Fire Department
Solomon Levy

Rent Control Board

Tod Marder, Alt. Tenant

MOTION TO CONFIRM

ROLL CALL VOTE

16. Second Public Participation.

(3 minutes per speaker on any topic; subject to 9 PM conclusion prior to Work Session. Comments from members of the public attending the meeting in-person will be heard first, followed by members of the public attending the meeting via Zoom.)

17. Recess (5 minutes).

18. Work Session Items: No formal action to be taken.

- 1. Noise ordinance (PG).

19. Executive Session (if necessary).

- 19.a 12-23-286 Resolution Authorizing Executive Session : Litigation - JSM v. Highland Park
MOTION adopt/reject.

ROLL CALL VOTE

20. MOTION to adjourn.

21. **Next Scheduled Meeting:** Tuesday, January 2, 2024 @ 7 PM at the HP Community Center, 220 South 6th Avenue, Highland Park NJ

**CAPITAL ORDINANCE NO. 23-2081
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO N. FOURTH AVENUE,
DENISON STREET AND HARPER STREET PROJECT, IN THE COUNTY OF
MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$609,980.00 FROM THE
DEPARTMENT OF TRANSPORTATION MUNICIPAL AID PROGRAM THEREFOR TO
PAY THE COST THEREOF:**

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

SECTION 1: The capital purpose 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, and is hereby appropriated the sum of \$609,980.00 funded by a New Jersey Department of Transportation FY 2024 Municipal Aid Grant.

Section 2: The capital purpose hereby authorizes roadway improvements to N. Fourth Avenue, Denison Street, and Harper Street.

Section 3: The expenditure of \$609,980.00 appropriation for a New Jersey Department of Transportation FY 2024 Municipal Aid Grant, for the purpose set forth in Section 2 hereof, is hereby authorized and approved.

Section 4: The capital budget of the Borough is hereby amended, if needed, 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 the full detail of the amended capital budget and capital programs as approved by the Director of Local Government Services, New Jersey Department Of Community Affairs is on file in the office of the Clerk, if needed, and is available for public inspection.

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

Introduced on first reading by title: December 5, 2022

ADOPTED:

ATTEST:

APPROVED:

Jennifer Santiago, Borough Clerk

Elsie Foster, Mayor

**RESOLUTION NO. 12-23-272
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

RESOLUTION TO APPOINT TAX COLLECTOR

WHEREAS, the Borough Tax Collector is appointed pursuant to NJSA 40A:9-141, which permits a municipality to provide for the appointment of a municipal tax collector; and

WHEREAS, N.J.S.A. 40A:9-145.7 requires that any person appointed or reappointed as a municipal tax collector must hold a tax collector certificate issued pursuant to NJSA 40A:9-141, Section 2 of P.L. 1979, c. 384 (C. 40A:9-145.2) and Section 6 of P.L. 1993, c. 25 (C 40A:9-145.3a); and

WHEREAS, the Borough’s Tax Collector term of office is designated pursuant to NJSA 40A:9-142, which states that “every municipal tax collector shall hold their office for a term of four years from the first day of January next following their appointment. Vacancies other than due to expiration of term shall be filled by appointments for the unexpired term; and

WHEREAS, Mildred Ramos Certified Tax Collector No. T-8606 was appointed Tax Collector by Resolution 21-265 to serve the unexpired term as Tax Collector from October 19, 2021 and expiring January 1, 2024; and

WHEREAS, the Borough Administrator recommends the re-appointment of Mildred Ramos as Tax Collector for the Borough of Highland Park; and

WHEREAS, the appointment of Mildred Ramos as Borough Tax Collector shall be effective January 1, 2024 and shall end December 31, 2027, pursuant to and accordance with the appointment time frame set forth in NJSA 40A:9-142.

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. Mildred Ramos (License No. T-8606) is hereby appointed to the position of Tax Collector, effective January 1, 2024 and ending on December 31, 2027, pursuant to and in accordance with the appointment time from set forth in NJSA 40A:9-142.
2. In accordance with NJSA 40A:9-145.3b., the appointed Tax Collector shall renew their certification every two (2) years and shall complete the required course hours during that time to qualify for renewal of said certification.

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-273
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION AUTHORIZING ACTION ON REQUEST FOR PERFORMANCE BOND
RELEASE - OVERLOOK @ HIGHLAND PARK (PULTE HOMES)**

WHEREAS, on May 17, 2010, Overlook at Highland Park, Pulte Homes , heretofore posted with the Borough of Highland Park a Surety Performance Bond, No. 1034844, issued by Lexon Insurance Company in the amount of \$2,865,330.18 and a cash surety bond (check #0080224340) in the amount of \$318,370.02, for a total amount of \$3,183,700.20, in connection with a site plan application on the property known as Block 190, Lots 4 and 4.01, also known as the Cenacle Property, in the Borough of Highland Park; and

WHEREAS, on March 15, 2011, by Resolution No. 3-11-91, the Borough Council authorized reduction of Performance Bond No. 1034844, issued by Lexon Insurance Company from \$2,865,330.18 to \$1,829,704.20 and cash bond from \$318,370.02 to \$182,970.02; and

WHEREAS, on June 6, 2012, by Resolution No. 6-12-194, the Borough Council authorized reduction of Performance Bond No. 1034844, issued by Lexon Insurance Company from \$1,829,704.20 to \$955,110.06 and cash bond from \$182,970.42 to \$95,511.00; and

WHEREAS, the developer for the referenced project has requested that the release of performance bonds; and

WHEREAS, the Borough Engineer has conducted a site inspection of this project and filed report dated December 4, 2023 recommending the release of Performance Bond No. 1034844 issued by Lexon Insurance Company in the amount of \$955,110.06 and a cash bond in the amount of \$318,370.02; and

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

1. The Performance Bond posted by Overlook @ Highland Park (Pulte Homes) in the amount of \$955,110.06 and cash bond in the amount of \$95,511.00, shall be and is hereby released subject to the following:
 - Payment of any outstanding engineering inspection fees.
 - Payment of any outstanding Borough fees.
2. Certified copies of this Resolution be forwarded to the Finance Department, Borough Engineer, Construction Official, and Overlook @ Highland Park (Pulte Homes).

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-274
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION AUTHORIZING ACTION ON REQUEST FOR PERFORMANCE BOND
RELEASE - 31 RIVER ROAD URBAN RENEWAL LLC**

WHEREAS, on November 3, 2020, 31 River Road Urban Renewal LLC, heretofore posted with the Borough of Highland Park a Performance Bond, No. FP0025035, issued by First Indemnity of America Insurance Company in the amount of \$71,188.20 and a cash surety bond (check #00008253) in the amount of \$7,909.80, for a total amount of \$79,098.00, in connection with a site plan application on the property known as Block 183, Lot 24; and

WHEREAS, the developer for the referenced project has requested release of performance bonds; and

WHEREAS, the Borough Engineer has conducted a site inspection of this project and filed report dated December 4, 2023 recommending the release of Performance Bond, No. FP0025035, issued by First Indemnity of America Insurance Company in the amount of \$71,188.20 and a cash surety bond (check #00008253) in the amount of \$7,909.80.

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

1. The Performance Bond posted by 31 River Road Renewal LLC in the amount of \$71,188.20 and cash bond in the amount of \$7,909.80, shall be and is hereby released subject to the following:
 - Posting of a two (2) year Maintenance Bond in the amount of \$11,864.70
 - Payment of any outstanding engineering inspection fees.
 - Payment of any outstanding Borough fees.
2. Certified copies of this Resolution be forwarded to the Finance Department, Borough Engineer, Construction Official, and 31 River Road Renewal LLC.

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION TO APPROVE PAY ESTIMATE NO. 5 TO MOLBA CAPENTRY, INC.
T/A MOLBA CONSTRUCTION FOR HIGHLAND PARK PUBLIC LIBRARY-
INTERIOR RENOVATIONS PROJECT**

WHEREAS, pursuant to Resolution No. 4-23-116, adopted by the Borough Council on April 18, 2023, a contract was awarded to Molba Carpentry, Inc. t/a Molba Construction of Little Ferry, NJ, for the Highland Park Public Library Interior renovations; and

WHEREAS, it appears from Pay Estimate No. 5 certified by Arcari + Iovino Architects PC, that certain work under said contract has been completed and approved and there is due to Molba Carpentry, Inc. t/a Molba Construction. the sum of \$52,264.50 in accordance with said Pay Estimate No. 5 for work performed through November 30, 2023; and

WHEREAS, funds for this purpose are available in Capital Fund Account No. C-04-55-831-001 in an amount not to exceed \$52,264.50, as reflected by the Certification of Funds Available by Chief Financial Officer Certification No. 2023-___.

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

1. The Chief Financial Officer be and is hereby authorized and directed to pay Molba Carpentry, Inc. t/a Molba Construction the sum of \$52,264.50, as certified by the Architects certification of Pay Estimate No. 5, subject to the Clerk’s receipt of the Certified Payroll and Project Manning Reports; and
2. Certified copies of this resolution be forwarded to Chief Financial Officer and the Arcari + Iovino Architects PC.

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-276
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION TO RE-APPOINT HOUSING AUTHORITY MEMBER –
WILLIAM RAINWATER**

BE IT RESOLVED by the Borough Council of the Borough of Highland Park, County of Middlesex, State of New Jersey that the following shall be and are hereby re-appointed to serve as a member of the Highland Park Housing Authority for a term to expire as indicated:

William Rainwater

December 31, 2028

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-277
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION TO RE-APPOINT HOUSING AUTHORITY MEMBER –
RUBY HOPE**

BE IT RESOLVED by the Borough Council of the Borough of Highland Park, County of Middlesex, State of New Jersey that the following shall be and are hereby re-appointed to serve as a member of the Highland Park Housing Authority for a term to expire as indicated:

Ruby Hope

December 31, 2028

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-278
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION AUTHORIZING COOPERATION AGREEMENT BETWEEN THE
BOROUGH OF HIGHLAND PARK AND THE HIGHLAND PARK COMMUNITY
FOOD PANTRY**

WHEREAS, the Food Pantry has provided food support services in partnership with the Borough for more than 20 years; and

WHEREAS, on December 18, 2018, the Food Pantry was re-established Borough Ordinance No. 18-1976 and since that time operated as a committee of the Borough pursuant to Section 9-52 of the “Code of the Borough of Highland Park” with the responsibility for staffing and running a food bank from the Highland Park Community Center; and

WHEREAS, in order to enhance its programming and to qualify for a substantial donation, the Food Pantry was incorporated as a nonprofit corporation of the State of New Jersey on April 21, 2023; and

WHEREAS, the Borough and Food Pantry wish to set forth in a cooperation agreement the very in-kind services that will continue to be provided by the Borough to the Food Pantry following their becoming a fully-operational nonprofit corporation as well as setting forth the continued duties and responsibilities of the Food Pantry.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Highland Park that:

1. The Mayor and Borough Clerk are hereby authorized to execute a cooperation agreement between the Borough of Highland Park and the Highland Park Community Food Pantry, a copy of which is attached to this resolution.

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**COOPERATION AGREEMENT BETWEEN THE BOROUGH OF HIGHLAND PARK
AND THE HIGHLAND PARK COMMUNITY FOOD PANTRY**

This Agreement entered into on this _____ day of _____ 20__ by and between the Borough of Highland Park, a Municipal Corporation of the State of New Jersey (hereinafter referred to as the “Borough”) and the Highland Park Community Food Pantry, a New Jersey nonprofit corporation (hereinafter referred to as the “Food Pantry”)

WITNESS

WHEREAS, the Food Pantry has provided food support services in partnership with the Borough for more than 20 years; and

WHEREAS, on December 18, 2018, the Food Pantry was re-established Borough Ordinance No. 18-1976 and since that time operated as a committee of the Borough pursuant to Section 9-52 of the “Code of the Borough of Highland Park” with the responsibility for staffing and running a food bank from the Highland Park Community Center; and

WHEREAS, in order to enhance its programming and to qualify for a substantial donation, the Food Pantry was incorporated as a nonprofit corporation of the State of New Jersey on April 21, 2023; and

WHEREAS, the Borough and Food Pantry wish to set forth the very in-kind services that will continue to be provided by the Borough to the Food Pantry following their becoming a fully-operational nonprofit corporation as well as setting forth the continued duties and responsibilities of the Food Pantry, the parties agree as follows:

- I. Borough Continued Support: The Borough shall continue to provide the following support to the Food Pantry:

- A. To provide space within the Borough of Highland Park Community Center and other Borough facilities, if necessary, for the distribution and storage of food which the corporation distributes. All food storage appliances, such as refrigerators and freezers, are the property of the Food Pantry.
 - B. To foster continued cooperation with organizations such as Feeding Middlesex County and the Community Food Bank of New Jersey for their collection and distribution of food in conjunction with the Food Pantry.
 - C. To assist with the recruitment of members for the Food Pantry interested in volunteering their time to assist with the mission of the Food Pantry.
 - D. To inform residents of the services and foods provided by the Food Pantry, in coordination with the Food Pantry.
 - E. To assist with the transition of the Food Pantry, as a nonprofit corporation of the State of New Jersey from being a committee of the Borough to a separate nonprofit corporation.
 - F. To continue to provide support from the Borough's Community Services Department to register clients and maintain records of Pantry services on behalf of the Pantry.
 - G. To continue to assist with the management of the funds held in trust by the Borough on behalf of the Food Pantry which are currently in the possession of the Borough until said funds are fully expended by the Food Pantry.
- II. The Food Pantry agrees to do the following:
- A. To continue to secure and distribute food to those in need within the Borough Community.

- B. To solicit funds to be donated to the Food Pantry including undertaking all fundraising efforts as a nonprofit corporation.
 - C. To establish and maintain a separate banking account for the Food Pantry funds unaffiliated with the Borough and be solely responsible for the fiscal management of the Food Pantry.
 - D. To cooperate with the Borough to spend down the existing funds for the benefit of the Food Pantry currently held in a Borough Trust Account prior to spending any new funds which have been and may be donated to the Food Pantry in the future.
 - E. To establish and maintain their own post office box as their new mailing address.
 - F. To obtain stationery, a new and separate email address and phone number for the operation of the Food Pantry as a new nonprofit corporation.
- III. In the event that either party chooses to terminate this agreement, or any substantial clause of the agreement, six months' notice will be provided. Substantial clauses include providing space for distribution or food storage and/or assisting the Pantry in registering clients.

IN WITNESS WHEREOF, the parties have hereunto set their hand and seal the day and date first written above.

Borough of Highland Park

Jennifer Santiago, Clerk

By: _____
Elsie Foster, Mayor

Highland Park Community Food Pantry

, Secretary

By: _____
Janice Ballou, President

**RESOLUTION NO. 12-23-279
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION AUTHORIZING COOPERATION AGREEMENT BETWEEN THE
BOROUGH OF HIGHLAND PARK AND HP GIVES A HOOT**

WHEREAS, HP Gives a Hoot as a Borough committee provides support for various programs for the well-being of Highland Park students in need with an emphasis on addressing food insecurity; and

WHEREAS, on December 18, 2018, HP Gives a Hoot was established by the adoption of Borough Ordinance 18-1976 and since that time has operated as a committee of the Borough pursuant to Section 9-73 of the “Code of the Borough of Highland Park”; and

WHEREAS, in order to enhance its programming and the providing of services to the students which it serves and to also qualify for a substantial donation, the HP Gives a Hoot was incorporated as a nonprofit corporation of the State of New Jersey on April 21, 2023; and

WHEREAS, the Borough and HP Gives a Hoot wishes to set forth in a cooperation agreement the in-kind services that will continue to be provided by the Borough to HP Gives a Hoot following their becoming a fully-operational nonprofit corporation as well as setting forth the continued duties and responsibilities for HP Gives a Hoot.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Highland Park that:

1. The Mayor and Borough Clerk are hereby authorized to execute a cooperation agreement between the Borough of Highland Park and HP Gives a Hoot, a copy of which is attached to this resolution.

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**COOPERATION AGREEMENT BETWEEN THE
BOROUGH OF HIGHLAND PARK AND HP GIVES A HOOT, INC.**

This Agreement entered into on this _____ day of _____ 20__ by and between the Borough of Highland Park, a Municipal Corporation of the State of New Jersey (hereinafter referred to as the “Borough”) and HP Gives A Hoot, Inc., a New Jersey nonprofit corporation (hereinafter referred to as the “HP Gives A Hoot”)

WITNESS

WHEREAS, HP Gives a Hoot as a Borough committee provides support for various programs for the well-being of Highland Park students in need with an emphasis on addressing food insecurity; and

WHEREAS, on December 18, 2018, Gives a Hoot was established by the adoption of Borough Ordinance 18-1976 and since that time has operated as a committee of the Borough pursuant to Section 9-73 of the “Code of the Borough of Highland Park” and

WHEREAS, in order to enhance its programming and the providing of services to the students which it serves and to also qualify for a substantial donation, the HP Gives a Hoot was incorporated as a nonprofit corporation of the State of New Jersey on April 21, 2023; and

WHEREAS, the Borough and HP Gives a Hoot wishes to set forth the in-kind services that will continue to be provided by the Borough to HP Gives a Hoot following their becoming a fully-operational nonprofit corporation as well as setting forth the continued duties and responsibilities for HP Gives a Hoot, the parties agree as follows:

- I. Borough Continued Support: The Borough shall continue to provide the following support to HP Gives a Hoot:

- A. To provide space within the Borough of Highland Park Zone 6 Teen Center for HP Gives a Hoot to distribute food and other supplies and programs to support local children and their families.
 - B. To inform Highland Park students and their families of the services and programming available from HP Gives a Hoot.
 - C. To continue to provide support from the Borough Teen Center Coordinator.
 - D. To assist with the transition of the HP Gives a Hoot, as a nonprofit corporation of the State of New Jersey from being a committee of the Borough to a separate nonprofit corporation.
 - E. To continue to assist with the management of the funds held in trust by the Borough on behalf of HP Gives a Hoot which are currently in the possession of the Borough until said funds are fully expended by HP Gives a Hoot.
- II. HP Gives A Hoot agrees to do the following:
- A. To continue to provide support in all appropriate ways to provide for the wellbeing of Highland Park students in need.
 - B. To solicit funds to be donated to HP Gives a Hoot including undertaking all fundraising efforts as a nonprofit corporation.
 - C. To establish and maintain a separate bank account for HP Gives a Hoot funds unaffiliated with the Borough and be solely responsible for the physical management of HP Gives A Hoot.
 - D. To cooperate with the Borough to spend down the existing funds for the benefit of HP Gives a Hoot currently held in a Borough trust account prior to

spending any new funds which have been or may be donated to HP Gives a Hoot in the future.

- E. To establish and maintain their own post office box as their new mailing address.
- F. To obtain stationery, a new and separate email address and phone number for the operation of HP Gives a Hoot as a nonprofit corporation.
- G. To obtain and maintain their own bank account for funds solicited and received by HP Gives a Hoot.

III. In the event that either party chooses to terminate this agreement, or any substantial clause of the agreement, six months' notice will be provided. Substantial clauses include providing space for the distribution of food and other supplies.

IN WITNESS WHEREOF, the parties have hereunto set their hand and seal the day and date first written above.

Borough of Highland Park

Jennifer Santiago, Clerk

By: _____
Elsie Foster, Mayor

HP Gives a Hoot, a New Jersey Nonprofit Corporation

, Secretary

By: _____
Michael Buchman, President

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**RESOLUTION NO. 12-23-280
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION TO AUTHORIZE TERMINATION OF ALL PARTICIPATION
UNDER THE STATE HEALTH BENEFITS PLAN**

WHEREAS, the Borough participates in the State Health Benefits Plan (SHBP) to provide health insurance benefits to its active employees; and

WHEREAS, SHBP premiums have increased more than 30 percent over the past three years and in an effort to stabilize these costs for the Borough and its employees, the Borough Administrator has solicited proposals from qualified health insurance providers; and

WHEREAS, the Borough has a proposal from the Central Jersey Health Insurance Fund that would provide medical and prescription coverage that is equal to or better than the SHBP.

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Highland Park that:

- 1) The Borough of Highland Park (SHBP Employer Location No. 021000) hereby resolves to terminate its participation in the Program Medical Plan and Prescription Plan thereby canceling coverage provided by the SHBP for all its active employees.
- 2) We shall notify all active employees of the date of their termination of coverage under the Program.
- 3) We understand that the New Jersey Division of Pensions & Benefits (NJDPB) will notify retired employees, if any, of the cancellation of their coverage.
- 4) We understand that all COBRA participants will be notified by the NJDPB and advised to contact our office concerning a possible alternative health, prescription drug, and dental insurance plan.
- 5) We understand that this resolution shall take effect the first of the month following a 60-day period beginning with the receipt of the resolution by the State Health Benefits Commission.

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT, entered into this 19th day of December 2023., by and between the **BOROUGH OF HIGHLAND PARK**, a municipal corporation of the State of New Jersey, having its principal offices located at 221 South 5th Avenue, Highland Park, New Jersey 08904 (hereinafter referred to as "**BOROUGH**") and Anthony Iovino, AIA, PP, LEED, Arcari + Iovino Architects, P.C., One Katherine Street, Little Ferry, NJ 07643 (hereinafter referred to as "**COMPANY**").

WITNESSETH:

WHEREAS, the **BOROUGH** requires professional services for bid preparation and construction administration related to the replacement of the flat roof at the Highland Park Library; and

WHEREAS, the **BOROUGH** has adopted a Resolution authorizing the award of a Contract for said professional services to the **COMPANY** without competitive bidding as permitted by *N.J.S.A. 40A:11-1, et seq.*

NOW, THEREFORE, IT IS AGREED between the **BOROUGH** and the **COMPANY**, as follows:

1. Effective December 19, 2023., the **COMPANY** shall render professional services for the **BOROUGH** as required by the **BOROUGH**.

2. The **BOROUGH** agrees to compensate the **COMPANY** as set forth on the proposal dated July 27, 2023; the amount of said compensation shall not exceed **\$10,000.00** unless amended by further action of the **BOROUGH** for the above mentioned services.

3. The **BOROUGH** agrees to pay the **COMPANY** for any actual disbursements and out of pocket expenses incurred in carrying out its duties, as set forth in *Schedule A*.

4. The **COMPANY** shall submit monthly billing to the **BOROUGH** for said services, if any, on vouchers as required by the **BOROUGH**. The **BOROUGH** agrees to process and pay said vouchers in the same manner as other municipal vouchers. The **BOROUGH** requires billing for professional services to be done to the nearest 1/4 hour.

5. The parties hereto hereby incorporate by reference herein the Affirmative Action Addendum attached hereto and made a part hereof as *Exhibit A*.

6. The **COMPANY** agrees to file its New Jersey Business Registration Certificate with the **BOROUGH's** Chief Financial Officer.

7. The **COMPANY** agrees to adhere to and comply with the provisions of the New Jersey Local Unit Pay-to-Play Act, *N.J.S.A. 19:44A-20.1*, and the **BOROUGH's** Pay-to-Play Ordinance No. 1705.

IN WITNESS WHEREOF, the parties hereunto set their hands and seals the date first above written.

ATTEST:

BOROUGH OF HIGHLAND PARK

Jennifer Santiago, Borough Clerk

By: _____
Elsie Foster, Mayor

WITNESS:

ARCARI+IOVINO ARCHITECTS, P.C.

By: _____
Anthony Iovino, AIA, PP, LEED

arcari iovino

ARCHITECTS PC

Celebrating our 30th year!
1992 – 2022

One Katherine Street
Little Ferry, NJ 07643

201.641.0600

www.aiarchs.com

Edward Arcari, AIA, PP
Anthony Iovino, AIA, PP



July 27, 2023

Teri Jover, Borough Administrator
Borough of Highland Park
221 S. Fifth Avenue
Highland Park, NJ 08904

RE: Architectural Services Proposal
New Library Roof

Dear Ms. Jover,

I am pleased to submit this proposal to provide professional services for the Library roof repair. Our office will provide the design, construction drawings, public bid assistance and construction administration for this project.

I am familiar with the building and have a good understanding of the scope of the work. The roof has been worked on several times in recent years as the source of persistent leaks is investigated. This scope of work pertains to the replacement of the flat roof section which is approximately 3,000 sf in area.

The original roof membrane will be removed, and a new roof system would include a membrane and protection boards over the existing insulation panels.

A typical project is comprised of a series of phases spanning from design through construction. Below we have outlined the purpose of these phases along with their timelines and have identified a summary of tasks to be performed.

Design and Construction Documents Phase (1 month)

Tasks associated with Design Development include the following:

- Visit the site for measurements and observations.
- Prepare base roof plan.
- Review of existing roof system and code requirements.
- Research roofing products and roof edge details.
- Develop preliminary plans.
- Progress review meeting with Borough.
- Prepare construction documents including technical specifications.
- Develop front-end bidding documents for the Attorney's review.
- Assemble project manual.
- Final review with Borough.

Public Bidding Phase (2 months)

Tasks associated with Bidding Phase include the following:

- Assist in preparing a list of bidders.
- Assist with the distribution of bid sets.
- Respond to contractor requests during bidding.
- Attend the bid opening.
- Assist with the evaluation of the bids.
- Check bidder references.
- Prepare a summary of the bid results and findings.

Construction Administration Phase (2-3 months depending on lead-time of roofing)

Tasks associated with Construction Administration include the following:

- Attendance at a pre-construction meeting
- Review initial schedules of time and money by contractor.
- Review periodic applications for payment by contractor.
- Review product and equipment submittals and shop drawings.
- Review contractor requests for changes.
- Conduct jobsite visits during active construction (3 visits).
- Issue reports from each visit.
- Punch list preparation.
- Determine dates for substantial and final completion and issue forms.
- Project closeout and final site visit.

Professional Fee

Our fee for the basic architectural, mechanical, electrical, and plumbing engineering services is Sixteen Thousand Five Hundred Dollars (\$16,500). This includes reasonable printing and shipping costs. The fee is apportioned by phase as follows:

Design and Construction Documents	\$8,000
Public Bidding	\$1,200
<u>Construction Administration</u>	<u>\$7,300</u>
Total Fee	\$16,500

We look forward to working with you and are confident we can help you plan this project effectively. Contact us at your earliest convenience to discuss and we will commence work upon your approval and execution of a mutually acceptable agreement.

Sincerely,



Anthony Iovino, AIA, PP, LEED
Arcari + Iovino Architects, P.C.

**RESOLUTION NO. 12-23-281
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH
ARCARI + IOVINO ARCHITECTS PC FOR BID PREPARATION AND CONSTRUCTION
ADMINISTRATION RELATED TO THE REPLACEMENT OF THE FLAT ROOF AT THE
HIGHLAND PARK PUBLIC LIBRARY**

WHEREAS, in order to address the persistent leaks experienced at the library, on August 8, 2023 the Borough Council passed Resolution No. 8-23-183, authorizing a professional services agreement with Arcari + Iovino Architects PC to design preliminary plans for the replacement of the 3,000 sf flat roof section of the library roof and to prepare related construction documents; and

WHEREAS, on October 10, 2023 the Borough Council passed Resolution No. 10-23-218 authorizing an amendment to the professional services agreement to engage the services of a mechanical engineering consultant to assist with the redesign of the rooftop ductwork in conjunction with the roof replacement; and

WHEREAS, having completed the roof design and construction documents the Borough is now in need of assistance with bid preparation and construction administration services in order to implement the improvements; and

WHEREAS, according to the Arcari + Iovino proposal dated July 27, 2023 the costs for public bidding and construction administration services is \$8,500; and

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

WHEREAS, Anthony Iovino is a registered architect (License #21AI01172000) and Professional Planner in New Jersey qualified to complete this scope of work; and

WHEREAS, funds for this purpose are available in Capital Account No. C-04-55-835-001 for a total amount not to exceed \$10,000.00, as reflected by the Certification of Funds Available by Chief Financial Officer Certification no. 2023-84.

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

1. The Mayor and Borough Clerk are authorized and directed to execute and attest on behalf of the Borough an Agreement for professional services for architectural design and construction documents to replace the flat roof portion of the library building with Arcari + Iovino Architects PC, One Katherine Street, Little Ferry, NJ 07643, a copy of which is attached to the original of this resolution,
2. Notice of this contract be published as required by law and that a copy of executed Agreement be placed on file in the office of the Borough Clerk.

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-282
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE
BOROUGH OF HIGHLAND PARK AND THE HIGHLAND PARK BOARD OF
EDUCATION TO SHARE REVENUE COLLECTED FROM 31 RIVER ROAD URBAN
RENEWAL, LLC PURSUANT TO A FINANCIAL AGREEMENT**

WHEREAS, on December 20, 2016 the Borough Council of the Borough (the “Borough Council”), pursuant to and in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. as amended and supplemented (the “Redevelopment Law”), designated the entirety of the area within the municipal boundaries of the Borough as “an area in need of rehabilitation” including property known as 31 River Road and identified as Block 183, Lot 24 on the official tax map of the Borough (the “Property”); and

WHEREAS, on December 4, 2018, the Borough Council adopted a resolution designating the Property as a “non-condemnation area in need of redevelopment” in accordance with the Redevelopment Law (the “Redevelopment Area”); and

WHEREAS, on December 18, 2018, the Borough Council adopted an ordinance adopting a redevelopment plan entitled the “*31 River Road Redevelopment Plan*” (the “Redevelopment Plan”) dated December 4, 2018 and prepared by LRK Inc. for the Redevelopment Area; and

WHEREAS, on April 16, 2019, 31 River Road Urban Renewal, LLC (the “Redeveloper”) and the Borough executed a redevelopment agreement with the Borough pursuant to which the Redeveloper is constructing a project consisting of 40 residential units including 34 market rate units and 6 affordable units and certain infrastructure improvements, as defined herein (the “Project”); and

WHEREAS, on May 21, 2019 the Redeveloper and the Borough executed a financial agreement (the “Financial Agreement”) whereby the Redeveloper agreed to make certain payments in lieu of taxes (the “Annual Service Charges” as defined in the Financial Agreement) to the Borough; and

WHEREAS, Section 22(m) of the Redevelopment Law (N.J.S.A. 40A:12A-22(m)) provides that a municipality may, among other things, contract with a board of education to cause school services to be rendered for the benefit of the occupants of any redevelopment area; and

WHEREAS, in consideration for the provision of school services to the occupants of the Project within the Redevelopment Area, the Borough has agreed to provide an amount equal to 60% of the Annual Service Charge (excluding the Administrative Fee as such terms is defined in the Financial Agreement) received from January 1, 2023 thru December 31, 2023 to the Board of Education (the “Board”) and annually thereafter as described in the Agreement between the Borough and the Board (the “Agreement”) attached hereto as *Exhibit A*; and

WHEREAS, the Agreement is reflective of the Borough Council’s commitment to public education in the Borough; and

WHEREAS, the Agreement demonstrates the spirit of cooperation between the Borough Council and the Board to provide the best possible education for the Borough’s students.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The Mayor is authorized to execute the Agreement attached hereto as *Exhibit A*, with such changes, omissions or amendments as the Mayor deems appropriate in consultation with the Borough’s counsel and professionals.

Section 3. This Resolution shall take effect immediately

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

EXHIBIT A

Agreement

AGREEMENT (the “**Agreement**”) dated as of ____ __, 2023, by and between the **BOROUGH OF HIGHLAND PARK**, a public body corporate and politic of the State of New Jersey, with offices at 221 South 5th Avenue, Highland Park, New Jersey 08904 (the “**Borough**”) and the **HIGHLAND PARK BOARD OF EDUCATION**, a public body corporate and politic of the State of New Jersey, with offices at 435 Mansfield Street, Highland Park, New Jersey 08904 (the “**Board**”), and

W-I-T-N-E-S-S-E-T-H:

WHEREAS, on December 20, 2016 the Borough Council of the Borough (the “**Borough Council**”), pursuant to and in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. as amended and supplemented (the “**Redevelopment Law**”), designated the entirety of the area within the municipal boundaries of the Borough as “an area in need of rehabilitation” including property known as 31 River Road and identified as Block 183, Lot 24 on the official tax map of the Borough (the “**Property**”); and

WHEREAS, on December 4, 2018, the Borough Council adopted a resolution designating the Property as a “non-condemnation area in need of redevelopment” in accordance with the Redevelopment Law (the “**Redevelopment Area**”); and

WHEREAS, on December 18, 2018, the Borough Council adopted an ordinance adopting a redevelopment plan entitled the “*31 River Road Redevelopment Plan*” (the “**Redevelopment Plan**”) dated December 4, 2018 and prepared by LRK Inc. for the Redevelopment Area; and

WHEREAS, on April 16, 2019, 31 River Road Urban Renewal, LLC (the “**Redeveloper**”) and the Borough executed a redevelopment agreement with the Borough pursuant to which the Redeveloper is constructing a project consisting of 40 residential units including 34 market rate units and 6 affordable units and certain infrastructure improvements, as defined herein (the “**Project**”); and

WHEREAS, on May 21, 2019 the Redeveloper and the Borough executed a financial agreement (the “**Financial Agreement**”) whereby the Redeveloper agreed to make certain payments in lieu of taxes (the “**Annual Service Charges**” as defined in the Financial Agreement) to the Borough; and

WHEREAS Section 22(m) of the Redevelopment Law (N.J.S.A. 40A:12A-22(m)) provides that a municipality may, among other things, contract with a board of education to cause school services to be rendered for the benefit of the occupants of any redevelopment area.

NOW, THEREFORE, for and in consideration of the mutual promises, representations, covenants, and agreements contained herein and the undertakings of each Party to the other and such other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties, intending to be legally bound hereby and to bind its successors and assigns, do mutually promise, covenant, and agree as follows:

SECTION 1.01. In consideration for the provision of school services to the occupants of the Project within the Redevelopment Area, the Borough has agreed to provide an amount equal to 60% of the Annual Service Charge (excluding the Administrative Fee as such terms is defined in the Financial Agreement) received from January 1, 2023 thru December 31, 2023 to the Board and annually thereafter subject to Sections 1.02 and 1.03 hereof. Such payments shall be due as of March 31st of the immediately subsequent year.

SECTION 1.02. The Borough's obligation to make the payments provided in Section 1.01 hereof shall be subject to annual appropriation.

SECTION 1.03. This Agreement may be terminated at any time in the sole discretion of either of the parties hereto.

SECTION 1.04. No modification, waiver, amendment, discharge, or change of this Agreement shall be valid unless the same is in writing, duly authorized, and signed by the party against which the enforcement of such modification, waiver, amendment, discharge, or change is or may be sought.

SECTION 1.05. This Agreement may be executed in one or more counterparts (which may be copies delivered electronically or by facsimile) and when each party has executed and delivered at least one counterpart, this Agreement shall become binding on the parties and such counterparts shall constitute one and the same instrument.

SECTION 1.06. This Agreement shall be governed by and construed in accordance with the Applicable Laws of the State, and any disputes arising hereunder shall be resolved in the Superior Court, State of New Jersey, Middlesex County Vicinage.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed, all as of the date first above written.

BOROUGH OF HIGHLAND PARK

By: _____
Name: Elsie Foster
Title: Mayor

**BOROUGH OF HIGHLAND PARK BOARD OF
EDUCATION**

By: _____
Name:
Title:

**RESOLUTION NO. 12-23-283
HIGHLAND PARK BOROUGH
COUNTY OF MIDDLESEX**

**RESOLUTION TO APPROVE PAY ESTIMATE NO. 1 FOR IMPROVEMENTS
RIVERVIEW AVENUE, WASHINGTON AVENUE AND EXETER STREET AND
VARIOUS ROADS WITH TOP LINE CONSTRUCION CORP.**

WHEREAS, pursuant to Resolution No. 10-23-216, adopted October 10, 2023, the Borough Council authorized execution of a contract with Top Line Construction Corp. for Improvements to Riverview Avenue, Washington Avenue and Exeter Street and various roads, in an amount not to exceed \$738,868.15, without further resolution of Council; and

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

WHEREAS, it appears from Pay Estimate No. 1, filed by CME Associates dated December 14, 2023, that certain work under said contract has been completed and approved, and there is due to Top Line Construction Corp. the sum of \$360,604.22 in accordance with said Pay Estimate for work performed from November 27, 2023 to December 14, 2023; and

WHEREAS, funds for this purpose are available in Capital Account No. C-04-55-832-001 as reflected by the Certification of Funds Available by the Chief Financial Officer Certification No. 2023-85; and

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

1. The Chief Financial Officer be and is hereby authorized and directed to pay Top Line Construction Corp. the sum of \$360,604.22, as certified by the Engineer in Pay Estimate No. 1, subject to the Clerk’s receipt of the Certified Payroll and Project Manning Reports and additional documents as necessary;
2. That certified copies of this resolution be forwarded to the Borough Administrator, Chief Financial Officer and Top Line Construction Corp.

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-284
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

RESOLUTION AUTHORIZING APPROVAL OF BILLS LIST

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 12/19/2023 can be found in the Bills List Journal Book No. 43.

I, Jennifer Santiago, 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 December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-285
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that transfers of 2023 budget appropriation balances shall be made as follows:

Budget Transfer #2

Description	From	To
CURRENT FUND		
Mayor & Council OE	3,000.00	
Street Lighting		3,000.00
	3,000.00	3,000.00
		0.00

WATER/SEWER UTILITY

Water Sewer OE	13,000.00	
Purchase of Water		13,000.00
	13,000.00	13,000.00
		0.00

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the above to be a true copy of Resolution adopted by the Borough Council of said Borough on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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

**RESOLUTION NO. 12-23-286
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

RESOLUTION AUTHORIZING EXECUTIVE SESSION

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:

Executive Session: Litigation – JSM at Highland Park v. Highland Park

3. It is anticipated at this time that the above stated subject matter will be made public when these matters are resolved or as soon thereafter as it is deemed to be in the public interest to do so.

4. This Resolution shall take effect immediately.

I, Jennifer Santiago, Borough Clerk of the Borough of Highland Park, New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Highland Park Borough Council at a meeting held on December 19, 2023.

Jennifer Santiago, Borough Clerk

RECORD OF COUNCIL VOTES

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