

BOROUGH OF HIGHLAND PARK
REGULAR MAYOR & COUNCIL MEETING
FEBRUARY 5, 2019 - 7:00 PM

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. 919, 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. Proclamation – Eagle Scout.
5. Council Reports.
6. Borough Administrator's Report.
7. Borough Attorney's Report.
8. Mayor's Report.
9. Public Discussion. (15 minutes)
10. 2-19-48 Resolution to Approve Emergency Temporary Appropriations.
MOTION adopt/reject. ROLL CALL VOTE
11. Clerk reports advertising Plastic Bag Ordinance, for consideration of passage on final reading by title.
 - a. **MOTION** to take up ordinance on final reading by title.
 - b. Public Hearing.
 - c. 2-19-49 Resolution to adopt/reject and advertise ordinance on final reading by title.
MOTION adopt/reject ROLL CALL VOTE
12. Clerk reports introduction of Boards, Committees and Commissions Ordinance for consideration of passage on first reading by title.
 - a. **MOTION** to adopt/reject and advertise ordinance on first reading by title.
(Resolution No. 2-19-50) **ROLL CALL VOTE**

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

ROLL CALL VOTE

13. *2-19-51 Resolution to Amend Annual Salary Resolution.

14. *2-19-52 Resolution to Approve Settlement Agreement – Longevity Payout for Library Director.
15. *2-19-53 Resolution to Execute Middlesex County Office of Arts & History Program Grant.
16. *2-19-54 Resolution to Approve Wrecker License – Tripoli Towing Service.
17. *2-19-55 Resolution Authorizing J. Fletcher Creamer & Son, Inc. to Perform Emergency Manhole Frame and Cover Repair on Drier Place.
18. *2-19-56 Resolution Authorizing Purchase of Garbage Toters from Sanitation Equipment Corporation through Sourcewell National Purchasing Cooperative.
19. *2-19-57 Resolution to Amend Standing Committees.
20. *2-19-58 Resolution to Authorize Stipulation of Settlement – Tax Appeal – 49 Woodbridge Avenue, LLC.
21. *2-19-59 Resolution to Create Duplicate Tax Sale Certificate.
22. *2-19-60 Resolution to Adopt Revised Deferred Compensation Plan.
23. *2-19-61 Resolution to Apply for Sustainable Jersey Grant Program.
24. *2-19-62 Resolution to Apply for NJDEP Electric Vehicle Charging Grant Program.
25. *2-19-63 Resolution to Approve Armchair Raffle – Highland Park Educational Foundation.
26. *2-19-64 Resolution to Approve Budget Transfers.
27. *2-19-65 Resolution Authorizing a Shared Services Agreement with the Township of Piscataway for Tax Collector Services.
28. *2-19-66 Resolution to Approve On-Premises Raffle – Highland Park Conservative Temple – Congregation Anshe Emeth.
29. *2-19-67 Resolution to Approve Final Payout – Tax Collector Constance Ludden.
30. *2-19-68 Resolution to Approve Bills List.
MOTION adopt/reject **ROLL CALL VOTE**
31. Open items.
 - a.
 - b.
32. Public Discussion.
33. 2-19-69 Executive Session: Acquisitions/Litigation.
MOTION adopt/reject. **ROLL CALL VOTE**
34. **MOTION** to adjourn to Conference Meeting.

BOROUGH OF HIGHLAND PARK
NO. 2-19-48

RESOLUTION: Finance Committee

WHEREAS, a need has arisen to provide adequate funds for certain budget items pending adoption of the Local Municipal Budget for 2019 and NJSA 40A:4-20 provides for the making of emergency appropriations in such cases; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provisions of NJSA 40A:4-20 (Chapter 96, PL 1951), as amended, including this resolution, total \$6,045,266.00; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Highland Park (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with NJSA 40A:4-20;

1. An emergency temporary appropriation be and the same is hereby made for the budgetary appropriations herein:

DESCRIPTION	ACCOUNT NUMBER	2019 TEMPORARY BUDGET #2
BOROUGH ADMINISTRATION		
Salaries & Wages	20-100-1	49,609.00
Other Expenses	20-100-2	6,234.00
MAYOR & COUNCIL		
Salaries & Wages	20-110-1	8,672.00
Other Expenses	20-110-2	2,494.00
MUNICIPAL CLERK		
Salaries & Wages	20-120-1	41,330.00
Other Expenses	20-120-2	6,923.00
FINANCIAL ADMINISTRATION		
Salaries & Wages	20-130-1	15,300.00
Other Expenses	20-130-2	33,311.00
ANNUAL AUDIT		
Other Expenses	20-135-2	-
TAX COLLECTION		
Salaries & Wages	20-145-1	21,535.00
Other Expenses	20-145-2	3,885.00
TAX ASSESSMENT		
Salaries & Wages	20-150-1	15,853.00
Other Expenses	20-150-2	3,078.00
LEGAL SERVICES		
Other Expenses	20-155-2	91,875.00
ENGINEERING & PLANNING		
Other Expenses	20-165-2	5,775.00
COMMUNITY & ECONOMIC DEVELOPMENT		
Salaries & Wages		1,838.00
Other Expenses	20-170-2	28,088.00
INFORMATION TECHNOLOGY		
Other Expenses	20-140-2	28,744.00
CENTRAL SERVICES		
Other Expenses	20-316-2	21,656.00
PLANNING BOARD		
Salaries & Wages		1,838.00
Other Expenses	21-180-2	8,701.00
ZONING BOARD OF ADJUSTMENT		
Salaries & Wages	21-185-1	5,330.00
Other Expenses	21-185-2	3,977.00

HUMAN RIGHTS COMMISSION		
Other Expenses	21-195-2	1,000.00
GENERAL LIABILITY/WORKERS COMPENSATION		
Other Expenses	23-211-2	202,240.00
EMPLOYEE GROUP HEALTH		
Other Expenses	23-220-2	433,500.00
POLICE		
Salaries & Wages	25-240-1	900,478.00
Other Expenses	25-240-2	46,213.00
POLICE DISPATCH/911		
Salaries & Wages	25-250-1	62,704.00
Other Expenses	25-250-2	656.00
OFFICE OF EMERGENCY MANAGEMENT		
Other Expenses	25-252-2	919.00
FIRST AID CONTRIBUTION		
Other Expenses	25-260-2	-
FIRE		
Salaries & Wages	25-265-1	57,166.00
Other Expenses	25-265-2	18,769.00
LOSAP		
Other Expenses	25-265-2	4,331.00
MUNICIPAL PROSECUTOR		
Other Expenses	25-275-2	9,188.00
STREETS & ROADS		
Salaries & Wages	26-290-1	289,413.00
Other Expenses	26-290-2	31,946.00
APARTMENT COLLECTION		
Other Expenses	26-305-2	56,175.00
PUBLIC BUILDINGS & GROUNDS		
Salaries & Wages	26-310-1	11,581.00
Other Expenses	26-310-2	46,988.00
MOTOR POOL		
Salaries & Wages	26-315-1	19,743.00
Other Expenses	26-315-2	39,113.00
BOARD OF HEALTH		
Other Expenses	27-330-2	250.00
ENVIRONMENTAL COMMISSION		
Other Expenses	27-335-2	250.00
COMMISSION ON IMMIGRANT & REFUGEE AFFAIRS		
Other Expenses	27-336-2	250.00
SAFE WALKING & CYCLING COMMITTEE		
Other Expenses	27-337-2	250.00
SUSTAINABLE HIGHLAND PARK		
Other Expenses	27-338-2	250.00
HISTORICAL COMMISSION		
Other Expenses	27-339-2	250.00
COMMUNITY SERVICES - RECREATION		
Salaries & Wages	28-370-1	15,127.00
Other Expenses	28-370-2	3,938.00
COMMUNITY SERVICES - AGING		
Salaries & Wages	28-371-1	55,587.00
Other Expenses	28-371-2	6,786.00

ARTS COMMISSION		
Other Expenses	28-374-2	250.00
SHADE TREE ADVISORY COMMITTEE		
Other Expenses	28-375-2	250.00
TEEN CENTER		
Salaries & Wages	28-373-1	17,750.00
Other Expenses	28-373-2	
ELECTRICITY		
Other Expenses	31-430-2	40,000.00
STREET LIGHTING		
Other Expenses	31-435-2	62,000.00
TELEPHONE		
Other Expenses	31-440-2	16,984.00
FUEL OIL/GASOLINE/NATURAL GAS		
Other Expenses	31-460-2	29,271.00
SANITARY LANDFILL		
Other Expenses	32-465-2	69,563.00
Salaries & Wages	22-195-1	84,853.00
Other Expenses	22-195-2	4,014.00
CABLE TELEVISION		
Other Expenses	30-411-2	1,706.00
ACCUMULATED SICK LEAVE		
Salaries & Wages	30-415-1	16,275.00
COMMUNICATIONS		
Salaries & Wages	20-105-1	25,076.00
Other Expenses	20-105-2	9,883.00
MUNICIPAL COURT		
Salaries & Wages	43-490-1	55,259.00
Other Expenses	43-490-2	3,084.00
PUBLIC DEFENDER		
Other Expenses	43-495-2	1,575.00
Salaries & Wages	29-390-1	174,166.00
Other Expenses	29-390-2	90,643.00
COUNTY HEALTH SERVICES		
Other Expenses	42-401-2	11,665.00
M.C.I.A. RECYCLING		
Other Expenses	42-402-2	2,363.00
ANIMAL CONTROL SERVICES		
Other Expenses	27-340-2	3,938.00
PUBLIC AND PRIVATE PROGRAMS		
NJDEP Radon Awareness	41-707-2	2,000.00
Fire Victims Donations	41-735-2	10,015.00
STATUTORY EXPENDITURES		
SOCIAL SECURITY SYSTEM		
Other Expenses	36-472-2	86,121.00
UNEMPLOYMENT COMPENSATION INSURANCE		
Other Expenses	23-225	1,313.00
PUBLIC EMPLOYEES RETIREMENT SYSTEM		
Other Expenses	36-471-2	-
POLICE AND FIREMAN'S RETIREMENT SYSTEM		
Other Expenses	36-475-2	-
	SUBTOTAL	3,541,124.00

DEBT SERVICE		
BOND PRINCIPAL		
Other Expenses	45-920-2	625,000.00
INTEREST ON BONDS		
Other Expenses	45-930-2	242,369.00
M.C.I.A. LEASE/LOAN		
Other Expenses	45-950-2	79,500.00
DBIZ LOAN		
Other Expenses	45-925-2	-
	SUBTOTAL	946,869.00

GRAND TOTAL	4,487,993.00
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2019 TEMPORARY WATER AND SEWER BUDGET

DESCRIPTION	2019 TEMP
OPERATING	
Salaries & Wages	63,140.00
Other Expenses	630,933.00
Middlesex County Utilities Authority	330,750.00
STATUTORY EXPENDITURES	
Public Employee Retirement System	-
Social Security System	5,000.00
DEFERRED CHARGES	
Over expenditure Budget Appropriation	-
	SUBTOTAL 1,029,823.00
DEBT SERVICE	
Payment of Bond Principal	460,000.00
Interest on Bonds	67,450.00

SUBTOTAL	527,450.00
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GRAND TOTAL	1,557,273.00
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2. Said emergency temporary appropriations will be provided for in the 2019 budget under the various captions listed herein.

3. A certified copy of this Resolution will be filed with the Director of the Division of Local Government Services.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
No. 2-19-49

RESOLUTION: Council as a Whole

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Ordinance entitled, AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK IN MIDDLESEX COUNTY, "BRING YOUR OWN BAG ORDINANCE", passed on final reading at this meeting be delivered to the Mayor for her approval, and if approved by her, that the same be recorded in full by the Borough Clerk in a proper book kept for that purpose, and be advertised by publishing the same by title in the "Home News Tribune", of East Brunswick, New Jersey, a newspaper published in the County of Middlesex and circulating in this municipality, there being no newspaper published in this municipality, in the manner prescribed by law.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

Borough of Highland Park
Ordinance No. 19-

AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK IN MIDDLESEX COUNTY:
BRING YOUR OWN BAG ORDINANCE

BE IT ORDAINED by the Highland Park Borough Council, Middlesex County as follows:

- A. The "Code of the Borough of Highland Park, 2010" is amended by adding thereto a new Chapter 297 for the purpose of regulating within said Borough disposable plastic carry-out bags; to encourage "Bring Your Own Bag" and said New Chapter shall read as follows:

CHAPTER 297

Article 1. DISPOSABLE PLASTIC CARRY-OUT BAGS

§ 297-1. FINDINGS. The Mayor and Council find and declare that:

- A. On average, one person uses 500 single-use disposable bags per year, 4 billion single-use shopping bags are used annually in New Jersey and 102 billion are used nationwide; and,
- B. One bag is used on average for 20 minutes before it is disposed of; and,
- C. It takes about 1,000 years for a plastic bag to decompose; and,
- D. Only about 1% of plastic bags are recycled; and,
- E. 80% of the plastic and trash that finds its way into our oceans comes from the land; and,
- F. 12 million barrels of oil are used annually to make the plastic bags that Americans use, emitting 4.8 million metric tons of CO² into our atmosphere and contributing to global warming and climate change; and,
- G. The Borough has always been an environmental leader in the State of New Jersey; and,
- H. The Borough desires to reduce the use of single-use plastic bags by all residents and merchants; and,
- I. Sustainable Highland Park received a \$10,000 grant to lead a reusable bag education program from 2017-2018, with the specific goal of reducing single-use plastic bags in the Borough; and,
- J. Sustainable Highland Park has educated residents and merchants about the importance of reducing the use of single-use plastic bags throughout the year through intensive outreach to all sectors of our town and distributing 2,000 reusable bags to Borough residents; and,
- K. Through educational outreach and surveys by Sustainable Highland Park, Borough residents have indicated their desire to reduce the use of single-use plastic bags and thus join in the movement to act in ways that demonstrate environmental, health, and economic responsibility to our planet and to our local and regional populations; and,
- L. Regulating the use of plastic bags will preserve the public health, safety, and welfare of the municipality.

§ 297-2. DEFINITIONS. As used in this Chapter, the following terms shall have the meanings indicated:

Customer - any person purchasing goods or services from a retail establishment.

Operator - the person in control of, or having the responsibility for, the operation of a retail establishment, which may include, but is not limited to, the owner of the retail establishment

Plastic Carry-Out Bag - any bag made predominantly of plastic derived from either petroleum or a biologically-based source, such as corn or other plant sources that is provided by an operator of a retail establishment to a customer at the point of sale.

This definition specifically exempts the following from the category of Plastic Carry-out Bag:

- A. Bags provided by operators and used by consumers inside retail establishments to:
 - (1) contain or wrap frozen foods, meat, or fish, whether packaged or not;
 - (2) contain or wrap flowers, potted plants, or other items where dampness may be an issue;
 - (3) contain unwrapped prepared foods or bakery goods, or
 - (4) Contain unpackaged bulk produce such as fruit, vegetables, herbs or flavors.
 - (5) Containing refrigerated butchered meat and fish.
- B. Newspaper bags, door-hanger bags, laundry and/or dry-cleaning bags, or bags sold in packages containing multiple bags intended for use as food storage bags, garbage bags, yard waste bags, or pet waste bags.
- C. Gift bags that are provided as part of the retail sale.

Compliant Paper Bag - a recyclable paper carry-out bag that is one hundred percent (100%) recyclable.

This definition specifically includes the following in the category of Compliant Paper Bags:

- A. Coated paper pharmacy prescription bags.
- B. Gift bags that are provided as part of the retail sale.

Retail Establishment - any store or commercial establishment that sells perishable or nonperishable goods including, but not limited to, clothing, food, and personal items directly to the customer and is located within or doing business within the geographical limits of the Borough. Retail establishments include: a business establishment that generates a sales or use-tax; a drug store, pharmacy, supermarket, grocery store, convenience food store, food mart, liquor store or other commercial entity engaged in the retail sale of goods; a public eating establishment (i.e., a restaurant, take-out food establishment, or any other business that prepares and sells prepared food to be eaten on or off its premises); and business establishment that sells clothing, a hardware store, or any other non-perishable goods.

The following types of Retail Establishments are exempt from the provisions in this ordinance:

- A. Retail Establishments with less than 1,000 sq. feet of retail space.

§ 297-3. FEE ON PLASTIC CARRY-OUT BAGS, PHASE ONE.

A. Effective on the sixtieth (60th) day following the effective date of this Chapter, each retail establishment in the Borough shall charge a fee of ten (10) cents per plastic carry-out bag provided for the purpose of carrying away goods from the point of sale. This fee applies to plastic carry-out bags used for take-out deliveries from retail establishments with the Borough. The point of sale in all transactions shall be deemed to be at the retail establishment, regardless of where payment for the transaction physically occurs.

B. Effective on the sixtieth (60th) day following the effective date of this Chapter, each retail establishment in the Borough shall make available to, and advise customers of, the availability of compliant paper bags as defined herein as an alternative for the purpose of carrying away goods from the point of sale. No fee shall be charged to the customer for choosing a compliant paper bag for the purpose of carrying away goods from the point of sale. At all times, the retailer or merchant may, at its sole option, determine to institute a "no bags" option, meaning that the said retailer or merchant may opt not to provide any bag to a retail customer, whether plastic, compliant paper or otherwise.

C. Nothing in this section shall prohibit customers from using their own bags in lieu of using any type of bags available from the retail establishment, or from carrying away goods that are not placed in a bag.

D. Nothing in this section shall prohibit retail establishments from selling reusable bags to their customers at the sole option of the customer.

§ 297-4. BAN ON PLASTIC CARRY-OUT BAGS, PHASE TWO.

A. Effective on the two hundred and fortieth (240th) day following the effective date of this Chapter, no retail establishment in the Borough shall make available to any customer a plastic carry-out bag for the purpose of carrying away goods from the point of sale. This prohibition applies to plastic carry-out bags used for take-out deliveries from retail establishments within the Borough. The point of sale in all transactions shall be deemed to be at the retail establishment, regardless of where payment for the transaction physically occurs.

B. Effective on the two hundred and fortieth (240th) day following the effective date of this Chapter, only compliant bags shall be made available to customers at the point of sale. Each retail establishment in the Borough shall charge a fee of ten (10) cents per compliant paper bag provided for the purpose of carrying away goods from the point of sale. This fee applies to compliant paper bags used for take-out deliveries from retail establishments with the Borough. The point of sale in all transactions shall be deemed to be at the retail establishment, regardless of where payment for the transaction physically occurs. At all times, the retailer or merchant may, at its sole option, determine to institute a "no bags" option, meaning that the said retailer or merchant may opt not to provide any bag to a retail customer, whether plastic, compliant paper or otherwise.

C. Nothing in this section shall prohibit customers from using their own bags in lieu of using any type of bags available from the retail establishment, or from carrying away goods that are not placed in a bag.

D. Nothing in this section prohibits retail establishments from selling reusable bags to their customers at the sole option of the customer.

§297-5. CUSTOMERS EXEMPT FROM FEES ON COMPLIANT PAPER OR PLASTIC CARRY-OUT BAGS.

Any customer who participates in, or is a beneficiary of, any United States government federal welfare program, or any local or county welfare assistance program, or any New Jersey State welfare program, including but not limited to the New Jersey Supplemental Assistance Program (SNAP) or the New Jersey State Supplemental Income Program (SSI) shall be exempted from paying any fee on plastic or compliant paper bags offered at the point of sale.

§ 297-6. ENFORCEMENT AND VIOLATION PENALTY.

A. Any retail establishment that shall violate or fail to comply with any of the requirements of this Chapter after an initial written warning notice has been issued to the retail establishment regarding the existence of this Chapter regulating the distribution of plastic carry-out bags, shall be liable for violation of this Chapter. Such written warning shall be issued only once to each retail establishment and shall not be required before the issuance of any subsequent violation.

B. For a first violation of this Chapter, a fine not exceeding one hundred dollars (\$100) shall be imposed upon the owner, operator or manager of the retail establishment. For a second violation of this Chapter, a fine not exceeding two hundred dollars (\$200) shall be imposed upon the owner, operator or manager of the retail establishment. For a third and subsequent offenses, a fine of not less than two hundred and fifty dollars (\$250) or more than five hundred dollars (\$500) shall be imposed upon the owner, operator or manager of the retail establishment.

§ 297-7. COLLECTION OF FEES; OUTREACH AND EDUCATION.

A. The fees collected by retail establishments in the Borough for plastic and compliant paper bags must be recorded separately on the sales transaction slip for the purpose of indicating to the customer how much they were charged for each compliant and/or plastic carry-out bag at the point of sale.

B. All retail establishments are strongly encouraged to use a portion of the fees collected as stated herein for the purpose of educating their staff about the positive environmental and economic impacts of using reusable and recyclable compliant paper carry-out bags and by displaying signage in their retail establishments to this effect.

C. In the first year following the effective date of this Chapter all efforts will be made by the Borough to assist retail establishments in implementing this Chapter with minimal disruption of retail business and provision of alternative suppliers of compliant bags and reusable bags.

Section 2. SEVERABILITY. If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 3. REPEAL OF PRIOR ORDINANCES. Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any inconsistency.

Section 4. CONFLICT WITH FEDERAL OR STATE LAW. Nothing in this Ordinance shall be deemed to conflict with any Federal or State Law regulating plastic bags.

Section 5. EFFECTIVE DATE. This Ordinance shall take effect after final passage and publication as provided for by law.

Introduced and Passed
on First Reading: January 15, 2019

Adopted:

Approved:

Attest: _____
Joan Hullings, Borough Clerk

Gayle Brill Mittler, Mayor

BOROUGH OF HIGHLAND PARK
NO. 2-19-50

RESOLUTION: Public Works and Public Utilities Committee

WHEREAS, an Ordinance entitled, "AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK IN MIDDLESEX COUNTY, CHAPTER 9 OF THE "CODE OF THE BOROUGH OF HIGHLAND PARK, 2010" BOARDS, COMMITTEES AND COMMISSIONS, 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, February 19, 2019 at 7:00 PM, for the purpose of considering said Ordinance on final passage after public hearing thereon.

BE IT FURTHER RESOLVED that said a Notice of Pending Ordinance and Summary of 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 daily 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: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
ORDINANCE NO. 19-

AN ORDINANCE OF THE BOROUGH OF HIGHLAND PARK IN MIDDLESEX
COUNTY CHAPTER 9 OF THE "CODE OF THE BOROUGH OF HIGHLAND
PARK, 2010" BOARDS, COMMITTEES AND COMMISSIONS

BE IT ORDNANIED by the Borough Council of the Borough of Highland Park, County of Middlesex, State of New Jersey, as follows:

SECTION I. Chapter 9, "Boards, Committees and Commissions", Article XIII, Digital Data Government Task Force, is hereby deleted in its entirety;

SECTION II. Chapter 9, "Boards, Committees and Commissions", Article XXI, Shared Services Commission, is hereby deleted in its entirety;

SECTION III. Chapter 9, "Boards, Committees and Commissions", Article XXIV, Bias-Free Commission is hereby amended to be called "Highland Park Equity Commission"

SECTION IV. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions of the Ordinance and to this end the provisions of this Ordinance are declared to be severable.

SECTION V. This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Introduced and passed on first
reading: February 5, 2019

ADOPTED:
ATTEST:

APPROVED:

Joan Hullings, Borough Clerk

Gayle Brill Mittler, Mayor

BOROUGH OF HIGHLAND PARK
No. 2-19-51

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 2, 2019 showing the names of the officers and employees of the Borough of Highland Park whose salaries are on an annual basis, there have been the following changes, to wit:

ELSA DIAZ, Deputy Tax Collector, at an annual salary of \$41,311.00 effective February 1, 2019.

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Clerk be and is hereby authorized and directed to notify the Borough Finance Director that since the adoption of a resolution on January 2, 2019 showing the names of the officers and employees of the Borough of Highland Park whose salaries are on an hourly basis, there have been the following changes, to wit:

CURTIS MORRIS III, Seasonal Recreation, at an hourly rate of \$8.85, effective February 1, 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: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-52

RESOLUTION TO APPROVE SETTLEMENT AGREEMENT
LONGEVITY PAYOUT FOR LIBRARY DIRECTOR

RESOLUTION: Council as a Whole

WHEREAS, the Library Board of Trustees has reached a settlement with the Library Director with regard to longevity payments; and

WHEREAS, the Library Director, Jane Stanley is entitled to the sum of \$6,000.00, effective January 1, 2019;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Mayor and Borough Council hereby approve the Settlement Agreement between the Library Board of Trustees and the Library Director;

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Human Resources Coordinator and the Borough Administrator forthwith.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-53

RESOLUTION TO EXECUTE MIDDLESEX COUNTY OFFICE
OF ARTS & HISTORY PROGRAM GRANT

RESOLUTION: Recreation and Arts Committee

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, on behalf of the Borough, the Middlesex County Local Arts Program Grant Agreement in the amount of \$4,500.00, a copy of which is attached to the original of this resolution.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
No. 2-19-54

RESOLUTION TO APPROVE WRECKER LICENSE

RESOLUTION: Public Safety Committee

WHEREAS, Tripoli Towing and Transport, LLC has filed with the Clerk of this Borough for a Wrecker/Towing License to operate heavy duty wreckers in this Borough under the provisions of the Ordinance providing for such license; and

WHEREAS, the Chief of Police has investigated said applicant and has reported favorably upon said application;

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

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

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-55

RESOLUTION AUTHORIZING J. FLETCHER CREAMER & SON TO PERFORM
EMERGENCY MANHOLE FRAME AND COVER REPAIR ON DRIER PLACE

WHEREAS, an emergency occurred with regard to a manhole frame and cover near 1307 Drier Place; causing an emergency effecting the welfare of the public; and

WHEREAS, upon investigation it was determined that the line had to be repaired/replaced; and

WHEREAS, pursuant to Local Public Contract Law N.J.S.A. 40A:11-6 et seq, a contract may be awarded and immediate delivery of goods or the performance of services may be provided when an emergency affects the public health, safety or welfare; and

WHEREAS, J. Fletcher Creamer and Son, Inc., P.O. Box 101 East Broadway, Hackensack, NJ 07601 submitted a quote in the amount of \$5,109.98; and

WHEREAS, funds in the amount of \$5,109.98 have been certified to be available in the Capital Account No. 9-05-55-500-423 as reflected by the Certification of Funds by the Chief Financial Officer, shown below; and

NOW, THEREFORE, IT IS RESOLVED by the Borough Council of the Borough of Highland Park that the Borough Engineer is hereby authorized and directed to arrange for said repairs from J. Fletcher Creamer and Son, Inc., 101 East Broadway, Hackensack, NJ 07601, at a total price not to exceed \$5,109.98, this contract is awarded pursuant to N.J.S.A. 40A:11-6 et seq.

ADOPTED: February 5, 2019

ATTEST:

Joan Hullings, Borough Clerk

I, Joan Hulling, 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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-56

RESOLUTION AUTHORIZING PURCHASE OF GARBAGE TOTERS FROM
SANITATION EQUIPMENT CORPORATION THROUGH SOURCEWELL
NATIONAL PURCHASING COOPERATIVE

RESOLUTION: Public Works and Public Utilities Committee

WHEREAS, under the terms and conditions of the Public Contracts Law of the State of New Jersey, a municipality may purchase items without competitive bidding from a firm or corporation currently under contract with the State of New Jersey; and

WHEREAS the Department of Public Works needs to purchase garbage toters, as more fully described on the attached Purchase Requisition; and

WHEREAS, under State Contract No. 112014-LEG, the Borough may purchase said equipment from Sanitation Equipment Corporation, 80 Furler Street, Totowa, NJ 07512, at the State contract prices; and

WHEREAS, funds for this purpose are available in Account No. C-04-55-698-203 in the amount of \$103,655.25 as reflected by the certification of funds by the Chief Financial Officer, shown below;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Superintendent of Public Works and Public Utilities is hereby authorized and directed to purchase said garbage toters from Sanitation Equipment Corporation, 80 Furler Street, Totowa, NJ 07512 at a total cost of \$103,655.25 and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Superintendent of Public Works and Public Utilities and Chief Financial Officer, forthwith.

ADOPTED: February 5, 2019

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 5th day of February, 2019

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-57

RESOLUTION TO AMEND STANDING COMMITTEES

RESOLUTION: Council as a Whole

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that Resolution No. 1-19-03 adopted by the Borough Council on January 2, 2019, shall be and is hereby amended to read as follows:

"BE IT RESOLVED by the Borough Council of the Borough of Highland Park that the Standing Committees of said Council for the year 2019 shall be and are hereby established as follows:

RECREATION & ARTS	Councilpersons KIM-CHOHAN, Foster-Dublin, Fine.
ECONOMIC DEVELOPMENT & PLANNING	Councilpersons WELKOVITS, George, Hale.
FINANCE	Councilpersons FINE, Kim-Chohan, Foster-Dublin.
HEALTH AND HUMAN SERVICES	Councilpersons HALE, Fine, Kim-Chohan.
PUBLIC SAFETY	Councilpersons FOSTER-DUBLIN, Welkovits, George.
PUBLIC WORKS & PUBLIC UTILITIES	Councilpersons GEORGE, Hale, Welkovits.

BE IT FURTHER RESOLVED that the first Councilpersons listed above for each Committee shall serve as Chair of that Committee."

ADOPTED: February 5, 2019

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 5th day of February, 2019

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-58

AUTHORIZING THE BOROUGH SPECIAL TAX ATTORNEY TO ENTER INTO A
STIPULATION OF SETTLEMENT RELATIVE TO THE TAX APPEAL CAPTIONED
49 WOODBRIDGE AVENUE, LLC VS. BOROUGH OF HIGHLAND PARK,
TAX COURT OF NEW JERSEY,
DOCKET NOS. 010267-2017 AND 010672-2018

RESOLUTION: Finance Committee

WHEREAS, 49 Woodbridge Avenue, LLC ("Taxpayer"), the owner of 49 Woodbridge Avenue, Block 87, Lot 10 on the Borough of Highland Park Tax Assessment Maps (the "Property"), filed an appeal of its 2017 and 2018 tax assessments in the Tax Court of New Jersey, Docket Nos. 010267-2017 and 010672-2018; and

WHEREAS, the Property was assessed in said years at a total tax assessment of \$371,100 which, based upon the common level ratio for said years, equalized to a value of \$837,887 (44.29% ratio) for Tax Year 2017 and \$889,928 (41.70% ratio) for Tax Year 2018; and

WHEREAS, the Mayor and Council of the Borough of Highland Park met and discussed the aforesaid tax appeal and the recommendations of its Borough Tax Assessor and Special Tax Attorney; and

WHEREAS, an acceptable settlement of the aforesaid tax appeal has been negotiated which withdraws the 2017 tax appeal, which reduces the 2018 tax assessment to a total tax assessment of \$250,200 (\$600,000 equalized value); and which provides that the tax assessor shall set the 2019 total tax assessment at \$240,200 (\$589,014 equalized value). The provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to any Judgment entered for Tax Year 2019, as more specifically set forth in the Stipulation of Settlement annexed to this Resolution, which has been reviewed by the Mayor and Council; and

WHEREAS, the Taxpayer has agreed to waive interest provided that any refunds are paid within 60 days of entry of the Tax Court Judgment, made payable to "49 Woodbridge Avenue, LLC; and

WHEREAS, the aforesaid settlement has no general application to other properties within the Borough as a result of the aforesaid specific fact situation; and

WHEREAS, the Mayor and Council make this settlement with Taxpayer without prejudice to its dealings with any other Borough taxpayer's request for tax assessment reduction.

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

1. The Special Tax Attorney is hereby authorized to execute the Stipulation of Settlement, a copy of which is annexed hereto, relative to the tax appeal captioned 49 Woodbridge Avenue, LLC vs. Borough of Highland Park, Tax Court of New Jersey, Docket Nos. 010267-2017 and 010672-2018, which settlement results in the 2017 tax appeal being withdrawn, the 2018 total tax assessment being reduced to \$250,200 for the Property, at the allocation between the land and improvements, as more fully set forth in the annexed Stipulation of

{A1091327.1 }

Settlement; and which provides that the tax assessor shall set the 2019 total tax assessment at \$240,200; and which further provides that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to any Judgment entered for Tax year 2019; and which provides that the Taxpayer waives the payment of interest provided that any refunds are paid within 60 days of the entry of the Tax Court Judgment and made payable to "49 Woodbridge Avenue, LLC.

2. The settlement outlined above shall be without prejudice to the Borough's dealings with any Borough's taxpayers' request for tax assessment reductions.

ADOPTED: February 5, 2019

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 5th day of February, 2019

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

Explanatory Statement:

This Resolution authorized the Borough's Special Tax Attorney to enter into a Stipulation of Settlement relative to the tax appeal pending in the Tax Court of New Jersey, 49 Woodbridge Avenue, LLC vs. Borough of Highland Park, Tax Court of New Jersey, Docket Nos. 010267-2017 and 010672-2018.

Sandra Belli, Esq.

BOROUGH OF HIGHLAND PARK
NO. 2-19-59

RESOLUTION AUTHORIZING CREATION OF DUPLICATE TAX SALE CERTIFICATE

RESOLUTION: Finance Committee

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highland Park, County of Middlesex, State of New Jersey, that the Tax Collector is authorized to issue an appropriate Duplicate Tax Sale Certificate for Block 17, Lot 9.01, a.k.a. 412 South 2nd Avenue, #11-00017, in accordance with the provisions of N.J.S.A. 54:5-52.1.

BE IT FURTHER RESOLVED that the Borough Clerk provide a certified copy of this Resolution to the Finance Department and the Tax Collector.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

**BOROUGH OF HIGHLAND PARK
RESOLUTION NO. 2-19-60**

RESOLUTION: Finance Committee

WHEREAS, the Borough of Highland Park (hereinafter referred to as the “Employer”) by resolution previously adopted a Deferred Compensation Plan (hereinafter referred to as the “Plan”) for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Internal Revenue Code (the “Code”) and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the “Acts and Regulations”);

WHEREAS, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

WHEREAS, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

WHEREAS, such revised Plan shall supersede the previously adopted Plan;

NOW, THEREFORE BE IT RESOLVED that the Employer hereby adopts a revised Plan 92-PD-Lincoln-121316.

BE IT FURTHER RESOLVED that Lincoln Retirement Services, LLC (hereinafter referred to as “Lincoln”) has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

BE IT FURTHER RESOLVED that Lincoln will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and

BE IT FURTHER RESOLVED that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

BE IT FURTHER RESOLVED that the Borough Administrator is authorized to execute an Administrative Services Agreement with Lincoln (94-SA-Lincoln-110217) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

BE IT FURTHER RESOLVED that the Borough Administrator is authorized to serve as the "Administrator" of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

BE IT FURTHER RESOLVED by the Employer that the Clerk forward a certified true copy of this resolution to the Borough Administrator; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.

ADOPTED: February 5, 2019

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 5th day of February, 2019

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-61

RESOLUTION TO SUBMIT GRANT APPLICATION TO SUSTAINABLE JERSEY

RESOLUTION: Public Works and Public Utilities Committee

WHEREAS, Sustainable Highland Park would like to apply for a grant from Sustainable Jersey to support a recycling and waste reduction program;

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, the grant application to Sustainable Jersey, a copy of which is attached to the original of this resolution.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-62

RESOLUTION: Public Works & Public Utilities Committee

WHEREAS, the Borough of Highland Park desires to apply for and obtain a grant from the It Pay\$ to Plug In: NJ's Electric Vehicle Charging Grant Program from the State of New Jersey Department of Environmental Protection; 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 to sign and submit the grant application to the State of New Jersey Department of Environmental Protection.

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

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-63

RESOLUTION TO APPROVE ARMCHAIR RAFFLE LICENSE
HIGHLAND PARK EDUCATIONAL FOUNDATION

RESOLUTION: Finance Committee

WHEREAS, the Highland Park Educational Foundation (HPEF) has made application to the Borough Council of the Borough of Highland Park for a license to hold, operate and conduct an Armchair Raffle in accordance with the Raffles Licensing Law (NSJA 5:8-50 to 76), on April 13, 2019; and

WHEREAS, the Borough Council has made or caused to be made an investigation of the qualifications of said applicant and the merits of said application and have determined that said applicant is qualified to hold, operate and conduct Raffles in accordance with the Raffles Licensing Law and the findings set forth in the attached Form 5A of the Legalized Games of Chance Control Commission;

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue a license to the Highland Park Educational Foundation (HPEF) for the holding, operation and conduct of a raffle on the above date upon payment of a legal fee therefore, subject to the provisions of the Raffles Licensing Law and the rules, regulations and amendments thereto promulgated by said Control Commission.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
2-19-64

RESOLUTION: Finance Committee

BE IT RESOLVED by the Borough Council of the Borough of Highland Park that transfers of 2018 budget appropriation balances shall be made as follows:

Description	From	To
Finance OE		5,000.00
Telephones	5,000.00	
Total	\$ 5,000.00	\$ 5,000.00

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-65

RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE
TOWNSHIP OF PISCATAWAY FOR TAX COLLECTOR SERVICES

RESOLUTION: Council as a Whole

WHEREAS, the Borough of Highland Park Tax Collector recently resigned from her position; and

WHEREAS, the Borough Administrator has initiated discussions with the Township of Piscataway to enter into a Shared Services Agreement pursuant to N.J.S.A. 40A:65-3(c) to share the services of a Tax Collector for the Borough of Highland Park; and

WHEREAS, said Agreement shall identify the compensation to be paid for said services, work hours, etc. as required by N.J.S.A. 40A:9-141.

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

1. The Borough of Highland Park Administrator is hereby authorized and directed to negotiate with the Township of Piscataway a Shared Services Agreement to provide municipal Tax Collector services for the Borough of Highland Park.
2. The Shared Services Agreement so negotiated shall be reviewed and approved by said Mayor and Council when said Mayor and Council authorize by ordinance, said agreement and the appointment of Kathleen W. Silber as the Tax Collector for the Borough of Highland Park.
3. A certified true copy of this resolution shall be filed by the Borough Clerk with the Director of Local Government Services, New Jersey Department of Community Affairs, 101 South Broad Street, Trenton, New Jersey 08625 upon its adoption.

ADOPTED: February 5, 2019

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 5th day of February, 2019

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-66

RESOLUTION AUTHORIZING APPROVAL OF RAFFLE LICENSE FOR
HIGHLAND PARK CONSERVATIVE TEMPLE – CONGREGATION ANSHE EMETH

RESOLUTION: Finance Committee

WHEREAS, the Highland Park Conservative Temple – Congregation Anshe Emeth has made application to the Borough Council of the Borough of Highland Park for a license to hold, operate and conduct a 50/50 Off-Premises Raffle in accordance with the Raffles Licensing Law (NSJA 5:8-50 to 76), on March 17, 2019; and

WHEREAS, the Borough Council has made or caused to be made an investigation of the qualifications of said applicant and the merits of said application and have determined that said applicant is qualified to hold, operate and conduct Raffles in accordance with the Raffles Licensing Law and the findings set forth in the attached Form 5A of the Legalized Games of Chance Control Commission;

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk shall be and is hereby authorized and directed to issue a license to the Highland Park Conservative Temple – Congregation Anshe Emeth for the holding, operation and conduct of a raffle on the above date upon payment of a legal fee therefor, subject to the provisions of the Raffles Licensing Law and the rules, regulations and amendments thereto promulgated by said Control Commission.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-67

RESOLUTION TO APPROVE FINAL PAYOUT TO TAX COLLECTOR CONSTANCE LUDDEN

RESOLUTION: Finance Committee

WHEREAS, CONSTANCE LUDDEN, TAX COLLECTOR, has resigned from the Borough of Highland Park effective January 18, 2019; and

WHEREAS, per the requirements of the Borough's Personnel Manual, Constance Ludden is entitled to unused accrued time payments in the amount as calculated below.

	Calculation	Amount Due
Vacation	3 x 39.6495	\$118.95
Total Payment		\$118.95

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Highland Park that the unused accrued time payment in an amount not to exceed \$118.95 be approved and distributed in the next available pay cycle.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-68

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 1/15/2019 can be found in the Bills List Journal Book No. 39.

ADOPTED: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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

BOROUGH OF HIGHLAND PARK
NO. 2-19-69

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:
(Litigation: (a) Acquisitions; (b) Litigation)
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: February 5, 2019

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 5th day of February, 2019.

Joan Hullings, Borough Clerk

RECORD OF COUNCIL VOTES

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