

**Meeting Minutes  
Hightstown Borough Council  
Regular Meeting  
May 6, 2013  
6:30 pm**

The meeting was called to order by Mayor Kirson at 6:33 pm and he read the Open Public Meetings Act statement which stated, "Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Law 1975, Chapter 231. Said notice was sent to the *Trenton Times* and the *Windsor-Hights Herald*, and is posted in the Borough Clerk's office."

The flag salute followed Roll Call.

	PRESENT	ABSENT
<i>Councilmember Bibens</i>		✓
<i>Councilmember Bluth</i>	✓	
<i>Councilmember Doran</i>	✓	
<i>Councilmember Quattrone</i>	✓	
<i>Councilmember Thibault</i>	✓	
<i>Councilmember Woods</i>	✓	
<i>Mayor Kirson</i>	✓	

Also in attendance: Debra Sopronyi, Borough Clerk; Michael Theokas, Borough Administrator; Frederick Raffetto, Borough Attorney; and Edward McManimon, Bond Counsel.

**Resolution 2013-100 Authorizing a Meeting Which Excludes the Public**

Council President Quattrone moved resolution 2013-100, Councilmember Woods seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted, 5-0

Resolution 2013-100  
*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

**AUTHORIZING A MEETING WHICH EXCLUDES THE PUBLIC**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that this body will hold a meeting on May 6, 2013 at approximately 6:30 pm in the First Aid Building located on Bank Street, Hightstown that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7b of the Open Public Meetings Act.

The general nature of the subject or subjects to be discussed:

Attorney-Client Privilege

Stated as precisely as presently possible the following is the time when and the circumstances under which the discussion conducted at said meeting can be disclosed to the public: August 6, 2013 or when the need for confidentiality no longer exists. The public is excluded from said meeting, and further notice is dispensed with, all in accordance with sections 8 and 4a of the Open Public Meetings Act.

May 6, 2013

The public meeting was called to order by Mayor Kirson at 7:31 pm and he again read the Open Public Meetings Act statement.

The Flag Salute followed Roll Call. Edward McManimon, Bond Counsel had departed the meeting during executive session and was no longer present; Police Director LeTellier joined the meeting at this time.

Councilmember Thibault requested that he be permitted to make a statement prior to the discussion items on the agenda.

Council President Quattrone moved the agenda as amended for approval, Councilmember Doran seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault, and Woods voted yes.

Agenda approved as amended.

Councilmember Woods moved the February 19, 2013 open session minutes for approval, Councilmember Bluth seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault, and Woods voted yes.

Minutes approved.

Council President Quattrone moved the February 19, 2013 executive session minutes for approval, Councilmember Doran seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault, and Woods voted yes.

Minutes approved.

**Resolution 2013-101 Authorizing Payment #8 to Liberty Construction & Development, Inc. (Water Treatment Filter)**

Council President Quattrone moved resolution 2013-101, Councilmember Bluth seconded.

Roll Call Vote: Council members, Doran, Quattrone, Thibault, and Woods voted yes.

Resolution adopted 5-0.

**Resolution 2013-101**

***BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY***

**AUTHORIZING PAYMENT # 8 TO LIBERTY CONSTRUCTION & DEVELOPMENT, INC.  
(WATER TREATMENT PLANT FILTER)**

**WHEREAS**, resolution 2012-114 adopted on April 16, 2012 awarded the contract for the Water Treatment Filter to Liberty Construction & Development, Inc. of Belle Mead, New Jersey in the amount of \$497,000.00; and

**WHEREAS**, the contractor has submitted payment request No. 8 for work related to carpentry, electrical and piping installation in the total amount of \$15,043.00; and

**WHEREAS**, the Borough Engineer has recommended approval of payment No. 8 to Liberty Construction & Development, Inc in the amount of \$15,043.00; and

**WHEREAS**, the certified payroll has been received; and

**WHEREAS**, the Treasurer has certified that funds are available for this expenditure.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that Payment Request No. 8 from Liberty Construction & Development, Inc. of Belle Mead, New Jersey in the amount of \$15,043.00 is hereby approved as detailed herein, and the Treasurer is authorized to issue same.

**Resolution 2013-102 Authorizing Payment #2 Final to MBE Mark III Electric, Inc. (Bar Screen Upgrade)**

Councilmember Woods moved resolution 2013-102, Councilmember Doran seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault, and Woods voted yes.

Resolution adopted 5-0.

Resolution 2013-102

*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

**AUTHORIZING PAYMENT #2 FINAL TO MBE MARK III ELECTRICAL, INC.  
(BAR SCREEN UPGRADE)**

**WHEREAS**, on February 6, 2012, the Borough Council awarded a contract for the Bar Screen Upgrade Project to MBE Mark III Electrical, Inc. of Madison, New Jersey in the amount of \$204,000.00; and,

**WHEREAS**, resolution 2012-158 authorized change order #1 to raise the new Screening Washer Compactor resulting in a change order in the amount of \$3,313.00 in addition to the awarded contract resulting in a revised contract amount of \$207,313.00; and

**WHEREAS**, the contractor has submitted payment request #2 Final for work done in the total amount of \$5,714.26; and

**WHEREAS**, the Borough Engineer has recommended approval of payment #2 to MBE Mark III Electrical, Inc. in the amount of \$5,714.26; and

**WHEREAS**, the Treasurer has certified that funds are available for this expenditure.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that Payment Request No. 2 Final from MBE Mark III Electrical, Inc. of Madison, New Jersey in the amount of \$5,714.26 is hereby approved as detailed herein, and the Treasurer is authorized to issue same.

Councilmember Thibault then made a statement notifying the Council and Public that he has received a threatening e-mail to his personal e-mail account in which he and his family were threatened. He has reported this to the Police Department and they are working with the County Prosecutor, and the FBI is also investigating the incident. He has increased his home security to protect his family.

**Petition for Referendum – Ordinance 2013-06**

Mayor Kirson advised that the petition filed against bond ordinance 2013-06 has been certified by the Borough Clerk and Council has discussed options with Bond Counsel; the options include placing a referendum on the ballot at the general election, holding a special election, or rescinding the ordinance. After discussion, it was decided that Council has time to make a choice and will wait to issue a decision.

## **Temporary Facilities – Administration**

Mayor Kirson referenced a memo sent to Council in which the Administrator recommended purchasing or leasing a trailer for the Public Works Administration and altering the present Public Works facility to accommodate the Administrative offices of the Borough. The funds budgeted to lease space for the Administrative offices can be used toward the required renovations and trailer.

Council President Quattrone noted that he thinks this would be the most cost effective way to eliminate the current overcrowding.

Councilmember Bluth supported the proposal and reiterated that she does not think the Borough should take commercial space downtown.

Councilmember Thibault questioned why funds should be made available for this project and recommended amending the budget to use the \$20,000 previously budgeted for leasing space to be used for the tower clock and engineering line items.

Councilmember Doran noted that this is not the first time this option was discussed and the employees have waited 20 months, they can continue to wait; we should wait for the insurance to tell us what we are getting. She noted that the rental funds in the budget should be used to remedy the violations at the Police Department, the administrative employees can wait.

Mr. Theokas noted that the last time a discussion of this option was held, temporary trailers for all offices was discussed, this is a different option. This trailer would not allow public access to the Public Works, would permit the trucks to utilize the parking bays and area at Public Works and would allow the staff to be moved more quickly. He is concerned about the employees.

Clerk Sopronyi commented that she is offended by Councilmember Doran's comments and the disregard for the administrative employees.

There was further discussion.

Councilmember Bluth commented that for several months, members of Council have been screaming about the administrative staff's deplorable working conditions, and now that this option has come up, members of council say they can wait. You have been voting on things prior to insurance approval all along and now you say we have to wait for the insurance; we should move on this option and get the administrative staff into acceptable working conditions.

Mayor Kirson inquired as to whether the Council wanted this option investigated, to which Councilmember Doran stated no. After a straw poll vote in which Council members Bluth and Quattrone were the only members who wished to have the cost of this option investigated, this option was eliminated.

Mr. Theokas advised Council that they will need to change the amendment to the budget if they are not going forward with the recommended project, therefore the agenda should be amended to move the budget so it could be discussed after George Lang, CFO arrives.

Councilmember Thibault moved to amend the agenda to move the public hearing for the budget and resolution concerning the budget amendment to later in the meeting when the CFO can be present, Council President Quattrone seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault, and Woods voted yes.

Motion approved 5-0.

Mayor Kirson opened Public Comment Period I and the following individuals spoke:

Sean O'Connor, 152 Hickory Corner Road, East Windsor – commented on his campaign as a Libertarian in the assembly, taxes, the budget and that the employees can stay where they are.

Dimitri Musing, 137 Stockton Street – commented that nobody should deal with threats; the petition is important and Council should listen to the people; shared services should be used; the trailer option is a good idea.

George Serrano, 4 Westerlea Avenue – noted that the petition was never brought to his development; the administrative staff should not be left in limbo, they need space to work.

Stephanie Kudros, Freehold – noted that the American Cancer Society will be sponsoring a Relay for Life at Mercer County Park and invited everyone to participate in the event and support the cause.

Eugene Sarafin, 628 S. Main Street – commented that Council has intimidated the Mayor for two years and that the Open Public Meetings Act has been violated by Council because four members e-mailed each other.

Borough Attorney Raffetto advised the OPMA has not been violated; it is permitted that four members of Council communicate to call a special meeting, however they cannot discuss the subject of the meeting.

Mr. Sarafin continued commenting regarding Council intimidation, the petition for referendum, FEMA maps, and locations for Borough Hall.

Fran Palumbo, 101 Main Street – commented that the present temporary facility for administrative staff is not adequate and that Borough Hall needs to be made whole; the Administrator nor members of Council were around during Hurricane Irene.

J P Gibbons, 602 N. Main Street – reviewed resolutions 2013-105 and 2013-107 and applauded the petition; spoke regarding the Voices of Hightstown, shared services and consolidation, a vision for Hightstown, and outsourcing the police department.

Bill Gilmore, 219 Greeley Street – commented regarding the negative public opinion of Council, sustainability of Hightstown, and that the special meeting for Wednesday is very upsetting and uncalled for.

Scott Caster, 12 Clover Lane – noted that he was sorry for Councilmember Thibault's issue, and commented regarding words used by the public at meetings, possible temporary facilities and the conflict among Council members, Borough Hall, and consolidation with East Windsor.

Walter Sikorski, 326 N. Main Street – noted there is a conference at Princeton University regarding consolidation; that the \$35,000 GHEWIP study is available; and spoke regarding transition costs, state budget and shortfalls, taxes, and sustainability.

There being no further comments, Mayor Kirson closed the public comment period.

#### **Resolution 2013-104    Payment of Bills**

Councilmember Woods requested that item #E0576 be pulled and voted on separately.

Councilmember Woods moved Resolution 2013-104 without item #E0576, Councilmember Bluth seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Council President Quattrone moved item #E0576, Councilmember Bibens seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, and Thibault voted yes; Councilmember Woods abstained.

Resolution adopted, 4-0 with one abstention.

Resolution 2013-104

*BOROUGH OF HIGHTSTOWN*

May 6, 2013

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*COUNTY OF MERCER  
STATE OF NEW JERSEY*

**AUTHORIZING PAYMENT OF BILLS**

WHEREAS, certain bills are due and payable as per itemized claims listed on the following schedules, which are made a part of the minutes of this meeting as a supplemental record;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the bills be paid on audit and approval of the Borough Administrator, the appropriate Department Head and the Treasurer in the amount of \$362,575.48 from the following accounts:

Current		\$130,154.40
W/S Operating		86,668.99
General Capital		0.00
Water/Sewer Capital		132,489.00
Grant		674.96
Trust		71.88
Housing Trust		0.00
Animal Control		20.40
Law Enforcement Trust		0.00
Housing Rehab Loans		0.00
Unemployment Trust		0.00
Escrow		<u>12,495.85</u>
Total		<u>\$362,575.48</u>

**Resolution 2013-105 Authorizing Emergency Temporary Appropriations Prior to Adoption of the 2013 Budget**

Council President Quattrone moved Resolution 2013-105, Councilmember Thibault seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 5-0.

Resolution 2013-105  
*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

May 6, 2013

**AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS  
PRIOR TO ADOPTION OF THE 2013 BUDGET**

**WHEREAS**, an emergent condition has arisen with respect to inadequate appropriation balances remaining in some line items of the 2013 temporary budget; and

**WHEREAS**, N.J.S.A. 40A:4-20 provides for the creation of emergency appropriations for the purposes above mentioned; and

**WHEREAS**, it is the desire of the Mayor and Council to create emergency temporary appropriations as set forth on Schedule "A," attached; and

**WHEREAS**, the total emergency temporary appropriations in resolutions adopted in the year 2013 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, P.L. 1951, as amended), including this resolution, total:

	<i><b>THIS RESOLUTION</b></i>	<i><b>PREVIOUS TOTAL</b></i>	<i><b>CUMULATIVE TOTAL</b></i>
Current	131,000.00	930,105.00	<b>1,061,105.00</b>
Capital Outlay – Current	0.00	25,000.00	<b>25,000.00</b>
Debt Service - Current	0.00	0.00	<b>0.00</b>
Water/Sewer	150,000.00	617,500.00	<b>767,500.00</b>
Capital Outlay – W/S	0.00	0.00	<b>0.00</b>
Debt Service - W/S	0.00	0.00	<b>0.00</b>
<b>TOTAL</b>	<b>281,000.00</b>	1,572,605.00	<b>1,853,605.00</b>

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Hightstown (not less than two-thirds of all the members of thereof affirmatively concurring) that, in accordance with N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation is hereby made for each item listed on the schedules that are attached hereto and made a part hereof.
2. Each emergency appropriation listed will be provided for in the 2013 budget under the same title as written herein;
3. One certified copy of this resolution will be filed with the Director of Local Government Services, and a copy provided to the Treasurer.

**Resolution 2013-106 Re-Appointing James M. Newman as Municipal Court Judge**

Council President Quattrone moved Resolution 2013-106, Councilmember Bluth seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 5-0.

Resolution 2013-106

*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

**RE-APPOINTING JAMES M. NEWMAN AS MUNICIPAL COURT JUDGE**

**WHEREAS**, Judge James M. Newman currently serves as Municipal Court Judge and his term expired on April 3, 2013; and

**WHEREAS**, it is the desire of the Mayor and Council to reappoint Judge Newman for a subsequent three-year term in accordance with the provisions of section 2-24.2 of the *Revised General Ordinances of the Borough of Hightstown*; and

May 6, 2013

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that James M. Newman of Freehold, New Jersey, is hereby reappointed as Municipal Court Judge effective April 3, 2013 for a three-year term ending April 3, 2016.

**Resolution 2013-107 Authorizing a Fourth Extension of a Temporary Use and Occupancy Agreement Concerning the Borough's Continued Use of a Portion of the Property Known and Designated as Block 61.01, Lots 43, 44 & 45, Commonly Known as 415 Mercer Street, Hightstown, New Jersey**

Council President Quattrone moved Resolution 2013-107, Councilmember Bluth seconded.

Fred Raffetto, Borough Attorney confirmed the terms of the agreement.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 5-0.

Resolution 2013-107

*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

**RESOLUTION AUTHORIZING A FOURTH EXTENSION OF A TEMPORARY USE AND OCCUPANCY AGREEMENT CONCERNING THE BOROUGH'S CONTINUED USE OF A PORTION OF THE PROPERTY KNOWN AND DESIGNATED AS BLOCK 61.01, LOTS 43, 44 & 45, COMMONLY KNOWN AS 415 MERCER STREET, HIGHTSTOWN, NEW JERSEY.**

**WHEREAS**, the Hightstown Borough Governing Body has previously adopted Resolutions which have authorized the Borough of Hightstown (the "Borough") to enter into a Temporary Use and Occupancy Agreement (the "Agreement") regarding the Borough's temporary use of a portion of the premises located at 415 Mercer Street in the Borough, commonly known and designated as Block 61.01, Lots 43, 44 and 45 on the Borough's Tax Map (hereinafter referenced as the "Property"), for the relocation of the Borough's Police Department and associated operations; and

**WHEREAS**, the most recent extension of the Agreement shall expire on or about May 5, 2013; and

**WHEREAS**, FCB Assets Holdings, Inc. ("FCB"), which is a property holding company affiliated with the prior Lessor, 1<sup>st</sup> Constitution Bank, has acquired title to the Property, and therefore the attached "Fourth Extension of Temporary Use and Occupancy Agreement" shall be executed by the appropriate representatives of FCB and the Borough, and all payments thereunder shall be made to FCB; and

**WHEREAS**, the Borough and FCB wish to extend said temporary period through **December 31, 2013**, pursuant to the terms and conditions set forth in the attached "Fourth Extension of Temporary Use and Occupancy Agreement."

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, by the Mayor and Borough Council of the Borough of Hightstown that the Mayor is hereby authorized to execute and the Borough Clerk to attest the attached "Fourth Extension of Temporary Use and Occupancy Agreement" between the Borough of Hightstown and FCB Assets Holdings, Inc., so that the Borough's temporary use and occupancy of a portion of the Property (as set forth in the original Temporary Use and Occupancy Agreement) may endure through **December 31, 2013**.

**BE IT FURTHER RESOLVED**, that the extension of the said Agreement shall be subject to all of the terms and conditions set forth in the original Temporary Use and Occupancy Agreement, except as notified in the attached.

May 6, 2013



**BE IT FURTHER RESOLVED**, that a certified copy of the within Resolution shall be provided to each of the following:

1. FCB Assets Holdings, Inc.
2. 1<sup>st</sup> Constitution Bank
3. Debra Sopronyi, Borough Clerk
4. Michael Theokas, Borough Administrator
5. Frederick C. Raffetto, Esquire, Borough Attorney
6. James LeTellier, Police Director

George Lang, CFO arrived to the meeting at this time.

**Resolution 2013-108 Authorizing Project Siren Release**

Councilmember Bluth moved Resolution 2013-108, Councilmember Woods seconded.

There was discussion.

Roll Call Vote: Council members Bluth, Doran, Thibault and Woods voted yes. Council President Quattrone voted no.

Resolution adopted 4-1.

Resolution 2013-108

*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

**AUTHORIZING THE EXECUTION OF A LOCATION RELEASE WITH SIRENS PROJECT  
1226, LLC**

**WHEREAS**, Sirens Project 1226, LLC (Producer) wishes to photograph and record in Hightstown Borough in connection with an Investigation Discovery series entitled “Deadly Affairs”; and

**WHEREAS**, it is required that a Location Release be executed by the Borough to permit photographing and recording in Hightstown Borough; and

**WHEREAS**, the Police Director has reviewed the schedule and location(s) for photographing and recording in Hightstown Borough and has approved same; and

**WHEREAS**, the Borough Attorney has reviewed and approved said Location Release; and

**WHEREAS**, it is the desire of the Mayor and Council to permit photographing and recording in Hightstown Borough.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Mayor is hereby authorized to execute a Location Release with Sirens Project 1226, LLC.

**Resolution 2013-109 Authorizing Issuance of an Auction License**

May 6, 2013

Council President Quattrone moved Resolution 2013-109, Councilmember Bluth seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 5-0.

Resolution 2013-109

*BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY*

**AUTHORIZING THE ISSUANCE OF AN AUCTION LICENSE – EMPIRE ANTIQUES**

**WHEREAS**, an application for a license to hold an auction on Saturday, June 8, 2013 at 278 Monmouth Street in the Borough of Hightstown has been submitted by Empire Antiques, together with the required fee; and

**WHEREAS**, the application has been reviewed and approved by the Police Director; and

**WHEREAS**, it is the desire of the Mayor and Council that a license be issued to Empire Antiques for this event.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Borough Clerk is hereby authorized to issue a license to Empire Antiques for their auction to be held on Saturday, June 8, 2013 at 278 Monmouth Street.

Mayor Kirson opened the public hearing on the 2013 Budget and the following individuals spoke:

Sean O'Connor, 153 Hickory Corner Road, East Windsor – expressed concern regarding taxes, the role of government, increases in the budget, budget transparency, and job losses.

Eugene Sarafin, 628 S. Main Street – noted that he is excited about debt.

Scott Caster, 12 Clover Lane – noted that this appears to be a tight budget and wants Council to be sure that the signs regarding bicycles on the sidewalks are in the budget.

There being no further comments, Mayor Kirson closed the public hearing on the 2013 Budget.

**Resolution 2013-103 Amending the 2013 Budget**

Mr. Theokas explained that the budget is being amended to include the allocation for the repair to the clock in the bell tower and engineering fees. He then asked Council to reconsider leaving the \$20,000.00 in the budget to do the work at the Public Works building to accommodate the administrative staff.

Council President Quattrone moved Resolution 2013-103, Councilmember Bluth seconded.

Councilmember Thibault proposed taking the \$20,000.00 to pay for the engineering fees and clock instead of using it for renovations to the Public Works facility.

Mr. Lang explained that the amendment includes taking \$12,000.00 from Buildings and Grounds and moving it to Engineering; and adding \$8,000.00 to pay for the bell tower clock restorations.

There was further discussion.

Mr. Theokas read the resolution into the record. Mayor Kirson called for a roll call vote.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 5-0.

Resolution 2013-103

BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

**AMENDING THE 2013 BUDGET**

**WHEREAS**, the local municipal budget for the year 2013 was approved on the 1st day of April 2013; and

**WHEREAS**, the public hearing on said budget has been held as advertised, and

**WHEREAS**, it is desired to amend said approved budget, now

**THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Hightstown, County of Mercer, that the following amendments to the approved budget of 2013 be made:

<b>Recorded Vote</b>	<i>Ayes</i>	( Bluth	<i>Nays</i>	(	<i>Abstained</i>	(
		( Doran		(		
		( Quattrone		(		
		( Thibault		(		
		( Woods		(		
		(		(	<i>Absent</i>	( Bibens

**From**

**To**

CURRENT FUND APPROPRIATIONS

8. GENERAL APPROPRIATIONS

(A) Operations - within "CAPS"

**GENERAL GOVERNMENT**

Engineer Services and Costs

Other Expenses

\$ 57,000.00

\$ 69,000.00

**PUBLIC WORKS FUNCTIONS:**

May 6, 2013

	Public Buildings and Grounds				
	Other Expenses	\$	89,100.00	\$	97,100.00
	Total Operations (Items 8(A)) Within "CAPS"	\$	4,637,563.00	\$	4,657,563.00
	Total Operations Including Contingent - Within "CAPS"	\$	4,637,563.00	\$	4,657,563.00
	Detail:				
	Other Expenses (Including Contingent)	\$	2,147,918.00	\$	2,167,918.00
(H-1)	Total General Appropriations for Municipal Purposes Within "CAPS"	\$	5,182,726.00	\$	5,202,726.00
			<b><u>From</u></b>		<b><u>To</u></b>

CURRENT FUND APPROPRIATIONS (Continued)

8. GENERAL APPROPRIATIONS (Continued)

(L)	Subtotal General Appropriations (Items (h-1) and (O))	\$	6,116,227.00	\$	6,136,227.00
(M)	Reserve for Uncollected Taxes	\$	450,000.00	\$	430,000.00
9.	Total General Appropriations	\$	6,566,227.00	\$	6,566,227.00

**SUMMARY OF APPROPRIATIONS**

(H-1)	Total General Appropriations for Municipal Purposes Within "CAPS"		5,182,726.00		5,202,726.00
(M)	Reserve for Uncollected Taxes	\$	450,000.00	\$	430,000.00
	Total General Appropriations	\$	6,566,227.00	\$	6,566,227.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

**BE IT FURTHER RESOLVED**, that this amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in Trenton Times in the issue of May 16, 2013 and that said publication contain notice of public hearing on said amendment to be held at the First Aid Building, 168 Bank Street, Hightstown, NJ on May 20, 2013, at 7:30 o'clock P.M.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 6th day of May, 2013.

SO RESOLVED, as aforesaid.

Mayor Kirson opened the public comment period II and the following individuals spoke:

May 6, 2013

Eugene Sarafin, 628 S. Main Street – commented regarding the Sunshine Law and began to get unruly.

Mayor Kirson asked Mr. Sarafin to cease his unruly behavior. The Borough Attorney reiterated the Open Public Meeting requirements that he had given Mr. Sarafin previously.

Mr. Sarafin continued and commented on the budget, Borough Hall and his disappointment in the special meeting that has been scheduled for Wednesday.

Fran Palumbo, 101 Main Street – commented that the public should not be subjected to vulgar language during the public comment periods; Council has a purpose for Wednesday's meeting and people should not comment on the matter.

Tory Watkins, 68 Meadow Drive – commented that the idea presented tonight should be considered; debt is not all bad, capital improvements have a long-term life.

Scott Caster, 12 Clover Lane – commented that there is an ordinance against bicycles on the sidewalk and there is a liability risk if signs are not posted.

Sean O'Connor, 152 Hickory Corner Road, East Windsor – spoke regarding debt, budget, and religion.

Mayor Kirson offered to meet with Mr. O'Connor to discuss the budget and how municipal government works.

Mr. O'Connor continued, noting that residents should not curse when addressing Council and that employees should work in trailers, they do not have a right to a new building.

Toni O'Brien, Allentown – commented that she felt Council should listen to all speakers and that the previous speaker was treated with disdain.

There being no further comments, Mayor Kirson closed the public comment period.

#### **Mayor/Council/Administrative Comments and Committee Reports**

**Councilmember Woods** – commented that the Chiropractic Clinic on Franklin Street is an option and information on it should be forthcoming; she is not opposed to forming a committee on consolidation.

**Councilmember Bluth** – commented that she is shocked by the e-mails received by Councilmember Thibault; inquired about the cost of the signs for the bicycles and noted that they are needed.

**Police Director LeTellier** - commented that we are still on a temporary budget, but the bicycle signs will be addressed when the budget is adopted.

**Council President Quattrone** – commented that he, along with Council members Bibens and Gilmartin were present all night during Hurricane Irene and other Council members arrived at various times; the First Aid antenna has been installed; is shocked at the e-mails sent to Councilmember Thibault; this budget is very tight; the police department temporary move intent was to move back into the building and not to move Borough Hall, it is important to keep the lease until that time; the new police cars are working out well; thanked Mr. Theokas for all his hard work on the budget.

**Mr. Theokas** – noted that the Franklin Street location was discussed with the Project Manager and it was found that there are issues with zoning and it was found to be cost prohibitive; Council also already had an ordinance for a different location. This location was previously addressed.

**Mayor Kirson** – found it quite discouraging that someone would threaten Councilmember Thibault.

**Police Director LeTellier** – advised that the police are doing shared services for computers.

Councilmember Thibault moved to adjourn at 10:29 pm, Council President Quattrone seconded. All ayes.

Respectfully Submitted,

Debra L. Sopronyi, RMC  
Borough Clerk