

Resolution 2014-48

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

AUTHORIZING REFUND OF TAX OVERPAYMENT

WHEREAS, an overpayment of taxes was made for the fourth quarter 2013 property taxes for Block 6, Lot 22 in the Borough of Hightstown; and

WHEREAS, the attorney for the buyer, Bolster & Bruder, Esq., 168 Prospect Plains Rd, Monroe Township, NJ 08831 has requested that a refund be issued for the overpayment in the amount of \$2,073.59; and

WHEREAS, the Tax Collector has requested that the amount of said overpayment be refunded to the Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Tax Collector and Treasurer are hereby authorized to issue a refund in the amount of \$2,073.59 to Bolster & Bruder, Esq., Trust Account, 168 Prospect Plains Rd, Monroe Township, NJ 08831, representing their tax overpayment as set forth herein.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-50

*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 March 4, 2014 at 6:30 p.m. in the First Aid Building located at 168 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:

Litigation – Bruckner Southern
Thibault

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: June 4, 2014 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.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-51

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

AUTHORIZING CHANGE ORDER #1 & PAYMENT # 3 – PIONEER GENERAL CONTRACTING CO., INC. (IMPROVEMENTS TO GRAPE RUN ROAD AND PERSHING AVENUE)

WHEREAS, on September 3, 2013 the Borough Council awarded a contract for the Improvements to Grape Run Road and Pershing Avenue to Pioneer General Contracting Co., Inc. of South River, New Jersey in the amount of \$398,950.00; and

WHEREAS, the contractor has submitted change order #1 in the amount of \$13,300.00 for supplemental items related to sanitary sewer and fire hydrant installation; and

WHEREAS, the Borough Engineer has recommended approval of change order #1 in the amount of \$13,300.00; and

WHEREAS, the contractor has submitted payment request #3 related to sanitary sewer and fire hydrant installation, and construction of curb and sidewalk for the project in the total amount of \$26,666.78; and

WHEREAS, the amount of this payment for general construction is \$15,102.78 and for water and sewer related items is \$11,564.00; and

WHEREAS, the Borough Engineer has recommended approval of payment #3 to Pioneer General Contracting Co., Inc. in the amount of \$26,666.78 following receipt of the certified payrolls; 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 Change Order #1 in the amount of \$13,300.00 and Payment Request No. 3 to Pioneer General Contracting Co., Inc. of South River, New Jersey in the amount of \$26,666.78 is hereby approved as detailed herein, and the Treasurer is authorized to issue same.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-52

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

REJECTING ALL BIDS FOR PEDDIE LAKE DAM WALKING BRIDGE REPLACEMENT

WHEREAS, ten (10) bids were received on January 28, 2014 for the Peddie Lake Dam Walking Bridge Replacement in Hightstown Borough; and

WHEREAS, all bids received for the Peddie Lake Dam Walking Bridge Replacement exceed the engineer's estimate and the appropriation for this project; and

WHEREAS, the bids have been reviewed by the Borough Engineer and it is the Engineer's recommendation that all bids received for the Peddie Lake Dam Walking Bridge Replacement be rejected in accordance with N.J.S.A. 40A:11-13-2(a) and (b); and

WHEREAS, the Borough Attorney and Qualified Purchasing Agent concur with the Borough Engineer's recommendation; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that all bids received on January 28, 2014 for the Peddie Lake Dam Walking Bridge Replacement in Hightstown Borough are hereby rejected.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-53

*BOROUGH OF HIGHTSTOWN
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 \$1,509,385.28 from the following accounts:

Current	\$1,455,429.91
W/S Operating	39,390.47
General Capital	5,775.75
Water/Sewer Capital	2,000.00
Grant	0.00
Trust	5,160.40
Housing Trust	0.00
Animal Control	500.00
Law Enforcement Trust	0.00
Housing Rehab Loans	1,128.75
Unemployment Trust	0.00
Escrow	<u>0.00</u>
 Total	 <u>\$1,509,385.28</u>

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-54

BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY

AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS PRIOR TO ADOPTION OF THE 2014 BUDGET

WHEREAS, an emergent condition has arisen with respect to inadequate appropriation balances remaining in some line items of the 2014 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 2014 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, P.L. 1951, as amended), including this resolution, total:

	<i>THIS RESOLUTION</i>	<i>PREVIOUS TOTAL</i>	<i>CUMULATIVE TOTAL</i>
Current	153,000.00	61,400.00	214,400.00
Capital Outlay – Current	0.00	0.00	0.00
Debt Service - Current	0.00	0.00	0.00
Water/Sewer	50,000.00	150,000.00	200,000.00
Capital Outlay – W/S	0.00	0.00	0.00
Debt Service - W/S	0.00	0.00	0.00
TOTAL	203,000.00	211,400.00	414,400.00

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 2014 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.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Borough of Hightstown
Emergency Temporary No. 1
3/3/2014

Current Fund

Municipal Clerk	Salaries and Wages	10,000.00
Municipal Clerk	Other Expenses	2,000.00
Grant Writing	Other Expenses	1,000.00
Collection of Taxes	Other Expenses	1,500.00
Engineer	Other Expenses	10,000.00
Legal Settlement	Other Expenses	70,000.00
Police, Fire and Radio Communications	Salaries and Wages	15,000.00
Sanitation	Salaries and Wages	10,000.00
Board of Health	Salaries and Wages	5,000.00
Buildings and Grounds	Other Expenses	1,500.00
Vehicle Maintenance	Other Expenses	2,000.00
Landfill Disposal Costs	Other Expenses	25,000.00

Subtotal Current Fund

153,000.00

Water Sewer Utility Fund

Other Expense	50,000.00
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Subtotal Water Sewer Utility Fund

50,000.00

Total

203,000.00

Resolution 2014-55

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

AUTHORIZING A TRANSFER OF FUNDS IN THE 2013 BUDGET

Whereas, N.J.S.A. 40A:4-59 provides that the governing body may authorize a transfer of funds in the budget during the first three months of the following year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the following transfers in the 2013 budget are hereby authorized:

<u>Current:</u>	<u>From</u>	<u>To</u>
Municipal Clerk		
Other Expenses	\$ 900.00	
Telephone		
Other Expenses	6,000.00	
Gasoline		
Other Expenses	4,000.00	
Data Processing		
Other Expenses		\$ 900.00
Snow Removal		
Other Expenses		10,000.00
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TOTALS	\$ 10,900.00	\$ 10,900.00

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-56

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

AUTHORIZING ADDITIONAL FUNDS FOR ARCHITECTURAL SERVICES FOR THE MUNICIPAL BUILDING AND POLICE FACILITIES – GOLDSTEIN PARTNERSHIP

WHEREAS, pursuant to resolution 2013-173 the Borough appointed a professional architect to provide services related to the repair/replacement of the Borough's Municipal Building and Police Facilities (also collectively referenced as the "Borough Hall Complex"); and

WHEREAS, the Borough Council had previously authorized Thirty-Five Thousand (\$35,000.00) plus expenses for these services without further approval of the Governing Body; and

WHEREAS, the Architect, Goldstein Partnership, has submitted a request that the amount authorized for these services be increased by \$10,000.00 for a total of \$45,000.00 due to additional work requested by Council; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hightstown that the amount originally authorized for Eli Goldstein of Goldstein Partnership to perform these services be increased by \$10,000.00 for a total of \$45,000.00 for services related to the repair/replacement of the Borough's Municipal Building and Police Facilities (also collectively referenced as the "Borough Hall Complex")

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-57

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

APPOINTING A TAX/WATER/SEWER COLLECTOR – TONI MULLEN

WHEREAS, due to the resignation of Anne Blake from the position of Tax and Water/Sewer Collector there is a need for the appointment of a certified Tax and Water/Sewer Collector for Hightstown Borough; and,

WHEREAS, the Borough Council desires to appoint Toni Mullen of Neptune, New Jersey be appointed as Tax and Water/Sewer Collector for the Borough of Hightstown at a salary of \$57,000.00; and

WHEREAS, Ms. Mullen holds Certified Tax Collector certification CTC#T8299 issued April 10, 2013 by the State of New Jersey; and,

WHEREAS, said appointment is being made for an unexpired term ending December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Toni Mullen is hereby appointed as Tax and Water/Sewer Collector for Hightstown Borough effective March 10, 2014.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-58

*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, March 15, 2014 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, March 15, 2014 at 278 Monmouth Street.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-59

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

GRANTING PERMISSION TO AT&T CORPORATION TO INSTALL COMMUNICATIONS FACILITIES ALONG, UNDER AND OVER THE PUBLIC RIGHT-OF-WAY IN ORDER TO PROVIDE COMMUNICATIONS TO THE PUBLIC

WHEREAS, AT&T Corp., through its operating subsidiaries, including AT&T Communications of New Jersey, L.P., Teleport Communications America, LLC, and Teleport Communications New York (collectively, "AT&T"), is a communications carrier authorized to provide service by the New Jersey Board of Public Utilities and the Federal Communications Commission; and

WHEREAS, AT&T, as a public utility and common carrier, has requested approval to install communications facilities in Hightstown public right-of-way; and

WHEREAS, AT&T is seeking to lease or obtain conduit space and access to poles with other utilities, particularly Verizon New Jersey Inc., and Verizon has required that AT&T obtain approval of the Hightstown Borough Council as a condition of such access;

WHEREAS, the purpose of this resolution is to authorize AT&T to install communications lines within conduit or on existing poles in the public right-of-way in order to provide communications services to the public.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that:

1. Permission and authority are hereby granted to AT&T to install communications facilities, or lease or obtain for such communications facilities space on existing poles or in existing conduits, in the public right-of-way in Hightstown in order to provide communications services to the public, and to operate, maintain, and repair said facilities, subject to the following:
 - A. The facilities shall be installed in underground conduit and/or on to existing utility poles in the public right-of-way.
 - B. AT&T, its successors and assigns, shall adhere to all applicable Federal, State, and Local laws regarding safety requirements for the use of the public right-of-way.
 - C. AT&T, its successors and assigns, shall comply with all Federal, State, and Local laws requiring permits prior to beginning construction.
 - D. Such permission be and is hereby given upon the condition and provision that AT&T, its successors and assigns, not only indemnify and save harmless the Borough of Hightstown, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected to the acts or omissions of AT&T in use of the public right-of-way but shall agree on behalf of the Borough to defend any action at law or equity which may be brought against the Borough upon such claims or from claims arising during the construction period, excluding in all instances claims arising out of gross negligence or willful misconduct on the part of the Borough.

- E. In addition to the aforesaid indemnity agreement, AT&T, its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the Borough, in the amount of at least \$5,000,000, covering bodily injury and property damage arising out of any one accident. Proof of said coverage, naming the Borough as an insured and including the indemnification clause in Section D shall be filed with the Borough Clerk prior to the installation of any plant. The Borough shall have the right to increase the amount of Comprehensive General Liability Insurance and to alter the terms of insurance called for under this section provided it does so generally for all companies using the public right-of-way within the Borough. Said insurance shall not be subject to cancellation or change until thirty (30) days after the Borough Clerk has received written notice thereof as evidenced by return receipt of certified or registered letter.
- F. Such permission be and is hereby given upon the further condition that in the use of the public right-of-way AT&T, its successors and assigns, shall become subject to any lawful Ordinance or Resolution now or hereafter adopted by the Borough.
- G. Such permission be and is hereby given upon the condition that AT&T shall obtain all applicable permits which may be required by the Borough.
- H. AT&T shall be responsible for the repair of damage to paving, existing utility lines, or any surface or subsurface installations, etc., arising from the construction, installation or maintenance of said plant.
- I. Notwithstanding any provision contained herein, neither the Borough nor AT&T shall be liable to the other for consequential, incidental, exemplary, or punitive damages on account of any activity pursuant to this instrument.
- J. This instrument shall be adopted on behalf of the Borough by the Hightstown Borough Council and attested to by the Borough Clerk who shall affix the Borough Seal thereto. Said execution, approval, and filing shall constitute the existence of public notification.
- K. The permission and authority hereby granted shall be for a period of 50 years. However, after 15 years from the date of this agreement, the Borough shall have the right to terminate permission and authority, by Resolution with a minimum one year notice to AT&T to sell or liquidate its facilities in the public right-of-way. Conversely, AT&T shall be allowed to terminate permission and authority, by request of Resolution with a minimum of one year from passage of such Resolution to sell or liquidate its facilities in the public right-of-way.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-60

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

CHANGING THE STATUS OF AN EMPLOYEE TO PERMANENT – KENNETH A. LARSEN

WHEREAS, Kenneth A. Larsen was hired on October 1, 2012 as a Police Officer; and

WHEREAS, Kenneth A. Larsen has served in this capacity since that date; and

WHEREAS, the Police Director has found that Kenneth A. Larsen has performed the duties associated with this position in a satisfactory manner; and

WHEREAS, the Police Director has recommended that Kenneth A. Larsen's employee status be upgraded to permanent pursuant to the Hightstown Borough Ordinance 2-19.7; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that Kenneth A. Larsen is hereby appointed a permanent employee for the Borough of Hightstown effective October 1, 2013.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-61

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

CHANGING THE STATUS OF AN EMPLOYEE TO PERMANENT – RONALD J. STEPHENSEN

WHEREAS, Ronald J. Stephensen was hired on October 1, 2012 as a Police Officer; and

WHEREAS, Ronald J. Stephensen has served in this capacity since that date; and

WHEREAS, Ronald J. Stephensen's appointment was conditioned upon his qualifying for a New Jersey Police Training Commission waiver and completion of academy courses to receive full certification; and

WHEREAS, the Police Director has found that Ronald J. Stephensen has met the conditions of his employment and performed the duties associated with this position in a satisfactory manner; and

WHEREAS, the Police Director has recommended that Ronald J. Stephensen's employee status be upgraded to permanent pursuant to the Hightstown Borough Ordinance 2-19.7; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that Ronald J. Stephensen is hereby appointed a permanent employee for the Borough of Hightstown effective February 28, 2014.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-62

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

CHANGING THE STATUS OF AN EMPLOYEE TO PERMANENT – PHILIP J. ESPOSITO

WHEREAS, Philip J. Esposito was hired on October 1, 2012 as a Police Officer; and

WHEREAS, Philip J. Esposito has served in this capacity since that date; and

WHEREAS, Philip J. Esposito's appointment was conditioned upon his qualifying for a New Jersey Police Training Commission waiver and completion of academy courses to receive full certification; and

WHEREAS, the Police Director has found that Philip J. Esposito has met the conditions of his employment and performed the duties associated with this position in a satisfactory manner; and

WHEREAS, the Police Director has recommended that Philip J. Esposito's employee status be upgraded to permanent pursuant to the Hightstown Borough Ordinance 2-19.7; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that Philip J. Esposito is hereby appointed a permanent employee for the Borough of Hightstown effective February 28, 2014.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-63

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

APPOINTING AND AUTHORIZING AN AGREEMENT FOR PROFESSIONAL LABOR COUNSEL SERVICES – ELIZABETH M. GARCIA, ESQ.

WHEREAS, six (6) proposals were opened on November 26, 2013 for the professional Labor Counsel services for the year 2014; and

WHEREAS, there exists the need for specialized legal services relative to personnel matters during 2014; and

WHEREAS, the proposals were reviewed and evaluated by a sub-committee of the Borough Council; and

WHEREAS, the Borough Council wishes to appoint Elizabeth M. Garcia, Esq. of Parker McCay of Mount Laurel, New Jersey as Labor Counsel effective January 1, 2014; and

WHEREAS, the cost for the proposed services shall not exceed \$65,000.00 without further approval by the Borough Council; and,

WHEREAS, funds for this purpose will be made available in the 2014 budget; and,

WHEREAS, the Borough Attorney will review and approve the contract for execution by the Borough; and

WHEREAS, the anticipated term of this contract is for one (1) year, and it may only be renewed upon further action of the Borough Council; and

WHEREAS, this contract is awarded as a “fair and open contract” pursuant to and in accordance with the Local Unit Pay-to-Play Law.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Hightstown that the Mayor is authorized to execute and the Borough Clerk to attest an agreement between the Borough of Hightstown and Elizabeth M. Garcia, Esq. for professional labor counsel services for the year 2014.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-64

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

APPOINTING AND AUTHORIZING AN AGREEMENT FOR PROFESSIONAL BOND COUNSEL SERVICES – EDWARD J. MCMANIMON III, ESQ.

WHEREAS, five (5) proposals were opened on November 26, 2013 for the professional Bond Counsel services for the year 2014; and

WHEREAS, the proposals were reviewed and evaluated by a sub-committee of the Borough Council; and

WHEREAS, the Borough Council wishes to appoint Edward J. McManimon III, Esq. of McManimon Scotland & Baumann of Roseland, New Jersey as Bond Counsel effective January 1, 2014; and

WHEREAS, the cost for the proposed services shall not exceed \$7,500.00 without further approval by the Borough Council; and,

WHEREAS, funds for this purpose will be made available in the 2014 budget; and,

WHEREAS, the Borough Attorney will review and approve the contract for execution by the Borough; and

WHEREAS, the anticipated term of this contract is for one (1) year, and it may only be renewed upon further action of the Borough Council; and

WHEREAS, this contract is awarded as a “fair and open contract” pursuant to and in accordance with the Local Unit Pay-to-Play Law.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Hightstown that the Mayor is authorized to execute and the Borough Clerk to attest an agreement between the Borough of Hightstown and Edward J. McManimon III, Esq. for professional bond counsel services for the year 2014.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-65

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

APPOINTING AND AUTHORIZING AN AGREEMENT FOR SPECIAL LABOR COUNSEL SERVICES FOR A SPECIFIC LABOR MATTER – ERIC M. BERNSTEIN

WHEREAS, five (5) proposals were opened on November 26, 2013 for professional Labor Counsel services for the year 2014; and

WHEREAS, there exists the need for specialized legal services relative to a specific personnel matter during 2014; and

WHEREAS, the proposals were reviewed and evaluated by a sub-committee of the Borough Council; and

WHEREAS, the Borough Council wishes to appoint Eric M. Bernstein, Esq. of Eric Bernstein Associates of Warren, New Jersey as Special Labor Counsel effective January 1, 2014; and

WHEREAS, the cost for the proposed services shall not exceed \$7,500.00 without further approval by the Borough Council; and,

WHEREAS, funds for this purpose will be made available in the 2014 budget; and,

WHEREAS, the Borough Attorney will review and approve the contract for execution by the Borough; and

WHEREAS, the anticipated term of this contract shall be until the special labor matter for which the Special Labor Counsel is assigned is resolved; and

WHEREAS, this contract is awarded as a “fair and open contract” pursuant to and in accordance with the Local Unit Pay-to-Play Law.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Hightstown that the Mayor is authorized to execute and the Borough Clerk to attest an agreement between the Borough of Hightstown and Eric M. Bernstein, Esq. for professional labor counsel services for a specific labor matter.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on March 4, 2014.

Debra L. Sopronyi
Borough Clerk