

Resolution 2014-181

*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 September 2, 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:

Personnel – Hiring of Police Officer

Contract Negotiations – Shared Services
Enchantment
Lexington Insurance

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: December 2, 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 September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-182

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

REJECTING BIDS FOR THE 2013 ROAD IMPROVEMENT PROGRAM

WHEREAS, eight (8) bids were received on August 21, 2014 for the 2013 Road Improvements Program in Hightstown Borough; and

WHEREAS, the low bid exceeded the Engineer's estimate by approximately 13% and is above the funds available for this project; and

WHEREAS, the low bidder incorrectly completed the form acknowledging the addendum; and

WHEREAS, the bids have been reviewed by the Borough Attorney and the Attorney has consulted with the Borough Engineer; and

WHEREAS, it is the Engineer's recommendation that the bids received for the 2013 Road Improvements Program in Hightstown Borough be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the bids received on August 21, 2014 for the 2013 Road Improvement Program are hereby rejected as they exceed the funds available for this project.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-183

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 \$52,674.03 from the following accounts:

Current		\$34,278.58
W/S Operating		11,411.50
General Capital		3,617.91
Water/Sewer Capital		0.00
Grant		0.00
Trust		2,648.34
Housing Trust		0.00
Animal Control		10.20
Law Enforcement Trust		0.00
Housing Rehab Loans		0.00
Unemployment Trust		0.00
Escrow		<u>707.50</u>
Total		<u>\$52,674.03</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 September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-184

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

AUTHORIZING THE BOROUGH OF HIGHTSTOWN TO ENTER INTO A DEVELOPER'S CONSTRUCTION AGREEMENT WITH MILLSTONE BASIN AREA HABITAT FOR HUMANITY, INC.

WHEREAS, Millstone Basin Area Habitat for Humanity, Inc. (Developer) intends to develop land known as Lots 22, 23 and 24, in Block 40 located in the Borough of Hightstown, the property site was formerly owned by DM Properties, Inc., who previously applied for and received a use variance, preliminary and final subdivision approval and bulk variances in 2005 in order to consolidate three existing lots and re-subdivide same into four (4) lots and construct two (2) duplex units located at 224-232 South Academy Street in the R-4 Zoning District, also designated as a Redevelopment Zone Overlay. The subdivision was never filed with Mercer County; and

WHEREAS, Millstone Basin Area Habitat for Humanity, who currently owns the property, obtained approval for Preliminary and Final Subdivision along with bulk variances for lot area, lot width, minimum side yard, maximum building coverage, and maximum impervious coverage and off street parking, to subdivide Lots 23, 23 and 24 in Block 40 into four (4) lots to construct two (2) duplexes which approval was memorialized on June 13, 2011, by resolution 2011-10; and

WHEREAS, as a condition of the Preliminary Subdivision and Site Plan approval, Developer is required to enter into an Agreement with the Borough, satisfactory to the Mayor and Council, Borough Engineer, Borough Attorney and Planning Board Attorney in order to complete the construction of the remainder of the townhouses; and

WHEREAS, the parties have negotiated a proposed Developer's Construction Agreement and the proposed Developer's Construction Agreement is in a form satisfactory to the Developer, as well as to all of the Borough representatives referenced above; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that the Mayor and Borough Clerk are hereby authorized to execute the Developer's Construction Agreement on behalf of the Borough.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-185

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

AUTHORIZING REFUND OF RECORDING FEE

WHEREAS, a recording fee in the amount of \$43.00 was collected in error during the redemption of lien 13-00006; and

WHEREAS, Premier Abstract and Title Agency, Inc., 1006 Eastpark Blvd., Cranbury, New Jersey 08512 has requested that a refund be issued in the amount of \$43.00; and

WHEREAS, the Tax Collector has requested that said recording fee be refunded in the amount of \$43.00.

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 \$43.00 to Premier Abstract and Title Agency, Inc., 1006 Eastpark Blvd., Cranbury, New Jersey 08512, representing the recording fee collected in error 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 September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-186

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

AUTHORIZING REFUND OF A DEPOSIT FOR A TEMPORARY HYDRANT WATER ACCOUNT

WHEREAS, Innovative Pressure Cleaning, 10 Arneytown-Hornerstown Road, Cream Ridge, New Jersey 08514 placed a deposit for a temporary hydrant water account; and

WHEREAS, the account has been closed with a remaining deposit balance of \$310.00; and

WHEREAS, the Tax Collector has requested that said deposit balance be refunded in the amount of \$310.00.

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 \$310.00 to Innovative Pressure Cleaning, 10 Arneytown-Hornerstown Road, Cream Ridge, New Jersey 08514, representing the remaining deposit balance on a closed temporary hydrant water account 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 September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-187

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

AUTHORIZING RELEASE OF ESCROW FUNDS – CHRISTOS KATSIFIS (BLOCK 3, LOTS 18 AND 19)

WHEREAS, Christos Katsifis submitted funds to be held in escrow for a minor subdivision and variances related to 538 N. Main Street (Block 3, Lots 18 & 19); and

WHEREAS Christos Katsifis has requested that the escrow funds on deposit with the Borough for 538 N. Main Street (Block 3, Lots 18 & 19) be released; and

WHEREAS, Christos Katsifis has requested said release because they will not be moving forward with the project due to the Planning Board's determination that the application is hereby denied; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Treasurer is authorized and directed to release the escrow funds on deposit with the Borough to Christos Katsifis, 98 Oak Creek Road, East Windsor, New Jersey 08520.

A certified copy of this Resolution shall be provided to the following:

- a. Christos Katsifis
- b. Janice Mohr-Kminek, Treasurer
- c. Planning Board Secretary
- d. Carmela Roberts, Borough Engineer
- f. Gary Rosensweig, Planning Board Attorney

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-188

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

NAMING AN ACTING DEPUTY CLERK FOR PUBLIC SESSION

WHEREAS, The Borough Clerk is not available for the September 2, 2014 meeting of the Borough Council; and

WHEREAS, it is the desire of Borough Council to deputize Peggy Riggio to perform the duties of the Borough Clerk for the public portion of this meeting; and

WHEREAS, Peggy Riggio shall perform all the duties of the Borough Clerk for said meeting.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Peggy Riggio is hereby named as Acting Deputy Clerk for the public meeting of the Borough Council on September 2, 2014 and shall perform the duties of the Borough Clerk for said meeting.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-189

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

NAMING AN ACTING DEPUTY CLERK FOR EXECUTIVE SESSION

WHEREAS, The Borough Clerk is not available for the September 2, 2014 meeting of the Borough Council; and

WHEREAS, it is the desire of Borough Council to deputize Frederick Raffetto, Borough Attorney, to perform the duties of the Borough Clerk for the executive session portion of this meeting; and

WHEREAS, Frederick Raffetto, Borough Attorney shall perform all the duties of the Borough Clerk for said meeting.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Frederick Raffetto, Borough Attorney, is hereby named as Acting Deputy Clerk for the executive session meeting of the Borough Council on September 2, 2014 and shall perform the duties of the Borough Clerk for said executive session meeting.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 2, 2014.

Debra L. Sopronyi
Borough Clerk

Resolution 2014-190

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

AUTHORIZING THE BOROUGH OF HIGHTSTOWN TO HIRE ONE NEW FULL-TIME REGULAR POLICE OFFICER

WHEREAS, due to a resignation of an Officer, and in order to maintain the health, safety and welfare of the public at large, the Hightstown Borough Council has determined that it is necessary to hire a rank and file police officer for the Borough; and

WHEREAS, Section 2-19.7 of the “Revised General Ordinances of the Borough of Hightstown, New Jersey,” governs the procedure relating to application for, and appointment to, the position of police officer of any rank within the Borough; and

WHEREAS, pursuant to Subsection 2-19.7(b), the Police Director has recommended that the Borough Council appoint Jerry Mecca, Jr. of Ridgefield, New Jersey as a Hightstown Borough Police Officer; and

WHEREAS, appointee Jerry Mecca, Jr. is a certified Class II officer who will require a waiver issued by the New Jersey Police Training Commission (“PTC”); and

WHEREAS, a PTC waiver is issued to officers who have graduated from a PTC approved academy and who only require a few courses of instruction for full certification; and

WHEREAS, it is the intention of the Borough that appointee Mecca shall be enrolled in said Academy to commence with courses of instruction as soon as possible; and

WHEREAS, the employment of appointee Mecca shall be conditioned upon his passing all applicable Borough requirements; and

WHEREAS, the employment of appointee Mecca shall additionally be conditioned upon qualifying for PTC waivers, as indicated above; and

WHEREAS, the employment of appointee shall additionally be conditioned upon appointee Mecca executing the Hightstown Borough Police Department Employment and Payment Reimbursement Agreement; and

WHEREAS, the salaries associated with this new hire shall be set at the sum of \$45,000 per annum, in accordance with the “Grievance Settlement Agreement” executed by the Borough and the Hightstown PBA Local 283 (the “PBA”), which was authorized by Resolution 2012-222, adopted by the Hightstown Borough Council on September 4, 2012; and

WHEREAS, all other terms and conditions of employment relating to this new hire shall be as set forth in the existing Collective Negotiations Agreement executed by the Borough and the PBA, covering the time period from January 1, 2010 through December 31, 2014 (the “PBA Agreement”), as modified by the afore-mentioned “Grievance Settlement Agreement”; and

WHEREAS, the Hightstown Borough Council believes that the hiring of the new police officer as referenced above is in the best interests of the health, safety and welfare of the Borough’s residents.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey, as follows:

1. That the individual referenced above is hereby appointed to serve as full-time regular police officer for the Borough of Hightstown, contingent upon the conditions set forth in this Resolution.
2. That the employment of the new officer shall be conditioned upon passing all applicable Borough requirements.
3. That the employment of appointee Mecca shall additionally be conditioned upon his qualifying for PTC waivers, as indicated above.
4. That the employment of appointee Mecca shall additionally be conditioned upon appointee Mecca executing the Hightstown Borough Police Department Employment and Payment Reimbursement Agreement.
5. That the salaries associated with the new hire shall be set at the sum of \$45,000 per annum per officer, in accordance with the "Grievance Settlement Agreement" recently executed by the Borough and the "PBA", which was authorized by Resolution 2012-222, adopted by the Hightstown Borough Council on September 4, 2012.
6. That all other terms and conditions of employment relating to the new hire shall be as set forth in the existing PBA Agreement, as modified by the afore-mentioned "Grievance Settlement Agreement."
7. That all appropriate Borough officials are hereby authorized and directed to take all appropriate actions in furtherance of the intentions set forth in this Resolution.
8. That a certified copy of this Resolution shall be provided to each of the following:
 - a. Appointee Jerry Mecca, Jr.;
 - b. James K. LeTellier, Police Director;
 - c. Lieutenant Frank Gendron;
 - d. Police Commissioner Lawrence Quattrone;
 - e. Elizabeth Garcia, Esq., Borough Labor Counsel; and
 - f. Frederick C. Raffetto, Esq., Borough Attorney.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 2, 2014.

Debra L. Sopronyi
Borough Clerk