

# Resolution 2014-241

*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 December 15, 2014 at 6:00p.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 – Lasky-Pavlav  
Contract Negotiations – Shared Services (Various – Police/Dispatch/Court)

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: March 15, 2015 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 December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-242

*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 \$229756.90 from the following accounts:

Current	\$138,210.82
W/S Operating	80,278.31
General Capital	8,283.10
Water/Sewer Capital	1,594.00
Grant	0.00
Trust	1,379.27
Housing Trust	0.00
Animal Control	11.40
Law Enforcement Trust	0.00
Housing Rehab Loans	0.00
Unemployment Trust	0.00
Escrow	<u>0.00</u>
Total	<u><u>\$229,756.90</u></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 December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-243

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

## **AUTHORIZING CASH FUNDS TO ESTABLISH A CHANGE FUND FOR THE OFFICE OF THE MUNICIPAL CLERK**

**WHEREAS**, the Office of the Municipal Clerk issues licenses, bulk stickers, and other permits as required by law or ordinance of the Borough; and

**WHEREAS**, the Borough Clerk has requested that a change fund be established in the Office of the Municipal Clerk to accommodate residents when making payments; and

**WHEREAS**, the Chief Finance Officer has found that a change fund for the Office of the Municipal Clerk is appropriate.

**THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Chief Finance Officer is authorized to establish a change fund for the Office of the Municipal Clerk in the amount of \$50.00.

### **CERTIFICATION**

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-244

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

**AUTHORIZING CHANGE ORDER #1 AND FINAL & PAYMENTS # 1 & #2 AND  
FINAL – THE EARLE COMPANIES (REPAIRS AND OVERLAY TO MORRISON  
AVENUE & WARD STREET)**

**WHEREAS**, on July 7, 2014 the Borough Council awarded a contract for the Morrison Avenue Overlay and Ward Street Repairs to Earle Companies of Farmingdale, New Jersey in the amount of \$109,443.33; and

**WHEREAS**, the contractor has submitted change order #1 and Final which adjusts the contract for as-built quantities and additional pavement improvements at the intersection of Stockton Street, Harron Avenue, and Dutch Neck Road; and

**WHEREAS**, the Borough Engineer has recommended approval of change order #1 Final bringing the final contract amount to \$122,398.05; and

**WHEREAS**, the contractor has submitted payment request #1 related to mobilization, milling, paving, and striping in the amount of \$119,950.09; and

**WHEREAS**, the contractor has submitted payment request #2 and Final in the amount of \$2,447.96 which releases retainage; and

**WHEREAS**, the Borough Engineer has recommended approval of payments #1 and #2 and Final to Earle Companies in the amount of \$122,398.05; and

**WHEREAS**, the Borough Attorney has reviewed the final close-out documents and found them to be in order; and

**WHEREAS**, certified payrolls have 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 Change Order #1 Final, and Payment Requests #1 and #2 and Final to Earle Companies of Farmingdale, New Jersey in the amount of \$122,398.05 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 December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-245

BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

## AUTHORIZING A TRANSFER OF FUNDS IN THE 2014 BUDGET

**Whereas**, N.J.S.A. 40A:4-58 provides that the governing body may authorize a transfer of funds in the budget during the last two months of the fiscal year.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the following transfers in the 2014 budget are hereby authorized:

<b>Current:</b>	<b><u>From</u></b>	<b><u>To</u></b>
<b>Municipal Clerk</b>		
Other Expenses		\$ 1,000.00
<b>Financial Administration</b>		\$ 400.00
Other Expenses		
<b>Tax Collector</b>		
Other Expenses		\$ 600.00
<b>Police Fire Communications</b>		
Salaries and Wages		\$ 2,000.00
<b>Emergency Management</b>		
Salaries and Wages	\$ 4,000.00	
<b>Board of Health</b>		
Salaries and Wages		\$ 1,000.00
<b>Employee Group Health Insurance</b>		
Other Expenses	\$ 1,000.00	
<b>Streets &amp; Roads</b>		
Other Expenses	\$ 5,000.00	
<b>Recycling</b>		
Other Expenses	\$ 1,700.00	
<b>Buildings &amp; Grounds</b>		
Other Expenses		\$ 6,700.00
<b>TOTALS</b>	<b>\$ 11,700.00</b>	<b>\$ 11,700.00</b>

### CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-246

BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

## **AUTHORIZING PAYMENT ON BEHALF OF PARTICIPANTS IN THE BOROUGH OF HIGHTSTOWN LENGTH OF SERVICE AWARD PROGRAM (LOSAP)**

**WHEREAS**, the Borough of Hightstown instituted a Length of Service Award Program (LOSAP) with the adoption of Ordinance 1999-20 on August 2, 1999 and its subsequent approval by referendum at the November 1999 general election; and

**WHEREAS**, said LOSAP became effective January 1, 2000; and

**WHEREAS**, in accordance with *N.J.S.A. 40A:14-191*, the Hightstown First Aid Squad and Hightstown Engine Co. No. 1 have submitted certified listings of all volunteer members who qualified for credit under the LOSAP program for the year 2008; and

**WHEREAS**, certain volunteers are also eligible to redeem amounts "banked" during prior years of qualified service; and

**WHEREAS**, the listing of all employees who qualified for credit under the LOSAP program during 2013 and/or are eligible to redeem amounts banked during prior years of qualified service is attached hereto as Schedule "A"; and

**WHEREAS**, *N.J.A.C. 5:30-14.10* requires that these listings be approved by Resolution of the governing body;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the certified listings set forth on the attached Schedule A of volunteer members of the Hightstown First Aid Squad and Hightstown Engine Co. No. 1 who qualified for credit under the LOSAP program for the year 2013 are hereby approved, and the Borough Administrator is directed to take all steps necessary to provide payment on their behalf to Lincoln Financial Group in accordance with the provisions and requirements of *N.J.S.A. 40A:14-191* and *N.J.A.C. 5:30-14.1 et seq*; and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be provided to the Hightstown First Aid Squad and Hightstown Engine Co. No. 1; and

**BE IT FURTHER RESOLVED** that, in accordance with *N.J.S.A. 40A:14-192*, copies of the approved listings shall be posted for a period of not less than 30 days in the Borough Clerk's office, at the Hightstown Firehouse and at the Hightstown First Aid Squad building.

### **CERTIFICATION**

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

**Schedule "A" – Page 1 of 2**

*The following volunteers qualified by points earned during the year 2013 for credit in the Borough of Hightstown Length of Service Awards Program (LOSAP), AND/OR are eligible to redeem amounts "banked" during prior years of qualified service. Points were earned in accordance with the point system established in Ordinance 1999-20 and certified by the Fire Chief and First Aid Squad President. Total allowable contribution for each year of qualified service is \$750.00. Total allowable payment into fund on behalf of any one volunteer in any one year, including current year contribution, buyback of prior year service and/or redemption of amounts banked during prior years of qualified service, is \$1,150.00.*

**Hightstown Engine Co. No. 1**

Dye, Carl  
Jones, Lawrence  
Baldino, John.  
Havens, Sr., W.  
Paglione, William  
Reed, Jason  
Mastriano, Richard  
Bukowski, Matthew  
Shekiro, Ronald  
Sugg, Charles  
Havens, Jr., W.  
Madonia, M.  
Weisel, A. J.  
Evers, Gary  
Van Kirk, Lawrence  
Jenkins, S.  
Johnson, B.  
Krakowski, Scott  
Reed, Chad  
Sidelinger, James  
Hastings, Daniel  
Derr, Don  
Diamond, Scott  
Pietszch, C

**Hightstown First Aid Squad**

Boguszewski, Nancy

Boguszewski, Stephen

Guyette, John

Guyette, Margaret

Lecorchick, William

Lidke, Theresa

Stackhouse, Keith

Moore, Christina

Pilla, Jason

Storey, Lisa

Cornejo, Ronald

Fat, Christina

Lebrun, Melissa

Sastre, Marcelo

Soto, Osvaldo

# Resolution 2014-247

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

## **RESOLUTION CANCELING 2014 APPROPRIATION BALANCES**

**WHEREAS**, the following 2014 Water-Sewer Utility Operating budget appropriation balances remain unexpended:

Other Expenses .....\$30,000.00

; and

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances offset estimated realized revenues;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Hightstown, that the above listed unexpended balances of the Water-Sewer Operating 2014 Budget be canceled.

### **CERTIFICATION**

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-248

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

## **RESCINDING RESOLUTION 2014-216 AND RE-AUTHORIZING SALE BY ASSIGNMENT OF TAX SALE CERTIFICATE #0-23**

**WHEREAS**, Resolution 2014-216 erroneously stated that there were funds due on the property known as Block 49, Lot 6; and

**WHEREAS**, the taxes on said property have been paid and are current.

**NOW THEREFORE BE IT RESOLVED**, the Mayor and Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey hereby rescind resolution 2014-216.

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey, that, pursuant to N.J.S.A. 54:5-113, the following Tax Sale Certificate is hereby assigned to Lawrence Blake, 118 Dutch Neck Road, Hightstown, New Jersey, for the nominal sum of One Dollar (\$1.00) and other good and valuable consideration.

Certificate No.:	0-23
Property Location:	Block 49, Lot 6
Owner of Record:	David Saltman
Date of Tax Sale:	September 12, 2000

### **CERTIFICATION**

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk

# Resolution 2014-249

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

## **AUTHORIZING THE EXECUTION OF A RELEASE AND SETTLEMENT AGREEMENT WITH GREGORY LASKY AND NICHOLAS PAVLAK.**

**WHEREAS**, the Borough of Hightstown (the “Borough”) was named as a Defendant in two (2) separate matters which are currently pending before the Superior Court of New Jersey, Law Division, Mercer County, entitled Lasky vs. Borough of Hightstown, bearing Docket No. MER-L-216-09 and Pavlak, et al. vs. Borough of Hightstown, bearing Docket No. MER-L-378-12, respectively; and

**WHEREAS**, it is the recommendation of the attorney appointed to represent the Borough’s interests in these cases that the matters be settled in accordance with the terms and conditions set forth in the attached Settlement Agreement (also referenced as the “Agreement”); and

**WHEREAS**, the Borough believes that it is in the best interests of the Borough to resolve these matters in accordance with the terms and conditions set forth in the Agreement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Hightstown as follows:

1. That the settlement of these matters in accordance with the terms and conditions set forth in the attached Settlement Agreement is hereby approved.
2. That the Borough Administrator is hereby authorized to execute the attached Settlement Agreement on behalf of the Borough.
3. That all relevant officials are hereby authorized and directed to undertake any actions necessary to effectuate and implement the said Agreement.
4. That a certified copy of this Resolution shall be provided to each of the following:
  - a. Eric L. Harrison, Esq.;
  - b. Henry Underhill, Hightstown Borough Administrator;
  - c. George Lang, Hightstown Borough Chief Financial Officer;
  - d. Carmela Roberts, P.E., Hightstown Borough Engineer; and
  - e. Frederick C. Raffetto, Esq., Hightstown 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 December 15, 2014.

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Debra L. Sopronyi  
Borough Clerk