

OPEN SESSION

Mayor Robert Patten called the meeting to order at 7:00 p.m. and read the Open Public Meetings Act statement which stated that adequate notice and posting of the meeting had taken place in accordance with the requirements of P.L. 1975, Chapter 231.

The flag salute was followed by the roll call.

ROLL CALL

	PRESENT	ABSENT
<i>Mayor Patten</i>	✓	
<i>Councilmember Harinxma</i>	✓	
<i>Councilmember Quattrone</i>	✓	
<i>Councilmember Rosenberg</i>	✓	
<i>Councilmember Schneider</i>	✓	
<i>Councilmember Sikorski</i>	✓	
<i>Councilmember Thompson</i>	✓	

Also in attendance: Candace Gallagher, Borough Clerk/Administrator; Carmela Roberts, Borough Engineer; James M. Eufemia, Chief of Police; and Frederick Raffetto, Esq., Borough Attorney.

APPROVAL OF AGENDA

Added to the agenda was Resolution 2006-239, ratifying issuance of an auction license to Stout's Auction Service. The agenda was moved as amended by Councilmember Quattrone, seconded by Councilmember Sikorski and approved by all.

APPROVAL OF MINUTES

Minutes of the October 16, 2006 open and closed sessions were moved by Councilmember Sikorski, seconded by Councilmember Rosenberg and unanimously approved as submitted.

PUBLIC COMMENT I

Mayor Patten opened the floor for public comment.

Phyllis Deal, 305 Stockton Street, noted a storm drain at Stockton and Summit Streets that she said is "out of alignment" and dangerous, and damaged her car recently. "It cost me a tire," she said. Mayor Patten stated that Ms. Gallagher and/or Mr. Blake would contact the County about the problem.

J. P. Gibbons, 602 N. Main Street, stated that he was pleased that this meeting agenda did not include anything on the Mill redevelopment, and proceeded to read into the record a letter to the editor of the Windsor Hights Herald which did not make the press deadline for the last issue. The letter expressed Mr. Gibbons' opposition to the re-election of Mayor

Patten and to the developer "D & M [s/c] Properties," and objected to the Mayor's support of the latter. He suggested that the Mayor needs a "time out." As Mr. Gibbons was reading his letter, the three-minute timer sounded, but Mayor Patten allowed him to complete his reading.

Eugene Sarafin, 600-628 South Main Street, called for the closing of the Borough. He said that the Borough's per capital expenditure is "not that bad," and significantly less than in some communities, but that the "State aid formula is a joke." He asked that voters "make a change tomorrow."

No one else came forward and the floor was closed.

ENGINEER'S ITEMS

RESOLUTION 2006-227, AUTHORIZING PAYMENT NO. 1 AND CHANGE ORDER NO. 1 – JONICO, INC. (RECONSTRUCTION OF COLE AVENUE AND CLINTON STREET)

Following a review by Ms. Roberts, Resolution 2006-227 was moved by Councilmember Quattrone and seconded by Councilmember Thompson. The Resolution would formally approve a large change order, discussed at the prior meeting, needed to replace 2" water mains which were discovered on Cole Avenue and Clinton Street.

Council briefly discussed with Ms. Roberts the process involved, and the fact that the existence of the 2" water mains was not obvious prior to construction. Councilman Quattrone stated that "we could have found worse," and that it is "hard to determine what happened 40 years ago." He expressed support for the Resolution.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

RESOLUTION 2006-227 AUTHORIZING PAYMENT NO. 1 AND CHANGE ORDER NO. 1 – JONICO, INC. (RECONSTRUCTION OF COLE AVENUE AND CLINTON STREET)

WHEREAS, on August 7, 2006 the Borough Council awarded a contract for the reconstruction of Cole Avenue and Clinton Street to Jonico, Inc. of Lambertville, NJ in the amount of Two Hundred and Ninety-Five Thousand One Hundred and Thirty-Three (\$295,133.00) Dollars; and

WHEREAS, the contractor has submitted Change Order No. 1 to this contract in the net amount of \$82,436.29, as detailed on the attached documentation; and

WHEREAS, with this Change Order, the original contract price will have increased by 27.9% to \$377,569.29; and

WHEREAS, the local public contract rules (*N.J.A.C. 5:34-4.8*) specify a procedure for Change Orders which exceed the 20% limitation; and

WHEREAS, correspondence from the Borough Engineer dated October 12, 2006, which letter is attached hereto and made a part hereof, indicates that this change order is necessary in order to replace up to 900 linear feet of water main that was discovered during excavation to be of a two-inch diameter, which is insufficient to supply adequate water for the residents in this area, and that this was unknown and unanticipated at the time the original contract was awarded; and

WHEREAS, the Engineer's letter includes her certification that this change order is necessary at this time as a matter of public health and safety, and that the alternative would be to delay work for several months and incur additional expenses as a result of such delay, and she has recommended that Change Order No. 1 be approved; and

WHEREAS, the Chief Financial Officer has certified the availability of these additional funds; and

WHEREAS, the Contractor has also submitted Payment Request No. 1 in the total amount of \$26,916.66 for this project (which includes \$17,773.26 for water-related construction and \$9,143.40 for general roadway construction), and the Borough Engineer has recommended that this payment be approved, subject to receipt of the required certified payrolls;

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

1. The Mayor and Council hereby determine and state that public bidding and contract award for a new contract for the additional work to be performed under this contract would have interfered with the efficient completion of the work, would have compromised public health and safety, and would not be economically feasible.
2. The approval of Change Order No. 1 is in the best interests of the Borough.
3. Change Order No. 1 to the contract with Jonico, Inc. for the reconstruction of Cole Avenue and Clinton Street is hereby approved in the amount of \$82,436.29.
4. Approval of Change Order No. 1 is subject to the adoption of Ordinance 2006-25.
5. By reason of the approval of Change Order Number 1, the revised contract price is Three Hundred and Seventy-Seven Thousand Five Hundred and Sixty-Nine Dollars and Twenty-Nine Cents (\$377,569.29).
6. The Borough Clerk is hereby directed to cause to be printed once in the official newspaper a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work, and a statement that the additional funds must be expended in order to perform work which could not reasonably have been foreseen by the Borough Engineer or the Contractor. The Borough Clerk shall keep a copy of the advertisement on file, where it shall remain available for public inspection, and shall provide a copy to the Borough Auditor so that he may report same in the 2006 audit.
7. On or before February 28, 2007, the Borough Clerk shall report to the Division of Local Government Services, on a form provided by said Division, the approval of the Change Order authorized herein.
8. Payment Request No. 1 by Jonico, Inc. in the amount of \$26,916.66 is hereby approved and the Treasurer is authorized to issue payment for same, subject to receipt of the required certified payrolls.

RESOLUTION 2006-228, AUTHORIZING PAYMENT NO. 1 – JONICO, INC. (GRANT AVENUE DRAINAGE IMPROVEMENTS)

Following a brief review by Ms. Roberts, Resolution 2006-228 was moved by Councilmember Quattrone and seconded by Councilmember Thompson.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

RESOLUTION 2006-228 AUTHORIZING PAYMENT NO. 1 – JONICO, INC. (GRANT AVENUE DRAINAGE IMPROVEMENTS)

WHEREAS, on September 18, 2006 the Borough Council awarded a contract for Grant Avenue drainage improvements to Jonico, Inc. of Lambertville, NJ in the amount of Twenty Thousand Eight Hundred and Fifty (\$20,850.00) Dollars; and

WHEREAS the contractor has submitted Payment Request No. 1 for work done in the total amount of \$11,747.75; and

WHEREAS the Borough Engineer has recommended approval of this payment request, subject to receipt of the required certified payrolls;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Payment Request No. 1 from Jonico, Inc. of Lambertville, NJ in the amount of \$11,747.75, as detailed herein, is hereby approved, and the Treasurer is authorized to issue same, subject to receipt of the required certified payrolls.

**RESOLUTION 2006-229, AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND PARTIAL RELEASE
OF AMOUNTS REMAINING IN ESCROW – PEDDIE SCHOOL (CASPERSON HISTORY HOUSE)**

Following a brief review by Ms. Roberts, Resolution 2006-229 was moved by Council President Schneider and seconded by Councilmember Quattrone.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

**RESOLUTION 2006-229 AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND PARTIAL RELEASE OF
AMOUNTS REMAINING IN ESCROW – PEDDIE SCHOOL (CASPERSON HISTORY HOUSE)**

WHEREAS the Peddie School has posted a performance guarantee and inspection escrow with the Borough for the their Casperson History House project as follows:

Cash portion of bond	\$19,667.52
Non-cash bond	\$177,007.68

along with cash placed in escrow for inspection fees; and

WHEREAS the Borough Engineer has inspected the projects and has recommended the release of the performance bond and reduction in the escrow funds to a balance of \$400.00, subject to receipt of a two-year maintenance guarantee in the amount of \$19,667.52;

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

1. The Borough Clerk is authorized and directed to release to the Peddie School the non-cash performance bond held relative to their Casperson History House project, as detailed herein.
2. The Treasurer is authorized and directed to release to the Peddie School the cash portion of the performance bond held relative to their Casperson History House project, in the amount of \$19,667.52.
3. The Treasurer is authorized and directed to release to the Peddie School all but \$400.00 of the amounts remaining in their escrow account for this project, subject to certifications from the Borough's professionals that all amounts due to them for this project have been fully paid.
4. Authorizations provided herein are subject to the posting by Peddie School of a two-year maintenance guarantee in the amount of \$19,667.52 in a form acceptable to the Borough Attorney.
5. A certified copy of this Resolution shall be provided to the following:
 - a. Charles Galbraith, Business Administrator, The Peddie School
 - b. Arlene O'Rourke, Treasurer
 - c. Debbie Bodine-Kolo, Planning Board Secretary
 - d. Carmela Roberts, Borough Engineer
 - f. Gary Rosensweig, Planning Board Attorney

ORDINANCES

PUBLIC HEARING AND FINAL READING: ORDINANCE 2006-23,

ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$145,000
FOR THE PREPARATION AND EXECUTION OF A COMPLETE REVALUATION OF REAL PROPERTY IN
AND BY THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY

Ms. Gallagher reviewed the provisions of Ordinance 2006-23, noting that the total cost of \$160,000 (which includes \$15,000 previously appropriated by Ordinance for the preliminary tax work) may be spread over the budgets of the next five years. She noted that, in response to a question posed at the last meeting, she spoke with the Borough's Bond Counsel, who informed her that, as an alternative to budgeting for this, the amount may also be bonded.

Mayor Patten opened the public hearing on Ordinance 2006-23.

Eugene Sarafin, 600-628 South Main Street, said that he hopes that the Borough will receive the revaluation information in electronic format so that it could be updated by the Assessor. By not revaluing before it was ordered to do so, he said, the Borough is "being grossly unfair" and "unethical." He stated that typically, in a revaluation, one-third of the taxes go up, one-third go down, and one-third stay the same. "Everyone pays their fair share," he said. "I'm glad we're doing it."

J.P. Gibbons, 602 North Main Street, asked about the timing of the work. Ms. Gallagher stated that it would be done during 2007 and would be effective for the 2008 tax year.

No one else came forward and the floor was closed.

Ordinance 2006-23 was moved for adoption by Councilmember Thompson and seconded by Councilmember Harinxma.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

ORDINANCE 2006-23 **ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$145,000 FOR THE PREPARATION AND EXECUTION OF A COMPLETE REVALUATION OF REAL PROPERTY IN AND BY THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY**

WHEREAS, on May 1, 2006, the Borough of Hightstown was ordered by the Mercer County Board of Taxation to implement a municipal-wide revaluation to be completed by September 30, 2007 and to be effective for the 2008 tax year; and

WHEREAS, *N.J.S.A. 40A:4-53* authorizes a municipality to adopt an ordinance authorizing special emergency appropriations for this purpose, and

WHEREAS, *N.J.S.A. 40A:4-55* provides that, following adoption of said ordinance, the municipality shall, by a 2/3 vote of the full governing body, adopt a Resolution setting forth the amount appropriated and providing for the issuance of "Special Emergency Notes," at least 1/5 of which shall mature and be paid in each year;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Hightstown (not less than two-thirds of all the members thereof affirmatively concurring) as follows:

Section 1. The preparation and execution of a complete program of revaluation of real property for use by the local assessor in and by the Borough of Hightstown are hereby authorized, and a special emergency appropriation for same in the amount of \$145,000 is hereby authorized pursuant to the Local Budget Law (*N.J.S.A. 40A:4-53*).

Section 2. A copy of this ordinance as finally adopted shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

Section 3. This Ordinance shall take effect in accordance with applicable law.

**PUBLIC HEARING AND FINAL READING: ORDINANCE 2006-24,
BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A GARBAGE TRUCK IN AND BY THE
BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING
\$187,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$178,500 BONDS OR NOTES
OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

Ms. Gallagher reviewed the provisions of this Ordinance, which would appropriate \$187,500 for the purchase of a rear loading garbage truck. She noted that bids have been received for both a rear loading truck and an automated, side-loading truck and containers, as well as for garbage collection services. The automated truck and containers will be considered as an alternative to contracting out for garbage collection and discussed at a future meeting. In the meantime, the existing rear loading truck that is used regularly by the Borough for collecting grass, yard waste, carpeting, leaves, metal and some bulk items is a 1972 model that is in dire need of replacement.

Councilman Quattrone expressed full support for this Ordinance. "That truck has been patched and double-patched," he said, "and we desperately need to replace it." He added that the clutches are bad and the tires worn. "This is a safety issue," he said, "and it should come off the road as soon as possible."

Mayor Patten opened the public hearing on Ordinance 2006-24.

Eugene Sarafin, 600-628 South Main Street, stated that "over my dead body will we do our own garbage," and said that the Borough could spend \$12,000 per year for a dumpster rather than purchase this truck. He stated that this was "the biggest boondoggle I've ever seen," and that there should be a public discussion about this purchase, rather than an "emergency appropriation." He asked that alternatives be explored before adopting this Ordinance.

Ms. Gallagher noted that this is not an "emergency appropriation," but a standard bond ordinance.

J.P. Gibbons, 602 N. Main Street, asked if the Borough had looked into a five-year lease as an alternative to bonding. Ms. Gallagher stated that we had not. "I have no problem with buying the truck," he said, "but look into a lease." He noted that the Borough may not be here 30 years from now.

Mr. Sarafin spoke again to say "we don't need trucks that go 30 years." "East Windsor has excess," he said. "What happened to shared services?"

Torry Watkins, 68 Meadow Drive, asked if this truck will replace the white Ford truck. Councilman Quattrone replied that it would. Mr. Watkins stated that the white truck was purchased as a used vehicle in the late 1980s, and had been formerly owned by Agway. "We bought it used," he said, "and fitted it out with a garbage body. We ran it into the ground and got a lot of good use out of it." He asked Council not to expend these funds "without a thorough study of Public Works." He recalled that when the Borough picked up garbage twice a week, the Department had "practically the same number of employees" and asked that this purchase be delayed until there has been a "study of the entire Public Works operation of this Borough."

No one else came forward and the hearing was closed.

Ordinance 2006-24 was moved for adoption by Councilman Quattrone and seconded by Council President Schneider.

Councilman Quattrone again expressed his support for this ordinance and noted that, when the Borough recently accepted bids for garbage collection, no bid was received from East Windsor Township. "This is the way to go," he said.

Councilman Thompson asked if there are other options for pickup of the items that this truck is used for. Ms. Gallagher noted that the Borough at one time used its contractor to pick up grass, and that was proving too costly. By taking that on in-house, the Borough has saved significant money. When asked how much, she estimated that we could be saving at least \$10,000 per year by doing this. Mr. Thompson asked about the cost of bonding, and Ms. Gallagher replied that she had spoken with the Chief Financial Officer about this, and he informed her that, if the truck were bonded for six years (its useful life according to statute), that cost would be approximately \$35,000 per year; however, it is likely that it would not be bonded in that way. Instead, it would be combined with other items, weighted and averaged, and that cost would be spread over a longer period of time. It is possible, she said, that the Borough's debt service would not see any net increase as a result of this expenditure. Councilman Thompson asked if it is possible to have this service performed on the Borough's behalf for between \$4,000 and \$10,000 per year. Both Ms. Gallagher and Councilman Quattrone expressed doubt that this would be possible. Ms. Gallagher noted that bids for dumpster collection alone within the Borough recently came in at over \$30,000 per year. Councilman Thompson asked how often the truck is used. Councilman Quattrone stated that it is used three times per week, and metals are picked up once each month.

Council President Schneider recalled that the Borough, during a previous bid for garbage collection, did look at having everything picked up by a private hauler, but that cost was too high. Ms. Gallagher and Councilman Quattrone again stressed the need to purchase this truck.

Mayor Patten asked Ms. Gallagher to comment regarding the Borough's efforts a few years ago toward a Pay-to-Throw program, which would have required residents to purchase stickers for the disposal of bulk items. Council President Schneider said that he recalled this vividly, and that it came up when there was a concern that rental properties were turning over and emptying out their contents in the process. There was also a concern about outsiders coming in and dumping their garbage here for pickup. After a great deal of research, the concept was ultimately rejected by Council as too cumbersome.

Councilman Thompson suggested that the current level of service to our residents may be "too good."

Councilman Quattrone noted that this issue is not about whether or not to collect regular household garbage, as this truck would be used to collect *other* items, including those too heavy to go into regular garbage.

Councilmember Rosenberg recommended that the Borough explore the options available to it through a lease before opting to bond this amount. Councilmember Sikorski expressed concern also with bonding and said that it could "double the cost." Ms. Gallagher noted that there are costs associated with leasing as well, and a finance charge built into those payments.

It was generally agreed that action on this ordinance should be tabled at the next meeting, at which time additional information will be provided regarding the Borough's options in this regard.

Motion: It was moved by Councilman Quattrone and seconded by Councilman Thompson that final action on Ordinance 2006-24 be tabled until the November 20 meeting. A roll call vote was taken.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes,

Motion carried, 6-0.

PUBLIC HEARING AND FINAL READING: ORDINANCE 2006-25,
BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$105,000 FOR
WATER AND SEWER CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF HIGHTSTOWN,
IN THE COUNTY OF MERCER, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$100,000
BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

Following a brief review by Ms. Gallagher, Mayor Patten opened the public hearing on Ordinance 2006-25.

Eugene Sarafin, 600-628 South Main Street, asked where the 2" mains were located. "All of Cole and two-thirds of Clinton," Ms. Roberts replied. "It is about 900 feet of water main." Mr. Sarafin asked if the Borough has drawings of the street. Ms. Roberts stated that she is just finishing an update of our water maps. He asked if we have "as built" drawings of the parking lot. "Yes," Ms. Roberts replied. Mr. Sarafin stated that the situation at Cole and Clinton is a result of the Borough's having had a series of engineering firms before Ms. Roberts, who always kept the drawings at their office. When they left, the drawings never came back to us. "Not having as-built drawings is why you have this problem," he said. Ms. Roberts said that her firm has gone out of its way to make sure that drawings are both here at the Borough and in her office.

No one else came forward and the hearing was closed.

Ordinance 2006-25 was moved for adoption by Councilmember Quattrone and seconded by Councilmember Rosenberg.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Ordinance adopted, 6-0.

ORDINANCE 2006-25 **BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$105,000 FOR
WATER AND SEWER CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF
HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY AND AUTHORIZING THE
ISSUANCE OF \$100,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF
THE APPROPRIATION**

BE IT ORDAINED BY THE BOROUGH COUNCIL, OF THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER,
NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Borough of Hightstown, in the County of Mercer, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of \$105,000, such sum being in addition to the \$292,000 appropriated therefor by bond ordinance #2006-06 of the Borough finally adopted February 21, 2006, and including the sum of \$5,000 as the additional down payment required by the Local Bond Law. The additional down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the additional cost of the improvement or purpose not covered by application of the additional down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$100,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is for water and sewer capital improvements, including the acquisition and installation of a septage acceptance unit and algae sweep system at the Advanced Wastewater Treatment Plant, the acquisition of a loader for use at the Advanced Wastewater Treatment Plant and repairs to water mains and sewer lines and hydrant replacements on Cole Avenue and Clinton Street, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$377,400, including the \$277,400 bonds or notes authorized by bond ordinance #2006-06 of the Borough finally adopted February 21, 2006 and the \$100,000 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$397,000, including the \$292,000 appropriated by bond ordinance #2006-06 of the Borough finally adopted February 21, 2006 and the \$105,000 appropriated herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$100,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$26,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement. Of this amount, \$19,000 was estimated for these items of expense in Bond Ordinance #2006-06 of the Borough finally adopted February 21, 2006 and an additional \$7,000 is estimated therefor herein.

Section 7. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Council President Schneider asked if the drawings that we have are in digital format, and if they are based on "expected information" rather than being "legitimately accurate." Ms. Roberts stated that she did receive some maps when she began doing engineering here, and they were on paper or Mylar. "That's what we start with," she said. She has reviewed the maps with Mr. Searing and Mr. Blake, and, where they had better information, she has updated them. "All we have done in the last 15 years or so," she said, "has been put on maps." There are places in town, however, where we have never dug a test hole, so we don't know with certainty what is there. "When we get better information," she said, "we update it." She said that we have sewer maps, but no storm drainage maps.

Mr. Schneider asked if there are any clues other than pressure from fire hydrants as to what the size of the water mains might be. "No," Ms. Roberts replied. She noted that we have run into this problem before, on Taylor Avenue and on Stockton Street. Mr. Schneider asked if people on the streets with smaller water mains had complained of low water pressure. Ms. Roberts replied that there was only one complaint, from Clinton Street. He asked if the Borough should have any concerns that work is being done today without the proper size mains. "No," Ms. Roberts replied. "It is all being witnessed now."

RESOLUTIONS

Because the adoption of Ordinance 2006-24 was postponed, Resolution 2006-230, which would approve a contract for the purchase of a garbage truck, was postponed as well.

RESOLUTION 2006-231, AMENDING THE CAPITAL BUDGET

Resolution 2006-231 was amended to remove its reference to the garbage truck, and was moved as amended by Council President Schneider and seconded by Councilmember Quattrone.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

RESOLUTION 2006-231 AMENDING THE CAPITAL BUDGET
(Included at end of these 11/6/06 minutes)

RESOLUTION 2006-232, RESOLUTION AUTHORIZING THE ISSUANCE OF \$145,000 SPECIAL EMERGENCY NOTES FOR THE PREPARATION AND EXECUTION OF A COMPLETE REVALUATION OF REAL PROPERTY IN AND BY THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY

Ms. Gallagher explained that this Resolution is required by the State to be adopted along with Ordinance 2006-23. The Resolution was moved by Councilmember Thompson and seconded by Council President Schneider.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

RESOLUTION 2006-232 RESOLUTION AUTHORIZING THE ISSUANCE OF \$145,000 SPECIAL EMERGENCY NOTES
FOR THE PREPARATION AND EXECUTION OF A COMPLETE REVALUATION OF REAL
PROPERTY IN AND BY THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER,
NEW JERSEY

WHEREAS, on May 1, 2006, the Borough of Hightstown was ordered by the Mercer County Board of Taxation to implement a municipal-wide revaluation to be completed by September 30, 2007 and to be effective for the 2008 tax year; and

WHEREAS *N.J.S.A.* 40A:4-53 authorizes a municipality to adopt an ordinance authorizing special emergency appropriations for this purpose, and such Ordinance, numbered 2006-23, was finally adopted by the Borough of Hightstown on this date, November 6, 2006; and

WHEREAS, *N.J.S.A.* 40A:4-55 provides that, following adoption of said ordinance, the municipality shall, by a 2/3 vote of the full governing body, adopt a Resolution setting forth the amount appropriated and providing for the issuance of "Special Emergency Notes," at least 1/5 of which shall mature and be paid in each year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown in the County of Mercer, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

1. Ordinance 2006-23, authorizing a special emergency appropriation of \$145,000 for the preparation and execution of a complete program of revaluation of real property for the use of the local assessor, has been finally adopted by the Borough of Hightstown (the "Borough") in accordance with the provisions of *N.J.S.A.* 40A:4-53.
2. In order to finance the special emergency appropriation described in Section 1 of this resolution, the Borough is hereby authorized to borrow the sum of \$145,000 and to issue special emergency notes therefor in accordance with the Local Budget Law of New Jersey (*N.J.S.A.* 40A:4-55).
3. The special emergency notes authorized by this resolution may be issued in amounts and denominations not exceeding in the aggregate the amount of notes authorized herein, as determined by the chief financial officer of the Borough pursuant to this resolution.
4. The Borough may finance the special emergency appropriation from surplus funds available or may borrow money in a manner prescribed herein. Where an appropriation is financed from surplus funds available, at least one-fifth of the amount thereof shall be included in each annual budget until the appropriation has been fully provided for. The following matters in connection with the notes are hereby determined:
 - (a) All notes issued hereunder and any renewals thereof shall mature at such time as may be determined by the chief financial officer within the limitations of the Local Budget Law, provided however, that at least one-fifth of all such notes and the renewals thereof shall mature and be paid in each year so that all notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of this resolution;
 - (b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer;
 - (c) The notes shall be in the form determined by the chief financial officer and the chief financial officer's signature upon the notes shall be conclusive as to such determination;
5. The chief financial officer is hereby authorized and directed to determine all matters in connection with the notes not determined by this or a subsequent resolution and the chief financial officer's signature upon the notes shall be conclusive as to such determination.

6. The chief financial officer is hereby authorized to sell the notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.
7. Any instrument issued pursuant to this resolution shall be a general obligation of the Borough. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.
8. The chief financial officer is authorized and directed to report in writing to this governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.
9. A copy of this resolution as adopted shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.
10. This resolution shall take effect immediately.

**RESOLUTION 2006-233, AWARDING CONTRACT FOR THE PREPARATION AND EXECUTION OF A COMPLETE
REVALUATION OF REAL PROPERTY IN THE BOROUGH OF HIGHTSTOWN**

Following a brief review by Ms. Gallagher, Resolution 2006-233 was moved by Councilmember Thompson and seconded by Councilmember Harinxma.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

**RESOLUTION 2006-233 AWARDING CONTRACT FOR THE PREPARATION AND EXECUTION OF A COMPLETE
REVALUATION OF REAL PROPERTY IN THE BOROUGH OF HIGHTSTOWN**

WHEREAS, on May 1, 2006, the Borough of Hightstown was ordered by the Mercer County Board of Taxation to implement a municipal-wide revaluation to be completed by September 30, 2007 and to be effective for the 2008 tax year; and

WHEREAS, five (5) bids were received on October 2, 2006 for the preparation and execution of a complete revaluation of real property in the Borough of Hightstown; and

WHEREAS the Borough Attorney has reviewed the bids received and has determined that the bid submitted by the low bidder, Realty Appraisal Company, was not in compliance with the bid specifications and may not be considered; and

WHEREAS, it is the recommendation of the Borough Tax Assessor that the contract be awarded to the second low bidder, Vital Computer Resources, Inc. of Trenton, New Jersey for their bid price of \$130,000.00; and

WHEREAS, the Borough Attorney has reviewed the bids and has determined that the bid submitted by Vital Computer Resources, Inc. is in order with respect to legal compliance; and

WHEREAS Ordinance 2006-23 and Resolution 2006-232 have been adopted by the Mayor and Council in accordance with *N.J.S.A. 40A:4-53 et seq.* and provide an appropriation of \$145,000.00 for this expense and the financing of same through the issuance of special emergency notes;

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

1. The contract for the preparation and execution of a complete revaluation of real property in the Borough of Hightstown is hereby awarded to Vital Computer Resources, Inc. of Trenton, New Jersey, in the amount of One Hundred and Thirty Thousand (\$130,000.00) Dollars.
2. The Mayor and Borough Clerk are hereby authorized to execute an agreement with Vital Computer Resources, Inc., subject to approval of the Borough Attorney.
3. This contract is awarded subject to the review and approval of the Director of the Division of Taxation, State of New Jersey, pursuant to the provisions of *N.J.S.A. 54:1-35.36*.

CONSENT AGENDA

At the request of Councilmember Sikorski, **Resolution 2006-239** was pulled from the Consent Agenda for separate consideration.

Resolutions 2006-234, 235, 236, 237, 238 were moved by Councilmember Sikorski and seconded by Councilmember Thompson.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolutions adopted, 6-0.

RESOLUTION 2006-234 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 and the Treasurer in the amount of **\$2,767,882.94** from the following accounts:

Current	\$ 2,570,452.94
W/S Operating	93,472.32
General Capital	22,467.43
W/S Capital	31,835.35
Animal Control	100.80
Trust	17,289.42
Grant	1,864.47
Payroll	19,218.85
Unemployment	1,927.79
Escrow-Subdivision & Site Plan (First Washington Bank)	638.86
Housing Rehab – Revolving Loan	3,339.81
Public Defender	100.00
Housing Trust Fund	215.90
COAH Trust	4,959.00
Total	<u>\$2,767,882.94</u>

RESOLUTION 2006-235 AUTHORIZING REFUND OF TAX OVERPAYMENT

WHEREAS, a tax overpayment has been received by the Borough as follows:

Refund to:	Amount of Overpayment:	Block & Lot #	Property Address:
Lawrence and Ana Hendricks 15 Meadow Drive Hightstown, New Jersey 08520	\$2,707.00	Block 52 Lot 8	15 Meadow Drive

; and

WHEREAS, the Tax Collector has requested permission to refund the overpayment;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Tax Collector is hereby authorized to refund the tax overpayment as set forth herein.

RESOLUTION 2006-236 ACCEPTING MEMBERSHIP OF ROBERT TRIMBOLI IN HIGHTSTOWN ENGINE CO. NO. 1

WHEREAS, Robert Trimboli of Hightstown, New Jersey has applied for membership in Hightstown Engine Company No. 1; and

WHEREAS Mr. Trimboli has undergone and passed the required physical examination, and his membership application has been reviewed and approved by Fire Chief John Archer;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the membership of Robert Trimboli in Hightstown Engine Company No. 1 is hereby accepted.

RESOLUTION 2006-237 AUTHORIZING ISSUANCE OF RAFFLE LICENSE #RL-170 TO LADIES AUXILIARY, HIGHTSTOWN ENGINE CO. NO. 1

WHEREAS, the Ladies Auxiliary of Hightstown Engine Co. No. 1 wishes to hold an off-premises merchandise raffle at the Hightstown Firehouse on January 27, 2007; and

WHEREAS, the group has submitted application number RA-170 for this raffle, together with the required fees; and

WHEREAS the group is currently registered with the Legalized Games of Chance Control Commission, holding registration identification number 209-9-27140, which registration expires on December 31, 2007; and

WHEREAS, the Borough Clerk and the Chief of Police have reviewed the application and have determined that the requirements of N.J.S.A. 5:8-53, regarding the applicant, the members in charge of the game, and the game itself, have been met;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Borough Clerk is authorized to issue Raffle License No. RL-170 to the Hightstown Engine Co. No. 1 Ladies Auxiliary for their raffle to be held on January 27, 2007 as outlined herein.

RESOLUTION 2006-238 AUTHORIZING ISSUANCE OF LICENSE FOR AUCTION - EMPIRE AUCTIONS

WHEREAS, an application for a license to hold an auction on Saturday, November 25, 2006 at 278 Monmouth Street in the Borough of Hightstown has been submitted by Empire Auctions, together with the required fee; and

WHEREAS, the application has been reviewed and approved by the Chief of Police; and

WHEREAS, it is the desire of the Mayor and Council that a license be issued to Empire Auctions 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 Auctions for their auction to be held on Saturday, November 25, 2006 at 278 Monmouth Street.

Resolution 2006-239 was moved by Council President Schneider and seconded by Councilmember Quattrone.

Councilmember Sikorski asked Ms. Gallagher about the circumstances surrounding this Resolution. She explained that it had come to her attention on Friday that an auction was to be conducted the following day. She contacted the auctioneer and explained that a permit was necessary. He came immediately to Borough Hall, completed the application and paid the \$50 fee, and explained that he thought that one of those working with him on this had obtained the permit. The Chief of Police reviewed the application and it was in order from his point of view. This Resolution will ratify issuance of a license for that auction.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

RESOLUTION 2006-239 RATIFYING ISSUANCE OF LICENSE FOR AUCTION - STOUT'S AUCTION SERVICE

WHEREAS, an application for a license to hold an auction at 9:30 a.m. on Saturday, November 4, 2006 at 189 East Ward Street in the Borough of Hightstown was submitted by Stout's Auction Service on November 3, 2006, together with the required fee; and

WHEREAS, said auction was advertised and had been scheduled to take place prior to the next Council meeting wherein approval of the license could be obtained; and

WHEREAS, the application was reviewed and approved by the Chief of Police; and

WHEREAS, said auction was held as scheduled on Saturday, November 4, 2006;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that issuance of a license to Stout's Auction Service for their auction held on Saturday, November 4, 2006 at 189 East Ward Street is hereby ratified and approved.

NEW BUSINESS

EBAY AUCTIONS OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE

Ms. Gallagher reported that a pilot program of the DCA will allow municipalities to conduct online auctions as a method of disposing of surplus property. This was a three-year pilot program that has been extended due to its strong benefit to municipalities. It is necessary to make application to the DCA for the specific auction to be conducted in this way, and to approve it by Resolution of the governing body. She recommended that the Borough proceed with an online auction for the loader that will be replaced soon at the advanced wastewater treatment plant, as well as for a used centrifugal blower that is no longer in use. She added that she would like to consider this in the future for the sale of other items as well.

Council generally agreed, and formal action to approve this will be taken at the next meeting.

COUNCIL COMMENTS AND COMMITTEE REPORTS

Councilmember Rosenberg addressed several issues:

- He stated that there are two properties "on the Planning Board's radar" in the area of Grant Avenue where drainage improvements by the Borough are underway. If new homes are built there, he asked, would we have to excavate again to accommodate them? "No," Ms. Roberts replied. "Actually it will work quite well." She said that nothing would need to be redone in that instance.
- He reported that, at the last meeting of the Environmental Commission, the NJ Environmental Federation made a presentation regarding Pesticide-Free Zones. Although the Borough currently does not utilize pesticides in its parks, the Commission feels that establishing official Pesticide-Free Zones would put residents at ease and be

inviting to others. They will make a recommendation to Council soon about implementing the Zones in our parks, greenway and in a setback from the waterway. He also reported that we anticipate moving forward in the spring with the next phase of the Greenway project, which has been delayed due to easement concerns.

- He noted that some Commission members are concerned about not receiving site plans from the Planning Board for their review. "There seems to be a disconnect," he said.
- He thanked the five individuals who participated in the second town clean-up day which took place on the prior Saturday, and said that he hopes more will join in for the spring clean-up.
- He wished all candidates good luck in the next day's election, and thanked them for their willingness to sacrifice their time to serve our residents. "We all care about Hightstown and the betterment of the town," he said, "and I look forward to working with whoever is elected."

Councilmember Harinxma reported that she met with the Fire Chief, and the department is actively soliciting donations for a fire truck. "He wants the community to know that he's not just waiting for us to take care of it," she said. "The whole department is working hard." She said that the Fire Department was a big presence at the Community Fair, and was very active and busy during the event.

Councilmember Thompson reminded all to vote the next day, and wished the candidates good luck.

Councilmember Quattrone reported that our First Aid Squad is still receiving applications for membership. "It takes a long time to get certified [as an EMT]," he said, adding "Things are looking better." Mr. Quattrone reminded all that the Borough's leaf collection schedule has been posted, and noted that the County has picked up leaves on South Main Street.

Councilmember Sikorski stated that he read recently in the *Trenton Times* that fines are being assessed to those who put out their leaves more than a week before their collection date¹. He noted that the County came through to collect leaves on North Main Street without any advance notification to residents. "Since there is such an onerous fine, we need to get better notification from the County," he said. Ms. Gallagher said that she would contact the County in this regard.

Mr. Sikorski asked Ms. Gallagher to comment regarding the possibility of obtaining low-interest financing for the recently purchased fire truck. She stated that 2% loans are available through the State, but only to volunteer service organizations, and only through the DCA's S.A.G.E (System for Administering Grants Electronically) program. She is working with the Fire Chief to register the Fire Company with the system and submit an application.

Chief Eufemia reported that the PBA handed out about 500 glow sticks on Halloween. There were no incidents, he said, "and a good time was had by all."

Mayor Patten reported regarding several issues:

- He and Chief Eufemia attended a press conference and seminar in Princeton relating to gang violence.
- He attended the annual youth conference of the Latino Womens Council of Mercer County. The conference is aimed at enhancing self-esteem and reducing gang violence.
- He and a few others did participate in the town clean-up day referenced earlier by Councilmember Rosenberg. Because he did not have Mr. Rosenberg's cell phone number, they were not able to connect, but the Mayor

¹ Clerk's note: This is in accordance with new DEP regulations.

and his group did some cleanup along the Greenway near Dey Street. He thanked Councilmember Rosenberg for his efforts to make out town "cleaner and greener."

- He recently attended a birthday celebration for Orinthia Owens, who turned 104 on November 1.
- The Borough's Animal Welfare Committee has been successful in its TNR efforts and in adopting out cats and kittens. That morning, he assisted in trapping six kittens who are en route to Bergen County to find homes. "The Animal Welfare Committee is doing an exceptional job," he said.
- He attended a recent fundraiser for the East Windsor P.A.L.
- He reported that Hightstown is now a participating member of the Hightstown-East Windsor Drug Alliance, which promotes the prevention of drug and alcohol abuse and meets monthly in East Windsor.

PUBLIC COMMENT II

Mayor Patten opened the floor once again for public comment.

Chris Emigholz, 148 South Street, urged all to donate blood that evening at the Elks Lodge. He also stated that he has heard talk regarding the special legislative session that may impact the Borough, and volunteered his time to assist us however he can going forward.

J. P. Gibbons, 602 N. Main Street, addressed Council regarding several issues:

- He pointed out that the Fire Company's page on the Borough's website is not as extensive as that of the police or first aid squad. Ms. Gallagher stated that she plans to update the site the next day to link to the Fire Company's new independent website, "hightstownfire.org."
- Regarding the recent disappearance of political signs, he said that he saw three young men walking up North Main Street and kicking the signs, as well as "making disparaging comments" to an elderly woman in her yard. "It's not politics," he said. "Just juveniles." He wished all candidates luck in the next day's election.
- He noted an upcoming symposium in Newark on anti-terrorism, and invited members of the governing body to attend.
- He suggested that the downtown area would benefit from a foot patrol between 10 a.m. and 2:30 p.m., and asked the Police Chief to consider that.
- He noted the traffic jams at the intersection in front of the fire house and said that we need an ordinance to prohibit "blocking the box."

Eugene Sarafin, 600-628 South Main Street, also addressed Council regarding several issues:

- He said that juvenile delinquency goes back to the 1950s, and we found then that the trick in combating it was to identify gang leaders and change the "norms" of gangs. He noted that mischief night has improved in the Borough.
- He recommended that the fine for littering be changed to \$10 and enforced. "No one wants to write it" at \$500, he said.
- He said that "leaves are gold" and suggested that the Borough seek volunteers to have leaves stored on their property. "They'll have dirt in a year," he said. He also urged all to recycle plastic bags, as they can be used as fuel.
- He wished candidates good luck in the next day's election.

No one else came forward and the floor was closed.

EXECUTIVE SESSION

The Borough Clerk read aloud Resolution 2006-226, authorizing a closed session for the purpose of discussing personnel and contract negotiations. The Resolution was moved by Councilmember Sikorski and seconded by Councilmember Quattrone.

Roll Call: Councilmembers Harinxma, Quattrone, Rosenberg, Schneider, Sikorski and Thompson voted yes.

Resolution adopted, 6-0.

RESOLUTION 2006-226 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 November 6, 2006 at approximately 8:35 p.m. at Borough Hall 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 Contract Negotiations – Local 32

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: February 6, 2007 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.

Upon reconvening, adjournment was moved by Councilman Thompson, seconded by Councilmember Harinxma and unanimously approved. The meeting was adjourned at 9:23 p.m.

Respectfully submitted,

Candace B. Gallagher, RMC
Borough Clerk