

OPEN SESSION

Mayor Robert Patten called the meeting to order at 5:30 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; and George Lang, Chief Financial Officer.

APPROVAL OF AGENDA

The agenda was moved by Council President Sikorski, seconded by Councilmember Thompson and unanimously approved as submitted.

PUBLIC COMMENT

Mayor Patten opened the floor for public comment.

Walt Connor, 9 Spruce Court, stated that one 95-gallon garbage can will not be sufficient for his large family. He said that he understands that Council will revisit this issue in the near future, but asked what is to be done in the meantime. He recommended that an additional can be provided to larger families. He further suggested that a standing committee be created to deal with this and other issues faced by larger families, such as water and sewer rates. Mr. Connor closed his comments by thanking the governing body for listening and taking the time to be public servants for the town. Mayor Patten stated that Council will be looking at the garbage can issue in 2008, and suggested that, in the meantime, he wait to see if the container might be large enough.

Eugene Sarafin, 600-628 South Main Street, stated that he will attend his 43rd reorganization meeting on January 1. He stated that there was a process that was "destroyed in 1994 with [Mayor] Turp and the Council changing the rules and giving the Mayor authority to appoint everyone without consent from Council." He noted that a number of citizens have volunteered to serve recently – specifically Chris Moraitis on the Planning Board and Dan Buriak on the Historic Preservation Commission – and he expects them to be appointed on January 1. He criticized Mayor Patten, saying that he does not appoint Democrats "unless he likes them." He expressed his own dislike for Mayor Patten and said that he

would be recalled in February. He urged Council to "stand up and start appointing volunteers that can do something with this town."

George Bibens, 140 South Street, said that he is married with four children, and shares his home with his mother in law and two large dogs. One garbage can, he said, is not enough. He has been putting out three cans every week along with extra bags of garbage. He said that he should be able to get two cans immediately.

No one else came forward and the floor was closed.

RESOLUTIONS

Following a brief review by Ms. Gallagher, Resolution 2007-286 was moved by Council President Sikorski and seconded by Councilmember Quattrone.

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

Resolution adopted 5-0.

RESOLUTION 2007-286 AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR MUNICIPAL PROSECUTOR SERVICES

WHEREAS, there exists the need for professional municipal prosecutor services during 2008; and

WHEREAS, Robert H. Yostembski has served as the Borough's prosecutor for many years on a salaried basis, and will retire as of January 1, 2008; and

WHEREAS, Mr. Yostembski has agreed to continue performing the service of municipal prosecutor for the Borough of Hightstown during 2008 as an independent contractor, at the same rate which was paid to him during 2007;

NOW, THEREFORE, BE AND IT IS HEREBY 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 Mayor is authorized to execute and the Borough Clerk to attest an agreement between the Borough of Hightstown and Robert H. Yostembski for municipal prosecutor services for the year 2008 for a total annual fee of \$14,400.00.
2. That this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.
3. That this contract is subject to and contingent upon:
 - a) adequate funding in the Borough's 2008 budget
 - b) approval by the Borough Attorney
 - c) submission of any and all Pay to Play documentation required by state and local law.
4. That notice of the adoption of this Resolution shall be published in a newspaper of general circulation within the Borough.
5. That this contract is being awarded in accordance with the Local Unit Pay-to-Play Law and Section 2-59 of the Revised General Ordinances of the Borough of Hightstown, and the Business Disclosure Entity Certification, Determination of Value and other certifications required pursuant to same shall be placed on file with this Resolution.

6. That a certified copy of this Resolution shall be provided to each of the following:
 - a) Robert H. Yostembski
 - b) Nancy MacLean, Municipal Court Administrator
 - c) Arlene O'Rourke, Borough Treasurer
 - d) George Lang, Borough Chief Financial Officer
7. That a copy of this Resolution as well as the contract shall be placed on file in the office of the Borough Clerk.

Following a brief review by Mr. Lang, Resolution 2007-296 was moved by Councilmember Quattrone and seconded by Council President Sikorski.

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

Resolution adopted, 5-0.

RESOLUTION 2007-296 RESOLUTION CANCELING 2007 APPROPRIATION BALANCES

WHEREAS, the following 2007 Current Fund budget appropriation balances remain unexpended:

Borough of Roosevelt – Interlocal (Zoning) \$7,500.00
Township of Washington – Interlocal (EMS) \$22,500.00; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to surplus that may be utilized in 2008;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hightstown, that the above listed unexpended balances of the Current Fund 2007 Budget be canceled.

CONSENT AGENDA

Resolutions 2007-287 through 2007-295 were moved by Council President Sikorski and seconded by Councilmember Thompson.

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

Resolutions adopted, 5-0.

RESOLUTION 2007-287 AUTHORIZING A TRANSFER OF FUNDS IN THE 2007 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 2007 budget are hereby authorized:

	<i>From:</i>	<i>To:</i>
CURRENT BUDGET:		
Municipal Clerk – Other Expenses	\$ 114.00	
Office Supplies/Paper Products – Other Expenses	1,049.00	
Insurance – Other Expenses	6,100.00	

Police Department – Other Expenses	2,750.00	
Fire Department – Other Expenses	316.00	
Uniform Fire Safety Act – Other Expenses	100.00	
Streets & Roads Maintenance – Salaries & Wages	15,000.00	
Public Buildings & Grounds – Salaries & Wages	2,600.00	
Recycling – Salaries & Wages	4,300.00	
Recycling – Other Expenses	1,851.00	
Parks & Recreation – Salaries & Wages	12,000.00	
Data Processing / Info Tech – Other Expenses		\$ 114.00
Police Department – Salaries & Wages		33,900.00
Uniform Fire Safety Act – Salaries & Wages		100.00
Electric – Other Expenses		316.00
Vehicle Maintenance – Other Expenses		1,000.00
Community Services Act – Other Expenses		4,000.00
Street Lighting – Other Expenses		5,000.00
Gasoline – Other Expenses		1,750.00
TOTAL:	\$46,180.00	\$46,180.00

RESOLUTION 2007-288 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 **\$2,024,912.21** from the following accounts:

Current	\$ 1,563,347.66
W/S Operating	87,601.00
General Capital	101,264.28
W/S Capital	228,799.42
Animal Control Account	275.30
Trust Account	13,595.30
RCA COAH	6,492.00
Grant	1,901.46
Public Defender	700.28
Unemployment Trust	1,366.55
General Capital Investment	9,216.46
Payroll	300.00
Escrow	<u>10,052.50</u>
Total	<u>\$2,024,912.21</u>

RESOLUTION 2007-289 RE-APPOINTING DEPUTY MUNICIPAL COURT ADMINISTRATOR

WHEREAS, Kristy Gilsenan of Robbinsville, New Jersey, has served as Deputy Municipal Court Administrator since September 26, 2005; and

WHEREAS, Ms. Gilsenan's appointed term expired as of September 26, 2007; and

WHEREAS, Section 2-24.4 of the *Revised General Ordinances of the Borough of Hightstown* provides that there shall be a Deputy Municipal Court Administrator who shall be appointed for a term of one (1) year by the Mayor and Council upon the recommendation of the Municipal Court Administrator; and

WHEREAS, the Municipal Court Administrator has recommended that Ms. Gilsenan be re-appointed as Deputy Municipal Court Administrator effective September 26, 2007;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Kristy Gilsenan of Robbinsville, New Jersey is hereby re-appointed to the position of Deputy Court Administrator for a one-year term beginning September 26, 2007, and that such appointment shall be deemed to be effective as of that date.

RESOLUTION 2007-290 AUTHORIZING RENEWAL OF TAXI OWNER'S LICENSE – SUPER TAXI EAST WINDSOR NJ CORP

WHEREAS, Section 4-21 of the *Revised General Ordinances of the Borough of Hightstown* provides that a taxicab may not be operated within the Borough of Hightstown unless the owner and driver are licensed by the Borough; and

WHEREAS, said Ordinance further provides that accepting a passenger to be transported for hire from a point of departure within the Borough to a destination within or without the Borough shall be considered "operation of a taxicab" within the Borough; and

WHEREAS, an application for renewal of a taxicab owner's license for 2008, which application complies with Section 4-21.4 of the *Revised General Ordinances of the Borough of Hightstown*, has been submitted by Super Taxi East Windsor NJ Corp, operating out of 659 Abbington Drive, Suite 109, East Windsor, New Jersey, for two vehicles owned by the company:

2007 Chrysler Town & Country
VIN 2A8GP54L87R134131
NJ Plate No. OXZ2260

1997 Chrysler Town & Country
VIN 1C4GP64L8VB333754
NJ Plate No. OXZ1352

together with the required fees; and

WHEREAS, these taxicabs will not be housed in or operate out of the Borough of Hightstown; and

WHEREAS, renewal of this license will allow Super Taxi East Windsor NJ Corp to continue to accept passengers to be transported for hire from a point of departure within the Borough to a destination within or without the Borough; and

WHEREAS, the Hightstown Police Department has reviewed the renewal application and has no objections to its approval;

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 2008 taxicab owner's license to Super Taxi East Windsor NJ Corp, operating out of 659 Abbington Drive, Suite 109, East Windsor, New Jersey, for two vehicles as set forth herein.

RESOLUTION 2007-291 AUTHORIZING RENEWAL OF TAXI DRIVER'S LICENSE – MANUEL MENDIETA

WHEREAS, Section 4-21 of the *Revised General Ordinances of the Borough of Hightstown* provides that a taxicab may not be operated within the Borough of Hightstown unless the owner and driver are licensed by the Borough; and

WHEREAS, said Ordinance further provides that accepting a passenger to be transported for hire from a point of departure within the Borough to a destination within or without the Borough shall be considered "operation of a taxicab" within the Borough; and

WHEREAS, an application for renewal of a taxicab driver's license, which application complies with Section 4-21.5 of the *Revised General Ordinances of the Borough of Hightstown*, has been submitted by Manuel Mendieta, driving for Super Taxi East Windsor NJ Corp, operating out of 659 Abbington Drive, Suite 109, East Windsor, New Jersey, together with the required fee; and

WHEREAS, the Hightstown Police Department has reviewed the application and has approved issuance of the license; and

WHEREAS, a 2008 taxi owner's license for Super Taxi East Windsor NJ Corp has been approved by the Borough Council this date with Resolution 2007-290;

RESOLUTON 2007-292 AUTHORIZING RENEWAL OF TAXI OWNER'S LICENSE – UNITED TAXI

WHEREAS in accordance with Section 4-21.4 of the *Revised General Ordinances of the Borough of Hightstown*, an application for renewal of a taxicab owner's license for 2008 has been submitted by Milton Tapia of United Taxi, 112 North Main Street, Hightstown, New Jersey, for four vehicles owned by the company, as follows:

Vehicle Description	VIN #
1997 Dodge Caravan Plate #OXZ7357	7B4GP44R5VB353613
2002 Ford Wagon Plate #OXY9919	1FMZU73E12UA79844
2001 Ford Crown Victoria Plate #OXY2828	2FAFP71W41X136397
1997 Nissan Wagon Plate # OXY1345	JN8AR05Y9VW169130

together with payment of the required fees; and

WHEREAS the application has been reviewed by the Hightstown Police Department and the company found to be in good standing to be approved by the Borough Council to operate within this jurisdiction;

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 2008 taxicab owner's license to United Taxi for four vehicles as set forth herein.

RESOLUTION 2007-293 AUTHORIZING RENEWAL OF TAXI DRIVER'S LICENSES – UNITED TAXI

WHEREAS in accordance with Section 4-21.5 of the *Revised General Ordinances of the Borough of Hightstown*, applications for renewal of taxicab driver's licenses for 2008 have been submitted by the following drivers for United Taxi:

Milton Tapia
Rosa Hicks
Luis Sanchez

together with payment of the required fees; and

WHEREAS the applications have been reviewed by the Hightstown Police Department and the drivers found to be in good standing to be approved by the Borough Council to operate a taxicab within this jurisdiction;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Borough Clerk is hereby authorized to issue 2008 taxicab driver's licenses to Milton Tapia, Rosa Hicks and Luis Sanchez as set forth herein.

RESOLUTION 2207-294

AUTHORIZING ISSUANCE OF TAXI DRIVER'S LICENSE – EDGAR CHICAIZA

WHEREAS, Section 4-21 of the *Revised General Ordinances of the Borough of Hightstown* provides that a taxicab may not be operated within the Borough of Hightstown unless the owner and driver are licensed by the Borough; and

WHEREAS, said Ordinance further provides that accepting a passenger to be transported for hire from a point of departure within the Borough to a destination within or without the Borough shall be considered "operation of a taxicab" within the Borough; and

WHEREAS, an application for issuance of a taxicab driver's license, which applications comply with Section 4-21.5 of the *Revised General Ordinances of the Borough of Hightstown*, has been submitted by Edgar V. Chicaiza, driving for Pepito Taxi, operating out of 403 Kellington Drive, East Windsor, New Jersey, together with the required fee; and

WHEREAS, the Hightstown Police Department has reviewed the application and has approved issuance of the license;

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 2008 taxicab driver's license to Edgar V. Chicaiza, 129-I The Orchard, Cranbury, New Jersey.

RESOLUTION 2007-295

AUTHORIZING RENEWAL OF TAXI DRIVER'S LICENSE – TEOFILA MORA

WHEREAS in accordance with Section 4-21.5 of the *Revised General Ordinances of the Borough of Hightstown*, an application for renewal of a taxicab driver's license for 2008 has been submitted by Teofila Mora, a driver for Mega Taxi, together with the required fee; and

WHEREAS the application has been reviewed by the Hightstown Police Department and the driver found to be in good standing to be approved by the Borough Council to operate a taxicab within this jurisdiction;

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 2008 taxicab driver's licenses to Teofila Mora as set forth herein.

There being no further business, adjournment was moved by Council President Sikorski, seconded by Councilmember Quattrone and unanimously approved. The meeting was adjourned at 5:45 p.m.

Respectfully submitted,

Candace B. Gallagher, RMC
Borough Clerk