

Meeting Minutes
Hightstown Borough Council
Regular Meeting
November 1, 2010 6:00 pm

The meeting was called to order by Mayor Patten at 6:00 pm and he read the Open Public Meetings Act statement which stated, "Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Law 1975, Chapter 231. Said notice was advertised in the *Trenton Times* and the *Windsor-Hights Herald*, and is posted in the Borough Clerk's office."

The flag salute was followed by roll call.

ROLL CALL

	PRESENT	ABSENT
<i>Councilmember Bond</i>	✓	
<i>Councilmember Gilmartin</i>	✓	
<i>Councilmember McGinty</i>	✓	
<i>Councilmember Musing</i>	✓	
<i>Councilmember Quattrone</i>	✓	
<i>Councilmember Sikorski</i>	✓	
<i>Mayor Patten</i>	✓	

Also in attendance: Debra Sopronyi, Borough Clerk; Herbert Massa, Borough Administrator; and Frederick Raffetto, Borough Attorney; and Richard Shaklee, Labor Counsel.

Resolution 2010-236 Executive Session

Council President Quattrone moved resolution 2010-236, Councilmember Sikorski seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolution adopted, 6-0

Resolution 2010-236

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 November 1, 2010 at approximately 6:00 pm in the Council Chambers 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 – Minute Maid & Greystone

Contract Negotiations – PBA & 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 1, 2011, 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.

Council re-convened into open session at 7:15 pm. Mr. Shaklee left the meeting at this time.

The meeting was called to order by Mayor Patten at 7:30pm and he read the Open Public Meetings Act statement which stated, "Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Law 1975, Chapter 231. Said notice was advertised in the *Trenton Times* and the *Windsor-Hights Herald*, and is posted in the Borough Clerk's office."

The Flag Salute was followed by Roll call which had remained the same. Mr. George Lang, Chief Financial Officer, joined the meeting.

Councilmember Sikorski motioned to amend the agenda to include Council Police Study comments prior to Public Comment Period I, Council President Quattrone seconded.

Roll Call Vote: Council members Gilmartin and Sikorski voted yes; Councilmember Quattrone voted no; Councilmembers Bond, McGinty, and Musing abstained.

Amendment to agenda approved.

Councilmember McGinty motioned that a Code Enforcement update presentation and discussion be added to the agenda prior to Public Comment Period I, Councilmember Musing seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, and Musing voted yes; Councilmembers Quattrone and Sikorski voted no.

Amendment to agenda approved.

Councilmember McGinty motioned that a resolution "Requiring Formal Report to be Delivered Publicly at the Borough Council Meeting on October 18, 2010 of the Work Conducted by the Negotiating Committee, Which Had Been Set in Place by Resolution 2010-123, to Inform the Public of What Happened with the Negotiations with East Windsor Township in Regards to the Police and Court Shared Services Study, at Which Time the Powers and Duties of that Committee Shall Formally Be Ended" and follow-up statements from Council be added to the agenda prior to Public Comment Period I, Councilmember Musing seconded.

Roll Call Vote: Council members Gilmartin, McGinty, and Musing voted yes; Councilmembers Bond, Quattrone and Sikorski voted no. The Mayor broke the tie vote with a no vote.

Amendment to agenda defeated.

Councilmember McGinty motioned that discussion regarding Council Statements on the Police Study be added to the agenda prior to Public Comment Period I, Councilmember Musing seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, and Musing voted yes; Councilmembers Quattrone and Sikorski voted no.

Amendment to agenda approved.

Mr. Massa requested that Resolution 2010-247 regarding ratifying the PBA agreement be added to the resolutions prior to the consent agenda. Council President Quattrone motioned to add resolution 2010-247, Councilmember Sikorski seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Amendment agenda approved.

Councilmember McGinty requested that the minutes be pulled from the agenda. All agreed.

Council President Quattrone motioned to accept the agenda as amended, Councilmember Sikorski seconded, all approved.

Councilmember Sikorski then read his statement regarding the Police Study: “The Hightstown Borough Council met in Executive Session on October 4th. A discussion ensued regarding the draft proposal for police outsourcing with East Windsor Township. Several issues were discussed; the four major issues being the hiring of four officers with the least seniority, the consumer price index, technical language regarding the joint court which had to be changed to shared court and the timing of the date for East Windsor to assume control of the policing of Hightstown and the implementation of a date to hire several officers as stipulated on page one, paragraph i.

While all four items were essential, the first two were absolute deal breakers. That is the failure to accept the first two were absolute deal breakers; that is, the failure to accept the first two would end the chances of settlement, settlement meaning for both parties to sign.

The following morning Mayor Mironov had a pleasant and business-like discussion on the phone with me. It focused primarily on the hiring of the four lowest ranked officers in seniority. I indicated to the Mayor that it was the consensus of the Hightstown Borough Council that this item was a deal-breaker; that is, the failure to agree to this provision in the contract would end the negotiations. Mayor Mironov indicated that she could not accept that request. There was no discussion of the other items. She indicated that she was “stunned” by this decision. We ended the conversation in a business-like manner.

Several minutes later she called me back and requested a meeting of the entire committee to issue a joint press statement regarding the ending of the negotiations. I initially agreed, however upon checking the calendar for the week of October 10th I noticed that Columbus Day was a holiday; October 12th was the League of Woman Voters Forum; October 13th, a Wednesday, at 5:30pm there was a special Council meeting; and on Thursday Councilmembers Bond and Sikorski has a previous commitment.

I left a message on Mayor Mironov’s voice mail requesting that East Windsor draw up a joint press release and that, if acceptable, the Hightstown sub-committee would sign it. I did not hear back from her directly, but received a message from her Clerk that further communications would have to occur on a formal level. I called Mayor Patten and Council Members via voice mail on October 8th to indicate the talks had failed. I asked for confidentiality to protect the Borough’s bargaining position with the unions. I released my brief press release on Wednesday night at the public meeting, having received approval from Council President Quattrone and Councilman Bond. On Thursday, I called Mayor Mironov, via voice mail, and read the statement; on Friday I asked Ms. Sopronyi to send an e-mail of the press release to East Windsor Township.

I was shocked to see all three members of the East Windsor sub-committee respond in the press. As those of you who have worked with Mayor Mironov know, she clearly establishes ground rules or protocols for these types of joint meetings. The first protocol was communication to the press would be handled by only one person from each community, Mayor Mironov from East Windsor and Walter Sikorski from Hightstown. We now have all three committee members from East Windsor, instead of only the spokesman, speaking with the press. The second major violation of Mayor Mironov’s own protocol occurred when she contacted Councilman Bond for a private talk in East Windsor with her and Deputy Mayor Lippman, on Wednesday, October 6th. She later shared this information with the press without informing the chairman of the Hightstown subcommittee. I kept my end of the bargain, never contacting East Windsor Members by phone, e-mail or personal visit; she did not.

At this point, I was surprised that she was surprised, since she has three phone calls with me, a voice mail from me, and in person visit with Councilman Bond to discuss the proposed deal breaker. The bottom line is negotiations is a give and take process until one reaches a point that items become deal breakers. Such was the case with the hiring of four officers. Without that step, the rest of the contract fell apart based on financial analysis provided by Councilman Bond in last week’s Windsor Hights Herald.

Some members of the public asked why the confidentiality of the contract. I knew that if any details were leaked it would mark the end of the negotiations.

The Patriot Study was accurate to a large extent. The study did not address the central issue of early retirement incentives except in a general way in the appendix. Why didn’t the committee see this problem earlier? In negotiations there was a certain give and take that held out hope for a resolution of this issue.

I was personally disappointed but feel that the committee operated in good faith, gave all due diligence to examining all avenues and arrived at a difficult decision that works best for the interests of Hightstown Borough.”

Councilmember McGinty motioned to have discussion regarding Councilmember Sikorski’s statement, Councilmember Musing seconded.

Roll Call Vote: Councilmembers Gilmartin, McGinty, and Musing voted yes; Councilmembers Bond, Quattrone and Sikorski abstained.

There was discussion regarding the statement made by Councilmember Sikorski and the Borough Attorney advised Council as to the legality of disclosing executive session discussion to the public. Discussion continued as to whether the statement made by Councilmember Sikorski should be posted on the website and it was decided that it would not be posted.

Mr. Massa gave a report on enforcement issues and discussion ensued and Councilmember McGinty requested an update at every meeting.

The Mayor opened Public Comment Period I and the following individuals spoke during the period: Eugene Sarafin, 628 S. Main Street; Frank Rivera, 110 Broad Street; David Bell, 114 First Avenue; Gail Doran 201 Hutchinson Street; and Rob Thibault, 504 S. Main Street.

There being no further comments, the Mayor closed the public comment period.

Ordinance 2010-18 – Introduction and First Reading – Amending Section 26-4-4 of the Revised General Ordinances of the Borough of Hightstown Regarding Planning Board Application and Escrow Fees

Steve Misiura, Planning Board Chairperson, gave a review of the ordinance.

Councilmember McGinty moved for the introduction of ordinance 2010-18, Council President Quattrone seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Ordinance introduced, 6-0. The final reading and public hearing will be scheduled for November 15, 2010.

ORDINANCE 2010-18

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

AMENDING SECTION 26-4-4 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN REGARDING PLANNING BOARD APPLICATION FEES

WHEREAS, the Planning Board of Hightstown Borough has requested revisions to the application fees charged for subdivisions, site plans and variances.

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

Section 1. Section 26-4-4 of the Revised General Ordinances of the Borough of Hightstown is hereby amended as follows (Cross-outs are deletions and underlines are additions):

Subsection 26-4-4 Application Fees.

a. Whenever an application for development to the Planning Board is permitted or required by this chapter, it shall be in such form and submitted to the Secretary of the Planning Board in such number of copies and accompanied by such maps, documents and materials as are prescribed by the rules of the Board by this chapter.

b. Each such application for development shall be accompanied by payment of a fee to the municipality as follows:

	APPLICATION	ESCROW
APPLICATION	FEE	PLUS ACCOUNT
(a) Minor	\$500.00	\$600.00 per lot
(b) Major (Preliminary Approval)	\$750.00	\$750.00 per lot
(c) Major (Final Approval)	\$500.00	\$400.00 per lot
(d) Resubmission of Incomplete Application	\$500.00	None Required

(e) Concept Plan	\$400.00	\$600.00 <u>\$750.00</u>
(Escrow charges to be credited toward development application)		
(f) Modifications and/or Amendments	\$500.00	<u>\$500.00</u>
SITE PLANS		
(a) Preliminary Site Plan	\$750.00	\$0.10 per square foot being disturbed, provided a minimum of \$750.00 shall be deposited.
(b) Final Site Plan	\$500.00	\$0.05 per square foot being disturbed, provided a minimum of \$500.00 shall be deposited.
(c) Concept Plan (Escrow charges to be credited toward development application)	\$400.00	\$750.00
(d) Waived Waiver of Site Plan	\$500.00	\$500.00
(e) Resubmission of Incomplete Application	\$500.00	None required
(f) Modifications and/or Amendments	\$500.00	<u>\$500.00</u>
VARIANCES		
(a) Appeals (40:55D-70a)		
Residential	\$400.00 <u>\$250.00</u>	\$400.00
Non-Residential	\$500.00 <u>\$250.00</u>	\$500.00
Sign	\$75.00	None required
(b) Interpretation (40:55D-70b)		
Residential	\$250.00	\$400.00
Non-Residential	\$250.00	\$500.00
(c) Bulk Variance (40:55D-70 <u>c</u> /d)		
Residential	\$400.00	\$400.00 per variance
Non-Residential	\$500.00	\$600.00 per variance
(d) Use Variance (40:55D-70d)	\$750.00	\$2,000.00
(e) Sign Variance (40:55D-70c/d)	\$75.00	<u>\$250.00</u>
CONDITIONAL USE		
Residential	\$400.00	\$500.00
Non-Residential	\$500.00	\$750.00
ZONING PERMITS	\$45.00	None required
<u>ZONING</u>		
Rezoning Request/Zone Changes	\$1500.00	<u>\$2500.00</u>

Section 2. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

Section 3. That, in the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable therefrom and shall not be affected.

Section 4. That this Ordinance shall take effect on upon final passage and publication in accordance with the law.

Resolution 2010-237 Authorizing the Payment of Bills

Council President Quattrone moved resolution 2010-237, Councilmember Sikorski seconded.

There was an inquiry to which the Borough Clerk responded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolution adopted, 6-0.

Resolution 2010-237

*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 Mayor, the appropriate Councilmember and the Treasurer

in the
amount of \$ 987,210.30 from the following accounts

Current	\$	865,689.75
W/S Operating		59,721.68
General Capital		26,277.92
W/S Capital		29,797.50
Grant		-
Trust		644.00
Housing Trust		-
Animal Control		1.20
Law Enforcement Trust		-
Housing Rehab Loans		-
Escrow		5,078.25
Total	\$	<u>987,210.30</u>

Resolution 2010-238 Authorizing a Transfer in the 2010 Budget

Council President Quattrone moved resolution 2010-238, Councilmember Sikorski seconded.

George Lang, Chief Financial Officer, gave an explanation of the resolution.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolution adopted, 6-0.

Resolution 2010-238

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

AUTHORIZING A TRANSFER OF FUNDS IN THE 2010 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 2010 budget are hereby authorized:

Current:	<u>From</u>	<u>To</u>
Data Processing/Info Tech		
Other Expense		\$ 3,500.00
Legal Services and Costs		
Other Expense	\$ 1,000.00	
Engineering Services and Costs		
Other Expense	\$ 2,500.00	
Street and Road Maintenance		
Other Expense	\$ 412.00	
Public Buildings and Grounds		
Other Expense		\$ 412.00
TOTALS	\$ 3,912.00	\$ 3,912.00

Resolution 2010-239 Authorizing the Sale of Surplus Property (Scrap Metal)

Council President Quattrone moved resolution 2010-239, Councilmember Sikorski seconded.

The Borough Clerk gave a review.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolution adopted, 6-0.

Resolution 2010-239

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

AUTHORIZING THE SALE OF SURPLUS PROPERTY

NO LONGER NEEDED FOR PUBLIC USE

WHEREAS, the Purchasing Agent and Superintendent of Public Works have determined that there is property no longer needed for public use; and

WHEREAS, the State of New Jersey permits the sale of surplus property no longer needed for public use, pursuant to the Local Public Contract Law 40A:11-36.; and

WHEREAS, the Purchasing Agent and Superintendent of Public Works recommend the property listed herein be sold for scrap value due to age, inoperability, repair costs and environmental concerns:

VEHICLE #	VEHICLE/EQUIPMENT FOR SCRAP	VIN #
22	1972 WAYNE SWEEPER	E150634
23	1971 FERGUSON 3/5 TON ROLLER	N/A
276	1981 INTERNATIONAL JET VAC	ZHTD11256BCA18176
29	1985 SMITH CO LAWN MOWER MODEL 20-10 62" DECK	N/A
31	1998 GMC SIERRA SL CREW CAB	1GTRC33R4WFO27421
40	1985 MACK MR6855 GARBAGE TRUCK	1M2K127C3GM008867
62	BINKS LINE STRIPPER MODEL 33-9080	N/A
R3	1980 INTERNATIONAL DUMP	CA255KHA12895
PD03	2001 FORD CROWN VICTORIA	2FAFP71W01X165783466
5	1994 CHEVY CAPRICE	1G1BL52PQRR197307
28	1990 DODGE STAKE BODY	1B6ME3659LS729604
PD7	1996 FORD CROWN VICTORIA 4DR	2FALP71WSTX176841
30	1969 MASSEY FERGUSON LAWN TRACTOR W/PLOW M F 10	1446020810
	ODELL SPREADER TOW BEHIND	N/A

; and

WHEREAS, tonnage derived from the recycling of this equipment may also be recorded as metal recycled and applied toward the tonnage grant in 2011; and

WHEREAS, the Mayor and Council finds it in the best interest of the community to dispose of this scrap equipment in a timely and efficient manner which includes the recycling of the equipment for scrap value; and

WHEREAS, the Superintendent of Public Works will solicit quotations for the recycling of this scrap metal equipment under the supervision of the Purchasing Agent.

NOW THEREFORE BE IT RESOLVED that the Mayor and Borough Council hereby declares the equipment as listed to be no longer needed for public use and authorizes the Superintendent of Public Works to accept quotations for the scrap value of the equipment as listed herein, said quotations to be reviewed and approved by the Purchasing Agent prior to recycling..

Resolution 2010-240 Ratifying a Memorandum of Agreement for Local 32

Council President Quattrone moved resolution 2010-240, Councilmember Sikorski seconded.

There was discussion.

Roll Call Vote: Council members Bond, Gilmartin, Quattrone and Sikorski yes. Councilmembers McGinty and Musing voted no.

Resolution adopted, 4-2.

Resolution 2010-240

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

**RATIFYING MEMORANDUM OF AGREEMENT WITH LOCAL NO. 32, FOR THE YEARS
2010, 2011, 2012, 2013 AND 2014**

WHEREAS, the Borough of Hightstown and Local No. 32, have negotiated a Memorandum of Agreement for the years 2010, 2011, 2012, 2013 and 2014; and

WHEREAS, the Memorandum of Agreement has been reviewed by all parties and is subject to ratification by the Local No. 32 and the Borough of Hightstown; and

WHEREAS, the Memorandum of Agreement has been reviewed by the Borough's legal counsel, and it is the desire of the Mayor and Council that it be approved and ratified;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Memorandum of Agreement with the Local 32 for the years 2010, 2011, 2012, 2013 and 2014, which agreement is on file in the Borough Clerk's office, is approved and ratified.

Resolution 2010-241 Authorizing Participation in the State Health Benefits Plan

Council President Quattrone moved resolution 2010-241, Councilmember Sikorski seconded.

There was discussion.

Roll Call Vote: Council members Bond, Gilmartin, Quattrone and Sikorski yes. Councilmembers McGinty and Musing voted no.

Resolution adopted, 4-2.

Resolution 2010-241

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

**AUTHORIZING PARTICIPATION IN THE NEW JERSEY STATE HEALTH BENEFITS
PROGRAM**

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

1. The Borough of Hightstown (Employer ID #21-6000721) hereby elects to participate in the Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey (N.J.S.A. 52:14-17.26 and N.J.S.A. 52:14-17.46.2) and to authorize coverage for all eligible employees and their dependents thereunder

in accordance with the statute and regulations adopted by the State Health Benefits Commission.

2. The Borough of Hightstown elects to participate in the Employee Prescription Drug Plan defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all eligible employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission.
3. Hightstown Borough will be maintaining Delta Dental as its dental plan.
4. Hightstown Borough elects thirty-five (35) hours per week (average) as the minimum requirement for full time status in accordance with N.J.A.C. 17:9-4.6.
5. As a participating employer Hightstown Borough will remit to the State Treasury all charges due on account of employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated thereunder.
6. Hightstown Borough appoints Debra L. Sopronyi, Borough Clerk, to act as Certifying Officer in the administration of this program.
7. This resolution shall take effect immediately and coverage shall be effective January 1, 2011 or as soon thereafter as it may be effectuated pursuant to the statutes and regulations.

Resolution 2010-171 Authorizing an Animal Control Agreement

Council President Quattrone moved resolution 2010-171, Councilmember Sikorski seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolution adopted, 6-0.

Resolution 2010-171

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

AUTHORIZING AN AGREEMENT FOR ANIMAL CONTROL SERVICES

WHEREAS, there exists a need for animal control services within the Borough of Hightstown; and

WHEREAS, the Borough Administrator has received proposals for same, and has recommended that an Agreement be entered into with the Associated Humane Societies, Inc. to provide such services for a three-month period, in accordance with their proposal dated June 15, 2010; and

WHEREAS, the agreement with the Associated Humane Societies, Inc. will be for services from the Tinton Falls Branch of the organization which is located at 2960 Shafto Road, Tinton Fall, New Jersey; and,

WHEREAS, the Borough shall be notified before any animal taken into custody under this agreement is euthanized; and

WHEREAS, this three-month agreement shall not exceed \$1,500.00; and,

WHEREAS, this agreement is an on-call contract and shall be negotiable as an on-call contract or full service contract after the three-month period, dependent upon the Borough's need; and,

WHEREAS, the Treasurer has certified the availability of funds for this expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Mayor and Borough Clerk are hereby authorized and directed to execute a three-month agreement with the Associated Humane Societies, Inc. for Animal Control Services of the Tinton Falls Branch, 2960 Shafto Road, Tinton Fall, New Jersey.

Resolution 2010-247 Ratifying an Agreement with the PBA

Council President Quattrone moved resolution 2010-247, Councilmember Sikorski seconded.

There was discussion.

Roll Call Vote: Council members Bond, Gilmartin, Quattrone and Sikorski yes. Councilmembers McGinty and Musing voted no.

Resolution adopted, 4-2.

Resolution 2010-247

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

**RATIFYING AGREEMENT WITH THE NEW JERSEY STATE POLICEMEN'S
BENEVOLENT ASSOCIATION, INC., LOCAL NO. 283, FOR THE YEARS 2010, 2011, 2012,
2013 AND 2014**

WHEREAS, the Borough of Hightstown and the New Jersey State Policemen's Benevolent Association, Inc., Local No. 283, (P.B.A.) have negotiated an agreement for the years 2010, 2011, 2012, 2013 and 2014; and

WHEREAS, the agreement has been reviewed by all parties and by the Borough's legal counsel, and it is the desire of the Mayor and Council that it be approved and ratified;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the agreement with the P.B.A. for the years 2010, 2011, 2012, 2013 and 2014, which agreement is on file in the Borough Clerk's office and incorporated herein by reference, is approved and ratified, and the Mayor and Clerk are authorized to execute same; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to file one copy of the fully-executed agreement with the Public Employment Relations Commission (P.E.R.C.) forthwith.

Councilmember McGinty requested that resolution 2010-245 be pulled from the consent agenda and be voted separately. All agreed.

Consent Agenda: Resolutions 2010-242, 2010-243, and 2010-246

Council President Quattrone moved the consent agenda, Councilmember Sikorski seconded.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolutions adopted, 6-0.

Resolution 2010-242

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

**AUTHORIZING ISSUANCE OF RAFFLE LICENSE #RL-222 TO
BETTER BEGINNINGS CHILD DEVELOPMENT CENTER**

WHEREAS, the Better Beginnings Child Development Center wishes to hold an Off Premise Merchandise Raffle at 318 North Main Street, Hightstown on January 19, 2011, at 3:00 pm; and

WHEREAS, the group has submitted application number RA-222 for this raffle, together with the required fees; 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-222 to the Better Beginnings Child Development Center for an Off-Premise Raffle to be held at the 318 North Main Street, Hightstown on January 19, 2011, at 3:00 pm.

Resolution 2010-243

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

**AUTHORIZING ISSUANCE OF RAFFLE LICENSE #RL-223 TO
BETTER BEGINNINGS CHILD DEVELOPMENT CENTER**

WHEREAS, the Better Beginnings Child Development Center wishes to hold an Off Premise Merchandise Raffle at 318 North Main Street, Hightstown on June 9, 2011, at 3:00 pm; and

WHEREAS, the group has submitted application number RA-223 for this raffle, together with the required fees; 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-223 to the Better Beginnings Child Development Center for an Off-Premise Raffle to be held at the 318 North Main Street, Hightstown on June 9, 2011, at 3:00 pm.

Resolution 2010-246

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

**ACCEPTING MEMBERSHIP OF SCOTT N. DIAMOND
IN HIGHTSTOWN ENGINE CO. NO. 1**

WHEREAS, Scott N. Diamond of East Windsor, New Jersey has applied for membership in Hightstown Engine Company No. 1; and

WHEREAS Mr. Diamond has undergone and passed the required physical examination, and his membership application has been reviewed and approved by Fire Chief Lawrence Van Kirk;

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

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to Hightstown Engine Co. #1.

Resolution 2010-245 Appointing a Crossing Guard

Council President Quattrone moved resolution 2010-245, Councilmember Sikorski seconded.

The Chief of Police gave a review of the resolution.

Roll Call Vote: Council members Bond, Gilmartin, McGinty, Musing, Quattrone and Sikorski yes.

Resolution adopted, 6-0.

Resolution 2009-245

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

APPOINTING A CROSSING GUARD

WHEREAS, the Police Chief has requested the appointment of a School Crossing Guard for the Stockton Street post;
and

WHEREAS, the Police Chief finds that Ivan Snow meets all of the necessary requirements; and

WHEREAS it is the desire of the Mayor and Council to make said appointment; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Ivan Snow is hereby appointed as School Crossing Guard for the Borough of Hightstown.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Chief of Police.

Mr. Massa gave a review of the League of Municipalities Conference and recommended that Councilmembers try to attend. There was discussion.

The Mayor then opened Public Comment Period II. The following residents spoke during the public comment period: Eugene Sarafin, 628 N. Main Street; Rob Thibault, 504 S. Main Street; and Torry Watkins, 68 Meadow Drive.

There being no further comments, the Mayor closed the public comment period.

Council/Mayor/Administrative Comments

Councilmember Musing – advised that he will be in Europe for the November 15th meeting, so he will not be attending.

Council President Quattrone – requested that Mr. Bell stay to the end of the meeting as he would like to speak to him.

Councilmember Gilmartin – stated that she feels tonight was a victory for transparency and reminded everyone to vote tomorrow.

Mayor Patten – commented that the sub-committee for the police study went through the process for several years and that the savings were a myth and the cost of implementation high. He gave the committee credit for doing what is best for Hightstown.

Council President Quattrone moved to adjourn the meeting at 9:56 pm and Councilmember Sikorski seconded; the Motion was approved unanimously.

Respectfully Submitted,

Debra L. Sopronyi

Borough Clerk