

Meeting Minutes
Hightstown Borough Council
Regular Meeting
April 19, 2010 6:30 pm

The meeting was called to order by Mayor Robert Patten at 6:30 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 McGinty</i>	✓	
<i>Councilmember Musing</i>	✓	
<i>Councilmember Quattrone</i>	✓	
<i>Councilmember Sikorski</i>	✓	
<i>Councilmember Theokas</i>		✓
<i>Mayor Patten</i>	✓	

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

Resolution 2010-102 Authorizing a Meeting Which Excludes the Public

Council President Quattrone moved resolution 2010-102, Council member Sikorski seconded.

Councilmembers Bond, McGinty, Musing Quattrone and Sikorski voted yes.

Resolution 2010-102 approved 5 – 0.

Resolution 2010-102

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 April 5, 2010 at approximately 6:30 p.m. at the Ely House 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:

Anticipated Litigation – in the matter of Officer Ronald Aponte

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: July 5, 2010, 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 adjourned into executive session at 6:35 pm.

Council temporarily adjourned into public session at 7:45 pm.

The meeting was called to order by Mayor Robert Patten at 7:50 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, which remained the same.

Also in attendance: Debra Sopronyi, Borough Clerk; Herbert Massa, Borough Administrator and Frederick Raffetto, Borough Attorney, George Lang, Chief Finance Officer and James Eufemia, Chief of Police.

The Mayor and Council had concern regarding the huge number of public members in the audience and whether they were in violation of any fire codes with this many people in attendance. It was suggested that the matter of the Police/Court study be postponed to the next meeting and they would search for a bigger venue. The public strongly objected and it was decided that the meeting would proceed as scheduled.

Councilmember McGinty motioned that the agenda be revised to move Council discussion on the Police/Court Study to before and after the public comments period on the subject, Councilmember Musing seconded; all approved.

Council Discussion on Police Study

Council member McGinty commented that there are economic issues that must be addressed and that Hightstown cannot afford to continue to have a police department. This Council must look at the future of Hightstown looking forward 5 – 20 years from now, not just the present. Council was elected to address these issues and it does not serve anyone to demean any professional, whether they are in Hightstown Borough or East Windsor.

The number of officers, coverage and crime rate were discussed. It was commented that the police pamphlet distributed may be inaccurate.

Council member Bond commented that he agrees with Council member McGinty, this is a budget issue and the savings that could be afforded Hightstown cannot be overlooked.

Council member Sikorski reminded the Council of the process taken to get this far with the study and that residents are complaining about high taxes. He added that the Governor is cutting aid and that there are a huge amount of unpaid taxes and water bills; with 13 churches and Peddie School not paying taxes he sees no viable alternative.

Council member Musing commented that his fellow Councilmembers have summed it up well and that he was elected running on a platform of consolidation; he will be listening closely to the public this evening.

Council President Quattrone commented that he has been working on a way to save money and keep the police department, and he has concern as to whether the savings represented in the study a true savings.

The Mayor commented that he is not condemning the study, but feels that important data was omitted and continued to give further information on his opinion of the study.

Council member McGinty called for a point of order. She stated that the Mayor must remain neutral. The Borough Attorney reminded the Mayor that he must refrain from making personal opinion comments and limit his comments to recommendations to Council.

The Mayor then opened the Police Study public comment period.

Mark Lidtke– commented on how the police changed the image of the Housing Authority and gave examples of their assistance.

James Metz (PBA Attorney). – commented that East Windsor is laying off police officers and that Council needs more current data to make a decision.

Louis Stentson – commented on how the police do a good job and are always there when you need them.

J. P. Gibbons – stated that Council is not increasing revenues and they should be looking at working with Peddie School not sacrificing the police department to make up for budget shortfalls.

Selena Bibens – commented that there are 5,300 people in town and that Council is listening to the opinion of six. She had concerns about where the police officers would be employed and stated that she pays taxes for protection and this police force goes above and beyond for the residents.

Rick Carr – expressed that controlling crime is the issue and it is an insult to the police department to think that East Windsor can offer the same or better service.

Robin Locke – commented that it is unlikely that the residents will receive the same coverage from East Windsor and inquired as to where is the data used to come up with the recommendation in the study came from and why the public does not have it.

Bill Bird – advised that his taxes have gone up \$300 per month in the last five years and they are out of control, but they should find a better way to reduce taxes. He feels Peddie gets a free ride and should pay their fair share. He is concerned about the value of his property with such high taxes.

Jim O'Rourke – commented that his taxes are climbing and that there are 65 houses for sale in the Borough, with no buyers. He felt it was important that Council look at alternative ways to increase revenue such as tax Peddie, do not allow any more churches and investigate several families living in one house and using the schools. Put this issue to the voters in a referendum.

Jason Taylor – stated that there are other ways to save money and eliminating the police department should be a last resort. He is willing to pay \$600.00 per year for peace of mind.

George Bibens – commented that we should be taxing Peddie instead of getting rid of the police.

Karen Dismore – expressed that he likes the small town feel of Hightstown and the taxes are high because of the schools, not the police department.

Rob Thibault – gave a review of salary and benefit statistics and commented that while the police do a great job, the residents cannot afford them. He encouraged Council to lobby the Assembly to start taxing private schools such as Peddie.

Bill Gilmore – stated that the EDC is in favor of the study recommendation; to attract business you need low overhead and that includes taxes. He reminded Council that we are not alone in the budget crisis.

David Bell – commented that his family feels safe with a police department and once East Windsor takes over Hightstown loses control.

Jack Friedman – stated that privatization and merging does not work; once you get sucked in to this system you are stuck and cannot back out.

John Archer – inquired as to whether the company that performed this study is still in business and why they are not present at this meeting. He said that Hightstown has a fine police force and they take pride in their work, the Council should put their efforts into building the town.

Bruce McDonald – he observed that it appears that the residents want the police and Council doesn't; he suggested concessions be made.

Joe Murta – stated that everyone wants their own police force but what happens to the small town feel when the taxes double and property values decrease? He feels that Council must address the runaway taxes.

Lynne Woods – said that she bought her house because of the small town feel and the location of the fire and police departments and it sounds to her like Council has already made their decision. She suggested that Council consider forfeiting their stipends; while they have a legal right to them, they do not have a moral right.

Tom Sweeney – gave a history of how the police department has helped his family and stated that he is willing to pay to keep them

Scott Jenkins – commented that Council's job is to increase revenue, not get rid of the police. He said that this subject should be put to a public vote.

Scott Caster – commented that the subject should not be put to a public vote, however Council should be listening to their public and look at alternate ways to increase revenue.

Torry Watkins – said he strongly favored the report and encouraged Council to move forward with this once in a lifetime opportunity.

Frank Jiminez – introduced himself as a Hightstown Police Officer and informed Council that he is highly trained and would like to finish his career in Hightstown.

Herbert Smith – stated that the police are worth every penny and are needed in Hightstown.

James Eufemia – stated that he is a student at the High School and the police are present at every game and everywhere in town; he does not believe that this coverage will exist with East Windsor.

Phyllis Deal – said that this is a small town and we need our police force, we will not see the service from East Windsor.

James Eufemia – commented that he is a lifelong resident and the Chief of Police. He said that the study data has changed and Council should review the current numbers. He believes there are other things that can be done to reduce the budget and encouraged Council to look at all alternatives.

The Mayor closed the public comment period on the Police/Court Study and took a five minute recess. The meeting re-convened at 10:42pm. There was discussion regarding the continuation of this matter since most of the public had departed. It was decided that Council would give their comments as they had amended the agenda to include Council comments before and after the public comment period.

The Council then proceeded to give their comments regarding the Police/Court Study.

Councilmember McGinty – commented that now that they have heard many different public opinions they need to move forward with the implementation process. The budget issue is a serious one

Council President Quattrone – stated that he always tries to be open minded and believes there are ways to trim the budget and still retain the police department. He suggested that Council look harder at the numbers and he found tonight's meeting very educational.

Councilmember Sikorski – said that he found the attacks on Mr. Valentino and the study results very unfair; the study is a snapshot and the numbers are a consideration. He stated that Special Counsel will be needed for the process and that there is a question of cost implementation, but there has been adequate public input on the matter.

Councilmember Musing – thanked the public for coming out and giving their input.

Councilmember Bond – commented that there are 14 police currently on the payroll and a smaller force would have good and bad results. He feels that any contract negotiated would have to serve the interest of Hightstown and this should move forward.

Councilmember Bond motioned to authorize the Borough Administrator to prepare a resolution to be voted on by the Borough Council at the May 3rd meeting to enter into contract negotiations to purchase police and court services from East Windsor Township using the study prepared by Patriot Associates as a guide. This resolution would also authorize the formation of a three member committee and the retention of a Special Counsel to present a final contract to Borough Council for implementation. Councilmember Sikorski seconded. There was a brief discussion and a roll call vote was taken. Councilmembers Bond, McGinty, Musing and Sikorski voted yes; Councilmember Quattrone voted no. Motion passed 4 to 1.

Skate Park Presentation

Councilmember Quattrone gave a review of the letter previously distributed to Council and the Borough Attorney. He stated that he feels that this is a good way for the funds to be directed.

Pat Duncan, Parks & Recreation Commission Chair, gave a brief review of the Council's previous concerns and request for the transfer of these funds to a 501(3)c. Councilmember McGinty reiterated that there was concern that the liability be shifted from the Borough and she feels that this addresses her issues and she is fine with the proposal. There was discussion regarding getting Council's approval to write the check and transfer the funds to the Princeton Area Community Foundation. Council reviewed a resolution as put forward by the Parks & Recreation Commission which is to be numbered 2010-103.

Resolution 2010-103 A Resolution Authorizing the Transfer of Funds Currently Held by the Borough of Hightstown in a Trust Account Labeled for a Skatepark Project, and Affirming that the Borough of Hightstown has no Responsibility for, or Ties to, a Skatepark Project.

Councilmember McGinty moved resolution 2010-103 for adoption, Councilmember Sikorski seconded.

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

Resolution Adopted, 5-0

Resolution 2010-103

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

**A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS CURRENTLY HELD BY THE BOROUGH OF
HIGHTSTOWN IN A TRUST ACCOUNT LABELED FOR A SKATEPARK**

**PROJECT, AND AFFIRMING THAT THE BOROUGH OF HIGHTSTOWN HAS NO FURTHER RESPONSIBILITY
FOR, OR TIES TO, A SKATEPARK PROJECT.**

WHEREAS, the Hightstown Borough Council seeks to have removed, permanently and completely, from a Borough trust account those funds relating to a proposed Skatepark Project and which were deposited by or on behalf of an entity that has publicly held itself out as the Skatepark Subcommittee of the Hightstown Board of Recreation Commissioners; and

WHEREAS, the Hightstown Borough Council no longer authorizes the use of Borough resources or the Borough trust account for that purpose; and

WHEREAS, the said funds from the Borough trust account shall be transferred to the Princeton Area Community Foundation ("PACF"), an entity that describes itself as a New Jersey 501(c)(3) non-profit corporation and which is involved in the management of charitable funds; and

WHEREAS, PACF has made public its willingness to assume all of the duties and responsibilities associated with the funds being transferred, and shall maintain the funds in a dedicated account which may not be used at any time in the future for any purpose that is inconsistent with the reasons underlying the initial donations made to the Skatepark Project; and

WHEREAS, following the transfer of the said funds, PACF shall be solely responsible for management and oversight of the funds, and the Borough of Hightstown shall have no further responsibilities whatsoever for management of the funds, nor for the Skatepark Project in general; and

WHEREAS, with the passage of this Resolution, it is the Borough Council's intent to sever all ties of the government of the Borough Hightstown with the Skatepark Project entirely, and to remove from the Borough all responsibilities for oversight and management of the funds collected thus far relating to the Skatepark Project; and

WHEREAS, any further fundraising and/or promotional efforts regarding the proposed Skatepark Project will be undertaken by outside entities which have no relationship to the Borough of Hightstown.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Hightstown that within thirty (30) days of the passage of this Resolution, all funds that are currently on deposit in a Borough trust account relating to the Skatepark Project be transferred to PACF.

BE IT FURTHER RESOLVED, by the Council of the Borough of Hightstown that PACF shall maintain the funds deposited in a dedicated account and that the funds may not be used at any time in the future in a manner that is inconsistent with the intentions of the initial donors.

BE IT FURTHER RESOLVED, by the Council of the Borough of Hightstown that PACF shall be solely responsible for the management and oversight of the said funds from this point forward, and the Borough shall have no further responsibility whatsoever regarding the said funds from this point forward.

BE IT FURTHER RESOLVED, by the Council of the Borough of Hightstown that the Borough hereby severs all ties between the Borough of Hightstown and the Skatepark Project.

BE IT FURTHER RESOLVED, by the Council of the Borough of Hightstown that the Mayor and Borough Clerk are hereby authorized to execute any and all Agreements and/or other documents which are necessary in order to effectuate the transfer of the funds referenced above to PACF, provided that such Agreements and/or other documents are in a form satisfactory to the Borough Attorney.

BE IT FURTHER RESOLVED, by the Council of the Borough of Hightstown that all other Borough Officials are hereby authorized and directed to take such actions as are necessary to further the intentions set forth in this Resolution.

The Mayor then opened Public Comment Period I

Public Comment I

The following members of the public spoke during the public comment period:

J. P. Gibbons, 602 N. Main St.; James Metz, PBA Attorney; Scott Caster, 12 Clover Lane; and Steve Misiura, 352 Main St.

There being no further comment the Mayor closed the Public Comment period.

Councilmember McGinty requested that resolutions 2010-98 through 2010-101 regarding Taxi licensing be done now so that Detective Miller could be excused due to the late hour. Everyone agreed and Detective Ben Miller gave a review of the licensing process. Councilmember McGinty questioned the procedure for denial of the licenses and requested that these resolutions be postponed to the next meeting. After discussion it was decided that the resolutions would move forward as a group.

Resolutions 2010-98, 2010-99, 2010-100 and 2010-101 Denying the Issuance of Taxi Licenses

Councilmember Bond moved Resolutions 2010-98, 2010-99, 2010-100 and 2010-101, Council President Quattrone seconded.

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

Resolutions Adopted, 3-2.

Resolution 2010-98

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

DENYING A TAXI LICENSE – TU AMIGO TAXI

WHEREAS, Miguel Saquicela of Tu Amigo Taxi, of East Windsor New Jersey has applied for a Taxi License to operate within the borders of Hightstown Borough; and

WHEREAS, the Police Department has reviewed said application and found it to have discrepancies regarding the veracity of statements made by the applicant; and,

WHEREAS, these statements were attested and notarized; and,

WHEREAS, the Police Department has recommended the denial of said Taxi License on the basis of their findings.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that the Taxi License application submitted by Tu Amigo Taxi of East Windsor New Jersey is hereby denied.

Resolution 2010-99

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

DENYING A TAXI LICENSE – UNITED TAXI COMPANY

WHEREAS, Milton Tapia of United Taxi Company, of East Windsor New Jersey has applied for a Taxi License to operate within the borders of Hightstown Borough; and

WHEREAS, the Police Department has reviewed said application and found it to have discrepancies regarding the veracity of statements made by the applicant; and,

WHEREAS, these statements were attested and notarized; and,

WHEREAS, the Police Department has recommended the denial of said Taxi License on the basis of their findings.

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

License application submitted by United Taxi Company of East Windsor New Jersey is hereby denied.

Resolution 2010-100

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

DENYING A TAXI LICENSE – MEGA TAXI

WHEREAS, Cesar Guzmany of Mega Taxi Company, of Hightstown New Jersey has applied for a Taxi License to operate within the borders of Hightstown Borough; and

WHEREAS, the Police Department has reviewed said application and found that the application fails to comply with the ordinance requirements regarding application submission in regards to proof of insurance, proof of ownership and operation in a non-residential zone; and,

WHEREAS, the Police Department has recommended the denial of said Taxi License on the basis of their findings.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that the Taxi License application submitted by Mega Taxi Company of Hightstown New Jersey is hereby denied.

Resolution 2010-101

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

DENYING A TAXI LICENSE – ROSA L. NIEVES

WHEREAS, Rosa L. Nieves of Hightstown New Jersey has applied for a Taxi License to operate a taxi for Karina's Taxi Company within the borders of Hightstown Borough; and

WHEREAS, the Police Department has reviewed said application and found that the applicant has eleven (11) points on her drivers license and that she has applied to drive as a sub-contractor for Karin's Taxi Company but has not produced proof of being a business owner ; and,

WHEREAS, the Police Department has recommended the denial of said Taxi License on the basis of their findings.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that the Taxi License application submitted by Rosa L. Nieves of Hightstown New Jersey is hereby denied. The Council discussed future meetings and it was decided that a larger venue would be necessary for the May 3rd meeting since another public hearing on the Police/Court Study would be held at that meeting. The Clerk was instructed to reserve a larger meeting place for that meeting. It was also decided that the appeal received for one of the taxi denials would be heard at the May 17th meeting.

Ordinance 2010-08 First Reading and Introduction - An Ordinance Amending Chapter 28 "Zoning" of the "Revised General Ordinances of the Borough of Hightstown, New Jersey" Regarding Portable Storage Units and Dumpsters and the height of Fences in the Front Yard

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

There was discussion and it was requested that the ordinance be re-submitted to Council with mark-ups to show the additions and deletions to the current Revised General Ordinances of the Borough of Hightstown before adoption.

Council President Quattrone moved Ordinance 2010-08 for introduction, Councilmember Sikorski seconded.

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

Ordinance 2010-08

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

AMENDING CHAPTER 28, "ZONING," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN REGARDING PORTABLE STORAGE UNITS AND DUMPSTERS AND THE HEIGHT OF FENCES IN THE FRONT YARD

WHEREAS, the Construction Official and Zoning Officer have made certain recommendations for revisions to Chapter 28 of the Borough Code; and

WHEREAS, the Planning Board has reviewed and concurred with these recommendations;

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

Section 1.Chapter 28, "Zoning," is hereby amended as follows:

A. Subsection 28-2-2 "Definitions" is amended to add the following definitions:

Dumpster shall mean a transportable rigid container, which is a portable detachable device, generally used for routine collection, temporary storage of solid waste, construction materials, industrial and other waste materials generally on a temporary basis.

Portable Storage Unit shall mean a transportable container, storage unit, shed-like container or other portable structure designed and used for the temporary storage of household goods, personal items, construction materials and supplies and other materials which is placed on a site for the use of occupants of a dwelling or building on a limited basis; portable storage units include, but are not limited to, certain trade named units called "PODS", "mobile attics" and like portable on-demand storage containers.

Storage Shed shall mean a rigid structure, either installed, placed, or constructed on a lot, for the purpose of storage of personal household goods.

Temporary Trailer shall mean a non-commercial structure that is used for the transportation or storage of goods or materials, for temporary short-term habitation in case of calamity, or other occupancy as defined in this Ordinance; a box container which has been temporarily or permanently removed from a chassis or truck bed shall be considered a "trailer."

B. Subsection 28-3-5a2(f) is added as follows:

(f) Subject to lot coverage requirements, no more than two (2) storage sheds are permitted on a lot.

C. Subsection 28-10-4b is amended as follows:

b. Except as provided herein, fences or walls in a residential district shall not be more than four (4') feet or less than two (2') in height along the front line or in the front yard. Side lot line and rear lot line fences shall not be less than three (3') feet nor more than six (6') feet in height, unless it is a living fence, stone wall or built structure. A living fence shall have no minimum or maximum height on the rear or side yard. A stone wall shall have no minimum height but will be limited to six (6') feet in height. A built structure shall be governed by all applicable zoning and construction requirements as set forth in this Code. An opaque fence of solid construction along the front line or within the front yard may be constructed at a height of three (3') feet only. A see-through-type fence may be erected along the front lot line or within the front yard to a height of not less than two (2') feet nor more than four (4') feet in height. A see-through-type fence is defined as a fence with a minimum open space of two and a half inches (2.5") between pickets. The provisions of this paragraph notwithstanding, the height of any fence located in the sight triangle as set forth in Section 28-10-8 shall not exceed thirty (30") inches whether or not it is located within the front, side or rear yards.

D. Subsection 28-10-4 "Fences, Walls and Small Sheds" is amended to add 28-10-4h.4. as follows:

4. Subject to the lot coverage requirements of the Zoning District and subsection 28-3-5a.2(f), no more than two (2) sheds may be installed on an individual lot.

E. Subsection 28-10-11 "Portable Storage Units and Dumpsters" is added as follows:

a. Usage of Portable Storage Unit. A portable storage unit may be used for holding property when work in a structure may require property to be placed elsewhere, or for loading or unloading property when moving to or from a structure.

b. Usage of Dumpsters. A dumpster may be used for holding refuse, garbage, construction materials or debris when work in a structure may require a place to throw away large amounts of waste, or for holding waste when to or from a structure.

c. Frequency and Duration. An "event" shall consist of the delivery and pick-up of the portable storage unit or multiple deliveries and pick-ups within thirty (30) days. Temporary portable storage units and dumpsters may not exceed the following durations of stay:

(1) In any of the Residential Zoning Districts, events shall be a maximum of thirty (30) calendar days per event with a maximum of four (4) events per structure per calendar year. There shall be at least one (1) month between each event.

(2) In Residential Zoning Districts, the Zoning Officer may approve an event lasting more than the maximum of thirty (30) calendar days described above, but not more than ninety (90) days unless a permit for construction or rehabilitation has been obtained for the subject property.

d. Placement. Portable storage units and dumpsters may not be placed in streets or public rights-of-way or on easements for utility maintenance or forward of the front wall of the principal structure unless authorized by the zoning officer. Such authorization shall be controlled by the availability and practicality of placing the portable storage unit or dumpster elsewhere on the property.

e. Responsibility of user. Portable storage units and dumpsters shall be in good physical condition, free from evidence of deterioration, weathering, discoloration, rust, ripping, tearing or other holes, breaks, or leaks. When not in use, the portable storage unit shall be kept locked. Dumpster lids and doors shall be kept tightly and completely closed when not in use. The user is responsible to ensure no hazardous substances are stored or kept within a portable storage unit or dumpster. The area surrounding the dumpster shall also be kept clean and free of loose debris.

F. Subsection 28-10-12 "Temporary Trailers" is added as follows:

16. a. Temporary trailers used for temporary residency by any occupant of a dwelling that is being reconstructed due to damage from a fire, flood or other natural calamity shall be subject to the following provisions:

(1) The temporary trailer must be placed on the same lot containing the dwelling that is being reconstructed.

(2) An approved zoning permit shall be obtained from the Zoning Officer prior to the placement of the temporary trailer on the site. The Zoning Officer, with the input of the Construction Official and the Fire Chief, shall be responsible for determining the most practical location for the temporary trailer.

(3) The temporary trailer shall not be located on the site for more than one hundred eight (180) days; however, the Zoning Officer may extend the time period of occupancy for an additional time period not to exceed ninety (90) days due to exceptional circumstances that prevent the reconstruction and re-occupancy of the damaged building within the initial one hundred eighty (180) day period.

b. Temporary trailers used for construction offices and for the storage of materials and supplies on a job site may be used during the period of construction only. All construction office and material storage trailers must be removed if no work or construction activity has occurred on-site for forty-five (45) days or more. Temporary trailers used for construction offices and for material storage must be removed upon completion of construction work or occupancy of the final structure.

Section 2. Penalties. This Ordinance may be enforced by the Zoning Officer, Construction Officer or Police Department of the Borough of Hightstown. Any person found to be in violation of this Ordinance shall be subject to the penalty

provided in Chapter 1, Section 5 of the Revised Ordinances of the Borough of Hightstown.

Section 3. Severability. If any sentence, paragraph or section of this Ordinance, or the application thereof to any persons or circumstances shall be adjudged by a court of competent jurisdiction to be invalid, or if by legislative action any sentence, paragraph or section of this Ordinance shall lose its force and effect, such judgment or action shall not affect, impair or void the remainder of this Ordinance.

Section 4. Effective Date. This Ordinance shall become effective immediately upon final passage and publication in accordance with the law.

Section 5. Repealer. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Ordinance 2010-09 First Reading and Introduction - An Ordinance Amending Chapter 12 “Permits” of the “Revised General Ordinances of the Borough of Hightstown, New Jersey” Regarding Demolition of Buildings and Structures

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

There was discussion and it was requested that the ordinance be re-submitted to Council with a change to the bonding requirements. The suggested revision is to be \$10,000.00 or 10% of the cost of demolition, whichever is less. The Attorney recommended that Council introduce the ordinance with the changes and send it back to the Planning Board for approval.

Council President Quattrone moved Ordinance 2010-09 as amended for introduction, Councilmember Bond seconded.

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

Ordinance Introduced, 5-0

Ordinance 2010-09

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

AMENDING CHAPTER 12, SUBSECTION 12-3, “PERMITS,” THE *REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN* REGARDING DEMOLITION OF BUILDINGS AND STRUCTURES

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

Section 1. Chapter 12-3, “Permits,” is hereby amended by adding the following as Subsection 12-3.6, Demolition Permits:

PURPOSE. The purpose of this Section is to provide fair and comprehensive process prior to the issuance of a demolition permit in order to permit adequate consideration of all issues related to demolition activities. This Section is also intended to protect the safety and welfare of adjoining property owners from damage that may be caused by the demolition.

As used in this Chapter, “Adjoining Properties” shall mean any property having a common boundary, and any property which would have a common boundary if not interrupted by a street, alley or other right of way.

“Accessory structure” shall mean a structure which is subordinate to and serves a principal structure; is subordinate in area, extent and purpose to the principal structure; contributes or has contributed to the comfort, convenience or necessity of the principal structure, and is located on the same parcel or property as the principal structure.

“Demolition” shall mean the razing and removal of all or at least sixty percent (60%) of the first floor footprint of a principal or accessory structure.

“Principal structure” shall mean the building in which the principal or primary use on the lot is conducted.

B. Demolition Permits:

a. Permit required. The demolition of any building or structure shall require a demolition permit which has been reviewed and approved by the Construction Official and the Zoning Officer in conformance with this Section and applicable law. Nothing contained in this Section shall limit the authority of the Construction Official or other appropriate Borough official to order a structure demolished in a life- or health-threatening emergency situation, or as may be otherwise authorized by State statute, other Borough Ordinance or the common law.

b. Application. Principal structure. In order to obtain a demolition permit for the demolition of any principal structure, a demolition permit application form must be completed and submitted to the Construction Official and the Zoning Officer. The demolition permit application shall contain the following information:

- (1) Property address, block and lot and current legal owner of property.
- (2) Site Plan identifying all buildings and structures to be demolished and the location and size of all remaining structures, including pictures indicating the elevations of the buildings to be demolished.
- (3) Whether the buildings or structures on the property are listed on the National Register of Historic Places, are located within the Borough's Historic District, identified in the Borough's Master Plan or subsequent Re-examination Report, or are located within one hundred fifty (150) feet of a federal, state or local historic district or are listed within the state, national or local Historic Register.
- (4) Plans for the reuse of the property. If the reuse plan contemplates construction of a principal structure, the application shall include a site plan, a building plan and specifications.
- (5) If commencement of construction of a new principal structure is not planned to occur within sixty (60) days after the completion of demolition, the application shall include a detailed site restoration and maintenance plan depicting all work required to restore the subject property to a safe, clean condition until construction of a new structure has commenced, including without limitation backfilling of any excavation, grading, seeding, fencing, stormwater management and utility disconnections.
- (6) In addition to all other required plans and specifications, the application shall include detailed plans and specifications for stormwater management, soil erosion control and grading on the subject property. Such plans and specifications shall be on a drawing or drawings separate from all other plans and specifications labeled "Stormwater Management Plans." Additionally, such plans and specifications shall be in conformance with the requirements of the Borough's Stormwater Management Ordinance.
- (7) A tree preservation plan shall be submitted identifying all trees with a six-inch (6") diameter or larger trunk located on the subject property. The plan shall identify any trees which would be removed as a consequence of the demolition or reuse of the subject property and provide for their replacement.

c. Application; accessory structure. Demolition permit applications for accessory structures shall be submitted to the Construction Official and the Zoning Officer. Demolition permit applications for accessory structures shall be submitted with all information set forth in paragraph b. of this Section.

d. Application review. The Construction Official and the Zoning Officer shall be responsible for the processing, review and approval of demolition permit applications. Within five (5) business days of the submission of a complete demolition permit application for a principal structure, the Applicant shall notify all owners of adjoining properties by Certified Mail, Return Receipt Requested. All information submitted shall be available for public inspection during normal business hours in Borough Hall.

(1) A demolition permit for a principal structure shall not be issued within the first thirty (30) days from the receipt of a completed demolition permit application but in no event shall a demolition permit for a principal structure be issued later than sixty (60) days from the receipt of a completed demolition permit application.

(2) The demolition of a principal or accessory structure may also be sought as part of a subdivision or site plan application. Any such application including the proposed demolition of a structure shall include all information set forth in paragraph b. of this Subsection.

(3) In accordance with N.J.A.C. 5:23-2.34 (Protection of Adjoining Properties) a complete demolition permit application shall be referred to the Planning Board for review and recommendations pursuant to N.J.S.A. 40:55D-26b prior to the

issuance of a demolition permit. Unless extended, the Planning Board shall report back to the Construction Official and Zoning Officer within forty-five (45) days of the referral date.

a. Any review and recommendation by the Planning Board regarding a demolition permit application shall be done only after notice and hearing in accordance with N.J.S.A. 40:55b - 12 and 11.

(5) A complete demolition permit application shall also be referred to the Historical Preservation and Environmental Commission for review and report prior to the issuance of a demolition permit.

e. Review standards, requirements. The Construction Official and the Zoning Officer shall review all demolition permit applications in accordance with the Section and the Borough Ordinances, including the following standards:

(1) The granting of a demolition permit shall not be detrimental to the public health, safety and general welfare of the Borough or its residents.

(2) Adequate utilities, access ways, drainage and other necessary facilities and protective measures shall be provided.

(3) The reuse of the property shall be consistent with the Borough's Zoning Ordinance and Master Plan.

(4) Any new structure or use to be constructed on the subject property shall conform to the applicable requirements of this Zoning Ordinance unless the applicant has first applied for and been granted, a variance by the Borough's Planning Board.

(5) The applicant shall demonstrate conformance with N.J.A.C. 5:23-2.15(f), 2.17, 2.34 and all other applicable laws and regulations.

f. If the Construction Official and the Zoning Officer issue a building demolition permit, the demolition shall take place in accordance with the provisions of the Borough's Building Code in force at that time, the requirements of this Ordinance and any additional requirements or conditions imposed by the Construction Official or Zoning Officer. Proof of the disconnection of utilities serving the structure shall be provided to the Construction Official at least fifteen (15) days prior to the commencement of demolition.

g. Silt/Construction fencing shall be installed as approved by the Construction Official. Such fencing shall be removed no later than the completion of restoration as required by subsection (h) below. Required restoration or rough grading, when allowed by the Construction Official, shall be completed no later than forty-five (45) days after the completion of demolition.

h. Barring a force majeure event, if construction or reconstruction of a new principal structure has not commenced within sixty (60) days of the completion of demolition, the subject property site shall be restored within fifteen (15) days. Restoration of the property shall include without limitation: permanent disconnection of sewer and water, if applicable, at mains, final grading and seeding, the removal of dangerous conditions, rubbish and debris, restoration of damaged public property and removal of safety and tree protection fencing. If weather does not permit final grading and seeding. The Construction Official may permit rough grading until weather conditions permit final grading. Silt fencing and other stormwater measures shall remain in place in accordance with the Borough's Stormwater Ordinance.

i. Demolition Bond. The applicant shall post with the Clerk of the Borough, at the time of issuance of the permit for the demolition of a principal or accessory structure, a demolition performance bond, letter of credit or cash equivalent in the amount of ten percent (10%) of the cost of demolition or ten thousand dollars (\$10,000), whichever is less. Such Bond shall be in addition to all other application and processing fees, costs, escrows, bonds and other performance securities.

(1) The Borough shall have the right at all times, upon notice, at its option, to draw on the demolition bond or cash equivalent for costs, including legal fees and administrative expenses, incurred or to be incurred by the Borough in exercising any of its rights under this Section in the event the applicant undertakes any work in violation of any provisions of this Section.

(2) If the Borough draws on the demolition bond, or cash equivalent, the applicant shall replenish the bond, or cash equivalent, to the full amount required under subsection i above immediately after demand is made to the applicant in writing by the Borough. Any failure of the applicant to replenish the bond shall result in cancellation of the related permit, which permit shall not be reissued thereafter except after the filing of a new application, payment of the permit fee and the establishment of a new bond.

(3) Upon the completion of the demolition, the applicant shall submit in writing a request for the return of the demolition bond or the release of the demolition letter of credit. The Borough shall return any unused portion of the demolition bond or cash equivalent to the applicant, without interest, within thirty (30) days after final demolition inspection of the property and approval of the demolition by the Construction Official and the Zoning Officer. Properties where construction of a new principal building has not commenced within thirty (30) days of demolition shall be restored as required by this Section before the demolition bond shall be returned.

j. A non-refundable application fee of two hundred fifty dollars (\$250) shall be required for a demolition permit for a principal structure. A non-refundable fee of fifty dollars (\$50) shall be required for a demolition permit for an accessory structure. Fees shall be submitted with the demolition permit application.

k. If deemed essential by the Historic Preservation Commission ("HPC"), applicant shall provide access at reasonable times and on convenient days to the structure or structures to be demolished, and allow members of the HPC or their agents, to take measurements and pictures of interior, exterior and pertinent details. These measurements and pictures will memorialize the architecture and aesthetics of the structure proposed for demolition. Access, as needed to obtain legible photographs, shall be during a maximum thirty (30) day period or until the HPC has signed off, but in no event later than forty-five (45) days from the receipt of a completed demolition permit application. Prior to the issuance of a demolition permit, the HPC Chairperson or Vice Chairperson shall advise the Construction Official and the Zoning Officer that the photographs under this section have been completed. A demolition application shall not be deemed complete until the HPC inspection is completed.

(1) The HPC shall be permitted to draw against the demolition fee set forth in paragraph j above for the purchase of digital storage media and photographic printing costs, in an amount not to exceed fifty dollars (\$50).

Section 2. Penalties. This Ordinance may be enforced by the Zoning Officer, Construction Official or Police Department of the Borough of Hightstown. Any person found to be in violation of this Ordinance shall be subject to the penalty provide in Chapter 1, Section 5 of the *Revised General Ordinances of the Borough of Hightstown*.

Section 3. Severability. If any sentence, paragraph or section of this Ordinance, or the application thereof to any persons or circumstances shall be adjudged by a court of competent jurisdiction to be invalid, or if by legislative action any sentence, paragraph or section of this Ordinance shall lose its force and effect, such judgment or action shall not affect, impair or void the remainder of this Ordinance.

Section 4. Effective Date. This Ordinance shall become effective immediately upon final passage and publication in accordance with the law.

Section 5. Repealer. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Resolution 2010-36 Authorizing an Agreement for Engineering Services for the Stockton Street Historical District Infrastructure Project – Roberts Engineering Group

Councilmember Musing recused himself from discussion and the vote on this resolution. Council President Quattrone moved resolution 2010-36, Council member Sikorski seconded.

Roll Call Vote: Council members Bond, McGinty, Quattrone and Sikorski voted yes; Councilmember Musing was recused.

Resolution adopted 4-0.

Resolution 2010-36

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

**AUTHORIZING AN AGREEMENT FOR ENGINEERING SERVICES FOR THE STOCKTON
STREET HISTORICAL DISTRICT INFRASTRUCTURE PROJECT- ROBERTS
ENGINEERING GROUP, LLC**

WHEREAS, There is a need for Engineering Services for the Stockton Street Historical District Infrastructure Project; and

WHEREAS, the Borough Engineer, Carmela Roberts of Roberts Engineering Group, LLC has submitted a proposal for these services in the amount of \$189,900.00; and,

WHEREAS, the services include all engineering services required to comply with the requirements of the NJDOT and ARRA funding; and,

WHEREAS, the Treasurer has certified that funds for this purpose are available in Ordinance 2009-15

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hightstown that the Mayor and Borough Clerk are hereby authorized to execute an agreement with Carmela Roberts of Roberts Engineering Group, LLC in the amount of \$189,900.00 for services associated with the Stockton Street Historical District Infrastructure Project.

Resolution 2010-89 Authorizing the Advertisement of Bids – Stockton Street Historical District Infrastructure Project – Roberts Engineering Group

Councilmember Musing recused himself from discussion and the vote on this resolution. Council President Quattrone moved resolution 2010-36, Council member Sikorski seconded.

Roll Call Vote: Council members Bond, McGinty, Quattrone and Sikorski voted yes; Councilmember Musing was recused.

Resolution adopted 4-0.

Resolution 2010-89

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

**AUTHORIZING RECEIPT OF BIDS FOR THE STOCKTON STREET HISTORICAL DISTRICT
INFRASTRUCTURE PROJECT**

BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Borough Engineer is hereby authorized to prepare specifications and advertise for bids for the Stockton Street Historical District Infrastructure Project, and that the Borough is authorized to receive same after proper advertisement.

Resolution 2010-90 Authorizing the Payment of Bills

Council President Quattrone moved resolution 2010-90, Council member Sikorski seconded.

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

Resolution adopted 5-0.

Resolution 2010-90

*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 \$ 212,775.00 from the following accounts

Current	\$	103,073.05
W/S Operating		77,470.98
General Capital		12,539.00
W/S Capital		12,528.74
Grant		11.55
Trust		285.08
Animal Control		545.60
Escrow		6,321.00
Total	\$	212,775.00

Resolution 2010-91 Authorizing Temporary Emergency Appropriations Prior to the Adoption of the 2010 Budget

Council President Quattrone moved resolution 2010-91 Council member Sikorski seconded.

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

Resolution adopted 5-0.

Resolution 2010-91

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

**AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS
PRIOR TO ADOPTION OF THE 2010 BUDGET**

WHEREAS, an emergent condition has arisen with respect to inadequate appropriation balances remaining in some line items of the 2010 temporary budget; and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of emergency appropriations for the purposes above mentioned; and

WHEREAS, it is the desire of the Mayor and Council to create emergency temporary appropriations as set forth on Schedule "A," attached; and

WHEREAS, the total emergency temporary appropriations in resolutions adopted in the year 2010 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, P.L. 1951, as amended), including this resolution, total:

	<i>THIS RESOLUTION</i>	<i>PREVIOUS TOTAL</i>	<i>CUMULATIVE TOTAL</i>
Current	344,294.00	995,036.00	1,339,330.00
Capital Outlay – Current	0.00	0.00	0.00
Debt Service - Current	0.00	0.00	0.00
Water/Sewer	231,268.00	414,601.00	645,869.00
Capital Outlay – W/S	0.00	0.00	0.00
Debt Service - W/S	0.00	0.00	0.00
TOTAL	575,562.00	1,409,637.00	1,985,199.00

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hightstown (not less than two-thirds of all the members of thereof affirmatively concurring) that, in accordance with N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation is hereby made for each item listed on the schedules that are attached hereto and made a part hereof.
2. Each emergency appropriation listed will be provided for in the 2010 budget under the same title as written herein;
3. One certified copy of this resolution will be filed with the Director of Local Government Services, and a copy provided to the Treasurer.

Resolution 2010-92 Authorizing the Waiving of a Parade Permit Fee for Hightstown Engine Co. No. 1

Council President Quattrone moved resolution 2010-92, Council member Sikorski seconded.

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

Resolution adopted 5-0.

Resolution 2010-92

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

WAIVING PARADE PERMIT FEES FOR HIGHTSTOWN ENGINE CO. #1

WHEREAS, Hightstown Engine Co. #1 is celebrating their 175th Anniversary this year; and

WHEREAS, Hightstown Engine Co. #1 will be sponsoring a Firemen's Parade in October to celebrate this event; and

WHEREAS, the Borough Council of Hightstown, in support of Hightstown Engine Co. #1 finds that the fee required for a Parade permit shall be waived for this event; and

WHEREAS, all other costs associated with the parade will be paid by Hightstown Engine Co. #1.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that the parade permit fee for the Hightstown Engine Co. #1 Firemen's Parade scheduled for October shall be waived, but all other expenses associated with the event shall be paid by Hightstown Engine Co. #1

Resolution 2010-93 Authorizing the Reimbursement of Sewer Repair Costs – 232 Stockton Street

Councilmember Musing recused himself from discussion and the vote on this resolution. Council President Quattrone moved resolution 2010-36, Council member Sikorski seconded.

Roll Call Vote: Council members Bond, McGinty, Quattrone and Sikorski voted yes; Councilmember Musing was recused.

Resolution adopted 4-0.

Resolution 2010-93

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

AUTHORIZING THE REIMBURSEMENT OF SEWER REPAIR COSTS – 232 STOCKTON STREET

WHEREAS, Ms. Laura R. Dauchy of 232 Stockton Street in Hightstown Borough encountered a sewer back-up obstruction in the sewer line to her residence on January 9, 2010; and,

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WHEREAS, Borough employees made an inaccurate determination of where the obstruction was in the sewer line advising her that the obstruction was on her property and would be her responsibility to repair; and,

WHEREAS, Ms. Dauchy hired a plumber to correct the problem of an obstruction in her sewer line and it was determined that the obstruction was located in the portion of the sewer line that the Borough is responsible to maintain; and,

WHEREAS, the total cost to Ms. Dauchy for this repair was \$4,173.00 of which the Borough has agreed to reimburse 50% of her cost for the repair in the amount of \$2,086.50; and,

WHEREAS, the Treasurer has certified that funds for this reimbursement are available in the 2010 temporary budget.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Treasurer is hereby authorized to prepare a reimbursement in the amount of \$2,086.50 to Ms. Laura R. Dauchy of 232 Stockton Street for her costs in repairing the sewer obstruction as included herein.

Resolutions 2010-94 & 2010-95 Appointing COAH RCA Administrator and Administrative Agent for Hightstown Borough

Council President Quattrone moved resolutions 2010-94 and 2010-95 together, Council member Bond seconded.

There was discussion.

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

Resolution adopted 4-1.

Resolution 2010-94

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

**APPOINTING A COUNCIL ON AFFORDABLE HOUSING (COAH) RCA ADMINISTRATOR
FOR HIGHTSTOWN BOROUGH – GEORGE CHIN**

WHEREAS, there is a need for Hightstown Borough to appoint a Council on Affordable Housing (COAH) RCA Administrator; and

WHEREAS, the Business Administrator has recommended that George Chin, Construction Official for the Borough be appointed to this position; and,

WHEREAS, there will be no additional compensation for Mr. Chin's duties in this position..

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that George Chin is hereby appointed as Council on Affordable Housing (COAH) RCA Administrator for the Borough of Hightstown effective immediately.

Resolution 2010-95

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

**APPOINTING A COUNCIL ON AFFORDABLE HOUSING (COAH) RCA ADMINISTRATIVE
AGENT FOR HIGHTSTOWN BOROUGH – ANELY GOMEZ**

WHEREAS, there is a need for Hightstown Borough to appoint a Council on Affordable Housing (COAH) RCA Administrative Agent; and

WHEREAS, the Business Administrator has recommended that Anely Gomez, Assistant to the Construction Official for the
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Borough be appointed to this position; and,

WHEREAS, there will be no additional compensation for Ms. Gomez's duties in this position..

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Hightstown, that Anely Gomez is hereby appointed as Council on Affordable Housing (COAH) RCA Administrative Agent for the Borough of Hightstown effective immediately

Resolution 2010-96 Accepting Membership of Justin Sequinot – Hightstown Engine Co. No. 1

Council President Quattrone moved resolution 2010-96, Council member Sikorski seconded.

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

Resolution adopted 5-0.

Resolution 2010-96

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

**ACCEPTING MEMBERSHIP OF JUSTIN SEQUINOT
IN HIGHTSTOWN ENGINE CO. NO. 1**

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

WHEREAS Mr. Sequinot 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 Justin Sequinot 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 2010-97 Appointing a Commissioner to the Hightstown Borough Housing Authority

Councilmember Bond moved resolution 2010-97, Council President Quattrone seconded.

There was discussion regarding the process of appointments and the Council's right to review applications prior to appointments.

Council President Quattrone moved that resolution 2010-97 be tabled until the next meeting to allow time for Council to review the qualifications of Ms. Vasquez prior to appointing her, Councilmember Sikorski seconded.

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

Resolution tabled until next meeting 4-1.

Public Comment Period II

The following residents spoke during the public comment period:

Kathy Patten, 135 South St.

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

There was discussion regarding the enforcement of Borough Ordinances and neon signs.

Council re-convened into executive session at 1:15am.

After reconvening into open session at 1:30 am Council President Quattrone moved that this meeting be adjourned and Councilmember Sikorski seconded. The motion to adjourn was accepted unanimously.

Respectfully Submitted,

Debra L. Sopronyi

Borough Clerk