

**Meeting Minutes
Hightstown Borough Council
Regular Meeting
December 2, 2013
7:00 pm**

The meeting was called to order by Mayor Kirson at 6:02pm 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 sent to the *Trenton Times* and the *Windsor-Hights Herald*, and is posted in the Borough Clerk's office."

The flag salute followed Roll Call.

	PRESENT	ABSENT
<i>Councilmember Bibens</i>	✓	
<i>Councilmember Bluth</i>	✓	
<i>Councilmember Doran</i>	✓	
<i>Councilmember Quattrone</i>	✓	
<i>Councilmember Thibault</i>	✓	
<i>Councilmember Woods</i>	✓	
<i>Mayor Kirson</i>	✓	

Also in attendance: Debra Sopronyi, Borough Clerk; James LeTellier, Police Director; and Larry Shapiro, Borough Attorney.

Resolution 2013-228 Authorizing a Meeting Which Excludes the Public

Councilmember Doran requested that the lease for 415 Mercer Street be added to executive session under contract negotiations. Councilmember Thibault requested that Labor Counsel be added to the executive session under personnel.

Councilmember Bibens moved resolution 2013-228 as amended, Councilmember Woods seconded.

Roll Call Vote: Council members Bibens, Bluth, Doran, Thibault and Woods voted yes; Council President Quattrone voted no.

Resolution adopted, 5-1.

Resolution 2013-228

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

AUTHORIZING A MEETING WHICH EXCLUDES THE PUBLIC

BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that this body will hold a meeting on December 2, 2013 at approximately 7:00pm in the First Aid Building located on Bank Street, Hightstown that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7b of the Open Public Meetings Act.

The general nature of the subject or subjects to be discussed:

Contract Negotiations – Lease for 415 Mercer Street

Litigation – Bruckner Southern

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Personnel – Police
Labor Counsel

Stated as precisely as presently possible the following is the time when and the circumstances under which the discussion conducted at said meeting can be disclosed to the public: March 2, 2014 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.

The public meeting was called to order by Mayor Kirson at 7:33 pm and he read the Open Public Meetings Act statement.

The Flag Salute followed Roll Call. George Lang, CFO, was now present.

Councilmember Woods requested that FEMA meeting be added to the agenda under discussion.

Councilmember Thibault requested that budget and code enforcement follow-up be added to the agenda under discussion.

Councilmember Woods moved the agenda as amended, Councilmember Doran seconded.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Agenda approved as amended.

Councilmember Bibens moved the August 29, 2013 executive session minutes for approval, Council President Quattrone seconded.

Councilmember Thibault requested changes to the minutes.

Councilmember Bibens and Council President Quattrone rescinded their motion for the August 29, 2013 executive session minutes for approval.

Council President Quattrone moved the September 3, 2013 open session minutes for approval, Councilmember Woods seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes; Councilmember Bibens abstained.

Minutes approved 5-0, with one abstention.

Councilmember Bibens moved the September 16, 2013 open session minutes for approval, Council President Quattrone seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Minutes approved 6-0.

Council President Quattrone moved the September 16, 2013 executive session minutes for approval, Councilmember Bibens seconded.

Roll Call Vote: Council members Bluth, Doran, Quattrone and Woods voted yes; Councilmember Thibault abstained.

Minutes approved 5-0, with one abstention.

Mayor Kirson opened public comment period I and the following individuals spoke:

Phyllis Deal, 305 Stockton Street – confirmed the date of the re-organization meeting and requested that the Animal Welfare Committee be recognized at the meeting.

Eugene Sarafin, 628 S. Main Street – commented that there is one more month with the four on Council who think Hightstown is sustainable and that Borough Hall should be built in a flood zone; and he asked for the resignation of the two remaining Council members who think the same way as the two who were voted out of office.

Scott Caster, 12 Clover Lane – commented that you cannot hire an effective full time Administrator for \$70,000; it is a sad affair that the media is no longer present at these meetings.

Walter Sikorski, 326 N. Main Street – commented that there are five or six homes on North Main Street that have gone into foreclosure, causing property maintenance issues; but there is a need to take a human touch on these issues.

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

Ordinance 2013-24 First Reading and Introduction – An Ordinance Authorizing the Borough of Hightstown to Enter into a Lease Agreement with Hights Realty, LLC, in Order to Lease a Certain Portion of Real Property Located at 415 Mercer Street, More Commonly Known and Designated as Block 61.01, Lot 43 on the Borough's Tax Map

Mayor Kirson reviewed the need for an ordinance in order for the Borough to enter into a lease on property. Councilmember Thibault noted concern that the lease was not attached. There was discussion regarding giving authority for the lease to the Police Director and Borough Attorney.

The Borough Attorney explained that the ordinance must be introduced at this meeting, and adopted at the last meeting of the year for the Borough to enter the lease by the end of the year, which is when the Use and Occupancy Agreement expires. There was discussion and it was decided that the Borough Attorney would discuss the possibility of extending the Use and Occupancy Agreement for an additional 30 days to allow time for the lease negotiations and passage of the required ordinance.

Resolution 2013-229 Authorizing the Payment of Bills

Councilmember Woods moved Resolutions 2013-229, Council President Quattrone seconded.

There was clarification of various items on the bills list.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted, 6-0.

Resolution 2013-229

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

AUTHORIZING PAYMENT OF BILLS

December 2, 2013

WHEREAS, certain bills are due and payable as per itemized claims listed on the following schedules, which are made a part of the minutes of this meeting as a supplemental record;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the bills be paid on audit and approval of the Borough Administrator, the appropriate Department Head and the Treasurer in the amount of \$112,643.85 from the following accounts:

Water/Sewer Capital		706.00
Grant		1,875.00
Trust		2,957.13
Housing Trust		0.00
Animal Control		2.40
Law Enforcement Trust		0.00
Federal Forfeiture-RMR		316.37
Housing Rehab Loans		0.00
Unemployment Trust		0.00
Escrow		<u>1,578.75</u>
Total		<u>\$112,643.85</u>

Resolution 2013-230 Authorizing Change Order #2 and Payment #2 Final – SWERP, Inc. (Concrete Repairs to the Secondary Digester)

Council President Quattrone moved Resolution 2013-230, Councilmember Doran seconded.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolutions adopted 6-0.

Resolution 2013-230
*BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY*

**AUTHORIZING CHANGE ORDER #2 AND PAYMENT #2 FINAL TO SWERP, INC.
(CONCRETE REPAIRS TO SECONDARY DIGESTER)**

WHEREAS, on February 6, 2012, the Borough Council awarded a contract for the Concrete Repairs to the Secondary Digester to SWERP, Inc. of Lafayette Hill, Pennsylvania for a total contract price of \$79,870.00; and,

WHEREAS, the contractor has requested change order #2 in the amount of \$9,506.82 which due to unanticipated repairs that required additional subsurface grout injection to both secondary digester tanks; and

WHEREAS, the Borough Engineer has recommended approval of change order #2 to SWERP, Inc. in the amount of \$9,506.82; and

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WHEREAS, the contractor has submitted payment request #2 Final for work done in the total amount of \$11,104.22; and

WHEREAS, the Borough Engineer has recommended approval of payment #2 Final to SWERP, Inc. in the amount of \$11,104.22; and

WHEREAS, all close-out documents have been reviewed by the Borough Attorney and found to be satisfactory; and

WHEREAS, the Treasurer has certified that funds are available for this expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Change Order #2 in the amount of \$9,506.82 and Payment Request No. 2 Final in the amount of \$11,104.22 for the Secondary Digester to SWERP, Inc. of Lafayette Hill, Pennsylvania is hereby approved as detailed herein, and the Treasurer is authorized to issue same.

Resolution 2013-231 Authorizing Payment #2 – Pioneer Contracting Co., Inc. (Improvements to Grape Run and Pershing Avenue)

Councilmember Bibens moved Resolution 2013-231, Councilmember Doran seconded.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolutions adopted 6-0.

Resolution 2013-231

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

**AUTHORIZING PAYMENT # 2 – PIONEER GENERAL CONTRACTING CO., INC.
(IMPROVEMENTS TO GRAPE RUN ROAD AND PERSHING AVENUE)**

WHEREAS, on September 3, 2013 the Borough Council awarded a contract for the Improvements to Grape Run Road and Pershing Avenue to Pioneer General Contracting Co., Inc. of South River, New Jersey in the amount of \$398,950.00; and

WHEREAS, the contractor has submitted payment request #2 related to storm drain installation and sanitary sewer installation, and construction of curb and sidewalk for the project in the total amount of \$69,638.80; and

WHEREAS, the amount of this payment for general construction is \$52,243.80 and for water and sewer related items is \$17,395.00; and

WHEREAS, the Borough Engineer has recommended approval of payment #2 to Pioneer General Contracting Co., Inc. in the amount of \$69,638.80 following receipt of the certified payrolls; and

WHEREAS, the Treasurer has certified that funds are available for this expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that Payment Request No. 2 to Pioneer General Contracting Co., Inc. of South River, New Jersey in the amount of \$69,638.80 is hereby approved as detailed herein, and the Treasurer is authorized to issue same.

Resolution 2013-232 Authorizing Payment #3 Final – Derstine Company, LLC (Media for Water Filtration)

Council President Quattrone moved Resolution 2013-232, Councilmember Woods seconded.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

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Resolutions adopted 6-0.

Resolution 2013-232

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

**AUTHORIZING PAYMENT # 3 FINAL TO DERSTINE COMPANY LLC (MEDIA FOR
WATER FILTRATION)**

WHEREAS, resolution 2012-50 adopted on February 6, 2012 awarded the contract for Media for Water Filtration for the Water Treatment Plant to Derstine Company, LLC of Sounderton, Pennsylvania in the amount of \$95,000.00; and

WHEREAS, the contractor has submitted payment request No. 3 Final to release retainage in the amount of \$29,450.00; and

WHEREAS, the Borough Engineer has recommended approval of payment No. 3 Final to Derstine Company, LLC in the amount of \$29,450.00; and

WHEREAS, all close-out documents have been reviewed by the Borough Attorney and found to be satisfactory; and

WHEREAS, the certified payroll has been received; and

WHEREAS, the Treasurer has certified that funds are available for this expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that payment request No. 3 Final from Derstine Company, LLC of Sounderton, Pennsylvania is hereby approved as detailed herein, and the Treasurer is authorized to issue same.

Resolutions 2013-233, 2013-234, 2013-235, 2013-236, and 2013-237

Mayor Kirson suggested that Resolutions 2013-233, 2013-234, 2013-235, 2013-236, and 2013-237 be voted on as a consent agenda.

Councilmember Thibault moved resolutions 2013-233, 2013-234, 2013-235, 2013-236, and 2013-237 as a consent agenda, Councilmember Bluth seconded.

Mayor Kirson explained the purpose of these resolutions.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolutions adopted 6-0.

Resolution 2013-233

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

**REQUESTING APPROVAL FOR INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE 2013 BUDGET**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the

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insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hightstown hereby request the Director of the Division of Local Government Services to approve the insertion of a special item of revenue and equal appropriation in the budget of the Borough of Hightstown for the year 2013 as follows:

Source	Amount	Revenue Title	Appropriation Title
U.S Department of Justice	\$5,675.99	Bulletproof Vest Partnership Program	Bulletproof Vest Partnership Program

Resolution 2013-234

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

**REQUESTING APPROVAL FOR INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE 2013 BUDGET**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hightstown hereby request the Director of the Division of Local Government Services to approve the insertion of a special item of revenue and equal appropriation in the budget of the Borough of Hightstown for the year 2013 as follows:

Source	Amount	Revenue Title	Appropriation Title
New Jersey Division of Highway Traffic Safety	\$4,400.00	2013 Drive Sober or Get Pulled Over Year End Holiday Crackdown	2013 Drive Sober or Get Pulled Over Year End Holiday Crackdown

Resolution 2013-235

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

**REQUESTING APPROVAL FOR INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE 2013 BUDGET**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hightstown hereby request the
December 2, 2013

Director of the Division of Local Government Services to approve the insertion of a special item of revenue and equal appropriation in the budget of the Borough of Hightstown for the year 2013 as follows:

Source	Amount	Revenue Title	Appropriation Title
Mid-Jersey Joint Insurance Fund	\$2,882.57	JIF Safety Grant	JIF Safety Grant

Resolution 2013-236

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

**REQUESTING APPROVAL FOR INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE 2013 BUDGET**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hightstown hereby request the Director of the Division of Local Government Services to approve the insertion of a special item of revenue and equal appropriation in the budget of the Borough of Hightstown for the year 2013 as follows:

Source	Amount	Revenue Title	Appropriation Title
NJ Division of Criminal Justice	\$1,869.98	Body Armor Replacement Fund Program	Body Armor Replacement Fund Program

Resolution 2013-237

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

**REQUESTING APPROVAL FOR INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE 2013 BUDGET**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hightstown hereby request the Director of the Division of Local Government Services to approve the insertion of a special item of revenue and equal appropriation in the budget of the Borough of Hightstown for the year 2013 as follows:

Source	Amount	Revenue Title	Appropriation Title
State of New Jersey Solid Waste Administration	\$5,031.16	Recycling Tonnage Grant	Recycling Tonnage Grant

Resolution 2013-238 Authorizing Execution of a Donor Agreement with RISE

Councilmember Bibens moved Resolution 2013-238, Councilmember Doran seconded.

Councilmember Thibault expressed concern as to whether Hightstown residents receive preferential treatment with these funds. There was discussion regarding the worthy programs offered to residents and neighboring communities through RISE.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone and Woods voted yes; Councilmember Thibault abstained.

Resolution adopted 5-0, with one abstention.

Resolution 2013-238
BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY

**AUTHORIZING EXECUTION OF A DONOR AGREEMENT WITH RISE
(FORMERLY KNOWN AS THE COMMUNITY ACTION SERVICE CENTER)**

WHEREAS, it is the desire of the Mayor and Council to contribute the sum of \$4,000.00 to Rise, a Community Services Partnership, for the year 2013 equivalent to the amount contributed during 2012; and

WHEREAS, the New Jersey Department of Human Services has been designated to administer or supervise the administration of social services programs as defined in the New Jersey State plans for social services, and requires the execution of a Donor Agreement between RISE and the Borough of Hightstown; and

WHEREAS, the Treasurer has certified the availability of funds for this payment;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Donor Agreement is hereby accepted and the Mayor is authorized to execute same.

Resolution 2013-239 Authorizing Execution of a Donor Agreement with Better Beginnings Child Development Center

Council President Quattrone moved Resolution 2013-239, Councilmember Bluth seconded.

Councilmember Thibault reiterated his concerns regarding Borough residents benefitting from these funds. There was discussion regarding the good things done by this organization.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone and Woods voted yes; Councilmember Thibault abstained.

Resolution adopted 5-0, with one abstention.

Resolution 2013-239
BOROUGH OF HIGHTSTOWN

December 2, 2013

*COUNTY OF MERCER
STATE OF NEW JERSEY*

**AUTHORIZING EXECUTION OF DONOR AGREEMENT
WITH BETTER BEGINNINGS CHILD DEVELOPMENT CENTER**

WHEREAS, it is the desire of the Mayor and Council to contribute the sum of \$8,500.00 to Better Beginnings Child Development Center for the year 2013 equivalent to the amount contributed during 2012; and

WHEREAS, the New Jersey Department of Human Services has been designated to administer or supervise the administration of social services programs as defined in the New Jersey State plans for social services, and requires the execution of a Donor Agreement between Better Beginnings and the Borough of Hightstown; and

WHEREAS, the Treasurer has certified the availability of funds for this payment;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Donor Agreement is hereby accepted and the Mayor is authorized to execute same.

Resolution 2013-240 Authorizing Reimbursement for Cell Phone Usage

Councilmember Bluth moved Resolution 2013-240, Council President Quattrone seconded.

Councilmember Thibault inquired as to whether we require submission of a log of the calls documenting the usage for Borough use. George Lang, CFO, explained that we do not request such records, the use of their personal cell phones for Borough use is cost saving for the Borough and this process has been in place for several years.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone and Woods voted yes; Councilmember Thibault abstained.

Resolution adopted 5-0, with one abstention.

Resolution 2013-240
*BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY*

AUTHORIZING REIMBURSEMENTS FOR CELL PHONE USAGE

WHEREAS, the Borough finds it cost effective to permit certain employees to utilize their private cell phone for Borough business throughout the year; and

WHEREAS, the Borough wishes to authorize reimbursements for private cell phone usage during 2013 to the following individuals at the rate listed:

Kristy Gilsenan - Municipal Court Administrator	\$150.00
Linda J. Mann - Deputy Municipal Court Administrator	\$ 62.50
James M. Newman - Municipal Judge	\$150.00
Sharon Lane - Borough Nurse	\$150.00

WHEREAS, the funds for these reimbursements are available and the Treasurer has so certified in writing.

December 2, 2013

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Treasurer is authorized to issue reimbursements as listed above for private cell phone usage during 2013.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be given to the Treasurer and each employee named above.

Resolution 2013-241 Authorizing a State Contract Purchase for the Hightstown Engine Company #1 (Turn-Out Gear)

Councilmember Bibens moved Resolution 2013-241, Council President Quattrone seconded.

Municipal Clerk/Purchasing Agent Sopronyi explained this resolution and noted that the funds were made available through the bond previously adopted by Council.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 6-0.

Resolution 2013-241
*BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY*

**AUTHORIZING A STATE CONTRACT PURCHASE FOR THE HIGHTSTOWN ENGINE COMPANY
#1 (TURN OUT GEAR)**

WHEREAS, there is a need for Turn-out Gear for use by the Hightstown Engine Company #1; and

WHEREAS, the Hightstown Borough Council has authorized the purchase of this equipment with the adoption of Ordinance 2013-22; and

WHEREAS, the Fire Chief has found pricing and availability for the equipment as needed under New Jersey State Contract 80948/T0790; and

WHEREAS, the Purchasing Agent has reviewed the findings of the Fire Chief; and

WHEREAS, it is the recommendation of the Purchasing Agent and Fire Chief that this equipment be purchased from Skylands Area Fire Equipment Training under state contract for an amount not to exceed \$47,341.89; and

WHEREAS, the treasurer has certified that funds are available for this purchase.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Fire Department is hereby authorized to purchase Turn-Out Gear from Skylands Area Fire Equipment Training under New Jersey State Contract 80948/T0790 for an amount not to exceed \$47,341.89.

Resolution 2013-242 Appointing a Class II Officer – Tyler Bender

Council President Quattrone moved Resolution 2013-242, Councilmember Bibens seconded.

Mayor Kirson explained that Officer Bender is currently a Class I Officer and is being promoted to a Class II Officer.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

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Resolution adopted 6-0.

Resolution 2013-242

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

APPOINTING A CLASS II SPECIAL OFFICER – TYLER BENDER

WHEREAS, the Mayor and Borough Council recognize that there is a need to hire a Class II Special Officer to assist the Police Department with various duties in accordance with the provisions of N.J.S.A. 40A:14-146.8 et. seq.; and,

WHEREAS, James LeTellier, Police Director, has recommended that Tyler Bender be appointed as a Class II Special Officer for the Borough of Hightstown Police Department; and,

WHEREAS, Tyler Bender is qualified to serve as a Class II Special Officer and to carry out all of the duties of a Class II Special Officer; as well, if qualified, carry a Borough issued firearm only during his hours of work for the Borough Police Department; and,

WHEREAS, Tyler Bender shall not be eligible to receive pay and/or time off for any leave (vacation, holiday, sick leave, personal days, etc), shall not be eligible for overtime and shall not be eligible for health benefits from the Borough of Hightstown.

WHEREAS, the Borough Council finds it in the best interest of the health, safety and welfare of the residents to appoint Tyler Bender as a Class II Special Officer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hightstown that Tyler Bender is hereby appointed as a Class II Special Officer to assist the Hightstown Police Department, effective December 1, 2013, for the remainder of calendar year 2013.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Tyler Bender shall not work more than twenty (20) hours per week for the Hightstown Police Department as a Class II Special Officer.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Tyler Bender shall not be eligible for the following: (1) pay and/or time off for any leave (vacation, holiday, sick leave, personal days, etc); (2) overtime (whether in pay and/or compensatory time off); and, (3) health/insurance benefits of any kind from the Borough of Hightstown.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Police Director, Police Lieutenant, Tyler Bender, Personnel File and Payroll.

Resolution 2013-243 Supporting Drive Sober or Get Pulled Over 2013 Year End Holiday Statewide Crackdown

Council President Quattrone moved Resolution 2013-243, Councilmember Bibens seconded.

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Mayor Kirson read the resolution aloud.

Roll Call Vote: Council members Bibens, Bluth, Doran, Quattrone, Thibault and Woods voted yes.

Resolution adopted 6-0.

Resolution 2013-243

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

**SUPPORTING THE DRIVE SOBER OR GET PULLED OVER 2013 YEAR END HOLIDAY
STATEWIDE CRACKDOWN**

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over Year End Holiday Statewide Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from December 6, 2013 through January 2, 2014; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of Hightstown Borough declares its support for the Drive Sober or Get Pulled Over 2013 Year End Holiday Statewide Crackdown from December 6, 2013 through January 2, 2014 and pledges to increase awareness of the dangers of drinking and driving.

Professional Service Proposals

Municipal Clerk/Purchasing Agent noted that six Labor Counsel and five Bond Counsel proposals were received pursuant to the request for proposals advertised in accordance with Council direction; the sub-committees for review must be established so the proposals can be evaluated and recommendation to Council made.

Mayor Kirson recommended that George Lang, CFO, be appointed to the sub-committee regarding Bond Counsel, given his expertise in the matter. There was discussion and Council decided to wait until after the re-organization meeting to appoint the sub-committees.

FEMA Meeting

Councilmember Woods proposed that Councilmember Thibault continue representing the Council at the FEMA and insurance meetings, to which Council agreed.

Mayor Kirson noted that a meeting has been scheduled for this Friday and reviewed the purpose of the meeting.

Budget Follow-up

George Lang informed Council that the request sheets have been developed and are being distributed to the Department Heads; the due date for their return is December 20th. There was discussion.

Code Enforcement Follow-up

Councilmember Thibault noted that he asked this to be added to follow-up regarding the hiring of a Code Enforcement Officer for property maintenance issues. Mayor Kirson explained that an employee has been identified; it is a matter of negotiating the salary and terms of employment.

Councilmember Thibault commented that the monthly report shows code enforcement activity. He advised that he has spoken to the County about grants available to residents for property improvements and gave the application to Mr. Sikorski for distribution to his neighbors; Councilmember Thibault commented that if there are any questions, residents can contact him.

Mayor Kirson opened the public comment period II and the following individuals spoke:

Eugene Sarafin, 628 S. Main Street – commented that the community does not think their children should be treated differently than East Windsor's children and the comments made were an insult to the community; not moving forward with a lease for the Mercer Street property will force consolidation; Council should get back to doing Borough business.

Walter Sikorski, 326 N. Main Street – commented that he understand the funds given to the Better Beginnings Child Development Center is seed money and yields approximately \$3.00 per child; the program prepares children for school and he is pleased that his tax funds being used for this purpose.

Pete Klapsogearge, 418 N. Main Street – thanked the Mayor, Council President and Police Director for visiting the properties on North Main Street, and reminded Council that the work done on the tree is a hazard that has not been eliminated.

Scott Caster, 12 Clover Lane – commented that Hightstown and East Windsor should be one municipality and we need to sell ourselves to them; he recommended that an ad-hoc committee be formed to investigate consolidation.

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

Mayor/Council/Administrative Comments and Committee Reports

Councilmember Woods – commented that Council is waiting on the ordinance for the lease until the new Council takes office; Hightstown school students pay more for school summer camps and Councilmember Thibault's concern may have merit; why would anyone want to come to a Council meeting, it is toxic.

Councilmember Thibault – noted that his daughter is a student in the schools and must wait until East Windsor residents register for summer camps first; he was not criticizing RISE or Better Beginnings, but he feels that giving government tax dollars is a donation forced on taxpayers and he resents the implications that he is against these organizations.

Councilmember Bluth – noted that she attended the League Conference and went to several sessions on shared services. She will be happy to share the information she received with other members of Council.

Councilmember Bibens – welcomed the council members elect; noted that it appears Hightstown Borough is at the bottom of the list in the schools; Santa will be coming on Friday and the lights downtown are lovely.

Council President Quattrone – commented that the Santa event is great; inquired as to the status of LOSAP.

George Lang, CFO - advised that LOSAP is being processed and should be posted before the end of the year.

Council President Quattrone – noted that he agrees with Mr. Sikorski regarding the Better Beginnings Program; thanked the Police Director for the report on the Police Department; congratulated Officer Bender.

Councilmember Bibens moved to adjourn at 8:48 pm, Council President Quattrone seconded. All ayes.

Respectfully Submitted,

Debra L. Sopronyi, RMC
Borough Clerk