

**Meeting Minutes**  
**Hightstown Borough Council**  
**Regular Meeting**  
**March 16, 2015**  
**7:00 p.m.**

The meeting was called to order by Mayor Quattrone at 7:00 pm and he read the Open Public Meetings Act statement which stated, "Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Law 1975, Chapter 231. Said notice was 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 Bluth</i>      | ✓       |        |
| <i>Councilmember Hansen</i>     | ✓       |        |
| <i>Councilmember Kurs</i>       | ✓       |        |
| <i>Councilmember Misiura</i>    | ✓       |        |
| <i>Councilmember Montferrat</i> | ✓       |        |
| <i>Councilmember Stults</i>     | ✓       |        |
| <i>Mayor Quattrone</i>          | ✓       |        |

Also in attendance: Debra Sopronyi, Borough Clerk; Henry Underhill, Borough Administrator; George Lang, CFO; Frederick Raffetto, Borough Attorney; and Carmela Roberts, Borough Engineer.

Mayor Quattrone requested that Resolution 2015-96 be removed from the Consent Agenda and voted on independently.

Councilmember Misiura moved the agenda as amended for approval; Councilmember Hansen seconded.

Roll Call Vote: Councilmembers Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Agenda approved as amended 6-0.

Councilmember Stults moved the January 5, 2015 executive session minutes for approval, Councilmember Kurs seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Minutes approved 6-0.

Councilmember Kurs moved the March 2, 2015 executive session minutes for approval; Councilmember Stults seconded.

Roll Call Vote: Councilmembers Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Minutes approved 6-0.

Councilmember Hansen moved the March 2, 2015 open session minutes for approval; Councilmember Misiura seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Minutes approved 6-0.

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

Doug Mair, 536 South Main Street – commented that since the grant was received for the bridge, the previously adopted bond ordinance should be rescinded; inquired as to why the Borough Council discussed the Administrator’s performance and salary in executive session one month before doing the ordinance; noted that his grievance is not with the Administrator’s raise, but with the process.

Lynn Woods, 315 Park Avenue – commented that she visited the new owner of the pizza shop and he is upset with the sign permit fees he had to pay; it is a shame that this is the first contact a new business owner has had with Borough. She suggested that Councilmember Stults discuss the fees with the Planning Board.

Rob Thibault, 504 South Main Street – commented that the newly acquired grants are great news; noted that the Council President referred to ordinance 2-9-7 during her comments at the last meeting, but the resolution was never done; he is disappointed that Council does not know the ordinance and that the public has a right to comment; there is a problem with the process.

Eugene Sarafin, 628 South Main Street – commented that he is thankful that government works in Hightstown, the state and federal government is unproductive; we elect Council to do what is best for the town, and the public must accept that.

Scott Caster, 12 Clover Lane – requested that the podium be moved to face the public so they can hear the comments. Mayor Quattrone stated that it was considered and that comments are directed to Council, not the public. He believes Hightstown has lost the definition of classic and an Association of the Businesses downtown is needed more than membership in the Classic Towns program; the businesses cannot get themselves together, they need the Mayor’s help to organize.

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

#### **Five-Year Projection of Capital Needs**

The Borough Engineer reviewed the bid results for the 2013 (Park Avenue, Greeley, and Glen Brook) and 2014 (Hutchinson, Grant and Park Way) road projects which were combined into one bid. She noted that grants in the amounts of \$252,836.00 and \$283,500.00 respectively, were received and that the projects include water and sewer improvements. The low bid is \$1.5M and they were good bids; Council bonded \$589,000.00 for the 2013 project, but the 2014 project has not yet been bonded.

Ms. Roberts reviewed the alternates in the bid noting the difference between high density polyethylene and ductile lines. She also reviewed the deductions that could be taken by reducing the scope of work, however she does not recommend cutting the scope, the project should be completed as bid without deductions.

There was discussion regarding pipes and valves, cost savings, repair cost projections, and the value of savings versus reliability. Mr. Underhill noted that the CFO included a contingency in the bond in case of change orders. The Engineer explained that given the size of the project, when you are doing work underground you never know what unexpected repairs that might be found.

Mr. Lang, CFO, reviewed the bonding needs for the project and gave details pertaining to interest and principal payments that will be due, noting that they will produce a minimal budget impact. Mr. Underhill noted that he is looking for Council’s authorization to have Bond Counsel prepare a bond ordinance for the remainder of the project; it should be introduced at the April 6<sup>th</sup> meeting. He noted that capital needs will be discussed at the budget meetings.

There was discussion regarding the engineer’s estimate and possible change orders, differences in the three lowest bids, grant funding, and the scope of the project. Council requested that a decision on the bond ordinance be postponed until the budget meeting on March 25<sup>th</sup> when the CFO can fully detail the Borough’s debt.

#### **Ordinance 2015-02 First Reading and Introduction** An Ordinance Amending and Supplementing Chapter 7, Entitled “Traffic,” to the “Revised General Ordinances of the Borough of Hightstown, New Jersey”

Mr. Underhill advised that the Police have recommended that the east side of Rev. Powell Drive be added to the ordinance to allow for emergency vehicles to make the turn off of Reed Street.

Councilmember Kurs moved that section 1 of ordinance 2015-02 be amended as recommended, Councilmember Stults seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Ordinance amended 6-0.

Councilmember Hansen moved ordinance 2015-02 for introduction as amended, Councilmember Kurs seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Ordinance introduced 6-0, Public hearing to be held on April 6, 2015.

Ordinance 2015-02

BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, ENTITLED “TRAFFIC,” TO THE “REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN, NEW JERSEY.”**

**WHEREAS**, the Hightstown Borough Council has determined that amendments are needed to Chapter 7 to the Revised General Ordinances of the Borough of Hightstown.

**NOW, THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey, as follows:

Section 1. That Section 7-13, Subsection 7-13-1 entitled “Parking Prohibited at All Times on Certain Streets”, is hereby amended to read (additions are shown with underline):

**Section 7-13**

**PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS**

**Subsections:**

**7-13-1                    Parking Prohibited at All Times on Certain Streets.**

**Subsection 7-13-1 Parking Prohibited at All Times on Certain Streets.**

No person shall park a vehicle at any time upon any streets or parts thereof described.

| <b>Name of Street</b> | <b>Side</b> | <b>Location</b>                                     |
|-----------------------|-------------|---|
| Academy Street        | North       | Mercer Street to easternmost Post Office driveway   |
| Academy Street        | North       | Railroad Avenue to westernmost Post Office driveway |
| Academy Street        | South       | Mercer Street to Railroad Avenue                    |
| Academy Street        | East        | From Park Avenue to Stockton Street                 |
| Academy Street        | East        | From Rogers Avenue to Railroad Avenue               |

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|                   |           |   |
|-------------------|-----------|---|
| Academy Street    | East      | From Stockton Street to Rogers Avenue   |
| Academy Street    | West      | From Park Avenue to Grant Avenue  |
| Bank Street       | North     | From North Main Street to Mechanic Street   |
| Bank Street       | North     | From the westerly curbline of the driveway entrance of the water plant, a distance of 30 feet east and 30 feet west |
| Bank Street       | South     | From North Main Street to Academy Street  |
| Center Street     | West      | From Stockton Street to Morrison Avenue   |
| Church Street     | East      | From Rogers Avenue to Stockton Street   |
| Clinton Street    | North     | From Cole Avenue to Maxwell Avenue  |
|                   | South     | From the westerly curbline of Cole Avenue for a distance of 70 feet east  |
| Cole Avenue       | Both      | From Franklin Street to Clinton Street  |
| Dutch Neck Road   | North     | From the southerly curbline of Stockton Street 665 feet southwesterly   |
| Dutch Neck Road   | Southeast | From Gilman Place to Stockton Street  |
| Etra Road         | Both      | From South Main Street to the Borough line  |
| First Avenue      | North     | From Outcalt Street to Joseph Street  |
| Forman Street     | West      | From the southerly curbline of Stockton Street for 205 feet south   |
| Grape Run Road    | North     | From Westerlea Avenue to Pershing Avenue  |
| Grape Run Road    | South     | From the easterly curbline of Westerlea Avenue to a point 120 feet east   |
| Grape Run Road    | Both      | From Westerlea Avenue to Mercer Street  |
| Hagemount Avenue  | West      | From Lincoln Avenue to Rocky Brook Court  |
| Harron Avenue     | East      | From Stockton Street to Morrison Avenue   |
| Hutchinson Street | East      | From Grant Avenue to Park Avenue  |
| Joseph Street     | East      | From Stockton Street to Second Avenue   |
| Leshin Lane       | North     | From a point 50' west of the western side of the driveway of 16 Leshin Lane to Westerlea Avenue                     |
| Leshin Lane       | South     | From a point 50' west of the western side of the driveway of 17 Leshin Lane to Westerlea Avenue                     |
| Monmouth Street   | North     | From North Main Street to a point opposite the east curbline of Broad Street  |
| Monmouth Street   | South     | From the east curbline of Manlove Avenue 652.67 feet east   |

|                   |       |   |
|-------------------|-------|---|
| Monmouth Street   | South | From Pennsylvania Railroad to Broad Street  |
| North Main Street | East  | From the northerly curblineline of Franklin Street to a point 80 feet north                                     |
| North Main Street | West  | From a point 239.5 feet north of the north curblineline of Stockton Street to a point 242 feet north            |
| Oak Lane East     |       | From Stockton Street to the north curblineline of Lincoln Avenue; thence from Lincoln Avenue for 397 feet north |
| Oak Lane          | West  | From the northerly curblineline of Stockton Street to a point 450 feet north                                    |
| Outcalt Avenue    | East  | For a distance of 50 feet north or south of the First Avenue and Second Avenue intersections                    |
| Outcalt Street    | West  | From Rogers Avenue to Morrison Avenue   |
| Park Avenue       | South | From the westerly curblineline of Academy Street to a point 50 feet west  |
| Pershing Avenue   | West  | From Grape Run Road to South Street   |
| Purdy Street      | East  | From Bank Street to Reed Street   |
| Railroad Avenue   | East  | From Stockton Street to Academy Street  |
| Railroad Avenue   | West  | From Stockton Street to Rogers Avenue   |
| Reed Street       | North | From Mechanic Street to Rev. Powell Drive   |
| Rev. Poweel Drive | East  | From Reed Street to Chamberlin Avenue   |
| Rogers Avenue     | North | From Stockton Street to Mercer Street   |
| Second Avenue     | North | From Outcalt Street to Joseph Street  |
| Second Avenue     | North | From Summit Street to Joseph Street   |
| South Main Street | West  | From Ward Street to Mercer Street   |
| South Street      | North | From Mercer Street to South Main Street   |
| Stockton Street   | North | From Mercer Street to South Main Street for 199 feet west   |
| Stockton Street   | South | From Main Street to the west curblineline of Dutch Neck Road; thence on Dutch Neck Road for 624 feet            |
| Ward Street       | North | From Mercer Street to South Main Street   |
| Ward Street       | North | From the easterly curblineline of South Main Street to a point 793.25 feet east                                 |
| Ward Street       | South | From the southeasterly curblineline of Mercer Street to a point 57 feet east                                    |
| Ward Street       | South | From the easterly curblineline of South Main Street to a point 2,241 feet east                                  |
| Westerlea         | West  | Leshin Lane to Grape Run Road   |

(1971 Code § 11-3.3; New; Ord. No. 1997-5 § 1; Ord. No. 2001-18; Ord. No. 2003-16; Ord. No. 2007-11; Ord. 2007-17; Ord. No. 2008-13)

Section 2. That Section 7-20, Subsection 7-20-1 entitled “Stop Intersections”, is hereby amended to read (additions are shown with underline):

## **Section 7-20**

### **STOP INTERSECTIONS**

#### **Subsections:**

#### **7-20-1 Stop Intersections.**

##### **Subsection 7-20-1 Stop Intersections.**

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections described are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein.

| <b>Intersection(s)</b>                                     | <b>STOP Sign(s) on:</b>                |
|--|--|
| Academy Street and<br>Morrison Avenue--<br>Railroad Avenue | Morrison<br>Avenue--Railroad<br>Avenue |
| Dutch Neck Road and<br>Gilman Place                        | Gilman Place                           |
| Grape Run Road and<br>Westerlea Avenue                     | Westerlea Avenue                       |
| Greeley Street and<br>Glen Brook Place                     | Glen Brook Place                       |
| Hagemount Avenue and<br>Rocky Brook Court                  | Rocky Brook Court                      |
| Harron Avenue and<br>Dutch Neck Road                       | Dutch Neck Road                        |
| Lincoln Avenue and<br>Hagemount Avenue                     | Hagemount Avenue                       |
| Maxwell Avenue and<br>Clinton Street                       | Clinton Street                         |
| Meadow Drive and<br>Clover Lane                            | Clover Lane                            |
| Meadow Drive and<br>Clover Lane                            | Clover Lane                            |
| <u>Morrison Avenue and<br/>Harron</u>                      | <u>Morrison Avenue</u>                 |
| <u>Morrison Avenue and<br/>Center Street</u>               | <u>Morrison Avenue</u>                 |

|  |                    |
|--|--------------------|
| Oak Lane and<br>Lincoln Avenue             | Lincoln Avenue     |
| Orchard Avenue and<br>Meadow Drive         | Meadow Drive       |
| Orchard Avenue and<br>Schuyler Avenue      | Schuyler Avenue    |
| Prospect Drive and<br>Bennett Place        | Bennett Place      |
| Reed Street and<br>Purdy Street            | Purdy Street       |
| Springcrest Avenue<br>and Glen Drive       | Glen Drive         |
| Sunset Avenue and<br>Maple Avenue          | Maple Avenue       |
| Westerlea Avenue and<br>Springcrest Avenue | Springcrest Avenue |
| Wilson Avenue and<br>Mechanic Street       | Mechanic Street    |

(1971 Code § 11-11; Ord. No. 839; New)

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

Carmela Roberts, Borough Engineer, departed the meeting at this time.

**Ordinance 2015-03 First Reading and Introduction** An Ordinance to Establish Police Salaries for the Years 2015, 2016, 2017 and 2018

Councilmember Hansen moved ordinance 2015-03 for introduction, Councilmember Kurs seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Ordinance introduced 6-0, Public hearing to be held on April 6, 2015.

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

**AN ORDINANCE TO ESTABLISH POLICE SALARIES  
FOR THE YEARS 2015, 2016, 2017, AND 2018.**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey, as follows:

**SECTION 1.**

A. Base "A" salaries shall be as follows:

| <b>classification</b> | <b>2015</b> | <b>2016</b> | <b>2017</b> | <b>2018</b> |  |
|-----------------------|-------------|-------------|-------------|-------------|--|
| academy               | 42,000.00   | 42,000.00   |             |             |  |
| Probationary          | 45,000.00   | 45,000.00   | 45,000.00   | 45,000.00   |  |
| patrolman             | 51,000.00   | 51,000.00   | 51,000.00   | 51,000.00   |  |
| 2 years               | 57,000.00   | 57,000.00   | 57,000.00   | 57,000.00   |  |
| 3 years               | 63,000.00   | 63,000.00   | 63,000.00   | 63,000.00   |  |
| 4 years               | 69,500.00   | 69,500.00   | 69,500.00   | 69,500.00   |  |
| 5 years               | 76,000.00   | 76,000.00   | 76,000.00   | 76,000.00   |  |
| 6 years               | 82,000.00   | 82,000.00   | 82,000.00   | 82,000.00   |  |
| 7 years               | 88,000.00   | 88,000.00   | 88,000.00   | 88,000.00   |  |
| 8 years               | 91,469.00   | 91,469.00   | 91,469.00   | 91,469.00   |  |
| 9 years               | 93,298.00   | 95,164.00   | 95,164.00   | 95,164.00   |  |
| 10 years              |             |             | 97,067.00   | 99,009.00   |  |
| Sergeants             | 100,606.00  | 101,612.00  | 103,644.00  | 105,717.00  |  |
| Lieutenants           | 117,000.00  | 117,000.00  | 119,150.00  | 120,342.00  |  |

B. Base salaries for employees hired from January 1, 2015 through December 31, 2018 shall be as follows:

1. Classification – Academy - \$42,000.00
2. Patrolman, once they are hired and the probationary period is complete, shall be entitled to the contractual wage increases as required by the 2015-2018 collective bargaining agreement between FOP and the Borough of Hightstown.

**SECTION 2.** Formula for Salary Computation.

A. Police officers' salaries shall be computed in accordance with the following formula:

Base "A" + longevity = Base "B"

Base "B" divided by 2080 = Hourly rate for holiday pay

Holiday hourly rate x 104 holiday hours = Holiday adjustment value

Base "B" + Holiday adjustment value + College + Stipends = Base "C"

Base "C" divided by 2080 = Current year's hourly pay rate



- B. Base "A" is set forth above  
Base "B" is only used to calculate Holiday Pay  
Base "C" is the current year's salary

**SECTION 3.** Longevity pay.

Effective January 1, 2015, each employee covered by this agreement shall, in addition to his regular wages and benefits, be paid longevity increments based upon years of service with the police department in accordance with the following schedule:

|                           |            |
|---------------------------|------------|
| After 10 years of service | \$1,800.00 |
| After 15 years of service | \$2,600.00 |
| After 20 years of service | \$3,500.00 |
| After 24 years of service | \$4,400.00 |

Any employee hired after 1/1/2015 shall not be eligible for longevity pay.

**SECTION 4.** Other pay.

The following stipends shall be paid:

- |  |                 |
|--|-----------------|
| 1. Officers assigned to head the traffic bureau  | \$750 per year  |
| 2. Detectives on call 24/7   | \$2000 per year |
| 3. Highest college of university degree obtained:  |                 |
| a. Associates Degree in field of police science, public administration or criminal justice | \$150           |
| b. Bachelor's Degree in field of police science, public administration or criminal justice | \$250           |
| c. Master's Degree in field of police science, public administration or criminal justice   | \$350           |
| d. Doctorate in field of police science, public administration or criminal justice         | \$450           |
| 4. Officer In Charge Pay (when designated by appropriate authority)                        | \$2.50/hour     |

**SECTION 5.** This Ordinance shall take effect after final passage and publication as provided by law, but the ranges of compensation herein provided shall be retroactive to January 1, 2015.

**SECTION 6.** The salary ranges established in this ordinance supersede any established for the same positions in previous salary ordinances, and will remain in effect until changed by the adoption of a new or amending Salary Ordinance.

**Ordinance 2015-04 First Reading and Introduction (By Title Only)** An Ordinance Amending the Borough's Redevelopment Plan Relating to Sub-Area 1 (Bank Street) Within the Borough of Hightstown

Councilmember Misiura moved ordinance 2015-04 for introduction, Councilmember Montferrat seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Ordinance introduced 6-0, Public hearing to be held on April 6, 2015.

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

**AN ORDINANCE AMENDING THE BOROUGH'S REDEVELOPMENT PLAN RELATING TO SUB-AREA I (BANK STREET) WITHIN THE BOROUGH OF HIGHTSTOWN.**

**WHEREAS**, on September 7, 2004, the Hightstown Borough Council adopted Ordinance No. 2004-20, which approved and adopted a Redevelopment Plan (also referenced as the "Plan") for the Borough of Hightstown, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, *et seq.*; and

**WHEREAS**, the Plan divided the Redevelopment Area of the Borough into three (3) distinct Sub-Areas; and

**WHEREAS**, the Sub-Areas include the following: Sub-Area I (Bank Street); Sub-Area II (South Academy Street); and Sub-Area III (Route 33); and

**WHEREAS**, though the Plan identified these three (3) Sub-Areas as Redevelopment Areas within the Borough, the Plan only created land use and design criteria relating to Sub-Area I (Bank Street), with the understanding that the Borough Council would adopt additional measures in the future to establish such criteria relative to Sub-Areas II and III; and

**WHEREAS**, on October 2, 2006, the Borough Council adopted Ordinance No. 2006-19, which amended the Plan in certain respects relating to Sub-Area I (Bank Street); and

**WHEREAS**, on October 6, 2008, the Borough Council adopted Ordinance No. 2008-16, which further amended the Plan in certain respects relating to Sub-Area I (Bank Street); and

**WHEREAS**, subsequent to the adoption of the aforesaid Ordinances, the Borough has continued to diligently review the criteria relating to Sub-Area I (Bank Street), in an effort to ensure that the proposed redevelopment of this area is most beneficial to the Borough as well as feasible for proposed redevelopers; and

**WHEREAS**, the Borough has determined that it is necessary and appropriate to further amend the Plan in certain limited respects; and

**WHEREAS**, the proposed revisions have been reviewed and approved by the Borough's Planning Board; and

**WHEREAS**, a copy of the proposed revised Plan, dated January 12, 2015, is attached hereto and made a part hereof.

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED**, by the Borough Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey, as follows:

1. That the Borough Council hereby approves and adopts the attached amended Redevelopment Plan, dated January 12, 2015, as the official Redevelopment Plan of the Borough.
2. That the attached Redevelopment Plan shall supersede any and all prior Redevelopment Plans within the Borough of Hightstown relating to Sub-Area I (Bank Street), Sub-Area II (Academy Street) and Sub-Area III (Route 33), as well as the land use development regulations governing the properties located in Sub-Area I (Bank Street). The Borough Council shall take further action in the future in order to create new land use development regulations governing the properties located in Sub-Areas II and III. Until such time, the existing land use development regulations that govern the properties located within Sub-Areas II and III shall control development of those Sub-Areas. To the extent that any inconsistencies exist between the Official Zoning Map and the attached Redevelopment Plan, then the Official Zoning Map shall be amended accordingly.
3. That the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid and shall not be deemed to affect

the operation of any other portion thereof, which shall remain in full force and effect.

4. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.
5. That this Ordinance shall take effect following final passage and publication in accordance with the law.

**Resolution 2015-84 Ratifying the Memorandum of Agreement with the Hightstown Police Officers FOP Lodge 140 – Fraternal Order of Police/New Jersey Labor Council for the Years 2015, 2016, 2017 and 2018, and Authorizing the Execution of a Collective Bargaining Agreement Related Thereto**

Councilmember Kurs moved resolution 2015-84, Councilmember Stults seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Resolution adopted 6-0.

Resolution 2015-84

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

**RATIFYING THE MEMORANDUM OF AGREEMENT WITH THE HIGHTSTOWN POLICE OFFICERS FOP LODGE 140 – FRATERNAL ORDER OF POLICE/NEW JERSEY LABOR COUNCIL, FOR THE YEARS 2015, 2016, 2017, AND 2018, AND AUTHORIZING THE EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT RELATING THERETO.**

**WHEREAS**, as a result of a Representation Petition submitted to the Public Employment Relations Commission (PERC) the Police Officers of the Hightstown Police Department were certified and recognized by PERC as the Hightstown Police Officers FOP 140; and

**WHEREAS**, the Borough of Hightstown and the Hightstown Police Officers FOP 140-Fraternal Order of Police/New Jersey Labor Council (the “FOP”) have negotiated a Memorandum of Agreement for the years 2015, 2016, 2017, and 2018; and

**WHEREAS**, a copy of the Memorandum of Agreement is attached hereto and made a part hereof; and

**WHEREAS**, the Memorandum of Agreement has been reviewed by all parties and ratified by the FOP; and

**WHEREAS**, it is the desire of the Mayor and Council that it be approved, ratified and executed by the appropriate representatives of the Borough; and

**WHEREAS**, it is also the desire of the Mayor and Council to authorize the appropriate Borough Officials to execute a new Collective Bargaining Agreement (“CBA”) with the FOP for the years 2015, 2016, 2017, and 2018, so long as the CBA includes all of the terms and conditions set forth in the attached Memorandum of Agreement and the CBA is satisfactory to the Borough’s Labor Counsel.

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

1. That the attached Memorandum of Agreement with the FOP for the years 2015, 2016, 2017, and 2018, which agreement is on file in the Borough Clerk’s office, is hereby approved and ratified.
2. That the Borough Administrator is hereby authorized to execute, and the Borough Clerk to attest, the attached Memorandum of Agreement with the FOP for the years 2015, 2016, 2017, and 2018.
3. That the Mayor is hereby authorized to execute, and the Borough Clerk to attest, a new CBA with the FOP for the

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years 2015, 2016, 2017, and 2018, so long as the CBA includes all of the terms and conditions set forth in the attached Memorandum of Agreement and the CBA is satisfactory to the Borough's Labor Counsel.

4. That a certified copy of this Resolution shall be provided to each of the following:
  - a. Hightstown Police Officers FOP 140-Fraternal Order of Police/New Jersey Labor Council;
  - b. Elizabeth Garcia, Esq., Labor Counsel.

**Resolution 2015-85 Authorization for the Borough Engineer to Prepare and Application for the NJEIT Loan Program**

Councilmember Montferrat moved resolution 2015-85, Councilmember Kurs seconded.

Borough Clerk Sopronyi explained that this resolution memorializes the previous verbal approval given by Council; it is required that the Borough Engineer submit a resolution of approval with the application.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Resolution adopted 6-0.

Resolution 2015-85

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

**AUTHORIZATION FOR THE BOROUGH ENGINEER TO PREPARE AN APPLICATION FOR  
THE NJEIT LOAN PROGRAM**

**WHEREAS**, the Borough Council has reviewed the NJEIT (New Jersey Environmental Infrastructure Trust) loan availability; and

**WHEREAS**, the Borough Engineer has suggested several projects that are needed by the Hightstown Advanced Waste Water Treatment and Water Plants; and

**WHEREAS**, the Borough Council has found that they wish to authorize the Borough Engineer to prepare the necessary plans and documents required to apply for the NJEIT Loan for an Ultraviolet Disinfection system at the Advanced Waste Water Treatment Plant.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Borough Engineer is hereby directed and authorized to prepare the necessary plans and documents required to apply for the NJEIT Loan for an Ultraviolet Disinfection system at the Advanced Waste Water Treatment Plant.

**Resolution 2015-86 Authorizing Payment of Bills**

Councilmember Stults requested that item #A0162 be removed from the bills list and voted on separately.

Councilmember Bluth inquired about a payment in the amount of \$2,922.52 on the manual bills list made to Merino, Guillermo & Carmen. Since it was not immediately known what this payment was for, Councilmember Bluth requested that it be removed from the bills list until the purpose of the payment could be verified.

Councilmember Hansen moved resolution 2015-86 without item A0162 and the payment to Merino, Guillermo & Carmen, Councilmember Stults seconded.

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Councilmember Bluth moved item A0162 for payment, Councilmember Hansen seconded.

March 16, 2015

- 12 -

Roll Call Vote: Council members Bluth, Hansen, Kurs, Misiura, and Montferrat voted yes; Councilmember Stults abstained.

Resolution adopted 5-0, with one abstention.

Resolution 2015-86

*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 Borough Administrator, the appropriate Department Head and the Treasurer in the amount of \$614496.23 from the following accounts:

|                       |  |                     |
|-----------------------|--|---------------------|
| Current               |  | \$385,516.26        |
| W/S Operating         |  | 212,435.47          |
| General Capital       |  | 412.50              |
| Water/Sewer Capital   |  | 15,167.00           |
| Grant                 |  | 165.00              |
| Trust                 |  | 0.00                |
| Housing Trust         |  | 0.00                |
| Animal Control        |  | 800.00              |
| Law Enforcement Trust |  | 0.00                |
| Housing Rehab Loans   |  | 0.00                |
| Unemployment Trust    |  | 0.00                |
| Escrow                |  | <u>0.00</u>         |
|                       |  |                     |
| Total                 |  | <u>\$614,496.23</u> |

**Consent Agenda – Resolutions 2015-87, 2015-88, 2015-89, 2015-90, 2015-91, 2015-92, 2015-93, 2015-94, 2015-95, 2015-97, 2015-98**

Councilmember Bluth moved the consent agenda; Councilmember Stults seconded.

Roll Call Vote: Councilmembers Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Resolutions adopted 6-0.

Resolution 2015-87

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

Borough of Hightstown  
Emergency Temporary No. 2  
3/16/2015

**Current Fund**

|                             |                  |                   |
|-----------------------------|------------------|-------------------|
| ENVIRONMENTAL COMMISSION    | Other Expenses   | 300.00            |
| PUBLIC BLDGS AND GROUNDS    | Other Expenses   | 5,000.00          |
| ENGINEERING                 | Other Expenses   | 5,000.00          |
| MEDICAL INSURANCE           | Other Expenses   | 85,000.00         |
| SANITATION & SOLID WASTE    | Salaries & Wages | \$6,000.00        |
| POLICE FIRE & RADIO COMMUN. | Salaries & Wages | \$15,000.00       |
| BUILDINGS & GROUNDS         | Salaries & Wages | \$5,000.00        |
| RECYCLING                   | Salaries & Wages | \$5,000.00        |
| MAINTENANCE OF PARKS        | Salaries & Wages | \$5,000.00        |
| PUBLIC WORKS                | Salaries & Wages | <u>\$5,000.00</u> |

|                           |  |                          |
|---------------------------|--|--------------------------|
| <b>Total Current Fund</b> |  | <u><u>136,300.00</u></u> |
|---------------------------|--|--------------------------|

|                    |                |            |
|--------------------|----------------|------------|
| <b>Water/Sewer</b> | Other Expenses | 150,000.00 |
|--------------------|----------------|------------|

|              |  |                          |
|--------------|--|--------------------------|
| <b>Total</b> |  | <u><u>286,300.00</u></u> |
|--------------|--|--------------------------|

Resolution 2015-88

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

**AUTHORIZING A TRANSFER OF FUNDS IN THE 2014 BUDGET**

**Whereas**, N.J.S.A. 40A:4-59 provides that the governing body may authorize a transfer of funds in the budget during the first three months of the following year.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the following transfers in the 2014 budget are hereby authorized:

| <u>Current:</u>                     | <u>From</u>         | <u>To</u>           |
|-------------------------------------|---------------------|---------------------|
| <b>Financial Administration</b>     |                     |                     |
| Salaries and Wages                  | \$ 8,000.00         | \$ -                |
| <b>Legal Settlements</b>            |                     |                     |
| Other Expenses                      | 10,000.00           | -                   |
| <b>Legal Services and Costs</b>     |                     |                     |
| Other Expenses                      |                     | 10,000.00           |
| <b>Police</b>                       |                     |                     |
| Salaries and Wages                  |                     | 16,000.00           |
| Other Expenses                      | 10,000.00           |                     |
| <b>Police Vehicle Purchase</b>      | 1,000.00            |                     |
| Other Expenses                      |                     |                     |
| <b>Snow Removal</b>                 |                     |                     |
| Other Expenses                      |                     | 8,000.00            |
| <b>Board of Health</b>              |                     |                     |
| Salaries and Wages                  |                     | 1,500.00            |
| <b>Uniform Construction Code</b>    |                     |                     |
| Salaries and Wages                  |                     | 3,000.00            |
| <b>Housing Code Enforcement</b>     |                     |                     |
| Salaries and Wages                  | 6,000.00            |                     |
| <b>Celebration of Public Events</b> |                     |                     |
| Other Expenses                      |                     | 1,500.00            |
| <b>Electricity</b>                  |                     |                     |
| Other Expenses                      | <u>5,000.00</u>     | <u></u>             |
| <b>TOTALS</b>                       | <b>\$ 40,000.00</b> | <b>\$ 40,000.00</b> |

Resolution 2015-89

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

**REAPPOINTING HENRY UNDERHILL AS BOROUGH ADMINISTRATOR AND  
AUTHORIZING THE EXECUTION OF THE ASSOCIATED AGREEMENT**

**WHEREAS**, Section 2-9.3 of the *Revised General Ordinances of the Borough of Hightstown*, provides that “The Administrator shall be appointed by the Mayor with the advice and consent of the Council and shall serve at the pleasure of the Mayor and Council; and,

March 16, 2015

**WHEREAS**, Henry Underhill was appointed as Borough Administrator pursuant to resolution 2014-35 on February 6, 2014 for a one year period; and

**WHEREAS**, it is the desire of the Mayor to reappoint Henry Underhill of Wall, NJ to continue to serve as Borough Administrator for a period of one year from February 7, 2015 to February 6, 2016 at a salary of \$79,900 per annum, with a review of the Administrator's performance as it relates to his compensation to be undertaken after August 7, 2015; and

**WHEREAS**, the Administrator shall devote at least forty (40) hours per week to his duties in Hightstown, exclusive of any and all Governing Body and/or other meetings which the Administrator shall be required/requested to attend.

**WHEREAS**, specific terms and conditions of employment for the Administrator have been set forth in the attached proposed written Employment Agreement.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council hereby provides its advice and consent to the Mayor's reappointment of Henry Underhill of Wall, NJ, to continue to serve as the Borough Administrator for the Borough of Hightstown, subject to the following provisions: Mr. Underhill shall serve for a term of one year, effective February 7, 2015 through February 6, 2016, at a salary of \$79,900 per annum, with a review of Mr. Underhill's performance as it relates to his compensation to be undertaken after August 7, 2015; and the Administrator shall devote at least forty (40) hours per week to his duties in Hightstown, exclusive of any and all Governing Body and/or other meetings which the Administrator shall be required/requested to attend. All other terms and conditions associated with Mr. Underhill's continued employment are specified in the attached employment agreement.

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to execute, and the Borough Clerk to attest, the attached Employment Agreement on behalf of the Borough.

Resolution 2015-90

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

**APPOINTING A CLASS II SPECIAL OFFICER – RYAN S. BUCK**

**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**, Lt. Frank Gendron has recommended that Ryan S. Buck of Tinton Falls, New Jersey be appointed as a Class II Special Officer for the Borough of Hightstown Police Department; and,

**WHEREAS**, Ryan S. Buck has completed and passed the required physical and psychological evaluations and background investigation; and

**WHEREAS**, Ryan S. Buck 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**, Ryan S. Buck 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.

March 16, 2015



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

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Hightstown that Ryan S. Buck is hereby appointed as a Class II Special Officer to assist the Hightstown Police Department, effective March 16, 2015, for the remainder of calendar year 2015.

**BE IT FURTHER RESOLVED** that Ryan S. Buck 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.

Resolution 2015-91

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

**AUTHORIZING REQUEST FOR PROPOSALS FOR A GRANT WRITER**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Purchasing Agent is hereby authorized to prepare and advertise a Request for Proposals for a Grant Writer for the Borough of Hightstown, and that the Borough is authorized to receive same after proper advertisement.

Resolution 2015-92

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

**AUTHORIZING PARTICIPATION IN THE CLASSIC TOWNS OF GREATER  
PHILADELPHIA INITIATIVE (CTGP) WITH THE DELAWARE VALLEY REGIONAL  
PLANNING COMMISSION (DVRPC)**

**WHEREAS**, the Delaware Valley Regional Planning Commission's (DVRPC) Classic Towns of Greater Philadelphia (CTGP) initiative is a cooperative marketing program that aims to promote the region's developed municipalities and neighborhoods as a great place to live, work and play; and

**WHEREAS**, the CTGP is committed to the growth, revitalization, and support of the region's older communities; and

**WHEREAS**, the CTGP promotes the inherent benefits of choosing to locate in developed communities with a large regional campaign that will be sustained over a long period of time and provides tools and training needed to launch local marketing campaigns; and

**WHEREAS**, participation in the CTGP provides invitation-only workshops, priority ranking for TCDI planning grants, and events focused on community marketing; and

**WHEREAS**, the Hightstown Historic Preservation Commission (HPC) has requested that Hightstown Borough join the CTGP and will serve as the Liaison to the organization; and

March 16, 2015

**WHEREAS**, participation in the CTGP will not be at the expense of the Borough Taxpayer; and

**WHEREAS**, that Borough Council finds that participation in the CTGP will be a benefit to the Borough and its residents.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown authorizes Hightstown Borough's participation in Delaware Valley Regional Planning Commission's (DVRPC) Classic Towns of Greater Philadelphia (CTGP) initiative and authorizes the appropriate Borough Officials to execute the documentation that may be necessary to effectuate and maintain the Borough's participation in the CTGP.

**BE IT FURTHER RESOLVED** that the Historic Preservation Commission of Hightstown Borough shall serve as the Borough's Liaison to the organization.

Resolution 2015-93

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

**SUPPORTING THE USE OF A "NO PASSING ZONE"  
ON ROUTE 33 IN HIGHTSTOWN BOROUGH AS RECOMMENDED  
BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 33 in the Borough of Hightstown; and

**WHEREAS**, the NJDOT investigation revealed the current centerline pavement markings on Route 33 meet and conform to design standards; and

**WHEREAS**, NJDOT will update existing records to reflect current No Passing Zone conditions along New Jersey Route 33.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown, of the County of Mercer in the State of New Jersey, that it supports the use of a "No Passing Zone" on Route 33 in Hightstown Borough as recommended by the New Jersey Department of Transportation.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be sent to the New Jersey Department of Transportation as requested.

Resolution 2015-94

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

**AMENDING RESOLUTION 2015-78**

**WHEREAS**, the Borough Council adopted resolution 2015-78 on February 17, 2015; and

**WHEREAS**, resolution 2015-78 designated April 25, 23015 as Arbor Day in the Borough; and

**WHEREAS**, due to circumstances beyond the Borough's control, the date for Arbor Day celebrations in the Borough must be revised to be held on April 18, 2015; and

**WHEREAS**, the Borough Council find it in the best interest of the Borough to amend the date designated as Arbor Day in the Borough of Hightstown to be April 18, 2015.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that resolution 2015-78 is hereby amended to change the date designated as **ARBOR DAY** in the Borough of Hightstown to be Saturday, April 18, 2015.

Resolution 2015-95

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

**AUTHORIZING AN EXTENSION TO THE RENEWED SHARED SERVICES AGREEMENT  
WITH EAST WINDSOR TOWNSHIP FOR EMERGENCY MEDICAL SERVICES**

**WHEREAS**, with the adoption of Resolution 2013-153 on July 1, 2013, the Borough Council approved a Shared Services Agreement with the Township of East Windsor for the provision of Emergency Medical Services for the period July 1, 2013 through June 30, 2014; and

**WHEREAS**, Resolution 2014-157 renewed the agreement through March 31, 2015; and

**WHEREAS**, the parties desire to extend the agreement to continue the provision of Emergency Medical Services to the Borough by the Township of East Windsor through May 31, 2015; and

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40:65-1 et seq. authorizes the approval of Shared Services Agreements by Resolution; and

**WHEREAS**, the Borough's net share of costs for these services, by the terms of the agreement, will be One Thousand Seven Hundred Fifty Dollars (\$1,750.00) for the extended 2-month period; and

**WHEREAS**, it is the intention of the Mayor and Council to provide adequate funding for this expenditure in the 2015 budget;

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

1. The extension of the Shared Services Agreement with the Township of East Windsor for Emergency Medical Services for the period April 1, 2015 through May 31, 2015 is hereby approved, in accordance with the provisions of N.J.S.A. 40:65-1 et seq.
2. This extension is contingent upon receipt of a corresponding resolution of authorization from the East Windsor Governing Body.
3. This agreement is approved subject to the provision of adequate funds in the Borough's 2015 budget.

Resolution 2015-97

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

**AUTHORIZING PARTICIPATION IN THE HOUSTON-GALVESTON AREA COUNCIL (H-GAC COOPERATIVE  
PURCHASING PROGRAM), PURSUANT TO P.L. 2011, C. 139**

**WHEREAS**, The Houston-Galveston Area Council (H-GAC Cooperative Purchasing Program), is a regional planning commission and political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code with the authority to institute a cooperative purchasing program that reduces the cost of goods and services by aggregating the purchasing power of public agencies nationwide pursuant to P.L.2011, c. 139; and

**WHEREAS**, the Borough of Hightstown as a contracting unit, may without advertising for bids, purchase any materials, supplies March 16, 2015

or equipment entered into on behalf of the Houston-Galveston Area Council (H-GAC), 3555 Timmons Lane, Suite 120, Houston, Texas 77027 pursuant to the provisions of P.L.2011, c. 139 which permits contracting units to use contracts awarded by national or regional cooperative or other states that were competitively bid. The law supplements existing law on the use of such contracts and is intended to provide additional flexibility to local government in the area of procurement; and

**WHEREAS**, the Borough Council desires to enter into a contract with the Houston-Galveston Area Council (H-GAC) and to purchase certain products and services from vendors through the H-GAC Cooperative Purchasing Program, which shall be subject to all the conditions applicable to the the current H-GAC contract; and

**WHEREAS**, the Borough Council authorizes the Borough Administrator and/or Qualified Purchasing Agent to execute any paperwork required to enter into the Houston-Galveston Area Council (H-GAC) and to purchase products and services from the H-GAC Cooperative Purchasing Program contracts.

**WHEREAS**, pursuant to the rules of the Local Finance Board of the State of New Jersey no amount of any contract shall be chargeable until certification of available funds is made and upon receipt of a properly executed purchase order.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown, of the County of Mercer in the State of New Jersey, that the Borough Administrator and/or Qualified Purchasing Agent are authorized to execute the necessary paperwork required to enter into the Houston-Galveston Area Council (H-GAC) and to purchase products and services from the H-GAC Cooperative Purchasing Program contracts.

Resolution 2015-98

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

**AUTHORIZING REFUNDS OF TAX AND WATER/SEWER PAYMENTS**

**WHEREAS**, Mercer St. Warehouse/Bruckner Southern of 2170 Rte. 27, Edison, New Jersey owns the property known as Block 48/Lots 26, 27, 32, 33, 34 and 35 in Hightstown Borough; and

**WHEREAS**, Mercer St. Warehouse/Bruckner Southern erroneously made tax and water/sewer payments for the property known as Block 48/Lot 30 in Hightstown Borough; and

**WHEREAS**, Block 48/Lot 30 is owned by Hightstown Real Estate, LLC of 500 Mercer Street, Hightstown, New Jersey; and

**WHEREAS**, the payer, Mercer St. Warehouse/Bruckner Southern, has requested that a refund in the amount of \$39,052.66 for taxes and \$279.80 for water/sewer be issued for the erroneous payments made for the following:

Taxes paid by Mercer St Warehouse for 2013: \$16,158.50  
Taxes paid by Mercer St Warehouse for 2014: \$22,894.16  
Water/Sewer paid by Mercer St Warehouse for 2014: \$131.70  
Water/Sewer paid by Mercer St Warehouse for 2015: \$148.10

**WHEREAS**, the Tax and Water/Sewer Collector has requested that said erroneously made payments be refunded to Mercer St. Warehouse/Bruckner Southern in the amount of \$39,052.66 for taxes and \$279.80 for water/sewer.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Tax and Water/Sewer Collector and Treasurer are hereby authorized to issue a refund in the amount of \$39,052.66 for taxes and \$279.80 for water/sewer to Mercer St. Warehouse/Bruckner Southern of 2170 Rte. 27, Edison, New Jersey, representing the erroneously made overpayments as set forth herein.

**Resolution 2015-96 Supporting Assembly Bill A-1109 Which Seeks to Implement Stricter Rules and Regulations for Organizations that House and Care for Individuals with Developmental Disabilities**

Councilmember Kurs moved Resolution 2015-96; Councilmember Misiura seconded.

Councilmember Misiura stated that while this is a good bill and he would like to support it, he noted discrepancies between the bill and the resolution as written. He recommended that this resolution be tabled until it can be corrected to mimic the details in the bill.

Councilmember Kurs rescinded his motion; Councilmember Misiura rescinded his second.

Councilmember Misiura moved to table resolution 2015-96; Councilmember Stults seconded.

Council members Bluth, Hansen, Kurs, Misiura, Montferrat and Stults voted yes.

Resolution tabled 6-0.

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

Janine Krupa, Hightstown Police Officer – commented that she received a letter from the Mayor dated 2/10/2015 advising that Ms. Garcia had prepared and distributed to Mayor and Council a very thorough and detailed report on her investigation. She continued that this investigation was in response to a specific comment made from me to my supervisor and continued with a written document dated 9/5/2014. She respectfully requested a copy of the report from the investigation. Since her complaint involved issues covered by the U.S. EEOC, by law specific actions and responses are required; for the record she has not received a final interview before the report was written and released to the Mayor and Council; additionally she would like to inform the same Mayor and Council that the reference to the detailed investigation report should have advised that I was interviewed only once and that was on or about October 1, 2014. The actions contained in the document of 9/5/2014 and mentioned in the interview of 10/1/2014 have continued through last week and this past Saturday. I am now forced to place this request directly in front of the appropriate authority of the Borough, and I am now doing so on the record. Please take whatever steps are necessary to end the complained about actions and restore the proper working environment required by law and fairness. Also, since there was no final interview, I have not received back the copies which I provided for the investigation. From recent actions taken, it appears that these copies that I let Ms. Garcia copy, have been shared outside with the investigators and used in violation of the expected confinement granted for such investigations. I await your actions, the return of my copies, and confirmation that no additional copies were made. She then addressed mayor Quattrone, and noted that the letter dated 2/10/15 advising that my superior would be in contact with me regarding an investigation for my immediate supervisor saying “come over here so I can punch you in the face”, do you believe that this is hostile? Don’t you think that this is hostile? What about the officer sleeping on duty that I reported in September? We are now in March and nothing is going on. In the letter dated 2/10/2015, “Based on the investigation Ms. Garcia has determined that there does not appear to be any legal harassment. The investigation revealed that there are some issues that need to be addressed, which are summarized in the report. Her recommendations are as follows and she listed Anti-Harassment, Anti-Discrimination, and Anti-Bullying training. The Borough Administrator will make arrangements for the above training, and Lieutenant Gendron will conduct the investigation. Lieutenant Gendron may be in touch with you to discuss the comment or comments that referred to physical harm, which I understand from the report, involved a comment about being punched in the face.” So, I am asking Council and Mayor that if I have any more problems and allegations, which are hostile and which I have, which I have documented, who do I go to? My supervisor who threatened to punch me in my face? Or the people of my department who are continuing to harass me on a regular basis? Thank you.

Lynn Woods, 315 Park Avenue – made reference to resolution 2015-84 noting that it references a Police Chief, and she does not recommend the hiring of a Police Chief.

Eugene Sarafin – noted that he is confused that the Council is considering making cuts to the road project to save money, it will only cost twice as much to do later; he agrees that Council should know the Borough’s debt, but he does not think they should reduce the project from what was bid.

Scott Caster, 12 Clover Lane – recommended that Council consider the following during their police discussions with East Windsor: retain control, quality of service, and pay a reasonable rate; if negotiations are taking this long, how promptly will we be able to address issues in the future? He then referenced the personnel issues that have been in the papers and commented that Council is accountable for the hiring of Managers.

Doug Mair, 536 South Main St. – commented that the passing of the MOA with the police means that Hightstown will continue to have its own police for the next four years; thank you to the residents who supported the Police Department; if

Council continues to consider outsourcing, it means they did not negotiate the contract in good faith; he hopes Council will now begin looking at a new police facility. He then congratulated Mr. Underhill on his renewed appointment and noted that Council should review his position after August 7, 2015 and not before.

Rob Thibault, 504 South Main Street – commented that he is surprised that Council did not elaborate on ordinance 2015-03 since it means an large savings for taxpayers; inquired as to why the lieutenant is getting a huge increase with all the problems at the police Department and noted that it should be investigated.

Lynn Woods, 315 Park Avenue – commented that when there was a promotion to Sergeant there were no discipline records due to Hurricane Irene, but now Officer Marchione's records have surfaced. How can this be?

Scott Caster, 12 Clover Lane – commented that there was an article in the Trenton Times referencing Henry Underhill and an incident 10 years ago.

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

### **Mayor/Council/Administrative Comments and Committee Reports**

**Councilmember Montferrat** –thanked the Engineer for writing the grants that the Borough has received; advised that the Historic Preservation Commission meets this Thursday; the Historic Preservation Conference will be held June 4 & 5 and he plans on attending.

**Councilmember Misiura** – noted that the Board of Health met on March 11<sup>th</sup> and they are looking for a local kennel for the Animal Control Officer to use, and they have prepared a nuisance ordinance that is presently under Attorney review; the TNR ordinance is being reviewed by the Board of Health and they will submit their comments to the Administrator when their review is complete.

**Councilmember Stults** – advised that the Planning Board introduced design standards and it is in sub-committee, the standards will assist with renovations downtown and new construction, and will include comments from the Zoning Officer; A-signs are being discussed and they will try to work with businesses; he met with the new deli owner on Ward Street to discuss concerns regarding parking, which will be in the rear of the deli, not at the diner; Council members Stults and Montferrat attended a redevelopment conference; there is a bill in the assembly regarding Liquor Licensing and it could benefit Hightstown.

**Councilmember Kurs** – noted that resolution 15-90 appointed a Special Officer; new ID cards have been issued to all Borough employees and the Borough Council will be receiving them as well; resolution 15-97 authorized membership in a co-op for equipment purchases that the First Aid and Fire Department can use to purchase the ambulance and fire truck; the Fire Department is in discussion with vendors regarding the fire truck; the First Aid installation is this Wednesday and they are also working with vendors for the ambulance.

**Council President Hansen** – advised that the Cultural Arts Commission meets this week; she supports the road project but she would like to review the debt prior to authorizing Bond Counsel to prepare a bond ordinance.

**Mayor Quattrone** – commented that he is excited that there are two new businesses in town and Hightstown received two big grants; we get our share of grants and are working toward a better Hightstown; we are also working toward hiring a grant writer; he is waiting for the official paperwork before having discussion regarding the bridge; while we try to work with businesses, we must maintain control, the problem is getting business owners to utilize the Borough resources available to them; the new contract makes the cost of the police lower and we have hired a Class II Officer; we are working on the parking issues downtown.

### **Resolution 2015-99 Authorizing a Meeting Which Excludes the Public**

Councilmember Hansen moved Resolution 2015-99. Councilmember Misiura seconded.

Roll Call Vote: Councilmembers Bluth, Hansen, Kurs, Misiura, Montferrat, and Stults voted yes.

Resolution adopted 6-0.

Resolution 2015-99

*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 March 16, 2015 directly following the general meeting in the First Aid Building located at 168 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 – Shared Services (Various – Police/Dispatch/Court)

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: June 16, 2015 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.

Councilmember Stults motioned to adjourn at 10:25 p.m. Councilmember Montferrat seconded. All ayes.

Respectfully Submitted,

Debra L. Sopronyi  
Borough Clerk