

**Meeting Minutes  
Hightstown Borough Council  
September 4, 2018  
6:30 p.m.**

The meeting was called to order by Mayor Quattrone at 6:32 p.m. 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 Misiura</i>	✓	
<i>Councilmember Montferrat</i>	Arrived at 6:40 p.m.	
<i>Councilmember Musing</i>	✓	
<i>Councilmember Stults</i>		✓
<i>Mayor Quattrone</i>	✓	

Also in attendance: Margaret (Peggy) Riggio, Deputy Borough Clerk; Debra Sopronyi Borough Clerk/Administrator George Lang, CFO, Monika Patel, Deputy CFO and Fred Raffetto, Borough Attorney.

**EXECUTIVE SESSION**

**Resolution 2018-162 Authorizing a Meeting That Excludes the Public**

Moved by Councilmember Bluth; Seconded by Councilmember Hansen.

Roll Call Vote: Councilmember Bluth, Hansen, Misiura and Musing voted yet.

Resolution adopted 4-0.

Resolution 2018-162

*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 September 4, 2018 at 6:30 p.m. at the Hightstown Firehouse located at 140 N. Main 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 – Municipal Court and Police Department

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: December 4, 2018, 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.

Mayor Quattrone called the public meeting to order at 7:40 p.m. and again read the Open Public Meetings Statement.

Carmela Roberts, Borough Engineer arrived after Executive Session and is now present.

The Flag Salute followed roll call.

### **APPROVAL OF AGENDA**

Moved by Councilmember Montferrat; seconded by Councilmember Hansen.

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

Agenda approved 5-0.

### **APPROVAL OF MINUTES**

#### **August 29, 2018 Special Meeting Executive Session**

Moved by Councilmember Bluth; Seconded by Councilmember Musing.

Roll Call Vote: Councilmembers Bluth, Hansen, Montferrat and Musing voted yes; Councilmember Misiura abstained.

Minutes approved 4-0 with 1 abstention.

#### **August 29, 2018 Special Meeting Public Session**

Moved by Councilmember Bluth; Seconded by Councilmember Hansen.

Roll Call Vote: Councilmembers Bluth, Hansen, Montferrat and Musing voted yes; Councilmember Misiura abstained.

Minutes approved 4-0 with 1 abstention.

### **PUBLIC COMMENT I**

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

**Keith LePrevost, 213 Greely Street** – Spoke regarding the purchase of new police vehicle. Suggested that in the future, Council considers looking into the purchase of an electric or hybrid vehicle. This would save over \$1,000 per year in gas.

**Eugene Sarafin, 628 South Main Street** – Agrees with Mr. LePrevost.

**Doug Mair, 536 South Main Street** – Questioned why the Borough is just coming into compliance with the Water System Asset Management plan if this has been in effect since October 2017. Also asked where the Safe Routes to School Grant Money has been spent for Joseph Street. Borough Administrator/Clerk, Debra Sopronyi, stated that the SRTS grant for Joseph Street project is not completed. This grant uses federal money and the process is long.

**JP Gibbons, 602 South Main Street** – Expressed concern regarding the Safe Routes to School Grant Application for Dutch Neck Road. Also had several questions regarding bills on the Bill List.

**Scott Caster, 12 Clover Lane** – Spoke about the streets included in Ordinance 2018-16.

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

## **ENGINEERING ITEMS**

### **Municipal Aid Grant 2019**

At the August 20, 2018 meeting, Council instructed the Borough Engineer to move forward with submitting two separate applications for the 2019 Grant. Mayor Quattrone has decided to bring this back to Council because there are other roads in town that need work sooner. Borough Engineer, Carmela Roberts, stated that she would like to submit one solid application. To maximize the amount from DOT, Ms. Roberts and Ken Lewis, Superintendent of Public Works, proposed milling, overlay and sidewalks on Springcrest Drive along with incorporating Spruce Court, Glen Road and Taylor Avenue into the application. Ms. Roberts concluded by stating that Maxwell Avenue should be held for a future grant. After discussion, Council instructed Ms. Roberts to move forward with the application to include Springcrest Drive, Spruce Court, Glen Road and Taylor Avenue.

Ms. Roberts left the meeting at this time.

## **ORDINANCES**

**Ordinance 2018-18 First Reading and Introduction – Bond Ordinance Providing for Various Capital Improvements in and by the Borough of Hightstown, in the County of Mercer, New Jersey, Appropriating \$189,600 Therefor and Authorizing the Issuance of \$180,500 Bonds or Notes of the Borough to Finance Part of the Cost Thereof**

Debra Sopronyi, Borough Administrator/Clerk informed Council that this Bond Ordinance is for the purchase of Police and Fire equipment.

Moved for Introduction by Councilmember Misiura; Seconded by Councilmember Hansen.

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

Ordinance Introduced 5-0.

Public Hearing – September 17, 2018.

ORDINANCE 2018-18  
BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL  
IMPROVEMENTS IN AND BY THE BOROUGH OF HIGHTSTOWN, IN  
THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING**

**\$189,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF  
\$180,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART  
OF THE COST THEREOF.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of Hightstown, in the County of Mercer, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$189,600, including the aggregate sum of \$9,100 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$180,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

		Estimated Maximum Amount of <u>Bonds &amp;</u> <u>Notes</u>	
<u>Purpose</u>	<u>Appropriation &amp;</u> <u>Estimated Cost</u>		<u>Period of</u> <u>Usefulness</u>

**a) Police Department:**

(i) Acquisition of a sports utility vehicle, including all related costs and expenditures incidental thereto.

	\$56,500	\$53,780	5 years
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(ii) Acquisition of various equipment, including a water tower repeater and radar units, including all related costs and expenditures incidental thereto.

	\$24,000	\$22,830	10 years
(iii) Acquisition of various equipment, including a breathalyzer and speed trailers, including all related costs and expenditures incidental thereto.			
	<u>\$54,500</u>	<u>\$51,890</u>	15 years
TOTAL:	<u>\$135,000</u>	<u>\$128,500</u>	

b) **Fire Department:**

Acquisition of equipment, including self-contained breathing apparatus cylinders and updates to the mobile air system, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.

	<u>\$54,600</u>	<u>\$52,000</u>	15 years
GRAND TOTAL:	<u>\$189,600</u>	<u>\$180,500</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.38 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$180,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$8,600 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

(e) Any action taken prior to the date of adoption of this bond ordinance in furtherance of the several improvements or purposes described in Section 3, including but not limited to, expenditures of funds appropriated hereby, are hereby ratified, confirmed and approved.

Section 7. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of

the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the @Rule@) for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**Ordinance 2018-15 Final Reading and Public Hearing – Amending Chapter 7, Entitled “Traffic”, Section 7-20 Entitled “Stop Intersection” of the Revised General Ordinances of the Borough of Hightstown**

Mayor Quattrone opened the Public Hearing for Ordinance 2018-15 and the following individuals spoke:

**Eugene Sarafin, 628 South Main Street** – Stated that he thinks this Ordinance is a good idea.

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

Moved for adoption by Councilmember Misiura; Seconded by Councilmember Montferrat.

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

Ordinance adopted 5-0.

ORDINANCE 2018-15

BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

**AMENDING CHAPTER 7, ENTITLED “TRAFFIC”, SECTION 7-20, ENTITLED “STOP INTERSECTIONS” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN**

**WHEREAS**, The Board of Education has requested that the Borough officially designate the two stop signs located in the Hightstown High School parking lot, so police enforcement can occur at these locations; and

**WHEREAS**, The Board of Education has also requested that the Borough install a stop sign on Leshin Lane, at Westerlea, to complete a four-way stop at the entrance to the High School parking lot; and

**WHEREAS**, The Hightstown Police Chief and Borough Administrator, in conjunction with the East Windsor Regional School Administrator, have reviewed the intersection and agree that placing a stop sign on Leshin Lane at Westerlea, and police enforcement at the stop signs in the Hightstown High School parking lot will increase public, pedestrian, and student safety at this intersection; and

**WHEREAS**, The Mayor and Council of Hightstown Borough agree with said recommendation.

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

1. Section 1. Chapter 7, entitled “Traffic”, Section 7-20, entitled “Stop Intersections” of the *Revised General Ordinances of the Borough of Hightstown* is hereby amended as follows (deletions are crossed out; additions are underlined):

## **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 Morrison Avenue-- Railroad Avenue	Morrison Avenue--Railroad Avenue
Dutch Neck Road and Gilman Place	Gilman Place
Grape Run Road and Westerlea Avenue	Westerlea Avenue
Greeley Street and Glen Brook Place	Glen Brook Place
Hagemount Avenue and Rocky Brook Court	Rocky Brook Court
Harron Avenue and Dutch Neck Road	Dutch Neck Road
Leshin Lane and Westerlea Avenue	Leshin Lane
Lincoln Avenue and Hagemount Avenue	Hagemount Avenue



Maxwell Avenue and

Clinton Street

Clinton Street

Meadow Drive and

Clover Lane

Clover Lane

Meadow Drive and

Clover Lane

Clover Lane

Morrison Avenue and

Harron Morrison Avenue

Morrison Avenue and

Center Street

Morrison Avenue

Oak Lane and

Lincoln Avenue

Lincoln Avenue

**Intersection(s)**

**STOP Sign(s) on:**

Orchard Avenue and

Meadow Drive

Meadow Drive

Orchard Avenue and

Schuyler Avenue

Schuyler Avenue

Prospect Drive and

Bennett Place

Bennett Place

Reed Street and

Purdy Street

Purdy Street

Springcrest Avenue

and Glen Drive

Glen Drive

Sunset Avenue and

Maple Avenue

Maple Avenue

Westerlea Avenue and

Springcrest Avenue

Springcrest Avenue

Wilson Avenue and

7-20-2 Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections described are hereby designated as Stop Intersections on East Windsor Regional Board of Education property in the High School parking lot and shall be enforced by the Hightstown Borough Police Department at the request of the Board of Education pursuant to their meeting of May 14, 2018:

1. In the bus loop at the intersection of Leshin Lane and Westerle Avenue
2. In the exiting lane of the student parking lot at the intersection of Leshin Lane and Westerlea Avenue

Section 2. This Ordinance shall become effective immediately upon final passage and publication in accordance with the law.

Section 3. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable therefrom and shall not be affected.

**Ordinance 2018-16 Final Reading and Public Hearing – Amending Chapter 3, Entitled “Police Regulations”, Section 3-9, Entitled “Bicycles, Skateboards, Scooters, Skates and Roller Blades” of the Revised General Ordinances of the Borough of Hightstown**

Fred Raffetto, Borough Attorney, stated that concerns were brought to his attention regarding the ordinance and he is looking into making several changes.

Moved to table by Councilmember Misiura; Seconded by Councilmember Hansen.

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

Ordinance tabled 5-0.

ORDINANCE 2018-16  
BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

**AMENDING CHAPTER 3, ENTITLED “POLICE REGULATIONS”, SECTION 3-9, ENTITLED  
“BICYCLES, SKATEBOARDS, SCOOTERS, SKATES AND ROLLER BLADES” OF THE *REVISED*  
*GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN***

**WHEREAS**, The Hightstown Police Chief finds the current ordinance regarding bicycles, skateboards, scooters, skates and roller blades unenforceable and in order for the Police Department to enforce said ordinance, recommends revisions be made; and

**WHEREAS**, The Mayor and Council of Hightstown Borough agree with said recommendation.

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

2. Section 1. Chapter 3, entitled “Police Regulations”, Section 3-9, entitled “Bicycles, Skateboards, Scooters, Skates, and Roller Blades” of the *Revised General Ordinances of the Borough of Hightstown* is hereby amended as follows (deletions are crossed out; additions are underlined):

## Section 3-9

### BICYCLES, SKATEBOARDS, SCOOTERS, SKATES AND ROLLER BLADES\*

#### Subsections:

#### 3-9.1 Definitions.

#### 3-9.2 Rules and Regulations.

#### 3-9.3 Riding Prohibited on Certain Sidewalks.

#### 3-9.4 Violations and Penalties.

\* **Editor's Note:** Helmets are required when riding a bicycle pursuant to N.J.S. 39:4-14.3q.

#### 3-9.1 Definitions.

As used in this section:

“Bicycle” shall mean a device, with tires connected by a frame and arranged to be propelled by human or electric power. This definition shall not apply to vehicles used by individuals with disabilities per ADA regulations.

“Roadway” shall mean that portion of a highway improved, designated or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

“Sidewalk” shall mean that portion of a highway intended for the use of pedestrians between the curbline or the lateral line of a shoulder or, if none, the lateral line of the roadway and the adjacent right-of-way line. (1991 Code § 63-1; Ord. 2001-05, Amended, 06/04/2001)

#### 3-9.2 Rules and Regulations.

a. The following rules and regulations shall be observed in the operation of bicycles, skateboards, scooters, skates and roller blades in the streets and public places of the Borough:

1. Every person operating a bicycle, skateboard, scooter, skates or roller blades shall at all times operate such vehicle with due regard for the safety of other persons and vehicles lawfully upon the streets, highways, parkways and public places, as well as for his own safety, and shall at all times and under all conditions yield the right-of-way to pedestrians on the streets, highways, public places and crosswalks.

2. No person shall operate a bicycle upon the streets, highways, parkways and public places of the Borough during the period of one (1) hour after sunset to one (1) hour before sunrise unless the bicycle is equipped with a front light casting a beam of white light in front of the bicycle visible for not less than five hundred (500) feet and also with a real signal, i.e., an official reflector or red light, visible for not less than three hundred (300) feet.

3. No person shall operate a bicycle upon the streets, highways, parkways and public places of the Borough that is not equipped with adequate brakes and warning signals, all of which shall be in proper working order during all the time of operation of the bicycle after police inspection and approval.

4. The hand signal shall be used to indicate that an operator is about to turn or change the direction of any bicycle.

5. No person operating a bicycle, skateboard, scooter, skates or roller blades upon any street, highway or parking or public place shall attach himself to any other moving vehicle.

6. No person operating a bicycle for carrying only the rider shall carry another person on the front or rear frame or handlebars of a bicycle.

b. These rules and regulations are intended to supplement the laws of the State of New Jersey and not to alter them. The laws of the State of New Jersey are incorporated herein as if set forth in detail. (1991 Code § 63-6; Ord. 2001-05, Amended, 06/04/2001)

### **3-9.3 Riding Prohibited on Certain Sidewalks.**

In the following described areas, the riding of a bicycle, skateboard, scooter, skates or roller blades shall be prohibited on the sidewalks. In those areas, bicycles shall be walked on the sidewalk.

- a. On Mercer Street from the intersection of Ward Street north to Main Street.
- b. On South Main Street from the intersection of Ward Street north to Main Street.
- c. On Main Street from the intersection of Mercer Street and South Main Street north to the intersection of Franklin Street.
- d. On Stockton Street from the intersection of Academy Street to Main Street.
- e. On Franklin Street from the intersection of Broad Street to Main Street.
- f. On North Main Street from the intersection of Monmouth Street south to Main Street. (1991 Code § 63-7; Ord. 2001-05, Amended, 06/04/2001)

### **3-9.4 Violations and Penalties.**

- a. Bicycles
  1. Any person under the age of eighteen (18) who violates any of the provisions of this section relating to vehicle and traffic laws or the bicycle safe-riding rules and regulations and the official police instructions for the safe operation of a bicycle shall be reprimanded for the first offense, in writing, by the Borough Police Department, addressed to the offender's parent or guardian, stating the nature of the violation and a warning that a repetition of the violation or any other violation shall cause the the violator's parent or guardian to be held responsible for additional offenses with penalties and fines as though the offender was over eighteen (18) years of age. On the second or any subsequent complaint the offender's parent or guardian shall receive a summons subject to penalties and fines as though the violator was eighteen (18) years of age. (1991 Code § 63-8)
  2. Any person over the age of eighteen (18) who violates any of the provisions of this section relating to vehicle and traffic laws or the bicycle safe-riding rules and regulations and the official police instructions for the safe operation of a bicycle shall be subject to penalties as set forth in Section 1-5, "General Penalty," of the *Revised General Ordinances of the Borough of Hightstown*.
- b. Skateboards, Scooters, Skates and Roller Blades
  1. Any person under the age of eighteen (18) who violates any of the provisions of this section relating to skateboards, scooters, skates or roller blades shall be reprimanded for the first offense, in writing, by the Borough Police Department, addressed to the offender's parent or guardian, stating the nature of the violation and a warning that a repetition of the violation or any other violation shall cause the the violator's parent or guardian to be held responsible for additional offenses with penalties and fines as though the offender was eighteen (18) years of age. On the second or any subsequent complaint, the offender's parent or guardian shall receive a summons subject to penalties and fines as though the violator was eighteen (18) years of age.
  2. Any person over the age of eighteen (18) who violates any of the provisions of this section relating to skateboards, scooters, skates or roller blades shall be subject to penalties as set forth in Section 1-5, "General Penalty," of the *Revised General Ordinances of the Borough of Hightstown*. (Ord. 2001-05, Amended, 06/04/2001)

Section 2. This Ordinance shall become effective immediately upon final passage and publication in accordance with the law.

Section 3. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the

extent of such inconsistency.

Section 4. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable therefrom and shall not be affected.

## **RESOLUTIONS**

### **Resolution 2018-163 Payment of Bills**

Moved by Councilmember Hansen; Seconded by Councilmember Bluth.

Roll Call Vote: Councilmember Bluth, Hansen, Misiura, Montferrat and Musing voted yes.

Resolution adopted 5-0.

Resolution 2018-163

*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

\$72,876

.58

from

the

following

account

s:

Current		\$46,420.94
W/S Operating		12,951.15
General Capital		9,188.50
Water/Sewer Capital		1,105.50
Grant		0.00
Trust		815.94
Housing Trust		0.00
Animal Control		0.00
Law Enforcement Trust		0.00
Housing Rehab Loans		0.00
Unemployment Trust		0.00
Escrow		<u>2,394.55</u>
Total		<u>\$72,876.58</u>

### **Resolution 2018-164 Authorizing the Borough Engineer to Prepare a Water System Asset Management Plan**

Moved by Councilmember Musing; Seconded by Councilmember Bluth.

Discussion ensued. Councilmember Musing questioned why we are delinquent in putting this plan into place. Borough Administrator/Clerk, Debra Sopronyi, explained that we are not delinquent. Municipalities were not given guidance until October of 2017. We have until April of 2019 to become compliant.

Roll Call Vote: Councilmember Bluth, Hansen, Misiura, Montferrat and Musing voted yes.

Resolution adopted 5-0.

Resolution 2018-164

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

**AUTHORIZING THE BOROUGH ENGINEER TO PREPARE A WATER SYSTEM  
ASSET MANAGEMENT PLAN**

**WHEREAS**, the Water Accountability Act, NJSA 58:31-1 et seq, requires that the Borough prepare a Water System Asset Management Plan for the Borough; and

**WHEREAS**, the Borough Engineer has provided a proposal to perform the tasks and prepare the plan to bring the Hightstown Water Plant in compliance with the act at a cost not to exceed \$32,000.00; and

**WHEREAS**, the Mayor and Council find that it would be beneficial for the Borough Engineer to perform the tasks and prepare said plan as designated in the proposal.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Hightstown that the Borough Engineer is authorized to complete the tasks and prepare a Water System Asset Management Plan at a cost not to exceed \$32,000.00.

**BE IT FURTHER RESOLVED** that the Borough Administrator/Clerk and other officials of the Borough are hereby authorized to execute documentation that may be necessary to complete the Water System Asset Management Plan as required pursuant to the Water Accountability Act, NJSA 58:31-1 et seq.

**Resolution 2018-165 Authorizing a Shared Services Agreement with Monmouth County for Truck Washing Facilities**

Borough Administrator/Clerk, Debra Sopronyi, explained that this agreement with Monmouth County is made possible because of our shared services agreement with Roosevelt Borough.

Moved by Councilmember Montferrat; Seconded by Councilmember Musing.

Roll Call Vote: Councilmember Bluth, Hansen, Misiura, Montferrat and Musing voted yes.

Resolution adopted 5-0.

Resolution 2018-165

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

**AUTHORIZING A SHARED SERVICES AGREEMENT WITH MONMOUTH  
COUNTY FOR TRUCK WASHING FACILITIES**

**WHEREAS**, the Hightstown Borough Public Works Superintendent is in need of a location in which to wash the Borough trucks within DEP compliance; and

**WHEREAS**, Hightstown Borough has a shared service agreement with Roosevelt Borough for trash collection; and

**WHEREAS**, Monmouth County has truck wash facilities which is in compliance with DEP regulations, and has agreed to permit Hightstown to utilize the facility as needed; and

**WHEREAS**, the parties desire to enter into a shared services agreement for the use of truck washing facilities; 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 Mayor and Council have reviewed the proposed Shared Services Agreement for truck washing facilities effective October 1, 2018 through September 30, 2028; and

**WHEREAS**, the Borough shall be invoiced pursuant to use of the facility; and

**WHEREAS** the Treasurer has certified that funds are available for this expenditure in the 2018 budget, and it is the intention of the Mayor and Council to provide adequate funding for this expenditure in the future budgets;

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

1. The Shared Services Agreement with the County of Monmouth for truck washing facilities for the period ending September 30, 2028 is hereby approved, in accordance with the provisions of N.J.S.A. 40:65-1 et seq.
2. The Mayor and Borough Clerk/Administrator are hereby authorized and directed to execute the agreement for same.
3. This agreement is approved subject to the provision of adequate funds in subsequent budgets of the Borough.

**Resolution 2018-166 Amending an Agreement with Republic Services of NJ, LLC for Dumpster Recycling Service**

Borough Administrator/Clerk, Debra Sopronyi, explained that this amendment changes the dumpsters to comingled recycling.

Moved by Councilmember Hansen; Seconded by Councilmember Bluth.

Roll Call Vote: Councilmember Bluth, Hansen, Misiura, Montferrat and Musing voted yes.

Resolution adopted 5-0.

Resolution 2018-166  
*BOROUGH OF HIGHTSTOWN*  
*COUNTY OF MERCER*  
*STATE OF NEW JERSEY*

**AMENDING AN AGREEMENT WITH REPUBLIC SERVICES OF NJ, LLC FOR  
DUMPSTER RECYCLING SERVICES**

**WHEREAS**, the Recycling Coordinator has recommended that the two cardboard only dumpsters in the municipal lot, that are provided for businesses in the Downtown District of the Borough to recycle, be changed to accept comingled recycling; and

**WHEREAS**, the Borough finds a need to amend the original agreement effective July 1, 2015 between the

Borough and Republic Services of NJ, LLC to facilitate recycling by businesses in the Downtown District of the Borough; and

**WHEREAS** the Contractor has agreed that there will be no change in the rate or pick-up schedule as stated in the original contract; and.

**WHEREAS**, Paragraph 5.3 of the original Agreement, dated July 1, 2015, by and between the Borough and the Contractor, with regard to recycling dumpster containers located in the Municipal Parking Lot – Railroad Avenue in the Borough of Hightstown, shall be amended to read as follows:

**5.3. SOLID WASTE COLLECTION – DUMPSTERS**

A. The Contractor shall provide collection from dumpster containers as follows:

1. Hightstown Housing Authority  
One 8-cubic yard container two times per week (behind Senior side)  
  
Two 6-cubic yard containers two times per week (Bldg 4 side – behind RR Avenue)
2. Municipal Parking Lot - Railroad Avenue  
Two 8-cubic yard containers three times per week  
  
Two 8-cubic yard containers (RECYCLING ONLY: co-mingled recyclables), two times per week
3. Borough Hall/Fire House  
One 6-cubic yard container two times per week

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Hightstown, County of Mercer, State of New Jersey hereby authorizes the amendment to the dumpster contract as stated herein; and,

**BE IT FURTHER RESOLVED**, that the appropriate Borough Officials are hereby authorized to execute said amendment to the agreement as is required to implement said change to the agreement.

**CONSENT AGENDA**

Councilmember Misiura moved Resolutions 2018-167 and 2018-168 a Consent Agenda; Councilmember Hansen seconded.

Roll Call Vote: Councilmember Bluth, Hansen, Misiura, Montferrat and Musing voted yes.

Resolutions adopted 5-0.

Resolution 2018-167

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

**SUPPORTING THE SAFE ROUTES TO SCHOOL PROGRAM GRANT APPLICATION**

**WHEREAS**, there exists a need for infrastructure improvements to permit safe passage to and from



schools located in the Borough of Hightstown; and

**WHEREAS**, such improvements to include the installation of new curb, sidewalks, and intersection improvements on Dutch Neck Road, from Stockton Street to the Borough Limits; and

**WHEREAS**, the Borough Council supports the application for the Safe Routes to School Program for funding of the project; and

**WHEREAS**, Hightstown Borough certifies continual ownership and maintenance for the useful life of the project which is projected to be a minimum of twenty years after project completion.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that full support for the Safe Routes to School Program is given and continual ownership and maintenance for the useful life of the project which is projected to be a minimum of twenty years after project completion is certified.

**BE IT FURTHER RESOLVED** that the Hightstown Borough Mayor and officials of the Borough are hereby authorized to execute all documentation required for this grant.

Resolution 2018-168

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

#### **AUTHORIZING A SEWER CHARGE CREDIT (BLOCK 56/LOT 3)**

**WHEREAS**, Mr. Jeff Bond, of 210 S. Main Street has requested that he receive a credit to his sewer account #1268-0 for the property located at 210 S. Main Street known as Block 56/Lot 3 in the Borough of Hightstown; and

**WHEREAS**, Mr. Bond had a water leak that was causing water to go into the ground and not the sewer system; and

**WHEREAS**, the Senior Water Operator and Collector have investigated the claim and are in concurrence that a sewer credit should be issued to the above account in the amount of \$106.60.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hightstown that the Collector is hereby authorized to issue a sewer credit in the amount of \$106.60 to account #1268-0, said owner being Mr. Jeff Bond, of 210 S. Main Street, Hightstown, NJ as set forth herein.

#### **PUBLIC COMMENT PERIOD II**

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

**Eugene Sarafin, 628 South Main Street** – Stated this little community is well managed. Expressed a complaint regarding the EMS service from Robbinsville; 2 EMT's are needed on the bus, especially if we are paying for this service.

**Scott Caster, 12 Clover Lane** – Stated that there is a drinking and homeless issue downtown and no one is doing anything about it and no one has answers for it.

**Doug Mair, 536 South Main Street** – Stated that Officer Mark Niro retired some time ago and Council has

yet to honor him with a proclamation. Officer Frank Marchione has retired and has not been honored with a proclamation from Council. Furthermore, administration is stating that Mr. Marchione is not entitled to his accrued sick time. Doesn't understand why Council will not answer the public's questions. This is a disservice to the public.

**JP Gibbons, 602 North Main Street** – Questioned if there was a traffic study done before adding the stop sign to Leshin Lane. Also asked if there will be a warning period for people to become accustomed to the new traffic pattern. We do not want to be alienating the high school students. Expressed concern regarding the construction going on in town. Houses are being built and renovated and no one cares how they're being worked on.

**Jordan Adler, 2 Fryer Court** – Stated that crosswalks in town need to be repainted. Questioned where the police presence in town is.

**Lefty Grimes, East Hanover NJ** – Spoke regarding the benefits of medical cannabis and shared his experience.

**Don Carpovitch, Morristown, NJ** – Spoke regarding the benefits of medical cannabis and shared his experience.

**Jeffrey Oaks, Oceanport, NJ** – Spoke regarding the benefits of medical cannabis and shared his experience. Stated that dispensaries are fully regulated with 24-hour security.

**Jeff King, Eatontown, NJ** – Spoke regarding the benefits of medical cannabis and shared his experience.

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

## **DISCUSSION**

### **Medical Cannabis Dispensary**

Mayor Quattrone explained to Council that himself, Borough Administrator/Clerk Debra Sopronyi and Police Chief Gendron had met with an individual regarding a growing facility in Hightstown. Recently, an owner of a property in town had a party interested in purchasing their location for possible growing and dispensary of medical cannabis. Ms. Sopronyi explained that the State has begun the process to open 6 more dispensaries throughout the State. She also explained that some municipalities have prohibited the dispensing, growing or manufacturing of medical cannabis. Mayor Quattrone opened a conversation asking if this would fit in Hightstown. Discussion ensued. There were questions regarding zoning and how this would affect the town. Council decided that more information is needed before any decision is made. They look forward to presentation and more information and discussion in the future.

## **MAYOR/COUNCIL/ADMINISTRATIVE REPORTS**

### **Councilmember Montferrat**

Environmental Commission met last week and are working on Stormwater Management Ordinance and Tree Ordinance. Discussed the new Borough Hall and LEAD certification. May need an environmental engineer for projects going on in the Borough.

### **Councilmember Bluth**

Triathlon is this Sunday, September 9<sup>th</sup>. Parks and Rec will meet this Thursday. Friday, September 14<sup>th</sup> is the last Fun Friday at Memorial Park

**Councilmember Musing**

HPC received approval from JCP&L for the historic district banners. Will work with Public Works regarding putting the banners up. Stated that he things using hybrid vehicles is an interesting idea. Regarding the stop sign at the High School – the Police Department requested this and he doesn't think a traffic study was needed.

**Councilmember Hansen**

There will be a Water/Sewer Meeting tomorrow.

**Borough Administrator/Clerk**

The Board of Health meeting scheduled for September 12<sup>th</sup> has been moved to the basement in the Borough Offices due to a double booking at the Fire House. The meeting at the Fire House on September 12<sup>th</sup> is not a Borough sponsored event.

**Deputy Clerk, Peggy Riggio**

The Harvest Fair will hold their next meeting September 18<sup>th</sup>. Registration is closed.

**Collector/Deputy CFO, Monika Patel**

The Tax Sale has been scheduled for October 12<sup>th</sup>.

**CFO, George Lane**

The Bond Sale is scheduled for September 11<sup>th</sup>. We maintained our A1 credit rating with our Moody's Rating. The Borough is in good financial shape.

**Borough Attorney, Fred Raffetto**

There was a situation last week regarding the easement to one of our water towers. The situation has been rectified.

**Mayor Quattrone**

Stated that he will speak with Chief Gendron regarding police presence in town. In regards to Mr. Caster's statement about homeless in downtown, it is not against the law to be homeless. The police are doing what they can by law in this situation. Regarding the stop sign on Leshin Lane; this was a request by the school district and the police department. He thinks the discussion regarding medial cannabis is a good start. Sidewalks are always a priority but some grants do not cover the installation of sidewalks. Phase 1 of the Mill Project will be memorialized at the Planning Board meeting on Monday.

**ADJOURNMENT**

Councilmember Montferrat moved to adjourn at 10:11 p.m.; Councilmember Misiura seconded. All ayes.

Respectfully Submitted,

Margaret M. Riggio  
Deputy Borough Clerk