

**Meeting Minutes
Hightstown Borough Council
June 18, 2018
7:30 p.m.**

The meeting was called to order by Mayor Quattrone at 7:31 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>	✓	
<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 Fred Raffetto, Borough Attorney; Carmela Roberts, Borough Engineer, George Lang, CFO and Monika Patel, Tax Collector/Deputy CFO.

APPROVAL OF AGENDA

Mayor Quattrone requested that Resolution 2018-120 be removed from the agenda. He also requested to add Resolution 2018-137.

Moved as amended by Councilmember Musing; Seconded by Councilmember Stults.

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

Agenda approved as amended 6-0.

APPROVAL OF MINUTES

May 7, 2018 Executive Session

Moved by Councilmember Montferrat; Seconded by Council President Stults

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

Minutes approved 6-0.

PUBLIC COMMENT I

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

Doug Mair, 536 South Main Street – Questioned why the minutes from Borough Council meetings are one month behind. Minutes should be approved in a timely manner.

Sandra Johnson, 301 Lincoln Avenue – Spoke regarding removing trees for the Lincoln, Hagemount, Rocky Brook Project. She is against removing the trees.

Scott Caster, 12 Clover Lane – Stated that Council votes before the public has a chance to voice their opinions.

Gary Evers, 101 Joseph Street – Spoke in opposition of the Ordinance 2018-11, “Parking on Joseph Street prohibited during certain hours”. Stated that the residents were never asked about no parking on this street.

Patricio Quezada, 365 Stockton Street - Spoke in opposition of the Ordinance 2018-11, “Parking on Joseph Street prohibited during certain hours”

Hector Torres, 369 Stockton Street - Spoke in opposition of the Ordinance 2018-11, “Parking on Joseph Street prohibited during certain hours”

Darek Hahn, 18 Cranbury Neck Road, Cranbury – Chair Walking Bridge Committee, He is happy to inform Council that a press release regarding the Walking Bridge is ready to go.

Judy Quezada, 365 Stockton Street - Spoke in opposition of the Ordinance 2018-11, “Parking on Joseph Street prohibited during certain hours”. Stated that it takes the buses 4 minutes to drop the students off in the morning and 8 minutes to pick up in the afternoon. Why should the Street have no parking for all day because of 12 minutes.

Mayor Quattrone stated that the no parking was brought to him by the Police Chief. We need to consider safety first, even before parking.

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

ENGINEERING ITEMS

Lincoln, Hagemount & Rocky Brook Project

Carmela Roberts, Borough Engineer, stated that this project has not started yet. The plan is just a concept of what can be done. There is a subcommittee meeting next week to discuss the final project plan.

Maple & Sunset Project

Carmela Roberts, Borough Engineer, stated that the residents do not want the island that was proposed by the Environmental Commission. Ms. Roberts reviewed a letter from a resident regarding drainage problems on Sunset. Ms. Roberts stated that tress on Sunset where a new sidewalk will be placed is not possible because of a narrow right of way. Discussion ensued. Council instructed Ms. Roberts to bid the project with alternates which will contain the placement of additional trees.

Resolution 2018-121 Authorizing Receipt of Bids for Improvements to Sunset Avenue and Maple Avenue

Moved by Councilmember Misiura; Seconded by Councilmember Hansen

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

Resolution adopted 6-0.

Resolution 2018-121

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

**AUTHORIZING RECEIPT OF BIDS FOR IMPROVEMENTS TO SUNSET AVENUE AND
MAPLE AVENUE**

BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Borough Engineer is hereby authorized to prepare specifications and advertise for bids for improvements to Sunset Avenue and Maple Avenue and that the Borough is authorized to receive same after proper advertisement.

Safe Routes to School Grant 2018

Carmela Roberts, Borough Engineer informed Council that NJDOT is accepting applications for Safe Routes to School. She is suggesting that we apply for the grant with Dutch Neck Road as the proposed project. She reviewed her letter dated June 6, 2018. This project would be for curb and sidewalks on Dutch Neck Road for the benefit of K-8 students who will be walking to the Rogers and Black Schools. Discussion ensued. It was suggested that we reach out to East Windsor to have a continuous sidewalk into East Windsor. It might be beneficial for both towns to apply for the Grant.

Resolution 2018-122 Authorizing the Borough Engineer to Submit an Application for NJDOT Safe Routes to School Grant – Improvements to Dutch Neck Road

Moved by Councilmember Montferrat; Seconded by Council President Stults.

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

Resolution adopted 6-0.

Resolution 2018-122

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

**AUTHORIZING THE BOROUGH ENGINEER TO SUBMIT AN APPLICATION FOR
NJDOT SAFE ROUTES TO SCHOOLS GRANT - IMPROVEMENTS TO DUTCH
NECK ROAD**

WHEREAS, the Borough of Hightstown wishes to file an application with the New Jersey Department of Transportation for a Safe Routes to Schools Grant for improvements to Dutch Neck Road; and

WHEREAS, the Borough Council wishes to authorize the Borough Engineer, Carmela Roberts of Roberts Engineering Group, for an amount not to exceed \$6,500.00, to prepare the application for the NJDOT Safe Routes to Schools Grant application.

NOW, THEREFORE BE IT RESOLVED, that the Borough Engineer is hereby authorized to file an application with the New Jersey Department of Transportation for a Safe Routes to School Grant for improvements to Dutch Neck Road at a cost not to exceed \$6,500.00.

Resolution 2018-123 Authorizing Receipt of Bids for the Construction of the Peddie Lake Walking Bridge

Moved by Councilmember Hansen; Seconded by Councilmember Montferrat.

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

Resolution adopted 6-0.

Resolution 2018-123

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

**AUTHORIZING RECEIPT OF BIDS FOR THE CONSTRUCTION OF THE PEDDIE LAKE
WALKING BRIDGE**

BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Borough Engineer is hereby authorized to prepare specifications and advertise for bids for the construction of the Peddie Lake Walking Bridge and that the Borough is authorized to receive same after proper advertisement.

Resolution 2018-124 Authorizing Change Order #2 – Quad Construction Company (Ultraviolet Disinfection for the Hightstown Borough Advanced Waste Water Treatment Plant)

Ms. Roberts reviewed her letter dated June 12, 2018 regarding a change order for the UV Disinfection unite for the AWWTP.

Moved by Councilmember Montferrat; Seconded by Councilmember Hansen.

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

Resolution adopted 6-0.

Resolution 2018-124

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

**AUTHORIZING CHANGE ORDER #2 – QUAD CONSTRUCTION COMPANY
(ULTRAVIOLET DISINFECTION FOR THE HIGHTSTOWN BOROUGH
ADVANCED WASTE WATER TREATMENT PLANT)**

WHEREAS, on December 5, 2016, the Borough Council awarded a contract for the Tertiary Disc Filtration and Ultraviolet Disinfection for the Advanced Wastewater Treatment Plant (AWWTP) in Hightstown Borough to Quad Construction Company, Inc. of Lumberton, New Jersey at the price of \$910,000.00; and

WHEREAS, the contractor has submitted change order #2 which allows for the installation of heaters, unknown existing conditions encountered during construction, additional grating ss required by the Borough Construction Official, installation of a stilling well, and sloping of the existing 12-inch discharge pipe, in the amount of \$165,701.75 which increases the original contract by 19.3% to \$1,085,693.00; and

WHEREAS, the Borough Engineer has recommended approval of Change order #2; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that change order #2 in the amount of \$165,701.75 to Quad Construction Company, Inc. of Lumberton, New Jersey is hereby approved as detailed herein.

2018 BUDGET

Mayor Quattrone opened the Public Hearing on the Budget Amendment and the following individuals spoke:

Scott Caster, 12 Clover Lane – Stated that Hightstown is in dire straits and there is a lack of understanding of making the budget work. We need to go to the State. Hightstown is paying more than East Windsor in Reginal School Taxes.

Doug Mair, 536 South Main Street – Appreciated that the CFO prepared a tax comparison for review. Stated that School Tax is down and County Tax is Down but Hightstown Tax Rate is up because Council approves things before having all their information.

Resolution 2018-137 Amending the 2018 Budget

Moved by Council President Stults; Seconded by Councilmember Musing.

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

Resolution adopted 6-0.

Resolution 2018-137
BOROUGH OF
HIGHTSTOWN
COUNTY OF
MERCER STATE
OF NEW JERSEY

WHEREAS, the local municipal budget for the year 2018 was approved on the 7th day of May 2018, and amended on June 4, 2018

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved and amended budget, now

THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Hightstown, County of Mercer, that the following amendments to the approved budget of 2018 be made:

Recorded Vote	<i>Ayes</i>	(Bluth	(<i>Abstained</i> (
		(Hansen	(
		(Misiura	<i>Nays</i> (
		(Montferrat	(
		(Musing	(
		(Stults	(
				<i>Absent</i> (

	<u>From</u>	<u>To</u>
CURRENT FUND - ANTICIPATED REVENUES		
GENERAL REVENUES		
1. Surplus Anticipated	\$ 765,000.00	\$ 804,400.00
Total Surplus Anticipated	\$ 765,000.00	\$ 804,400.00
3. Miscellaneous Revenues:		
Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government - Other Special Items		
FEMA Reimbursements	\$ 39,400.00	\$ -
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items		
	\$ 238,825.90	\$ 199,425.90
Summary of Revenues		
1 Surplus Anticipated	765,000.00	804,400.00
3. Miscellaneous Revenues:		
Total Section G: Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services - Other Special Items		
	\$ 238,825.90	\$ 199,425.90
Total Miscellaneous Revenues	\$ 1,446,430.78	\$ 1,407,030.78
5. Subtotal General Revenues (Items 1, 2, 3, and 4)	\$ 2,461,430.78	\$ 2,461,430.78
7. Total General Revenues	\$ 7,532,417.64	\$ 7,532,417.64

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

SO RESOLVED, as aforesaid.

Resolution 2018-125 Adoption of 2018 Budget

Moved by Councilmember Hansen; Seconded by Council President Stults.

Councilmember Montferrat – Appreciated the CFO's efforts but feels that the increase is too high and unfair to taxpayers.

Councilmember Musing – Council did what they had to do with the Budget. No one likes tax increases. Asked what we can do to increase property values.

Councilmember Hansen – Agreed with making an effort to increase property values. Asked when the next tax assessment would be.

Councilmember Misiura – At first he did not think we were using enough surplus. Thanked Mr. Lang for providing a projection for 2019 which shows a large increase in debt service. He will be voting yes on the budget.

Council President Stults – Maintaining our infrastructure is something we must do. Once we cut departments budgets it is hard to give it back. Our department heads work hard at making good financial choices. He will be voting yes.

Councilmember Bluth – Will be voting yes on the budget although she is not happy about the increase. She is disappointed that the public does not attend the budget meetings.

Mayor Quattrone – Disappointed that the public does not come to the budget meetings to hear the discussion that takes place before the decision is made.

Roll Call Vote: Councilmembers Bluth, Hansen, Misiura, Musing, and Stults voted yes. Councilmember Montferrat voted no.

Budget adopted 5-1.

ORDINANCES

2018-11 Final Reading and Public Hearing Amending Chapter 7, Entitled "Traffic", Subsection 7-14-1. Entitled "Parking Prohibited During Certain Hours on Certain Streets" of the Revised General Ordinances of the Borough of Hightstown

Mayor Quattrone requested Borough Administrator/Clerk, Debra Sopronyi, read Chief Frank Gendron's letter into the record. Ms. Sopronyi proceeded to read the letter: *"I was asked by Mayor Quattrone to review the police department's recent request to amend borough ordinance 7-14-1 to include parking restrictions on both sides of Joseph Street. After reviewing the school district's restructuring plan for both the Grace N. Rogers School and the Walter C. Black School, which resulted in the moving of the school crossing post from the intersection of Stockton Street and Oak Lane to the intersection of Joseph Street and Stockton Street, it is still the opinion of the Hightstown Police Department, that parking on both sides of Joseph Street be prohibited, Monday through Friday between the hours of 7:30am and 3:30pm. The reason for this request is to assure the safety of the students who will be attending both of these schools; utilizing the new school crossing post, with the sidewalk on Joseph Street (once construction is finished) and the new secondary entrance points to the schools, an increase in pedestrian and vehicular traffic will be impeded by vehicles parked along Joseph Street. There is a strong concern that vehicles parked on Joseph Street, along the curb line, will block the visibility of drivers as students access the sidewalk. There are also concerns that students stepping off the sidewalk, and walking in between the parked vehicles, creates a significant hazard, especially during inclement weather, when this type of traffic will likely increase, as the Second Avenue entrance will be utilized as a supplemental access point to the school. To minimize disruption of vehicular and pedestrian traffic, while instituting best practices to increase pedestrian safety, we request the parking restriction be instituted."*

Mayor Quattrone opened the Public Hearing for Ordinance 2018-11 and the following individuals spoke:

Doug Mair, 536 South Main Street – This ordinance was tabled at the last meeting yet not one has spoken to the residents that this will impact. Council needs to look at a compromise of possibly no parking on one side of the street.

Scott Caster, 12 Clover Lane – It's not right for the schools to reroute the buses in town. The school's presence in the Borough is changing the quality of life.

Patricio Quezada, 365 Stockton Street – Spoke in opposition of the ordinance.

Milton Matamoros, 135 Purdy Street – The public is here voicing their concerns. Council needs to solve this problem.

Gary Evers, 101 Joseph Street – He has a trailer in his driveway so he needs to park his car on the street.

Hector Torres, 369 Stockton Street – He has children from the schools walk across his property. He will be calling the police if this continues.

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

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

Discussion ensued. It was decided that there needs to be an additional conversation with the School District and Chief Gendron to look at the best option.

Roll Call Vote: Councilmembers Bluth, Hansen, Misiura, Montferrat, Musing and Stults voted no.

Ordinance defeated 0-6.

ORDINANCE 2018-11

BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER

STATE OF NEW JERSEY

AMENDING CHAPTER 7, ENTITLED “TRAFFIC”, SUBSECTION 7-14-1, ENTITLED “PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS” OF THE *REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN*

WHEREAS, It has been determined by the Borough Administrator, Police Chief, East Windsor Regional School Superintendent, and East Windsor Regional School Administrator in conjunction with the Mercer County Engineer, that the crosswalk at the intersection of Stockton Street and Oak Lane, which contains a school crossing post for both Walter C. Black School and Grace N. Rogers School, will be moved to the intersection of Stockton Street and Joseph Street for the safety of students and pedestrians; and

WHEREAS, this change in crosswalk location will effectuate more pedestrian and student traffic on Joseph Street during school hours; and

WHEREAS, The Hightstown Police Chief and East Windsor Regional School Superintendent, as well as the Principals of both schools, have expressed concern with the narrowness of Joseph Street and the obstruction of visibility of the students when using the sidewalk, as well as the ability of busses to pass when vehicles are parked on Joseph Street; and

WHEREAS, the Hightstown Police Chief has recommended that parking on both sides of Joseph Street be restricted Monday through Friday from 7:30am to 3:30pm, to assure the safety of the students and permit bus traffic to pass without incident; 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”, Subsection 7-14-1, entitled “Parking” of the *Revised General Ordinances of the Borough of Hightstown* is hereby amended as follows (deletions are crossed out; additions are underlined):

Section 7-14

PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS

Subsections:

7-14-1 Parking Prohibited During Certain Hours on Certain Streets.

Subsection 7-14-1 Parking Prohibited During Certain Hours on Certain Streets.

No person shall park a vehicle between the hours specified any day (except Sundays and public holidays) upon any of the streets or parts of streets described.

Name of Street	Side	Hours/Days	Location
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Glen Drive	Both	9:00 a.m. to 3:00 p.m./ Monday thru Friday	From Spring Crest Drive to end
<u>Joseph Street</u>	Both	7:30 a.m. to 3:30 p.m./ Monday thru Friday	Entire Length
Leshin Lane	Both	9:00 a.m. to 3:00 p.m./ Monday thru Friday	From South Main Street to Westerlea Avenue
Monmouth Street	South	8:00 a.m. to 6:00 p.m.	From North Main Street to Pennsylvania Railroad tracks
Rogers Avenue	South	8:00 a.m. to 6:00 p.m.	From Stockton Street to Railroad Avenue
Spring Crest Drive	Both	9:00 a.m. to 3:00 p.m./ Monday thru Friday	From South Main Street to Westerlea Avenue
Spruce Court	Both	9:00 a.m. to 3:00 p.m./ Monday thru Friday	From Leshin Lane to end of Spruce Court, including the cul-de-sac

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.

2018-12 Final Reading and Public Hearing – Bond Ordinance Providing for the Acquisition of Land in and By the Borough of Hightstown, in the County of Mercer, New Jersey, Appropriating \$725,000 therefor and Authorizing the Issuance of \$500,000 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

Mayor Quattrone opened the public hearing for Ordinance 2018-12 and the following individuals spoke:

Doug Mair, 536 South Main Street – Stated that he has no problem with the purchase of the property, it's a good investment, if the Police Department is housed there. We should abandon discussions with Robbinsville. He is in favor of keeping the Police Department in town.

Scott Caster, 12 Clover Lane – We need to have a permanent home for the Borough Offices. Trusts that Council will make the right decision.

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

Moved by Councilmember Montferrat; Seconded by Councilmember Misiura.

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

Ordinance adopted 6-0.

ORDINANCE 2018-12

BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LAND IN AND BY THE BOROUGH OF HIGHTSTOWN, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$725,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$500,000 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 improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of Hightstown, in the County of Mercer, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$725,000, including \$200,000 expected to be received from insurance proceeds ("Insurance Proceeds") and further including the sum of \$25,000 as the down payment required by the Local Bond Law. The down payment is now 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 improvement not covered by the down payment or the Insurance Proceeds, negotiable bonds are hereby authorized to be issued in the principal amount of \$500,000 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. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of land, as more specifically described as Block 60, Lot 16 on the tax maps of the Borough, including the brick YMCA building, including all related costs and expenditures incidental thereto.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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 improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the

cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 30 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 \$500,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 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 purpose or improvement.

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 described in Section 3(a) 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 purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement 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 ARule@) 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.

2018-13 First Reading and Introduction – An Ordinance to Establish Salary Ranges for Certain Officers and Employees of the Borough of Hightstown

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

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

Ordinance adopted 6-0.

Public hearing: July 16, 2018

Ordinance 2018-13

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

**AN ORDINANCE TO ESTABLISH SALARY RANGES FOR CERTAIN OFFICERS AND
EMPLOYEES OF THE BOROUGH OF HIGHTSTOWN**

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

Section 1. The following official employment designations are hereby confirmed and the rate of compensation of each officer and employee of the Borough of Hightstown, excluding longevity, whose compensation shall be on an annual basis, is:

	RANGING FROM:	TO:
Mayor	\$4,800.00	\$4,800.00
Councilmember	\$3,600.00	\$3,600.00
Borough Clerk	\$40,000.00	\$80,000.00
Deputy Borough Clerk	\$30,000.00	\$60,000.00

	RANGING FROM:	TO:
Part-Time Treasurer	\$15,000.00	\$30,000.00
Accounts Payable Clerk	\$30,000.00	\$60,000.00
Tax/Water/Sewer Collector	\$20,000.00	\$57,000 .00
Part-Time Tax/Water/Sewer Collector	\$10,000.00	\$15,000.00
Deputy Tax/Water/Sewer Collector	\$10,000.00	\$60,000.00
Tax/Utility Clerk	\$7,000.00	\$47,000.00
Tax Assessor	\$7,500.00	\$20,000 .00
Registrar of Vital Statistics	\$2,500.00	\$5,000.00
Deputy Registrar of Vital Statistics	\$1,000.00	\$4,600.00
Municipal Court Administrator	\$30,000.00	\$65,000.00
Deputy Municipal Court Administrator	\$28,000.00	\$41,000.00
Municipal Magistrate	\$30,000.00	\$50,000.00
Records Management and System Administrator and Administrative Assistant to the Police Department	\$32,000.00	\$53,000.00
Planning Board Secretary	\$1,000.00	\$25,000.00
Technical Assistant	\$28,000.00	\$40,000.00
Construction Code Official	\$18,000.00	\$35,000.00
Fire Subcode Official	\$3,500.00	\$8,000.00
Building Subcode Official	\$3,500.00	\$8,000.00
Superintendent of Public Works	\$50,000.00	\$100,000.00
Assistant Superintendent of Public Works	\$50,000.00	\$66,000.00
Water Plant Superintendent (Part-Time)	\$10,000.00	\$25,000.00
Senior Water Plant Operator	\$35,000.00	\$80,000.00
Supervising AWWTP Operator	\$44,000.00	\$56,000.00
Superintendent of AWWTP	\$50,000.00	\$95,000.00
Assistant Superintendent of AWWTP	\$45,000.00	\$80,000.00
Lab Manager – AWWTP	\$35,000.00	\$65,000.00
Secretary Board of Health	\$500.00	\$1,500.00
Computer Systems Administrator	\$3,000.00	\$6,000.00
Chief Financial Officer	\$2,000.00	\$50,000.00
Deputy Chief Financial Officer	\$10,000.00	\$55,000.00

	RANGING FROM:	TO:
Building Inspector	\$3,500.00	\$5,500.00
Zoning Official	\$6,000.00	\$12,000.00
Health Officer	\$8,000.00	\$13,000.00
OEM Coordinator	\$2,000.00	\$ 5,000.00
Borough Administrator	\$30,000.00	\$90,000.00
Police Chief	\$120,000.00	\$140,000.00

Section 2. The following official employment designations are hereby confirmed and the rate of compensation of each officer and employee of the Borough of Hightstown, whose compensation shall be on an hourly basis, is:

	RANGING FROM:	TO:
Administrative Assistant/Payroll Clerk	\$10.00	\$30.00
Violations Clerk (Part-Time)	\$15.00	\$25.00
Disposition Clerk (Part-Time)	\$12.50	\$25.00
Special Officer – Municipal Court	\$25.00	\$35.00
Public Health Nurse	\$25.00	\$45.00
School Crossing Guard	\$15.00	\$25.00
Special Officer I	\$8.00	\$18.00
Special Officer II	\$18.00	\$30.00
Clerical Assistant	\$10.50	\$20.00
Administrative Assistant	\$13.50	\$30.00
Secretary	\$10.00	\$20.00
Public Works Foreman	\$17.00	\$40.00
Public Works Heavy Equipment Operator	\$16.00	\$40.00
Public Works Automated Vehicle Operator	\$16.00	\$35.00
Public Works Driver/Laborer	\$15.00	\$35.00
Public Works Laborer	\$14.00	\$35.00
Public Works Municipal Building Maintenance	\$8.00	\$35.00
Public Works Mechanic	\$16.00	\$35.00
Seasonal/Temporary Labor	\$8.00	\$16.00

	RANGING FROM:	TO:
Assistant Water Plant Operator	\$15.00	\$25.00
Water Plant Operator	\$25.00	\$35.00
Water Plant Lead Operator	\$40.00	\$50.00
AWWTP Maintenance	\$16.00	\$30.00
AWWTP Maintenance (Out of Title)	+\$2.00	+\$4.00
AWWTP Operator Trainee (up to 1 year exp)	\$13.00	\$20.00
AWWTP Operator – Class I (min. 1 year exp)	\$15.00	\$30.00
Recreation Director (part-time)	\$20.00	\$40.00
Assistant Recreation Director (part-time)	\$8.00	\$20.00
Junior Recreation Counselor (part-time)	\$6.00	\$12.00
Housing Inspector	\$14.00	\$35.00
Fire Inspector	\$14.00	\$35.00
Building Inspector	\$14.00	\$35.00
Code Enforcement Officer	\$15.00	\$35.00
Fire Officer	\$14.00	\$35.00
Zoning Official	\$14.00	\$35.00
Electric Subcode Official	\$14.00	\$45.00
Plumbing Subcode Official	\$14.00	\$45.00

Section 3. 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, 2018.

Section 4. 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.

RESOLUTIONS

2018-126 Payment of Bills

Moved by Councilmember Musing; Seconded by Councilmember Montferrat.

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

Resolution adopted 6-0.

Resolution 2018-126

*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 Chief Finance Officer in the

amount
of
\$269,727.33
from
the
following
accounts:

Current		\$39,136.73
W/S Operating		89,655.95
General Capital		39,389.40
Water/Sewer Capital		100,000.00
Grant		600.00
Trust		504.25
Housing Trust		0.00
Animal Control		21.00
Law Enforcement Trust		0.00
Housing Rehab Loans		0.00
Unemployment Trust		0.00
Escrow		<u>420.00</u>
Total		<u>\$269,727.33</u>

2018-127 Reappointing Debra L. Sopronyi as Borough Administrator and Authorizing the Execution of the Associated Agreement

Moved by Councilmember Bluth; Seconded by Council President Stults

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

Resolution adopted 6-0.

Resolution 2018-127

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

**REAPPOINTING DEBRA L. SOPRONYI 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* (also referenced as the “Borough Code”), 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,

WHEREAS, Debra L. Sopronyi was appointed as Borough Administrator pursuant to Resolution 2017-121 for a period of one year, effective July 1, 2017; and

WHEREAS, it is the desire of the Mayor to reappoint Debra L. Sopronyi of Jackson, New Jersey to serve as Borough Administrator for a period of 18-months at an annual salary of \$30,600.00 effective July 1, 2018 – June 30, 2019 and an annual salary of \$31,212.00 to be pro-rated as effective July 1, 2019 – December 31, 2019; and

WHEREAS, during the term of Ms. Sopronyi’s appointment as Administrator, she shall retain her other position/title as the Borough Clerk, pursuant to Section 2-9.6 of the Borough Code; and

WHEREAS, the Administrator shall attend any and all Governing Body and/or other meetings which the Administrator shall be required/requested to attend without additional compensation as it relates to salary; and

WHEREAS, specific terms and conditions of employment have been set forth in a written agreement (see attached) and said terms of agreement are hereby approved by the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Mayor’s designation of Debra Sopronyi of Jackson, New Jersey is hereby ratified and confirmed as Borough Administrator for an 18-month term at a salary of \$30,600.00 effective July 1, 2018 – June 30, 2019 and an annual salary of \$31,212.00 to be pro-rated as effective July 1, 2019 – December 31, 2019 subject to the specific terms and conditions as set forth in the attached employment agreement.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute, and the Deputy Borough Clerk to attest, the attached employment agreement on behalf of the Borough.

EMPLOYMENT AGREEMENT

THIS AGREEMENT, made this 1st day of July, 2018, by and between Debra L. Sopronyi (hereinafter referred to as the “Administrator”) and the Borough of Hightstown (hereinafter referred to as “Borough”), a municipal corporation of the State of New Jersey, as to the terms and conditions of employment for the Administrator with the Borough as follows:

1. Position. The Borough will employ the Administrator as the Borough’s Administrator. Such appointment shall be subject to all of the provisions of applicable law, including but not limited to N.J.S.A. 40A:9-136; N.J.S.A. 40A:9-137; N.J.S.A. 40A:9-138; N.J.S.A. 40A:60-1, *et seq.*, and all applicable provisions of the *Revised General Ordinances of the Borough of Hightstown* (also referenced as the “Borough Code”), which are not in contradiction to or in contravention of the statutes cited herein. Subject to the supervision and pursuant to the orders and directions of the Mayor and Borough Council and in accordance with any job description promulgated by

the Borough, as may be amended from time to time, the Administrator shall perform all the duties prescribed for such position by relevant law, Borough Code, Borough Personnel Policies, as well as all those customarily performed by one holding the position of Administrator, in addition to those duties specifically assigned by the Mayor and Council from time to time.

2. Term of Agreement. Subject to the provisions of N.J.S.A. 40A:9-138 and, if applicable, the Borough Code and further provisions of this Agreement, this Agreement shall govern the terms and conditions of employment for the Administrator through December 31, 2019.

3. Manner and Performance of Administrator's Duties. The Administrator agrees that she will, at all times during this Agreement, abide by all provisions of applicable State, County and local statutes, laws, rules and regulations, perform all of the duties of the position of Administrator, in a faithful and industrious manner, pursuant to the express and/or implicit terms of this Agreement and all applicable statutes, laws, rules and regulations. Additionally, it is expressly understood by the parties that, during the term of this Agreement, the Administrator shall also retain her other position/title as the Municipal Clerk for the Borough, pursuant to Section 2-9.6 of the Borough Code.

4. Compensation. The Administrator shall receive an annual compensation of Thirty Thousand Six Hundred Dollars (\$30,600.00) effective July 1, 2018 – June 30, 2019 and an annual salary of Thirty-One Thousand Two Hundred Twelve Dollars (\$31,212.00) to be pro-rated as effective July 1, 2019 – December 31, 2019 for her responsibilities as the Administrator, less all applicable deductions, except as noted below, payable according to the normal and customary payroll schedule of the Borough. Any increases in compensation shall be undertaken by an action of the Mayor and Borough Council and an amendment to this Agreement. If the Administrator does not work a full calendar year for the Borough, she shall be entitled to a pro-rata share of the annual salary, based on the number of pay periods worked as the Administrator.

5. Hours of Employment. The Administrator shall work the normal hours of operation of the Municipal offices; and the Administrator shall attend any and all Governing Body and/or other meetings which the Administrator shall be required/requested to attend without additional compensation as it relates to salary.

6. Health Benefits. The Administrator shall receive Borough paid health benefits for herself and her spouse if she so chooses. Should the Administrator opt in to such health benefits, the Administrator shall be required to pay a health care contribution pursuant to Ch. 78, P.L. 2011.

7. Non Applicability of Overtime. The Administrator and the Borough agree that the Administrator position is an exempt position from any maximum hour requirements found under State or Federal law and, accordingly, the Administrator will not be paid any overtime or any extra compensation above that explicitly stated in this Agreement.

8. Paid Leave Days. The Administrator shall receive the allotment of paid leave days as stated in the

Borough's Personnel Policy Manual, as amended from time to time, commensurate with the Administrator's years of service with the Borough, for holidays, vacation leave, bereavement leave, jury leave and/or personal leave. Such leave will be subject to the conditions found in the respective sections of the Borough Personnel Policy Manual to the extent that those conditions apply to the position of the Administrator. The Administrator will receive any other leave, such as Family Leave (State), Family Medical Leave (Federal) and military leave, as provided by law.

9. Professional Development. The Administrator shall attend Professional Development seminar and/or conferences pursuant to the Borough's Personnel Policy Manual, as amended from time to time.

10. Reimbursement of Expenses. The Administrator shall be reimbursed for all reasonable expenses incurred specifically on behalf of the Borough pursuant to the Borough's Personnel Policy Manual, as amended from time to time.

11. Termination of Agreement. The Borough may terminate this Agreement and the Administrator's appointment at any time prior to the expiration of the term set forth in Section 2 herein, in accordance with the provisions of N.J.S.A. 40A:9-138 and applicable Borough ordinances.

12. Termination by Employee. The Administrator shall provide a minimum of thirty (30) calendar days' notice of her intention to resign from the position of Administrator and shall assist the Borough in any transition work required to assist a replacement Administrator.

13. Non-applicability of other Policies/Agreements.

A. The Administrator agrees and acknowledges that the provisions set forth in the documents identified below are applicable to her position:

- (1) The Hightstown Borough Code; and
- (2) The Hightstown Borough Personnel Policy Manual.

14. Entire Agreement. This Agreement contains the sole and entire Agreement between the Administrator and the Borough and shall supersede any and all other Agreements between the Administrator and the Borough as it relates to the position of Administrator. There are no agreements, representations and/or warranties, whether they be express or implied, except as set forth in this Agreement. This Agreement may not be canceled, changed, modified or amended orally. No change, modification or amendment hereof shall be effective or binding unless in a written instrument signed by the Administrator and the Borough. Cancellation of this Agreement can occur at any time pursuant to law.

15. Waiver. No waiver of any provision of this Agreement shall be valid unless in writing and signed by the person or party against whom the same is applicable.

16. Controlling Law. All of the terms, conditions and other provisions of this Agreement shall be

interpreted and governed by the laws of the State of New Jersey.

17. Interpretation and Severability. If any term or provision of this Agreement shall, to any extent, be deemed invalid or unenforceable by a court of competent jurisdiction, the remainder of the Agreement shall not be affected thereby and each remaining term and provision of this Agreement should be valid and enforceable to the extent permitted by law.

IN WITNESS WHEREOF, the parties have hereto, by the signatures of their duly authorized representatives and officers, executed this Agreement on the dates set forth herein.

2018-128 Establishing Salaries of Certain Officers and Employees of the Borough of Hightstown for the Year 2018

Moved by Councilmember Bluth; Seconded by Council President Stults

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

Resolution adopted 6-0.

Resolution 2018-128

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

**ESTABLISHING SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE
BOROUGH OF HIGHTSTOWN FOR THE YEAR 2018**

WHEREAS, Section 2-9.8(b) of the *Revised General Ordinances of the Borough of Hightstown* provides that salaries of Department Heads shall be set by the Mayor and Council and that the salaries of other non-union employees shall be set by the Borough Administrator within the range provided by Ordinance; and

WHEREAS, it is the desire of the Mayor and Council to set 2018 salaries for certain non-union employees who do not have a separate employment agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the salary for the titles below shall be effective January 1, 2018:

<u>Position/Title</u>	<u>2018 Salary</u>
Chief Financial Officer	49,419.00
Borough Clerk	76,047.00
Collector	25,000.00
Assessor	18,207.00
Acting Municipal Court Administrator	37,143.00
Acting Municipal Court Administrator - on call stipend	1,000.00

Municipal Magistrate	30,600.00
Water Plant Superintendent	10,200.00
Senior Water Plant Operator	68,000.00
Superintendent of AWWTP	87,550.00
Registrar of Vital Statistics	4,140.00
Construction Code Official	21,829.00
Technical Assistant	34,017.00
Building Subcode Official	4,266.00
Building Inspector	4,266.00
Zoning Official	11,185.00

CONSENT AGENDA

Councilmember Hansen moved Resolutions 2018-129; 2018-130; 2018-131; 2018-132; 2018-133; 2018-134; 2018-135 and 2018-136 as a Consent Agenda; Councilmember Misiura seconded.

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

Resolutions adopted 6-0.

Resolution 2018-129

BOROUGH OF HIGHTSTOWN COUNTY OF MERCER STATE OF NEW JERSEY

AUTHORIZING THE PURCHASE OF ELECTRICITY SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, the Borough of Hightstown has determined to move forward with the EMEX Reverse Auction in order procure electricity for the Borough of Hightstown; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the “Act”) authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

WHEREAS, the Borough of Hightstown will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com ; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act.

NOW THEREFORE BE IT RESOLVED, that a certified copy of this Resolution be forwarded by the Borough of Hightstown Clerk to the following:

1. EMEX, LLC
2. New Jersey Department of Community Affairs

3. Frederick Raffetto, Borough Attorney
4. Debra Sopronyi, Borough Administrator/Clerk, QPA

; and

BE IT FURTHER RESOLVED, that the Borough Administrator/Clerk, QPA of the Borough of Hightstown is hereby authorized to execute on behalf of the Borough of Hightstown any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction.

Resolution 2018-130

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

**AUTHORIZING RENEWAL OF ALCOHOLIC BEVERAGE LICENSE #1104-33-003-009
PALUMBO RESTAURANTS, T/A TAVERN ON THE LAKE**

WHEREAS, Palumbo Restaurants, Inc. has made application to the Borough for renewal of their Plenary Retail Consumption License #1104-33-003-009, together with the required fees; and

WHEREAS, the State of New Jersey Division of Taxation has certified, by issuance of an ABC Retail Licensee Clearance Certificate, that Palumbo Restaurants Inc. is in compliance with Chapter 161, Laws of New Jersey 1995, and that they have no objections to the renewal of this license; and

WHEREAS, the Police Department has been consulted and has no objections to renewal of this license;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Municipal Clerk is hereby authorized to issue the following Alcoholic Beverage License to Palumbo Restaurants, Inc. , doing business as Tavern on the Lake at 101-103 Main Street:

**2018-19 Plenary Retail Consumption License
License #1104-33-003-009
Fee: \$2,500.00**

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control.

Resolution 2018-131

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

**AUTHORIZING RENEWAL OF ALCOHOLIC BEVERAGE LICENSE #1104-32-001-006
WINE DEPOT CORPORATION, T/A HEDY'S LIQUORS AND JOE CANAL'S
DISCOUNT LIQUOR OUTLET**

WHEREAS, Wine Depot Corporation has made application to the Borough for renewal of their Plenary Retail Consumption License with Broad Package Privilege License #1104-32-001-006, together with the required fees; and

WHEREAS, the State of New Jersey Division of Taxation has certified, by issuance of an ABC Retail Licensee Clearance Certificate, that Wine Depot Corporation is in compliance with Chapter 161, Laws of New Jersey 1995, and that they have no objections to the renewal of this license; and

WHEREAS, the Police Department has been consulted and has no objections to renewal of this license;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Municipal Clerk is hereby authorized to issue the following Alcoholic Beverage License to Wine Depot Corporation, doing business as Hedy's Liquors and Joe Canal's Discount Liquor Outlet at 500 Mercer Street:

2018-19 Plenary Retail Consumption License with Broad Package Privilege

License #1104-32-001-006

Fee: \$2,500.00

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control.

Resolution 2018-132

BOROUGH OF HIGHTSTOWN

COUNTY OF MERCER

STATE OF NEW JERSEY

**AUTHORIZING RENEWAL OF ALCOHOLIC BEVERAGE LICENSE #1104-44-002-011 –
HIGHTSTOWN LIQUORS & WINES, LLC**

WHEREAS, Hightstown Liquors & Wines, LLC has made application to the Borough for renewal of their Plenary Retail Distribution License #1104-44-002-011, together with the required fees; and

WHEREAS, the State of New Jersey Division of Taxation has certified, by issuance of an ABC Retail Licensee Clearance Certificate, that Hightstown Liquors & Wines, LLC, is in compliance with Chapter 161, Laws of New Jersey 1995, and that they have no objections to renewal of said license; and

WHEREAS, the Police Chief has been consulted and has no objections to renewal of this license.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Municipal Clerk is hereby authorized to issue the following Alcoholic Beverage License to Hightstown Liquors & Wines, LLC, doing business as Hightstown Liquor at 107 Stockton Street:

2018-2019 Plenary Retail Distribution License

License #1104-44-002-011

Fee: \$2,500.00

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control.

Resolution 2018-133

BOROUGH OF HIGHTSTOWN

COUNTY OF MERCER

STATE OF NEW JERSEY

**AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND RELEASE OF
AMOUNTS REMAINING IN ESCROW – BLOCK 53, LOT 1.02 SOUTH MAIN STREET –
PEDDIE SCHOOL FACULTY AND STUDENT HOUSING**

WHEREAS, in June, 2015, The Peddie School posted a performance guarantee with the Borough of Hightstown in the amount of \$1,176,289.07 in the form of cash, along with escrow monies relative to work for the project known as the Peddie School Faculty and Student Housing Project; and

WHEREAS, on March 7, 2016, Council adopted Resolution 2016-65 authorizing the reduction of said performance bond to \$448,245.53, refunding \$728,073.54 to the Peddie School; and

WHEREAS, the Peddie School has requested the release of the remaining performance bond and escrow; and

WHEREAS, the Borough Engineer has inspected the project and has approved said project; and

WHEREAS, the Borough Engineer has stipulated that a two-year Maintenance Guarantee in the amount of \$11,762.89 be placed on file in the office of the Municipal Clerk; and

WHEREAS, \$400.00 of the remaining escrow funds will be retained for re-inspection prior to the expiration of the maintenance guarantee, and release of the remaining escrow balance; and

WHEREAS, the release of the performance bond and escrow funds are subject to payment of all outstanding fees and accounts.

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

1. The Clerk is authorized and directed to release to the Peddie School the performance bond held relative to the Planning Board application as detailed herein, conditioned upon the receipt of a two-year Maintenance Guarantee in the amount of \$11,762.89, in a form found satisfactory by the Borough Attorney.
2. The Finance Officer is authorized and directed to release to the Peddie School the cash portion of the performance bond and all of the amounts remaining in the escrow accounts for this project less the \$400.00 for re-inspection prior to the expiration of the maintenance guarantee, subject to certifications from the Borough's professionals that all amounts due to them for this project have been fully paid.
3. A certified copy of this Resolution shall be provided to the following:
 - a. The Peddie School
 - b. George Lang, Chief Financial Officer
 - c. Sandy S. Belan, Planning Board Secretary
 - d. Carmela Roberts, Borough Engineer
 - f. Jolanta Maziarz, Planning Board Attorney

Resolution 2018-134

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

**AUTHORIZING RELEASE OF ESCROW FUNDS – MILROM COMPANIES, LLC
(BLOCK 2; LOTS 18 & 19)**

WHEREAS, Milrom Companies, LLC deposited escrow funds for Planning Board Application 2018-01 for a project at Block 2, Lots 18 & 19; and

WHEREAS, Milrom Companies, LLC has requested that the escrow funds on deposit with the Borough for Planning Board Application 2018-01 for a project at Block 2, Lots 18 & 19 be released; and

WHEREAS, the property has been sold to a new owner; and

WHEREAS, all outstanding invoices for this application are satisfied and it is recommended that the Borough release the remaining escrow funds.

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

that the CFO is authorized and directed to release the escrow funds on deposit with the Borough as herein stated to Milrom Companies, LLC, 1177 Raritan Avenue, 2nd Floor, Suite #2, Highland Park, New Jersey 08904. A certified copy of this Resolution shall be provided to the following:

- a. Milrom Companies, LLC
- b. George Lang, CFO
- c. Sandy Belan, Planning Board Secretary

Resolution 2018-135

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

**AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER
NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, the Borough of Hightstown has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Borough of Hightstown intends to utilize the online auction services of GovDeals.com located at www.GovDeal.com; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local requirements by a vendor approved by the Division of Local Government Services; and

WHEREAS, a notice shall be published in the Borough approved newspaper and on the Borough website announcing the auction, the web address where the auction will take place, the date(s) and time(s) for the auction and a description of the items to be sold with such publication being at least 10 days, but no more than 14 days prior to the auction.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Hightstown in the County of Mercer, State of New Jersey, that the Borough is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled www.GovDeal.com; and

BE IT FURTHER RESOLVED, that the terms and conditions of the agreement entered into between GovDeals.com and the Borough of Hightstown shall be made available at www.GovDeal.com and in the Borough Clerk's office.

SURPLUS SCHEDULE SCHEDULE A

RESOLUTION 2018-135

DESCRIPTION	Vin/Serial
Ingersoll Rand Air Compressor Model 150	142692484174

Resolution 2018-136

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

AUTHORIZING REFUND OF OVERPAYMENT FOR POLICE SERVICES

WHEREAS, The Peddie School of Hightstown, New Jersey paid a fee of \$1,105.00 for Police Services for special events held on May 26, 2018 and May 27, 2018; and

WHEREAS, the actual cost for Police Services for these events was \$840.00; and

WHEREAS, the Police Chief has requested a refund of in the amount of \$265.00 be issued to The Peddie School.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the CFO is hereby authorized to issue a refund in the amount of \$265.00 to The Peddie School of 201 South Main Street, Hightstown, New Jersey 08520, representing the refund as set forth herein.

PUBLIC COMMENT PERIOD II

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

Doug Mair, 536 South Main Street – Congratulated Borough Administrator/Clerk Sopronyi on her reappointment. Thanked Councilmember Montferrat for voting no on the budget. If you don't like it stick to your convictions and vote no. Thanked Council for listening to residents and voting no on the No Parking Ordinance for Joseph Street. He is disappointed in the purchase of a new Borough Hall without the Police Department there. Stated concern about the Rug Mill Project; believes that are not staying true to what was presented in their original presentation.

Scott Caster, 12 Clover Lane – Thanked Council for being frugal with the budget. Appreciated tonight's dialogue. Stated that he does not think Board and Committee Chairs should be limited to the general time limit.

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

DISCUSSION

Use of Stockton Street Parking Lot Dumpsters

Borough Administrator/Clerk, Debra Sopronyi, reviewed a letter received from RISE on June 6, 2018. RISE

has requested use the dumpsters and would like to contribute. RISE stated that, like the food establishments, their needs for the Greater Goods Thrift Store, are greater than the 95-gallon container of solid waster per week allotment. Ms. Sopronyi stated that by ordinance, food vendors located on Main Street contribute to the cost of the dumpsters. All other businesses are not expected to exceed what is equal to a 95-gallon container weekly. Mayor Quattrone stated that he has had several conversations with RISE and informed them that it is not appropriate leave items outside the dumpsters. Discussion ensued. It was decided by a 6-0 straw vote not to include RISE in the food establishment ordinance for dumpster use. Ms. Sopronyi will follow up with RISE.

MAYOR/COUNCIL/ADMINISTRATIVE REPORTS

Councilmember Bluth

Parks & Rec Fun Friday was well attended. Next Thursday, June 20th at 4:30 p.m. there will be a ribbon cutting ceremony to unveil the 2nd piano, this one located in Association Park. Sunday, July 22nd there will be a magic show and Sunday August 26th there will be a puppet show. Both at Association Park.

Councilmember Montferrat

Board of Health met and this month's discussion topic was allergies and electronic smoking devices. Environmental Commission meets next Tuesday and the Harvest Fair Committee meets tomorrow.

Councilmember Misiura

Planning Board met last week and started hearing the application for the Rug Mill. They will continue the hearing at the July 9th meeting.

Council President Stults

The Housing Authority is meeting this Wednesday. He attended the first Fun Friday and it was great. Downtown Hightstown is looking into parklets in front of stores on Main Street. They are getting information from the State for this.

Mayor Quattrone

The Mayor's Wellness Walk had a total of 5 people participate. Wanted the public to know that they are not trying to get rid of the Police Department.

ADJOURNMENT

Councilmember Montferrat moved to adjourn at 11:25 p.m.; Councilmember Musing seconded. All ayes.

Respectfully Submitted,

Margaret M. Riggio
Deputy Borough Clerk