Meeting Minutes Hightstown Borough Council October 5, 2020 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 on the Borough website."

The flag salute followed Roll Call.

	PRESENT	ABSENT
Councilmember Bluth	✓	
Councilmember Cicalese	✓	
Councilmember Jackson	✓	
Councilmember Misiura	✓	
Councilmember Musing	✓	
Councilmember Stults	✓	
Mayor Quattrone	✓	

Also in attendance: Margaret (Peggy) Riggio, Deputy Borough Clerk; Debra Sopronyi Borough Clerk/Administrator; Fred Raffetto, Borough Attorney and Jim Sidelinger, OEM Coordinator.

The Flag Salute followed roll call.

APPROVAL OF AGENDA

Moved by Council President Musing; Seconded by Councilmember Cicalese.

Roll call vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Agenda approved 6-0.

APPROVAL OF MINUTES

September 8, 2020 - Public Session

Moved by Councilmember Bluth; Seconded by Councilmember Jackson.

Roll call vote: Councilmembers Bluth, Cicalese, Jackson, Misiura and Musing voted yes. Councilmember Stults abstained.

Minutes approved 5-0 with 1 abstention.

September 8, 2020 - Executive Session

Moved by Councilmember Bluth; Seconded by Councilmember Misiura.

Roll call vote: Councilmembers Bluth, Cicalese, Jackson, Misiura and Musing voted yes. Councilmember Stults abstained.

Minutes approved 5-0 with 1 abstention.

PRESENTATIONS

OEM Update

Mr. Sidelinger stated that New Jersey is still in a State of Emergency due to the COVID-19 pandemic. Because of this, our local declaration is still in effect. Indoor dining has been allowed with limited capacity and safety precautions in place as well houses of workshop and in person shopping. All businesses are following limited capacity restrictions, social distancing and other procedures. He spoke about small events happening in town. Meetings of boards and committees are have begun in a hybrid capacity. Participants will need to complete a questionnaire that will be held at in the Clerk's Office. All Borough parks are open for public use. Benches, tables and play areas are not being sanitized at the present time. Borough offices are still closed to the public. Borough staff are working alternating schedules (in person and remote) to allow for proper social distancing in the building. The public can call, email or mail any business that needs to be completed. He thanked Mayor Quattrone, Police Chief Frank Gendron, Health Officer Jill Swanson, Public Works Superintendent Ken Lewis, Borough Administrator/Clerk Debra Sopronyi and Deputy Clerk Peggy Riggio for all of their ideas and research to help make is job as OEM Coordinator a little easier. Gave a special thank you to all of Hightstown's first responders.

Councilmember Cicalese stated that the Governor issued a statement that said Halloween is on. We have already issued letters stating we are not closing Stockton street. Do we have concerns about how that evening will go? Mr. Sidelinger stated that people still need to social distance. Our standard policy will remain in effect. If residents to not want to participate in trick or treating, he suggested they keep their porch light off.

Council President Musing thanked Mr. Sidelinger for all he has done for the Borough. Questioned if we are still at pandemic levels or even epidemic at this point with the virus. Mr. Sidelinger stated that he has not heard of a change. The State is still in state of emergency. New Jersey is stating that we are not out of the woods yet. Mr. Sidelinger stated that he will not remove the declaration of Emergency until the State is happy. He has and will continue to take his cue from the State.

Mayor Quattrone thanked Mr. Sidelinger for all of his work.

Mr. Sidelinger departed at this time.

Girl Scout Silver Award - Mallory Bertrand

Girl Scout, Mallory Bertrand, reviewed her silver award project. A free mini pantry. She is Working with RISE and the pantry would be located by the thrift store. She is looking to install in fall of 2020 or the spring 2021. She is also working with RISE on educating the public regarding food drives.

Councilmember Bluth stated that this is wonderful and Mallory should be very proud of herself. She supports this project.

Borough Administrator, Debra Sopronyi, stated that Mallory has spoken with the health officer and she is aware of the health procedures and will be following them.

Mayor Quattrone thanked Mallory for choosing Hightstown to do this. Our community needs this. He stated that he is very proud and encouraged Mallory to keep up the good work.

Councilmember Misiura stated that this is a great project and Mallory did a great presentation. Wished Mallory good luck.

Councilmember Stults moved to approve the Silver Award Project presented; Councilmember Misiura seconded. Councilmembers Bluth, Cicalese, Jackson, Misiura and Stults voted yes. Council President Musing abstained. Girl Scout Silver Award Project presented by Mallory Bertrand approved 5-0 with 1 abstention.

PUBLIC COMMENT

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

<u>Dimitri Musing</u>, 137 Stockton Street – Explained that he abstained from the vote for the Girl Scout Project since he is on the Board at RISE. He thanked Mallory for her work and thanked Council for approving the project.

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

ORDINANCES

Ordinance 2020-11 First Reading and Introduction An Ordinance Amending and Supplementing Chapter 7 Entitled "Traffic", Section 7-13 Entitled "Parking Prohibited at All Times on Certain Streets" of the Revised General Ordinances of the Borough of Hightstown, New Jersey

Moved for introduction by Councilmember Jackson; Seconded by Councilmember Cicalese.

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Ordinance introduced 6-0.

Public hearing is scheduled for October 19, 2020.

Ordinance 2020-11

BOROUGH OF HIGHTSTOWN COUNTY OF MERCER STATE OF NEW JERSEY

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7 ENTITLED "TRAFFIC",

3

SECTION 7-13 ENTITLED "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN, NEW JERSEY

WHEREAS, improvements to Lincoln Avenue include the narrowing of the roadway between Hagemount Avenue and Hutchinson Street; and

WHEREAS, during the design phase of the project, it was recommended by the Borough Engineer and confirmed by Council that parking would not be permitted on the north side of Lincoln Avenue between Hagemount Avenue and Hutchinson Street; and

WHEREAS, NJ P.L. 2008 Chapter 110 Section 1-c(1) states that by ordinance, a municipality may, without the approval of the commissioner, and consistent with the current standards prescribed by the Manual on Uniform Traffic Control Devices for Street and Highways, prohibit or restrict general parking.

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

<u>Section 1</u>. That Chapter 7, entitled "Traffic", Section 7-13, entitled "Parking Prohibited at all Times on Certain Streets)", is hereby amended to read as follows (underline for additions, strikethroughs for deletions):

Section 7-13

PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS

Subsections:

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

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

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

Name of Street	Side	Location	
Academy Street	North	Mercer Street to easternmost Post Office driveway	
Academy Street	North	Railroad Avenue to 100 feet east	
Academy Street	North	For a distance of 170 feet west of Mercer Street	
Academy Street	South	Mercer Street to Railroad Avenue	
Academy Street	East	From Park Avenue to Stockton Street	
Academy Street	East	From Rogers Avenue to Railroad Avenue	
Academy Street	East	From Stockton Street to Rogers Avenue	
Academy Street	West	From Park Avenue to Grant Avenue	
Bank Street	North	From North Main Street to Mechanic Street	

Bank Street North From the westerly curbline of the driveway entrance of the water plant,

a distance of 30 feet east and 30 feet west

Bank Street South From North Main Street to Academy Street

Center Street West From Stockton Street to Morrison Avenue

Church Street East From Rogers Avenue to Stockton Street

Clinton Street North From Cole Avenue to Maxwell Avenue

South From the westerly curbline of Cole Avenue for a distance of 70 feet east

Cole Avenue Both From Franklin Street to Clinton Street

Dutch Neck Road North From the southerly curbline of Stockton Street 665 feet southwesterly

Dutch Neck Road Southeast From Gilman Place to Stockton Street

Etra Road Both From South Main Street to the Borough line

First Avenue North From Outcalt Street to Joseph Street

Forman Street West From the southerly curbline of Stockton Street for 205 feet south

Grape Run Road North From Westerlea Avenue to Pershing Avenue

Grape Run Road South From the easterly curbline of Westerlea Avenue to a point 120 feet east

Grape Run Road Both From Westerlea Avenue to Mercer Street

Hagemount Avenue West From Lincoln Avenue to Rocky Brook Court

Harron Avenue East From Stockton Street to Morrison Avenue

Hutchinson Street East From Grant Avenue to Park Avenue

Joseph Street East From Stockton Street to Second Avenue

Leshin Lane North From a point 50' west of the western side of the driveway of 16 Leshin

Lane to Westerlea Avenue

Leshin Lane South From a point 50' west of the western side of the driveway of 17 Leshin

Lane to Westerlea Avenue

Lincoln Avenue North Between Hagemount Avenue and Hutchinson Street

Monmouth Street North From North Main Street to a point opposite the east curbline of Broad

Street

Monmouth Street South From the east curbline of Manlove Avenue 652.67 feet east

Monmouth Street	South	From Pennsylvania Railroad to Broad Street	
North Main Street	East	From the northerly curbline of Franklin Street to a point 80 feet north	
North Main Street	West	From a point 239.5 feet north of the north curbline of Stockton Street to a point 242 feet north	
North Main Street	North	From Monmouth Street to Sunset Avenue	
North Main Street	South	From the Borough Line to Monmouth Street	
Oak Lane	East	From Stockton Street to the north curbline of Lincoln Avenue; thence from Lincoln Avenue for 397 feet north	
Oak Lane	West	From the northerly curbline of Stockton Street to a point 450 feet north	
Outcalt Avenue	East	For a distance of 50 feet north or south of the First Avenue and Second Avenue intersections	
Outcalt Street	West	From Rogers Avenue to Morrison Avenue	
Park Avenue	South	From the westerly curbline of Academy Street to a point 50 feet west	
Name of Street	Side	Location	
Pershing Avenue	West	From Grape Run Road to South Street	
Purdy Street	East	From Bank Street to Reed Street	
Purdy Street Railroad Avenue	East East	From Bank Street to Reed Street From Stockton Street to Academy Street	
·			
Railroad Avenue	East	From Stockton Street to Academy Street	
Railroad Avenue Railroad Avenue	East West	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue	
Railroad Avenue Railroad Avenue Reed Street	East West North	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive	
Railroad Avenue Railroad Avenue Reed Street Rev. Powell Drive	East West North East	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive From Reed Street to Chamberlin Avenue	
Railroad Avenue Railroad Avenue Reed Street Rev. Powell Drive Rogers Avenue	East West North East North	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive From Reed Street to Chamberlin Avenue From Stockton Street to Mercer Street	
Railroad Avenue Railroad Avenue Reed Street Rev. Powell Drive Rogers Avenue Second Avenue	East West North East North North	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive From Reed Street to Chamberlin Avenue From Stockton Street to Mercer Street From Outcalt Street to Joseph Street	
Railroad Avenue Railroad Avenue Reed Street Rev. Powell Drive Rogers Avenue Second Avenue Second Avenue	East West North East North North North	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive From Reed Street to Chamberlin Avenue From Stockton Street to Mercer Street From Outcalt Street to Joseph Street From Summit Street to Joseph Street	
Railroad Avenue Railroad Avenue Reed Street Rev. Powell Drive Rogers Avenue Second Avenue Second Avenue South Main Street	East West North East North North North West	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive From Reed Street to Chamberlin Avenue From Stockton Street to Mercer Street From Outcalt Street to Joseph Street From Summit Street to Joseph Street From Ward Street to Mercer Street	
Railroad Avenue Railroad Avenue Reed Street Rev. Powell Drive Rogers Avenue Second Avenue Second Avenue South Main Street South Street	East West North East North North Worth North Worth	From Stockton Street to Academy Street From Stockton Street to Rogers Avenue From Mechanic Street to Rev. Powell Drive From Reed Street to Chamberlin Avenue From Stockton Street to Mercer Street From Outcalt Street to Joseph Street From Summit Street to Joseph Street From Ward Street to Mercer Street From Mercer Street to South Main Street	

Ward Street	North	From the easterly curbline of South Main Street to a point 793.25 feet east
Ward Street	South	From the southeasterly curbline of Mercer Street to a point 57 feet east
Ward Street	South	From the easterly curbline of South Main Street to a point 2,241 feet east
Westerlea	West	Leshin Lane to Grape Run Road

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

<u>Section 3.</u> 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 2020-191Authorizing Payment of Bills

Moved by Council President Musing; Seconded by Councilmember Stults

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Resolution adopted 6-0

Resolution 2020-191

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 \$696,864.41 from the following accounts:

	Current	\$580,409.25			
	W/S Operating	44,806.60			
Resolution 2020-192	General Capital	30,079.75			
Authorizing	Water/Sewer Capital	2,949.25			
Payment No. 13 -	Grant	0.00			
The Musial Group,	Trust	77.28			
P.A. (Architectural	Housing Trust	0.00			
and Contract Administration	Animal Control	6.00			
Services for	Law Enforcement Trust	0.00			
Municipal Facilities	Housing Rehab Loans	0.00			
Located at 230	Public Defender Trust	0.00			
Mercer Street)	Escrow	38,536.28			
Moved by					
C o u n c i l m e m b e r Cicalese; Seconded by	Total	\$696,864.41			
Councilmember Stults					

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Resolution adopted 6-0

Resolution 2020-192

BOROUGH OF HIGHTSTOWN COUNTY OF MERCER STATE OF NEW JERSEY

AUTHORIZING PAYMENT NO. 13 - THE MUSIAL GROUP, P.A. (ARCHITECTURAL AND CONTRACT ADMINISTRATION SERVICES FOR MUNICIPAL FACILITIES LOCATED AT 230 MERCER STREET)

WHEREAS, Resolution 2019-44, appointed the Musial Group as Architect and Contract Administrator for the municipal facilities project located at 230 Mercer Street; and

WHEREAS, Resolution 2019-44 also authorized concept design at a cost not to exceed \$40,000; and

WHEREAS, Resolution 2019-115, adopted on June 3, 2019, authorized the remainder of the project at a total cost not to exceed \$459,895.00; and

WHEREAS, Resolution 2020-40, adopted on January 21, 2020, amended the contract to not exceed \$472,895.00 without further authorization of the Governing Body; and

WHEREAS, Resolution 2020-153, adopted on August 3, 2020, amended the contact to not exceed \$511,995.00 without further authorization of the Governing Body; and

WHEREAS, the architect has submitted payment request No. 13 for professional services for August 30, 2020 – September 9, 2020, in the total amount of \$8,089.08; and

WHEREAS, the CFO 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 the payment request to The Musial Group, P.A. of Mountainside, New Jersey in the amount of \$8,089.08, is hereby approved as detailed herein, and the CFO is authorized to issue same.

Resolution 2020-193 Authorizing Payment No. 3 – S&G Paving Construction (Improvements to Lincoln Avenue, Hagemount Avenue and Rocky Brook Court)

Moved by Councilmember Misiura; Seconded by Councilmember Cicalese

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Resolution adopted 6-0

Resolution 2020-193

BOROUGH OF HIGHTSTOWN COUNTY OF MERCER STATE OF NEW JERSEY

AUTHORIZING PAYMENT NO. 3 – S & G PAVING CONSTRUCTION (IMPROVEMENTS TO LINCOLN AVENUE, HAGEMOUNT AVENUE AND ROCKY BROOK COURT)

WHEREAS, on March 2, 2020, the Borough Council awarded a contract for Improvements to Lincoln Avenue, Hagemount Avenue and Rocky Brook Court in Hightstown Borough to S & G Paving Construction, Inc, of Monroe, New Jersey at the price of \$764,028.15; and

WHEREAS, the contractor has submitted payment No. 3, in the amount of \$97,327.47, partial payment through September 23, 2020 for test pits, cleanouts, curb valves & boxes, inlets, a manhole, lawn inlets, storm piping, underdrain, concrete curb and sidewalk, concrete driveway repairs, police traffic directors and water main; and

WHEREAS, the Borough Engineer has recommended approval of payment No. 3, in the amount of \$97,327.47; 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 payment No. 3, in the amount of \$97,327.47 to S&G Paving Construction, Inc. of Monroe, New Jersey is hereby approved as detailed herein.

Resolution 2020-194 Appointing and Authorizing an Agreement for Professional Services for a Backup Operator at the Advanced Waste Water Treatment Plant – Environmental Engineering Management Associated, Inc.

Moved by Council President Musing; Seconded by Councilmember Cicalese

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Resolution adopted 6-0

Resolution 2020-194

BOROUGH OF HIGHTSTOWN

COUNTY OF MERCER

STATE OF NEW JERSEY

APPOINTING AND AUTHORIZING AN AGREEMENT FOR PROFESSIONAL SERVICES FOR A BACKUP OPERATOR AT THE ADVANCED WASTE WATER TREATMENT PLANT – ENVIRONMENTAL ENGINEERING MANAGEMENT ASSOCIATES, INC.

WHEREAS, there exists the need for professional services for on demand backup operator coverage for the Advanced Wastewater Treatment Plant; and

WHEREAS, Environmental Engineering Management Associates, Inc. has submitted a proposal to perform these services, dated September 17, 2020; and

WHEREAS, the Borough Council wishes to establish a contract with Environmental Engineering Management Associates, Inc. of Kulpsville, Pennsylvania for these services; and

WHEREAS, the cost for the proposed services shall not exceed \$15,000.00 without further approval by the Borough Council; and,

WHEREAS, the CFO has certified that funds are available for this expenditure are available in the 2020 budget; and.

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "professional services" without public advertising for bids and bidding, provided that the Resolution authorizing the contract and the contract itself are available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality; and

WHEREAS, the term of this contract is for October 1, 2020 through September 30, 2021 and may only be renewed upon further action of the Borough Council; and

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

- 1. That the Mayor is authorized to execute and the Borough Clerk to attest an Agreement between the Borough of Hightstown and Environmental Engineering Management Associates, Inc. regarding the above-referenced professional services, as set forth herein.
- 2. That this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because Environmental Engineering Management Associates, Inc. is a firm whose operators are authorized by law to practice a recognized profession.

CONSENT AGENDA

Councilmember Stults moved Resolutions 2020-195; 2020-196 and 2020-197 as a Consent Agenda; Councilmember Bluth seconded.

Moved by Councilmember Musing; Seconded by Councilmember Stults

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Resolutions adopted 6-0

Resolution 2020-195

BOROUGH OF HIGHTSTOWN

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COUNTY OF MERCER STATE OF NEW JERSEY

AUTHORIZING RELEASE OF ESCROW FUNDS – SCICORE ACADEMY, CERTIFICATE OF OCCUPANCY 125 RAILROAD AVENUE, SUITES 3,4 & 5

WHEREAS, SciCore Academy deposited escrow funds for Certificate of Occupancy for 125 Railroad Avenue, Suites 3, 4 & 5 accounts 2011-01 and 2011-06; and

WHEREAS, SciCore has requested that the escrow funds on deposit with the Borough for accounts 2011-01 and 2011-06; be released as SciCore Academy has vacated the premises and the lease has expired; and

WHEREAS, The Borough has determined that there are no outstanding invoices for this project; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown that the Finance Officer is authorized and directed to release the escrow funds on deposit with the Borough for SciCore Academy Accounts 2011-01 and 2011-06 to SciCore Academy c/o OptoMechanical Enterprises, Inc., 7 Waterbury Court, Allentown, NJ 08501

A certified copy of this Resolution shall be provided to the following:

- a. SciCore Academy
- b. Hightstown Borough Finance Officer
- c. George Chin, Hightstown Borough Construction Official
- d. Sandy Belan, Planning Board Secretary

Resolution 2020-196

BOROUGH OF HIGHTSTOWN COUNTY OF MERCER STATE OF NEW JERSEY

AUTHORIZING SIGNATURES FOR REDEVELOPMENT AREA CIRCULATION PLAN GRANT (DVRPC)

WHEREAS, The Borough of Hightstown has been awarded a Redevelopment Area Circulation Plan Grant through Delaware Valley Regional Planning Commission (DVRPC); and

WHEREAS, it is necessary to authorize three individuals to sign required documentation associated with said grant.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hightstown, that the persons whose names and titles appear below are authorized to sign any documents in connection therewith.

- 1. Debra Sopronyi, Borough Administrator
- 2. Joseph Cicalese, Councilmember/Chair, Complete Streets Committee
- 3. Beverly Asselstine, Planning Board Member/Secretary, Complete Street Committee

Resolution 2020-197

BOROUGH OF HIGHTSTOWN COUNTY OF MERCER STATE OF NEW JERSEY

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RESOLUTION ESTABLISHING STANDARD PROCEDURES AND REQUIREMENTS FOR PUBLIC COMMENTS MADE DURING REMOTE MEETINGS OF THE BOROUGH OF HIGHTSTOWN COUNCIL

WHEREAS, the COVID-19 pandemic has forced local government entities throughout the State of New Jersey to hold public meetings remotely; and

WHEREAS, Section 8 of P.L. 2020, c. 34 authorized the Director of the Division of Local Government Services ("Director") to promulgate regulations establishing standard protocols for remote meetings held by a "local public body" during a Governor-declared emergency ("Regulations"); and

WHEREAS, the Director promulgated the Regulations, which are codified as N.J.A.C. 5:39-1.1 through 1.7; and

WHEREAS, the Hightstown Borough Council is a "local public body" as defined in the Regulations and is therefore subject to the requirements thereof; and

WHEREAS, N.J.A.C. 5:39-1.4(h) requires a local public body to adopt a resolution establishing standard procedures and requirements for public comment made during a remote public meeting as well as for public comments submitted in writing ahead of the remote public meeting; and

WHEREAS, in order to fulfill the requirements set forth in N.J.A.C. 5:39-1.4(h) the procedures and requirements appearing below are hereby established by the Council;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Hightstown, County of Mercer, State of New Jersey, hereby establishes the following procedures and requirements to satisfy the requirement set forth in N.J.A.C. 5:39-1.4(h):

- 1) Members of the public wishing to make a comment during a remote meeting shall be permitted to do so using the audio and/or video technology under which the remote meeting is being held.
- 2) Members of the public may also submit written comments to the Council, through the Deputy Borough Clerk, by either e-mail to (<u>deputyclerk@hightstownborough.com</u>) or written letter to Deputy Borough Clerk, Borough of Hightstown, 156 Bank Street, Hightstown, NJ 08520. Written comments must be received by 12:00 noon on the scheduled day of the remote meeting in order to be included in the meeting.
- 3) Public comments shall be received and/or read into the record during times designated during the meeting for public participation.
- 4) The Council reserves the right to pass over duplicative written comments; however, each duplicative comment shall be noted for the record with the content summarized.
- 5) A member of the public wishing to speak during a remote meeting shall state their name and address for the record prior to making their comment. Said comment shall be limited to a maximum of three minutes. A response may be provided, either directly following the public comment period or during the "Mayor/Council/Administrative Comments" portion of the meeting.
- 6) Members of the public commenting during a remote meeting shall not act in any manner to disrupt the meeting. If such a member of the public becomes disruptive during the meeting, the individual chairing the meeting shall mute, or direct the muting of, the disruptive member and warn that any continued disruption may result in the member being prevented from speaking during the meeting or be removed from the remote meeting. Disruptive conduct includes, but is not limited to, sustained inappropriate behaviors such as shouting, interruption, and the use of profanity.

7) Any member who continues to be disruptive after receiving a warning may be muted while other members of the public are allowed to proceed with their comments. If time permits, the disruptive individual shall be allowed to speak after all other members of the public are provided an opportunity to comment. Should the individual remain disruptive, the individual may be muted or kept on mute for the remainder of the remote meeting or removed from the meeting.

MAYOR/COUNCIL/ADMINISTRATIVE REPORTS

Councilmember Bluth

Cultural Arts Commission - Pumpkin Carving via zoom is scheduled for 10/16 to be followed on 10/30 with lighting of the pumpkins at Memorial Park. They have been given direction on safety protocols from the OEM Coordinator and the Health Officer. Environmental Commission meeting 2 weeks ago with a hybrid meeting.

Councilmember Cicalese

Thanked Mallory for her presentation and stated that he looks forward to seeing project complete.

Councilmember Misiura

He was able to attend an Eagle Scout ceremony a few weeks ago. Stated that it is always great to attend these events. The Eagle Scout was Brendon Reiss, Troup 59. Happy to see the Silver Award being completed in Hightstown.

Borough Administrator/Clerk, Debra Sopronyi

The Halloween letters went out last week to Stockton Street residents. This year we included South Main Street residents also.

Deputy Clerk, Peggy Riggio

Stated that the Census has been extended until 10/31. Updated of 2020 Elections – Vote by mail ballots were mailed by the Mercer County Clerk's office last week. There is a secure dropbox located in front of the Firehouse. It is under 24 hour surveillance. Ballots will be picked up from the box daily.

Mayor Quattrone

Stated that he is worried about Halloween. He is very proud of everyone in the Borough. Everyone is doing their job. We are moving in the right direction.

EXECUTIVE SESSION

Resolution 2020-198 Authorizing a Meeting that Excludes the Public

Moved by Council President Musing; Seconded by Councilmember Cicalese

Roll Call Vote: Councilmembers Bluth, Cicalese, Jackson, Misiura, Musing and Stults voted yes.

Resolution 2020-198

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 October 5, 2020, via www.freeconferencecall.com, 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 – Robbinsville Contract Negotiations – Hightstown Housing Authority

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 January 5, 2021, 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.

7:15 p.m. Councilmember Cicalese moved to adjourn into Executive Session; Seconded by Councilmember Stults. All ayes.

8:21 p.m. Council reconvened into public session.

ADJOURNMENT

Moved by Councilmember Cicalese at 8:22 p.m.; Seconded by Councilmember Bluth. All ayes.

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Respectfully Submitted,

Margaret M. Riggio Deputy Borough Clerk