

REVISED 9/19/2022 1:30 P.M.

Agenda
Hightstown Borough Council

September 19, 2022

6:30 PM – Public Session

[www.zoom.com](https://us02web.zoom.us/j/82972217248?pwd=LzlQYTZkOERyemJlOGNack4xcUs1UT09)

Meeting ID: 829 7221 7248

Passcode: RZ06eh

<https://us02web.zoom.us/j/82972217248?pwd=LzlQYTZkOERyemJlOGNack4xcUs1UT09>

By phone

(929)205-6099

Meeting ID: 829 7221 7248

Passcode: 578650

PLEASE TURN OFF ALL CELL PHONES DURING YOUR ATTENDANCE AT THIS MEETING TO AVOID SOUNDS/RINGING OR CONVERSATION THAT MAY INTERFERE WITH THE MEETING OR THE ABILITY OF ATTENDEES TO HEAR THE PROCEEDINGS. THANK YOU FOR YOUR COOPERATION.

Meeting called to order by Mayor Lawrence Quattrone.

STATEMENT: 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 provided to the *Trenton Times* and the *Windsor-Hights Herald*, and is posted on the Borough's website.

Roll Call

Flag Salute

Approval of the Agenda

Public Comment

Any person wishing to address Council with his or her comments will have a maximum of three minutes to do so at this time.

Ordinances

Ordinance 2022-18 Final Reading and Public Hearing An Ordinance Establishing Regulations Relating to the Replacement of Lead and Galvanized Service Lines and Amending and Supplementing Chapter 19, Entitled "Water and Sewer," of "The Revised General Ordinances of the Borough of Hightstown" In Order to Establish a New Article 19-6 Thereof to be Known as "Replacement of Lead and Galvanized Service Lines"

Resolutions

2022-170 Authorizing Payment of Bills

2022-171 Authorizing Payment No. 18 – The Musial Group, P.A. (Architectural and Contract Administration Services for Municipal Facilities Located at 230 Mercer Street)

2022-172 Authorizing the Borough of Hightstown to Hire One New Full-Time Regular Police Officer

2022-173 Appointing a Qualified Purchasing Agent

2022-174 Requesting the State of New Jersey Clean Water and Drinking Water State Revolving Fund Program be Modified to Provide Additional Funding

2022-175 Resolution Opposing the Increases to the State Health Benefits Program

Discussion

Comcast Renewal Ordinance

East Windsor Regional School District - Leshin Lane Water Tower Rams Logo

Professional Services 2023

Subcommittee Reports

Mayor/Council/Administrative Reports

Adjournment

ORDINANCE 2022-18

BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY

**AN ORDINANCE ESTABLISHING REGULATIONS RELATING TO THE
REPLACEMENT OF LEAD AND GALVANIZED SERVICE LINES AND AMENDING
AND SUPPLEMENTING CHAPTER 19, ENTITLED “WATER AND SEWER,”
OF “THE REVISED GENERAL ORDINANCES OF THE
BOROUGH OF HIGHTSTOWN” IN ORDER TO ESTABLISH A
NEW ARTICLE 19-6 THEREOF TO BE KNOWN AS
“REPLACEMENT OF LEAD AND GALVANIZED SERVICE LINES”**

WHEREAS, the presence of lead in drinking water represents a threat to the public health, especially the health and development of New Jersey’s children; and

WHEREAS, pipes containing lead that connect water mains to homes and other buildings, often called lead service lines, are a primary source of lead in drinking water; and

WHEREAS, given the risk to public health, the New Jersey State Legislature has required that each public water system replace all existing lead and galvanized service lines, including those existing on private property; and

WHEREAS, in order to protect the health and welfare of the citizens of the Borough of Hightstown, in the County of Mercer, and State of New Jersey (hereinafter the “Borough”), the Borough’s Mayor and Council implemented an inventory and replacement plan for any lead and galvanized service lines existing within the Borough; and

WHEREAS, to effectuate said plan, pursuant to N.J.S.A. 58:12A-39, the Borough hereby adopts this Ordinance to allow the Borough and/or the Borough’s water system, including any officials, employees and/or agents thereof, to enter any property within the Borough to perform lead and galvanized service line replacements, provided that the Borough serves appropriate notices upon the proper parties, as set forth herein; and

WHEREAS, on June 20, 2022, the Borough’s Mayor and Council adopted Resolution No. 2022-120, which established the official policy of the Borough relative to funding the costs associated with lead and galvanized service line replacements; specifically, the costs associated with lead/galvanized service line replacements shall be borne by all of the customers of the Borough-owned public community water system, rather than assessed to the property of specific property owners in the same manner as provided for the assessment of local improvements pursuant to N.J.S.A. 40:56-1, et seq. Said determination was made in accordance with N.J.S.A. 52:12A-44(e).

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

Section 1. Chapter 19, entitled “Water and Sewer,” of “The Revised General Ordinances of the Borough of Hightstown” (the “Borough Code”), is hereby amended and supplemented in certain limited respects, in order to establish a new Article 19-6, to be known as “Replacement of Lead and Galvanized Service Lines,” to read as follows:

Article 19-6. Replacement of Lead and Galvanized Service Lines.

§ 19-6-1. Purpose and Authority.

The Borough finds that the presence of lead in drinking water represents a threat to the public health and welfare of its citizens, and that pipes containing lead that connect water mains to homes and other buildings, called lead or galvanized service lines, are significant sources of lead in drinking water. As such, under the authority granted the Borough by N.J.S.A. 58:12A-38 and N.J.S.A. 58:12A-39, the Borough hereby declares its intent to identify and replace all lead and/or galvanized service lines within the Borough, including the authority to enter upon any property within the Borough to replace all existing lead and/or galvanized service lines, at the Borough’s cost and expense.

§ 19-6-2. Scope of Property Owner/Borough Responsibilities.

- A. This Chapter shall generally govern the respective responsibilities of the Borough and individual property owners as to all service lines within the Borough, except in the case of a “lead service line” to which this Article 19-6 shall specifically be applicable.
- B. A “lead service line” is a water supply connection that is made of, or lined with, a material consisting of lead, and which connects a water main to a building inlet. A lead pigtail, lead gooseneck, or other lead fitting shall be considered to be a lead service line, regardless of the composition of the service line or other portions of piping to which such piece is attached. A galvanized service line shall be considered to be a lead service line. A lead service line may be owned by the Borough, a property owner, or both.
- C. In the case of a “lead service line”, the Borough shall be responsible for replacement of all pipes, tubing, and fittings connecting its water main to a building or structure, including the water meter for the property. Pursuant to N.J.S.A. 52:12A-44(e), the Borough has determined that all costs and expenses associated with the said replacement work shall be funded by the Borough, rather than assessed to specific property owner(s).

§ 19-6-3. Borough’s Right-of-Entry to Replace Lead Service Lines.

The Borough shall have the authority to enter any property within the Borough to perform a lead service line replacement, provided that the Borough provides the owner and any residents of the property with notice at least 72 hours before entering the property, unless in the case of an emergency as determined by the New Jersey Department of Environmental Protection.

- A. For the purposes of this Subsection 19-6-3, notice to the owner and any residents of the property shall include an attempt to inform the owner and any residents in person of the

date and time of the lead service line replacement, and if the owner or a resident is unable to be reached in person, the Borough shall send, by certified mail, a letter to the owner and any residents or post a written notice in a prominent location on the property which shall include:

- (1) The scheduled date and time of the lead service line replacement and who will be performing the replacement;
- (2) The likely extent of water service disruption;
- (3) The nearby locations where the municipality or a public water system is distributing supplementary drinking water, if any; and
- (4) Any remedies that the municipality shall take if the municipality or municipal water system, or an agent thereof, is unable to access the property.

B. In addition to the notice requirements set forth in this Subsection 19-6-3, the Borough shall send, by certified mail, the owner a letter after the completion of the replacement stating the approximate time that the replacement occurred, and providing a brief summary of the work performed.

Section 2. All parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

Section 3. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 4. This Ordinance shall become effective immediately upon final passage and publication in accordance with the law.

Introduction: September 6, 2022

Adoption:

Attest:

MARGARET M. RIGGIO
MUNICIPAL CLERK

LAWRENCE D. QUATTRONE
MAYOR

Resolution 2022-170

*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 \$158,526.66 from the following accounts:

Current		\$74,735.42	
W/S Operating		27,974.67	
General Capital		19,341.22	
Water/Sewer Capital		29,207.00	
Grant		865.00	
Trust		395.60	
Unemployment Trust		0.00	
Animal Control		0.00	
Law Enforcement Trust		0.00	
Tax Lien Trust		0.00	
Public Defender Trust		0.00	
Housing Trust		0.00	
Escrow		<u>6,007.75</u>	
Total		<u>\$158,526.66</u>	

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 19, 2022.

Margaret Riggio
Borough Clerk

CURRENT ACCOUNT	DATE ISSUED	PO #	CHECK #	Amount
EAST WINDSOR REGIONAL SCHOOL	9/1/2022	22-001043	1550	\$ 11,335.00
AT&T MOBILITY	9/12/2022	22-01050	34466	\$ 956.02
JCP&L	9/12/2022	22-01051	34469	\$ 1,642.68
JCP& L	9/12/2022	22-01108	34469	\$ 885.68
BANK OF AMERICA	9/12/2022	22-01107	34467	\$ 171.50
COMCAST BUSINESS	9/12/2022	22-01109	34468	\$ 301.17
NJ DEPT OF TRANSPORTATION NJDOT-CENTRAL REGION	9/12/2022	22-01114	34470	\$ 35.00
TOTAL				<u>\$ 15,327.05</u>
<u>WATER AND SEWER OPERATING</u>				
WEBSTER BANK	9/1/2022	22-00929	1383	\$ 10,109.55
TOTAL				<u>\$ 10,109.55</u>
<u>ESCROW</u>				
TOTAL				<u>\$ -</u>
<u>GRANT</u>				
TOTAL				<u>\$ -</u>
<u>TRUST- OTHER</u>				
TOTAL				<u>\$ -</u>
<u>ANIMAL CONTROL TRUST</u>				
TOTAL				<u>\$ -</u>
<u>LAW ENFORCEMENT TRUST</u>				
TOTAL				<u>\$ -</u>
<u>UNEMPLOYMENT TRUST</u>				
TOTAL				<u>\$ -</u>
<u>PUBLIC DEFENDER TRUST</u>				
TOTAL				<u>\$ -</u>
<u>TAX LIEN TRUST</u>				
TOTAL				<u>\$ -</u>
<u>GENERAL CAPITAL</u>				
EARLE ASPHALT COMPANY	9/8/2022	21-00842-02	6511	\$ 19,341.22
TOTAL				<u>\$ 19,341.22</u>
<u>WATER AND SEWER CAPITAL</u>				
TOTAL				<u>\$ -</u>
MANUAL TOTAL				<u>\$ 44,777.82</u>

Vendor #	Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First	Rcvd	Chk/Void	1099	
Item	Description	Amount	Charge	Account	Acct Type	Description	Enc	Date	Date	Date	Invoice	Excl
C0067	CENTRAL JERSEY POWER											
22-01005	08/29/22 CHAIN PRE-CUT LOOPS											
1 INV	192493 - CHISEL CHAIN AND	113.93	2-01-26-311-001-034	B Equipment Parts & Accessories	A	08/29/22	09/13/22				192493	N
	Vendor Total:	113.93										
C0752	CHAD REED											
22-01079	09/09/22 REIMBURSEMENT RENEWAL OF NAFI											
1 REIMBURSEMENT RENEWAL OF NAFI		65.00	2-01-25-256-002-044	B Professional Association Dues	A	09/09/22	09/13/22				68572	N
	Vendor Total:	65.00										
CHRIS035	CHRISTOPHER MACKINNON											
22-01069	09/07/22 FIRST PRIZE AWARD-PLEIN AIR											
1 FIRST PRIZE AWARD-PLEIN AIR		500.00	G-02-41-761-000-000	B Mercer County Local Arts Grant	A	09/07/22	09/13/22				MACKINNON	N
	Vendor Total:	500.00										
C0058	CINTAS CORPORATION #061											
22-01046	09/01/22 UNIFORM ADVANTAGE AUG 2022											
1 INV	4127544891 8/5/55	41.42	2-09-55-501-002-507	B Uniforms & Safety Equipment	A	09/01/22	09/13/22				4127544891	N
2 INV	4128224460 8/12/22	41.42	2-09-55-501-002-507	B Uniforms & Safety Equipment	A	09/01/22	09/13/22				4128224460	N
3 INV	4128809594 8/18/22	41.42	2-09-55-501-002-507	B Uniforms & Safety Equipment	A	09/01/22	09/13/22				4128809594	N
4 INV	4129592052 8/26/22	155.15	2-09-55-501-002-507	B Uniforms & Safety Equipment	A	09/01/22	09/13/22				4129592052	N
		279.41										
	Vendor Total:	279.41										
CLARK005	CLARKE CATON HINTZ											
22-01037	08/31/22 #84125;Services thru 07/29/22											
1 #84125;Services thru 07/29/22		1,116.00	2021-02	P Amended Site Plan	A	08/31/22	09/13/22				84125	N
22-01041	08/31/22 #84127; Services thru 7/29/22											
1 #84127; Services thru 7/29/22		25.50	2022-05	P Use Variance - 2 Family Home	A	08/31/22	09/13/22				84127	N
22-01045	09/01/22 CENTER DESIGNATION MEETING											
1 CENTER DESIGNATION MEETING		102.00	2-01-20-100-001-031	B PROF SERVICES	A	09/01/22	09/13/22				84124	N

Vendor #	Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
CLARK005	CLARKE CATON HINTZ	Continued												
22-01070	09/07/22	Services through 06/17/2022												
1	#83631;Services thru 06/17/22	312.50	2021-02			P Amended Site Plan		A	09/07/22	09/13/22			83631	N
2	#83632;Services thru 06/17/22	490.00	2022-02			P PEDDIE SOLAR & PARKING LOT		A	09/07/22	09/13/22			83632	N
3	#83633;Services thru 06/17/22	25.50	2022-04			P 424 Stockton Street		A	09/07/22	09/13/22			83632	N
		828.00												
22-01071	09/07/22	#83857; Services thru 6/24/22												
1	#83857; Services thru 6/24/22	187.00	MERST07-04			P MERCER STREET 480/MINUTE MAID		A	09/07/22	09/13/22			83857	N
22-01072	09/08/22	PROJECT 5645 HIGHTSTOWN BORO												
1	PROJECT 5645 HIGHTSTOWN BORO	42.50	2-01-20-100-001-031			B PROF SERVICES		A	09/08/22	09/13/22			83856	N
	Vendor Total:	2,301.00												
C0087	CUSTOM BANDAG, INC													
22-01004	08/29/22	TIRES/TIRE MOUNT/DISMOUNT												
1	INV 80206857 - TIRES FOR LOW	613.28	2-01-26-311-001-034			B Equipment Parts & Accessories		A	08/29/22	09/13/22			80206857	N
2	INV 80206951 - TIRES FOR 10A	360.29	2-01-26-305-001-034			B Motor Vehicle Parts & Access.		A	08/29/22	09/13/22			80206951	N
		973.57												
	Vendor Total:	973.57												
DRAEG005	DRAEGER, INC.													
22-01003	08/29/22	ALCOTEST SUPPLIES												
1	ALCOTEST SUPPLIES	60.00	2-01-25-240-001-116			B Traffic Bureau		A	08/29/22	09/13/22			ORDER2221267457	N
	Vendor Total:	60.00												
Q0176	EUROFINS QC, LLC													
22-01008	08/29/22	WATER ANALYSIS												
1	INV 6300029129 WATER ANALYSIS	250.00	2-09-55-501-001-532			B Outside Testing/Labs		A	08/29/22	09/13/22			6300029129	N
2	INV 6300029398 WATER ANALYSIS	103.50	2-09-55-501-001-532			B Outside Testing/Labs		A	08/29/22	09/13/22			6300029398	N
3	INV 6300029587 WATER ANALYSIS	255.00	2-09-55-501-001-532			B Outside Testing/Labs		A	08/29/22	09/13/22			6300029587	N
		608.50												
	Vendor Total:	608.50												

Vendor #	Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First	Rcvd	Chk/Void	1099	
		Item		Description	Amount	Charge Account	Acct Type	Enc Date	Date	Date	Invoice	Excl
F0909	FLOWTECH, LLC											
22-01063	09/07/22	ANNUAL CALIBRATION 3	FLOW METER									
1	ANNUAL CALIBRATE 3	FLOW METERS	485.00	2-09-55-501-002-503	B Sewer Plant Maintenance	A	09/07/22	09/13/22		2851	N	
Vendor Total:				485.00								
FRENC005	French & Parrello Associates											
21-00847	07/23/21	ENGINEERING SVC	PEDDIELAKE DAM	B								
17	INUNDATION MAP REV INV 134455	197.00	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134455	N		
18	EVAL REPORT INV 134455	453.75	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134455	N		
19	H&H MODEL & INUNDATION MAP REV	1,080.00	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134455	N		
20	2022 REG DAM INSP INV 134455	3,600.00	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134455	N		
21	HYDROLOGIC &HYDRAULIC ANALYSIS	537.00	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134963	N		
22	INUNDATION MAP REV INV 134963	177.00	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134963	N		
23	EVAL REPORT INV 134963	4,931.25	1-01-20-165-001-105	B Peddie Lake Dam-Inspection	A	07/23/21	09/13/22		134963	N		
				10,976.00								
Vendor Total:				10,976.00								
G0214	GARDEN STATE HIGHWAY PRODUCTS											
22-00964	08/15/22	OBJECT MARKERS										
1	OM-1R-T4 - OBJECT MARKER SIGN	94.50	2-01-26-290-001-126	B Signs & Posts	A	08/15/22	09/13/22		PS-INV108495	N		
2	OM-1L-T4 - OBJECT MARKER SIGN	94.50	2-01-26-290-001-126	B Signs & Posts	A	08/15/22	09/13/22		PS-INV108495	N		
3	SHIPPING	22.99	2-01-26-290-001-126	B Signs & Posts	A	08/15/22	09/13/22		PS-INV108495	N		
				211.99								
Vendor Total:				211.99								
GENER015	GENERAL CODE, LLC											
22-01116	09/12/22	2022 SUPPLMENT NO. 2										
1	2022 SUPPLMENT NO. 2	1,353.00	2-01-20-140-001-060	B Internet Services and Web Services	A	09/12/22	09/13/22		PG000029548	N		
Vendor Total:				1,353.00								

Vendor #	Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
GEOFF005 GEOFFREY TRAPP														
22-01067	09/07/22	THIRD PRIZE AWARD-PLEIN AIR												
1	THIRD PRIZE AWARD-PLEIN AIR	115.00	G-02-41-761-000-000	B Mercer County Local Arts Grant	A	09/07/22	09/13/22		GEOFFREY TRAP	N				
Vendor Total:					115.00									
G1077 GEORGE S. COYNE CO., INC.														
22-00002	01/18/22	RES 2020-236 LIME HI-CALC WTP				B								
8	INV 389839 8/19/22	LIME HICALC	1,691.25	2-09-55-501-001-527	B Calcium Hydroxide - Lime	A	07/06/22	09/13/22		389839	N			
22-00004	01/18/22	RES 2020-234 HYDROFLUOSILIC				B								
9	INV 389840 DATED 8/19/22		950.92	2-09-55-501-001-528	B Fluorosilic Acid-	A	08/01/22	09/13/22		389840	N			
Vendor Total:					2,642.17									
G0050 GROVE SUPPLY INC														
22-00916	08/09/22	JUNE/JULY 2022 INVOICES												
1	INV S5642335.001 - COUPLING/	6.22	2-01-26-290-001-127	B Street Repair & Maintenance	A	08/09/22	09/13/22		S5642335.001	N				
2	INV S5657666.001-BALL VALVE	23.28	2-09-55-501-001-535	B Hydrants and Line Repair	A	08/09/22	09/13/22		S5657666.001	N				
		29.50												
22-01007	08/29/22	COUPLING/ADAPTOR/CONNECTOR												
1	INV S5666802.001 - COUPLING	9.86	2-09-55-501-001-503	B Water Plant Maintenance	A	08/29/22	09/13/22		S5666802.001	N				
2	INV S5668242.001 - SWIVEL	12.76	2-09-55-501-001-503	B Water Plant Maintenance	A	08/29/22	09/13/22		S5668242.001	N				
		22.62												
Vendor Total:					52.12									
U0013 HD SUPPLY FACILITIES MAINT LTD														
22-01000	08/25/22	GOGGLES/WATER BOOT/POTABLE WTR												
1	OTG GOGGLES #41701	32.98	2-09-55-501-002-503	B Sewer Plant Maintenance	A	08/25/22	09/13/22		090826	N				
2	POTABLE WATER 7X10 RP #51638	28.78	2-09-55-501-002-503	B Sewer Plant Maintenance	A	08/25/22	09/13/22		090826	N				
5	FREIGHT	9.36	2-09-55-501-002-503	B Sewer Plant Maintenance	A	09/01/22	09/13/22		090826	N				
		71.12												

Vendor #	Name
PO #	PO Date Description Contract PO Type
Item Description	Amount Charge Account Acct Type Description Stat/chk First Rcvd Chk/Void Invoice 1099 Date Date Date Invoice Excise
U0013 HD SUPPLY FACILITIES MAINT LTD Continued	
22-01001 08/25/22 HAYWARD TRUE UNION BALL VALVES	
1 HAYWARD TRUE UNION BALL VALVES	139.90 2-09-55-501-002-503 B Sewer Plant Maintenance A 08/25/22 09/13/22 090824 N
Vendor Total:	211.02
H0048 HIGHTS REALTY LLC	
22-01047 09/02/22 SEPTEMBER 2022 HPD RENT	
1 SEPTEMBER 2022 HPD RENT	4,808.76 2-01-26-310-001-025 B Building Rental A 09/02/22 09/13/22 SEPT 2022 N
Vendor Total:	4,808.76
H1100 HOME DEPOT CREDIT SERVICES	
22-01025 08/29/22 AUGUST 2022 INVOICES	
1 RENTAL CONTRACT 198806	61.31 2-01-28-369-001-140 B Landscape Maintenance A 08/29/22 09/13/22 198806 N
2 INV 0241166 - DEDUCT TAX FROM	3.81 2-01-28-369-001-140 B Landscape Maintenance A 08/29/22 09/13/22 0241166 N
3 INV 0971816 - RETURN OF PALLET	20.00 2-01-26-290-001-127 B Street Repair & Maintenance A 08/29/22 09/13/22 0971816 N
4 INV 0020011 - AUGER BIT	29.97 2-01-28-369-001-140 B Landscape Maintenance A 08/29/22 09/13/22 0020011 N
5 INV 3020027 - PIPE/ROPE CLEAT	22.53 2-01-26-310-001-024 B Building Maintenance A 08/29/22 09/13/22 3020027 N
	90.00
Vendor Total:	90.00
INSTI005 INSTITUTE FOR FORENSIC PSYCH	
22-01053 09/07/22 PHYCH EVALUATION	
1 PHYCH EVALUATION	525.00 2-01-25-240-001-093 B Medical Exams/Hepatitis B Shot A 09/07/22 09/13/22 17311 N
Vendor Total:	525.00
INTLA010 INT'L ASSOC OF ARSON INVESTIG.	
22-01055 09/07/22 INT'L ASSOC OF ARSON RENEWAL	
1 INT'L ASSOC OF ARSON	100.00 2-01-25-256-002-044 B Professional Association Dues A 09/07/22 09/13/22 71529 N
2 INT'L ASSOC OF ARSON	45.00 2-01-25-256-002-044 B Professional Association Dues A 09/07/22 09/13/22 71529 N
	<u>145.00</u>
Vendor Total:	145.00

[illegible]

Vendor #	Name										
PO #	PO Date	Description	Contract	PO Type		First	Rcvd	Chk/Void		1099	
Item Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl	
LANDM005 LANDMARK FIRE PROTECTION											
22-00950	08/15/22	HYDRANT FLOW TEST									
1 HYDRANT FLOW TEST - 240 MERCER	650.00	2-01-26-310-001-024		B Building Maintenance	A	08/15/22	09/13/22		FP6182	N	
Vendor Total:	650.00										
M0256 MERCER CO IMPROVEMENT AUTH											
22-01096	09/09/22	AUGUST 2022 TIPPING									
1 AUGUST 2022 TIPPING	16,683.15	2-01-32-465-001-165		B Landfill Solid Waste Disposal-MCIA	A	09/09/22	09/13/22		AUGUST 2022	N	
2 AUGUST 2022 RECYCLING TAX	435.21	2-01-43-496-001-174		B Recycling Tax	A	09/09/22	09/13/22		AUG 2022	N	
	17,118.36										
Vendor Total:	17,118.36										
M0095 MERCER COUNTY CLERK/ELECTION											
22-01115	09/12/22	2022 PRIMARY PRINTING									
1 2022 PRIMARY PRINTING	4,056.98	2-01-20-120-002-100		B Election Expenses	A	09/12/22	09/13/22		HIGHTSTOWN	N	
Vendor Total:	4,056.98										
M0127 MONMOUTH COUNTY											
22-01100	09/09/22	AUG 2022 ROOSEVELT TIPPING									
1 AUG 2022 ROOSEVELT TIPPING	2,698.97	2-01-43-513-001-171		B Borough of Roosevelt-Tipping Fees	A	09/09/22	09/13/22		AUG 2022	N	
Vendor Total:	2,698.97										
NJADV005 NJ Advance Media											
22-01113	09/12/22	LEGAL ADS JULY/AUG 2022									
1 COMCAST PUBLIC HEARING	24.30	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010370700	N	
2 ORD 2022-13 ADOPT	15.12	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010387265	N	
3 ORD 2022-14 ADOPT	12.42	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010387169	N	
4 PB - CANCEL JULY MEETING	12.15	2-01-21-180-001-021		B Advertisements	A	09/12/22	09/13/22		0010387076	N	
5 ORD 2022-15 INTRO	28.35	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010394811	N	
6 AWARD PROFESSIONAL SERVICES	14.04	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010395120	N	
7 2022 TAX SALE 7/5 & 7/12	142.56	2-01-20-145-001-021		B Advertisements	A	09/12/22	09/13/22		0010373536	N	
8 2022 BUDGET HEARING	144.88	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010411727	N	
9 ORD 2022-15 ADOPT	14.58	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010412400	N	
10 ORD 2022-16 INTRO	21.06	2-01-20-120-001-021		B Advertisements	A	09/12/22	09/13/22		0010412404	N	

Vendor #	Name											
PO #	PO Date	Description	Amount	Contract PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl	
NJADV005	NJ Advance Media		Continued									
22-01113	09/12/22	LEGAL ADS JULY/AUG 2022		Continued								
11	PB CANCEL	AUGUST MEETING	9.72	2-01-21-180-001-021	B Advertisements	A	09/12/22	09/13/22		0010413493	N	
12	ORD 2022-16	ADOPT	9.72	2-01-20-120-001-021	B Advertisements	A	09/12/22	09/13/22		0010420076	N	
13	ORD 2022-17	INTRO	24.84	2-01-20-120-001-021	B Advertisements	A	09/12/22	09/13/22		0010420078	N	
			473.74									
	Vendor Total:		473.74									
N0021	NORTHERN TOOL & EQUIPMENT CO.											
22-01002	08/25/22	EXHAUST FAN ATB FILTER ROOM										
1	#52822 30"	5300CFM EXAUST FAN	499.99	2-09-55-501-002-503	B Sewer Plant Maintenance	A	08/25/22	09/13/22		50762048	N	
	Vendor Total:		499.99									
O0019	O'BRIEN CONSULTING SERVICES											
22-00773	07/11/22	MONTHLY IT SVC RATE JUNE 2022										
1	MONTHLY IT SVC RATE JUNE 2022		900.00	2-01-25-240-001-029	B Maint. Contracts - Other	A	07/11/22	09/13/22		INVOICE 22-5985	N	
2	MONTHLY IT SVC RATE JUNE 2022		250.00	2-01-25-240-001-029	B Maint. Contracts - Other	A	07/11/22	09/13/22		INVOICE 22-5985	N	
3	MONTHLY IT SVC RATE JUNE 2022		8.50	2-01-25-240-001-029	B Maint. Contracts - Other	A	07/11/22	09/13/22		INVOICE 22-5985	N	
			1,158.50									
	Vendor Total:		1,158.50									
P0005	PARIS AUTOMOTIVE SUPPLY											
22-01101	09/09/22	AUG 2022 INVOICES										
1	AUG 2022 INVOICES		175.27	2-01-26-310-001-024	B Building Maintenance	A	09/09/22	09/13/22		229282/229408	N	
2	AUG 2022 INVOICES		47.66	2-01-26-305-001-034	B Motor Vehicle Parts & Access.	A	09/09/22	09/13/22		229758	N	
3	AUG 2022 INVOICES		521.98	2-01-26-290-001-034	B Motor Vehicle Parts & Access.	A	09/09/22	09/13/22		230500/506/811	N	
			744.91									
	Vendor Total:		744.91									
PHOEN005	PHOENIX ADVISORS											
22-01049	09/02/22	2021-Q1; SERVICES THRU 3/31/21										
1	2021-Q1; SERVICES THRU 3/31/21		3,851.25	3PRCLLC	P Site Plan Application #2020-01	A	09/02/22	09/13/22		2021-Q1	N	
	Vendor Total:		3,851.25									

Vendor #	Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type	Acct Type	Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
P0348 PUMPING SERVICES, INC.															
22-00410 04/08/22 REPLACEMENT FLYGT MIXER															
				1 REPLACEMENT FLYGT MIXER	25,906.00	C-08-55-950-001-544	B	2016-14	UV, WELL#2, DET TANK SEC 20	COST A	04/08/22	09/13/22		1132173	N
				2 INSTALL EQUIPMENT	2,671.00	C-08-55-950-001-544	B	2016-14	UV, WELL#2, DET TANK SEC 20	COST A	04/08/22	09/13/22		1132173	N
				3 MINI CAS II ALARM FOR FLYGT	630.00	C-08-55-950-001-544	B	2016-14	UV, WELL#2, DET TANK SEC 20	COST A	04/12/22	09/13/22		1132173	N
					29,207.00										
				Vendor Total:	29,207.00										
QUADI005 QUADIENT, INC.															
22-01082 09/09/22 LEASE N9556441 9/29-12/28/22															
				1 LEASE N9556441 9/29-12/28/22	441.57	2-01-30-421-001-029	B	Meter Rental/Maintance			A	09/09/22	09/13/22	N9556441	N
				Vendor Total:	441.57										
Q0160 QUICK STOP FIRE PROTECTION															
22-01066 09/07/22 FIRE EXTINGUISHER & INSP S/C															
				1 FIRE EXTINGUISHER INSP S/C	60.00	2-01-25-260-001-024	B	Building Maintenance			A	09/07/22	09/13/22	A1168	N
				2 PORT FIRE EXTINGUISHER	24.00	2-01-25-260-001-024	B	Building Maintenance			A	09/07/22	09/13/22	A1168	N
					84.00										
				Vendor Total:	84.00										
REDAR005 RED ARROW TECHNOLOGIES, LLC															
22-01084 09/09/22 VOIP SVCS AUG 2022 HFD & MAIN															
				1 VOIP SVCS AUG 2022 HFD 2585802	120.12	2-01-31-440-001-085	B	Telephone-Block Line Systems, LLC LSI			A	09/09/22	09/13/22	10947	N
				2 VOIP SVCS AUG 2022 MAIN2585801	491.63	2-01-31-440-001-085	B	Telephone-Block Line Systems, LLC LSI			A	09/09/22	09/13/22	10947	N
					611.75										
				Vendor Total:	611.75										
S0002 SAFETY-KLEEN SYSTEMS, INC															
22-01026 08/29/22 PARTS WASHER SERVICE															
				1 INV 89590186 PARTS WASHER SERV	317.73	2-01-26-290-001-050	B	DPW Work Equipment			A	08/29/22	09/13/22	89590186	N
				Vendor Total:	317.73										

Vendor #	Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	chk/Void Date Invoice	1099 Excl
S0061 SEA BOX												
22-01027	08/29/22	CONTAINER RENTAL	75.00	2-01-26-310-001-025	B Building Rental	A	08/29/22	09/13/22	SI158639			N
1 INV	SI158639	CONTAINER RENTAL										
Vendor Total:			75.00									
SHERW010 SHERWIN WILLIAMS PAINT												
22-01062	09/07/22	SUPER PAINT	54.12	2-09-55-501-002-503	B Sewer Plant Maintenance	A	09/07/22	09/13/22	1839-3			N
1 GALLON		SUPER PAINT INTERIOR										
Vendor Total:			54.12									
R0537 STITCHES N INK												
22-01078	09/09/22	DAWES REC BACKPACKS	395.60	T-12-56-286-000-823	B RES-DAWES PARK/DONATIONS	A	09/09/22	09/13/22	18937			N
1 DAWES REC		BACKPACKS 2022										
Vendor Total:			395.60									
TMOBI005 T-MOBILE												
22-01044	08/31/22	STOCKTON PARKING LOT CAMERAS										
1 STOCKTON PARKING LOT CAMERAS			4.76	2-01-33-195-002-029	B Computer Software/Maint/Equip	A	09/01/22	09/12/22	983751657			N
2 STOCKTON PARKING LOT CAMERAS			61.60	2-01-33-195-002-029	B Computer Software/Maint/Equip	A	09/01/22	09/12/22	983751657			N
			66.36									
Vendor Total:			66.36									
T0047 THE RODGERS GROUP, LLC												
22-01059	09/07/22	ANNUAL RENEWAL	2,284.30	2-01-25-240-001-029	B Maint. Contracts - Other	A	09/07/22	09/13/22	INVLHI551			N
1 ANNUAL RENEWAL												
Vendor Total:			2,284.30									
THINL005 THIN LINE CUSTOM GRAPHICS												
22-01104	09/09/22	HFD MEMBERSHIP BANNERS	426.00	2-01-25-252-002-199	B Miscellaneous	A	09/09/22	09/13/22	HFD41-202209091			N
1 HFD MEMBERSHIP BANNERS												
Vendor Total:			426.00									

Vendor #	Name											
PO #	PO Date	Description	Contract	PO Type			First	Rcvd	Chk/Void		1099	
Item Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date	Invoice	Exc		
TINGT005 TING TING HSU												
22-01068	09/07/22	SECOND PRIZE AWARD-PLEIN AIR										
1 SECOND PRIZE AWARD-PLEIN AIR	250.00	G-02-41-761-000-000	B	Mercer County Local Arts Grant	A	09/07/22	09/13/22		TING TING HSU	N		
Vendor Total:	250.00											
TOLIC TREASURER STATE OF NEW JERSEY												
22-01028	08/29/22	SAFE DRINKING WATER ANNUAL										
1 INV 221509650 - CORRECTED	720.00	2-09-55-501-001-520	B	Permits & Fees	A	08/29/22	09/13/22		221509650	N		
Vendor Total:	720.00											
W0071 WASTE MGMT OF NEW JERSEY, INC.												
22-00180	02/17/22	DUMPSTER RES 2020-136TO7/31/22	B									
32 INV 3076374-0502-7 8/1/22	264.71	2-01-26-305-001-029	B	Contract-Dumpsters	A	02/17/22	09/13/22		3076374-0502-7	N		
33 INV 3076373-0502-9 8/1/22	1,413.33	2-01-26-305-001-029	B	Contract-Dumpsters	A	08/10/22	09/13/22		3076373-0502-9	N		
34 INV 3076372-0502-1 8/1/22	353.00	2-01-26-305-001-029	B	Contract-Dumpsters	A	08/10/22	09/13/22		3076372-0502-1	N		
35 INV 3076372-0502-1 8/1/22	530.00	2-01-26-305-001-029	B	Contract-Dumpsters	A	08/10/22	09/13/22		3076372-0502-1	N		
36 INV 3076373-0502-9 8/1/22	<u>580.00</u>	2-01-26-305-001-029	B	Contract-Dumpsters	A	08/10/22	09/13/22		3076373-0502-9	N		
	3,141.04											
Vendor Total:	3,141.04											
Total Purchase Orders:	59	Total P.O. Line Items:	123	Total List Amount:	113,748.84	Total Void Amount:	0.00					

Totals by Year-Fund						
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Project Total	Total
CURRENT FUND	1-01	10,976.00	0.00	0.00	0.00	10,976.00
CURRENT FUND	2-01	48,432.37	0.00	0.00	0.00	48,432.37
	2-09	17,865.12	0.00	0.00	0.00	17,865.12
	2-21	0.00	0.00	0.00	6,007.75	6,007.75
Year Total:		66,297.49	0.00	0.00	6,007.75	72,305.24
WATER/SEWER CAPITAL	C-08	29,207.00	0.00	0.00	0.00	29,207.00
	G-02	865.00	0.00	0.00	0.00	865.00
TRUST OTHER - FUND #12	T-12	395.60	0.00	0.00	0.00	395.60
Total of All Funds:		107,741.09	0.00	0.00	6,007.75	113,748.84

Project Description	Project No.	Project Total
Amended Site Plan	2021-02	1,428.50
PEDDIE SOLAR & PARKING LOT	2022-02	490.00
424 Stockton Street	2022-04	25.50
Use Variance - 2 Family Home	2022-05	25.50
Site Plan Application #2020-01	3PRCLLC	3,851.25
MERCER STREET 480/MINUTE MAID	MERST07-04	187.00
Total of All Projects:		<u>6,007.75</u>

Resolution 2022-171

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

**AUTHORIZING PAYMENT NO. 18 - 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 contract to not exceed \$511,995.00 without further authorization of the Governing Body; and

WHEREAS, the architect has submitted payment request No. 18 for professional services for July 31, 2022 – August 27, 2022 in the total amount of \$39,105.61.

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 \$39,105.61, is hereby approved as detailed herein, and the Deputy CFO is authorized to issue same.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 19, 2022.

Margaret Riggio
Borough Clerk

Invoice

THE MUSIAL GROUP, p.a.
 architecture - planning - interior design
 191 Mill Lane
 Mountainside, New Jersey 07092

August 27, 2022
 Project No: 118719.02
Invoice No: 18
 TMG inv #4

Borough of Hightstown
 156 Bank Street
 Hightstown, NJ 08520
Attention: Dimitri Musing, Borough Administrator

Project: 118719.02 HIGHTSTOWN MUNICIPAL BUILDING & POLICE SUBSTATION
Professional services July 31, 2022 through August 27, 2022

Fee

Phase	Fee	Percent		Current
		Complete	Earned	
Construction Documents	205,819.00	65.00	133,782.35	39,105.61
Bidding	10,000.00	0.00	0.00	0.00
Construction Administration	81,400.00	0.00	0.00	0.00
Total Fee	297,219.00	Total Earned		
			133,782.35	
		Previous Fee Billing		
			94,676.74	
		Current Fee Billing		
			39,105.61	
		Total Fee		39,105.61

Total this invoice \$39,105.61

Billings to date	Current	Prior	Total
Fee	39,105.61	94,676.74	133,782.35
Totals	39,105.61	94,676.74	133,782.35

Resolution 2022-172

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

AUTHORIZING THE BOROUGH OF HIGHTSTOWN TO HIRE ONE NEW FULL-TIME REGULAR POLICE OFFICER

WHEREAS, in order to maintain the health, safety and welfare of the public at large, the Hightstown Borough Council has determined that it is necessary to hire a rank and file police officer for the Borough; and

WHEREAS, Section 2-19.8 of the “Revised General Ordinances of the Borough of Hightstown, New Jersey,” governs the procedure relating to application for, and appointment to, the position of police officer of any rank within the Borough; and

WHEREAS, pursuant to Subsection 2-19.8(b), the Chief has recommended that the Borough Council appoint Colin M. Geraghty as a Hightstown Borough Police Officer; and

WHEREAS, the employment of appointee Colin Geraghty shall be conditioned upon his passing all applicable Borough requirements; and

WHEREAS, the Hightstown Borough Council believes that the hiring of the new police officer as referenced above is in the best interests of the health, safety and welfare of the Borough’s residents.

NOW, THEREFORE, BE IT 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 individual referenced above is hereby appointed to serve as full-time regular police officer for the Borough of Hightstown, contingent upon the conditions set forth in this Resolution.
2. That the employment of the new officer shall be conditioned upon passing all applicable Borough requirements.
3. That all other terms and conditions of employment relating to the new hire shall be as set forth in the existing FOP Agreement and/or Borough Personnel Policy.
4. That all appropriate Borough officials are hereby authorized and directed to take all appropriate actions in furtherance of the intentions set forth in this Resolution.
5. That a certified copy of this Resolution shall be provided to each of the following:
 - a. Appointee Colin M. Geraghty;

- b. Police Chief Frank Gendron;
- c. Police Commissioner Susan Bluth;
- d. Robert Merryman, Borough Labor Counsel; and
- e. Frederick C. Raffetto, Esq., Borough Attorney

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 19, 2022.

Margaret Riggio
Borough Clerk

Resolution 2022-173

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

APPOINTING A QUALIFIED PURCHASING AGENT

WHEREAS, N.J.S.A. 40A:11-3a permits an increase in the bid threshold if a Qualified Purchasing Agent (QPA) is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5 et seq. establishes the criteria for qualifying a Qualified Purchasing Agent and,

WHEREAS, with the adoption of Resolution 2021-121, Margaret Riggio was appointed Temporary QPA following the retirement of Debra Sopronyi; and

WHEREAS, on August 7, 2022, Ms. Riggio was notified that she successfully completed the examination for a Qualified Purchasing Agent Certificate from the Department of Community Affairs, State of New Jersey; and

WHEREAS, Margaret Riggio now possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq.; and

WHEREAS, Hightstown Borough desires to continue to take advantage of the increased bid threshold.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Hightstown, hereby appoints Margaret Riggio as the Qualified Purchasing Agent to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A:11- 2(30), with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the contracting unit; and increases its bid threshold, the amount of which shall not exceed the statutory maximum bid threshold; and

BE IT FURTHER RESOLVED, that in accordance with N.J.A.C. 5:34-5.2 the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution and a copy of Margaret Riggio's certification to the Director of the Division of Local Government Services.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 19, 2022.

Margaret Riggio
Borough Clerk

Resolution 2022-174

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

REQUESTING THE STATE OF NEW JERSEY CLEAN WATER AND DRINKING WATER STATE REVOLVING FUND PROGRAM BE MODIFIED TO PROVIDE ADDITIONAL FUNDING

WHEREAS, Hightstown Borough has a population of approximately 5,500 residents and provides water and sewer service through a Municipally owned department; and

WHEREAS, Hightstown Borough makes a diligent effort to maintain its water system to prevent it from excessive degradation and has never exceeded contaminants limits within its water system; and

WHEREAS, Hightstown Borough has participated in the NANO Program to continue to make needed improvements to its water and sewer systems on a regular basis; and

WHEREAS, the current NANO Loan Forgiveness Program maxes out at \$1,000,000 with a loan forgiveness of 50% or \$500,000; and

WHEREAS, Hightstown Borough is currently dealing with the State Law requiring all lead service lines be replaced by 2031 at a cost of up to \$10,000,000; and

WHEREAS, small municipalities have limited debt capacity and the lead service line mandate will stress that capacity and every resident due to increased water and sewer rates over the next 10 years; and

WHEREAS, Hightstown Borough is requesting that additional funding be added to lead service line replacement particularly for small systems; and

WHEREAS, Hightstown Borough is requesting that the maximum amount of funding and loan forgiveness under the NANO program be substantially increased.

NOW THEREFORE BE IT RESOLVED, that the State of New Jersey Clean Water and Drinking Water State Revolving Fund Programs be modified to provide additional funding to small systems with limited financial resources and therefore limited ability to take on the burden of additional debt and modify its program to increase the funding limit in the NANO program and increase the amount of loan forgiveness.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 19, 2022.

Margaret Riggio
Borough Clerk



Borough of Hightstown

156 Bank Street, Hightstown, NJ 08520
(609) 490-5100 Fax: (609) 371-0267

Website: www.hightstownborough.com

September 19, 2022

Paul Hauch, P.E., Bureau Chief
New Jersey Department of Environmental Protection
Municipal Finance & Construction Element
Division of Water Quality
401 East State Street, 3rd Floor, West Wing
P.O. Box 420
Mail Code: 401-03D
Trenton, New Jersey 08625-0420

Email: Waterbankinfo@dep.nj.gov

Re: Public Comment on Amendments to the Final
Clean Water Intended Use Plan and Amendments to the
Final Drinking Water Intended Use Plan
Federal Fiscal Year 2022
State Fiscal Year 2023

Dear Mr. Hauch:

I am writing to you as the Administrator of Hightstown Borough, a small Municipality in the State of New Jersey. Hightstown Borough has a population of approximately 5,500 people and provides water and sewer service through Municipally owned departments. Hightstown Borough owns a water distribution system that includes a water treatment plant, three (3) water storage tanks, and a sanitary sewer collection system with one (1) pump station and an advanced wastewater treatment plant that treats water to tertiary standards.

The Borough has made a diligent effort to maintain its water system and to prevent it from experiencing excessive degradation and has never exceeded contaminant limits within its water system.

I am writing to request a modification to how small Municipal systems are treated within the funding system for the revolving loan program. The costs associated with maintaining water and sewer systems are high, as I am sure you know. Small Municipalities, such as Hightstown, are least able to afford the improvements necessary to maintain a safe and reliable treatment system. The program must provide more to support small Municipal systems, such as Hightstown.

We have participated in the NANO Loan Forgiveness Program, but this program maxes out at \$1 million dollars and can only provide up to 50% loan forgiveness or \$500,000.00. We often have improvements costing in excess of \$1 million. An increase in the Nano Loan Forgiveness Program above \$1 million dollars would be incredibly beneficial as it would allow the Borough to take advantage of the cost-benefit of larger construction projects, and the Borough would benefit from a larger amount of principal forgiveness.

We are currently dealing with the State Law requiring all lead service lines, both publicly and privately owned, to be replaced no later than 2031. We are currently aware of at least 800 service lines within Hightstown that are lead, and we expect this number to increase as we have not finished our system inventory. The cost of replacing the lead services may cost the Borough up to \$10 million dollars. This is a burden that is too difficult for a small community to bear. The Borough has limited debt capacity. The lead service line mandate stresses that capacity and places a financial hardship on our residents, as we foresee significantly increased water and sewer rates over the next ten years. We believe that when the ability of a Municipality to make the improvements required by the State is evaluated, all the fees in the Municipality must be considered. Our residents pay taxes, plus water and

sewer fees. The needed increase in rates for the lead service lines is going to be extremely difficult for many of our residents to bear.

This letter is to request that additional funding be added to the lead service line replacement mandate, particularly for small systems. \$1 million dollars per year is inadequate through the NANO Program, as is the 50% loan forgiveness. We need additional funding provided by the State.

When we review the Intended Use Plan, we notice multiple locations throughout the State that are privately owned companies that are receiving millions and tens of millions of dollars. We also notice other locations that have exceeded maximum contaminant levels and are being financed because the needed financial investments to adequately maintain these systems were not undertaken.

We request a new way to evaluate how funding is allocated, and we request an increase in grant funds and loan forgiveness for small Municipal systems.

We do not want to be purchased by a large, privately owned water company. We want to continue providing our residents with exemplary service and clean drinking water.

In summary, small systems are not receiving sufficient funding through the State Revolving Fund Program. Small systems are not receiving adequate loan forgiveness. Small systems cannot take on the debt necessary to meet State requirements, and that inability to take on debt should not be considered a prerequisite for a forced sale to a private water company. We expect that a sale to a private water company will ultimately increase rates for our residents, and we do not consider that an adequate and satisfactory response.

We request that the State of New Jersey Clean Water and Drinking Water State Revolving Fund programs be modified to provide additional funding to small systems with limited financial resources and, therefore, limited ability to take on the burden of additional debt.

Very truly yours,



Dimitri Musing
Borough Administrator

Resolution 2022-175

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

RESOLUTION OPPOSING THE INCREASES TO THE STATE HEALTH BENEFITS PROGRAM

WHEREAS, the State Health Benefits Program (SHBP), governed by N.J.S.A. 52:14-17.25 et seq., offers medical, prescription drug, and dental coverage to qualified State and participating local government public employees, retirees, and eligible dependents; and

WHEREAS, all SHBP plans are self-funded meaning that the money paid out for benefits comes directly from a SHBP fund supplied by the State, participating local employers, and member premiums; and

WHEREAS, the Division of Pensions and Benefits is responsible for the daily administrative activities of the SHBP, the State Health Benefits Commission is the executive organization responsible for overseeing the SHBP; and

WHEREAS, the State Health Benefits Commission, comprised of state officials and union representatives, annually consider the calendar year premium levels for the Local Government Employer Group of the SHBP based on recommendations found in the Rate Setting Recommendation Analysis of the Local Government Employee Group; and

WHEREAS, on September 14, 2022, the State Health Benefits Commission voted to approve a nearly 23% increase for local government health insurance rates for 2023; and

WHEREAS, the vote for this increase occurred without full consideration of cost-sharing measures offered by members of the Plan Design Committee; and

WHEREAS, it appears that no other state is seeing such a drastic double-digit single year increase in their state and local government health plans; and

WHEREAS, while these costs are outside of the municipal cap, revenue will still have to be identified to cover the increased costs that will be paid for by municipalities, local government employees and property taxpayers

WHEREAS, the premium increase for most active employees will take thousands more out of their paychecks annually and lead to huge costs for local governments that will translate into higher property tax bills and cause a financial hardship for residents.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hightstown in the county of Mercer call upon the State Health Benefit Commission to reconsider the rate increase by evaluating the cost-sharing measures offered by the Plan Design

Committee and strike a rate increase that is appropriate given the current economic conditions; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Hightstown in the county of Mercer urge the legislature to adopt legislation expanding the composition of the State Health Benefits Commission to include representatives from both municipal and county government management; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Murphy, State Treasurer Muoio, Senate President Scutari, Assembly Speaker Coughlin, Senator Linda Greenstein, Assemblyman Daniel Benson, Assemblyman Wayne DeAngelo, and New Jersey State League of Municipalities.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council at a meeting held on September 19, 2022.

Margaret Riggio
Borough Clerk

Ordinance 2022-XXX

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

AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF CENTRAL NEW JERSEY, L.P. TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE BOROUGH OF HIGHTSTOWN, MERCER COUNTY, NEW JERSEY

**BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL OF THE
BOROUGH OF HIGHTSTOWN, MERCER COUNTY, NEW JERSEY, AS FOLLOWS:**

SECTION 1. PURPOSE OF THE ORDINANCE.

The Borough hereby grants to Comcast of Central New Jersey, L.P. renewal of its non-exclusive Municipal Consent to place in, upon, across, above, over and under highways, streets alleys, sidewalks, easements, public ways and public places in the Borough, poles, wires, cables, underground conduits, manholes and other television conductors, fixtures, apparatus, and equipment as may be necessary for the construction, operation and maintenance in the Borough of a cable television and communications system.

SECTION 2. DEFINITIONS.

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. Such meaning or definition of terms in supplemental to those definitions of the Federal Communications Commission ("FCC") rules and regulations, 47 C.F.R. Subsection 76.1 et seq., and the Cable Communications Policy Act, 47 U.S.C. Section 521 et seq., as amended, and the Cable Television Act, N.J.S.A. § 48:5A-1 et seq., and shall in no way be construed to broaden, alter or conflict with the federal and state definitions:

- A. "Borough" or "Municipality" is the Borough of Hightstown, County of Mercer, State of New Jersey.
- b. "Company" or "Comcast" is the grantee of rights under this Ordinance and is known as Comcast of Central New Jersey, L.P.
- c. "Act" or "Cable Television Act" is Chapter 186 of the General Laws of New Jersey, and subsequent amendments thereto, N.J.S.A. § 48:5A-1, et seq.
- d. "FCC" is the Federal Communications Commission.
- e. "Board" or "BPU" is the Board of Public Utilities, State of New Jersey.
- f. "Office" or "OCTV" is the Office of Cable Television of the Board.
- g. "Basic Cable Service" means any service tier, which includes the retransmission of local television broadcast signals as defined by the FCC.

- h. “Application” is the Company’s Application for Renewal of Municipal Consent.
- i. “Primary Service Area” or ‘PSA’ consists of the area of the Borough currently served with existing plant as set forth in the map annexed to the Company’s Application for Municipal Consent.

SECTION 3. STATEMENT OF FINDINGS.

A public hearing concerning the consent herein granted to the Company was held after proper public notice pursuant to the terms and conditions of the Act and the regulations of the Board adopted pursuant thereto. Said hearing having been held and fully opened to the public, and the Borough, having received at said public hearing all comments regarding the qualifications of the Company to receive this renewal of Municipal Consent, the Borough hereby finds that the Company possesses the necessary legal, technical, character, financial and other qualifications and that the Company’s operating and construction arrangements are adequate and feasible.

SECTION 4. DURATION OF FRANCHISE.

The non-exclusive Municipal Consent granted herein shall expire ten (10) years from the date of expiration of the previous Certificate of Approval issued by the Board.

In the event that the Borough shall find that the Company has not substantially complied with the material terms and conditions of this Ordinance, the Borough shall have the right to petition the OCTV, pursuant to N.J.S.A. 48:5A-47, for appropriate action, including modification and/or termination of the Certificate of Approval; provided however, that the Borough shall first have given the Company written notice of all alleged instances of non-compliance and an opportunity to cure same within ninety (90) days of that notification.

SECTION 5. FRANCHISE FEE.

Pursuant to the terms and conditions of the Act, N.J.S.A. 48:5A-30(d), the Company shall, during each year of operation under the consent granted herein, pay to the Municipality 3.5% of the gross revenues from all recurring charges in the nature of subscription fees paid by subscribers for cable television reception service in the Municipality or any higher amount permitted by the Act or otherwise allowable by law, whichever is greater. The current franchise fee paid to the Borough is 3.5%.

SECTION 6. FRANCHISE TERRITORY.

The consent granted under this Ordinance for the renewal of the franchise shall apply to the entirety of the Borough and any property subsequently annexed hereto.

SECTION 7. EXTENSION OF SERVICE.

The Company shall, during the franchise period, be required to offer service to any present or future dwelling unit, school, institution, and business located and to be located along any public rights-of-way in the primary service area, as set forth in the Company's application. Any extension

of plant beyond the Primary Service Area shall be governed by the Company's Line Extension Policy, as set forth in the Company's Application, with a HPM ("homes-per-mile") of 35 dwellings per linear mile from the nearest active trunk or feeder line from which a usable cable signal may be obtained. For purposes of this section and the Company's implementation of the LEP, a home shall only be counted as a "dwelling unit" if such home is occupied and within two hundred seventy-five (275) feet of the public right of way.

SECTION 8. CONSTRUCTION REQUIREMENTS.

- a. Restoration: In the event that the Company or its agents shall disturb any pavement, street surfaces, sidewalks, driveways, or other surface in the natural topography, the Company shall, at its sole expense, restore and replace such places or things so disturbed in as reasonably good a condition as existed prior to the commencement of said work.
- b. Relocation: If at any time during the period of this consent, the Borough shall alter or change the grade of any street, alley or other way or place the Company, upon reasonable notice by the Borough, shall remove, re-lay or relocate its equipment, at the expense of the Company. In requiring Company to remove, re-lay or relocate any portion of its property, the Borough shall treat Company the same as, and require no more of Company than, any other similarly situated entity utilizing the Public Rights of Way, including with respect to reimbursement of costs.
- c. Removal or Trimming of Trees: During the exercise of its rights and privileges under this franchise, the Company shall have the authority to trim trees upon and overhanging streets, alleys, sidewalks or other public places of the Borough so as to prevent the branches of such trees from coming in contact with the wires and cable of the Company. Such trimming shall be only to the extent necessary to maintain proper clearance of the Company's wire and cables. Except in an emergency, the Company will not, without the prior consent of the Supervisor of the Borough's Department of Public Works, or his/her delegate, trim or remove trees in the public rights-of-way or parks in the Borough. The Supervisor or delegate will respond to a request for authorization within 48 hours, Monday through Friday. If requested, the Company will perform any trimming under the direct supervision of the Supervisor or his designee.
- d. Installation of Equipment: The Company shall install equipment in the same location and manner as existing public utilities whenever possible, in order to minimize the impact of same on surrounding property.
- e. Temporary removal of cables: The Company shall, upon request of the Borough, at the Company's expense, temporarily raise, lower or remove its cables and associated facilities in order to facilitate the moving of Borough-owned buildings, equipment, vehicles and machinery and to accommodate other like circumstances. In light of a temporary removal request by other than the Borough for non-Borough-owned buildings, equipment, vehicles and machinery, the cost of such temporary removal shall be the responsibility of the requesting party.

SECTION 9. CUSTOMER SERVICE.

In providing services to its customers, the Company shall comply with N.J.A.C. 14:18-1, et seq. and all applicable state and federal statutes and regulations. The Company shall strive to meet or exceed all voluntary company and industry standards in the delivery of customer service and shall be prepared to report on it to the Borough Council upon written request of the Borough Administrator or Clerk.

- a. The Company shall continue to comply fully with all applicable state and federal statutes and regulations regarding credit for outages, the reporting of same to regulatory agencies and notification of same to customers.
- b. The Company shall continue to fully comply with all applicable state and federal statutes and regulations regarding the availability of devices for the hearing impaired and the notification of same to customers.
- c. The Company shall use every reasonable effort to meet or exceed voluntary standards for telephone accessibility by the National Cable Television Association (NCTA).
- d. Nothing herein shall impair the right of any subscriber or the Borough to express any comment with respect to telephone accessibility to the Complaint Officer, or impair the right of the Complaint Officer to take any action that is permitted under law.

SECTION 10. MUNICIPAL COMPLAINT OFFICER.

The Office of Cable Television is hereby designed as the Complaint Officer for the Municipality pursuant to N.J.S.A. 48:5A-26(b). All complaints shall be received and processed in accordance with N.J.A.C. 14:17-6.5. The Municipality shall have the right to request copies of records and reports pertaining to complaints by Municipality customers from the OCTV.

SECTION 11. LOCAL OFFICE.

During the term of this franchise, and any renewal thereof, the Company shall maintain a business office or agent in accordance with N.J.A.C. § 14:18-5.1 for the purpose of receiving, investigating and resolving all local complaints regarding the quality of service, equipment malfunctions, and similar matters. Such a business office shall have a publicly listed toll-free telephone number and be open during standard business hours, and in no event (excepting emergent circumstances) less than 9:00 A.M. to 5:00 P.M., Monday through Friday.

SECTION 12. PERFORMANCE BOND.

During the life of the franchise the Company shall give to the Borough a bond in the amount of Twenty-Five Thousand Dollars (\$25,000). Such bond shall be to insure the faithful performance of all undertakings of the Company as represented in its application for municipal consent incorporated herein.

SECTION 13. SUBSCRIBER RATES.

The rates of the Company shall be subject to regulation as permitted by federal and state law.

SECTION 14. COMMITMENTS BY THE COMPANY.

- a. The Company shall continue to provide Basic cable television service to one (1) outlet to each qualified existing school and library in the Borough, public and private, elementary, intermediate and secondary, provided the school building is within one hundred seventy-five (175) feet of active cable distribution plant or through customer owned conduit. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the school or library requesting service. Monthly service charges shall be waived on all additional outlets.
- b. The Company shall continue to provide Basic cable television service to one (1) outlet to each qualified municipal building in the Borough (Borough Hall, Police Headquarters, Fire Department, and First Aid building), provided they are within one hundred seventy-five (175) feet of active cable distribution plant or through customer owned conduit. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the Borough.
- c. Within six months of the issuance of a Renewal Certificate of Approval by the BPU, the Company shall provide to the Borough a one-time E/G Access Capital Grant in the amount of \$10,000 to meet the Access capital needs of the community.
- d. The Communications Act of 1934, as amended [47 U.S.C. §543 (b)], allows the Company to itemize and/or identify: (1.) the amount on the subscriber bill assessed as a franchise fee and the identity of the governmental authority to which the fee is paid; (2.) the amount on the bill assessed to satisfy any requirements imposed on the Company by the cable franchise to support public, education, and/or governmental access channels or the use of such channels; and (3.) any grants or other fees on the bill or any tax, assessment, or charge of any kind imposed by any governmental authority on the transaction between the operator and the subscriber. The Company reserves its external cost, pass-through rights to the full extent permitted by law.

SECTION 15. EMERGENCY USES.

- a. The Company will comply with the Emergency Alert System (“EAS”) rules in accordance with applicable state and federal statutes and regulations.
- b. The Company shall in no way be held liable for any injury suffered by the Borough or any other person, during an emergency, if for any reason the Borough is unable to make full use of the cable television system as contemplated herein.

SECTION 16. LIABILITY INSURANCE.

The Company shall at all times maintain a comprehensive general liability insurance policy with a single limit amount of One Million Dollars (\$1,000,000) covering liability for any death, personal injury, property damages or other liability arising out of its construction and operation of the cable television system, and an excess liability (or “umbrella”) policy in the amount of Five Million Dollars (\$5,000,000).

SECTION 17. INCORPORATION OF THE APPLICATION.

All of the statements and commitments contained in the Application or annexed thereto and incorporated therein, and any amendment thereto, except as modified herein, are binding upon the Company as terms and conditions of this consent. The Application and other relevant writings submitted by the Company shall be annexed hereto and made a part hereof by reference provided same do not conflict with application State or Federal law.

SECTION 18. COMPETITIVE EQUITY.

Should the Borough grant municipal consent for a franchise to construct, operate and maintain a cable television system to any other person, corporation or entity on terms materially less burdensome or more favorable than the terms contained herein, the Company may substitute such language that is more favorable or less burdensome for the comparable provision of this Ordinance subject to the provisions of N.J.A.C. § 14:17-6.7.

SECTION 19. SEPARABILITY.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and its validity or unconstitutionality shall not affect the validity of the remaining portions of the Ordinance.

SECTION 20. PROPRIETARY INFORMATION

The Company shall not be required to disclose information which it reasonably deems to be proprietary or confidential in nature. The Borough agrees to treat any information disclosed by the Company as confidential and only to disclose it to those employees, representatives, and agents of the Borough that have a need to know in order to enforce this Ordinance Agreement and who agree to maintain the confidentiality of all such information, unless such information is deemed to be subject to New Jersey's Open Public Records Act.

The Company shall not be required to provide Customer information in violation of Section 631 of the Cable Act or any other applicable federal or state privacy law. For purposes of this Section, the terms "proprietary or confidential" include, but are not limited to, information relating to the Cable System design, customer lists, marketing plans, financial information unrelated to the calculation of franchise fees or rates pursuant to FCC rules, or other information that is reasonably determined by the Company to be competitively sensitive. The Company may make proprietary or confidential information available for inspection but not copying or removal by the Borough's representative. In the event that the Borough has in its possession and receives a request under a state "sunshine," public records, or similar law for the disclosure of information the Company has designated as confidential, trade secret or proprietary, the Borough shall notify the Company of such request and cooperate with Company in opposing such request.

SECTION 21. FORCE MAJEURE.

The Company shall not be liable or responsible for, in whole or in part, any delay or failure to

perform any of its obligations hereunder which may result from accidents, pandemics, floods, fires, earthquakes, tornadoes or other acts of God; war, acts of war (whether or not a declaration of war is made), civil disobedience; civil disturbance, sabotage or vandalism, customer tampering or interference, or act of public enemy; strikes, other labor or job actions or unavailability of materials or equipment; or other events or circumstances beyond the reasonable control of the Company.

SECTION 22. THIRD PARTY BENEFICIARIES.

Nothing in this Franchise or in any prior agreement is or was intended to confer third-party beneficiary status on any member of the public to enforce the terms of such agreements or Franchise.

SECTION 23. NEW DEVELOPMENTS.

The Borough, for its part, shall endeavor to exercise reasonable efforts to require developers and utility companies to provide the Company with at least fifteen (15) days advance notice of an available open trench for the placement of necessary cable.

SECTION 24. EFFECTIVE DATE.

This Ordinance shall take effect immediately upon passage and publication as required by law, and the issuance of a Renewal Certificate of Approval from the BPU.

SECTION 25. SEVERABILITY.

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION 26. REPEALER.

All parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

Introduction:

Adoption:

ATTEST:

MARGARET RIGGIO
MUNICIPAL CLERK

LAWRENCE D. QUATTRONE
MAYOR

