



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

1400 Mountain Avenue
Middlesex, NJ

Linda Chismar
732 356-7400 x238
www.middlesexboro-nj.gov

Tuesday, June 23, 2020

7:00 PM

Recreation Center

MAYOR'S STATEMENT

UNDER THE PROVISIONS OF N.J.S.A. 10:4-6 ET SEQ., NOTICE OF THE TIME AND PLACE OF THIS MEETING WAS GIVEN BY WAY OF AN ANNUAL MEETING NOTICE TO THE STAR LEDGER, COURIER NEWS AND HOME NEWS, AND POSTED AT BOROUGH HALL.

SALUTE TO FLAG

ROLL CALL

Mayor John Madden
Council President Jack Mikolajczyk
Councilman Jeremiah Carnes
Councilman Jason Carr
Councilman James Eodice
Councilwoman Amy Flood
Councilman Douglas Rex

Also Present:

Marcia Karrow Administrator
Christopher Corsini Borough Attorney

Others Absent:

PRESENTATIONS

Paul Ricci, the Redevelopment Planner made a presentation regarding the Lincoln Boulevard Redevelopment Plan. He explained the proposed changes and modifications that were made to amend the plan in the recent introduced Ordinance.

Mr. Ricci discussed some of the changes which included: (1) graphic changes; (2) clean up items that the Board was not happy with in the plan, including references to be reconciled and lots and blocks changing; (3) amending that tandem parking is not allowed, (3) mapping changes (as originally a train station was proposed on Mountain and Lincoln - removing those references); (4) Streetscape standards that were never approved by the County (streetscape in the right of way needs county approval); (5) Change verbiage in definitions from rehabilitation plan to be redevelopment plan; (6) New section added with a number of standards for landscape buffers; (7) recognizing parking structures would be only permitted adjacent to the railroad; (8) Parks as an interim use was deleted; and (9) They needed to specify access regarding where development can occur and adequate access for emergency services.

Also addressed was that the plan referred to the "salvage yard property" to be part of the redevelopment plan

and to be part of the warehouse project. Proposed is a warehouse up to 385 square feet on that property. A warehouse was once a prohibited use in the plan, so the plan recognized them permitted where allowed. It would not be permitted on Lincoln Boulevard, but it is permitted in subsection 5, that was mentioned.

Mr. Ricci stated that before any redevelopment went to the Planning Board it had to come before council to be determined to be consistent with the redevelopment plan. He was asked to place language that "all projects in the focus areas shall be submitted to the redevelopment entity or designated committee for preliminary design review to submission". This gives council the option if they would like the redeveloper to make a presentation to them.

Mr. Ricci addressed all questions by the Governing Body.

APPOINTMENTS

PROCLAMATIONS

BUDGET HEARING

Mayor Madden opened the Budget Hearing.

Dave Polakiewicz, 240 Hazelwood Avenue questioned what type of budget increases are we looking at for next year and if 5% increases were going to be the norm.

Mayor Madden and Administrator Karrow responded to Mr. Polakiewicz.

Seeing that there no further public questions or comments regarding the 2020 Budget, Mayor Madden closed the hearing on the budget.

ORDINANCE(S) FOR INTRODUCTION

The Borough Clerk read ordinance 2002-20 by title:

ORDINANCE 2002-20

BOND ORDINANCE PROVIDING VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT, APPROPRIATING \$2,031,210 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,442,149.50 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Middlesex, in the County of Middlesex, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$2,031,210, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$525,000 grant proceeds expected to be received by the New Jersey Department of Transportation, and \$64,060.50 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The down payment is now available by virtue of

provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$1,442,149.50, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the obligations are to be issued consist of:

i) the acquisition of capital equipment for the Police Department, including but not limited to, a vehicle fleet uplift equipment/install, vehicle fleet graphic/install, mobile data terminal with docking stations, mobile vision digital recording system, police mobile radios, alcohol measurement instrument, and a ballistic measurement instrument, with a total appropriation and estimated cost of \$181,500, estimated amount of bonds and notes therefor of \$172,425, and an average period of usefulness of five (5) years; and

ii) the acquisition of equipment for the Fire Department, including but not limited to, bunker gear, SCBA air pack frames, AMKUS Honda Mini-Simo Boost, Speaker microphone 500F, and Ric Packs, with a total appropriation and estimated cost of \$220,000, estimated amount of bonds and notes therefor of \$209,000, and an average period of usefulness of 5 years; and

iii) the acquisition of a garbage truck, with a total appropriation and estimated cost of \$50,000, estimated amount of bonds and notes therefor of \$47,500, and an average period of usefulness of ten (10) years; and

iv) the acquisition of various equipment for the Road Department, including but not limited to pick-up and dump trucks, with a total appropriation and estimated cost of \$61,710, estimated amount of bonds and notes therefor of \$58,624.50, and an average period of usefulness of five (5) years; and

v) the acquisition of an oven for the Meals on Wheels Vehicle for Senior Services Department, with a total appropriation and estimated cost of \$13,000, estimated amount of bonds and notes therefor of \$12,350, and an average period of usefulness of five (5) years; and

vi) the acquisition of playground equipment for the Recreation Department, with a total appropriation and estimated cost of \$10,000, estimated amount of bonds and notes therefor of \$9,500, and an average period of usefulness of five (5) years; and

vii) various capital improvements and acquisitions for the Buildings and Grounds Department, including but no limited to, office furniture, above ground fuel tanks, municipal building parking lot repaving, and building maintenance, with a total appropriation and estimated cost of \$300,000, estimated amount of bonds and notes therefor of \$285,000, and an average period of usefulness of eleven (11) years; and

viii) the repair of the sewer line through MCUA, with a total appropriation and estimated cost of \$100,000, estimated amount of bonds and notes therefor of \$95,000, and an average period of usefulness of twenty (20) years; and

ix) Hawk Beacon - Union Avenue/Lorraine Avenue repairs, with a total appropriation and estimated cost of \$15,000, estimated amount of bonds and notes therefor of \$14,250, and an average period of usefulness of ten (10) years; and

x) Road construction, including but not limited to, Sherman Avenue, Chestnut Street and Hazelwood Avenue, with a total appropriation and estimated cost of \$750,000, estimated amount of bonds and notes therefor of \$225,000, and an expected grant in the amount of \$525,000 from the Department of Transportation, and an average period of usefulness of twenty (20) years; and

xi) upgrades to Mountainview Park, with a total appropriation and estimated cost of \$100,000, estimated amount of bonds and notes therefor of \$95,000, and an average period of usefulness of fifteen (15) years; and

xii) IT Service upgrades and acquisitions, with a total appropriation and estimated cost of \$130,000, estimated amount of bonds and notes therefor of \$123,500, and an average period of usefulness of five (5) years; and

xiii) Architectural expenses in connection with Municipal Building and DPW garage projects, with a total appropriation and estimated cost of \$100,000, estimated amount of bonds and notes therefor of \$95,000, and an average period of usefulness of 5 years

together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$1,442,149.50, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$2,031,210, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$2,031,210 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$64,060.50 down payment for said purposes, and the sum of \$525,000 grant proceeds expected to be received by the New Jersey Department of Transportation.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest

from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10.39 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,442,149.50 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$350,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 7/14/2020 7:00 PM
MOVER:	Jack Mikolajczyk, Council President	
SECONDER:	Jason Carr, Councilman	
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex	

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

The Borough Clerk read ordinance 2000-20 by title:

ORDINANCE 2000-20

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX,
COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 158, CERTIFICATES,
RESALE/LEASED**

WHEREAS, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce ordinances to manage regulate and control the finances and property of the municipality; and

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

SECTION ONE. The Code of the Borough of Middlesex, Middlesex County, New Jersey is hereby amended to the following:

Article I Resale or Leased Certificates for Residential Uses

158-2 Fee.

The fee for a residential Resale/Leased Certificate shall be \$100 \$150 in the event that only one inspection is required of the designated official inspector(s) but in the event that the inspector is required to make more than one inspection of the premises before issuing a Resale/Leased Certificate, there shall be an additional charge of \$50 per each inspection of the premises made by the official inspector after the initial inspection.

SECTION TWO. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION THREE. This Ordinance may be renumbered for codification purposes.

SECTION FOUR. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION FIVE. This Ordinance shall take effect 20 days after passage and publication as provided by law.

Mayor Madden opened the Public Hearing on Ordinance No. 2000-20. Seeing that there were no public comments, Mayor Madden closed the Public Hearing on Ordinance No. 2000-20.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council President
SECONDER:	James Eodice, Councilman
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex

The Borough Clerk read ordinance 2001-20 by title:

ORDINANCE 2001-20

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX,
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE LINCOLN
BOULEVARD REDEVELOPMENT PLAN, SPECIFICALLY AS TO THE TRANSITIONAL
ZONE SUB-AREA A**

WHEREAS, the Borough of Middlesex (the “Borough”), a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, on July 25, 2006, pursuant to Resolution 179-06, the Borough Council of the Borough (the “Borough Council”) designated certain property (the “Property”) as an Area in Need of Rehabilitation in accordance with the Redevelopment Law and directed that a redevelopment plan be prepared; and

WHEREAS, on September 18, 2007, in accordance with all applicable provisions of the Redevelopment Law, the Borough Council duly adopted the Lincoln Boulevard Redevelopment Plan (the “Redevelopment Plan”); and

WHEREAS, the Redevelopment Plan was subsequently amended on August 9, 2011, pursuant to Ordinance No. 1798-11; and

WHEREAS, on December 17, 2013, pursuant to Resolution 324-13, the Borough Council directed the Planning Board to further study the Property in order to determine whether it qualified as a non-condemnation area in need of redevelopment (“Non-Condensation Redevelopment Area”) and, after multiple public hearings, the Planning Board recommended that the Property be designated as a Non-Condensation Redevelopment Area and the Borough Council accepted the Planning Board’s recommendation and, on June 12, 2014, adopted Resolution 158-14, designating the Property, as set forth in the Redevelopment Plan, as a Non-Condensation Redevelopment Area, pursuant to the Redevelopment Law; and

WHEREAS, the Redevelopment Plan was subsequently amended on December 27, 2016, pursuant to Ordinance 1903-16; on December 12, 2017, pursuant to Ordinance No. 1929-17; on March 12, 2019, pursuant to Ordinance No. 1955-19; and on January 28, 2020, pursuant to Ordinance No. 1989-20; and

WHEREAS, at the direction of the Borough Council, the Borough Redevelopment Planner, was asked to prepare certain further amendments to the Redevelopment Plan, which included permitting warehouse and distribution facility uses within certain portions of

the Non-Condemnation Redevelopment Area, establishing standards for the development of such uses as well as additional changes to clarify standards and to clarify desired building practices; and

WHEREAS, the Borough Redevelopment Planner prepared revisions to the Redevelopment Plan, specifically as to the Transitional Zone Sub-Area A (Block 318, Lots 1A [partial], 4A [partial], 21, 38A, 43, 44, 45, 48 and Block 319, Lots 24, 26, 28, 45, and 47) of the Non-Condemnation Redevelopment Area, as well as clarifying language and said revisions have been prepared and incorporated into a proposed amended Redevelopment Plan, with a revision date of April 1, 2020 (the "2020 Revised Redevelopment Plan"), a copy of which is attached hereto as **Exhibit A**; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7(e), the Borough Council has referred the 2020 Revised Redevelopment Plan to the Joint Land Use Board for its review and recommendations; and

WHEREAS, the Joint Land Use Board, by Resolution adopted [**insert date**], found that the 2020 Revised Redevelopment Plan is not inconsistent with the Master Plan of the Borough.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Middlesex, County of Middlesex, State of New Jersey, that:

1. The aforementioned recitals are incorporated herein as if fully set forth at length.
2. The 2020 Revised Redevelopment Plan, attached hereto as **Exhibit A**, is hereby adopted pursuant to the terms of N.J.S.A. 40A:12A-7.
3. The Zoning District Map included in the Zoning Ordinance of the Borough is hereby amended to specifically identify Transitional Zone Sub-Area A, as described in the aforesaid 2020 Revised Redevelopment Plan.
4. To the extent that any provisions of any prior ordinance, including, but not limited to, Ordinance Nos. 1955-19 and 1989-20, are inconsistent with the provisions of the 2020 Revised Redevelopment Plan, said provisions are hereby repealed, replaced and superseded by the applicable provisions of the 2020 Revised Redevelopment Plan.
5. Upon adoption of this Ordinance, the 2020 Revised Redevelopment Plan shall be deemed adopted and the 2020 Revised Redevelopment Plan shall identify the date of adoption of this Ordinance amending same.

6. Should any section, paragraph, sentence, or clause of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect and, to this end, the provisions of this Ordinance are hereby declared severable.
7. A copy of this Ordinance and the 2020 Revised Redevelopment Plan shall be available for public inspection at the Office of the Borough Clerk during regular business hours.
8. This Ordinance shall take effect twenty (20) days after final passage, adoption and publication as mandated by law.

RESULT:	TABLED [UNANIMOUS]	Next: 7/14/2020 7:00 PM
MOVER:	Jack Mikolajczyk, Council President	
SECONDER:	James Eodice, Councilman	
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex	

ADOPTION OF MINUTES

1. Approval of the June 9, 2020 Regular Meeting Minutes

These meeting minutes were amended to reflect comments that were not stated at the meeting and were put into the meeting minutes in error.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	James Eodice, Councilman
SECONDER:	Jack Mikolajczyk, Council President
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex

MAYOR'S REPORT

Mayor Madden did not have a report.

COUNCIL MEMBER REPORTS

Council President Mikolajczyk

Council President Mikolajczyk congratulated everyone on the adoption of the budget and stated that this is what the town needs.

Councilman Carnes

Councilman Carnes commented on the hiring of part time advancements in the Department of Public Works and thanked these employees for dealing with everything during this difficult time and always being willing to go above and beyond for our residents.

Councilman Carnes also stated that the Joint Land Use Board will be meeting tomorrow night.

With regard to coffee with Council, Councilman Carnes indicated that they are looking into other venues to keep this as an effective layer of extra knowledge for our residents on issues of concern.

Also, with regard to the Cultural Arts & Heritage Committee Councilman Carnes thanked everyone for being patient and understanding due to the current pandemic with the social distancing policies and the criteria that is required. We are extremely excited what this committee will bring to our residents.

Councilman Carr

Councilman Carr reports that swim pool memberships are still available. There have been many compliments about opening of the pool and the safety measures that the pool staff has taken with their cleaning methods. Social distancing has not been an issue, and there is a maximum of 450 people that can be at the pool, including the staff at any given time. At this time they are not allowing guest passes.

Councilman Eodice

Councilman Eodice thanked the DPW for a number of items. As an HR Professional he appreciates the actions going on within the Department with the things that are happening and leadership has kept up with it all. Also, he mentioned that the governing body appreciates the crews working at this time.

Councilwoman Flood

Councilwoman Flood reported that summer camp has been cancelled and reimbursements have been distributed to the applicants. Also, the Recreation Department will be distributing "On the go kits" next week and information regarding this distribution will be on the Borough website.

Councilman Rex

Councilman Rex stated that the senior center building remains closed, but we continue to support our seniors via phone with their various requests. We are working in conjunction with other Middlesex County senior centers to provide a strategic plan to resume services, in a phased manner, as we want to keep our high risk population as safe and healthy during these times

On June 9th. Councilman Rex attended a remote meeting for the Solid Waste Advisory Committee. It was reported that the recyclable tonnage collected was reduced due to businesses be closed due to Covid 19. Veolia presented a video with the Recycling Program on Factory Lane plus the new site on Baekeland Avenue. The Factory Lane site collects both hazardous and non-hazardous drum stock. Process is very labor intensive with drums being lifted in containers with towmotors. They are unable to effectively load the container's and not fill all the spacing between the drums. Planning on purchasing a hydraulic shedder to resolve this problem. Also, saw improvements to the buildings made on the property on Baekeland Ave. A Site visit is scheduled to take place on the morning of July 9th.

On June 11th the Shade Tree Commission held a remote Shade Tree meeting. During the meeting various members reported status of different resident's trees that they thought needed attention. Most trees just needed trimming. There were also ones that were in declining condition and needed to be removed.

Councilman Rex received an email from the Joint Land Use Board to review plans to plant shrubs at 665 Lincoln Blvd. Shade tree agreed with planting and our approval for same was forwarded to them. Next

meeting will be this coming September.

ADMINISTRATOR'S REPORT

Administrator's Report June 23, 2020

*Items with asterics * have updates*

- i. *COVID update
- ii. Flood Management:
- iii. Update on Sewer Projects:
 - i. Phase I:
 - a. Additional work on George Street
 - b. O&M Manual required by DEP - no update
 - c. I/I Study
 - d. Sampling Program
 - ii. Phase II Funding: Pending with i-bank (DEP)
 - iii. Phase IV (Sewer Bypass)
- iv. Update on Other Public Works Projects:
 - i. Streetscape Project
 - ii. Safe Routes to Schools - no update
 - iii. *Road Design (2019 DOT Grant)
 - iv. Road Design (2020 DOT Grant)
 - v. *Road Design (2021 DOT Grant)
- v. Update on Other Projects:
 - i. Mountain View Park
- vi. Video Taping of Meetings
- vii. Miscellaneous
 - i. Dredging of Lake/Mosquito Control Commission
 - ii. Budget
 - iii. Eagle scout project - dog park
 - iv. Presentations at Upcoming Meetings
 - v. School District Shared Services
 - vi. *Website Issues
 - vii. Personnel Issues

PRIVILEGE OF THE FLOOR

Mayor Madden opened the Public portion of the meeting for any comments or questions.

Rich Rutkowski, 211 Maple questioned if anyone had been in contact with Advanced Development this year? He also requested to see a copy of the ordinance discussed for the pick up of garbage.

Vincent Palazzi, 41B Middlesex Village wants the governing body to open the fields.

Joseph Green, 109 Zoar Place requested the fields be open for the upcoming Last Dance Tournament scheduled to commence next week.

Dave Polakiewicz, 240 Hazelwood Avenue questioned the OLMV Litigation damages and the amount spent on legal fees. He would like to see the Council try to settle this litigation.

All questions were answered by the Governing Body, along with Administrator Karrow and Attorney Corsini.

Seeing that there were no further public comments or questions, Mayor Madden closed the public portion of the meeting.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council President
SECONDER:	Jason Carr, Councilman
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 150-2020

ADOPTION OF THE 2020 MUNICIPAL BUDGET

BOROUGH OF MIDDLESEX
MIDDLESEX COUNTY, NEW JERSEY

RESOLUTION TO ADOPT 2020 MUNICIPAL BUDGET

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Middlesex, County of Middlesex, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

\$13,391,306.58	(Item 2 below) for Municipal Purposes
\$ 513,606.00	(Item 5 below) Minimum Library Tax

Current Fund:

SUMMARY OF REVENUES

Surplus	\$1,100,000
Anticipated	.00
Miscellaneous Revenues	\$5,501,259
Anticipated	.01
Receipts from Delinquent Taxes	\$419,000.0
	0
Amount to be Raised by Taxation	

for Municipal Purposes	\$13,391,306.58
Amount to be Raised by Taxation	
Minimum Library Tax	\$513,606.00
Total Revenues	\$20,925,171.59

SUMMARY OF APPROPRIATIONS

General Appropriations within "CAPS"

Operations Including Contingent	\$12,860,873.00
Deferred Charges & Statutory Expenditures	\$1,771,879.00
General Appropriations Excluded from "CAPS"	
Operations	\$3,388,815.48
Capital Improvements	\$80,000.00
Municipal Debt Service	\$2,073,604.11
Deferred Charges - Municipal	\$0.00
Reserve for Uncollected Taxes	\$750,000.00
Total Appropriations	\$20,925,171.59

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 23rd day of June 2020. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2020 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 151-2020

**AT THE RECOMMENDATION OF THE PURCHASING AGENT, THE GOVERNING BODY
HEREBY AWARDS THE BID FOR TREE REMOVAL/TRIMMING AND STUMP GRINDING
TO PREDATOR TREE SERVICE FROM JUNE 1, 2020 - MAY 31, 2022 - *Item Removed
from Consent***

WHEREAS, three bids were received on May 28, 2020 for the proposal for tree removal/trimming and stump grinding; and

WHEREAS, the bid received by the Borough from M&A Tree Service, contains a transcription error for Item #3, and is thus rendered invalid as non-responsive and non-responsible pursuant to 40A:11-4; and

WHEREAS, listed below are the responsive and responsible bids received for this project:

	<u>Predator Tree Svc</u>	<u>Rich Tree Svc</u>
Item #1 Tree Removal/Trimming	150.00	300.00
Item #2 Stump Grinding	4.00	5.00
Item #3 Daily Rate	1,000.00	1,600.00

WHEREAS, the Purchasing Agent recommends that Predator Tree Service LLC of Green Brook, New Jersey, be awarded this contract for the amounts listed above.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex that:

1. At the recommendation of the Purchasing Agent, the Mayor and Council hereby award the bid for the proposal for tree removal/trimming and stump grinding to Predator Tree Service LLC of Green Brook, New Jersey for the period of 6/1/2020 - 5/31/2022, subject to the appropriation of funds in the 2020, 2021 and 2022 budget.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies funds are appropriated in the 2020 adopted budget.

RESULT:	ADOPTED BY CONSENT VOTE [5 TO 0]
MOVER:	Jason Carr, Councilman
SECONDER:	Jack Mikolajczyk, Council President
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Rex
ABSTAIN:	Flood

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 152-2020

**THE TAX COLLECTOR APPROVES THE TAX TITLE LIEN REDEMPTIONS BE
REFUNDED FOR BLOCK 331, LOT 7 CALCULATED EFFECTIVE JUNE 23, 2020**

WHEREAS, said liens have been redeemed by the owners or those persons having an interest, and the purchasers of said property are legally entitled to receive redemption funds in the following specific amounts, and;

WHEREAS, the interest and payments on the following Tax Title Lien Redemptions were calculated for June 23, 2020, and;

NOW, THEREFORE, BE IT RESOLVED the Tax Collector is hereby authorized to issue a check to the said individual in the following amount(s):

Date of Sale: 3/20/2019
Block/Lot: 331 / 7
Amount: \$176.05
Premium: \$300.00
Certificate: 18-00008
Payable To: US Bank Cust Actlien
50 South 16th St.
Suite 2050
Philadelphia, PA 19102

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 153-2020

**ACCEPTING THE RESIGNATION OF PART TIME SEASONAL EMPLOYEE (CROSSING
GUARDS) NICK DIGRAZIA AND LEWIS MCDUGAL FROM THE MIDDLESEX POLICE
DEPARTMENT**

The Governing Body hereby accepts the resignation of Nick DiGrazia and Lewis McDougal as Crossing Guards for the Middlesex Police Department effective immediately.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 154-2020

**APPROVING THE MAYOR TO EXECUTE THE MCUA TEMPORARY DISCHARGE
APPROVAL APPLICATION FROM THE PUMPING SERVICES SITE TO THE MCUA
CENTRAL TREATMENT PLANT VIA THE BOROUGH'S WASTEWATER COLLECTION
SYSTEM AND MCUA MIDDLESEX METER CHAMBER**

WHEREAS, Prestige Environmental Inc. on behalf of Pumping Services Inc. has provided a copy of the Temporary Discharge Approval Application for a Dual Phase Extraction (DPE) remediation system that will remove both shallow groundwater and soil vapor using a single high vacuum process with a discharge of treated groundwater, to the MCUA Central

Treatment Plant, via the Middlesex Borough wastewater collection system and the MCUA Middlesex Meter Chamber, from the Pumping Services Inc. location at 201 Lincoln Boulevard; and

WHEREAS, Prestige Environmental Inc. is required to have the Borough's approval on a yearly basis for discharge of treated groundwater from the Pumping Services Site to the MCUA Central Treatment Plant via the Borough of Middlesex wastewater collection system and MCUA Middlesex Meter Chamber.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex and State of New Jersey that:

1. Middlesex Borough hereby approves the Mayor to execute of the Middlesex County Utilities Authority Temporary Discharge Approval Application for the discharge of treated groundwater from the Pumping Services Site to the MCUA Central Treatment Plant via the Borough of Middlesex wastewater collection system and MCUA Middlesex Meter Chamber.
2. This resolution shall take effect immediately.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 155-2020

APPROVAL FOR THE RESIDENTS OF 300 GREENE AVENUE TO CONDUCT A BLOCK PARTY ON DELAWARE AVENUE BETWEEN MELROSE AVENUE AND GREENE AVENUE ON JULY 4, 2020 BETWEEN THE HOURS OF 10 A.M. AND 9 P.M.

WHEREAS, the residents of 300 Greene Avenue have requested to have a block party on Delaware Avenue between Melrose Avenue and Greene Avenue on July 4, 2020 between the hours of 10 a.m. and 9 p.m.; and

WHEREAS, all the designated officials have given approval for this block party.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex, County of Middlesex and State of New Jersey as follows:

1. The Governing Body hereby grants approval to the residents of 300 Greene Avenue to conduct a block party on Delaware Avenue between Melrose Avenue and Greene Avenue on July 4, 2020 between the hours of 10 a.m. and 9 p.m.
2. This resolution shall take effect immediately.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 156-2020

APPROVAL OF THE TOWING LICENSES FOR 2020/2021 (EXPIRING 5/31/2021)

The following applications for Towing Licenses for 2020/2021 have been approved by the Police Department and met all borough requirements, and the Borough Clerk is hereby authorized to issue the license in consideration of the fees which have been paid.

1. Hart's Auto Body
2. Tierno's Automotive Inc.
3. M&W Towing Service
4. Mike's Towing

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 157-2020**AUTHORIZING THE MAYOR TO EXECUTE THE DEPARTMENT OF THE ARMY ENVIRONMENTAL SURVEYS INVESTIGATIONS AND REMEDIATION RIGHT OF ENTRY FOR PARCELS ADJACENT TO 1200 MOUNTAIN AVENUE**

The Governing Body hereby approves the Mayor execute the Department of the Army Environmental Surveys Investigations and Remediation Right of Entry Agreement. This document is for an irrevocable right of entry upon the property at Parcels adjacent to 1200 Mountain Avenue, Middlesex New Jersey known as Block 219, Lot 2, Block 221, Lot 1 and Block 280, Lots 1, 3, 7, and 18.

This Right of Entry Agreement is granted for the purpose of performing surveys and investigations, collecting samples and making test borings and remediating radiological, chemical and metals contamination of soils groundwater, and structures including, but not limited to, the right to store, move and remove equipment and supplies, excavate and dispose of contaminated soil and water and backfill with suitable soil certified in accordance with applicable regulatory standards, and restore the property to its previous condition; and perform such other work as may be necessary and incident to implementation of FUSRAP for a period not to exceed sixty (60) months and beginning on the date of execution of this document.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 158-2020**PROMOTING KELSEY MEIXNER TO FULL TIME ADMINISTRATIVE ASSISTANT TO THE DEPARTMENTS OF RECREATION, FINANCE & ADMINISTRATION EFFECTIVE JULY 6, 2020**

WHEREAS, the Governing Body hires Kelsey Meixner as the full time Administrative Assistant to the departments of Recreation, Finance & Administration effective July 6, 2020 at a salary of \$35,000 annually; and

WHEREAS, those job duties are set forth in the official Job Description on file in the Administrator's Office.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex and State of New Jersey that:

1. The Governing Body hereby hires Kelsey Meixner as the full time Administrative Assistant to the departments of Recreation, Finance & Administration effective 7/6/20 at a salary of \$35,000 annually.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 159-2020

**SALARY AND COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE
BOROUGH OF MIDDLESEX**

WHEREAS, the Mayor and Council has the sole discretion to fix and determine the salaries and compensation of the officers and employees of the Borough of Middlesex,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following salaries and rates of compensation for the year 2020 be hereby fixed respectively as follows:

<u>Title</u>	<u>2020 Salary</u>
Deputy Borough Clerk	\$63,573.00
Purchasing Agent	\$54,023.00
Treasurer/Acting CFO	\$64,717.00
Tax Collector	\$63,653.00
Tax Assessor	\$26,910.00
DPW Supervisor	\$108,739.00
Recreation Director	\$66,874.00
Recreation Asst Director	\$12,717.00
Senior Services Director	\$63,653.00
Court Administrator	\$61,000.00
Zoning Officer/Code Enforcer	\$61,302.00
Construction Official	\$31,297.00
Electrical SubCode Official	\$14,015.00
Fire SubCode Official	\$13,048.00

Plumbing SubCode Official	\$18,546.00
---------------------------	-------------

Resale Certificate Inspector	\$16.31
Code Enforcement Assistant	\$13.04
Public Works Laborers	\$14.00
Court Admin Assistant	\$15.52
Recreation Admin Assistant	\$14.00
Custodian	\$16.31

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 160-2020

**AUTHORIZING REIMBURSEMENT OF MEDICARE PREMIUMS FOR CERTAIN
ELIGIBLE PENSIONERS UNDER CHAPTER III, PUBLIC LAW 1973, NJ HEALTH
BENEFITS PLANS**

WHEREAS, Chapter III of Public Laws 1973, which provided for reimbursement of Medicare premiums of certain eligible pensioners was adopted by the Mayor and Council by resolution on April 9, 1974; and

WHEREAS, certain retired employees of the Borough have applied for reimbursement.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex that the disbursing officers be and they are hereby authorized to draw checks, charged against Insurance (1) Group Insurance for Employees from the period January through June 2020, as follows:

Anello, John	\$289	James L Benson	\$687.
	.20		60
108 Howard Ave		445 Harris Ave	
Middlesex, NJ 08846		Middlesex, NJ 08846	
Patricia A Benson	\$867	Archie J Blood Jr	\$578.
	.60		40
445 Harris Ave		54 Lincoln Ave	
Middlesex, NJ 08846		Barnegat, NJ 08005	
Margie L Blood	\$629	Cynthia Chomen	\$144.
	.40		60
54 Lincoln Ave		10 Oswego Ave	
Barnegat, NJ 08005		Middlesex, NJ 08846	
Anthony Cole	\$867	Susan Cole	\$867.

	.60		60
246 Oak Dr Middlesex, NJ 08846		246 Oak Dr Middlesex, NJ 08846	
Dorothy Coren	\$663	Joseph Coren	\$1,06
	.00		9.80
20 Mead Ave Middlesex, NJ 08846		20 Mead Ave Middlesex, NJ 08846	
John Fuhrmann	\$813	Sheila Fuhrmann	\$813.
	.00		00
38 Whitney Dr Middlesex, NJ 08846		38 Whitney Dr Middlesex, NJ 08846	
John Giuliano	\$578	John A Haverstick	\$867.
	.40		60
339 Second St Middlesex, NJ 08846		771 County Rt 16 Mexico, NY 13114-3193	
Judith Lynch	\$730	Thomas Lynch	\$629.
	.80		40
359 Market St Middlesex, NJ 08846		359 Market St Middlesex, NJ 08846	
Charlie Nash	\$783	Jerome Nowak	\$578.
	.00		40
13 Homestead Terrace Scotch Plains, NJ 07076		6544 North Kennedy Ave Fresno, CA 93720	
Arthur Roberts	\$578	Erica Schaefer	\$629.
	.40		40
305 Harris Ave Middlesex, NJ 08846		58 Joe-Ent Rd Flemington, NJ 08822	
Jerry Schaefer	\$629	Maureen Schaefer	\$813.
	.40		00
58 Joe-Ent Rd Flemington, NJ 08822		58 Joe-Ent Rd Flemington, NJ 08822	
Charles Sebastian	\$768	James Tolomeo	\$629.
	.00		40
512 Clinton Ave Middlesex, NJ 08846		45 Myrtle Ct Whitehouse Station, NJ 08889	
Rita Wahler	\$599	Roger Wahler	\$629.
	.40		40

16 Fitzsimmons Ave
Middlesex, NJ 08846

16 Fitzsimmons Ave
Middlesex, NJ 08846

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 161-2020

**TERMINATING ALBERTO GARCIA FROM THE DEPARTMENT OF PUBLIC WORKS
EFFECTIVE JUNE 15, 2020**

The Mayor and Council hereby concur with the termination of employment of Alberto Garcia, Department of Public Works, effective June 15, 2020.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 162-2020

**TERMINATION OF JOSEPHMY NAZARIO AS THE JOINT LAND USE BOARD
SECRETARY EFFECTIVE JUNE 9, 2020**

The Mayor and Council hereby concur with the termination of employment of Josephmy Nazario, Joint Land Use Board Secretary, effective June 9, 2020.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 163-2020

**ADVANCING ELEAZAR GARCIA TO SANITATION TRUCK DRIVER IN THE
DEPARTMENT OF PUBLIC WORKS EFFECTIVE JULY 6, 2020**

The Governing Body hereby concurs with the advancement of Eleazar Garcia, South Bound Brook, New Jersey to Sanitation Truck Driver in the Department of Public Works at \$38.46 per hour in accordance with the union contract. Effective July 6, 2020.

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 164-2020

**ADVANCING THE FOLLOWING EMPLOYEES TO FULL TIME STATUS AS
PERMANENT LABORERS IN THE DPW EFFECTIVE JULY 6, 2020: JACOB WRIGHT,**

**ADAM WICK, STEVEN TARBOUS, ALEX AUGUSTIN, DOMENICK DELVECCHIO &
BRIAN DONOHUE - *Item Removed from Consent***

The Governing Body hereby concurs with the advancement of the following DPW employees to full time status as permanent laborers in the Department of Public Works for 40 hours per week at \$16.28 per hour in accordance with the union contract. These advancements are effective July 6, 2020, pending a satisfactory driving abstract:

Jacob Wright
Middlesex, NJ

Adam Wick
Middlesex, NJ

Steven Tarbous
Middlesex, NJ

Alex Augustin
Middlesex, NJ

Brian Donohue
Middlesex, NJ

Dominick DelVecchio
Bound Brook, NJ

RESULT:	ADOPTED BY CONSENT VOTE [5 TO 0]
MOVER:	Jack Mikolajczyk, Council President
SECONDER:	Jason Carr, Councilman
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Rex
ABSTAIN:	Flood

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 165-2020

**ACCEPTING THE RESIGNATION OF LISBETH LOPEZ-FORTICH FROM THE
MUNICIPAL COURT EFFECTIVE JULY 2, 2020**

The Mayor and Council hereby accept the resignation of Lisbeth Lopez-Fortich from the Municipal Court effective July 2, 2020.

NON-CONSENT AGENDA/RESOLUTIONS

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 166-2020

EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting; and

WHEREAS, the Governing Body of the Borough of Middlesex has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of this Governing Body will reconvene.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex will go into closed session for the following reason listed below as outlined in N.J.S.A. 10:4-12 and the minutes will be kept, and once the matter involving the confidentiality of the items no longer require confidentiality, the minutes can be made public.

1. OLMV
2. Claremont/US Dept. of Energy Property
3. Cell Tower Lease

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council President
SECONDER:	James Eodice, Councilman
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex

The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

RESOLUTION 167-2020

PAY ALL CLAIMS

THE DISBURSING OFFICERS BE AND THEY ARE HEREBY AUTHORIZED TO PAY THE ATTACHED CLAIM LIST AS PRESENTED, IF FOUND CORRECT, AND APPROVED BY THE FINANCE COMMITTEE. EXCLUDED VOUCHERS MAY BE PAID UPON BEING FOUND ACCEPTABLE.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council President
SECONDER:	James Eodice, Councilman
AYES:	Mikolajczyk, Carnes, Carr, Eodice, Flood, Rex

AGENDA WORKSHOP ITEM

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

EXECUTIVE SESSION

1. OLMV
2. Claremont/US Dept. of Energy Property
3. Cell Tower Lease

ADJOURNMENT

The next Regular Meeting will be July 14, 2020

Respectfully yours,

Borough Clerk