



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

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Middlesex,, NJ

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

Tuesday, December 15, 2020

7:00 PM

Remote Telephone Meeting

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 James Eodice
Councilwoman Amy Flood
Councilman Martin Quinn
Councilman Douglas Rex

Also Present:

Marcia Karrow Administrator
Christopher Corsini Borough Attorney

Others Absent:

PRESENTATIONS

APPOINTMENTS

1. Accepting the Resignation of Councilman Quinn from the Joint Land Use Board Effective Immediately

Mayor Madden accepted the resignation of Councilman Quinn from the Joint Land Use Board effective immediately.

PROCLAMATIONS

ORDINANCE(S) FOR INTRODUCTION

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

The Borough Clerk read ordinance 2016-20 by title:

ORDINANCE 2016-20

CREATING A NEW CHAPTER 36 OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX ENTITLED "EMERGENCY MANAGEMENT" TO CODIFY CERTAIN PROVISIONS OF THE CIVIL DEFENSE AND DISASTER CONTROL ACT AND TO REPEAL CHAPTER 190 OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX INASMUCH AS IT IS INCONSISTENT WITH THE AFOREMENTIONED ACT

WHEREAS, it is the desire of the Mayor and Council of the Borough of Middlesex to codify the provisions of N.J.S.A. App.A:9-30 et seq. ("The Civil Defense and Disaster Control Act") related to the appointment of a Municipal Emergency Management Coordinator (N.J.S.A. App.A:9-40.1), a Local Emergency Management Council (N.J.S.A. App.4:9-41), the proclamation of a state of local disaster emergency (N.J.S.A. App.A:9-40.5), and the Federal Emergency Management Agency's Community Emergency Response Team program; and

WHEREAS, the Borough is empowered to codify these provisions pursuant to authority granted thereto by N.J.S.A. App.A:9-30 et seq. and N.J.S.A. 40:48-2; and

WHEREAS, the Borough must also repeal Chapter 190 of the Municipal Code of the Borough of Middlesex inasmuch as it is inconsistent with the Civil Defense and Disaster Control Act (specifically, N.J.S.A. App.A:9-40.5; and

BE IT THEREFORE ORDAINED, by the Borough Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey that Chapter 36 of the Municipal Code of the Borough of Middlesex, County of Middlesex, State of New Jersey entitled "Emergency Management" is created and inserted into the Municipal Code pursuant to the provisions hereof, and Chapter 190 entitled "Emergency Procedures" is hereby repealed pursuant to the provisions hereof:

Section I:

A new chapter shall be inserted into the Municipal Code of the Borough of Middlesex as Chapter 24, shall be entitled as "Emergency Management," and shall contain the following provisions:

Chapter 24: Emergency Management

36-1 Municipal Emergency Management Coordinator

- A. Pursuant to the authority granted thereto in N.J.S.A. App.A:9-40.1, there shall be a Municipal Emergency Management Coordinator in the Borough of Middlesex to be appointed by the mayor from among the residents of the municipality.
- B. Pursuant to N.J.S.A. App.A:9-44, the Municipal Emergency Management Coordinator shall be responsible for the planning, activating, coordinating, and the conduct of emergency management operations within the Borough of Middlesex and shall be empowered with and subject to all the powers and responsibilities delegated by N.J.S.A. App.A:9-30 et seq.

- C. The Municipal Emergency Management Coordinator shall serve for a term of three (3) years from the date of the initial appointment by the mayor. Any vacancy in the position of Municipal Emergency Management Coordinator shall be filled by the mayor for the time remaining on the unexpired term of the prior coordinator.

36-2 Local Emergency Management Council

- A. Pursuant to N.J.S.A. App.A:9-41, there shall be a Local Emergency Management Council in the Borough of Middlesex composed of not more than fifteen (15) members to assist the Borough in establishing the various local volunteer agencies needed to meet the requirements of all local emergency management activities and to assist in supervising and coordinating of the Borough's local emergency management activities.
- B. The Municipal Emergency Management Coordinator, as authorized by N.J.S.A. App.A:9-41 and appointed pursuant to Section 36-1 of the municipal code, shall be a member of the Local Emergency Management Council and shall serve as the chairman thereof.
- C. Notwithstanding the Municipal Emergency Management Coordinator, all appointments to the Local Emergency Management Council shall be by the mayor for a term of one (1) year from the date of the initial appointment. Any vacancy in the position of member of the Local Emergency Management Council shall be filled by the mayor for the time remaining on the unexpired term of the prior member.

36-3 Community Emergency Response Team

- A. The Municipal Emergency Management Coordinator shall be designated as program director of Middlesex Borough's Community Emergency Response Team (CERT).
- B. Shall comply with all guidelines, directives, and protocols of the Federal Emergency Management Agency and the New Jersey Office of Emergency Management.
- C. The Mayor, by resolution with advice and consent of the Borough Council, shall appoint members to the Borough's Community Emergency Response Team for terms not to exceed one (1) year from the date of initial appointment.

36-4 State of Emergency

- A. Pursuant to the power N.J.S.A. App.A:9-40.5, whenever, in the opinion of the Borough's Municipal Emergency Management Coordinator disaster has occurred or is imminent in the Borough of Middlesex, the Municipal Emergency Management Coordinator shall proclaim a state of local disaster emergency within the Borough.
- B. The municipal emergency management coordinator, in accordance with regulations promulgated by the State Director of Emergency Management, shall be empowered to issue and enforce such orders as may be necessary to implement and carry out emergency management operations and to protect the health, safety, and resources of the residents of the municipality.

- C. The powers conferred to the Municipal Emergency Management Coordinator by this Chapter are confined to those conferred by N.J.S.A. App.A:9-40.5 and shall be exercised in a manner strictly consistent therewith.

Section II

Chapter 190 of the Municipal Code of the Borough of Middlesex is hereby repealed.

Section III

All ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section IV

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

Section V

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law.

Mayor Madden opened the Public Hearing on Ordinance No. 2016-20. Seeing that there was no public participation, Mayor Madden closed the Public Hearing on Ordinance No. 2016-20.

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

ADOPTION OF MINUTES

1. Approving the November 24, 2020 Regular Meeting Minutes

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

MAYOR'S REPORT

Mayor Madden had no Report tonight.

COUNCIL MEMBER REPORTS

Council President Mikolajczyk

No Report

Councilman Carnes

DPW have been preparing for the upcoming snowstorm

Councilman Eodice

Councilman Eodice stated that Covid cases have risen in the past few weeks, however numbers seem to be going down in the last few days. Councilman Eodice also urges everyone to be safe.

Councilwoman Flood

No Report

Councilman Quinn

No Report

Councilman Rex

Councilman Rex reported that in regard to SWAC the final remote dial in meeting was held on November 8th. Topics discussed included that Middlesex County was in the process of Planning for both Solid Waste and Shredding Events to occur. Dates, times and locations will be posted on the Recycle Coach app. They discussed the Plastic Bag Bill that Governor Murphy had signed, with the effective date of May 4th, 2022. With details being written the County Odor complaints remained low. 2G Waterworks, a Class B recycling facility, gave a PowerPoint presentation for their application of a new location in Old Bridge.

With regard to Shade Tree the final remote meeting was held on December 10th. Received 8 new communications that various members either looked at or said they would go to look at status of the trees. The 9 previous locations from November's meeting, that were carried over for inspection, were each individually addressed. Recommendations and the solution for each one was discussed. A resident that demolished a home on Shearn Drive and will be rebuilding requested removal of the Maple tree, as they intend to install a new gas line and removing the tree would be beneficial for the Project. In addition, removal of the small overgrown Hemlocks on the right of way were discussed. Commission agreed to the removal of the trees discussed in 2021, and replant 2 new trees at that time.

Shade Tree Chairman attended the last Joint Land Use Board Meeting. He voiced his concern about the "woody plant material" at the Absolute Auto Site Project and requested the redeveloper increase this by 10% and when discussed with the developer, they agreed to this request. Chairman Bond also said that the dollar amount the Redevelopers are charged for tree replacement is much lower than surrounding communities, \$300 vs. an average of \$600. The Joint Land Use Board discussed increasing these fees in 2021.

The Shade Tree Commission is asking for \$43,000 in their budget for 2021, as they have expended their entire \$35,000 this year, and they did not do a spring or fall planting, therefore they would like to add the cost of planting 20 -25 trees in this year's budget. The present quote that was received for a new tree for 2020 was \$315.00 each.

ADMINISTRATOR'S REPORT**Administrator's Report
December 15, 2020**

The Borough Administrator discussed the following items:

1. Covid Closure update
2. Council meetings thru January will be virtual

3. Snow tomorrow: Borough will most likely be closing early on Wednesday and opening late on Thursday
4. DOT Construction Projects: 2019 going out to bid in January; 2020 being finalized - may go out to bid in January; Streetscape Project waiting for cost estimates and revised proposal;
5. There will be an Executive Session meeting called in January to go over many different items - easier than having Executive Sessions after each meeting virtually.

PRIVILEGE OF THE FLOOR

Mayor Madden opened the public portion of the meeting and the Borough Clerk received the following comments:

Dave Polakiewicz, 240 Hazelwood Ave.

- Tomorrow, Wednesday December 16, 2020, is the one-year anniversary of ex-mayor DiMura's indictment. Do you have any comment on his guilty plea last August.
 - What's been the most difficult aspect of governing in the wake of his indictment.
- Mayor Madden responded to all questions from the public that were emailed to the Borough Clerk.

Mayor Madden then recessed the meeting for 5 minutes to allow the public to email any additional questions and/or comments to the Borough Administrator to discuss during the privilege of the floor. A motion was made by Councilman Mikolajczyk and seconded by Councilman Eodice.

After the recess Mayor Madden addressed the Borough Administrator regarding any additional questions and/or comments she may have received during the 5 minute recess. Borough Administrator Karrow indicated that she did receive the comment below:

Dave Polakiewicz, 240 Hazelwood Ave.

- A few meetings ago, Councilman Eodice proposed the appointing of an Environmental Commission. Is that going to happen in 2021? If not, why not?
- Any thoughts given to requesting an informal presentation or discussion with Bound Brook officials on their redevelopment timetable? I've seen a projection of 2,700 potential new residential units there. I've also heard the Queens Bridge into South Bound Brook might be closed in 2021 or 2022 for an upgrade. Their redevelopment and the potential bridge closing will likely impact traffic in Middlesex. Shouldn't the council and/or LUB hear what's coming?

Mayor Madden responded to the questions from Mr. Polakiewicz.

Seeing that there were no further comments, Mayor Madden closed the Public Portion of the Meeting.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

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

The Borough Clerk read the following resolution:

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

RESOLUTION 253-2020

APPROVAL OF THE INTERLOCAL HEALTH SERVICES CONTRACT WITH MIDDLESEX COUNTY EFFECTIVE JANUARY 1, 2021 - DECEMBER 31, 2022 - *Item Removed from Consent*

The Governing Body hereby authorizes the Mayor and Borough Clerk to execute the Public Health Interlocal Services Contract with the County of Middlesex to provide health services effective January 1, 2021 - December 31, 2022.

RESULT:	TABLED BY CONSENT VOTE [UNANIMOUS]	Next: 1/5/2021 7:00 PM
MOVER:	Jack Mikolajczyk, Council President	
SECONDER:	Jeremiah Carnes, Councilman	
AYES:	Mikolajczyk, Carnes, Eodice, Flood, Quinn, Rex	

The Borough Clerk read the following resolution:

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

RESOLUTION 280-2020

AUTHORIZING THE REFUND OF 4TH QUARTER, 2020 TAXES ON BLOCK 239.01, LOT 4 IN THE AMOUNT OF \$2,247.79

WHEREAS, double payment was sent in error via WIRE and check for Block 239.01 Lot 7 for 4th Qtr. 2020 in the amount of \$2,247.79, and;

WHEREAS, homeowner of property remortgaged, and the first payment in the amount of \$2,247.79 was received and posted on 10/19/2020, and:

WHEREAS, the second payment in the amount of \$2,247.79 was received and posted on 11/3/2020, and;

WHEREAS, the first mortgage company has requested a refund for the error in the duplicate payment, and;

WHEREAS, the property owner is entitled to a refund via the mortgage company, and;

NOW THEREFORE, a check in the amount of \$2,247.79 should be made payable to:

New Jersey Escrow & Settlement Corporation
PO Box 7422
Shrewsbury, NJ 07702

The Borough Clerk read the following resolution:

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

RESOLUTION 281-2020

**APPOINTING JACK COSTA AS OEM DIRECTOR EFFECTIVE DECEMBER 15, 2020 -
DECEMBER 31, 2020**

The Governing Body hereby appoints Jack Costa as OEM Director effective December 15, 2020 - December 31, 2020.

The Borough Clerk read the following resolution:

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

RESOLUTION 282-2020

**APPOINTING OEM OPERATIONS MEMBERS EFFECTIVE DECEMBER 15, 2020 -
DECEMBER 31, 2020**

The Governing Body hereby appoints OEM Operations Members effective December 15, 2020 - December 31, 2020.

Jack Costa- Director
Barbara Bensen
Stephen Bird
Jorge Camacho
James Green
Alan Kriney
Claudia Palermo
Juan Pereira
Lee Poandl
Monique Sasso
Antonio Sasso
Arthur Sullivan
Stuart Teitelbaum

The Borough Clerk read the following resolution:

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

RESOLUTION 283-2020

**APPOINTING OEM AUXILIARY MEMBERS EFFECTIVE DECEMBER 15, 2020 -
DECEMBER 31, 2020 - *Item Removed from Consent***

The Governing Body hereby appoints OEM Auxiliary Members effective December 15, 2020 - December 31, 2020.

Kenneth Burd
Eileen Camacho
Jeremiah Carnes
Karen Casale
Ronald Franks
Linda Gonzalez
James Johansen

Sean Kaplan
Nicholas Lally
Debra May
Courtney Poandl
Bruce Hagerman
Rae Quast

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

The Borough Clerk read the following resolution:

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

RESOLUTION 284-2020

**APPOINTING OEM CERT TEAM MEMBERS EFFECTIVE DECEMBER 15, 2020 -
DECEMBER 31, 2020**

The Governing Body hereby appoints OEM Cert Team Members effective December 15, 2020 - December 31, 2020.

Katelyn Carmona
Mara Dunsavage
Eden Gill
Ethan Gill
Nicole Giraldo Casca
Paige Hendricks
Anna Hommas
James Killeen
Kara Krivanos
Maggie Kyryczenko
Isabel Martinez
Steven Montecinos
Abegail Nunez
Maggie Schneider
Larry Poandl
Evelyn Swalina
Susan Poandl
Michell Mergara
Amanda Warner
Abigail Wasielewski
Emily Zegarra

The Borough Clerk read the following resolution:

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

RESOLUTION 285-2020

RESCINDING RESOLUTION #274-2020, ADOPTED NOVEMBER 24, 2020 FOR MR. FRANK CASUSO, BLOCK 284, LOT 10 IN THE AMOUNT OF \$250.00 FOR A SENIOR DEDUCTION AS IT WAS ENTERED IN THE WRONG CALENDAR YEAR

The Governing Body hereby rescinds Resolution # 274-2020, adopted November 24, 2020 for Mr. Frank Casuso, Block 284, Lot 10 in the amount of \$250.00 for a Senior Deduction as it was entered in the wrong calendar year.

The Borough Clerk read the following resolution:

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

RESOLUTION 286-2020

RESCINDING RESOLUTION #275-2020, ADOPTED NOVEMBER 24, 2020 FOR MR. FRANK CASUSO, BLOCK 284, LOT 10 IN THE AMOUNT OF \$250.00 FOR A VETERAN DEDUCTION AS IT WAS ENTERED IN THE WRONG CALENDAR YEAR

The Governing Body hereby rescinds Resolution # 275-2020, adopted November 24, 2020 for Mr. Frank Casuso, Block 284, Lot 10 in the amount of \$250.00 for a Veteran Deduction as it was entered in the wrong calendar year.

The Borough Clerk read the following resolution:

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

RESOLUTION 287-2020

APPROVING THE PURCHASE AND INSTALLATION OF AN AVAYA IP OFFICE PHONE SYSTEM INCLUDING A 4-YEAR MAINTENANCE CONTRACT FROM HUNTER TECHNOLOGIES, WALL TOWNSHIP, NJ IN AN AMOUNT NOT TO EXCEED \$75,381.06

WHEREAS, the Borough of Middlesex wishes to purchase and installation of a Avaya IP Office Phone System from an authorized vendor under New Jersey State Contract; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

WHEREAS, Hunter Technologies, 1709 Route 34, Suite 3, Wall Twp., NJ is an authorized dealer of under New Jersey State Contract # A80802; and,

WHEREAS, the actual cost for the purchase and installation of the said Avaya IP Office Phone System, including a 4-year maintenance contract is expected not to exceed \$75,381.06; and,

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

are hereby authorized to purchase a Avaya IP Office Phone System from Hunter Technologies in the amount of \$75,381.06.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies funds are available in the 2020 IT Capital Budget, account number C-04-20-002-000-090 in the amount of \$75,381.06.

Caroline Benson, Treasurer

The Borough Clerk read the following resolution:

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

RESOLUTION 288-2020

APPROVAL TO ADVANCE PATROLMAN SCOTT MULFORD TO PATROLMAN CLASS "B" AT AN ANNUAL SALARY OF \$104,678 EFFECTIVE DECEMBER 29, 2020

WHEREAS, Police Officer Scott Mulford is eligible for advancement in grade pursuant to Article XV of the Police Department Ordinance; and

WHEREAS, On December 7, 2020 Chief Geist recommended Police Officer Scott Mulford be advanced in grade.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that Police Officer Scott Mulford be and is hereby advanced in grade to Patrolman Class "B" effective December 29, 2020 at an annual salary of \$104,678.

The Borough Clerk read the following resolution:

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

RESOLUTION 289-2020

APPROVAL TO ADVANCE PATROLMAN BRYAN RODRIGUES TO PATROLMAN CLASS "C" AT AN ANNUAL SALARY OF \$94,994 EFFECTIVE DECEMBER 14, 2020

WHEREAS, Police Officer Bryan Rodrigues is eligible for advancement in grade pursuant to Article XV of the Police Department Ordinance; and

WHEREAS, On December 7, 2020 Chief Geist recommended Police Officer Bryan Rodrigues be advanced in grade.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that Police Officer Bryan Rodrigues be

and is hereby advanced in grade to Patrolman Class "C" effective December 14, 2020 at an annual salary of \$94,994.

The Borough Clerk read the following resolution:

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

RESOLUTION 290-2020

**BASED UPON THE REVIEW OF THE BOROUGH ENGINEER, THE TAX COLLECTOR IS
AUTHORIZED TO WAIVE AND/OR ADJUST SEWER ACCOUNTS TO PROPERTY
OWNERS THAT HAVE SUBMITTED THE PROPERTY PAPERWORK AND WERE
DETERMINED TO BE ENTITLED TO A REFUND**

WHEREAS, an appeal process for 2019 sewer billing has been established; and

WHEREAS, required paperwork was submitted by the property owner(s) to file an appeal;
and

WHEREAS, payment is required in order to appeal, and;

WHEREAS, upon reviewing submitted paperwork, these appeals were determined by the
Borough Engineer to be adjusted or granted; and

WHEREAS, the appeals that are granted or adjusted are entitled to a refund, and;

NOW THEREFORE, the Tax Collector is hereby authorized to waive and /or adjust the
following sewer accounts:

Block/Lot: 86.02/23

Original Amount: \$397.86

Adjusted Amount:

Waived Amount: \$397.86

Refund Amount: \$400.69

Block/Lot: 117/13

Original Amount: \$83.76

Adjusted Amount:

Waived Amount: \$83.76

Refund Amount: \$83.76

Block/Lot: 72/3.04

Original Amount: \$188.46

Adjusted Amount:

Waived Amount: \$188.46

Refund Amount: \$188.46

Block/Lot: 188/7

Original Amount: \$136.11

Adjusted Amount:

Waived Amount: \$136.11

Refund Amount: \$136.11

Block/Lot: 4.01/8

Original Amount: \$94.23

Adjusted Amount:

Waived Amount: \$94.23

Refund Amount: \$94.23

Block/Lot: 86.06/6

Original Amount: \$806.19

Adjusted Amount:

Waived Amount: \$806.19

Refund Amount: \$806.19

Block/Lot: 109/8

Original Amount: \$3256.17

Adjusted Amount:

Waived Amount: \$3256.17

Refund Amount: \$3256.17

Block/Lot: 42/5

Original Amount: \$4156.59

Adjusted Amount: \$2738.78

Waived Amount:

Refund Amount: \$1417.81

Block/Lot: 320/1.01

Original Amount: \$376.92

Adjusted Amount:

Waived Amount: \$376.92

Refund Amount: \$376.92

Block/Lot: 113/6.01

Original Amount: \$1769.43

Adjusted Amount:

Waived Amount: \$1769.43

Refund Amount: \$1769.43

Block/Lot: 290/1

Original Amount: \$51,385.02

Adjusted Amount: \$35,969.51

Waived Amount:

Block/Lot: 97/4

Original Amount: \$188.46

Adjusted Amount:

Waived Amount: \$188.46

The Borough Clerk read the following resolution:

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

RESOLUTION 291-2020

**AUTHORIZING THE 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 July through December 2020, as follows:

Anello, John	\$867.60	James L Benson	\$687.60
108 Howard Ave		445 Harris Ave	
Middlesex, NJ 08846		Middlesex, NJ 08846	
Patricia A Benson	\$867.60	Archie J Blood Jr	\$578.40
445 Harris Ave		54 Lincoln Ave	
Middlesex, NJ 08846		Barnegat, NJ 08005	
Margie L Blood	\$629.40	Cynthia Chomen	\$867.60
54 Lincoln Ave		10 Oswego Ave	
Barnegat, NJ 08005		Middlesex, NJ 08846	
Anthony Cole	\$867.60	Susan Cole	\$867.60
246 Oak Dr		246 Oak Dr	
Middlesex, NJ 08846		Middlesex, NJ 08846	
Dorothy Coren	\$663.00	Joseph Coren	\$1,069.80

20 Mead Ave Middlesex, NJ 08846		20 Mead Ave Middlesex, NJ 08846	
DeVuyst, Debra 272 Johnnycakes Dr Naples, FL 34110-1312	\$144.60	John Fuhrmann 38 Whitney Dr Middlesex, NJ 08846	\$813.00
Sheila Fuhrmann 38 Whitney Dr Middlesex, NJ 08846	\$813.00	John Giuliano 339 Second St Middlesex, NJ 08846	\$578.40
John A Haverstick 771 County Rt 16 Mexico, NY 13114-3193	\$867.60	Judith Lynch 359 Market St Middlesex, NJ 08846	\$609.00
Thomas Lynch 359 Market St Middlesex, NJ 08846	\$524.50	Charlie Nash 13 Homestead Terrace Scotch Plains, NJ 07076	\$783.00
Jerome Nowak 6544 North Kennedy Ave Fresno, CA 93720	\$578.40	Arthur Roberts 305 Harris Ave Middlesex, NJ 08846	\$578.40
Erica Schaefer 58 Joe-Ent Rd Flemington, NJ 08822	\$629.40	Jerry Schaefer 58 Joe-Ent Rd Flemington, NJ 08822	\$629.40
Maureen Schaefer 58 Joe-Ent Rd Flemington, NJ 08822	\$813.00	Charles Sebastian 512 Clinton Ave Middlesex, NJ 08846	\$768.00
James Tolomeo 45 Myrtle Ct Whitehouse Station, NJ 08889	\$629.40	Rita Wahler 16 Fitzsimmons Ave Middlesex, NJ 08846	\$599.40
Roger Wahler 16 Fitzsimmons Ave Middlesex, NJ 08846	\$629.40		

The Borough Clerk read the following resolution:

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

RESOLUTION 292-2020

**AUTHORIZING THE TREASURER TO REMIT THE CONDO REIMBURSEMENTS FOR
2020**

The Treasurer is hereby authorized to remit the Condo Reimbursements for 2020 to the following:

Gramercy Gardens	\$ 6,440.83
Midatlantic Property Mgmt	
315 Raritan Avenue	
Highland Park, NJ 08904	

Foxhall Condo Association	\$ 7,020.32
Attn: Sheila Paciullo, Manager	
PO Box 233	
Middlesex, NJ 08846	

Hanover Square Condo Association	\$ 5,328.25
Alliance Property Management	
PO Box 2207	
Morrestown, NJ 07962-2207	

Wilton Avenue	\$ 3,064.17
99 Wilton Ave	
Middlesex, NJ 08846	

Middlesex Village Condo Association	\$ 22,898.50
C/O Regency Management Group	
35 Clyde Road, Suite 102	
Somerset, NJ 08873	

The Borough Clerk read the following resolution:

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

RESOLUTION 293-2020

AUTHORIZING THE CANCELLING OF IMPROVEMENT AUTHORIZATIONS

WHEREAS, there are certain improvement authorizations that were funded in total or in part by proceeds of bonds issued, grants awarded or through the utilization of Capital Surplus, and

WHEREAS, there are unexpended balances of aforementioned improvement authorizations and no further expenditures will be disbursed from said authorizations.

THEREFORE BE IT RESOLVED, that the attached listing of balances of improvement authorizations be cancelled and credited to either the Capital Surplus or to reduce the Grants Receivable, as appropriate.

Ordinance #	Improvement Description	Ordinance Date	Original Authorized Amount	Total Cancellations	Capital Surplus	Grants Receivable
1611-04	Sanitary Sewer Improvements	7/13/2004	\$1,800,000.00	\$176,527.28	\$94,239.28	\$82,288.00
1687-06	2016 Various Improvements	10/20/2006	\$1,358,900.00	\$3,075.53	\$3,075.53	\$0.00
1818-12	2012 Various Improvements	8/28/2012	\$1,116,450.00	\$40,026.91	\$38,585.34	\$1,441.57
1842-13	Fairview Ave Improvements	8/27/2013	\$380,000.00	\$64,062.83	\$53,424.53	\$10,638.30
1879-15	2015 Various Improvements	7/19/2015	\$1,176,500.00	\$224,626.24	\$224,626.24	\$0.00
				\$508,318.79	\$413,950.92	\$94,367.87

The Borough Clerk read the following resolution:

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

RESOLUTION 294-2020

AUTHORIZING THE CANCELLING OF UNEXPENDED 2020 BUDGET APPROPRIATIONS

The Chief Financial Officer is hereby authorized to cancel unexpended balances from the 2020 Current Budget Appropriations in the amount of \$340,000.00. The appropriations are as follows:

Budget Account Title	Amount
Administration - S/W	\$5,000.00
Municipal Clerk - S/W	\$20,000.00
Joint Land Use Board - S/W	\$10,000.00
Police Department - S/W	\$50,000.00
Police Department - S/W Court Overtime	\$15,000.00
Police Department - S/W Overtime	\$40,000.00
Group Insurance	\$150,000.00
Roads Department - S/W	\$40,000.00
Solid Waste - S/W	\$15,000.00

Medical Transportation - S/W	\$5,000.00
Senior Bus Transportation - S/W	\$20,000.00
Recreation - S/W	\$20,000.00
	\$390,000.00

The Borough Clerk read the following resolution:

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

RESOLUTION 295-2020

AUTHORIZING SPECIAL ITEMS OF REVENUE AND APPROPRIATION FROM THE CARES ACT IN THE AMOUNT OF \$59,665.50

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex, County of Middlesex, hereby requests that the Director of Local Government Services approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$59,665.50, which item is now available as a revenue from the Coronavirus Aid, Relief & Economic Security (CARES) Act in the amount of \$59,665.50;

BE IT FURTHER RESOLVED that the like sum of \$59,665.50 is hereby appropriated under the caption of "CARES Act"; and

BE IT FURTHER RESOLVED that the above is a result of a Federal & State Grant of \$59,665.50 from the CARES Act Reimbursement Program.

The Borough Clerk read the following resolution:

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

RESOLUTION 296-2020

THE GOVERNING BODY APPROVE THE ANIMAL CONTROL SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF FRANKLIN FOR A THREE-YEAR PERIOD BEGINNING JANUARY 1, 2021 - DECEMBER 31, 2023

WHEREAS, the Borough of Middlesex, County of Middlesex is in need of Animal Control Services; and

WHEREAS, the Borough of Middlesex and the Township of Franklin's Shared Service

Agreement expires on December 31, 2020 and both municipalities desire to renew the Animal Control Shared Services Agreement per N.J.S.A. 40A:65-1 et seq. for a three-year period beginning January 1, 2021 and ending December 31, 2023; and

WHEREAS, The Borough of Middlesex and the Township of Franklin recognize that a sharing of said services would result in a cost savings for the taxpayers in each municipality; and

WHEREAS, the Borough of Middlesex shall pay the Township of Franklin an annual contract fee of \$33,463.00 for 2021 with a 2% increase on January 1 of each consecutive year throughout the agreement period.

WHEREAS, the Township of Franklin shall be the Lead Agency for the Shared Services Agreement and will maintain any needed records to reflect the terms of the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Middlesex, County of Middlesex, State of New Jersey, that the Mayor is hereby authorized to execute a Shared Service Agreement with the Township of Franklin for the purpose of Animal Control Services and the Borough Clerk is to attest to the Agreement.

NOW, FURTHER BE IT RESOLVED, that a certified copy of this resolution, together with a copy of the Shared Services Agreement, shall be forwarded to the Township of Franklin.

The Borough Clerk read the following resolution:

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

RESOLUTION 297-2020

**AMENDING SECTION 3.E SICK LEAVE POLICY AND SECTION 4.D PAYDAY;
TIMESHEETS IN THE MIDDLESEX BOROUGH PERSONNEL POLICY**

WHEREAS, the Borough Administrator has recommended amendments to the 2020 Middlesex Borough Personnel Policy Policies and Procedures dated January 1, 2020; and

WHEREAS, In Section 3.E. Sick Leave Policy should be amended to change the first line in Paragraph 6 to state "Employees absent on sick leave for **three (3)** consecutive working days must submit a doctor's verification of illness or injury"; and

WHEREAS, In Section 4.D. Payday; Timesheets the first paragraph which states "**Payday shall be bi-monthly. If payday falls on a holiday or weekend, the payday shall be the last working day before such holiday or weekend.**" should be removed.

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

1. The Governing Body hereby approve the above changes in Section 3.E. Sick Leave Policy and Section 4.D Payday; Timesheets as stated above.
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 298-2020

**AUTHORIZING THE GOVERNING BODY TO ACKNOWLEDGE THE CHANGE IN
STATUS FOR CERTAIN PROPERTIES UNDER THE SENIOR CITIZEN/ DISABLED
PERSON/ VETERAN TAX DEDUCTIONS**

WHEREAS, certain Senior Citizens/Disabled Persons/Veterans were the owners of property in the Borough of Middlesex for the year 2019, and

WHEREAS, once property is sold the deduction is to be removed and/or prorated to new owner; and

WHEREAS, the property has a recorded sale date of 9/3/2020, and;

THEREFORE, the Tax Collector has disallowed the following Senior Citizen/Disabled Person/Veteran deduction for the 2020 year totaling \$81.51.

Name: Danyov, Nancy
Block/Lot: 262/1.01/C0039
Amount: \$81.51
Reason: Sale of property 9/3/2020
Year: 2020

The Borough Clerk read the following resolution:

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

RESOLUTION 299-2020

**AWARDING THE CONTRACT FOR HEATING AND AIR CONDITIONING
PREVENTATIVE MAINTENANCE SERVICES TO ROAN AND KING, INC. OF
GREENBROOK, NEW JERSEY FOR 2021**

WHEREAS, request for quotes were solicited on November 30, 2020 for Heating and Air Conditioning Preventative Maintenance Services for Middlesex Borough facilities;

WHEREAS, two (2) quotes was received, vendors listed below:

Supreme	Roan and King Inc.
257 Wagner Street	139 Jefferson Avenue
Middlesex, NJ 08846	Greenbrook, NJ 08812
\$12,020.00	\$10,500.00

WHEREAS, Roan and King, Inc., Greenbrook, NJ is the lowest responsive, responsible vendor;

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

1. Based upon the recommendation of the Department of Public Works and Purchasing Agent, the governing body hereby awards the contract for Heating and Air conditioning Preventative Maintenance Services for a (1) year contract beginning January 1, 2021 and ending December 31, 2021.

NOW FURTHER BE IT RESOLVED, funds in an amount not to exceed \$10,500.00 will be allocated from the 2021 Operating Budget.

Caroline Benson, Treasurer

The Borough Clerk read the following resolution:

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

RESOLUTION 300-2020

APPROVING NAJARIAN ASSOCIATES TO PREPARE A FLOOD HAZARD OVERLAY MAP FOR MIDDLESEX BOROUGH IN AN AMOUNT NOT TO EXCEED \$800.00

The Governing Body approves the proposal from Najarian Associates for the preparation of a Flood Hazard Overlay Map for Middlesex Borough, which will allow the Borough's floodplain managers to determine whether a particular building/property is located within a FEMA Special Flood Hazard Area. The cost for this Flood Hazard Overlay Map is not to exceed \$800.00.

The CFO certifies that funds in an amount not to exceed \$800.00 are available in Account No. 0-01-21-187-000-138

Caroline Benson, Acting CFO

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 301-2020

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, Eodice, Flood, Quinn, Rex

AGENDA WORKSHOP ITEM

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

EXECUTIVE SESSION

ADJOURNMENT

The Reorganization Meeting will be January 5, 2021

Respectfully yours,

Borough Clerk