



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 29, 2021

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 James Eodice
Councilman Jeremiah Carnes
Councilwoman Amy Flood
Councilman Jack Mikolajczyk
Councilman Martin Quinn
Councilman Douglas Rex

Also Present:

Marcia Karrow Administrator
Christopher Corsini Borough Attorney

Others Absent:

2. Mayor Madden amended the agenda to add Resolution #206-2021 to the Consent Agenda

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

PRESENTATIONS

Representatives of Living Emerald met with Mayor Madden, the Borough Administrator and Attorney Corsini prior to the meeting. They briefly attended the Council Meeting and Mayor Madden introduced Mr. Kassirer, the new property owner of the Lofts, along with Mr. David Wolfe, Esq. and Azriel Ostrow, CFO of Living Emerald. Mr. Kassirer stated that he was pleased to do business in this town and looks forward to a long-term relationship in the borough. He also stated that he would love to make the borough proud and that he would be paying his taxes on time every quarter.

The Mayor and Council welcomed Living Emerald to Middlesex Borough.

APPOINTMENTS

PROCLAMATIONS

ORDINANCE(S) FOR INTRODUCTION

Borough Clerk Linda Chismar read ordinance 2038-21 by title:

ORDINANCE 2038-21

AN ORDINANCE AMENDING CHAPTER 129 (PET WASTE), CHAPTER 264 (LITTERING), AND CHAPTER 354 (STORM DRAINS) TO CONFORM TO NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION REQUIREMENTS

WHEREAS, as part of the New Jersey Department of Environmental Protection (NJDEP) Municipal Stormwater General Permit issued to municipalities on a yearly basis, each municipality is required to make certain changes to its ordinances; and

WHEREAS, the Borough Council of the Borough of Middlesex has reviewed the required changes from the NJDEP in conjunction with the Borough Engineer and Borough Attorney and has determined to amend the ordinance accordingly; and

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey that Chapters 129 (Pet Waste), 264 (Littering), and 364 (Storm Drains) of the Borough Code be amended as follows (additions are indicated thusly and deletions ~~thusly~~):

Section I

A new Chapter 129-32.1 is hereby created as follows:

Chapter 129-32.1. Information on Pet Waste Disposal to be Distributed with License

Information on the Pet Waste Ordinance and the benefits of proper disposal of pet waste shall be distributed with pet licenses.

Section II

Chapter 264-1 is hereby amended as follows:

§ 264-1 Definitions; word usage.

For the purpose of this chapter, the following terms, phrases, words and derivations shall have the meanings given herein. When not inconsistent with the context, words used in the present tense shall include the future; words used in the plural number include the singular number; and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

BOROUGH

The Borough of Middlesex in the County of Middlesex and State of New Jersey.

FILL MATERIAL

Includes all materials used for landfill and/or road-construction purposes, including industrial scraps, sand, gravel, macadam and concrete products (new or broken up), topsoil and other materials as may be approved by the Middlesex Borough Board of Health.

GARBAGE

The putrescible, animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

LITTER

~~Garbage, refuse and rubbish, as defined herein, and all other waste materials which, if thrown, deposited or blown, tend to create a danger to public health, safety and welfare.~~ Any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

LITTER RECEPTACLE

A container suitable for the depositing of litter.

PERSON

~~Any person, firm, partnership, association, corporation, company or organization of any kind.~~ Any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

PUBLIC PLACE

Any and all streets, sidewalks, alleys or other public ways, and any and all public parks, squares, spaces, grounds and buildings within the Borough.

REFUSE

Any putrescible solid wastes, including garbage, rubbish, ashes, street cleanings, dead animals, scrap metal, machinery, any solid market or industrial waste.

RUBBISH

Nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as paper wrappings, cigarettes, cardboard, tin cans, grass, glass, bedding, crockery, building materials and similar other waste materials.

SIDEWALK

Includes that land between the curblineline and property line, whether or not the land has been improved with a hard surface.

Section III

Chapter 264-2 is hereby amended as follows:

§ 264-2 Littering prohibited; regulations.

No person shall throw or deposit or place, or cause to be blown or cause to be deposited or placed, upon any street, sidewalk or other public place within the Borough of Middlesex any litter, garbage, refuse or rubbish, except in a litter receptacle container, or as authorized under the rules and regulations of the Borough for regulating municipal garbage collection.

Section IV

Chapter 354-4 is hereby amended as follows:

§ 354-4 Design standard.

Storm drain inlets identified in § 354-3 above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this section, "solid and floatable materials" means sediment, debris, trash and other floating, suspended or settleable solids. For exemptions to this standard see Subsection C below.

A. Grates.

(1) Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:

(a) The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or

(b) A different grate, if each individual clear space in that grate has an area of no more than seven square inches, or is no greater than 0.5 inch across the smallest dimension.

(2) Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels and stormwater basin floors.

B. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven square inches, or be no greater than two inches across the smallest dimension.

C. This standard does not apply:

(1) Where the Municipal Engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;

(2) Where flows are conveyed through any device (e.g., end-of-pipe netting facility, manufactured treatment device or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:

(a) A rectangular space 4 5/8 inches long and 1 1/2 inches wide (this option does not apply for outfall netting facilities); or

(b) A bar screen having a bar spacing of 0.5 inch.

(3) Where flows are conveyed through a trash rack that has parallel bars with one-inch spacing between the bars; or

(4) Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

D. Retrofitting of Private Storm Drain Inlets.

Existing storm drain inlets which are in direct contact with repaving, repairing (excluding repair of individual potholes), reconstruction, resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), or alterations of facilities on properties not owned or operated by the municipality (except individual single family homes) shall be retrofitted to meet the standard of Attachment C of the most recent NJDEP Municipal Stormwater General Permit

Section V. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

Section VI. Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as required by law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 7/27/2021 7:00 PM
MOVER:	James Eodice, Council President	
SECONDER:	Jack Mikolajczyk, Councilman	
AYES:	Eodice, Carnes, Flood, Mikolajczyk, Quinn, Rex	

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

ADOPTION OF MINUTES

1. Approval of the June 18, 2021 Special Meeting Minutes

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

MAYOR'S REPORT

Mayor Madden stated that in consideration of the last meeting, he requested that anybody from the public that wishes to speak should keep in mind to use civility when there is discourse between the Council when approaching the dais.

COUNCIL MEMBER REPORTS

Council President Eodice

Council President Eodice made the following comments:
Swim Pool Commission met June 16th. Memberships are looking good.
Thank you everyone for your hard work and dedication.

Councilman Carnes

Councilman Carnes made the following comments:
Joint Land Use Board

During the Executive Session last meeting the Board was updated by our Board Attorney Bill Robertson, that the court had ruled in the Boards favor in a lawsuit with Advance Development who launched the lawsuit against the Board. The lawsuit was related to the Lincoln Park property. This whole ordeal was inherited from the previous administration, and I would like to thank our Board Chair Mike Conahan, our Boards Attorney and the rest of the Board members for battling to protect our small community from being taken advantage of. It was risky to let the judge decide the fate, but we were confident with the information that this was the best route for our community.

The next meeting will be on July 13, 2021 at the Rec Center, and the agenda will be posted in Borough Hall, on the Borough website and in the Courier Newspaper.
Culture and Heritage Committee

As you know, last meeting the Committee was seeking 50% from Council for their proposed project to meet the matching grants expectations. Thanks to Mr. Christopher Corsini's firm, Mr. Lenny Vidal, and Mr. & Mrs. Joe & Emily Descenza's generous donations we've met the halfway mark for the matching grants requirements. The rest is being worked on and very soon the town will see the fruits of this committees efforts. A small start to a big change in our community.
Middlesex Parks & Recreation Advisory Committee

Summer playground starts next week.

Photography Club starts July 13, 2021 5:30-6:30
It is not too late to sign up for the mission impossible program

Board of Ed

The School is out for the Summer.

Congratulations to the Blue Jays Baseball Team for winning the Championship, I've seen lots of love & support around town. What a great community to be a part of, well done Jays.

Redevelopment Committee

No updates

Councilwoman Flood

No report was given.

Councilman Mikolajczyk

Councilman Mikolajczyk made the following comments:

- With regard to the May Police report - We had 1660 calls for service with unfortunately 12 index crimes, which is the highest for the year. Our police department doing their usual excellent job was able to clear 75% of these.
- We had 280 motor vehicle summons issued for the month which is the highest for the year.
- I would encourage all of you to obey the local traffic laws.

Councilman Quinn

No report was given.

Councilman Rex

No report was given.

ADMINISTRATOR'S REPORT

**Administrator's Report
June 29, 2021**

- i. **Flood Management:**
- ii. **Update on Sewer Projects:**
 - i. **Phase I:**
 - a. **Phase 1 funding: manhole refurbishment**
 - b. **i-Bank (formerly EIT) funding reimbursement;**
 - c. **O&M Manual required by DEP**
 - ii. **Phase II: Pump Stations: We had no bids received on June 9th; it is being rebid with bids to be received on July 14**
 - iii. **Phase IV: Sewer Bypass**
- iii. **Update on Other Public Works Projects:**
 - i. **Streetscape Project**
 - ii. **2019 DOT: Fisher and Ashland:**
 - iii. **2020 DOT: Harris, Sherman, Chestnut, Hazelwood:**
 - iv. **2022 DOT: Hazelwood, Lonnabe Drive; Misty Lane**
 - v. **Mountain View Park: Garafalo Park**
 - vi. **Baekeland Avenue Reconstruction**

iv. Miscellaneous

- i. *Annual Report of the Borough**
- ii. *150 Lofts PILOT Payment Update, Certificate of Completion and Transfer - Paid in full**
- iii. *Meeting with Somerset Emergency Dispatch - Discussing outsourcing dispatching**
- iv. *3 Strikes You're Fined Ordinance - Introduce at the July 27, 2021 Meeting**
- v. *Lincoln Park Flag Dedication - July 11, 2021 at 9 AM**
- vi. *Summer Newsletter - Sent out**
- vii. *Hunterdon County Show Stage - Borough Administrator, DPW Superintendent and Director of Senior Services will view on July 9, 2021 to determine if they should bid on this stage that is scheduled to be auctioned between 7/12 - 7/16**
- viii. Sewer ordinance update**
- ix. John Sweeney Plaque/tree/resolution**
- x. Update on Federal Land Transfer, Municipal Building renovation and new DPW/OEM**

Mayor Madden stated that we have come full circle with the rental issue with the Lofts and it took a lot of financing and we stuck to our numbers. The Mayor mentioned that Caroline Benson led the charge, and he is not sure if the deal would have come through without her effort and determination.

PRIVILEGE OF THE FLOOR

Mayor Madden opened the public portion of the meeting. Seeing that there was no public participation, Mayor Madden closed the public portion of the meeting.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 186-2021**ACCEPTANCE OF STANDING REPORTS**

The Governing Body hereby accepts the following Reports itemized below:

1. Acceptance of the May, 2021 Police Report

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 187-2021

**APPROVAL FOR THE RESIDENTS OF 237 B STREET TO CONDUCT A BLOCK PARTY
ON B STREET BETWEEN MAPLE STREET AND WALNUT STREET ON JULY 3, 2021
BETWEEN THE HOURS OF 1 P.M. AND 8 P.M.**

WHEREAS, the residents of 237 B Street have requested to have a block party on B Street between Walnut Street and Maple Street on July 3, 2021 between the hours of 1 p.m. and 8 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 237 B Street to conduct a block party on B Street between Walnut Street and Maple Street on July 3, 2021 between the hours of 1 p.m. and 8 p.m.
2. This resolution shall take effect immediately.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 188-2021

**THE TAX COLLECTOR IS AUTHORIZED TO ISSUE TAX TITLE LIEN REDEMPTION'S
FOR BLOCK 291 LOT 38**

WHEREAS, pursuant to N.J.S.A. 54:5-54, a lien has 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 29th, 2021 and;

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

<u>Date of Sale:</u>	12/2/2020
<u>Block/Lot:</u>	291 / 38
<u>Amount:</u>	\$26,692.04
<u>Premium:</u>	\$4,100.00
<u>Certificate:</u>	19-00029
<u>Payable To:</u>	US Bank Cust/Pro Cap 8/ Pro Cap

50 South 16th St.
Suite 2050
Philadelphia, PA 19102

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 189-2021

**AUTHORIZING THE PURCHASE OF A SHARP MX-M7570 COPIER FOR THE
MUNICIPAL BUILDING IN THE AMOUNT OF \$11,278.00 EFFECTIVE IMMEDIATELY -**
Item Removed from Consent

WHEREAS, the Borough of Middlesex wishes to purchase a new Sharp MX-M7570 copier in the amount of \$11,278.00 for the Municipal Building to replace the outdated Savin 9060 copier; and

WHEREAS, the replacement parts for the Savin 9060 copier are not being manufactured and difficult to obtain; and

WHEREAS, the Purchasing Agent solicited quotes from three (3) vendors and there was one quote received:

- 1) Shore Business Solutions, Farmingdale, NJ, \$11,278.00; and

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 Purchasing Agent, the governing body hereby approves the purchase of the Sharp MX-M7570 copier for the Municipal Building, in the amount of \$11,278.00, effective immediately.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies that funds in an amount not to exceed \$11,278.00 are available in Account No. C-04-19-979-000-083.

Caroline Benson, Treasurer

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 190-2021**AUTHORIZING THE PURCHASING AGENT TO SELL SURPLUS VEHICLES ON AN ONLINE AUCTION WEBSITE**

WHEREAS, the Borough of Middlesex has determined that the property listed below is no longer needed for public use; and

WHEREAS, the Borough of Middlesex intends to utilize the online auction services of Municibid.com located at 2401 Walnut Street, Philadelphia, PA; and

WHEREAS, the sales are being conducted pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15. Sale dates to be determined; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Middlesex, County of Middlesex, State of New Jersey, that the Purchasing Agent is hereby authorized to sell the surplus personal property as indicated below on an online auction website entitled Municibid.com, 2401 Walnut Street, Philadelphia, PA; and

BE IT FURTHER RESOLVED, that the Auction for items shall be for a total of ten (10) days and all fees are to be paid for by the buyer as per the terms and conditions of the agreement entered into between Municibid.com and the Borough of Middlesex and are available at Municibid.com and in the office of the Purchasing Agent.

	Item	Approximate Mileage	VIN/Identification #
1	2014 Chevrolet Caprice	81,930	6G3NS5U26EL952356
2	2014 Chevrolet Caprice	75,595	6G3NS5U21EL951549
3	2014 Chevrolet Caprice	76,469	6G3NS5U28EL951595

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 191-2021**APPOINTING CARMEN MODICA AS THE BOROUGH'S QUALIFIED PURCHASING AGENT**

WHEREAS, the recent changes to the Local Public Contracts Law gave local contracting units the ability to increase their bid threshold up to \$44,000; and

WHEREAS, N.J.S.A. 40A:11-3A permits an increase in the bid threshold if a Qualified Purchasing Agent 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 as a Qualified Purchasing Agent; and

WHEREAS, Carmen Modica 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, the Borough of Middlesex desires to take advantage of the increased bid threshold.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Middlesex, in the County of Middlesex, in the State of New Jersey hereby increases its bid threshold to \$44,000; and

BE IT FURTHER RESOLVED, that the governing body hereby appoints Carmen Modica 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

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 192-2021

REIMBURSEMENT OF DOG LICENSE FEES IN THE AMOUNT OF \$10.00 TO NICOLE MEDORO, 1 RIVERVIEW DRIVE, APT A1, SOUTH RIVER, AND \$10.00 TO MIRA BHATIA, 120 NEILSON STREET, APT 214, NEW BRUNSWICK,

The Governing Body hereby approves the reimbursement fee for Dog Licenses to Ms. Nicole Medoro, 1 Riverview Drive, Apt a1, South River, New Jersey in the amount of \$10.00 and Ms. Mira Bhatia, 120 Neilson Street, Apt 214, New Brunswick, New Jersey in the amount of \$10.00.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 193-2021

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE HAZELWOOD AVE, LONANBE DR, MISTY LN IMPROVEMENTS PROJECT.

NOW, THEREFORE, BE IT RESOLVED that Council of Borough of Middlesex formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk and Colliers Engineering & Design are hereby authorized to submit an electronic grant application identified as MA-2022-Hazelwood Ave, Lonanbe Dr, Misty Ln -00362 to the New Jersey Department of Transportation on behalf of Borough of Middlesex.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Borough of Middlesex and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 194-2021

AUTHORIZING THE TREASURER TO PAY THE FULL ALLOWANCE OF \$75,033.32 TO SGT. JAMES BACON IN ACCORDANCE WITH THE PBA CONTRACT

The Mayor and Council hereby accept Sgt James Bacon's retirement effective August 1, 2021 and authorize the Treasurer to pay the full allowance of \$75,033.32 in accordance with the PBA Union Contract in the regular Borough payroll of July 30, 2021. The benefits include the following:

31.5 Days Vacation Time	\$ 15,102.67
480 Hours Compensatory Time	\$ 28,766.40
3 Months Terminal Leave	\$ 31,164.25
 TOTAL	 \$ 75,033.32

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 195-2021

**INCREASING KELSEY MEIXNER TO AN ANNUAL SALARY OF \$38,000 BASED UPON
HER COMPLETION OF THE "ADVANCED DUTIES OF THE MUNICIPAL CLERK"
CLASS**

WHEREAS, Kelsey Meixner has successfully completed the Advanced Duties of the Municipal Clerk Class; and

WHEREAS, as per Resolution 187-2020, adopted by the Governing Body on August 11, 2020, Kelsey Meixner is entitled to a \$500.00 increase for completion of each of the 5 Municipal Clerk classes; and

WHEREAS, Kelsey Meixner's annual salary will be increased to \$38,000 effective immediately.

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

1. Kelsey Meixner's salary is hereby increased to an annual salary of \$38,000, based upon her completion of the Municipal Clerk's Class "Advanced Duties of the Municipal Clerk"
2. This resolution shall take effect immediately.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 196-2021

**HIRING ANDREW POLLARA AS A PART TIME LABORER IN THE DEPARTMENT OF
PUBLIC WORKS EFFECTIVE JULY 6TH 2021**

The governing body hereby hires Andrew Pollara, Middlesex, NJ as a part time DPW Laborer effective July 6, 2021 at \$14.00 per hour, 28 hours per week, pending a satisfactory physical and background check.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 197-2021

RESIGNATION OF LESTER FONESCA FROM THE DPW EFFECTIVE JULY 1, 2021

The Governing Body hereby approves the resignation of Lester Fonseca from the DPW effective July 1, 2021.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 198-2021**AWARDING THE BID FOR THE JANITORIAL/CLEANING SERVICES FOR THE RECREATION/SENIOR BUILDING TO BUILDINGSTARS OPERATIONS, INC. FOR A ONE YEAR CONTRACT EFFECTIVE JUNE 1, 2021 THROUGH MAY 31, 2022 PENDING A SATISFACTORY BACKGROUND CHECK**

WHEREAS, request for quotes were received May 14, 2021, for Janitorial/Cleaning Services for the Recreation/Senior Building;

WHEREAS, there were four (4) quotes received, quotes listed below:

- 1) BK & J Spotless, LLC - \$1,150 monthly
- 2) Buildingstars Operations, Inc. - \$25.00 per hour / \$1,085 monthly
- 3) Maintenance Mart - \$27.47 per hour
- 4) Affordable Building Services - \$28.75 per hour

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 Purchasing Agent and the Public Works Department, the governing body hereby awards the bid for Janitorial/Cleaning Services for five (5) days per week to Buildingstars Operations, Inc. for a one (1) year contract beginning June 1, 2020 and ending May 31, 2022 pending a satisfactory background check.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies that funds in an amount not to exceed \$13,020 are available in Account No. 0-01-26-310-000-105.

Caroline Benson, Treasurer

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 199-2021**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR OUTSIDE EMPLOYMENT OF OFF-DUTY MUNICIPAL OFFICERS - *Item Removed from Consent***

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, LFN2000-14 provides for receipt of funds from third party contractors to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the Outside Employment of Off-Duty Municipal Officers are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Governing Body does hereby request permission of the Director of Local Government Services to pay expenditures of the Outside Employment of Off-Duty Municipal Officers under LFN 2000-14.
2. The Clerk of the Borough of Middlesex, County of Middlesex is hereby directed to forward two certified copies of this Resolution to the Director of Local Government Services.

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 200-2021

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR POLICE
CONFISCATED MONEY FUND - *Item Removed from Consent***

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from monies seized during Police Investigations are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Governing Body does hereby request permission of the Director of Local Government Services to pay expenditures, through return of seized money upon completed investigations, of the Police Confiscated Money Fund.
2. The Clerk of the Borough of Middlesex, County of Middlesex is hereby directed to forward two certified copies of this Resolution to the Director of Local Government

Services.

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 201-2021

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR STORM
RECOVERY TRUST FUND - *Item Removed from Consent***

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, NJSA 40A:4-62.1 provides for receipt of funds from monies budgeted for Storm Recovery for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the Storm Recovery Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Governing Body does hereby request permission of the Director of Local Government Services to pay expenditures of the Storm Recovery Trust Fund under NJSA 40A:62.1.
2. The Clerk of the Borough of Middlesex, County of Middlesex is hereby directed to forward two certified copies of this Resolution to the Director of Local Government Services.

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 202-2021**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR SENIOR ASSISTED TRANSPORTATION FUND - *Item Removed from Consent***

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from Senior Assisted Transportation are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Governing Body does hereby request permission of the Director of Local Government Services to pay expenditures of the Senior Assisted Transportation Fund.
2. The Clerk of the Borough of Middlesex, County of Middlesex is hereby directed to forward two certified copies of this Resolution to the Director of Local Government Services.

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 206-2021**HIRING OF SUMMER PLAYGROUND STAFF FOR 2021**

The Governing Body hereby approves the hiring of the 2021 Summer Playground Staff listed below and agrees to pay these employees the hourly rate indicated. The Summer Program is effective from July 6, 2021 - August 13, 2021.

<u>Names</u>	<u>Pay</u>
Kaylin Nepton	\$ 11.10
David Hendricks	\$ 11.10
Jack Smyth	\$ 11.10

Steven Heisch	\$ 11.10
Jeremy Jarvis	\$ 11.10
Zachary Chippendale	\$ 11.10
Declan Swain	\$ 11.10
Jaclyn DeShields	\$ 11.10
Chris Chismar	\$ 19.75

NON-CONSENT AGENDA/RESOLUTIONS

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 203-2021

APPROVAL OF AN AMENDMENT TO THE 2021 BUDGET

WHEREAS, the local municipal budget for the year 2021 was introduced on the 11th of May, and;

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

WHEREAS, it is desired to amend said introduced budget;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Middlesex, County of Middlesex, that the following amendments to the introduced budget of 2021 be made:

SWIM POOL UTILITY BUDGET

	FROM	TO
10. Dedicated Revenues - Swim Pool		
Surplus Anticipated	\$197,835.37	\$21,157.81
American Recovery Act	\$0.00	\$121,170.19
Total Swimming Pool Utility Revenues	\$518,035.37	\$462,528.00
	FROM	TO
11. Appropriations - Swim Pool Operating		
Deficit in Operations	\$55,507.37	\$0.00
Total Swimming Pool Utility Appropriations	\$518,035.37	\$462,528.00

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 204-2021

ADOPTION THE 2021 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:

\$13,334,453.56	for Municipal Purposes
\$ 570,459.02	Minimum Library Tax

Current Fund:

SUMMARY OF REVENUES

Surplus Anticipated	\$1,400,000.00
Miscellaneous Revenues Anticipated	\$5,163,346.03
Receipts from Delinquent Taxes	\$525,000.00
Amount to be Raised by Taxation	
for Municipal Purposes	\$13,334,453.56
Amount to be Raised by Taxation	
Minimum Library Tax	\$570,459.02
Total Revenues	\$20,993,258.61

SUMMARY OF APPROPRIATIONS

General Appropriations within "CAPS"	
Operations Including Contingent	\$13,008,545.00
Deferred Charges & Statutory	\$1,898,250.00
Expenditures	
General Appropriations Excluded from "CAPS"	

Operations	\$3,270,305.34
Capital Improvements	\$80,000.00
Municipal Debt Service	\$1,961,158.27
Deferred Charges - Municipal	\$0.00
Reserve for Uncollected Taxes	\$775,000.00

Total Appropriations **\$20,993,258.61**

Swim Pool Utility:

SUMMARY OF REVENUES

Surplus Anticipated	\$21,157.81
Rents (Memberships)	\$227,200.00
Miscellaneous	\$93,000.00
American Recovery Act	\$121,170.19

Total Revenues **\$462,528.00**

SUMMARY OF APPROPRIATIONS

Operations	\$370,000.00
Debt Service	\$78,528.00
Statutory Expenses	\$14,000.00

Total Appropriations **\$462,528.00**

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 29th day of June 2021. 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 2021 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 205-2021**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:	James Eodice, Council President
SECONDER:	Jack Mikolajczyk, Councilman
AYES:	Eodice, Carnes, Flood, Mikolajczyk, Quinn, Rex

AGENDA WORKSHOP ITEM

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

EXECUTIVE SESSION

ADJOURNMENT

The next Regular Meeting will be July 27, 2021

Respectfully yours,

Linda Chismar
Borough Clerk