



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

1200 Mountain Ave
Middlesex, NJ

Kathleen Anello
732-356-7400 x236
www.middlesexboro-nj.gov

Tuesday, August 14, 2018

7:00 PM

Municipal Building

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 Ron DiMura
Council Member Kevin Dotey
Council Member Dan Parenti
Council Member John Madden
Council President Robert Schueler
Council Member Jack Mikolajczyk

Council Member Sean Kaplan -- **Absent**

Also Present:

Brandon Goldberg Administrator
Aravind Aithal Attorney

Also in attendance: Brandon Goldberg, Administrator
Aravind Aithal, Attorney

PRESENTATIONS

APPOINTMENTS

PROCLAMATIONS

ORDINANCE(S) FOR INTRODUCTION

The Borough Clerk read ordinance 1948-18 by title:

ORDINANCE 1948-18

**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:

158-1 Certificate required for transfer of ownership of property.

Each time that there is a transfer of ownership of property located within the Borough of Middlesex or a change of use or a change of occupancy, the seller or purchaser of said property must obtain from the Construction Office of the Borough of Middlesex a Resale/Leased Certificate certifying that the property may be continued to be used as it is currently being used.

158-3 Inspection of premises.

Before a residential Resale/Leased Certificate shall be issued, the official inspector shall make a visual inspection of the premises to ensure that no life safety violations as per the checklist are present at the time of the 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 All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.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.

RESULT:	FIRST READING [UNANIMOUS]	Next: 8/28/2018 7:00 PM
MOVER:	John Madden, Council Member	
SECONDER:	Kevin Dotey, Council Member	
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk	
ABSENT:	Kaplan	

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

The Borough Clerk read ordinance 1946-18 by title:

ORDINANCE 1946-18

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN
CHAPTER 407, VEHICLES AND TRAFFIC; ARTICLE VIII, COMMERCIAL VEHICLES,
SECTION 407-22 TRUCKS RESTRICTED**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MIDDLESEX
THAT:**

Section 407-22 shall be amended to include the following street:

§ 407-22 Trucks restricted.

All trucks having a combined gross weight of vehicle plus load in excess of four tons are prohibited from traversing the following roadways except for the purpose of making pickups or deliveries along such roadways:

Sherman Avenue

This ordinance shall take effect upon final adoption and publication as required by law.

The Mayor opened up the Public Hearing on Ordinance 1946-18. Seeing that there was no public participation, Mayor DiMura closed the Public Hearing on Ordinance 1946-18.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

The Borough Clerk read ordinance 1947-18 by title:

ORDINANCE 1947-18

BOND ORDINANCE APPROPRIATING \$1,981,165 AND AUTHORIZING \$1,882,106 BONDS OR NOTES OF THE BOROUGH FOR VARIOUS CAPITAL IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

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

Section 1. The Borough Council of the Borough of Middlesex, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$1,981,165, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$99,059 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,981,165 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the

principal amount of \$1,882,106 pursuant to the Local Bond Law of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$1,882,106 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 the financing of which said obligations are to be issued are the following: (i) acquisition and installation of new software for the Municipal Clerk's office; (ii) acquisition of two inspector vehicles for the Construction Department; (iii) acquisition of various equipment, furniture and vehicles for the Police Department, including without limitation, 4 wheel drive vehicles, stainless steel shop table, dispatch center chairs, batteries of building ups unit, eotech signs, rifle slings, crime fighter beast management system, trailer, impact recovery stop road signs, CED taser with camera, and tool kit bags; (iv) acquisition of portable/mobile light towers and back up camera for Emergency Management; (v) acquisition of various equipment for the Fire Department, including without limitation, bunker gear, truck cap with pullout tray, fit test machine, and SCBA mask and bottles; (vi) acquisition of a variable message board and garbage trucks; (vii) improvement of Runyon Avenue; (viii) acquisition of brush hog attachment for Bob Cat; (ix) improvements of Mountainview Park; (x) acquisition of mower and lift gates for the Parks Department; (xi) acquisition of replacement equipment shed for the Recreation Department; (xii) various improvements to various Borough buildings, including without limitation, fencing for Sally Port, replacement of fire panels, painting and lighting, awnings, and signs; (xiii) cleaning of various streams; (xiv) mill and overlay for various roads in the Borough, including without limitation, curbing, sidewalk and related drainage improvements; and (xv) the acquisition, licensing and installation of various software and other IT for various Borough Departments, including for each of the foregoing all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$1,882,106.

(c) The estimated cost of said purposes is \$1,981,165, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor, if necessary, being the amount of the said \$99,059 down payment for said purposes.

Section 4. The following matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are each a property or improvement which the Borough may lawfully acquire or make as a general improvement, 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 said purposes, within the limitations of the Local Bond Law and taking into consideration the respective amounts of said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 9.88 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete electronic copy 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, and 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 for in this bond ordinance by \$1,882,106, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) Amounts not exceeding \$18,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law are included as part of the estimated costs of said improvements.

Section 5. Any funds from time to time received by the Borough as grants in aid of financing the improvements or purposes described in Section 3 of this bond ordinance shall be used for financing said improvements or purposes by application thereof either to direct payment of the costs of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the costs of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$1,882,106. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

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.

The Mayor opened up the Public Hearing on Ordinance 1947-18.

Rich Thomasey, 109 Greene Avenue questioned Section 3 noting of the equipment is very specific items and than there are others not so specific such as Various Roads and Mountainview Park. The Mayor stated Mountainview Park were items the council spoke about at previous meetings and put out to bid and approved at the last meeting.

Seeing that there was no further public participation, Mayor DiMura closed the Public Hearing on Ordinance 1947-18.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council Member
SECONDER:	Kevin Dotey, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

ADOPTION OF MINUTES

1. Approval of the July 17, 2018 Regular & Executive Session Meeting Minutes

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robert Schueler, Council President
SECONDER:	Kevin Dotey, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

MAYOR'S REPORT

REPORTS - STANDING COMMITTEES

Finance/Taxation/Real Estate/Insurance/Public Utilities

Fire/OEM/Rescue Squad

1. Accepting Joseph D. McCauley and Matthew Gould as Members of the Middlesex Fire Department

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Madden, Council Member
SECONDER:	Kevin Dotey, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

2. Approval of the June, 2018 Fire Chief Report & July Fire Report

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Madden, Council Member
SECONDER:	Kevin Dotey, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

Recreation/Recreation Fields/Swim Pool/Community Celebrations

Public Works/Buildings & Grounds/Recycling

Police/Legal/Code Enforcement & Zoning/Shade Tree/Construction/Municipal Court

1. Zoning/Code Enforcement Report April -June 2018

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

2. Police Council Committee Meeting Report

Police liaison, Councilman Mikolajczyk met with the police committee and the Police Chief Geist to go over the 2018 progress to the budget which are on track. They also discussed the 2019 police budget which included their future plans and needs. Councilman Mikolajczyk stated that a presentation will be coming from the police department some time in October.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

Administration/Department of Senior Services/Legislation/Licensing

PRIVILEGE OF THE FLOOR

Rich Thomasey, 109 Greene Avenue questioned (1) Resolution 190-2018 approving the MCUA Temporary Discharge Approval Application from the Pumping Services Site to the MCUA Central Treatment Plant via the Borough's Wastewater Collection System, (2) Resolutions 201-2018 through Resolution 204-2018 the process of advancing Police Officers, and (3) When leaving employment with the Borough is there any exit interview.

Bill Coyle, 145 Edgeworth questioned whether the work to be done in Mountainview Park be after the football season.

Rich Rutkowski, 211 Maple Street questioned (1) If there were any updates to televising the council meetings, (2) Read a letter with concerns regarding the Mayor's past while being the chairman of the democratic committee in Middlesex Borough and asked our the Borough Attorney, Aravind Aithal if he still feels he should be representing the Mayor.

Bob Edwards, 243 Hazelwood Avenue questioned the cost of fireworks and if there were any cost for carryover day., (2) Do we have any updates on the OLMV lease, (3) Resolution 2017-2018 is the \$15,000 HUD grant to be used in the existing senior center, and (4) What would be the use if we purchased 770 Bound Brook Road.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

The Borough Clerk read the following resolution:

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

RESOLUTION 184-2018

ACCEPTING THE RETIREMENT OF SCHOOL CROSSING GUARD MADELINE HAVET

The Mayor and Council hereby accepts the retirement of school crossing guard Madeline Havet effective immediately.

The Borough Clerk read the following resolution:

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

RESOLUTION 185-2018

HIRING OF ARIEL SIMMONDS AS A PART-TIME COURT CLERK

The Governing Body hereby hires Ariel Simmonds as a part-time clerk for the Municipal Court for 28 hours a week at \$15.00 per hour pending a satisfactory drug screening, driver's abstract, and background check effective August 20, 2018.

The Borough Clerk read the following resolution:

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

RESOLUTION 186-2018

WAIVING THE INSPECTIONS/FEEES FOR ARMY CORP. OF ENGINEERS FOR THE ACQUISITION OF CERTAIN PROPERTIES

The Governing Body hereby waives the inspections/fees for the Army Corp of Engineers for all properties being acquired for demolition related to the Greenbrook Flood Control Project.

The Borough Clerk read the following resolution:

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

RESOLUTION 187-2018

EXECUTING THE YARD WASTE RECYCLING & MARKETING SERVICES AGREEMENT WITH THE MCIA

Authorizing the Mayor and Borough Clerk to execute the Yard Waste Recycling & Marketing Service Agreement with the Middlesex County Improvement Authority commencing Sept. 1, 2018 through August 31, 2019.

The Borough Clerk read the following resolution:

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

RESOLUTION 188-2018

REFUND OF PAYMENT OF \$100 FOR A MASSAGE THERAPY LICENSE TO MS. LORI MOELLER OF INNERWORKS MASSAGE THERAPY

The Governing Body approves refunding Ms. Lori Moeller of Innerworks Massage Therapy, 495 Union Avenue, Middlesex, New Jersey the amount of \$100.00 for a Massage Therapist License.

The Borough Clerk read the following resolution:

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

RESOLUTION 189-2018

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX ACKNOWLEDGING THE CHANGE IN STATUS FOR CERTAIN PROPERTIES UNDER THE SENIOR CITIZEN/DISABLED PERSON TAX DEDUCTIONS

WHEREAS, certain Senior Citizens/Disabled Persons were the owners of property in the Borough of Middlesex on or before October 1, 2017, and

WHEREAS, said Senior Citizens/Disabled Persons did file their claims for the Senior Citizen/Disabled Person deduction with the proper official of the Borough of Middlesex, Middlesex County prior to December 31, 2017; and

WHEREAS, the Tax Collector has disallowed the following Senior Citizen/Disabled Person deduction for the 2018 year totaling \$878.76.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>	<u>Reason</u>	<u>Year</u>
Petiya, George & Tsukiko % Kukulski	10	21	\$133.56	Property Sold	2018-Prorated
Arevalo, Pedro	65	32	\$200.68	Property Sold	2018-Prorated
Ceccato, Michael J & Nicholson	158	38	\$160.27	Property Sold	2018-Prorated

M					
Smith, Payton D & Nemes, Morgan A & Donna	245	12	\$199.32	Property Sold	2018- Prorated
Vaccaro, Kenneth & Kathleen	196	37	\$184.93	Property Sold	2018- Prorated

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Middlesex, Middlesex County, that the Chief Financial Officer of the Borough of Middlesex, Middlesex County be instructed to post to the books the collection of taxes receivable as detailed.

The Borough Clerk read the following resolution:

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

RESOLUTION 190-2018

**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 191-2018

**SPECIAL ITEMS OF REVENUE AND APPROPRIATION - STATE ALCOHOL
ENFORCEMENT DWI PROGRAM**

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 2018 in the sum of \$2,196.97, which item is now available as a revenue from the State Alcohol Enforcement DWI Program in the amount of \$2,196.97;

BE IT FURTHER RESOLVED that the like sum of \$2,196.97 is hereby appropriated under the caption of "State Alcohol Enforcement DWI Program"; and

BE IT FURTHER RESOLVED that the above is a result of a State Grant of \$2,196.97 from the State Alcohol Enforcement DWI Program.

The Borough Clerk read the following resolution:

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

RESOLUTION 192-2018

**SPECIAL ITEMS OF REVENUE & APPROPRIATION - CLEAN COMMUNITIES GRANT
PROGRAM - *Item Removed from Consent***

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 2018 in the sum of \$26,175.56, which item is now available as a revenue from the Clean Communities Grant Program in the amount of \$26,175.56;

BE IT FURTHER RESOLVED that the like sum of \$26,175.56 is hereby appropriated under the caption of "Clean Communities Grant Program"; and

BE IT FURTHER RESOLVED that the above is a result of a State Grant of \$26,175.56 from the Clean Communities Grant Program.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

The Borough Clerk read the following resolution:

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

RESOLUTION 193-2018

SPECIAL ITEMS OF REVENUE & APPROPRIATION - MOTOR VEHICLE INSPECTION FINES

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 2018 in the sum of \$1,581.40, which item is now available as a revenue from the Motor Vehicle Inspection Fines in the amount of \$1,581.40;

BE IT FURTHER RESOLVED that the like sum of \$1,581.40 is hereby appropriated under the caption of "Motor Vehicle Inspection Fines"; and

BE IT FURTHER RESOLVED that the above is a result of a State Grant of \$1,581.40 from the Motor Vehicle Inspection Fines.

The Borough Clerk read the following resolution:

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

RESOLUTION 194-2018

SPECIAL ITEMS OF REVENUE & APPROPRIATION - MIDDLESEX COUNTY OFFICE OF AGING INFORMATION & ASSISTANCE GRANT

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 2018 in the sum of \$8,500.00, which item is now available as a revenue from the Middlesex County Office of Aging Information & Assistance Grant in the amount of \$8,500.00;

BE IT FURTHER RESOLVED that the like sum of \$8,500.00 is hereby appropriated under the caption of "Middlesex County Office of Aging Information & Assistance Grant"; and

BE IT FURTHER RESOLVED that the above is a result of a County Grant of \$8,500.00 from the Middlesex County Office of Aging Information & Assistance Grant.

The Borough Clerk read the following resolution:

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

RESOLUTION 195-2018

**RENEWAL OF JUNK YARD LICENSES FOR IMPORTICO SALVAGE CORP.,
ABSOLUTE AUTO TRUCK SALVAGE AND FALGI, INC.**

The application for renewal of Junkyard Licenses filed by Importico Salvage Corp., Absolute Auto Truck Salvage and Falgi, Inc. have been approved by the Police Department, Fire Official and Board of Health. The Borough Clerk is hereby authorized to issue the license in consideration of the fees which have been paid. These Licenses will expire on May 31, 2019.

The Borough Clerk read the following resolution:

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

RESOLUTION 196-2018

APPROVAL OF AMUSEMENT MACHINE LICENSES

The application for Amusement Machine Licenses, Pool Tables and Music Licenses, filed by the following establishments, which have been approved by the Chief of Police, be accepted, and the Borough Clerk is hereby authorized to issue the licenses upon receipt of the fees. This license is valid until May 31, 2019.

End Zone Lounge 425 Bound Brook Rd.	(2) Pool Table (1) Amusement Machine (1) Music Machine	\$350.00
Ferraro's Pizzeria & Pub 275 Lincoln Boulevard	(1) Music Machine	\$150.00
American Legion 707 Legion Place	(1) Amusement Machines (1) Music Machine (1) Pool Table	\$350.00
Tim Kerwin's Tavern 353 Bound Brook Rd.	(5) Amusement Machines (1) Music Machine	\$350.00
Ellery's Grill 701 Lincoln Boulevard	(3) Amusement Machines (1) Music Machine	\$350.00
TOTAL		\$1550.00

The Borough Clerk read the following resolution:

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

RESOLUTION 197-2018**REMOVE DENISE BIANCAMANO AS TAX COLLECTOR EFFECTIVE IMMEDIATELY**

The Governing Body hereby removes Denise Biancamano as Tax Collector for the Borough of Middlesex effective immediately.

The Borough Clerk read the following resolution:

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

RESOLUTION 198-2018**APPOINTING DARCY DELVECCHIO AS TAX COLLECTOR FOR THE BOROUGH OF MIDDLESEX EFFECTIVE IMMEDIATELY - *Item Removed from Consent***

The Governing Body hereby appoints Darcy DelVecchio as Tax Collector for the Borough of Middlesex effective immediately. The salary for this position will be determined at a later date.

Mayor DiMura congratulated Darcy DelVecchio in passing the Tax Collector's state test noting that she worked hard and commended her for this achievement.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Kevin Dotey, Robert Schueler
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

The Borough Clerk read the following resolution:

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

RESOLUTION 199-2018

DECLARING OEM EQUIPMENT SURPLUS

The Governing Body hereby declares the following OEM Equipment surplus:

#908	Portable Address System, NG
#901 - #905	Portable Radios & Chargers (traded into Tactical)
#873 - #875	Portable Radios & Chargers (traded into Tactical)
#885	Portable Radios & Chargers (traded into Tactical)
#882	Portable Radios & Chargers (traded into Tactical)
#877	Portable Radios & Chargers (traded into Tactical)
#862	Portable Radios & Chargers (traded into Tactical)
#869	Portable Radios & Chargers (traded into Tactical)
#888 - #891	Portable Radios & Chargers (obsolete due to frequency)
#906	Portable Radios & Chargers (obsolete due to frequency)
#876	Portable Radios & Chargers (obsolete due to frequency)
#883 - #884	Portable Radios & Chargers (obsolete due to frequency)
#871- #872	Portable Radios & Chargers (obsolete due to frequency)
#878 - #881	Portable Radios & Chargers (obsolete due to frequency)
#886 - #887	Portable Radios & Chargers (obsolete due to frequency)
#870	Portable Radios & Chargers (obsolete due to frequency)

#868	Portable Radios & Chargers (obsolete due to frequency)
#900	Portable Radios & Chargers (obsolete due to frequency)
#921 - #924	Portable Radios & Chargers (Replaced by New System)
#929	Portable Radios & Chargers (Replaced by New System)

The Borough Clerk read the following resolution:

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

RESOLUTION 200-2018

**REDEEMING TAX SALE CERTIFICATE #15-01850 IN THE AMOUNT OF \$32,585.28 FOR
BLOCK 291 LOT 38**

The Tax Collector is hereby authorized to issue a check in the amount of \$32,585.28 to redeem Tax Sale Certificate , #15-01850, Block 291 Lot 38, 121 William Street. Check is made payable to:

FWDSL & Associates LP
17 W Cliff Street
Somerville, NJ 08876

The Borough Clerk read the following resolution:

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

RESOLUTION 201-2018

**APPROVAL TO ADVANCE POLICE OFFICER ROBERT DANGLER TO POLICE
OFFICER CLASS "F"**

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

WHEREAS, On August 8, 2018 Chief Geist recommended Police Officer Robert Dangler 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 Robert Dangler be and is hereby advanced in grade to Police Officer Class "F" effective August 9, 2018 at an annual salary of \$62,914.00.

The Borough Clerk read the following resolution:

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

RESOLUTION 202-2018**APPROVAL TO ADVANCE POLICE OFFICER PAUL CERRETO TO POLICE OFFICER CLASS "F"**

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

WHEREAS, On August 8, 2018 Chief Geist recommended Police Officer Paul Cerreto 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 Paul Cerreto be and is hereby advanced in grade to Police Officer Class "F" effective August 9, 2018 at an annual salary of \$62,914.00.

The Borough Clerk read the following resolution:

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

RESOLUTION 203-2018**APPROVAL TO ADVANCE POLICE OFFICER GEORGE PILESKY TO POLICE OFFICER CLASS "B"**

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

WHEREAS, On August 8, 2018 Chief Geist recommended Police Officer George Pilesky 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 George Pilesky be and is hereby advanced in grade to Police Officer Class "B" effective August 15, 2018 at an annual salary of \$99,878.00.

The Borough Clerk read the following resolution:

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

RESOLUTION 204-2018**APPROVAL TO ADVANCE POLICE OFFICER COLIN DEVINCENZO TO POLICE OFFICER CLASS "E"**

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

WHEREAS, On August 8, 2018 Chief Geist recommended Police Officer Colin DeVincenzo 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 Colin DeVincenzo be and is hereby advanced in grade to Police Officer Class "E" effective August 17, 2018 at an annual salary of \$72,155.00.

The Borough Clerk read the following resolution:

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

RESOLUTION 205-2018

**REFUNDING 3RD QTR. 2018 TAX PAYMENT IN THE AMOUNT OF \$2,232.32 ON
BLOCK 70.03, LOT 3 - *Item Removed from Consent***

The tax collector is hereby authorized to refund 3rd Qtr 2018 tax payment in the amount of \$2232.32 on Block 70.03 Lot 3, 29 Wilson Street, payment was paid online to the incorrect property online in error. Check should be made payable to:

Lucy Vanegas
29 Wilson Street
Middlesex, NJ 08846

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Kevin Dotey, Robert Schueler
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

The Borough Clerk read the following resolution:

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

RESOLUTION 206-2018

HIRING CHARLES STRONG AS A SCHOOL CROSSING GUARD

The Governing Body hereby hires Charles Strong of Greenbrook, New Jersey as a School Crossing Guard effective August 15, 2018 at \$14.25 per hour, as he has been investigated by the Police and met all the requirements for this position.

The Borough Clerk read the following resolution:

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

RESOLUTION 207-2018

AMENDMENT OF THE HUD GRANT FUNDS FOR 2018

WHEREAS, the Governing Body approved Resolution #59-2018 Approval of the HUD Grant Funds for 2018; and

WHEREAS, the Governing Body would like to change the line item labeled as the "Refurbish of New Senior Center Bathroom ADA Compliance" in the amount of \$15,346.00 to "Refurbishment of the Existing Senior Center" in the amount of \$15,346.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Middlesex, County of Middlesex, State of New Jersey hereby wishes to change the line item from "Refurbishment of New Senior Center Bathroom ADA Compliance" to "Refurbishment of the Existing Senior Center" in the amount of \$15,346.

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 208-2018

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:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

The Borough Clerk read the following resolution:

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

RESOLUTION 209-2018

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 Lease
2. Purchasing of 770 Bound Brook Road
3. Piscataway Sewe Litigation
4. Tax Collector Salary
5. Tuition Reimbursement for the Recreation Director

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Madden, Council Member
SECONDER:	Kevin Dotey, Council Member
AYES:	Dotey, Parenti, Madden, Schueler, Mikolajczyk
ABSENT:	Kaplan

AGENDA WORKSHOP ITEM

1. Owner of 102 New Street Request to Purchase adjacent Borough Owned Property

Property owners at 102 New Street (Block 38, Lot 28.01) is looking to purchase borough owned property adjacent to his property located on Block 38 Lot 5 to extend his backyard with the purpose of installing a fence for a newly adopted dog. The property they are looking to acquire is 37.5 feet by 60 feet.

Council approved the request asking that it be deed restricted. The tax assessor will move forward with the sale of the vacant land to all adjacent property owners

2. Request from Girl Scout to Install a Mini Pantry Box on Borough Property

Audrey Pettit who is a Girl Scout in Middlesex is currently working on her Gold Award project and is constructing a "Mini Panty" which is essentially a 18"x15"x20" wooden box on a post that will be filled with nonperishable food items. The panty is to help support families needs and will be maintain by Ms. Pettit. Council agreed to allow Mini Pantry Box to be located at the Library.

3. Class III Special Law Enforcement Officer Proposal

Mayor DiMura stated that he asked Chief Geist how we can improve security at our schools. Chief Geist prepared a report which recommends that a retired police officer be placed at every school part time. The Mayor will forward the report and asked that each council person review it so it can be discussed at the next meeting on August 28, 2018.

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

EXECUTIVE SESSION

1. OLMV Lease
2. Purchasing of 770 Bound Brook Rd.
3. Piscataway Sewer Litigation

4. Tax Collector Salary
 5. Tuition Reimbursement for the Recreation Director
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ADJOURNMENT

The next Regular Meeting will be August 28, 2018

Respectfully yours,

Kathleen Anello, RMC
Borough Clerk