



Borough of Middlesex
Mayor and Council Regular Meeting
~ Agenda ~

1400 Mountain Avenue
Middlesex, NJ

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

Tuesday, September 14, 2021

7:00 PM

Recreation Center

- I. 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.
- II. SALUTE TO FLAG**
- III. ROLL CALL**

Attendee Name	Present	Absent	Late	Arrived
Mayor John Madden	☐	☐	☐	
Council President James Eodice	☐	☐	☐	
Councilman Jeremiah Carnes	☐	☐	☐	
Councilwoman Amy Flood	☐	☐	☐	
Councilman Jack Mikolajczyk	☐	☐	☐	
Councilman Martin Quinn	☐	☐	☐	
Councilman Douglas Rex	☐	☐	☐	
Administrator Marcia Karrow	☐	☐	☐	
Borough Attorney Christopher Corsini	☐	☐	☐	

IV. PRESENTATIONS

V. APPOINTMENTS

- 1. Accepting the Resignation of Dan Gitler from the Shade Tree Commission
- 2. Appointment of Frank Ryan to the Shade Tree Commission

VI. PROCLAMATIONS

- 1. CHARCOT-MARIE-TOOTH AWARENESS MONTH - SEPTEMBER, 2021
- 2. RECOGNIZING THE DEDICATION AND SERVICE OF THE BOROUGH'S DEPARTMENT OF PUBLIC WORKS
- 3. RECOGNIZING THE DEDICATION AND COMMITMENT OF THE BOROUGH'S EMERGENCY SERVICES

VII. ORDINANCE(S) FOR INTRODUCTION

1. **Ordinance 2043-21** AMENDING CHAPTER 4 ENTITLED "BACKGROUND CHECKS, CRIMINAL HISTORY RECORD" TO ADD AN ARTICLE II TO BE ENTITLED "LICENSING, VENDORS AND PROCUREMENT OF SERVICES" TO AUTHORIZE CRIMINAL HISTORY RECORD CHECKS ON THE AGENTS OF SUCH SERVICES.
2. **Ordinance 2044-21** AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN CHAPTER 32, ENVIRONMENTAL COMMISSION, SECTION 32-1 ESTABLISHMENT; COMPOSITION AND SECTION 32-7(B) POWERS
3. **Ordinance 2045-21** AN ORDINANCE OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING AN AMENDMENT OF THE FINANCIAL AGREEMENT WITH MIDDLESEX RESIDENTIAL URBAN RENEWAL, LLC IN CONNECTION WITH THE REDEVELOPMENT OF BLOCK 349, LOTS 6.02, 8, 10.01, 10.02 AND 10.03

VIII. ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

1. **Ordinance 2040-21** BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 1907-17 ADOPTED ON FEBRUARY 28, 2017, PROVIDING FOR A SANITARY SEWER REHABILITATION PROJECT FOR THE BOROUGH OF MIDDLESEX, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE PHASE II OF SAID PROJECT, AND TO INCREASE THE APPROPRIATION THEREFOR BY \$500,000 FOR A TOTAL APPROPRIATION OF \$2,950,000, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$500,000 FOR A TOTAL DEBT AUTHORIZATION OF \$2,827,500, AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, AUTHORIZED IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY
2. **Ordinance 2041-21** AN ORDINANCE AMENDING CHAPTER 317 ENTITLED "PROPERTY MAINTENANCE" SECTION 317-12 ENTITLED "ADMINISTRATIVE PROCEDURES" TO REVISE THE NOTICE REQUIREMENTS FOR REPEATED VIOLATIONS OF THE SAME OFFENSE CONCERNING THE SAME PROPERTY
3. **Ordinance 2042-21** AN ORDINANCE AMENDING CHAPTER 332-9 ENTITLED "PROHIBITED WASTES OR WATER" TO PROVIDE FOR GREASE TRAP AND INTERCEPTOR REGULATIONS

IX. ADOPTION OF MINUTES

1. Approval of the August 24, 2021 Regular & Executive Meeting Minutes

X. MAYOR'S REPORT

XI. COUNCIL MEMBER REPORTS

1. Council President Eodice
2. Councilman Carnes
3. Councilwoman Flood
4. Councilman Mikolajczyk
5. Councilman Quinn
6. Councilman Rex

XII. ADMINISTRATOR'S REPORT

XIII. PRIVILEGE OF THE FLOOR

During the conduct of the meeting, unless a Public Hearing is held or the Regular Order of Business is waived, the audience does not participate. A Public Portion is held at the end of the meeting. Individuals commenting from the audience will be provided an opportunity to address the Council but will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given an opportunity to speak on behalf of all of the members of the group. The Council, pursuant to the Open Public Meeting Act, will not publicly discuss personnel matters and may choose not to respond to comments made by members of the public during this portion of the meeting; however, the Council will give all comments appropriate consideration and will refer all individual complaints to the Mayor or appropriate Borough representative for resolution.

XIV. NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS: Matters listed within the Consent Agenda have been referred to members of the Borough Council for reading and study, are considered to be routine and will be enacted by one motion of the Council. If separate discussion is desired, the item may be removed from the Consent Agenda by Council action. The Resolutions listed below were submitted to the Borough Council for review and will be adopted by one motion.

1. **Resolution 252-2021** The Tax Collector is Hereby Authorized to Cancel 3rd & 4th Qtr 2021 & 1st & 2nd Qtr 2022 Taxes on Block 277 Lot 12 as These Properties were Purchased by the Army Corps of Engineers
2. **Resolution 253-2021** Approval of a Refund of \$300.00 to Frederick Jordan of Pork Chops BBQ for a Duplicate Board of Health Mercantile License
3. **Resolution 254-2021** Authorizing the Tax Collector to Waive or Adjust Sewer Charges Based Upon Review of the Borough Engineer for Various Properties
4. **Resolution 255-2021** Authorizing the Refund of Duplicate Payment on 3rd Qtr. 2021 Taxes in the Amount of \$1,955.02 to Legal Option Title Agency, Inc.
5. **Resolution 256-2021** Awarding the Bid for 2020 Road Program (Harris, Sherman, Chestnut and Hazelwood) to Reivax Contracting as the Lowest Responsible Bidder in the Amount of \$475,977.80
6. **Resolution 257-2021** Authorizing the Mayor and Borough Clerk to Execute the Yard Waste Recycling and Marketing Services Agreement Between the MCIA and Middlesex Borough Effective September 1, 2021 - August 31, 2024

7. **Resolution 258-2021** Acknowledging the Change in Status for Certain Properties Under the Veteran Tax Deductions for Block 34 Lot 22
8. **Resolution 259-2021** The Governing Body Approves the Reimbursement of \$25.00 to Mohammed Khalid for Overpayment of a 2021-2022 Board of Health Mercantile License
9. **Resolution 260-2021** Authorizing the Release of the Reivax Performance Bond #2255488 issued by North American Specialty Insurance Company in the amount of \$1,403,277.00
10. **Resolution 261-2021** The Governing Body Approves the Reimbursement of \$150.00 to Dolgen Group (Dollar General Store #15513) for Duplicate Payment of a 2021-2022 Board of Health Mercantile License
11. **Resolution 262-2021** At the Recommendation of Chief Geist, the Governing Body Approves Carol Ann Vacca, Middlesex, NJ as a Floating School Crossing Guard at \$14.75 Per Hour Effective Immediately
12. **Resolution 263-2021** Approving the Middlesex Municipal Landfill Document Review and Scope-of-Work Preparation Revised July 12, 2021 from Najarian Associates in the Amount of \$90,200 for the Remediation and Redevelopment of the Landfill Remediation
13. **Resolution 264-2021** Approving the Governor's Council on Alcoholism and Drug Abuse Fiscal Grant Cycle October 2020-June 2025
14. **Resolution 265-2021** Authorizing the Tax Collector to Waive and Adjust Sewer Bills for Various Properties
15. **Resolution 266-2021** At the Recommendation of Police Chief Geist Appointing Lieutenant Craig Comiskey as a Temporary Acting Captain Effective September 15, 2021 for a Period not to Exceed 6 Months
16. **Resolution 267-2021** Reimbursement of Dog License Fee in the Amount of \$10.00 to Ricardo Zamora, 210 Walnut Street, Middlesex
17. **Resolution 268-2021** Waiving Construction Code Fees for Permits Issued Between September 1, 2021 - December 31, 2021 for All Hurricane Ida Related Repairs
18. **Resolution 269-2021** Approval of the Mayor to Execute the Settlement Agreement for Payment of \$6,500 to Rotimi Owoh, Esq. for the Legal Fees for GRC Complaint No. 2018-70
19. **Resolution 270-2021** Approving the Services of Acclaim Inventory LLC to Perform an Annual Asset Inventory Audit in an Amount Not to Exceed \$3,300
20. **Resolution 271-2021** Authorizing the Borough of Middlesex to Enter into a Shared Service Agreement with the Middlesex American Legion for Mutual Usage of Public Space in Each Facility for Nominal Consideration

- XV. NON-CONSENT AGENDA/RESOLUTIONS:** Matters listed within the Non-Consent Agenda will be individually addressed and acted upon accordingly. Council reserves the right to refer an item to Committee for further review and discussion. The Resolutions listed below were submitted to the Borough Council for review and will be adopted individually by motion.

1. **Resolution 272-2021** Pay All Claims

XVI. AGENDA WORKSHOP ITEM

XVII. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

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XVIII. EXECUTIVE SESSION

1. **Resolution 273-2021** Executive Session
 - a. Contract Negotiations - Somerset County Police Dispatch
 - b. Potential Litigation - USERRE1994
 - c. Public Safety
 - d. PBA Negotiations
 - e. Potential Litigation - DEP

XIX. ADJOURNMENT

1. The next Regular Meeting will be September 28, 2021