



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, October 12, 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:

PRESENTATIONS

APPOINTMENTS

PROCLAMATIONS

ORDINANCE(S) FOR INTRODUCTION

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

Borough Clerk Linda Chismar read Ordinance 2046-21 by title:

ORDINANCE 2046-21

**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**

WHEREAS, occasionally property owners/occupants violate the provisions of Chapter 317 multiple times for the same offense; and

WHEREAS, the enforcement official issues a notice of violation and time period to cure the violation to said property owners/occupants each time a violation occurs; and

WHEREAS, if the property owner/occupant remediates within the time period provided to cure, a summons will not be issued and fines will not begin to accumulate; and

WHEREAS, the current Chapter 317 only provides for a further enforcement mechanisms (in the form of summons, fines, municipal remedy) when property owner/occupant fails to comply with remediation; and

WHEREAS, it is the desire of the Borough Council of the Borough of Middlesex to amend and revise the Borough’s current ordinance to quell repeat violations for the same offense; and

BE IT ORDAINED, by the Borough Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey that Chapter 317, Section 317-12 of the Municipal Code of the Borough of Middlesex, County of Middlesex, State of New Jersey be and is hereby amended as follows:

Section I

Chapter 317, Section 317-12 is hereby amended as follows (**bold and underlined** text is to be added while ~~striktthrough~~ text is to be removed):

§ 317-12 Administrative provisions

D. Enforcement procedure. Whenever an enforcement officer determines that there is or has been a violation of any provision of this article, he shall give notice of such violation to the person, persons or entities responsible therefor under this section. Such notice shall be in writing and shall include a concise statement of the reasons for its issuance. Such notice shall be deemed to be properly and sufficiently served if a copy thereof is sent by regular mail to the last known address of the person or entity upon which the same is served, as shown by the most recent tax records of the municipality, or a copy thereof handed to said person or persons, or a copy thereof left at the usual place of abode or office of said persons or entities. Notice shall be given as aforesaid within or without the municipality. The notice shall also state that unless the violation is abated, removed, cured, prevented or desisted within seven days of the date of service of such notice (exclusive of the date of service), a summons can be issued for such violation. The enforcement officer may extend the period for compliance with the requirements of this section in regard to the violation stated in the notice for a period in excess of the aforesaid seven days if, in his judgment, the abatement, removal, prevention, cessation or cure of the condition violated cannot reasonably be effected within the seven-day period. In the event the violation is not abated, removed, cured, prevented or desisted from or otherwise fully remedied within said seven-day period or within such extended period as set forth in the notice, pursuant to the foregoing, a summons can be issued

against the person, persons, entity or entities so notified. After three (3) separate notice of violations of the same nature concerning a specific property are served in accordance with this Chapter within a three (3) year period (with said three (3) year period commencing from the first applicable violation and all three applicable contained within a three (3) year period from the first applicable violation) then no further notice of violation shall be required hereunder for any subsequent violations of the same nature and property, and the enforcement officer may immediately issue a summons pursuant to this Chapter.

Section II

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

Section III

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 IV

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law but, in no event, less than 20 days after its final passage by the Borough Council and approval by the Mayor, where such approval is required pursuant to N.J.S.A. 40:69A-181(b).

Mayor Madden opened the Public Hearing on Ordinance No. 2046-21.

Frank Ryan, 303 Maple Street asked if this ordinance softened the violations from the previous ordinance that was introduced?

Administrator Karrow addressed Mr. Ryan's concerns.

Seeing that there was no further public participation, Mayor Madden closed the Public Hearing on Ordinance No. 2046-21.

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

ADOPTION OF MINUTES

1. Approval of the September 14, 2021 Regular & Executive Session Meeting Minutes

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

2. Approval of the September 28, 2021 Regular & Executive Session 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 made the following comments:

Recently, a juvenile on his way to school was hit by a motorist which attempting to cross Bound Brook Rd. Several close situations also were reported at the crosswalk of Lorraine and Union Avenues in the last few years.

In the latter situation, the NJDOT had been called in to investigate the safety of this intersection for safe passage, especially for school children. They determined that a safety upgrade of signage/signaling was needed.

THE HAWK SIGNAL

In June 2021, the "Hawk" signaling project was initiated, completed in August and activated on August 20, 2021, for this intersection.

The Hawk (High-Intensity Activated Cross-Walk) Signal also known as a Pedestrian Hybrid Beacon, is a traffic signal designed to stop traffic with a red signal allowing pedestrians to cross with a walk signal. The signal can automatically detect the presence of pedestrians waiting to cross and will activate the signal. The technology is especially helpful in high-volume roadways. The cost to the Borough is 25% of the electrical cost per annum, or about \$12,760.00.

Regarding the recent accident in front of the high school, Chief Geist quickly reached out to the DOT to again revisit this intersection to determine what additional safety measures can be taken to lessen the possibility of future accidents. On Friday, October 8, A/Captain Craig Comiskey and A/ Sergeant Mark Melchiorre met with NJDOT Division of Traffic and Engineering Supervisor, Syed Kazmi to discuss all options to improve traffic/pedestrian safety measures. These were the recommendations as discussed:

A.) Resubmit the request establishing a 25 MPH School Zone Speed Limit along Rt. 28 between Third Street and Seventh Street while children are present.

B.) Add a left turn signal for eastbound traffic on the pedestrian signal located at Rt. 28 and JFK Drive. This includes an additional signal head installed on the light stanchion for eastbound traffic. The new signal will include a green left turn arrow. The timing of the signal will incorporate a delayed green for westbound traffic. An electronic pedestrian crosswalk indicator will also be added to the existing pedestrian stanchion at the corner of JFK Drive and Rt. 28. This will control pedestrian traffic walking eastbound and westbound along Rt. 28. A work order by NJDOT has already been submitted.

C.) Crosswalk striping will be repainted Rt.28 and JFK Drive and at JFK Drive running parallel to Rt. 28. NJDOT will also add crosswalk striping on Fourth Street and Rt.28 and also at Van Ness Drive and Rt.28.

D.) "Use Crosswalk" signs will be installed at various locations leading to Rt. 28 @ JFK from both the east and west.

E.) Crosswalk advisory signs on Rt. 28 at the pedestrian signal will be replaced with the new MUTCD compliant fluorescent green signs.

F.) It is recommended that exiting Van Nest Drive onto Rt. 28 should be a right turn only. In addition, it is recommended to increase the turning radius for vehicles turning west onto Rt. 28. Our Borough Engineer will evaluate and submit said information to NJDOT.

G.) Several large trees are obstructing the view of the site triangle on the west side of the exit of Van Ness Drive and Rt. 28 and also on the east corner of JFK Drive and Rt. 28. It is recommended that both trees should be removed.

The good news is that NJDOT will immediately have crews there to survey the work next week as many of these proposed projects have already been submitted to NJDOT. Lenny Vidal, the DPW Superintendent and Joe Venezia, our Borough Engineer, are already working with the NJDOT to provide many of these upgrades.

Lastly, starting on Monday, October 11, 2021, a crossing guard will be assigned to the Rt. 28/JFK crosswalk until further notice. Two variable message boards have already been reprogrammed with "watch for pedestrian" announcements on the approach to the High School from east to west. Unfortunately, jaywalking can never make the safest street any safer.

I want to thank the rapid response of all parties involved including Chief Geist, the Middlesex Borough Police Department, Borough Officials, NJDOT and our School Superintendent, Dr. Williams for pursuing this important course of action.

COUNCIL MEMBER REPORTS

Council President Eodice

Council President Eodice made the following comments:

Further commenting on the subject of the Mayors report, the Councilman showed interest in looking into increasing the traffic fines for speeding/violations and proving a program to further educate parents and students about the proper safety precautions that should be taken.

Green Brook Flood Control Commission held their meeting on October 6, 2021. They discussed the measurements of the recent flood, and came to the conclusion that the flood waters surpassed those of Floyd.

Councilman Carnes

Councilman Carnes made the following comments:

JLUB will meet October 13, 2021.

The Food Truck Festival was attended by over 1,000 guests and was a large success. Thank you to everyone involved including the Recreation and Parks Advisory Committee, Mayor, Council, Business

Administrator, Chief Geist, the members of the Police Department and all the Volunteers including DPW and Borough employees for all their help and hard work.

Wresting registration is now open. The Toddler Playgroup program still has a few open spots for registration. Photography Club will run throughout October. October 28th will be a Halloween Drive through event.

The Culture & Heritage Committee held their Open Mic Night on the rain date, and the event was a great success. Thank you to everyone involved.

The next Coffee with Council will be held October 30, the main discussion point being FEMA Claim Fraud.

Councilwoman Flood

No Report was given.

Councilman Mikolajczyk

Councilman Mikolajczyk made the following comments:

For the Police news, I'd like to commend Chief Geist and all those involved over the years for their persistence which has finally culminated in action being taken on the intersection by the High School. This did not happen overnight and is the result of years of keeping the issue in front of the State.

This is a general statement. Many people are quick to look at and blame government for their shortcomings in matters like this. In many cases, the accidents at our trouble spots are caused by our own residents who are keenly aware of the dangers that exist at these spots. The reality is, there are crosswalks and traffic lights in place and people using some common sense and obeying the rules already in place will reduce the amount of accidents in our Borough. We should hope for an increase in personal responsibility instead of excessive governmental oversight.

On Saturday, October 23rd from 10AM to 2PM is Prescription Takeback Day, which is an excellent opportunity to clean out your medicine cabinets.

This is an update for the Senior and Disabled Services department. Thanks to Melissa DeMarino. The Senior Department is fully back up and running with a newsletter entering seniors mailboxes any day. Medical trips and Home Delivered Meals have been provided throughout COVID but we are excited to announce that specialty/fun trips are back and boy are those seniors ready to get out and about. We are headed to Pt. Pleasant, Hunterdon Hills Playhouse, and many other exciting shopping/dining experiences.

In addition, Medicare open enrollment starts on October 15th. Be aware of scams, Medicare will never contact you by phone! Seniors are encouraged to contact the Senior Department for SHIP counseling or with any questions.

Councilman Quinn

Councilman Quinn made the following comments:

The Shade Tree Commission will meet October 14, 2021.

Councilman Rex

No Report was given.

ADMINISTRATOR'S REPORT**Administrator's Report
October 12, 2021**

- i. **Flood Management: Green Brook Flood Commission Meeting October 6th**
- ii. **Update on Sewer Projects:**
 - i. **Phase I:**
 - a. **O&M Manual required by DEP**
 - ii. **Phase II: Pump Stations: funding**
 - 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. **2021 DOT:**
 - v. **2022 DOT: Hazelwood, Lonnabe Drive; Misty Lane**
- iv. **Miscellaneous**
 - i. **Hunterdon County Show Stage**
 - ii. **Update on Federal Land Transfer, Municipal Building renovation and new DPW/OEM**
 - iii. **Sewer ordinance update**
 - iv. **John Sweeney Plaque/tree/resolution**
 - v. **Condition of Creighton lake**
 - vi. ***Food truck festival - Estimated that 2400 attendees enjoyed the festival. Administrator thanked all the staff that volunteered to help with this event.**
 - vii. **Landfill public hearing and clean up update**
 - viii. ***Ordinance for Rescue Squad Road access - Ordinance will be introduced at the October 26, 2021 Meeting**
 - ix. ***Risk Management - Starting next week they will be appraising all borough properties.**
 - x. ***Rabies Clinic-November 6, 2021 at DPW Garage from 10AM-12PM**
 - xi. ***Ida Update-DPW has finished with all the bulk pick up and there were 889 tons of trash. Cost for disposal was \$82,500, and \$56,000 for DPW overtime. The borough is anticipating a 75% reimbursement for OT, and 100% reimbursement of the disposal of this trash from FEMA.**

PRIVILEGE OF THE FLOOR

Mayor Madden opened the Public Portion of the Meeting.

Frank Ryan, 303 Maple Street requested clarification on the barricades that were used at the McDonald's location and if they were plastic filled with sand.

The Mayor and Council members, along with the Borough Administrator all responded to Mr. Ryan's comments.

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 290-2021

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

1. Fire Department requests to take Truck 24 to Absolute Fire Service for their anniversary on October 15, 2021.
2. Acceptance of the September 2021 Tax Totals Report

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 291-2021

**RENEWAL OF MEMBERSHIP IN THE CENTRAL JERSEY JOINT INSURANCE FUND
FOR THE PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2024**

WHEREAS, Middlesex Borough is a member of the Central Jersey Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2021 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership for the period of January 1, 2022 through December 31, 2024.

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. Middlesex Borough agrees to renew its membership in the Central Jersey Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverage's, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Central Jersey Joint Insurance Fund evidencing the Municipality's intention to renew its membership for the period of January 1, 2022 through December 31, 2024.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 292-2021

AUTHORIZING THE PURCHASE OF THREE (3) BLOWHARD 20" AC/DC FANS FOR THE FIRE DEPARTMENT IN THE AMOUNT OF \$9,900.00

WHEREAS, the Fire Department of the Borough of Middlesex wishes to purchase three (3) Blowhard 20" AC/DC Fans in the amount of \$9,900.00; and

WHEREAS, two quotes were received for the purchase of three (3) Blowhard 20" AC/DC fans from the following vendors:

- 1) Skylands Area Fire Equipment & Training, Riverdale, NJ - \$9,900.00
- 2) BlowHard, Albany, OR - \$14,100.00

WHEREAS, the Fire Department and the Purchasing Agent recommend using Skylands Area Fire Equipment & Training for the purchase of three (3) Blowhard 20" AC/DC fans in the amount of \$9,900.00; 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 Fire Department and the Purchasing Agent, the governing body hereby approves the purchase of the three (3) Blowhard 20" AC/DC Fans from Skylands Area Fire Equipment & Training, in the amount of \$9,900.00.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies that funds in an amount \$9,900.00 are available from the 2021 Fire Department Capital Budget, Account No. C-04-21-039-000-075.

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 293-2021

APPROVING THE PROPOSAL FROM COLLIERS ENGINEERING & DESIGN FOR THE 2020 NJDOT ROAD IMPROVEMENTS FOR HARRIS, SHERMAN, CHESTNUT AND

HAZELWOOD PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE THE CLIENT CONTRACT

WHEREAS, Colliers Engineering & Design has provided a Proposal for the Professional Construction Administration Services for the 2020 NJDOT Road Improvements for Harris, Sherman, Chestnut, and Hazelwood Project; and

WHEREAS, the Construction Administration Services for this project are for an amount not to exceed \$78,000.

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 proposal from Colliers Engineering & Design for the Professional Construction Administration Services for the 2020 NJDOT Road Improvements for Harris, Sherman, Chestnut and Hazelwood Project in an amount not to exceed \$78,000.00.
2. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED, that the Acting CFO certifies funds in the amount of \$78,000.00 are available in Account No. C-04-20-002-000-086.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 294-2021**AUTHORIZATION TO PURCHASE FOUR (4) HIGH RISE RESCUE EQUIPMENT KITS FROM FIRST BATTALION FIREFIGHTING IN THE AMOUNT OF \$10,966.00**

WHEREAS, the Fire Department of the Borough of Middlesex wishes to purchase four (4) High Rise Rescue Equipment Kits in the amount of \$10,966.00; and

WHEREAS, two (2) quotes were received for the purchase of four (4) High Rise Rescue Equipment Kits from the following vendors:

- 1) First Battalion Firefighting, Bridgewater, NJ - \$10,966.00
- 2) AAA Emergency Supply, White Plains, NY - \$11,649.60

WHEREAS, the Fire Department and the Purchasing Agent recommend using First Battalion Firefighting for the purchase of four (4) High Rise Rescue Equipment Kits in the amount of \$10,966.00; 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 Fire Department and the Purchasing

Agent, the governing body hereby approves the purchase of the four (4) High Rise Rescue Equipment Kits from First Battalion Firefighting, in the amount of \$10,966.00.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies that funds in an amount \$10,966.00 are available from the 2021 Fire Department Capital Budget, Account No. C-04-21-039-000-075.

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 295-2021

AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE THE SOLID WASTE DISPOSAL AGREEMENT WITH MIDDLESEX COUNTY UTILITIES AUTHORITY EFFECTIVE JANUARY 1, 2022 - DECEMBER 31, 2026

The Governing Body hereby authorizes the Mayor and Borough Clerk to execute the Solid Waste Disposal Agreement between the Borough of Middlesex and the Middlesex County Utilities Authority for a five year term effective January 1, 2022 - December 31, 2026.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 296-2021

AUTHORIZING THE TAX COLLECTOR TO CANCEL 3RD & 4TH QTR. 2021 & 1ST & 2ND QTR. 2022 TAXES FOR BLOCK 247 LOT 16

WHEREAS, the Army Corps of Engineers is purchasing properties in the Borough of Middlesex for flood management and the flood control project; and

WHEREAS, the Army Corps is exempt from paying property taxes, and,

WHEREAS, the following properties were purchased, and

NOW THEREFORE BE IT RESOLVED, the Tax Collector is hereby authorized to cancel

3rd & 4th Qtr. 2021 & 1st & 2nd Qtr. 2022 taxes on the following Blocks and Lots in the following amounts;

Block /Lot: 247 / 16

Date of Purchase: 9/24/2020

2020	4	\$143.42
2021	1	\$143.69
2021	2	\$143.68
2021	3	\$150.31
2021	4	\$150.30
2022	1	\$147.00
2022	2	\$146.99

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 297-2021

REIMBURSEMENT OF TEMPORARY BOARD OF HEALTH MERCANTILE LICENSES IN THE AMOUNT OF \$25.00 EACH FOR JOANIE'S DINER AND JANELLE SEEN AS THEY ARE NO LONGER PARTICIPATING IN THE FOOD TRUCK FESTIVAL

The Governing Body hereby approves the reimbursement of \$25.00 for the temporary Board of Health Mercantile License to Joan Krause, Joanie's Diner, 19 Adair Street, Stanhope, NJ 07874 and \$25.00 for the temporary Board of Health Mercantile License to Janelle Seen, 473 Colfax Road, Wayne, NJ, 07470 as they will no longer be participating in the Food Truck Festival.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 298-2021

AUTHORIZATION TO PURCHASE C-CURE SYSTEM SOFTWARE UPGRADE IN THE AMOUNT OF \$6,300.00 FROM ADT COMMERCIAL

WHEREAS, the Borough of Middlesex C-Cure security system requires an upgrade to maintain security doors; and

WHEREAS, quotes for said system software upgrade were solicited and only one (1) response was received:

ADT Commercial, \$6,300.00

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council that approval to purchase the system software upgrade from ADT Commercial in the amount of \$6,300.00 is hereby approved.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 299-2021

**AUTHORIZING THE TAX COLLECTOR TO WAIVE AND ADJUST SEWER BILLS FOR
VARIOUS PROPERTIES**

WHEREAS, As per Ordinance 1889-16, all users which discharge more than 120,000 gallons of domestic sanitary wastewater per annum, shall be charged a service charge for flow, and:

WHEREAS, any dispute as to the billing or charges or to the amount of the bill or calculation thereof, may be appealed, and;

WHEREAS, said appeal shall be in writing and shall include in sufficient detail, the relief sought, the evidence, information or documents to support the relief sought, and;

WHEREAS, as per the appeal process the proper supporting documentation was submitted and reviewed by the Borough Engineer and;

WHEREAS, resolution #283-2021 did not include the refund amount for Block 321 Lot 6, and, the amount of Block 6/2.02 had a transposed number, and;

THEREFORE, the following charges on the below properties have been waived or adjusted and/or a refund is due:

Block/Lot: 321 / 6
Original Amount: \$115.39
New Amount: 0.00
Refund Due: \$115.39

Block/Lot: 6 / 2.02
Original Amount: \$14,907.50 not \$14,970.50
New Amount: 0.00

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 300-2021

**AT THE RECOMMENDATION OF THE BOROUGH ENGINEER APPROVING WAIVING
AND/ORADJUSTING SANITARY WASTEWATER SERVICE CHARGES ON BLOCK 318,
LOT 48 IN THE AMOUNT OF \$7,859.00**

WHEREAS, As per Ordinance 1889-16, all users which discharge more than 120,000 gallons of domestic sanitary wastewater per annum, shall be charged a service charge for flow, and

WHEREAS, any dispute as to the billing or charges or to the amount of the bill or calculation thereof, may be appealed, and

WHEREAS, said appeal shall be in writing and shall include in sufficient detail, the relief sought, the evidence, information or documents to support the relief sought, and

WHEREAS, as per the appeal process the proper supporting documentation was submitted and reviewed by the Borough Engineer and

THEREFORE, the following charges on the below properties have been waived or adjusted and/or a refund is due:

Block/Lot: 318 / 48
Original Amount: \$7859.00
New Amount: 0.00

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 301-2021

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 302-2021

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 which include: (a) Public Safety; (b) Real Estate - Sale of Properties; (c) Real Estate - Army Corps/Wall Project; 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 above 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.

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

- a. Public Safety
- b. Real Estate - Sale of Properties
- c. Real Estate - Army Corps/Wall Project

ADJOURNMENT

The next Regular Meeting will be October 26, 2021

Respectfully yours,

Linda Chismar, RMC
Borough Clerk