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, November 9, 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

VI. PROCLAMATIONS

VII. ORDINANCE(S) FOR INTRODUCTION

1. **Ordinance 2048-21** AN ORDINANCE AMENDING CHAPTER 363 ENTITLED "STRUCTURES, DANGEROUS" TO REVISE VARIOUS LANGUAGE THROUGHOUT AND TO CREATE ENFORCEMENT AND PENALTY SECTIONS

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

1. **Ordinance 2047-21** AN ORDINANCE AMENDING CHAPTER 407 ENTITLED "VEHICLES AND TRAFFIC" TO INCLUDE A NEW ARTICLE XXII TO BE ENTITLED "EMERGENCY VEHICLE ACCESS ZONES" TO PROHIBIT THE PUBLIC FROM OBSTRUCTION OF SUCH DESIGNATED EMERGENCY VEHICLE ZONES.

IX. ADOPTION OF MINUTES

1. Approval of the October 12, 2021 Executive Session Meeting Minutes

2. Approval of the October 26, 2021 Regular 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 312-2021** Acceptance of Standing Reports

2. **Resolution 313-2021** Approving Floor Mat Services for Borough Hall, the Recreation/Senior Building and Police Department Building to National Dust Control for January 1, 2022 - December 31, 2022 in the Amount of $5,665.66

3. **Resolution 314-2021** Approval of the Governor's Council on Alcoholism and Drug Abuse Fiscal Grant Cycle for October 2020 - June 2025

4. **Resolution 315-2021** Amending Resolution #276-2021 Appointing Dawn Guttschall as Part Time Tax Assessor for Middlesex Borough

5. **Resolution 316-2021** The Tax Collector Authorizes the Interest and Payments on the Following Tax Title Lien Redemption Calculated for November 9, 2021 for Block 234, Lot 4

6. **Resolution 317-2021** Authorization to Purchase a 2022 Ford F350 Pick Up Truck for the Sewer Department Through a State Contract in the Amount of $59,790.00

7. **Resolution 318-2021** Accepting the Retirement of Michael Girvan from the Recreation Department Effective January 1, 2022

8. **Resolution 319-2021** Accepting the Resignation of Andrew Pollara from the Department of Public Works effective November 3, 2021

9. **Resolution 320-2021** Accepting the Termination of Vince Martin from the Department of Public Works Effective October 19, 2021

10. **Resolution 321-2021** Authorizing the Mayor to Execute the Settlement Agreement Between the Borough of Middlesex and the New Jersey Department of Environmental Protection

11. **Resolution 322-2021** Authorizing Participation in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to Enable the Borough of Middlesex to Request and Acquire Excess Department of Defense Equipment

12. **Resolution 323-2021** Authorizing the Mayor to Execute the Independent Contractor Agreement between Middlesex Borough and GGLeagues to Run and Manage a Recreational Esports League in the Borough

13. **Resolution 324-2021** Amending Resolution #202-2021 Adopted June 29, 2021 Requesting Permission for the Dedication by Rider for Senior Assisted Transportation Fund

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 325-2021** Pay All Claims

XVI. AGENDA WORKSHOP ITEM

1. Proposed Change in Fee Schedule for Field Usage for Outside Organizations

XVII. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

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.

XVIII. EXECUTIVE SESSION

1. **Resolution 326-2021** Executive Session

   PBA Negotiations

XIX. ADJOURNMENT

1. The next Regular Meeting will be November 23, 2021

ORDINANCE #2048-21

AN ORDINANCE AMENDING CHAPTER 363 ENTITLED "STRUCTURES, DANGEROUS" TO REVISE VARIOUS LANGUAGE THROUGHOUT AND TO CREATE ENFORCEMENT AND PENALTY SECTIONS

WHEREAS, N.J.S.A. 40:48-2 and N.J.S.A. 40A:69A-30 grant a municipality broad power to enact and amend ordinances as it may deem necessary and proper for the good government therein; and

WHEREAS, an amendment to Chapter 363 is necessary to add various language regarding securing any dangerous structures within the municipality along with creating enforcement and penalty sections; and

WHEREAS, the Borough of Middlesex Director of Code Enforcement and Zoning, Joe Costa, has recommended the within amendments to Chapter 363.

BE IT ORDAINED, by the Borough Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey that Chapter 363 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 363 is hereby amended as follows (**bold and underlined** text is to be added while ~~strikethrough~~ text is to be removed):

§ 363-1 Purpose.

The purpose of this chapter, pursuant to the authorization provided under N.J.S.A. 40:48-15, is to provide for **property security and/**or the removal or demolition of any building, wall or structure which is or may become dangerous to life or health, or might tend to extend ~~a conflagration~~ **additional damage**; to assess the costs thereof as a municipal lien against the premises; and to provide the standards and procedures therefor.

§ 363-2 Dangerous conditions.

Properties, structures or buildings ~~as employed in this chapter~~ **within the Borough of Middlesex** shall be considered as dangerous to life, health, or safety whenever:

A. Such building or structure may, because of its condition, cause or aid in the spread of disease or injury to the health of any inhabitants of the municipality;

B. Any building or structure, which because of faulty construction, age, lack of proper repair, lack of paint or other protective finish, or any other **similar** cause, is especially liable to fire and constitutes or tends to create a fire hazard;

C. Any building or structure which by reason of **fire damage, or as a result of a force majeure,** faulty construction, ~~or~~ disrepair, ~~or~~ neglect, or any other ~~cause~~ **similar condition**, is liable to cause injury or damage by **a partial or full** ~~collapsing or by a~~ collapse ~~or fall~~ of any part of such structure;

D. Any building or structure which because of lack of doors or windows, is

accessible to and frequented or attracts any persons who are not lawful occupants of such structure;

E. Any building**,** ~~or~~ structure or surrounding area ~~thereto~~ which because of uncleanliness, spread of litter ~~or~~ **and**, debris, overgrown vegetation, ~~and~~ **hazardous fluids and or chemicals or** a general lack of attention and neglect is liable to create ~~or tends to create~~ unsanitary conditions ~~or~~ **and may** attract rodents or insects.

F. **Any property/site causing an unsafe situation for residents and or passers-by as determined by the Director of Code Enforcement, Construction Official, Middlesex Borough Police Department or Zoning Official.**

G. **Any active or inactive construction site.**

§ 363-3 Notice.

The governing body shall cause notice to be given to the owner of any **property site,** building**,** ~~or~~ structure, or part thereof, to be **secured,** removed or demolished under the provisions of this chapter. **Security may include but not limited to, fencing, security cameras or other Borough approved devices.**

A. Such notice **for items as described in 363-2 A thru E** shall be given only upon **inspection** report by the Building Inspector**, Construction Official** and/or Fire Chief that the premises affected have been found to be dangerous according to the provisions of this chapter. **Such notice for items as described in 363-2 F shall be given only upon report by the Director of Code Enforcement or Zoning Official that the site affected has been found to be dangerous according to the provisions of this chapter. Such notice for items as described in 363-2 G shall be given upon permit application to the Construction Office. All construction sites for new construction shall require fencing with a locked gate surrounding the entire work site. Fencing shall be in place prior to the commencement of any demolition or construction and must remain in effect until final inspection.**

B. The notice **for items as described in 363-2 A thru F** shall identify the property affected and specify the manner in which the **security,** removal or demolition is to be accomplished and inform the said owner **or agent** that unless the structure, building, or part thereof is not so **secured,** removed or demolished within 30 days after the service of notice, the municipality will proceed with **securing,** removal or demolition and shall charge the costs thereof as a lien against the land and premises after making an assessment in the same manner as improvement assessments are made.

C. The notice shall also inform the said owner **or agent** of his right to a hearing before the ~~Mayor and Council~~ **Business Administrator** provided such hearing is requested **in writing** within five days after service of said notice.

D. Notice shall be served upon an owner **or agent** ~~resident in the municipality,~~ in person, or by ~~leaving it at his usual place of residence with a member of his family above the age of 14 years, and upon a nonresident owner personally or~~ **certified** mail to his last-known post office address, or upon the occupant of the property affected or agent of the owner in charge thereof, and if the owner **or agent** of the property is unknown, notice may ~~he~~ **be** served by publication in a

newspaper circulating in the municipality not less than 30 days before the proposed **securing,** removal or demolition.

~~E. Service upon infant owners, incompetent owners, trustees, joint tenants, tenants in common, or tenants by the entirety as provided for in N.J.S.A. 40:48-15.~~

~~F~~**E**. Proof of service shall be filed within 10 days with the officer having charge of the record of tax liens in the municipality.

§ 363-4 Costs of security and/or **removal.**

A. The costs to the municipality of the removal or demolition shall be assessed as a municipal lien against the premises, and the assessment shall be made in the same manner as improvement assessments are made.

B. An accurate account of the costs and expense of the **securing,** removal or demolition shall be kept, and a true statement under oath, shall be filed by the officer of the municipality in charge of the removal or demolition, with the Clerk **and the tax collector** of the governing body.

§ 363-5 Notice to utilities.

Before a building can be demolished or removed, the owner or agent shall notify all utilities having service connections within the building such as water, electric, gas, sewer and other connections. In the event the Borough is required to demolish because of the owner's failure to do so, the Borough ~~Clerk~~ **Construction Official** shall give such notice to the utilities. A permit to demolish or remove a building shall not be issued until a release is obtained from the utilities, stating that their respective service connections and appurtenant equipment, such as meters and regulators, have been removed or sealed and plugged in a safe manner.

363-6 Enforcement.

Enforcement authority shall be vested in the Middlesex Borough Director of Code Enforcement or his/her designee and its officials and inspectors.

363-7 Penalties.

Violation of any of the terms of this section shall be punishable by a fine of not less than $500 nor greater than $2,000 per occurrence. Penalties are in addition to any liens imposed as outlined in section 363-3B.

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).

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

INTRODUCED: November 9, 2021

DATE OF PUBLICATION:
OF INTRODUCTION November 12, 2021

ORDINANCE #2047-21

AN ORDINANCE AMENDING CHAPTER 407 ENTITLED "VEHICLES AND TRAFFIC" TO INCLUDE A NEW ARTICLE XXII TO BE ENTITLED "EMERGENCY VEHICLE ACCESS ZONES" TO PROHIBIT THE PUBLIC FROM OBSTRUCTION OF SUCH DESIGNATED EMERGENCY VEHICLE ZONES.

WHEREAS, N.J.S.A. 39:4-8b authorizes the Borough of Middlesex to establish any of the provisions contained in N.J.S.A. 39:4-197 for streets under municipal jurisdiction;

WHEREAS, the Borough Administrator has requested that an investigation be conducted to determine the need for "Do Not Block Intersection" markings and signs along a portion of Mountain Avenue at the Middlesex Borough Rescue Squad entrance/exit for emergency vehicle access; and

WHEREAS, the Borough Engineer has completed an investigation dated July 30, 2021 pursuant to N.J.S.A. 39;4-8b(3), and has recommended that an *Emergency Vehicle Access Zone* be established pursuant to N.J.S.A. 39:4-197(1)e; and

WHEREAS, the Middlesex Borough Council has reviewed the request and determined that the establishment of an Emergency Vehicle Access Zone along Mountain Avenue at the Middlesex Borough Rescue Squad is in the interest of safety;

NOW, THEREFORE IT BE RESOLVED by the Mayor and Borough Council of the Borough of Middlesex, County of Middlesex, State of New Jersey, that Chapter 407, Article XXII, Sections 407-78 and 407-79 are hereby established as follows:

Section I

The title of Chapter 407, Article XXII shall read as follows:

ARTICLE XXII EMERGENCY VEHICLE ACCESS ZONE(S)

Section II

Chapter 407, Article XXII, Section 407-78 to be titled "Places where parking or obstruction is prohibited" is hereby established and shall read as follows (all text is new text to be inserted into the Code):

407-78 Places where parking or obstruction is prohibited.

A. No person shall stop, stand, or obstruct a designated emergency vehicle access zone which has been clearly marked by Do Not Block Intersection markings and signs pursuant to Section 3B.17 of the current edition of the M.U.T.C.D., nor shall the driver move such vehicle into the clearly marked zone if proceeding traffic prevents immediate clearance of the emergency vehicle access zone.
B. The following shall be deemed a designated emergency vehicle access zone:
   <u>Along Mountain Avenue at:</u>
   Middlesex Borough Rescue Squad entrance/exit driveway - Beginning at a point 120 feet south of the southerly curb line of Bound Brook Road (N.J. Route 28) and extending 60 feet south therefrom.

Section III

Chapter 407, Article XXII, Section 407-79 to be titled “Violations and penalties” is hereby established and shall read as follows (all text is new text to be inserted into the Code):

407-79 Violations and penalties.

For violation of any provision of this Ordinance, the maximum penalty shall be a fine of $250 or imprisonment for a period not to exceed 90 days, or both.

Section IV

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

Section V

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 VI

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).

Section VII

In accordance with the provisions of N.J.S.A. 39:4-198 and the current edition of the Manual on Uniform Traffic Control Devices, proper signs and pavement markings shall be installed.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

INTRODUCED: October 26, 2021

DATE OF PUBLICATION:
OF INTRODUCTION October 29, 2021

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #312-2021

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

1. Approval of Anna Hommas as a Junior Member of the Middlesex Fire Department
2. Approval to take Engine 22 to Hillsborough for Firefighter's Funeral on November 8, 2021 (Confirmation of Verbal Consensus)
3. Acceptance of the October 2021 Tax Totals

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #313-2021

APPROVING FLOOR MAT SERVICES FOR BOROUGH HALL, THE RECREATION/SENIOR BUILDING AND POLICE DEPARTMENT BUILDING TO NATIONAL DUST CONTROL FOR JANUARY 1, 2022 - DECEMBER 31, 2022 IN THE AMOUNT OF $5,665.66

WHEREAS, request for quotes were solicited on October 6, 2021 for Floor Mat Services for Borough Hall, Recreation/Senior Building and Police Department;

WHEREAS, one (1) quote was received, quote listed below:

National Dust Control
200 Blackford Avenue, Middlesex
Yearly amount $5,665.66

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 awards the contract for Floor Mat Services for a (1) year contract beginning January 1, 2022 and ending December 31, 2022 and authorizes the Mayor to execute said contract.

NOW FURTHER BE IT RESOLVED, funds in an amount not to exceed $5,665.66 will be allocated from the 2022 Operating Budget.

_____
Caroline Benson, Treasurer

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #314-2021

APPROVAL OF THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE FOR OCTOBER 2020 - JUNE 2025

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough Council of the Borough of Middlesex, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Middlesex, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Middlesex Municipal Alliance grant for fiscal year 2023 in the amount of:

DEDR	$7,978
Cash Match	$1,994.50
In-Kind	$5,983.50

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #315-2021

AMENDING RESOLUTION #276-2021 APPOINTING DAWN GUTTSCHALL AS PART TIME TAX ASSESSOR FOR MIDDLESEX BOROUGH

WHEREAS, N.J.S.A. 40A:9-146 requires every municipality to have a Tax Assessor appointed by the Governing Body of the municipality; and

WHEREAS, pursuant to N.J.S.A. 40A:9-148, every municipal Tax Assessor shall hold office for a term of four (4) years from the first day of July next following his appointment; and

WHEREAS, on August 24, 2021, via Resolution #236-2021, Thomas Reilly resigned as Middlesex Borough Tax Assessor Effective October 15, 2021, and

WHEREAS, Dawn Guttschall is fully qualified and certified as a Tax Assessor by the State of New Jersey; and has agreed to accept employment by the Borough of Middlesex as a part time Tax Assessor; and

WHEREAS, on September 28, 2021 Resolution #276-2021 was adopted by the governing body appointing Dawn Guttschall as the part time Tax Assessor for Middlesex Borough; and

WHEREAS, Resolution #276-2021 is hereby amended to hire Dawn Guttschall on October 4, 2021 and appointed as the part time Tax Assessor for Middlesex Borough for the term October 15, 2021 - June 30, 2022 and then from July 1, 2022 - June 30, 2026.

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

1. Resolution 276-2021 is amended to hire Dawn Guttschall on October 4, 2021 and appoint her as the part time Tax Assessor for Middlesex Borough for the term October 15, 2021 - June 30, 2022 and then from July 1, 2022 - June 30, 2026 to fulfill the requirements of this position.

2. Dawn Guttschall shall perform the statutory duties of Tax Assessor for the Borough of Middlesex and such other duties, including preparing 200' variance lists, maintaining a list of tax map changes for the engineer to annually update our tax map, and be responsible for the undertaking of the Revaluation for the Borough of Middlesex.

3. The Borough of Middlesex shall pay Dawn Guttschall an annual salary of $30,000.00 for serving as the Borough of Middlesex Tax Assessor on June 30, 2022, and from July 1, 2022 continuing through June 30, 2026.

4. Effective July 1, 2022, the Borough of Middlesex shall increase the annual salary of

Dawn Guttschall to $35,000.00.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #316-2021

THE TAX COLLECTOR AUTHORIZES THE INTEREST AND PAYMENTS ON THE FOLLOWING TAX TITLE LIEN REDEMPTION CALCULATED FOR NOVEMBER 9, 2021 FOR BLOCK 234, LOT 4

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 November 9, 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):

Date of Sale:	12/2/2020
Block/Lot:	234 / 4
Amount:	$26,869.47
Premium:	$34,800.00
Certificate:	19-00025
Payable To:	US Bank Cust Tower DB X Trust 50 South 16th St. Suite 2050 Philadelphia, PA 19102

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #317-2021

AUTHORIZATION TO PURCHASE A 2022 FORD F350 PICK UP TRUCK FOR THE SEWER DEPARTMENT THROUGH A STATE CONTRACT IN THE AMOUNT OF $59,790.00

WHEREAS, the Department of Public Works of the Borough of Middlesex wishes to purchase a 2022 Ford F350 Pick Up for the Sewer Department under New Jersey State Contract #A88758, T2101 in the amount of $59,790.00; and

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

WHEREAS, Winner Ford, 250 Berlin Road, Cherry Hill, NJ, is under the New Jersey State Contract #A88758, T2101; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council hereby approve the purchase of a 2022 Ford F350 Ford Pick Up for the Sewer Department under New Jersey State Contract #A88758, T2101, from Winner Ford.

The CFO hereby certifies that the funds in the amount not to exceed $59,790.00 is available in Account No. C-04-19-979-000-092.

_____
Caroline Benson, CFO

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #318-2021

ACCEPTING THE RETIREMENT OF MICHAEL GIRVAN FROM THE RECREATION DEPARTMENT EFFECTIVE JANUARY 1, 2022

The Mayor and Council hereby accept the retirement of Michael Girvan, Assistant Recreation Director effective January 1, 2022.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #319-2021

ACCEPTING THE RESIGNATION OF ANDREW POLLARA FROM THE DEPARTMENT OF PUBLIC WORKS EFFECTIVE NOVEMBER 3, 2021

The Governing Body hereby accepts the resignation of Andrew Pollara from the DPW effective November 3, 2021. Mr. Pollara was employed part time in the Sanitation Department.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #320-2021

ACCEPTING THE TERMINATION OF VINCE MARTIN FROM THE DEPARTMENT OF PUBLIC WORKS EFFECTIVE OCTOBER 19, 2021

The Governing Body hereby accepts the termination of Vince Martin from the DPW effective October 19, 2021. Mr. Martin was employed part time in the Sanitation Department.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #321-2021

AUTHORIZING THE MAYOR TO EXECUTE THE SETTLEMENT AGREEMENT BETWEEN THE BOROUGH OF MIDDLESEX AND THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Governing Body hereby authorizes the Mayor to execute the Settlement Agreement between the Borough of Middlesex and the New Jersey Department of Environmental Protection in regard to Enforcement Action ID# NEA210001-030600.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #322-2021

AUTHORIZING PARTICIPATION IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE BOROUGH OF MIDDLESEX TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and County LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through the 1033 Program; and

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the Borough of Middlesex is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the calendar year from January 1, 2022 to December 31, 2022.

BE IT FURTHER RESOLVED, that the Borough of Middlesex is hereby authorized to acquire items of non-controlled property designed “DEMIL A” which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, vehicle parts, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Borough of Middlesex without restriction.

BE IT FURTHER RESOLVED, that the Borough of Middlesex shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately and shall be vailed to authorize requests to acquire “DEMIL A “ property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31 of the calendar year from January 1, 2022, to December 31, 2022.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #323-2021

AUTHORIZING THE MAYOR TO EXECUTE THE INDEPENDENT CONTRACTOR AGREEMENT BETWEEN MIDDLESEX BOROUGH AND GGLEAGUES TO RUN AND MANAGE A RECREATIONAL ESPORTS LEAGUE IN THE BOROUGH

The Governing Body approves of the Mayor to execute the Independent Contractor Agreement between GGLeagues and Middlesex Borough to run and manage a recreational esports league for the Middlesex Recreation Department.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #324-2021

AMENDING RESOLUTION #202-2021 ADOPTED JUNE 29, 2021 REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR SENIOR ASSISTED TRANSPORTATION FUND

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:5-29 provides for the receipt of donations in conjunction with the services provided; 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.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #325-2021

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.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #326-2021

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 PBA Negotiations; 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.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on November 9, 2021.