



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

1200 Mountain Ave
Middlesex, NJ

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

Tuesday, April 26, 2022

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 John Madden
Council President James Eodice
Councilman Jeremiah Carnes
Councilwoman Amy Flood
Councilman Jack Mikolajczyk
Councilman Martin Quinn
Councilman Douglas Rex

Also Present:

Christopher Corsini Borough Attorney

Others Absent:

Marcia Karrow Administrator

2. Mayor Madden made a motion to add Contract Negotiation-Personnel to the Executive Session Meeting

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

PRESENTATIONS

APPOINTMENTS

PROCLAMATIONS

1. Autism Awareness Month

WHEREAS, Autism Awareness Month is a chance to encourage our residents to become educated and informed about programs, services and opportunities to support individuals with autism; and

WHEREAS, Autism Spectrum Disorder (ASD) represents a broad group of disorders that vary widely from mild to severe and is characterized by difficulty with social interaction, communication, severely limited interests and repetitive behaviors; and

WHEREAS, Data reported by the Center for Disease Control (CDC) states that 1 in 54 children in the U.S. are diagnosed with an ASD, with boys being diagnosed four times greater than girls. Early diagnosis and intervention afford the best opportunity to support healthy development; and

WHEREAS, Research indicates that genetics are involved in numerous cases, children born to older parents are at risk, and chances are greater for the second child to be diagnosed if the first child has Autism. The number of cases has increased significantly in the last few years; and

WHEREAS, there are many medical expenses and associated mental health conditions with regard to ASD that effect families everyday in this country; and

WHEREAS, during the month of April, we strive to promote autism awareness, inclusion, and self determination for all, and assure that each person with ASD is provided an opportunity to achieve the highest possible quality of life.

WHEREAS, the Borough of Middlesex is committed to providing a safe, nurturing and welcoming community to all citizens, including people with Autism; and

WHEREAS, the Borough of Middlesex is honored to take part in the annual observance of Autism Awareness Month in the hope that it will lead to a better understanding of the disorder;

NOW THEREFORE, I, John L. Madden, Mayor of the Borough of Middlesex, New Jersey do hereby proclaim

**April 2022
Autism Awareness Month**

and urge our community to help raise awareness of special needs in our town.

Council President Eodice read the above Proclamation declaring April, 2022 as Autism Awareness Month.

ORDINANCE(S) FOR INTRODUCTION

Borough Clerk Linda Chismar read Ordinance 2057-22 by title:

ORDINANCE 2057-22**AN ORDINANCE REPEALING SECTION 36-3 ENTITLED “COMMUNITY EMERGENCY RESPONSE TEAM” FROM CHAPTER 36 OF THE CODE OF THE BOROUGH OF MIDDLESEX ENTITLED “EMERGENCY MANAGEMENT”**

WHEREAS, N.J.S.A. App.A:9-30 et seq. (“The Civil Defense and Disaster Control Act”) codifies the Federal Emergency Management Agency’s Community Emergency Response Team (“CERT”) program; and

WHEREAS, the Middlesex County Office of Emergency Management has recently assumed responsibility of local CERT programs to support a county-wide system for responding to emergencies; and

WHEREAS, the Borough’s Office of Emergency Management Coordinator has recommended that the Borough’s current CERT program be eliminated in order to serve the local community through the County’s program; and

WHEREAS, to effectuate this purpose, Chapter 36, Section 36-3 must be eliminated from the Borough’s code.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Middlesex, Middlesex County, New Jersey as follows:

Section I

Section 36-3 entitled “Community Emergency Response Team” under Chapter 36 of the Code of the Borough of Middlesex entitled “Emergency Management” is hereby repealed and deleted.

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.

RESULT:	FIRST READING [UNANIMOUS]	Next: 5/10/2022 7:00 PM
MOVER:	James Eodice, Council President	
SECONDER:	Jack Mikolajczyk, Councilman	
AYES:	Eodice, Carnes, Flood, Mikolajczyk, Quinn, Rex	

Borough Clerk Linda Chismar read Ordinance 2058-22 by title:

ORDINANCE 2058-22

AN ORDINANCE AMENDING SECTION 80-75 ENTITLED “ADMINISTRATIVE FEE FOR USE OF POLICE OFFICERS AND/OR VEHICLES ON EXTRA-DUTY JOBS” WITHIN CHAPTER 80 OF THE CODE OF THE BOROUGH OF MIDDLESEX ENTITLED “POLICE DEPARTMENT”

WHEREAS, The Middlesex Borough Police Department charges administrative fees when providing off-duty police officers and/or police vehicles for police extra-duty jobs to assist contractors or other persons or companies in need of such services; and

WHEREAS, public utilities companies requesting these services pay any applicable municipal administrative fee when authorized by local ordinance, however are not obligated to pay for certain costs identified as vendor fees; and

WHEREAS, it is the Borough of Middlesex’s desire to amend Section 80-75 of Chapter 80 of the Borough Code to permit the vendor fee to be passed through to the entity requesting the off-duty police traffic control services.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Middlesex, Middlesex County, New Jersey as follows (additions are written **thusly** and deletions are written ~~thusly~~):

Section I

§ 80-75 Administrative fee for use of police officers and/or vehicles on extra-duty jobs.

A. The Middlesex Borough Police Department shall charge a fee as provided hereunder when providing off-duty police officers and/or police vehicles for police extra-duty jobs to assist contractors or other persons or companies in need of such services. This section shall not apply to work done by nonprofit religious and/or charitable organizations or to the Middlesex Fire Department, Rescue Squad or the Middlesex Board of Education, and there shall be no charge imposed on these organizations.

b. The charge for use of off-duty police officers to provide this type of service is \$80 per hour for road jobs. All other extra-duty jobs shall be charged at the police officer's regular time and 1/2 (1.5) rate. **Third party vendor costs shall be passed through to the entity requesting off-duty police traffic control services.** There shall be a four-hour minimum charge for all extra-duty road jobs hereunder. Cancellations must be received by the Middlesex Borough Police Department not less than two hours prior to the scheduled start of any extra-duty job. Failure to cancel at least two hours prior to the scheduled start of any extra-duty job shall result in a four-hour minimum charge hereunder.

c. of compensation for usage of a Department vehicle shall be \$15 per hour, except that if the Borough is paying for any road improvement job, such fee shall be waived.

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.

RESULT:	FIRST READING [UNANIMOUS]	Next: 5/10/2022 7:00 PM
MOVER:	James Eodice, Council President	
SECONDER:	Jack Mikolajczyk, Councilman	
AYES:	Eodice, Carnes, Flood, Mikolajczyk, Quinn, Rex	

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

Borough Clerk Linda Chismar read Ordinance 2056-22 by title:

ORDINANCE 2056-22**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX,
CHAPTER 407, VEHICLES AND TRAFFIC, ARTICLE III, STOP INTERSECTIONS,
SECTION 407-6, STOP INTERSECTIONS; SIGNS**

BE IT ORDAINED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey, that:

SECTION 1. In accordance with N.J.S.A. 39:4-8.b.(1) and N.J.S.A. 39:4-197(e), Section 407-6 is hereby supplemented, amended and revised to reflect:

(80) Hazelwood Avenue and Dorn Avenue: The intersection is hereby established as a 4-way stop intersection. Stop signs and stop bars are to be installed on Hazelwood Avenue at the northeast corner and southwest corner of Dorn Avenue.

SECTION 2. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to effect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION 3. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect immediately upon final passage and publication according to law.

Mayor Madden made a motion to open the Public Hearing on Ordinance No 2056-22.

Dave Polakiewicz, 240 Hazelwood Avenue, expressed his gratitude to everyone involved in trying to make his neighborhood safe. He commented on the traffic from the Amazon facility, stating that in the future the Borough and Zoning need to review traffic factors before allowing large businesses into the Borough.

Bob Edwards, 243 Hazelwood, brought to the attention of the Council that there are Preschool children that walk down Hazelwood most days, expressing the danger that these children are in due to the traffic problems on the street. He also expressed his gratitude for the Ordinance.

Seeing that there was no further public comments made, Mayor Madden closed the Public Hearing on Ordinance No. 2056-22.

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 April 12, 2022 Regular 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:

We are having an issue converting the video recorded meetings into a format that Piscataway TV is able to use. The Camera System downloads the recordings into a format such as an AVI or MP4, which is not compatible with Piscataway's system. We are currently working with our IT, the Camera System liaison and an employee from Piscataway TV to get this issue resolved. It has been discussed that an additional program, called Wonder share, might be needed in order to convert the file into a format that is compatible to both the Borough's system as well as Piscataway's. We are also looking into other ways to publicize the recording and exploring our options, such as possibly posting them on YouTube as well.

COUNCIL MEMBER REPORTS

Council President Eodice

Council President Eodice made the following comments:

Council President Eodice stated that although it was not announced at the previous meeting, it was

discussed at several past meetings that as soon as the Council meetings resumed in the Court Room, they would be videotaped. He also stated that they are exploring different options on how we would get them out to the residents.

Councilman Carnes

Councilman Carnes made the following comments:

Joint Land Use

The meeting was canceled as there are no items on the agenda to discuss, therefore the Chairman canceled the meeting to conserve costs.

The Sub Committee is actively working on the Master Plan. We have Public input hearings coming up on May 11th, May 25th. On the 7th the plan is to adopt it in June.

Culture and Heritage

The next Open Mic Night will be on May 12th. Sign Up's start at 6:30.

Bus Shelters Contracts have been signed for Route 28. Expect to see the new shelters in the near future.

Councilwoman Flood

Councilwoman Flood made the following comments:

The Swim Pool Commission met April 20th. Salaries were updated for manager and secretary. On May 1st, non-residents may apply for membership. The pool will be hosting an Open House May 21st for anyone wishing to view the facility.

The Board of Education met April 25th. The 2022-2023 budget presentation given. The Board unanimously passed the budget. They also accepted the resignation of the Superintendent and the High School Principal effective June 30, 2022.

Veolia Cap meeting was held on April 14th. There was a presentation on the Middlesex County Hazard Mitigation Plan.

Councilwoman Flood recognized Administrator Marcia Karrow for her service and dedication to the Borough of Middlesex for the last 3 years. She stated what a tremendous help and resource she has been to her.

Councilman Mikolajczyk

Councilman Mikolajczyk made the following comments:

Councilman Mikolajczyk wished Marcia Karrow good luck in her future endeavors.

Highlights of the March Police Report: 1758 calls to service, 9 arrests, 226 traffic Tickets and Motor Vehicle Summons, 69 Radar Summons, 10 reportable crimes 6 of which were resolved.

Councilman Quinn

No Report was given.

Councilman Rex

Councilman Rex made the following comments:

The Commission reviewed and discussed the 8 communications that had been received. Several residents had reported issues with their trees. Various members voiced their willingness to investigate and report back on their observations from the properties in question at the next meeting.

The Commission received 8 additional emails. Each one was discussed with the members, who each signed up to visit the sites and report back their findings at the next meeting.

Unfinished Business

Update on the budget for 2022

The Commission requested a \$3,000.00 dollar increase to their \$45000.00 budget that they are slated to receive.

The Commission tabled two issue's one of which being the RFP for Tree Inventory. Chairman Bond did not have any update on this inventory and will follow up with the Commission.

Shade Tree Chapter 395 revisions were pushed back to the September meeting. It is an important Ordinance and the Commission wants to get it correct. The Ordinance has not been updated for many years.

Update on the Tree Arboretum on Raritan Avenue: The Zoning Officer, Mr. Costa, reported that this is a State owned Blue Acres property that is more than 10 years old. He recommended that Chairman Bond submit to him a plan for the site for his review. He foresaw no issues in making this happen.

There is a potential violation on 534 Drake Avenue. It is an ongoing investigating, as facts for it have been clouded and we want to do it correctly.

New Business

296 Harris Avenue: This tree was removed without the Commission's approval. The Zoning Officer has sent a summons for the violation. Chairman Bond may have to appear in court to discuss the details of the violation.

Several applications were submitted to JLUB for tree plantings which included: Cook Avenue, 772 and 776 Williams Street, 221 Second Street and 440 Market Street. Plans were reviewed. Two plans may need modification and tree protection for trees presently on associated properties.

Plaque for John Sweeny: A tree is already planted in front of the library. The Commission discussed a potential date for a ceremony, as well as the plaque with the DPW Superintendent.

Arbor Day Planting: The Commission will be planting seedlings from historic Salem oak tree in front of the library on April 29th. They will get the area for planting from the DPW Superintendent. There will be a display case in the library with a tree theme for Arbor Day.

ADMINISTRATOR'S REPORT

Mayor Madden read Administrator Karrow's Report into the record.

At the last meeting we had received a quote to add a new main to Baekeland Avenue to accommodate the pump station there while the street is open and being reconstructed by Piscataway. On the Consent Agenda is a Change Order for the project for the installation of a 12-inch main which has been sized for the Piscataway Sewer Bypass Project. We are still waiting for a quote to add a new line on River Road to provide opportunities to undeveloped land in that area.

As of today, the Borough still has not received any road reconstruction funding for 2022 from the DOT. DPW Superintendent Vidal is looking into this.

FEMA and the GSA are anticipating notification regarding the MSP property by the end of the month or early May.

Regarding the Fire Department Rules and Regulations which is required by Borough Code, the Chief of the Fire Department received them several weeks ago with a request to review by April 28th to see if there needed to be discussion and amendments. Should the Department not respond by then, these Rules and Regulations will be sent to the Council to review and place on the May 10th Consent Agenda.

The County Planning Department did confirm that there is still \$667,631.79 which would be 50% of a \$1,335,263.58 project. Unfortunately, the original Mountain View Park Plan did not include a playground or anything ADA related. The County appears amenable to amending the original grant and extending it for several years for the Borough. Based on this information, on April 20th I filed a request for a three-and-a-half-year extension with the Freehold Soil Conservation.

With Court Administrator Gaud leaving in July for up to 18 weeks on maternity leave, a Shared Services agreement with Piscataway Township has been negotiated for their Court Administrator to serve as the Borough's Administrator during that time. The agreement will be on Piscataway's agenda the first meeting in May. We are waiting for a copy of the agreement which provides the service for up to 10 hours per week at a cost of their Administrator's salary and fringe for those 10 hours. By law, you are required to have a Certified Court Administrator. The functions and duties include but are not limited to overseeing staff inquiries, monitoring daily, weekly, monthly reports, email correspondence between the Borough and monthly bank reconciliations. The Borough Judge is amenable to delaying all live court until the return of Ms. Gaud.

On Wednesday night at 7 pm, the Army Corps is resuming its quarterly updates on the flood wall project here in the court room. These have been on hold since the Covid 19 pandemic began in March 2020.

The Police Dispatch Contract has been fully agreed upon with Somerset County. Funding for new communications equipment to work with Somerset's system is being placed in this year's Capital Budget. This contract will allow for four desk sergeants to get back out on the road and manage patrols. The four Sergeants salaries cost the Borough over \$500,000 per year. The initial capital investment is about \$200,000; the first year of the contract is \$175,000, with an incremental increase the first 3 years and a 2% increase for the balance of a 10-year contract.

\$5,050,000 in bonds were sold today. There were four bidders, and the winning bidder was Roosevelt and Cross who bid 3.12% leaving you with a premium of about \$184,000. On advice of Borough Bond Counsel, the amount of bonds was decreased and paid down by \$85,000 and the balance of the premium will be used towards next year's interest payment.

Also, \$4,420,000 in Bond Anticipation Notes were sold today. There were seven bidders which is a lot. The winning bidder was Manasquan Bank in Wall Township at 1.7%. The bids went from 1.7% to 2.489%.

As part of my final Administrator's Report, I am taking this opportunity to summarize my accomplishments over the last three years. Most of 2020 and 2021 were extremely challenging due to the Covid-19 Pandemic. The Borough was one of the first municipalities in the state to create a closure plan and close to the public and was also one of the first municipalities to re-open safely to the public.

When I arrived in April 2019, a corrupt Mayor led the Borough. There were staff shortages in Borough Hall

and the Department of Public Works. And there definitely was a morale issue among staff.

The Borough's Budget had a serious structural deficit caused by over-spending, draining surplus revenue, and one-time tricks used to balance the budget. There was no long-term debt plan. The Borough was at risk of being downgraded by bond rating agencies. Redevelopment projects were either not paying their Payments in Lieu of Taxes or the projects were stalled.

After three years and with fiscal austerity, the Borough's Budget is now stable. There has not been a tax increase in 2 years. Surplus has been increased by over 300%. The Borough has a strong Double A rating from Standard and Poor's. All PILOT payments are up to date, and the two warehouse projects have contracts guaranteeing the Borough the same net present value payment for thirty years through an annual escalator.

The Recycling Center was made more efficient by allowing staff to work uninterrupted two days a week, while not eliminating services to the community. The residents still have the options of early mornings, a late night, and a Saturday. Efficiencies were also created in the areas of Senior Services and Public Recreation following a popular statewide model. One additional person was added to replace a department head, and titles have been reconfigured which better reflect job responsibilities and reporting structure.

After having to rewrite the Floodplain Management Ordinance and Storm Water Ordinance several times, making sure that they are being enforced by requiring Base Flood Elevations, cleaning up repetitive loss properties, and doing over a hundred constituent counselings on flood management, the Borough is in a good place to finally apply to be rated under CRS.

Facilities improvements include installation of bullet proof glass at the Construction and Clerk's offices which was fully reimbursed under the CARES Act; a new HVAC system was installed in the Library, a camera recording system in the courtroom, and security cameras at Borough Hall and the Recreation Center also reimbursed by the CARES Act.

A fleet of new mason dumps and pick-up trucks and a new garbage truck replaced old and failing DPW equipment. Six new police cars and two new SUVs were purchased for the Police Department with a plan to add two SUVs a year until there are a total of twelve police vehicles which will allow for longer life of the vehicles and flatter, more stable budgeting.

Regarding staffing, the following staff backfills, new hires or promotions were made: Recreation Director, Recreation Administrative Assistant, Zoning Officer, Planning Board Secretary; Tax Assessor; Assistant for the Clerk who is working towards her Municipal Clerk Certification, promotion of Deputy Clerk to Clerk; promotion of the DPW Foreman to Superintendent; 6 new part-time sanitary workers following 6 full-time promotions from part-time; promotion DPW Lead Man for Parks, DPW Lead Man for Roads, DPW Lead Man for Sanitation; a full-time Human Resources Manager; a part-timer for the Court; and a new position called Assistant Recreation Coordinator was created and hired which replaced the former position of Assistant Director of Recreation.

The Personnel Manual was updated twice to comply with the Borough's Joint Insurance Fund requirements. The Borough achieved 100% cyber security trained status by the JIF, providing a lower deductible in case of cyber-crime. The Borough is one of only two municipalities in the JIF to achieve this level. DPW and White-Collar Contracts settled at 7% increases over four years. None of the Borough's three unions have filed a single grievance against management since the former Mayor resigned; at that time, I settled a grievance that had been filed against him by the DPW.

Special agreements, negotiated settlements, and contracts negotiated include a negotiated settlement with Our Lady of Mount Virgin to dismiss a prior lawsuit; MCUA agreeing to reline one of the Borough's sewer lines while doing their own contractual work at a substantial savings to the Borough; a Shared Services Agreement with the School District regarding mutual use of facilities and fields and furnishing garbage and recycling removal at Borough's cost, a reimbursement to the Borough of \$36,000 in 2022; a contract with our Licensed Site Remediation Professional, Najarian, to do a Closure Plan for the legacy landfill located on Mountain

Avenue; the Property Revaluation, which was put on hold because of Covid 19; a proposal for which a response is forthcoming, to acquire, at no cost, the 9.5 acres of federal land which once was a contaminated property; and Veolia agreeing to provide a fee of \$1,000,000 over 10 years under the Hazardous Waste Siting state statute -- 5 times the amount last negotiated.

Although there are several issues not quite finished, I am proud of my accomplishments for the citizens and taxpayers of Middlesex Borough. Many problems and issues have been turned around and the Borough has a strong fiscal outlook. I am especially proud to have served with an outstanding professional staff who are true public servants, serving the people of Middlesex with compassion and integrity. Thank you for giving me this opportunity and honor to have served with them.

PRIVILEGE OF THE FLOOR

Sheila Fuhrmann, 38 Whitney Drive, expressed her concern that the Senior Department did not include anything in the Borough Newsletter. She asked the Council to make sure that the Senior Department is included in the Newsletter going forward.

Mrs. Fuhrmann also expressed her concern for the joining of the Recreation Department and Senior Services, stating that it is too much for one person and department.

Rich Rutkowski, 211 Maple Street, questioned who is responsible for the installation of the Bus Shelters and asks that the group installing them closely review the placement before it gets put up. Mr. Rutkowski also asked about the technical issues that have been occurring with the conversion of the video recordings of the Council meetings. Additionally, he inquired about the status of the Lincoln Park Statue.

Dave Polakiewicz, 240 Hazelwood Avenue, asked the Mayor what the succession plan for the Administrator position is. He inquired on the status of the Environmental Commission, stating that the Borough has a great need for one.

Mr. Polakiewicz also questioned an item on Executive Session, asking if the potential litigation is related to the issues at Heather Lane.

Bob Edwards, 243 Hazelwood Avenue, commended the Police Department for their hard work.

Janice D'Amico, 501 Wellington Street, thanked the Police Department for their work. She also expressed her concern for a Shade tree that she believes to be a danger to her family on her property, stating that it needs to be dealt with. Ms. D'Amico also wanted to bring to the Council's attention a dead tree that is on Borough property by her residence.

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 126-2022

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

1. Acceptance of the March, 2022 Police Report
2. Approval of the Swim Pool Commission Report of Salary Changes

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 127-2022**APPROVING THE REFUND OF \$1875.00 FOR STREET OPENING PERMIT NO. 2021-008 TO JUSTIN RUIZ OF 518 MELROSE AVE**

WHEREAS, Justin Ruiz was issued a street opening permit on 09/27/21; and

WHEREAS, Justin Ruiz. deposited \$2500.00 with the Borough of Middlesex to ensure proper repair and maintenance of the roadway; and

WHEREAS, said roadway at 518 Melrose Ave. was inspected by Dan Niro, Plumbing Inspector and Lenny Vidal DPW Supervisor, and found to have been maintained in a satisfactory manner.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex that the disbursing officers be and they are hereby authorized to draw a check in the amount of \$1875.00 in favor of Justin Ruiz 518 Melrose Ave, Middlesex, NJ 08846, for refund of Street Opening Permit No. 2021-008.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 128-2022**APPROVING THE REIMBURSEMENT OF \$25.00 TO DOLLAR TREE STORE NO. 4004 FOR OVERPAYMENT OF THEIR 2022/2023 BOARD OF HEALTH LICENSE**

The Governing Body hereby approves the reimbursement of \$25.00 for the 2022-2023 Board of Health Mercantile License to Dollar Tree #04004, 500 Volvo Parkway, Chesapeake, VA 23320 for overpayment for said 2022-2023 Board of Health Mercantile License.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 129-2022

**ACCEPTING THE RETIREMENT OF MARCIA KARROW EFFECTIVE MAY 1, 2022 AND
AUTHORIZING THE TREASURER TO PAY HER FULL ALLOWANCE OF \$25,902.56 IN
ACCORDANCE WITH THE PERSONNEL POLICY**

The Mayor and Council having accepted Marcia Karrow's retirement effective May 1, 2022 hereby authorize the Treasurer to pay the full allowance of \$25,902.56 in accordance with the personnel policy in the next regular Borough payroll of May 6, 2022. The benefits include the following:

26 Days Vacation Time	\$ 12,588.16
27.5 Days Sick Time	\$ 13,314.40
TOTAL	\$ 25,902.56

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 130-2022

**AUTHORIZING THE REIMBURSEMENT OF \$150.00 FOR THE 2022-2023 BOARD OF
HEALTH MERCANTILE LICENSE TO CVS, ONE CVS DRIVE, MC 1160, WOONSOCKET,
RI 02895**

The Governing Body hereby approves the reimbursement of \$150 for the 2022-2023 Board of Health Mercantile License to CVS, One CVS Drive, MC 1160, Woonsocket, RI 02895 or overpayment for said 2022-2023 Board of Health Mercantile License.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 131-2022

**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 the property in the Borough of Middlesex on or before October 1, 2021, 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, 2021; and

WHEREAS, the Tax Collector has disallowed the following Senior Citizen/ Disabled Person deduction for the 2021 year totaling \$750.00.

Name: Schley, Quentin L & Beverly Ann
Block/Lot: 78 / 24
Amount: \$250.00
Reason: Form Not Returned

Year: 2021

Name: Gajewski Jr., Thaddeus J & Mercier, Janice
Block/Lot: 182 / 13.01
Amount: \$250.00
Reason: Over Income
Year: 2021

Name: Jones, Alexandria S
Block/Lot: 209 / 72
Amount: \$250.00
Reason: Form Not Returned
Year: 2021

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 132-2022

**APPROVING CHANGE ORDER #1 IN THE AMOUNT OF \$13,479.74 FOR THE PHASE II
SANITARY SEWER PROJECT**

WHEREAS, T.R. Weniger was awarded the contract for Phase II Sanitary Sewer (Greenbrook Road and Louis Ave Pump Station) Project on September 28, 2021 in the amount of \$810,635.00; and

WHEREAS, Change Order #1, is for \$13,479.74 for the installation of trash baskets and rail systems, including portable hoist system, which will prevent damage to the pumps and provide more access for cleaning. This will bring the total contract amount for this project to \$824,114.74; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following change order is hereby approved.

Original Contract Sum:	\$810,635.00
------------------------	--------------

Change Order #1	\$ 13,479.74
-----------------	--------------

NEW CONTRACT SUM:	\$824,114.74
--------------------------	---------------------

NOW FURTHER BE IT RESOLVED that the Treasurer hereby certifies that the funds in the amount of \$13,780.79 are available in Account No. C-04-17-907-000-050.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 133-2022**APPROVING THE REPAIR TO GUIDE RAILS WITHIN THE BOROUGH OF MIDDLESEX
IN AN AMOUNT NOT TO EXCEED \$14,800 - *Item Removed from Consent***

WHEREAS, the Governing Body desires to repair guide rails at three locations within the Borough of Middlesex; and

WHEREAS, the three locations include (1) Warrentville Road and West 2nd Street; (2) Mountain Avenue and South Avenue; and (3) Starlit Drive & Greenbrook Drive; and

WHEREAS, the cost for the installation of the guide rail repairs is \$14,800; and

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 approves the repair to the guide rails at (1) Warrentville Road and West 2nd Street; (2) Mountain Avenue and South Avenue; and (3) Starlit Drive and Greenbrook Road in an amount not to exceed \$14,800.
2. This resolution shall take place immediately.

NOW FURTHER BE IT RESOLVED that the Acting CFO certifies that funds in the amount of \$14,800 are available in Account No. C-04-19-979-000-093.

RESULT:	TABLED BY CONSENT VOTE [UNANIMOUS]	Next: 5/10/2022 7:00 PM
MOVER:	James Eodice, Council President	
SECONDER:	Jack Mikolajczyk, Councilman	
AYES:	Eodice, Carnes, Flood, Mikolajczyk, Quinn, Rex	

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 134-2022**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 135-2022

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 including (1) Potential Litigation - Personnel; (2) Contract Negotiations - PBA Contract; (3) Potential Litigation - Flood Issues; (4) Litigation - Gramercy Gardens; (5) Real Estate - Army Corp.; (6) Contract Negotiations Rescue Squad; and (7) Contract Negotiations - Property Acquisition; 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 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

Potential Litigation - Personnel

Contract Negotiations - PBA Contract

Potential Litigation - Flood Issues

Litigation - Gramercy Gardens

Real Estate - Army Corp.

Contract Negotiations - Rescue Squad

Contract Negotiations - Property Acquisition

ADJOURNMENT

The next Regular Meeting will be May 10, 2022

Respectfully yours,

Linda Chismar, RMC
Borough Clerk