



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, December 20, 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

Council President James Eodice
Councilman Michael Conahan
Councilman Jack Mikolajczyk
Councilman Martin Quinn
Councilman Douglas Rex

Councilman Jeremiah Carnes -- **Absent**

Also Present:

John Madden Mayor
Joe Costa Interim Administrator
Christopher Corsini Borough Attorney

Others Absent:

2. Mayor Madden made a motion to amend Resolution #358-2022 to reflect total contract amount of project to be \$791,265.22 in Paragraph 2 of the resolution.

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

APPOINTMENTS

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 334-2022**HIRING PROBATIONARY POLICE OFFICER DANIEL M. GURELL AT AN ANNUAL SALARY OF \$52,584.00 EFFECTIVE JANUARY 3, 2023**

WHEREAS, Daniel M. Gurell has successfully completed the background investigation, psychological and medical examination required for the position of a Probationary Police Officer in the Borough of Middlesex; and

WHEREAS, Chief Geist is recommending that Daniel M. Gurell be appointed to the position of Probationary Police Officer effective January 3, 2023 at an annual salary of \$52,584.00.

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

1. Daniel M. Gurell is hereby appointed a Probationary Police Officer for the Borough of Middlesex effective January 3, 2023 at an annual salary of \$52,584.00.
2. This resolution shall take effect immediately.

Mayor Madden stated that Daniel is a certified police officer who graduated from the Basic Course for Police Officers at the Camden County Police Academy on December 15, 2022. Prior to law enforcement training, he worked in property management and with his brother's business.

Daniel attended Middlesex College and Yeshivat Reishit in Israel. Originally from Chicago, Illinois, Daniel currently lives in Middlesex County and grew up in Highland Park, New Jersey, where his family currently resides.

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

PRESENTATIONS**Borough Assessor - Revaluation**

The Borough Assessor discussed several questions that have been brought to her attention by the public in regards to the Revaluation, and the letters that have been sent to the residents.

She talked about the fluctuation of the market and the way that effects the evaluation of each home. She stated that the State mandated the revaluation for the Borough of Middlesex due to the fact that one had not been done in more than 30 years.

The Assessor mentioned that everyone's value of their house should have increased, and the taxes should have decreased noticeably. She brought to the attention of the public the reason for the Revaluation and the benefit it has on the town itself as well as the residents. The Borough Assessor talked about the tax bills for the upcoming year and what to expect on the annual notices that are sent out to residents. She also strongly recommended to residents that if they have specific questions in regards to their own revaluations to call and make an appointment with PPE as soon as possible. She discussed

going forward what steps the Borough can put in place to avoid such a long lapse in revaluations for the future and discussed the appeal process for residents who feels like their assessment is incorrect.

A resident asked the Assessor when the inspections were done, and if the decrease in the market since then effects the values that were given? Also, a question was raised about what mechanisms are in place to account for a decrease in the market?

Bruce Sanders, 10 Venice Avenue, asked if the PILOTS in town are being effected by the revaluation. He also questioned what is the deadline to have an appointment, the timing of the letters and how does the value of the homes compare?

PROCLAMATIONS

ORDINANCE(S) FOR INTRODUCTION

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

Borough Clerk Linda Chismar read Ordinance 2074-22 by title:

ORDINANCE 2074-22

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN CHAPTER 93, RECREATION AND PARKS IMPROVEMENT COMMITTEES, SECTION 93-2 MEMBERSHIP; TERMS; COUNCIL REPRESENTATIVE; FILLING OF VACANCIES

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

Section 93-2 shall be amended to read as follows:

§ 93-2 Membership; terms; council representative; filling of vacancies

- A. The Recreation Committee shall be composed of seven members and two alternate members, who shall be citizens and residents of the Borough of Middlesex. The Parks Improvement Committee shall be comprised of 9 resident members and two resident alternates. There shall be ~~one~~ **two** representative council members on the Committee. Such members and alternate members shall be appointed by the Council to serve three-year terms; provided, however, that the initial appointments shall be made in the following manner; two members for initial one-year terms; two members for initial two-year terms; three members for initial three-year terms; one alternate for an initial one-year term; and one alternate for an initial two-year term. After the conclusion of the initial terms as herein provided, all terms shall be for three years. The Council shall designate the alternate members as "Alternate No. 1", and Alternate No. 2." At meetings of the each Committee, alternate members shall be permitted to participate in discussion of the proceedings, but shall not be permitted to vote except in the absence or disqualification of one or more regular members, in which event alternate members shall be permitted to vote in lieu of such absent or disqualified regular members in the order of numerical designation of such members.

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

Mayor Madden opened the Public Hearing on Ordinance No. 2074-22. Seeing that there were no public comments, Mayor Madden closed the Public Hearing on Ordinance No 2074-22.

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

Borough Clerk Linda Chismar read Ordinance 2075-22 by title:

ORDINANCE 2075-22

**AN ORDINANCE FOR THE REFURBISHMENT OF THE WATER SLIDE FOR THE
BOROUGH OF MIDDLESEX SWIM POOL AND APPROPRIATING \$35,000 FOR SUCH
PURPOSE**

BE IT ORDAINED by the Borough Council, in the Borough of Middlesex, in the County of Middlesex and State of New Jersey, as follows:

Section 1. The Borough of Middlesex, in the County of Middlesex, New Jersey authorizes the Refurbishment of the Water Slide for the Swimming Pool, including all work or materials necessary therefore or incidental thereto to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$35,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the Swimming Pool Capital Fund Balance in the amount of \$35,000.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Borough of Middlesex may lawfully make as a general improvement.

Section 4. This Ordinance shall take effect immediately upon due passage and publication according to law.

Mayor Madden opened the Public Hearing on Ordinance No. 2075-22. Seeing that there were no public comments, Mayor Madden closed the Public Hearing on Ordinance No 2075-22.

Council President Eodice stated that he was representative to the Swim Pool last year and is it is great to have the slide refurbished.

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

Borough Clerk Linda Chismar read Ordinance 2076-22 by title:

ORDINANCE 2076-22

AN ORDINANCE AMENDING CHAPTER 19 IN THE CODE OF THE BOROUGH OF MIDDLESEX SO AS TO GUIDE THE HANDLING OF FUNDS FOR THE CULTURE AND HERITAGE COMMITTEE

WHEREAS, the Borough currently has a committee, created via ordinance, tasked with promoting cultural engagement and advancing the creative arts; and

WHEREAS, the committee is governed entirely by Chapter 19 in the Borough's Code of ordinances; and

WHEREAS, the committee currently in place provides for a number of artisan goals of the Borough but does not adequately address the handling of donations and/or grants; and

WHEREAS, the administration of the Borough has looked favorably at amending the ordinance to provide additional guidance; and

WHEREAS, such an ordinance has been looked at favorably by the Borough Attorney as an alternative to the structure currently in place;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Middlesex, County of Middlesex, and State of New Jersey, that Chapter 19 of the code of the Borough of Middlesex is hereby amended as follows:

SECTION I.

Section 19-4 entitled "Organization" is hereby amended as follows (struck through portions to be removed, bolded and underlined portions to be added):

- A. The duties of the Committee shall consist of engaging and encouraging cultural historic and artistic engagement, events and all related activities. These duties may include, but shall not be limited to, the advancement of the following:
- (1) Visual arts, including, but not limited to, sculpture, painting, drawing, architectural design, photography, motion pictures, and television.
 - (2) Literary arts, including, but not limited to, the writing of prose, poetry, drama and choreography.
 - (3) Performing arts, including, but not limited to, music, dance, poetry-reading, and theater.

- (4) The collection and display of art objects.
 - (5) The preservation or commemoration of the culture and history of the Borough of Middlesex.
 - (6) Other activities which the Committee defines as advancing the creativity or culture in the Borough of Middlesex.
- B. The Committee shall advise the Mayor and the Borough Council on ways and means for the encouragement of creative talent within the Borough of Middlesex for the preservation of the history and heritage of the Borough, and for the recognition of persons who have made outstanding contributions to the development, expansion, or preservation of culture and history in Middlesex, whether such person is or is not an artist.
- C. The Committee is encouraged to establish cooperative efforts to seek voluntary assistance from other sources of expertise consistent with its purpose.
- D. The Committee shall be authorized and encouraged to apply for and to accept grants and contributions under the auspices of and through the Borough of Middlesex from public and private sources to finance its initiatives. The Committee shall make no expenditure or commitment of Borough funds without the specific authorization of the Council, except that the Mayor, to the extent of staff availability, may authorize administrative staff support for grant applications and publicity. **This includes but is not limited to matching funds for grants, donations, and the like.**
- E. The Borough shall set up a Dedication by Rider account for the Committee to:**
- (1) Deposit monies obtained from donations, grants or from budget appropriations set annually by the Borough through the budgeting process, specifically for the Cultural and Heritage Committee.**
 - (2) Pay bills associated with events run by the Cultural and Heritage Committee.**
- F. All events and estimated expenditures must be approved by resolution of the governing body prior to the scheduling of any event.**
- G. A financial report detailing Year to date deposits and expenditures will be provided to the Committee Chairman prior to the first meeting of each month.**

SECTION II.

If any part of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance.

SECTION III.

Should any section, paragraph, sentence, or clause of this ordinance be declared unconstitutional or invalid for any reasons, the remaining portions of this ordinance shall not

be affected thereby and shall remain in full force and effect and, to this end, the provisions of this ordinance are hereby declared severable.

SECTION IV.

All Borough of Middlesex ordinances or parts of ordinance inconsistent with enactment are hereby repealed to the extent of such inconsistency.

SECTION V.

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law.

Mayor Madden opened the Public Hearing on Ordinance No. 2076-22. Seeing that there were no public comments, Mayor Madden closed the Public Hearing on Ordinance No 2076-22.

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

Borough Clerk Linda Chismar read Ordinance 2077-22 by title:

ORDINANCE 2077-22

AN ORDINANCE AMENDING CHAPTER 420 (ZONING) SO AS TO ADJUST THE REQUIRED MINIMUM HABITABLE FLOOR AREA AND RE-ZONE BLOCK 219 LOT 1 TO REFLECT RECENT RECOMMENDATIONS FROM THE PLANNING BOARD

WHEREAS, the Borough's Zoning Ordinance, Chapter 420, reflects the Borough's desired control of parcels within the municipality; and

WHEREAS, the Borough's most recent Master Plan re-examination demonstrated certain changes recommended to the Borough's Zoning Ordinance; and

WHEREAS, the following changes have been recommended to the governing body from the Borough's Joint Land Use Board; and

WHEREAS, the following changes have been cleared by the administration and the Borough attorneys;

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Middlesex, County of Middlesex, State of New Jersey, that Chapter 420 entitled "Zoning" is hereby amended as follows:

SECTION I.

Section 420-29 entitled "Minimum habitable floor area", is hereby amended as follows (struck through portions to be removed, bolded and underlined portions to be added):

- A. Every residential building shall have a minimum of ~~150 square feet~~ of habitable floor area, exclusive of basement area, per projected occupant. ~~For purposes of determining compliance with this section, the projected occupancy of residential units is determined to be two occupants per bedroom.~~
- B. Based upon the above standards, a minimum of ~~600~~**1,500 square feet is required for two-bedroom and three-bedroom units, and 1,800 square feet for four-bedroom units.** ~~900 for three-bedroom units and 1,200 for four-bedroom units.~~ However, in no event shall a single-family unit be less than ~~600~~ **1,000** square feet. **This section shall not apply to units located in the Senior Citizen Residential District (SCR) district, which shall have a minimum of 500 square feet for a single bedroom unit.**

SECTION II.

Section 420-4 entitled "Zoning Map" and, therefore, the map on file in the Borough offices and incorporated in the Chapter 420 is hereby amended by this ordinance as follows:

- 1) Block 219, Lot 1 is hereby amended to be designated as within the M - Municipal District.

SECTION III.

If any part of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance.

SECTION IV.

Should any section, paragraph, sentence, or clause of this ordinance be declared unconstitutional or invalid for any reasons, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect and, to this end, the provisions of this ordinance are hereby declared severable.

SECTION V.

All Borough of Middlesex ordinances or parts of ordinance inconsistent with enactment are hereby repealed to the extent of such inconsistency.

SECTION VI.

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law.

Mayor Madden opened the Public Hearing on Ordinance No. 2077-22.

Administrator Costa stated that in changing the master plan one of the most important changes made was that the borough did not want more apartments, and this ordinance has adjusted the required minimum habitable floor area in order to discourage more apartment buildings.

Seeing that there were no further public comments, Mayor Madden closed the Public Hearing on Ordinance No 2077-22.

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

ADOPTION OF MINUTES

1. Approval of the November 22, 2022 Regular & Executive Meeting Minutes

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

MAYOR'S REPORT

Mayor Madden thanked Council President Jim Eodice for his time, leadership and participation on the Council.

He also stated that it takes an extraordinary person to make such a commitment and sacrifice for little reward and compensation. On behalf of our staff and Governing Body, we extend our sincere appreciation.

COUNCIL MEMBER REPORTS

Council President Eodice

Council President Eodice expressed his thanks for the well wishes from members of the Council.

Councilman Carnes

Councilman Conahan

Councilman Conahan made the following comments:

He expressed his congratulations to the new Police Officer.

He reported that the Swim Pool will meet tomorrow night.

He thanked everyone who had a hand in helping the Tree Lighting Ceremony be a success.

He reported that the Board of Education shared services agreement will be extended and a meeting to discuss will be held in the near future.

The Parks Improvement Committee is up and running, with meetings being held the first Tuesday of the month.

He expressed his thanks for Council President Eodice's service, and wished everyone a Happy Holidays.

Councilman Mikolajczyk

Councilman Mikolajczyk made the following comments:

Councilman Mikolajczyk read the highlights of the Police Report: 2500 Call for Service, 9 Arrests, 26 Motor Vehicle Crashes, 320 Summons. He also thanked the Department for all their hard work.

He stated that the Fire Department is at 100% attendance for calls, and they have had 400 calls this month, compared to the 30 norm.

Councilman Mikolajczyk also wished everyone a Happy Holiday.

Councilman Quinn

Councilman Quinn made the following comments:

Wished everyone a Happy Holiday.

Councilman Rex

Councilman Rex made the following comments:

This was the final meeting for 2022, in which many items were cleared for the year and the financial plans for 2023 were discussed.

Only one new communication was received and resident's concerns were addressed with a Shade Tree member going to at the site.

The previously received 12 communications were all addressed. The normal recommendation of reduction, prune, and removal of dead limbs were discussed. 33% of these trees required tree removal, and all trees were ASH trees.

Work Agenda:

Received 15 new concerns from residents. Each one had a commission member choosing to visit the site with recommendations for tree work to be done. Two residents complained that the roots were lifting the side walk and a discussion was held regarding if a tripping hazard would be created by shaving the sidewalk to address the condition or instruct residents to replace / repair the lifted sidewalk or remove the tree in question and have resident put in new sidewalk. Solutions will be discussed at next meeting.

Unfinished Business:

RFP for a Tree Inventory was discussed and it was suggested that the inventory be done for the whole town vs one area at a time. The potential for this would have a positive impact as the DPW would not have to go to the sites to measure for Borough trees. The estimated cost was \$15,000 dollars. The Commission discussed putting the purchase of a tree inventory into the capital budget and/or getting a grant for a portion of this tree inventory if a Borough grant writer is hired.

Table Chapter 395 Revision-Committee review of Section 395-1 Fines and Fees.

Update on dedication of property on Raritan Avenue as a tree arboretum:

Decided to remove from agenda as potential maintenance could be expensive. Plan is to continue to plant seedlings on the site.

New Business Fall Planting:

Only one quote was received. Commission agreed to plant 25 trees. Which include: Hackberry, Red Maple, Sycamore, Zelkova, London Plane, and Dogwood. Funds in the amount of \$9,875 will be

encumbered from the Tree Replacement Fund.

Budget Update:

Commission decided to use all the remaining money in the budget and also get approved for an additional \$10,000 from the Borough CFO for a majority of the remaining tree work for 2022.

Mailers to be sent to tree Contractors. Flyer to be prepared to advise contractors regarding fines being imposed to the homeowner regarding the removal of a Shade Tree tree in the right of way.

Commission members saw that Jilly's liquors planted purple plums in front of their site, without shade tree approval. Commission would like to have made suggestions on what to have planted when reviewing all plans submitted from the JLUB.

Streetscape project:

Chairman discussed the notification of the removal of the trees on Route 28. He has been advised that these removals were due to the Streetscape Project. Chairman would like better communication with the necessary Boards and Commissions prior to projects being done to make for a more effective and informed outcome. Also, the chain of command within the Commission should be followed. The Chairman will prepare an email to be sent to the Engineer, Administrator and Police to confirm that the 200-year-old Sycamore be protected when project begins.

ADMINISTRATOR'S REPORT

- **Borough Phone System & Security System** - Security system in and recording to DVR. Phone system equipment has been ordered and should be here with the next week and numbers updated with 2 weeks after new equipment.
- **Community Garden** - Update Culture & Heritage to work with DPW. DPW is obtaining a price on the materials for the fencing then we will meet with reps of the culture and heritage to see who will be involved with the design and layout.
- **Grant Writers** - Awarded - Bruno Associates. I will be reaching out to them tomorrow to set up a dialogue and hopefully begin reporting at the next meeting what grants we may be looking into.
- **2023 Re-org- Linda** is working on the re-org scheduled for January 03, 2023 at 7PM. Come dressed for fancy web site picture.
- **BA Position** - January 7th for round 1 interviews we have received 10 resumes, all of which have skill levels, education and experiences which I believe will lead to a successful hire. We will discuss the processes in greater length in executive session.
- **Christmas Holiday** - Luncheon - tomorrow starting at 11:30 here in council chambers. We will be closing the Borough Offices at 1PM on Friday. Notice has been posted on social media
- **2023 Budget** - Our CFO Caroline has emailed all department heads budget worksheets containing prior years information so that the department heads can begin budgeting for 2023. Initial operating budgets submissions are due on January 20th and Capitol Budget submissions are due on February 24th. The Capitol Plan will have a running 6 year plan. Once all submissions are in, we will begin setting up meetings with department heads, the finance committee, and the department Council representative. Once the new council is installed at reorg, I urge each representative to reach out to their respective department head to familiarize yourself with that departments budget needs.
- **Liquor License** introduce ordinance in April to increase by 20% which is max increase allowable by State - last increase was 11 years ago.
- **Community Day** - We want to form a committee lead by Mike Conahan (include - Martin, Fire and Police Chief, OEM, Lenny, Melissa (rec), Jack for entertainment - Target early June
- **Bid Opening for Police AC** - Bids will be opened on January 18th
- **Resolution 351-2022** - Purchase of the old "Foreign Express" at 302 Union Ave for \$420,000. As you may recall we issued an LOI. Letter of Intent to the buyer last month. Our attorney has now put a contract together for us (the buyer) to sign. The Council has approved signing the contract. The Mayor will sign the contract and the realtor will present the contract to the seller (hopefully, this week). The seller will then (I'm sure after review by their attorney) decide to sign (or not sign) the contract. If the seller signs, we will begin the due diligence process of title search, environment study, etc.). Once the due diligence is completed, if all is satisfactory, we can move to closing.

- **Consensus to begin the hiring process for my replacement Zoning/Code Enforcement Official** - Ad mid-February - look to hire for Mid- March - Consensus approved.
- **Consensus** - In 2023 we will be looking to hire at least 2, possibly 3 police officers (depending on final budget approval), Looking for consensus to begin the search/hiring process for 1 police officer - Consensus approved.
- **Consensus to RFP for collection agency for court** - Consensus approved.
- **Creighton Lake** - Met with representatives from American Water today (including the President). Present for the Borough were me, DPW superintendent Lenny Vidal, Mayor Maddon, and Councilman Mike Conahan. After our first meeting with them last month, they reached out to the DEP for some guidance. They stated the DEP guidelines are to test 5 times per month and analyze the data. They feel the DEP's guidelines of data testing and reacting to the testing will best point us in the direction of getting the Lake back to "normal". Their claim is that analyzing the data will show more specific ways the lake's ecoli count is being maintained at such a high level and that the individual reasons need to be identified and targeted. They clearly stated they (and they claim the DEP) do NOT feel the water main break contributed to the ecoli problem. We requested a written document outlining the process and how the data will be analyzed and used. I hope to report progress on this at the next meeting.
- **Website Links** - Positive Solutions is presently working on these links and that should be completed shortly.

PRIVILEGE OF THE FLOOR

Jeffery Best, Dunellen NJ, introduced himself as a resident in Dunellen who is taking an active roll in helping the homeless. He expressed his concern for the growing population of homeless in the area, and stated that his organization is here to help if anyone is in need and reaches out.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

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

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 335-2022

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

1. Acceptance of the November, 2022 Tax Totals.
2. Acceptance of the 2022 JLUB Annual Report.
3. Acceptance of the November, 2022 Police Report.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 336-2022

**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 2024 in the amount of:

DEDR	\$7,978.00
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.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 337-2022

**AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR DMHAS GRANT
FUNDING THROUGH THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG
ABUSE YOUTH LEADERSHIP GRANT**

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse (GCADA) 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. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and

Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

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 DMHAS Youth Leadership funding through 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 an application for DMHAS Grant funding for the Middlesex Municipal Alliance for Grant Term Two: 9/1/23 - 9/30/25 in the amount of :

DMHAS Grant Funding	\$5,000.00
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2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 338-2022

AUTHORIZING THE TAX COLLECTOR TO ISSUE A REFUND FOR OVERPAYMENT OF SEWER ACCOUNT NO. 961-0 IN THE AMOUNT OF \$3.54

WHEREAS, payment was sent in for sewer account # 961-0 in the amount of \$432.30; and,

WHEREAS, the amount due was \$428.76; and,

WHEREAS, the property owner is entitled to a refund as there is a credit of \$3.54 on the account; and

NOW THEREFORE, a check in the amount of \$3.54 should be made payable to:

David Sutton
15 Mill Brook Rd.
Piscataway, NJ 08854

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 339-2022

**ACCEPTING THE RESIGNATION OF CHRISTOPHER COLON FROM THE MIDDLESEX
POLICE DEPARTMENT EFFECTIVE NOVEMBER 28, 2022**

The Mayor and Council hereby accept Christopher Colon's resignation effective November 28, 2022 and authorize the Treasurer to pay the full allowance of \$123.60 in accordance with the personnel policy in the next regular Borough payroll of December 30, 2022. The benefits include the following:

5 Hours Compensatory Time	\$ 123.60
TOTAL	\$ 123.60

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 340-2022

**HIRING CONSTANCE STANZIONE AND MICHAEL WIERZBICKI AS SCHOOL
CROSSING GUARDS AT \$14.75 PER HOUR EFFECTIVE IMMEDIATELY**

At the recommendation of Chief Geist, the Governing Body hereby approves hiring Constance Stanzone and Michael Wierzbicki of Middlesex, NJ as School Crossing Guards at \$14.75 per hour effective immediately. Both Ms. Stanzone and Mr. Wierzbicki have completed their Police Department background investigation and have met all of the requirements for this position.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 341-2022

**APPROVING AN AGREEMENT BETWEEN THE BOROUGH OF MIDDLESEX AND
MEGA BITE! EVENTS FOR THE MIDDLESEX BOROUGH BONFIRE FEST TO BE HELD
ON FEBRUARY 26, 2023 AND THE FOOD TRUCK FESTIVAL TO BE HELD ON
SEPTEMBER 30, 2023**

The Governing Body hereby authorize the Mayor to execute the Agreements between Middlesex Borough and MegaBite! Events for the Middlesex Bonfire Fest to be held on February 26, 2023 and the Fall Food Truck Festival to be held on September 30, 2023.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 342-2022

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, 2023 to December 31, 2023.

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, 2023, to December 31, 2023.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 343-2022

ACCEPTING THE RESIGNATION OF MAX KING FROM THE DEPARTMENT OF PUBLIC WORKS EFFECTIVE NOVEMBER 22, 2022

The Governing Body hereby accepts the resignation of Max King from the Department of Public Works effective November 22, 2022. Mr. King was employed part time in the Sanitation Department.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 344-2022

REAPPOINTING DARCY DELVECCHIO AS TAX COLLECTOR

WHEREAS, in accordance with N.J.S.A. 40A:9-141 and pursuant to Resolution # 198-2018, Darcy DelVecchio was appointed to a four year term as Tax Collector of the Borough of Middlesex, effective January 1, 2019: and

WHEREAS, this appointment is due to expire on December 31, 2022: and

WHEREAS, the Borough Council recommends to reappoint Darcy DelVecchio in accordance with N.J.S.A. 40A:9-145.7, which regulates the terms for reappointment and N.J.S.A 40A:9-145.8 , which provides that any person reappointed as Tax Collector shall have acquired tenure and shall hold his or her office in compliance with continuing education requirements.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Middlesex in the County of Middlesex, State of New Jersey, that Darcy DelVecchio be reappointed as Tax Collector, effective January 1, 2023.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 345-2022

AWARDING THE REMODELING OF THE RESTROOMS TO MCLAUGHLIN INTERIOR SYSTEMS LLC IN THE AMOUNT OF \$33,810.00

WHEREAS, the restrooms located at Borough Hall are not ADA compliant; and

WHEREAS, two (2) quotes were solicited for the remodeling of the restrooms located at Borough Hall, and

WHEREAS, only one (1) quote was received:

- 1) McLaughlin Interior Systems LLC, \$33,810.00

WHEREAS, the Department of Public Works and the Purchasing Agent recommend awarding McLaughlin Interior Systems LLC for the repairs of the restrooms; 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 Department of Public Works and the Purchasing Agent, the governing body hereby approves awarding the project to McLaughlin Interior Systems LLC in the amount of \$33,810.00.

NOW FURTHER BE IT RESOLVED, that the CFO hereby certifies that funds are available from:

G-02-16-140-000-103 (2017 HUD ADA Improvements) - \$2,413.00
G-02-16-140-000-105 (2018 HUD ADA Improvements) - \$15,419.85
G-02-16-140-000-106 (2019 HUD ADA Improvements) - \$15,977.15

Caroline Benson, CFO

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 346-2022

APPROVING THE REFUND FOR A STREET OPENING PERMIT/EXCAVATION IN RIGHT OF WAY TO LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES, INC. IN THE AMOUNT OF \$544.00

WHEREAS, Langan Engineering and Environmental Services, Inc. was issued a street opening permit/excavation in right-of way on 9/13/22 for right-of way along Baekeland Ave for ground water monitoring well; and

WHEREAS, Langan Engineering and Environmental Services, Inc deposited \$625.00 with

the Borough of Middlesex to ensure proper repair and maintenance of the right of way; and

WHEREAS, said engineering review fee of \$81 shall be taken out for administration charges; and

WHEREAS, said right of way at 172 Baekeland Ave was determined that the well location is not on the Middlesex ROW, and the permit is no longer needed.

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 \$544.00 in favor of Langan Engineering and Environmental Services, Inc, 1818 Market St, Suite 3300, Philadelphia PA 19103, for refund of Street Opening Permit No. 2022-012.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 347-2022

AUTHORIZING RETROACTIVE PAY FOR SERGEANT JOHNSON, SERGEANT BACON, LIEUTENANT O'CONNOR AND CAPTAIN DENICK

WHEREAS, the Mayor & Council approved the PBA Local 181 union contract for 2021 - 2024 at the June 28, 2022 meeting and;

WHEREAS, the Police Department had retirements during the calendar year 2021 for Sgt Stephen Johnson, Sgt James Bacon, Lt Daniel O'Connor and Cpt Frank DeNick;

NOW THEREFORE BE IT RESOLVED, that the Mayor & Council wishes to authorize retroactive pay for these officers that retired prior to the signing of the union contract. This authorization of retroactive pay deviates from prior practice in regards to retirements prior to finalization of contracts, and does not bind the Borough for any future similar payments, nor shall it be precedential in any other circumstance.

Sgt Stephen Johnson	Retroactive Base Salary	\$1,433.69
Sgt Stephen Johnson	Retroactive Retirement Benefits	\$ 94.25
Sgt James Bacon	Retroactive Base Salary	\$1,558.35
Sgt James Bacon	Retroactive Retirement Benefits	\$1,657.33
Lt Daniel O'Connor	Retroactive Base Salary	\$1,947.38
Lt Daniel O'Connor	Retroactive Retirement Benefits	\$1,632.63
Cpt Frank DeNick	Retroactive Base Salary	\$2,122.48
Cpt Frank DeNick	Retroactive Retirement Benefits	\$1,878.84

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 348-2022

**AUTHORIZING THE WAIVER OF THE EXECUTION OF A DEVELOPER'S AGREEMENT
PURSUANT TO SECTION 56-47 OF THE MUNICIPAL CODE OF THE BOROUGH OF
MIDDLESEX FOR THE PROPERTY KNOWN AS 201 WILTON AVENUE, BLOCK 270,
LOTS 1, 3, 5.01, 9 AND BLOCK 271, LOTS 1.01, 3, 5, 7, 9.01, 16 (PLANNING BOARD
APP. NO. P2017-03)**

WHEREAS, Section 56-47 of the Municipal Code of the Borough of Middlesex requires the execution of a developer's agreement between an applicant and a developer upon the granting of final site plan approval by the Joint Land Use Board (or predecessor Planning Board or Zoning Board of Adjustment) of the Borough of Middlesex; and

WHEREAS, on June 28, 2017, the Planning Board granted preliminary and final site plan approval with "c" variances to the applicant, AHA Holding Group, LLC, for the property located at 201 Wilton Avenue in the IND (industrial) Zone, with the resolution of said Board attached hereto; and

WHEREAS, Condition 7 of the resolution of the Board directs the Applicant to "request a waiver of the municipal requirement for a Developer's Agreement of from Governing Body" which Applicant has done through correspondence to the Borough dated December 1, 2022; and

WHEREAS, Applicant has noted that the improvements are complete and consist of renovations to the existing site. As a result, the oversight can be handled in accordance with the detailed resolution of the Planning Board, and in consideration of same waiver of the Borough's requirement for a developer's agreement is appropriate; and

WHEREAS, having reviewed the resolution of the Planning Board and having considered the recommendation of same, the Borough Council desires to grant the Applicant's request and waive the Developer's Agreement requirement of Section 56-47 of the Municipal Code of the Borough of Middlesex; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey, does hereby waive the Developer's Agreement requirement of Section 56-47 of the Municipal Code of the Borough of Middlesex for the project approved in Planning Board App. No. 2018-18 for the property located at 201 Wilton Avenue (Block 270, Lots 1, 3, 5.01, 9 and Block 271, Lots 1.01, 3, 5, 7, 9.01, 16).

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 349-2022

**AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT WITH POSITIVE (+)
SOLUTIONS FROM JANUARY, 2023 THROUGH DECEMBER, 2023 IN THE AMOUNT
OF \$30,300.00 PER YEAR**

WHEREAS, pursuant to 40A:11-4.4, sealed bids were requested on November 8, 2022 pursuant to a duly noticed and published Request for Proposals for Public Relations and Design Consulting Services; and

WHEREAS, sealed bids were received and opened publicly on November 29, 2022 at 11:00am for Public Relations and Design Consulting Services as follows; and

Positive (+) Solutions
186 Burnet Crescent
Robbinsville, NJ
Yearly Flat Rate: \$30,300.00

WHEREAS, at the recommendation of the Borough Administrator, the Borough is awarding the contract to Positive (+) Solutions from January, 2023 through December, 2023.

NOW THEREFORE BE IT RESOLVED, the Governing Body hereby authorizes the Mayor to execute the Contract with Positive (+) Solutions from January, 2023 through December, 2023 in the amount of \$30,300.00 per year.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 350-2022

AUTHORIZING THE TAX COLLECTOR TO CANCEL THE BALANCE OF 1ST QTR. 2023 TAXES IN THE AMOUNT OF \$2,606.28 AND 2ND QTR. TAXES 2023 IN THE AMOUNT OF \$2,606.28 FOR BLOCK 35, LOT 19.01

WHEREAS, per N.J.S.A. 54:4-3-30 the homeowner of Block 35 Lot 19.01 (formerly Block 35 Lot 19) , 400 Market Street has been declared a 100% Disabled Veteran by the Division of Veterans Affairs; and,

WHEREAS, the property owner has completed and submitted the proper paperwork to apply for the Exemption; and,

WHEREAS, the Tax Assessor has approved the application with a date of 12/12/2022; and,

NOW, THEREFORE, the Tax Collector is hereby authorized to cancel the balance of 1st Qtr. 2023 taxes in the amount of \$2,606.28 and 2nd Qtr. taxes 2023 in the amount of \$2,606.28.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 351-2022

AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE THE PURCHASE AND SALE AGREEMENT FOR BLOCK 154, LOT 1 IN THE AMOUNT OF \$420,000

The Governing Body hereby authorizes the Mayor and Borough Clerk to execute the Purchase and Sale Agreement for Block 154, Lot 1 in the amount of \$420,000.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 352-2022

**AUTHORIZING AN EXTENSION TO THE SHARED SERVICES AGREEMENT BETWEEN
THE BOROUGH OF MIDDLESEX AND THE MIDDLESEX BOROUGH BOARD OF
EDUCATION THOUGH MARCH 31, 2023**

WHEREAS, The Borough of Middlesex ("Borough") and the Middlesex Borough Board of Education ("Board") maintain an agreement for the shared use of various facilities ("Agreement"); and

WHEREAS, the Agreement previously expired on January 14, 2018 and was extended by resolution for an additional five year term to January 14, 2023; and

WHEREAS, the parties desire to negotiate a new Agreement but anticipate that same will not be complete by January 14, 2023; and

WHEREAS, the parties wish to extend the terms of the current Agreement until March 31, 2023 in order to provide sufficient time for good faith negotiations; and

WHEREAS, copies of the aforementioned Agreement is annexed to this Resolution and incorporated as if fully set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Middlesex that the Shared Services Agreement between the Borough of Middlesex and the Middlesex County Board of Education is extended for a temporary period, through March 31, 2023.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 353-2022

AUTHORIZING THE CFO TO TRANSFER FUNDS FOR THE 2022 OPERATING BUDGET

The CFO/Treasurer hereby authorizes the transfer of funds for the 2022 Operating Budget:

Department	From	To
Tax Collector S/W		
	\$3,000.00	
Tax Assessor S/W		
	\$2,000.00	

Construction S/W	\$5,000.00	
Police Dept S/W - Court Overtime	\$15,000.00	
Police Dept O/E - Emergency Dispatch	\$50,000.00	
Solid Waste S/W - Differential	\$7,500.00	
Sewer Dept O/E - Equipment	\$3,500.00	
Sewer Dept O/E - Outside Maint	\$5,000.00	
Code Enforcement O/E - Vacant Property	\$3,000.00	
Fire Hydrants	\$2,000.00	
Roads Dept O/E - Supplies	\$7,000.00	
Roads Dept O/E - Road Maintenance	\$7,000.00	
Shade Tree	\$10,000.00	
Parks Dept S/W - Differential	\$5,000.00	
Parks Dept O/E - Vehicle Maintenance	\$5,000.00	
Parks Dept O/E - Port a Johns	\$2,000.00	
Water	\$7,500.00	
Diesel Fuel	\$7,500.00	
Gasoline	\$20,000.00	
Sewer Dept S/W - Differential	\$5,000.00	
Sanitary Landfill	\$10,000.00	
	\$91,000.00	\$91,000.00

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 354-2022

**AUTHORIZING REIMBURSEMENT OF MEDICARE PREMIUMS FOR CERTAIN
ELIGIBLE PENSIONERS UNDER CHAPTER III, PUBLIC LAW 1973, NJ HEALTH
BENEFITS PLANS**

WHEREAS, Chapter III of Public Laws 1973, which provided for reimbursement of Medicare premiums of certain eligible pensioners was adopted by the Mayor and Council by resolution on April 9, 1974; and

WHEREAS, certain retired employees of the Borough have applied for reimbursement.

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 checks, charged against Insurance (1) Group Insurance for Employees from the period July 2022 through December 2022, as follows:

Anello, John 108 Howard Ave Middlesex, NJ 08846	\$1,247.40	James L Benson 445 Harris Ave Middlesex, NJ 08846	\$1,428.60
Patricia A Benson 445 Harris Ave Middlesex, NJ 08846	\$1,428.60	Archie J Blood Jr 54 Lincoln Ave Barnegat, NJ 08005	\$578.40
Margie L Blood 54 Lincoln Ave Barnegat, NJ 08005	\$629.40	Cynthia Chomen 10 Oswego Ave Middlesex, NJ 08846	\$1,428.60
Anthony Cole 246 Oak Dr Middlesex, NJ 08846	\$1,020.60	Susan Cole 246 Oak Dr Middlesex, NJ 08846	\$1,020.60
Dorothy Coren 20 Mead Ave Middlesex, NJ 08846	\$663.00	Joseph Coren 20 Mead Ave Middlesex, NJ 08846	\$1,069.80
DeVuyst, Debra 148 Turner Rd Sugar Run, PA 18846	\$1,020.60	DeVuyst, Kenneth 148 Turner Rd Sugar Run, PA 18846	\$1,020.60
Donatelli, Dennis 7 June Way Middlesex, NJ 08846	\$1,428.60	Donatelli, Kathy 7 June Way Middlesex, NJ 08846	\$1,428.60

Michele Lella Echols 195 Shafer Ave Phillipsburg, NJ 08865-2414	\$891.00	John Fuhrmann 38 Whitney Dr Middlesex, NJ 08846	\$813.00
Sheila Fuhrmann 38 Whitney Dr Middlesex, NJ 08846	\$813.00	John Giuliano 339 Second St Middlesex, NJ 08846	\$578.40
John A Haverstick 771 County Rt 16 Mexico, NY 13114-3193	\$1,020.60	Deborah Iannetti 35 Orchard Rd Middlesex, NJ 08846	\$952.40
Charlie Nash 13 Homestead Terrace Scotch Plains, NJ 07076	\$1,020.60	Jerome Nowak 6544 North Kennedy Ave Fresno, CA 93720	\$578.40
Kevin Reilly 436 Giles Ave Middlesex, NJ 08846	\$1,020.60	Arthur Roberts 305 Harris Ave Middlesex, NJ 08846	\$482.00
Erica Schaefer 58 Joe-Ent Rd Flemington, NJ 08822	\$629.40	Jerry Schaefer 58 Joe-Ent Rd Flemington, NJ 08822	\$629.40
Maureen Schaefer 58 Joe-Ent Rd Flemington, NJ 08822	\$813.00	Robert Schwarz 265 Fountain St Port Charlotte, FL 33953	\$680.40
Charles Sebastian 512 Clinton Ave Middlesex, NJ 08846	\$768.00	James Tolomeo 45 Myrtle Ct Whitehouse, NJ 08889	\$629.40
Rita Wahler 16 Fitzsimmons Ave Middlesex, NJ 08846	\$599.40	Roger Wahler 16 Fitzsimmons Ave Middlesex, NJ 08846	\$629.40

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 355-2022

to Article XV of the Police Department Ordinance; and

WHEREAS, On December 13, 2022 Chief Geist recommended Police Officer Anthony Painchaud be advanced in grade.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that Police Officer Anthony Painchaud be and is hereby advanced in grade to Patrolman Class "A" effective December 14, 2022 at an annual salary \$120,028.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 357-2022

**AUTHORIZING THE REFUND OF ESCROW POSTED TO CHRIS MARTIN, 228
FAIRFIELD AVENUE FOR JLUB APPLICATION 2020-010**

The Governing Body authorizes the refund of the balance of the escrow posted for JLUB Application 2020-010 to Chris Martin, 228 Fairfield Avenue, Middlesex, NJ.

Borough Clerk Linda Chismar read the following resolution:

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

RESOLUTION 358-2022

**APPROVING CHANGE ORDER #2 IN THE AMOUNT OF \$32,849.52 FOR THE PHASE II
SANITARY SEWER PROJECT**

WHEREAS, T.R. Weniger, Inc. 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 #2, which reflects a \$32,849.52 decrease in the total amount of the Contract 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 \$791,265.22; 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
Change Order #2	\$ (32,849.52)

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex will go into closed session for the following reason listed below as outlined in N.J.S.A. 10:4-12 and the minutes will be kept, and once the matter involving the confidentiality of the items no longer require confidentiality, the minutes can be made public.

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

Sale of Fire Headquarters

Update on Presbyterian Church

County Health Services Contract

Personnel - Salary Adjustment

BA Resume Selection

ADJOURNMENT

The Reorganization Meeting will be January 3, 2023

Respectfully yours,

Linda Chismar, RMC
Borough Clerk