



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

1200 Mountain Ave
Middlesex, NJ

Kathleen Anello
732-356-7400 x236
www.middlesexboro-nj.gov

Tuesday, October 9, 2018

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.

Mayor DiMura added discussion on a Sidewalk Improvement Program to the Agenda Workshop Items. Council approved.

SALUTE TO FLAG

ROLL CALL

Mayor Ron DiMura
Council Member Kevin Dotey
Council Member Dan Parenti
Council Member Sean Kaplan
Council Member John Madden
Council President Robert Schueler
Council Member Jack Mikolajczyk

Also Present:

Others Absent:

Aravind Aithal Attorney

Attorney Tim Arch attended the Regular Meeting on behalf of Attorney Aravind Aithal.

PRESENTATIONS

1. LOSAP Presentation

Bruce Linger of Lincoln Financial Advisors Corp. attended the Regular Meeting to discuss the LOSAP (Length of Service Award Program) which is a Program which rewards the volunteers in your community for service by offering them a tax deferred income benefit which is considered a supplemental retirement plan. Mr. Linger explained the tax benefits this plan would offer, the contribution limits, the eligible participants, the fund withdrawal options and the transferring of plans with another LOSAP provider. Mr. Linger also explained the process which would be required to implement this Program.

Mayor DiMura obtained a consensus of Council to begin the process to implement a LOSAP Program and appointed a committee which included Councilman Madden, Council President Schueler, Councilman Dotey and Fire Chief Bird. This committee will report back to the entire Governing Body.

APPOINTMENTS

PROCLAMATIONS

1. Proclaiming October, 2018 as Domestic Violence Month

WHEREAS, violence against women, children, and men continues to become more prevalent as a social problem in our society; and

WHEREAS, the crime of domestic violence violates an individual's privacy, dignity, security, and humanity, due to systematic use of physical, emotional, sexual, psychological and economic control and/or abuse, with the impact of this crime being wide-ranging; and

WHEREAS, Women Aware, Inc. agency along with The Middlesex/Dunellen Domestic Violence Response Team has offered unparalleled services to women, children and men who have been victimized by domestic violence;

NOW, THEREFORE BE IT RESOLVED, that in recognition of the important work being done by Women Aware, Inc. & The Middlesex/Dunellen Domestic Violence Response Team, I, Ronald DiMura, Mayor of Middlesex Borough, do hereby proclaim the month of October 2018 as **DOMESTIC VIOLENCE AWARENESS MONTH** and urge all citizens to actively participate in the scheduled activities and programs sponsored by Women Aware, Inc., and to work toward the elimination of personal and institutional violence against women, children, and men.

Given Under My Hand And The Seal Of The Borough Of Middlesex, New Jersey, This 9th Day Of October, 2018.

The Borough Clerk proclaimed October, 2018 as Domestic Violence Month.

ORDINANCE(S) FOR INTRODUCTION

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

ADOPTION OF MINUTES

1. Approval of the September 25, 2018 Regular & Executive Meeting Minutes

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

MAYOR'S REPORT

1. Projects Update

Mayor reported on the following:

- (1) The Runyon Avenue Road Project has been completed. The side roads connecting Runyon should be completed by the end of the week.
- (2) The 2018 Road Project will be started next week.
- (3) Mountain View Park Phase I - The parking lot was completed and as soon as the football season is completed the rest of Phase 1 will be done.
- (4) Phase 1 Sewer Project will be starting next month, and will be continuing throughout the winter.
- (5) Phase II Sewer Project is currently awaiting DEP approval, which we should receive within the next 2 - 3 weeks.
- (6) Pathmark Project is on schedule to be opening by Thanksgiving.
- (7) The Economic Development Advisory Committee has heard three proposals which include: (1) a 52 unit residential building on Bound Brook Road next to Grammercy Gardens; (2) a 400,000 square foot warehouse facility on the Absolute property; and (3) a 350 square foot warehouse facility on River Road and Baekeland Avenue. They are now looking to take the next step to come before the Planning Board.
- (8) The Mayor appointed a committee to work on the school security project, along with him, which include Mr. Oliver (BOE President), Councilman Kaplan and Councilman Mikolajczyk
- (9) The Mayor would like to introduce an ordinance at the next meeting to form an Arts & Cultural Commission; and
- (10) The Mayor reported that he had just received a copy of the 2017 Audit which came out excellent and was received with no recommendations. Mayor DiMura thanked the CFO and Treasurer for all of their hard work.

Mayor DiMura stated that I think that we, as a Governing Body, should always be looking forward and trying to serve our residents. One of the things that we need to recognize is the changing demographics of the citizens of our Borough. Middlesex was always a tight-knit family community as I was growing up. Single family homes; parents and their children. Those children have now grown-up and, many of them moving into homes of their own, their parents are obviously getting older. Many of those parents are now empty-nesters, living in the same homes that they raised their children. Our current senior housing is full and has a waiting list - so obviously, there is a demand for affordable senior housing that we aren't meeting. Our senior citizens - many who have been life long residents of the Borough - need our support and should be considered in the planning of our future.

We need additional senior housing in the Borough, and I would like to hear from the experts on how we can meet that need. Next meeting, I have asked a well-respected developer of affordable senior housing projects to make a presentation to the Borough Council.

Our DPW site is currently located in the middle of a residential zone - surrounded by single family homes. I think that this site is better suited for solely needed senior housing. I would like to relocate the DPW facility to a more appropriate area - where the Marine Base on Mountain Avenue used to be many years ago. That property is currently in the final stages of environmental clean up and will be transferred to the Borough soon.

One of the visions that I have for the Borough is to make our infrastructure improvement projects - like building a new DPW facility at the form marine Base site, as budget neutral as possible. I don't want to burden our tax payers any more than they already are. That's why redevelopment is so critical in the Borough. Redevelopment allows for the Borough to negotiate with developers to offset the costs of some capital improvement projects that benefit all residents of the Borough.

At the October 23 meeting, I have asked a representative of the Ingerman Group to present some options to the borough. After that presentation, I am going to ask our Council to consider how we should move forward to address the affordable senior housing issue.

REPORTS - STANDING COMMITTEES

Finance/Taxation/Real Estate/Insurance/Public Utilities

Fire/OEM/Rescue Squad

Recreation/Recreation Fields/Swim Pool/Community Celebrations

1. Approval of the September, 2018 Recreation Trust Report

Councilman Dotey reported that the Recreation Committee will holding a Trick or Treat on October 31, 2018 at 6PM - 8PM.

Also, the Board of Health annual rabies clinic is scheduled for November 3, 2018 at the DPW Garage from 10AM - 12PM.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

Public Works/Buildings & Grounds/Recycling

1. Approval of the September, 2018 DPW Monthly Report

Councilman Parenti congratulated new Foreman Leonard Vidal and Road Department Lead Man Robert Dessino for their new positions.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dan Parenti, Council Member
SECONDER:	Sean Kaplan, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

Police/Legal/Code Enforcement & Zoning/Shade Tree/Construction/Municipal Court

1. Approval of the July - September, 2018 Zoning/Code Enforcement Report

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

Administration/Department of Senior Services/Legislation/Licensing

PRIVILEGE OF THE FLOOR

Rich Malt, 309 D Street spoke regarding the benefit of the LOSAP Program and that based upon the Fire Department "Charter" the maximum members that could participate in this program for the Fire Department would be 100 . Also, he noted that there were approximately 25 volunteers representing the Fire Department

today that went to the borough schools. The County commented to him about how impressive it was to have so many volunteers participate at the school today for Fire Prevention Week.

Evan Walter, 837 W. Second Street questioned if the Rescue Squad would be eligible for the LOSAP Program and if having this program would increase volunteerism. Also, he questioned if the 52 unit building proposed for Bound Brook Road had multi-floors and if there were size limitations on the building.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Madden, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 240-2018

APPROVING A REFUND FOR A CHANGE OF TITLE AND RESALE CERTIFICATE IN THE AMOUNT OF \$200.00 TO TIFFANY VANDENBERG FOR 126 SECOND STREET

WHEREAS, Tiffany Vandenberg applied to the Construction Office for a Change of Title and Resale Certificate at 126 2nd St; and

WHEREAS, Tiffany Vandenberg submitted check# 276 in the amount of \$200.00 on 09/13/18 in payment of said Change of Title and Resale Certificate; and

WHEREAS, no inspections were made and the sale did not take place.

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 \$200.00 in favor of Tiffany Vandenberg, 215 Delmore Avenue, South Plainfield, NJ 07080 for refund of fee for Change of Title and Resale Certificate.

The Borough Clerk read the following resolution:

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

RESOLUTION 241-2018

AUTHORIZING THE TAX COLLECTOR TO REDEEM TAX SALE CERTIFICATE #17-00012 FOR BLOCK 333, LOT 29.01 IN THE AMOUNT OF \$1607.57

The Tax Collector is hereby authorized to issue a check in the amount of \$1607.57 to redeem Tax Sale Certificate #17-00012, Block 333 Lot 29.01, 317 Lincoln Blvd. Check is made payable to:

US Bank Cust for PC7 Firsttrust Bank
50 South 16th St.

Suite 2050
Philadelphia, PA 19102

The Borough Clerk read the following resolution:

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

RESOLUTION 242-2018

**APPROVING THE BLOCK OF HOWARD AVENUE BETWEEN FISHER AVENUE AND
WOODLAND AVENUE FOR THE WATCHUNG SCHOOL PTO TO HOLD A TRUNK OR
TREAT ON FRIDAY, OCTOBER 26, 2018 FROM 6PM - 8PM**

WHEREAS, the Watchung School PTO has requested to have a "Trunk or Treat" on Howard Avenue between Fischer Avenue and Woodland Avenue on October 26, 2018 between the hours of 6 p.m. and 8 p.m.; and

WHEREAS, all the designated officials have given approval for this block party.

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

1. The Governing Body hereby grants approval to the Watchung School PTO to conduct a "Trunk or Treat" on Howard Avenue between Fischer Avenue and Woodland Avenue on October 26, 2018 between the hours of 6 p.m. and 8 p.m.
2. This resolution shall take effect immediately.

The Borough Clerk read the following resolution:

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

RESOLUTION 243-2018

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX
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 property in the Borough of Middlesex on or before October 1, 2017, 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, 2017; and

WHEREAS, the Tax Collector has disallowed the following Senior Citizen/Disabled Person deduction for the 2018 year totaling \$126.71.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>	<u>Reason</u>	<u>Year</u>
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Floyd, Balaam	309	3	126.71	LE - DOD 6/29/18	2018 Prorated
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NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Middlesex, Middlesex County, that the Chief Financial Officer of the Borough of Middlesex, Middlesex County be instructed to post to the books the collection of taxes receivable as detailed.

The Borough Clerk read the following resolution:

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

RESOLUTION 244-2018

RESOLUTION TO APPROVE THE SALARIES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF MIDDLESEX FOR YEAR 2018 -
Item Removed from Consent

WHEREAS, the Mayor and Council has the sole discretion to fix and determine the salaries and compensation of the officers and employees of the Borough of Middlesex,

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 salaries and rates of compensation for the year 2018 be hereby fixed respectively as follows:

<u>Title</u>	<u>2018 Salary</u>
Borough Clerk	\$87,489.00
Deputy Borough Clerk	\$57,927.00
Purchasing Agent	\$48,174.00
Chief Financial Officer	\$21,643.00
Treasurer	\$53,264.00
Tax Assessor	\$20,500.00
Municipal Judge	\$36,140.00
DPW Supervisor	\$102,500.00
Recreation Director	\$63,037.00
Recreation Asst Director	\$11,987.00
Zoning Officer/Code Enforcer	\$57,785.00
Construction Official	\$29,502.00
Electrical SubCode Official	\$13,211.00
Building SubCode Official	\$12,300.00
Plumbing SubCode Official	\$17,482.00

Finance Clerk	\$15.79
Construction Admin Assistant	\$14.35
Resale Certificate Inspector	\$15.38
Public Works Part Time 1	\$12.98
Public Works Part Time 2	\$12.30
Code Enforcement Assistant	\$12.30
Toddler Playgroup Instructor	\$12.98
Toddler Playgroup Assistant	\$12.07
Recreation Admin Assistant	\$12.30
Custodian	\$15.38

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	Dan Parenti, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 245-2018

**APPROVE THE RENEWAL OF THE MIDDLESEX COUNTY HAZARDOUS MATERIALS
COST RECOVERY AGREEMENT FOR YEARS 2019 -2021 - *Item Removed from Consent***

The governing body hereby approves the new Hazardous Materials Cost Recovery Agreement for years 2019 - 2021 between the County of Middlesex and the Borough of Middlesex and authorizes the Mayor and Borough Clerk to execute same.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Dan Parenti, Council Member
SECONDER:	Sean Kaplan, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 246-2018

**THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX ACKNOWLEDGE 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 property in the Borough of Middlesex on or before October 1, 2017, and meet the additional requirements to qualify for the deduction and;

WHEREAS, the Tax Collector has allowed the following Senior Citizen/Disabled Person deductions for the 2018 year totaling \$500.00.

<u>Block & Lot</u>	<u>Name & Address</u>	<u>Amount</u>
248/5	Bohac, Walter G & Alma A	\$250
70.11/11.05	Clevett, Harold J & Joyce A	\$250

The Borough Clerk read the following resolution:

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

RESOLUTION 247-2018

HIRING OF DELMAR ROUSE AS A PART TIME BUS DRIVER IN THE OFFICE OF SENIOR & DISABLED SERVICES

The Governing Body hereby approves hiring Delmar Rouse, Piscataway, New Jersey to work in the Office of Senior & Disabled Services as a part time bus driver for approximately 25 hours per week at \$18 per hour effective immediately, pending a satisfactory background check and physical.

NON-CONSENT AGENDA/RESOLUTIONS

The Borough Clerk read the following resolution:

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

RESOLUTION 248-2018

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:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 249-2018**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; and

WHEREAS, the regular meeting of this Governing Body will reconvene.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex will go into closed session for the following reason listed 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.

1. Administrator's Position
2. Future of CFO Position
3. Clerk's Position

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

AGENDA WORKSHOP ITEM**1. Sweeper Update**

Mayor DiMura reported that it would cost over \$40,000 to rent a street sweeper for the DPW to use immediately and using Riley Sweeping to do the sweeping would cost \$1,000 per week. The Supervisor and Foreman looked at quotes to repair our sweeper and were told that the truck was in good condition and we should get 2 - 3 more years of use if repaired. The cost for repair is \$24,000 and should take about 1 - 2 weeks. A consensus of council was taken to move forward with the repair to our street sweeper.

2. Sidewalk Improvement

Sidewalk Improvement Plan - Councilman Schueler and Councilman Kaplan noticed while walking the town that there are sidewalks that have been lifted or broken and residents don't know what to do. Councilman Schueler indicated that when discussing sidewalks with the Redevelopment Committee that when a developer comes in and there aren't sidewalks in the area of the development the Planning Board has allowed them to just not install sidewalks. Councilman Schueler would like to suggest that we consider an ordinance to have a sidewalk fund which would consist of funds that we would collect from these developers that do not install sidewalks. This "sidewalk fund" would be used to improve sidewalks throughout the borough. Mayor DiMura directed the request to establish a sidewalk fund to the Administrative Committee to research and reach out to the engineer and DPW and have them evaluate the sidewalks. The Committee will come back to the November 20, 2018 Council Meeting with recommendations.

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

EXECUTIVE SESSION

1. Administrator's Position
 2. Future of CFO Position
 3. Clerk's Position
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ADJOURNMENT

The next Regular Meeting will be October 23, 2018

Respectfully yours,

Kathleen Anello, RMC
Borough Clerk